

Kenai Peninsula Borough

Legal Department

MEMORANDUM

TO: Peter Ribbens, Assembly President
Members, KPB Assembly

FROM: Sean Kelley, Borough Attorney ^{SK}
Michele Turner, Borough Clerk ^(MT)

COPY: Peter A. Micciche, Mayor

DATE: January 10, 2025

RE: Filling the Vacancy for Assembly District 5

Assembly Vacancy

Resolution 2025-003 accepted the resignation of Assembly Member Bill Elam and declared a vacancy on the Assembly for the District 5 seat. Per Resolution 2025-003, the period for candidates to file a declaration of candidacy opened January 8, 2025 and closes January 31, 2025.

Process

Once the candidacy filing period closes, it is anticipated that the Assembly will schedule interviews during a Committee of the Whole meeting to be held on February 4, 2025. The Assembly may then choose to deliberate in executive session for the sole purpose of comparing applicant qualifications and discussing personal characteristics of applicants for appointment. The Assembly may not make an appointment decision in executive session. The Assembly will make the appointment decision during the regular Assembly meeting.

Procedure

The motion will be to appoint the named individual to represent Assembly District 5 until the regular election in October, 2025. The vote will be a public vote. The successful candidate must receive the majority vote (five) by the remaining assembly members. The successful candidate will be sworn in and seated immediately following the vote. The vacancy must be filled no later than the second meeting after the resignation is accepted, February 4, 2025.

Authority

KPB 22.30.060; AS 29.20.180