

Introduced by:	Johnson
Date:	10/11/22
Hearing:	10/25/22
Action:	Enacted as Amended
Vote:	9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH
ORDINANCE 2022-19-19**

**AN ORDINANCE CALLING FOR A SPECIAL MAYORAL ELECTION, SETTING
THE SPECIAL ELECTION DATE, AND APPROPRIATING NECESSARY FUNDS**

WHEREAS, Mayor Pierce’s resignation from the office of the mayor effective September 30, 2022, was accepted by the Assembly at the September 6, 2022 regular Assembly meeting; and

WHEREAS, on September 6, 2022, the Assembly unanimously declared a vacancy in the office of the mayor; and

WHEREAS, KPB 4.10.050(A), states, “The assembly, by motion, resolution, or adoption of an ordinance, may call a special election at any time at least 75 days prior to the date of the election;” and

WHEREAS, AS 29.20.280(b) states, “a vacancy in the office of mayor occurring six months before a regular election shall be filled by the governing body. The person appointed serves until the next regular election when a successor is elected to serve the balance of the term. If a member of the governing body is appointed mayor, the member shall resign the seat on the governing body. If a vacancy occurs more than six months before a regular election, the governing body shall call a special election to fill the unexpired term;” and

WHEREAS, the vacancy occurred more than six months before a regular election for the office of the mayor, therefore a special election is required by law; and

WHEREAS, funds need to be appropriated to administer the special mayoral election and, potentially, a runoff election in the event no candidate receives a majority of the votes cast pursuant to KPB 4.10.070(A);

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

SECTION 1. That the Assembly directs the Borough Clerk acting in her capacity as the Election Supervisor to conduct a Special Mayoral Election on February 14, 2023.

SECTION 2. That the Assembly appropriates \$250,000 from the General Fund to the Assembly Elections Division, project account No. 100.11130.23VOT.49999., for the purpose of conducting the Special Mayoral Election and the Special Mayoral Runoff Election, if necessary.

SECTION 3. That this ordinance shall become effective immediately upon enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 25TH DAY OF OCTOBER, 2022.

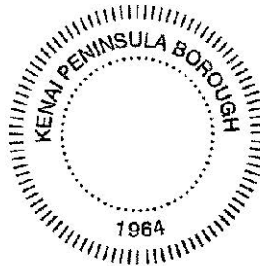
Brent Johnson

Brent Johnson, Assembly President

ATTEST:

John Blankenship

John Blankenship, MMC, Borough Clerk



Yes: Bjorkman, Chesley, Cox, Derkevorkian, Ecklund, Elam, Hibbert, Tupper, Johnson
No: None
Absent: None