

**City of Palmer  
Ordinance No. 22-004**

**Subject:** Amending the Palmer Municipal Code Title 2, Section 2.04.031 and 2.05.020 Pertaining to Eligibility of Council Members and the Mayor

**Agenda of:** June 14, 2022

**Council Action:**    ☐ **Adopted**                      ☐ **Amended:** \_\_\_\_\_  
                              ☒ **Defeated – Postponed indefinitely**

**Originator Information:**

**Originator:**    Council Members Best and Melin

**Department Review:**

<b>Route to:</b>	<b>Department Director:</b>	<b>Signature:</b>	<b>Date:</b>
_____	Community Development	_____	_____
_____	Finance	_____	_____
_____	Fire	_____	_____
_____	Police	_____	_____
_____	Public Works	_____	_____

**Certification of Funds:**

Total amount of funds listed in this legislation:    \$ \_\_\_\_\_

This legislation (✓):

<input type="checkbox"/>	Creates revenue in the amount of:	\$ _____
<input type="checkbox"/>	Creates expenditure in the amount of:	\$ _____
<input type="checkbox"/>	Creates a saving in the amount of:	\$ _____
<input type="checkbox"/>	Has no fiscal impact	

Funds are (✓):

<input type="checkbox"/>	Budgeted	Line item(s): _____
<input type="checkbox"/>	Not budgeted	_____

Director of Finance Signature: \_\_\_\_\_

**Approved for Presentation By:**

**Signature:**

**Remarks:**

City Manager	_____	_____
City Attorney	_____	_____
City Clerk	_____	_____

**Attachment(s):**

1. Ordinance No. 22-004

**Summary Statement/Background:**

The City of Palmer Council certified the election results of the voter-initiated recall of elected officials for grounds of misconduct in office.

Amending PMC 2.04.031 and 2.05.020 would prevent a person who has been recalled from an office or who has resigned from office while recall proceedings were pending against them shall be deemed ineligible for all city offices, boards, and commissions for two years from the end of the designated term for removal by recall or resignation.

**Administration's Recommendation:**

Adopt Ordinance No. 22-004.

**LEGISLATIVE HISTORY**

Introduced by: Council Members Best and Melin  
Date: 6/14/2022  
Public Hearing: 6/28/2022  
Action: Amended 6/28/2022  
Vote:

Yes:

No:

Carrington  
Melin  
Tudor  
Ojala  
Alcantra  
Anzilotti

CITY OF PALMER, ALASKA

**Ordinance No. 22-004****An Ordinance of the Palmer City Council Amending PMC 2.04.031 and PMC 2.05.020 Pertaining to Eligibility of Council Members and the Mayor**

WHEREAS, on May 3, 2022, the City of Palmer certified the Special Election results of the voter-initiated recall of elected officials for grounds of misconduct in office; and

WHEREAS, a voter initiated recall is acting as a Referendum in this instance, as it is the final opinion of the voters on this subject; and

WHEREAS, results of these voter initiated decision are binding on the governing body and may not be changed for two years.

THE CITY OF PALMER, ALASKA, ORDAINS:

Section 1. Classification. This ordinance shall be permanent in nature and shall be incorporated into the Palmer Municipal Code.

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

Section 3. Palmer Municipal Code Section 2.04.031 is hereby amended to read as follows (new language is underlined and deleted language is stricken):

(c) No person who has been recalled from an office or who has resigned from office while recall proceedings were pending against them shall be deemed ineligible for all city offices, boards and commissions for two years from the end of the designated term for removal by recall or resignation.

Section 4. Palmer Municipal Code Section 2.05.020 is hereby amended to read as follows (new language is underlined and deleted language is stricken):

(c) No person who has been recalled from an office or who has resigned from office while recall proceedings were pending against them shall be deemed ineligible for all city offices, boards and commissions for two years from the end of the designated term for removal by recall or resignation.

Section 4. Effective Date. Ordinance No. 22-004 shall take effect upon adoption by the city of Palmer City Council.

**Passed and approved** this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Steve Carrington, Mayor

\_\_\_\_\_  
Shelly Acteson, CMC, City Clerk