

ORDINANCE CERTIFICATION

I certify that upon final enactment of Ordinance No. 81-46 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/^{Not}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.

NOT SET FOR HEARING

This ordinance was _____ by the assembly of the Kenai Peninsula Borough on the 5 day of May 1981 and will/^{NOT}become effective .

Fraunce Beyma
Borough Clerk

Date: 6-2-81

Introduced by: Dimmick
Date: May 5, 1981
Hearing: June 2, 1981
Vote:
Action: Failed to be set for hearing

KENAI PENINSULA BOROUGH

ORDINANCE 81-46

PROVIDING FOR A PLAN FOR THE COMPOSITION OF THE KENAI PENINSULA BOROUGH ASSEMBLY AND PROVIDING FOR VOTER RATIFICATION OF THE PLAN AT THE NEXT REGULAR ELECTION.

WHEREAS, AS. 29.23.023, which became effective January 1, 1981, requires a borough assembly to put before the voters a plan providing for the composition of the borough assembly after the decennial census, and not later than the next regular election; and

WHEREAS, the decennial census report has been made; and

WHEREAS, the voters in the Kenai Peninsula Borough have never approved a plan for the composition of the assembly; and

WHEREAS, it is necessary for the Kenai Peninsula Borough to comply with state statutes;

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

Section 1. That the Borough Code of ordinances is amended by enacting a new Section 2.12.020 to read:

Election Districts. A. For the purpose of electing assembly members, six (6) election districts are established by aggregating existing voting precincts as follows:

1. District No. 1 which shall be composed of the Seward No. 1 Precinct, Seward No. 2 Precinct, the Bear Creek Precinct, the Cooper Landing Precinct, the Moose Pass Precinct and the Hope Precinct.

2. District No. 2 which shall be composed of the Soldotna No. 1, Soldotna No. 2 Precinct, the Kalifonsky Precinct, the Ridgeway Precinct, the Sterling Precinct, and the Tustumena Precinct.

3. District No. 3 which shall be composed of the Kenai No. 1 Precinct, Kenai No. 2 Precinct, Kenai No. 3 Precinct, the Nikiski No. 1 and Nikiski No. 2 Precinct and the Tyonek Precinct.

4. District No. 4 which shall be composed of the Homer No. 1 Precinct, the Homer No. 2 Precinct, the Ninilchik Precinct, the Seldovia Precinct, the Anchor Point Precinct, the Diamond Ridge Precinct, the Fritz Creek Precinct, the Halibut Cove Precinct, the English Bay Precinct, and the Port Graham Precinct.

5. District No. 5, the combined Districts 2 and 3, composed of all the precincts in District No. 2 and District No. 3.

6. District No. 6, which shall be composed of all precincts of the Kenai Peninsula Borough.

Section 2. That Chapter 2.12 of the Borough Code of ordinances is amended by enacting a new Section 2.12.030 to read:

2.12.030 Apportionment of Members and Votes Designated.

A. The Assembly shall consist of 11 members, who shall each have one vote.

B. Representation in the Assembly shall be apportioned among districts as follows:

1. District No. 1 shall elect one (1) representative to the Assembly.

2. District No. 2 shall elect two (2) representatives to the Assembly.

3. District No. 3 shall elect two (2) representatives to the Assembly.

4. District No. 4 shall elect two (2) representatives to the Assembly.

5. District No. 5 shall elect one (1) representative to the Assembly.

6. District No. 6 shall elect three (3) representatives to the Assembly.

Section 3. That Chapter 2.12 of the Borough Code of ordinances is amended by enacting a new Section 2.12.040 to read:

2.12.040 Effective Dates. A. These changes in Assembly composition and apportionment shall take effect upon approval of the plan by the voters in the regular election of October 6, 1981. Within 30 days of certification of the election, the Assembly shall adopt the ordinance as required by Sec. 29.23.023 and set the date for an election to be held not later than the regular election in October, 1982.

B. A new Assembly shall be elected to office on the election date set by the Assembly and all representatives to the Assembly shall stand for election at that election.

C. Assembly members shall be elected for a term of three (3) years. Under the plan, for the first election, seats within the districts shall not be designated but shall be filled in descending order by the persons having the highest number of votes. Staggered terms are provided in the following manner: The Assembly member having the highest number of votes within a district shall be assigned the three (3) year term, and there after that seat shall be designated Seat A. The Assembly member having the second highest number of votes within a district shall be assigned the two (2) year term designated Seat B and the third highest, the one (1) year term, designated Seat C.

Section 4. That this proposition shall be placed on the ballot at the regular Borough Election, to be held on October 6, 1981:

Proposition:

"Shall Ordinance 81-46 be approved to provide for a Borough Assembly consisting of 11 members serving one, two or three year terms, who shall each have one vote, and who shall reside in and be elected at large within each district, the apportionment to be: District No. 1 (Seward No.1 Precinct, Seward No. 2 Precinct, Bear Creek Precinct, Cooper Landing Precinct, Moose Pass Precinct, and Hope Precinct) shall elect one (1) representative to the Assembly.

District No. 2 (Soldotna No. 1 Precinct, Soldotna No. 2 Precinct, Kalifonsky Precinct, Ridgeway Precinct, Sterling Precinct, and Tustumena Precinct) shall elect two (2) representatives to the Assembly.

District No. 3 (Kenai No. 1 Precinct, Kenai No. 2 Precinct, Kenai No. 3 Precinct, Nikiski No. 1 Precinct and Nikiski No. 2 Precinct) shall elect two (2) representatives to the Assembly.

District No. 4 (Homer No. 1 Precinct, Homer No. 2 Precinct, Ninilchik Precinct, Seldovia Precinct, Anchor Point Precinct, Diamond Ridge Precinct, Fritz Creek Precinct, Halibut Cove Precinct, English Bay Precinct, and Port Graham Precinct) shall elect two (2) representatives to the Assembly.

District No. 5 (precincts of combined Districts 2 and 3) shall elect one (1) representative to the Assembly.

District No. 6 (composed of all precincts of the Kenai Peninsula Borough) shall elect three (3) representatives to the Assembly."

YES

NO

Section 5. That present Sections 2.12.020, 2.12.030, 2.12.040, and 4.16.010 (B) of the Borough Code of ordinances are repealed.

Section 6. This ordinance takes effect on the day following enactment, subject to approval by a majority of those voting on the question at the regular election to be held in the Kenai Peninsula Borough on October 6, 1981.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH
THIS DAY OF , 1981.

ATTEST:

Assembly President

Borough Clerk