

ORDINANCE CERTIFICATION

I certify that upon final enactment of Ordinance No. 81-7 of the Kenai Peninsula borough, this certification of the actions taken by me conforms with the rules and regulations governing ordinances.

1. Publication: Publication has been made by causing a summary of this ordinance to be inserted one time in a newspaper of general circulation in the borough. One copy of this ordinance as set for hearing, together with Notice of Hearing has been mailed to the city clerks of each first class city in the borough and to each postoffice in the borough with a request for posting on the City Hall and Post Office bulletin boards for 10 days immediately following receipt.
2. After adoption of this ordinance, one copy will be mailed to the city clerk of each first class city in the borough.

This ordinance was DEFEATED by the assembly of the Kenai Peninsula Borough on the ___ day of March 3, 1981 and will become effective never...


Borough Clerk

Date: 3-6-81

Introduced by: Davis
Date: Feb. 3, 1981
Hearing: March 3, 1981
Vote: 8 Yes, 8 No
Action: Defeated

KENAI PENINSULA BOROUGH

ORDINANCE 81-7

AMENDING SECTION 4.08.030 OF THE BOROUGH CODE TO DELETE THE REQUIREMENT THAT THE SUCCESSFULL CANDIDATE FOR BOROUGH MAYOR MUST RECEIVE AN EXCESS OF FIFTY PERCENT (50%) OF VOTES CAST IN THE REGULAR ELECTION IN ORDER TO AVOID A RUN OFF ELECTION.

WHEREAS, Section 29.28.040 of the Alaska Statutes requires that a candidate for municipal office must receive in excess of forty percent (40%) of the votes cast for his or her respective office, unless the Assembly by ordinance requires a higher percentage; and

WHEREAS, the Assembly enacted KP.B 4.08.030A which requires that a run off election be held unless a candidate for the office of Borough Mayor receives a majority of the votes cast for that office during the regular election; and

WHEREAS, the Assembly finds that this requirement for run off election results in unnecessary delays to the qualification of elected municipal officials and in the incursion of substantial additional expenses of both the Borough and the candidates; and

WHEREAS, the Assembly finds that run off elections are characterized by low voter turn out and that the results of such run off elections may not reflect the true performance of the voters.

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

Section 1. That Section 4.08.030 of the Borough Code is amended to read:

A. If no candidate for the office of Borough Mayor receives (A MAJORITY) forty percent (40%) of the votes cast for that office, a run off election between the two candidates receiving the highest number of votes will be held on the third Tuesday following the regular election. The run off election shall not be considered a special election within the meaning of AS 29.28.020(b).

Section 2. That this ordinance takes effect immediately upon its enactment.

~~ENACTED~~ BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH
ON THIS 3rd DAY OF March, 1981.

Paul a Fischer
Paul Fischer
Assembly President

ATTEST:

Francis Brymer
Borough Clerk

Kenai Peninsula Borough
Ordinance 81-7
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DEFEATED