

AN ORDINANCE PURSUANT TO THE GRANT OF MUNICIPAL SHARED POWERS RETAINING THE CURRENT ORGANIZATION AND STRUCTURE OF CITY GOVERNMENT, AND CONTINUING CURRENT ORDINANCES OF THE CITY NOTWITHSTANDING THE REPEAL OF VARIOUS SECTIONS OF THE KENTUCKY REVISED STATUTES, ON WHICH THE ORGANIZATION AND ORDINANCES MAY HAVE BEEN ORIGINALLY BASED, AND ON WHICH THE CITY WILL CONTINUE TO RELY FOR PURPOSES OF CONTROLLING ORGANIZATION AND STRUCTURE, AND PROVIDING AND PROCEDURE.

WHEREAS, During the 1980 Regular Session of the General Assembly of the Commonwealth of Kentucky, there was enacted Senate Bill 41, "An Act Relating to Local Government," which Act grants to Kentucky cities such power and authority not denied by the General Assembly; and

WHEREAS, There was also enacted Senate Bill 26, "An Act Relating to Local Government," which Act authorizes each city in Kentucky to establish the organization and structure of its respective city government within the guidelines of the Act; and

WHEREAS, Senate Bill 26 directs that the organization and structure of city government is to be retained until changed by ordinance pursuant to the Act; and

WHEREAS, Senate Bill 26 also repeals a number of sections of the Kentucky Revised Statutes heretofore controlling and directing the organization and operation of city government; and

WHEREAS, Senate Bill 26 directs that ordinances and resolutions of the city continue in force and effect unless in conflict with the Act; and

WHEREAS, There is insufficient time within which to review and revise, in a comprehensive manner, the organization and structure of city government and current ordinances and resolutions of the city; and

WHEREAS, the City of Russellville wishes to retain its current organization and structure; and its current ordinances and resolutions, notwithstanding that numerous sections of the Kentucky Revised Statutes controlling and directing the organization and operation of city government have been repealed effective July 15, 1980.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF RUSSELLVILLE:

SECTION 1: Pursuant to SB 41 and SB 26; of the 1980 Regular Session of the General Assembly of the Commonwealth of Kentucky, the City of Russellville hereby elects to retain the organization

and structure of its city government existing on July 14, 1980, immediately before the effective date of nonemergency legislation enacted by the 1980 Regular Session of the General Assembly.

SECTION 2: For the purposes of the organization and structure of the government of the City of Russellville, those sections of the Kentucky Revised Statutes pursuant to which city government operated on July 14, 1980, which sections have been repealed effective July 15, 1980, shall continue as directing and controlling the organization and structure of city government, notwithstanding their respective repeal.

SECTION 3: Ordinances and resolutions of the City of Russellville are hereby declared to remain in force and effect, and any such Ordinance citing or relying on a section of Kentucky Revised Statutes repealed by the 1980 Regular Session of the General Assembly shall be deemed to refer to such repealed statute for purposes of structure, procedure, and operation only, and not for the grant of any power or authority found in such section.

SECTION 4: Enactment of this Ordinance is for purposes of compliance with SB 26, KRS 83.020(2), and is pursuant to SB 41, KRS 82.020.

SECTION 5: This Ordinance shall become effective on its passage and approval, and publication as required by law, but the organization and structure of city government, and ordinances and resolutions of the City, shall not change before the effective date of this Ordinance.

ADOPTED by roll call vote, this the fourth day of November, 1980.

CITY OF RUSSELLVILLE

BY Everett Daniel MAYOR

ATTEST:

Peggy S. Jenkins  
CITY CLERK

FIRST READING: October 21, 1980.

AYES

NAYES

Eddie Martin

Willie Hampton

Ken Smith

Harold Ray Johns

Bill Greer

Gary Woodlee

SECOND READING: November 4, 1980

AYES

NAYES

Eddie Martin

Willie Hampton

Ken Smith

Harold Ray Johns

Bill Greer

Gary Woodlee