

KENAI PENINSULA BOROUGH

ORDINANCE NO. 32

AN ORDINANCE ENTITLED: AN ORDINANCE RELATING TO SUCCESSION
DURING THE ABSENCE OR DISABILITY OF
THE CHAIRMAN

BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA
BOROUGH:

Section 1. The Kenai Peninsula Borough Code of Ordinances
is hereby amended by adding sections to be numbered 9.05.05.
and 9.05.10 which said sections read as follows:

TITLE 9. DEPARTMENTS AND AGENCIES

CHAPTER 5. OFFICE OF THE BOROUGH CHAIRMAN

Section 9.05.05. Powers and Duties. The powers and
duties of the chairman are as prescribed by law.

Section 9.05.10. Succession to the powers and duties
of Borough Chairman.

(a) Voluntary. Whenever the chairman transmits
to the president of the assembly his written
declaration that he is unable to discharge the
powers and duties of his office due to his tem-
porary absence from the seat of government or
disability, such powers and duties shall be dis-
charged by the president of the assembly or his
designee from the assembly. Unless the written
declaration specifies a term of absence or some
readily ascertainable event upon which he will
resume his duties, his duties shall be exercised
by the assembly president or his designee until
the chairman transmits to the assembly president
a written declaration that he is able to resume
his duties.

(b) Involuntary. Whenever the assembly president
and two-thirds of the members of the assembly file
a written declaration with the borough clerk that
the borough chairman is unable to discharge the
powers and duties of his office due to some dis-
ability or that the temporary absence of the

from the seat of government has created a situation where the efficient administration of the borough requires the appointment of an acting chairman, then, without further act, the assembly president or his designee shall assume the powers and duties of borough chairman.

The borough chairman shall immediately resume the powers and duties of chairman upon his return to the seat of government in the case of an absence, or in the event of disability, upon the affirmative vote of two-thirds or more of the members of the assembly provided he certifies to the assembly his ability to resume his duties.

(c) Transition. The chairman shall keep the assembly president or his designee informed and up to date on the management of borough affairs so that in the event of an unexpected absence or disability requiring action under (a) or (b) hereof, the assembly president or his designee may assume the duties of the chairman without unnecessary disruption to the administration of the borough.

Section 2. This ordinance becomes effective immediately upon its passage and approval according to law.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH
THIS 2 DAY OF May, 1967.

Earl Simons
President of Assembly

ATTEST:

Frances Byrnes
Borough Clerk