

Introduced by: McGahan & Brandon
Date: Feb. 2, 1982
Hearing: Mar. 2, 1982
Vote: 7 Yes, 9 No
Action: DEFEATED

KENAI PENINSULA BOROUGH

ORDINANCE 82-10

AMENDING SECTION 4.08.030 OF THE BOROUGH CODE OF ORDINANCE TO PROVIDE THAT A CANDIDATE FOR BOROUGH MAYOR MUST RECEIVE AT LEAST FORTY PERCENT (40%) OF THE VOTES CAST IN THE REGULAR ELECTION OR A RUNOFF ELECTION MUST BE HELD.

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

WHEREAS, KPB 4.08.030A requires that a runoff election be held unless a candidate for the office of Borough Mayor receives a majority of the votes cast for that office; and

WHEREAS, the Assembly finds that this requirement for runoff election results in delays to the qualification of elected municipal officials, and additional expenses to the Borough and the candidates; and

WHEREAS, the Assembly finds that runoff elections are characterized by lower voter turn out than in regular elections, and that the results of such runoff elections are based on small pluralities; and

WHEREAS, the Assembly finds that the election of all municipal officers should be based on the same election requirements;

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 in excess of [A MAJORITY] forty percent (40%) of the votes cast for that office, a [RUN OFF] runoff 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] runoff election shall not be considered a special election [WITHIN THE MEANING OF AS 29.28.020(b)].

Section 2. That this ordinance takes effect at the next regular Borough election to be held on October 5, 1982.

DEFEATED
~~ADOPTED~~ BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON
THIS 2nd DAY OF March, 1982.

John C. Davis, Assembly President

ATTEST:

Frances [Signature]
Borough Clerk
J. Brindley [Signature]