

## ORDINANCE NUMBER 910

AN ORDINANCE OF THE CITY OF KETCHUM, IDAHO, REPEALING ORDINANCES NUMBER 858 AND 897 IN THEIR ENTIRETY AND RESULTS OF ELECTIONS SHALL BE DETERMINED PURSUANT TO IDAHO CODE SECTION 50-467, PROVIDING FOR A SAVING AND SEVERABILITY CLAUSE, A REPEALER CLAUSE AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the Mayor and the City Council of the City of Ketchum were presented with an Initiative Petition by the citizens and legal voters of the City of Ketchum, Blaine County, Idaho respectfully demanding that an Ordinance be enacted whereby election results of City Council members be determined pursuant to open seating;

**WHEREAS**, the City Clerk of Ketchum approved the Initiative Petition as to form on October 16, 2002;

**WHEREAS**, the City Clerk of Ketchum informed the City Council at the January 6, 2003 City Council Meeting that the Initiative Petition is approved as to signatures and proper form and the Council has thirty (30) days to pass an ordinance substantially as proposed by the petition; and

**WHEREAS**, in the event the council passes such an ordinance whereby election results are determined pursuant to Open Seating, the Initiative Petition shall be null and void. (Ketchum City Code Section 1.16.080.B.2.) In the event the City Council does not enact an ordinance, an election shall be ordered by the City Clerk to be held on May 27, 2003.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO;**

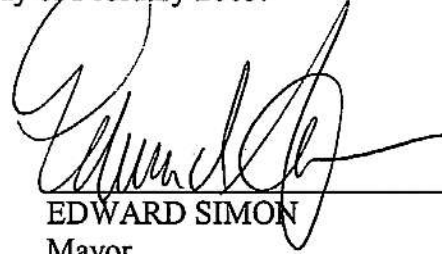
**SECTION 1. ORDINANCES REPEALED.** That Ordinances Number 858 and 897 are repealed in their entirety and results of elections shall be determined pursuant to Idaho Code, Section 50-467.

**SECTION 2. SAVING AND SEVERABILITY CLAUSE.** It is hereby declared to be the legislative intent that the provisions and parts of this Ordinance shall be severable. If any paragraph, part, section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid for any reason by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

**SECTION 3. REPEALER CLAUSE.** All Ordinances and parts of Ordinances of the City in conflict with this Ordinance or with any part hereof shall be and the same are hereby repealed.

**SECTION 4. EFFECTIVE DATE.** This Ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

PASSED BY THE CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO  
AND APPROVED BY THE MAYOR this 3rd day of February 2003.



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EDWARD SIMON  
Mayor

ATTEST:



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SANDRA E. CADY, CMC  
City Clerk

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February 12, 2003

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