

Introduced by: Administration  
September 7, 1971

Hearing: October 12, 1971

KENAI PENINSULA BOROUGH

ORDINANCE 71-20

AN ORDINANCE ENTITLED: AN ORDINANCE RELATING TO THE  
COMPOSITION OF THE ASSEMBLY

WHEREAS, the Attorney General of the State of Alaska has given his opinion that borough assemblies must be apportioned in accordance with "one man - one vote" principles as expressed in the decisions of the U. S. Supreme Court, regardless of the provisions of AS 07.10.040; and,

WHEREAS, said Attorney General's opinion states that a system of weighted voting is an acceptable means to achieve a proper apportionment, at least on a temporary basis; and,

WHEREAS, a weighted voting system would be most suitable for the Kenai Peninsula Borough, otherwise the varying sizes of the cities would necessitate a large assembly which would be costly and perhaps unwieldy.

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

Section 1. Sec. 05.10.005 of the Kenai Peninsula Borough Code of Ordinances is repealed and reenacted to read:

Sec. 05.10.005. Assembly - Composition, Apportionment and Terms. (a) The assembly shall consist of 16 members having total votes of 144. Members and their votes shall be apportioned as follows:

1060

<u>City</u>	<u>Assemblymen</u>	<u>Votes</u>	<u>Total</u>
Homer	<u>1</u>	10	10
Kenai	<u>3</u>	<u>10</u> 2/3	<u>32</u>
Seldovia	<u>1</u>	<u>4</u>	<u>4</u>
Seward	<u>2</u>	<u>7</u> 1/2	<u>15</u>
Soldotna	<u>1</u>	<u>11</u>	<u>11</u>
<u>Non-City</u>	<u>8</u>	<u>9</u>	<u>72</u>
<hr/>			
TOTAL	<u>16</u>		<u>144</u>

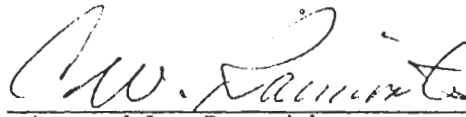
(b) Members of the assembly representing the area outside first class cities are elected at large for staggered terms of three years. Members of the assembly representing first class cities are appointed by and from the city councils for terms of three years.

(c) The weighted voting system provided for in (a) of this section shall be applicable to all actions of the assembly without regard to AS 07.20.070(d) including actions taken when sitting as a Board of Equalization or Board of Adjustment.

Section 2. Nothing contained in this ordinance shall affect the terms of existing assemblymen.

Section 3. This ordinance takes effect thirty (30) days after enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 12 DAY OF October, 1971.



Assembly President

ATTEST:

  
Borough Clerk