

RESOLUTION NO. _____

PUBLISHED ON: _____

EFFECTIVE DATE: _____

**A RESOLUTION CREATING SECTION 2-30, A SECTION WITHIN
CHAPTER 2 OF THE SEDGWICK COUNTY CODE**

WHEREAS, pursuant to K.S.A. 19-101, *et seq*, the Sedgwick County Board of County Commissioners ("County") may exercise the powers of home rule to determine its local affairs and government;

WHEREAS, Resolution 153-2018 was passed by the County which altered County Code Section 2-26 altering the quorum of a Board of County Commissioners meeting from four to three; and

WHEREAS, this change has created confusion and lack of clarity in how a meeting may be held with only three members and what constitutes a majority in that situation; and

WHEREAS, the Board of County Commissioners wishes to clarify that binding action shall only be passed with a vote of the majority of members of the body, three.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, THAT:

SECTION I: New Sedgwick County Code, Section 2-30 shall be enacted and read as follows:

Sec. 2-30. Majority Vote Required

Three (3) county commissioners shall constitute a majority for the purpose of transacting all county business of any kind whatsoever, and three (3) county commissioners must vote "aye" or in the affirmative in an open meeting in order to bind the County to any action. This section in no way alters state law which may call for a "super majority" vote in certain instances.

SECTION II: Effective date.

Pursuant to K.S.A. 19-101a(b), this resolution shall become effective upon passage and publication in the official county newspaper.

SECTION III. Publication.

Upon approval of this Resolution, the Sedgwick County Clerk is directed to publish forthwith this Resolution once in the official county newspaper.

Commissioners present and voting were:

DAVID M. UNRUH
MICHAEL B. O'DONNELL, II
DAVID T. DENNIS
RICHARD RANZAU
JAMES M. HOWELL

Dated this _____ day of _____, 2018

BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

ATTEST:

KELLY B. ARNOLD, County Clerk

DAVID T. DENNIS, Chairman
Commissioner, Third District

DAVID M. UNRUH, Chair Pro Tem
Commissioner, First District

APPROVED AS TO FORM:



WILLIAM F. DEER
Assistant County Counselor

MICHAEL B. O'DONNELL, II
Commissioner, Second District

RICHARD RANZAU
Commissioner, Fourth District

JAMES M. HOWELL
Commissioner, Fifth District