

ORDINANCE NO. 1050

AN ORDINANCE OF THE CITY OF KETCHUM, IDAHO, AMENDING KETCHUM MUNICIPAL CODE SECTION 1.16.06, "VERIFICATION ON SHEETS FOR SIGNATURES" FOR INITIATIVE AND REFERENDUM PETITIONS; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE, PROVIDING A REPEALER CLAUSE; PROVIDING FOR PUBLICATION BY SUMMARY; PROVIDING FOR A CODIFICATION CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the current section of the Ketchum Municipal Code regarding initiatives and referendums is not in conformance with Idaho Code; and

WHEREAS, the City Council desires to amend Ketchum Municipal Code, Section 1.16.06, which provides for the verification on sheets for signatures for initiative and referendum petitions, to Idaho Code.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the City Council of the City of Ketchum, Idaho:

SECTION 1: Sections **1.16.060** is hereby amended, altered, and changed by adding thereto the underlined language herein below and by deleting there from the language stricken through, to wit:

1.16.060 Verification on sheets for signatures.

Each and every signature sheet of each petition containing signatures shall be verified on the face of such sheet in substantially the following form by the person who circulated such sheet of the petition, by his or her affidavit:

STATE OF IDAHO

COUNTY OF

I, _____, swear, under penalty of perjury, that I am a resident of the City State of Ketchum, Blaine County, Idaho and at least eighteen (18) years of age; and that every person who signed this sheet of the foregoing petition signed his or her name thereto in my presence. I believe that each has stated his or her name and the accompanying required information on the signature sheet correctly, and the person was eligible to sign this petition.

Signature
Post Office Address

SUBSCRIBED AND SWORN TO BEFORE ME THIS ___ DAY OF _____,
20__.

(Notary Seal)
Notary Public
Residing at
(Ord. 273 § 6, 1978)

SECTION 2. SAVINGS 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 All City of Ketchum ordinances or resolutions or parts thereof which are in conflict herewith are hereby repealed.

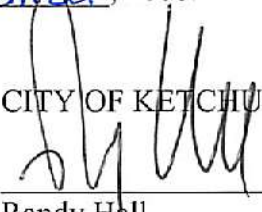
SECTION 4. PUBLICATION. This Ordinance, or a summary thereof in compliance with Section 50-901A, Idaho Code, substantially in the form annexed hereto as Exhibit "A," shall be published once in the official newspaper of the City, and shall take effect immediately upon its passage, approval, and publication.

SECTION 5. CODIFICATION. The City Clerk is instructed to immediately forward this ordinance to the codifier of the official municipal code for proper revision of the code.

SECTION 6. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage, approval, and publication.

PASSED BY THE CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO and APPROVED by the Mayor this 17 of November, 2008.

CITY OF KETCHUM, IDAHO



Randy Hall,
Mayor

ATTEST:


Sandra E. Cady, CMC
City Treasurer/Clerk

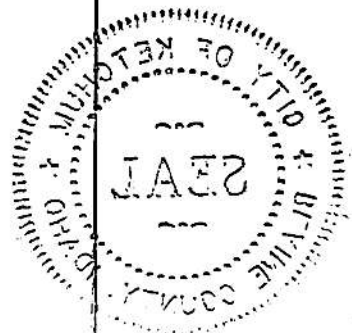


EXHIBIT A

**PUBLICATION OF SUMMARY OF ORDINANCE NO. 1050
CITY OF KETCHUM, IDAHO**

AN ORDINANCE OF THE CITY OF KETCHUM, IDAHO, AMENDING KETCHUM MUNICIPAL CODE SECTION 1.16.06, "VERIFICATION ON SHEETS FOR SIGNATURES" FOR INITIATIVE AND REFERENDUM PETITIONS; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE, PROVIDING A REPEALER CLAUSE; PROVIDING FOR PUBLICATION BY SUMMARY; PROVIDING FOR A CODIFICATION CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

A summary of the principal provisions of Ordinance No. 1050 of the City of Ketchum, Blaine County, Idaho, adopted on November 17, 2008, is as follows:

Section 1: Conforms Section 1.16.06 of the Ketchum Municipal Code, "Verification on Sheets for Signatures" for Initiative and Referendum petitions to be in compliance with applicable Idaho Code.

Section 2: Provides a savings and severability clause.

Section 3: Provides a repealer clause.

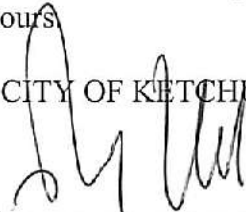
Section 4: Provides for publication of a summary of the Ordinance.

Section 5: Provides a codification clause.

Section 6: Establishes the effective date.

The full text of this Ordinance is available at the City Clerk's Office, Ketchum City Hall, 480 East Avenue North, Ketchum, Idaho 83340 and will be provided to any citizen upon personal request during normal office hours.

CITY OF KETCHUM, IDAHO



Randy Hall, Mayor

ATTEST:




Sandra E. Cady, CMC
City Treasurer/Clerk

STATEMENT OF LEGAL ADVISOR

I, the undersigned attorney at law, duly licensed in the State of Idaho and serving as City Attorney to the City of Ketchum, Idaho, hereby certify that I have read the attached Summary of Ordinance No. 1050 of the City of Ketchum and that the same is true and complete and provides adequate notice to the public of the contents of said Ordinance.

Dated this 17 day of November, 2008.


Stephanie Bonney
Ketchum City Attorney

Publish: Idaho Mountain Express

Date: November 26, 2008