

BILL NO. 21-47

AN ORDINANCE AMENDING SEC. 2-60.4. - DUTIES OF COMMITTEE CHAIR; COMMITTEE ORGANIZATION AS FOUND IN DIVISION 2. ARTICLE II. CHAPTER 2 OF THE CODE OF ORDINANCES OF THE CITY OF LEE'S SUMMIT, MISSOURI TO CLARIFY THE COMMITTEE MAJORITY REQUIRE TO FORWARD ORDINANCES TO THE CITY COUNCIL WITH A RECOMMENDATION OF APPROVAL AND TO FURTHER OTHERWISE CLARIFY THE DISPOSITION OF ORDINANCES CONSIDERED BY THE CITY COUNCIL COMMITTEES.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as follows:

Section 1. That a Section 2-60.4. - Duties of Committee Chair; Committee organization. Division 2., Article II. Chapter 2 of the Code of Ordinances of the City of Lee's Summit, Missouri be amended to read as follows:

"Sec. 2-60.4. - Duties of Committee Chair; Committee organization.

- A. It is the duty of the Chair to preside at all sessions of the committee. In the absence of the Chair, the Vice Chair of the committee shall preside, and in his/her absence a member appointed by the Chair.
- B. The Chair, while the committee is in session, shall preserve order and decorum in and adjacent to the committee or meeting room and shall conduct all hearings in accordance with the Rules of the Council.
- C. The Chair shall have custody of all bills, proposed ordinances, papers and other documents referred to the committee and shall make reports authorized by the committee and submit the same to the Council without delay.
- D. Actions of committees:
 1. An affirmative vote of a majority of ***the entire*** committee members shall be required to recommend ***any ordinance*** ~~item~~ to ***the*** City Council for approval. ***As used in this section, the term "entire committee" includes only the voting members of the committee and does not include any member that does not otherwise have the right to cast votes. Any ordinance receiving the affirmative vote of a majority of the entire committee shall be placed on the "Proposed ordinances forwarded from Committee" portion of the City Council agenda.***
 2. ***Whenever a motion to recommend approval of any ordinance shall receive an affirmative majority vote of those present and voting but less than a majority of the entire committee, such ordinance shall be forwarded to the City Council without a recommendation and be placed on the "Proposed ordinances - First reading" portion of the agenda.***
 3. ***Whenever a motion to recommend approval of any ordinance shall result in an even division of the votes cast, such ordinance shall be reported to the City Council without a recommendation and be placed on the "Committee Reports" portion of the agenda. Except that, the Chair of the Committee may, in his or her sole discretion, direct staff to place such item on the "Proposed ordinances - First reading" portion of the City Council agenda. Any such item shall carry a notation of the even division of the question and shall state that it was placed on the "Proposed ordinances - First reading" portion of the agenda at the direction of the Chair. The Chair shall notify staff not later than the end of the next business day following such even division vote of his or her desire to place any***

BILL NO. 21-47

such item on the agenda as described above. An item to be placed on the City Council Agenda at the direction of the Committee Chair shall be placed on the next agenda for which such inclusion can meet relevant City Council packet deadlines. If the Chair fails to so notify staff, the item cannot be placed on the "Proposed ordinances - First reading" portion of the City Council agenda and will be placed on the "Committee Reports" portion of the agenda.

4. *Whenever a motion to recommend approval of any ordinance fails to receive a majority of any type or an even division vote as described in subsections 1, 2, and 3 above, it shall be forwarded to the City Council without a recommendation and be placed on the "Committee Reports" portion of the agenda.*
5. *Whenever the motion to approve an item does not include a recommendation of approval and receives an affirmative majority vote of the entire committee or a majority of the committee members present and voting, such ordinance shall be forwarded to the City Council without recommendation and shall be placed on the "Proposed ordinances - First reading" portion of the agenda.*
6. *Nothing in this section 2-60.4 shall prevent a member of a committee from making any motion that is otherwise proper as provided in the rules of order.*

~~vote on any ordinance or resolution shall a motion that a bill or proposed ordinance be "recommended to the City Council for approval" shall fail, or if there is an even division on the question, the Chair shall report on said bill or proposed ordinance with respective committee voting results to the full Council.~~

- E. When a motion has been decided by a committee, any member voting on the prevailing side may move to reconsider the vote provided that: (1) the Chair still has possession of the bill or proposed ordinance; and (2) the motion to reconsider is made on the same day on which the motion was decided or at the next day on which the committee convenes with a quorum present at a properly scheduled meeting at which the original motion would be in order. A majority of the members appointed to the committee is required to sustain any motion to reconsider."

SECTION 3. That this ordinance shall be in full force and effect from and after the date of its passage, adoption, and approval by the Mayor.

PASSED by the City Council of the City of Lee's Summit, Missouri, this _____ day of _____, 20__.

Mayor William A. Baird

BILL NO. 21-47

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this _____ day of _____, 2020.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*