

ORDINANCE NO. 8687-82

AN ORDINANCE AMENDING SECTION 2-30
OF THE URBANA CITY CODE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, that Section 2-30, entitled "Voting Procedures," is hereby repealed upon the taking effect of this Ordinance and the following is enacted in its place:

2-30 Voting Procedures

(a) To enact any ordinance for whatever purpose, or any resolution or motion (1) to create any liability against the city; or (2) for the expenditure or appropriation of its money (unless an extraordinary majority is required under state statutes or city ordinances), a simple majority of the members of the city council must vote "yes" or "aye". The following shall be applicable in calculating the requisite majority:

- (1) If the city council contains an even-number of aldermen/alderwomen then holding office, then a majority of the city council shall be the simple majority of the members of the city council including the mayor;
- (2) If the city council contains an odd-number of aldermen/alderwomen then holding office, then a majority of the city council shall be the simple majority of aldermen/alderwomen, excluding the mayor;
- (3) Abstentions, if for reason of conflict of interest, shall be recorded by the city clerk as "abstained" and shall not be recorded as either an "aye" or a "nay" vote, and shall not be ruled by the chair as "going with the majority."

The passage of any resolution or motion not within the above description shall require the "yes" or "aye" vote of a majority of those members of the council present and voting when a vote on the measure is taken. Abstentions, if for reason of conflict of interest, in such case shall be recorded by the city clerk as "abstained" and shall not be recorded as either an "aye" or a "nay" vote and shall not be regarded by the chair as an either an "aye" or a "nay" vote.

(b) When state statutes or city ordinances, in order to enact an ordinance, resolution, motion, or upon reconsideration after veto and return thereof by the mayor, require an extraordinary majority to vote "aye," the following procedures shall be applicable in calculating the extraordinary majority:

- (1) Abstentions, if for reason of conflict of interest, shall not be counted as either an "aye" or "nay" vote and members abstaining shall not be counted in determining the total to which the percentage of votes required is applied in determining number of votes for passage, any statute, ordinance or rule of parliamentary procedure to the contrary notwithstanding;

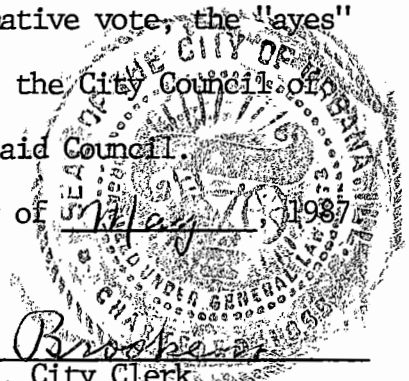
(2) However, no such ordinance, resolution or motion shall be deemed to have passed the city council unless such ordinance, resolution or motion receives an "aye" vote from at least a simple majority of the alderman/alderwomen then holding office.

(c) If an abstention or "pass" vote is not based upon an asserted conflict of interest, then such vote shall be recorded by the city clerk as "abstained" but the mayor shall rule that such vote "goes with the majority" of those votes actually cast as an "aye" or "nay" vote.

(d) Each council member shall have the right to abstain by reason of a stated conflict of interest based upon his or her own assessment of the existence of such conflict of interest and the city council shall have no right to overrule such council member's determination.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called of a majority of the Members of the City Council of the City of Urbana, Illinois, at a regular meeting of said Council.

PASSED by the City Council on this 4th day of May, 1987.



Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 7th day of May, 1987.

Jeffrey T. Markland
Jeffrey T. Markland, Mayor