

ORDINANCE NO. _____
CITY OF BALTIC, SOUTH DAKOTA

AN ORDINANCE REPEALING ORDINANCE 295 OF THE BALTIC, SOUTH DAKOTA CODE OF ORDINANCES

WHEREAS, The City of Baltic has adopted Ordinance 295 entitled, An Ordinance Establishing and Adding Code of Conduct for Elected Officials and Due Process Procedures for Violations of Said Conduct, and § 10.09 of the Baltic, South Dakota Code of Ordinances specifically reserves the power to repeal ordinances; and

WHEREAS, Ordinance 295 is duplicative of existing law in that SDCL § 9-8-5 provides that the City Council has authority “to determine its own rules of procedure, punish its members for disorderly conduct, and, with the concurrence of two-thirds of the alderman elected thereto, expel a member”; and

WHEREAS, In addition to being duplicative of existing law, Ordinance 295 contains an a vague, divisive, costly, and expansive complaint and investigation process that will disrupt the orderly administration of government and improperly burden the core political speech of members of the City Council, City Officials, and the citizens of Baltic without proper justification;

NOW, THEREFORE, BE IT RESOLVED that Ordinance 295 is hereby repealed in its entirety.

This ordinance shall be in full force and effect from and after its passage, approval, recording, and publication as provided by law.

Dated this 17th day of May, 2022.

First Reading: _____, 2022
Second Reading: _____, 2022
Passage and Adoption: _____, 2022
Publication: _____, 2022
Effective Date: _____, 2022

Deborah McIsaac
Mayor

ATTEST:

Linda Hunnel
Municipal Finance Officer
(Seal)