

Introduced by: Murphy, Smith
Date: 09/06/11
Hearing: 10/11/11
Action: Postponed Until 11/01/11
Date: 11/01/11
Action: Enacted as Amended
Vote: 9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH
ORDINANCE 2011-35**

**AN ORDINANCE AMENDING KPB 22.30.030 TO PROVIDE THAT ASSEMBLY
MEMBERS MAY NOT SERVE MORE THAN EIGHT (8) CONSECUTIVE YEARS
WITHOUT A BREAK IN SERVICE OF MORE THAN 180 DAYS**

WHEREAS, on August 2, 2011 the Kenai Peninsula Borough Assembly approved Ordinance 2011-24 defining full terms of office for assembly members as 3 years; and

WHEREAS, the ordinance then adopted identified two consecutive full terms as the maximum term to be served without an interruption of at least 180 days; and

WHEREAS, instituting terms limits based solely upon two consecutive full terms of service on the assembly may allow a potential continuous service in years of more than would be served in three full terms; and

WHEREAS, the structure of two terms on the assembly has been well supported by the voters; and

WHEREAS, maintaining the allowance of two full terms on the assembly, eliminating the requirement of consecutive full terms and enacting a limit of years of continuous service will bring a reasonable balance to term limits for the Assembly;

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

SECTION 1. KPB 22.30.030 is hereby amended to read as follows:

22.30.030. Terms of office.

- A. The full term of office for assembly members is 3 years. No person who has completed two [CONSECUTIVE] full terms on the assembly in a continuous period of service may serve another term or portion of a term until a period of 180 days has passed since the end of his second [CONSECUTIVE] full term of office. A full term of office means the regular term of office for assembly and, except as provided in paragraph B of this section, does not include portions of a term served by appointment or election to the remainder of an unexpired term vacated by another person

or to a less than 3 year [TRUNCATED] term resulting from assembly redistricting.

B. In no event shall an assembly member serve more than eight consecutive years without a break in service of at least 180 days. For purposes of this section only, [A FULL TERM OF OFFICE MAY INCLUDE ONE OR MORE TRUNCATED TERM OF OFFICE] if an assembly member has served eight consecutive years or cannot serve another term without exceeding the eight year limit, then the following shall apply:

1. For persons who have served one three-year term during their continuous period of service, the longest term served of less than three years shall constitute a full term, and other periods of service of less than three years shall not be considered full terms.

2. For person who have served no three-year terms during their continuous period of service, then the two longest terms served shall both constitute full terms, and other periods of service of less than three years shall not be considered full terms.

C[B]. The regular term of office for an assembly member begins on the first Monday following the certification of that member's election by assembly resolution and of the member's swearing in.


SECTION 2. That this ordinance takes effect on October 14, 2011, or upon preclearance by the U.S. Department of Justice, whichever occurs later.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 1ST DAY OF NOVEMBER, 2011.

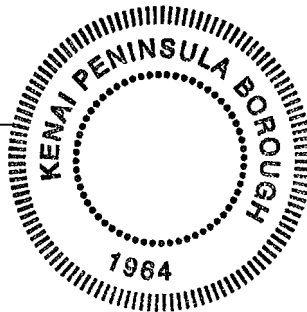


Gary Knopp, Assembly President

ATTEST:



Johni Blankenship, Borough Clerk



Yes: Haggerty, Johnson, McClure, Murphy, Pierce, Smalley, Smith, Tauriainen, Knopp
No: None
Absent: None