

Introduced by: Bagley
Date: 01/02/18
Hearing: 02/06/18
Action: Enacted
Vote: 8 Yes, 0 No, 1 Absent

**KENAI PENINSULA BOROUGH
ORDINANCE 2018-02**

**AN ORDINANCE AMENDING THE BOROUGH CODE TO PROVIDE THAT
VACANCIES IN SERVICE AREA BOARDS MAY BE FILLED BY APPOINTED
CANDIDATES TO SERVE FOR THE REMAINDER OF THE TERM INSTEAD OF
UNTIL THE NEXT ELECTION**

WHEREAS, currently the majority of service area board codes provide that when a vacancy on the board occurs it is filled by mayoral appointment and assembly confirmation until the next regular election of the borough; and

WHEREAS, this means that these new members' terms will expire in less than one year and their seat must be filled at the next election for the remaining term, which could be for just one or two more years; and

WHEREAS, it is difficult to recruit people to run for these offices and serve on the boards; and

WHEREAS, providing for the appointment to last until the remainder of the unexpired term of the office instead of until the next election would save the time and expenses associated with advertising for and including these officials in the election process;

NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

SECTION 1. That KPB 16.12.070 is hereby amended, as follows:

16.12.070. Board vacancies—Filling.

Vacancies on the board shall be filled by appointment by the mayor and confirmed by the assembly [UNTIL THE NEXT REGULAR ELECTION OF THE BOROUGH AT WHICH TIME A NEW MEMBER SHALL BE ELECTED] to fill the unexpired term or for a 3-year term if no unexpired term remains. The clerk shall provide at least twenty-one days' advance public notice before filling the vacancy. Public notice may be provided by publication through print or broadcast media, posting at the primary service area office or at the borough administration building, and such other publication as the service area board deems appropriate.

SECTION 2. That KPB 16.16.070 is hereby amended, as follows:

16.16.070. Board—Vacancies—Filling.

Vacancies on the board shall be filled by appointment by the mayor and confirmed by the assembly [UNTIL THE NEXT REGULAR ELECTION OF THE BOROUGH AT WHICH TIME A NEW MEMBER SHALL BE ELECTED] to fill the unexpired term or for a 3-year term if no unexpired term remains. The clerk shall provide at least twenty-one days' advance public notice before filling the vacancy. Public notice may be provided by publication through print or broadcast media, posting at the primary service area office or at the borough administration building, and such other publication as the service area board deems appropriate.

SECTION 3. That KPB 16.20.080 is hereby amended, as follows:

16.20.080. Board—Vacancies—Filling.

Vacancies on the board shall be filled by appointment by the mayor and confirmed by the assembly [UNTIL THE NEXT REGULAR ELECTION OF THE BOROUGH AT WHICH TIME A NEW MEMBER SHALL BE ELECTED] to fill the unexpired term or for a three-year term if no unexpired term remains. The clerk shall provide at least twenty-one days' advance public notice before filling the vacancy. Public notice may be provided by publication through print or broadcast media, posting at the primary service area office or at the borough administration building, and such other publication as the service area board deems appropriate.

SECTION 4. That KPB 16.24.070 is hereby amended, as follows:

16.24.070. Board—Vacancies—Filling.

Vacancies on the board shall be filled by appointment by the mayor and confirmed by the assembly [UNTIL THE NEXT REGULAR ELECTION OF THE BOROUGH AT WHICH TIME A NEW MEMBER SHALL BE ELECTED] to fill the unexpired term or for a three-year term if no unexpired term remains. The clerk shall provide at least twenty-one days' advance public notice before filling the vacancy. Public notice may be provided by publication through print or broadcast media, posting at the primary service area office or at the borough administration building, and such other publication as the service area board deems appropriate.

SECTION 5. That KPB 16.28.070 is hereby amended, as follows:

16.28.070. Board—Vacancies—Filling.

Vacancies on the board shall be filled by appointment by the mayor and confirmed by the assembly [UNTIL THE NEXT REGULAR ELECTION OF THE BOROUGH AT WHICH TIME A NEW MEMBER SHALL BE ELECTED] to fill the unexpired term or for a three-year term if no unexpired term remains. The clerk shall provide at least twenty-one days' advance public notice before filling the vacancy. Public notice may be provided by publication through print or broadcast media, posting at the primary service area office or at the borough administration building, and such other publication as the service area board deems appropriate.

SECTION 6. That KPB 16.30.080 is hereby amended, as follows:

16.30.080. Board—Vacancies—Filling.

Vacancies on the board shall be filled by appointment by the mayor and confirmed by the assembly [UNTIL THE NEXT ELECTION OF THE BOROUGH AT WHICH TIME A NEW MEMBER SHALL BE ELECTED] to fill the unexpired term or for a three-year term if no unexpired term remains. The clerk shall provide at least twenty-one days' advance public notice before filling the vacancy. Public notice may be provided by publication through print or broadcast media, posting at the primary service area office or at the borough administration building, and such other publication as the service area board deems appropriate.

SECTION 7. That KPB 16.50.080 is hereby amended, as follows:

16.50.080. Board—Vacancies—Filling.

Vacancies on the board shall be filled by appointment by the mayor and confirmed by the assembly [UNTIL THE NEXT REGULAR ELECTION OF THE BOROUGH AT WHICH TIME A NEW MEMBER SHALL BE ELECTED] to fill the unexpired term or for a three-year term if no unexpired term remains. The clerk shall provide at least twenty-one days' advance public notice before filling the vacancy. Public notice may be provided by publication through print or broadcast media, posting at the primary service area office or at the borough administration building, and such other publication as the service area board deems appropriate.

SECTION 8. That KPB 16.55.080 is hereby amended, as follows:

16.55.080. Board—Vacancies—Filling.

Vacancies on the board shall be filled by appointment by the mayor and confirmed by the assembly [UNTIL THE NEXT REGULAR ELECTION OF THE BOROUGH AT WHICH TIME A NEW MEMBER SHALL BE ELECTED] to fill the unexpired term or for a three-

year term if no unexpired term remains. The clerk shall provide at least twenty-one days' advance public notice before filling the vacancy. Public notice may be provided by publication through print or broadcast media, posting at the primary service area office or at the borough administration building, and such other publication as the service area board deems appropriate.

SECTION 9. That KPB 16.60.060(B) is hereby amended, as follows:

16.60.060. Board—Vacancies.

...

- B. Vacancies on the board shall be filled by appointment by the mayor and confirmed by the assembly [UNTIL THE NEXT REGULAR ELECTION OF THE BOROUGH, AT WHICH TIME A NEW MEMBER SHALL BE ELECTED] to fill the unexpired term or for a three-year term if no unexpired term remains. The clerk shall provide at least twenty-one days' advance public notice before filling the vacancy. Public notice may be provided by publication through print or broadcast media, posting at the primary service area office or at the borough administration building, and such other publication as the service area board deems appropriate.

SECTION 10. That KPB 16.70.070(B) is hereby amended, as follows:

16.70.070. Board—Vacancies created when—Filling vacancies.

...

- B. Vacancies on the board shall be filled by appointment by the mayor and confirmed by the assembly [UNTIL THE NEXT REGULAR ELECTION OF THE BOROUGH AT WHICH TIME A NEW MEMBER SHALL BE ELECTED] to fill the unexpired term or for a three-year term if no unexpired term remains. The clerk shall provide at least twenty-one days' advance public notice before filling the vacancy. Public notice may be provided by publication through print or broadcast media, posting at the primary service area office or at the borough administration building, and such other publication as the service area board deems appropriate.

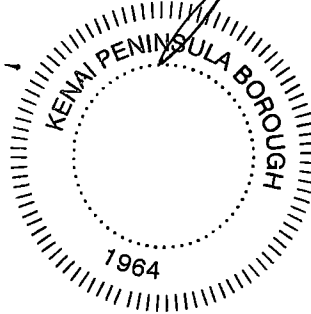
SECTION 11. That this ordinance shall become effective upon its enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 6TH DAY OF FEBRUARY, 2018.


Wayne H. Ogle, Assembly President

ATTEST:


Johni Blankenship, MMC, Borough Clerk



Yes: Bagley, Blakeley, Carpenter, Cooper, Fischer, Hibbert, Smalley, Ogle
No: None
Absent: Dunne