

Introduced by:	Assembly
Requested by:	Borough Clerk
Drafted by:	Borough Clerk
Introduced:	02/21/2008
Public Hearing:	03/20/2008
Adopted:	03/20/2008

**KODIAK ISLAND BOROUGH
ORDINANCE NO. FY2008-17**

**AN ORDINANCE OF THE ASSEMBLY OF THE KODIAK ISLAND BOROUGH
AMENDING TITLE 2 ADMINISTRATION AND PERSONNEL
CHAPTER 2.15 BOROUGH MAYOR SECTION 2.15.020 QUALIFICATION
AND ELECTION OF BOROUGH MAYOR AND
CHAPTER 2.16 BOROUGH ASSEMBLY SECTION 2.16.020 TERM,
SECTION 2.16.050 OATH DEPUTY PRESIDING OFFICER
AND CREATING SECTION 2.16.030 ASSEMBLY OATH OF OFFICE**

WHEREAS, current Borough Code is clear when the regular term of office begins for an elected Mayor; however, it does not address the elected Assembly members; and

WHEREAS, this ordinance is to make the code sections consistent for the Mayor and Assembly members; and

WHEREAS, this ordinance also addresses that oath of office must be taken before taking office and revises the Assembly section to make it consistent with the Mayor's oath of office section per Alaska Statutes;

NOW, THEREFORE BE IT ORDAINED BY THE ASSEMBLY OF THE KODIAK ISLAND BOROUGH that

Section 1: This ordinance is of a general and permanent nature and shall become a part of the Kodiak Island Borough Code of Ordinances.

Section 2: Section 2.15.020 of the Kodiak Island Code of Ordinance is amended to read as follows:

2.15.020 Qualification and election of borough mayor.

- A. A qualified borough voter who, at the time of election or appointment to fill a vacancy, has resided within the borough at least one (1) year immediately preceding the date of election or appointment is eligible to be borough mayor.
- B. The mayor is elected at-large by the qualified voters of the borough. The mayor's regular term of office is three (3) years and until a successor is elected and has qualified, ~~and begins on the first Monday following certification of the mayor's election.~~
- C. The mayor's regular term of office begins on the first Monday following certification of the election and upon taking an oath of office.**
- ~~D.~~ The mayor may not hold a position as assembly member or borough employee, except as provided by statutes.

2.15.030 Oath of office. Before taking the office of borough mayor, the mayor shall affirm in writing that the duties of the mayor will honestly, faithfully, and impartially be performed. The oath shall be filed with the clerk.

Section 3: Chapter 2.16, Sections 2.16.020 and 2.16.050 are hereby amended and Section 2.16.030 is hereby created as follows:

Chapter 2.16

BOROUGH ASSEMBLY

Sections:

- 2.16.005 Legislative powers.
- 2.16.010 Composition.
- 2.16.020 Term.
- 2.16.030 Assembly oath of office.
- 2.16.050 ~~Oath-Deputy presiding officer.~~
- 2.16.060 Declaring and filling vacancies.
- 2.16.070 Absences.
- 2.16.150 Ordinance Form.
- 2.16.160 Ordinance Adoption.
- 2.16.170 Resolution Form.
- 2.16.180 Resolution Adoption.
- 2.16.190 Journal of proceedings.
- 2.16.200 Retention, disposal, and microfilming of public records.

2.16.020 Term. The term of an assembly member is three (3) years or until a successor is selected and qualified. The regular term of office begins on the first Monday following certification of the election and upon taking an oath of office.

2.16.030 Assembly oath of office. Before taking office, an assembly member shall affirm in writing that the duties of the office will honestly, faithfully, and impartially be performed. The oath shall be filed with the clerk.

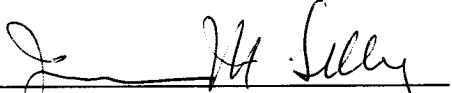
2.16.050 ~~Oath-Deputy presiding officer.~~

~~A. The clerk shall administer the oath of office to newly elected and certified assembly members on the first regular meeting date following each borough election.~~

~~B.—The assembly shall elect from among its members a deputy presiding officer, as specified in subsection 2.17.040(A) of this title, to act as the chair in the absence of the mayor to conduct the meetings and see that the rules are observed. If the deputy presiding officer is not present or disqualifies himself, the senior assembly member present shall act as the chair. When a member of the assembly is acting as the "chair," the member retains all privileges otherwise held as a member of the assembly.~~

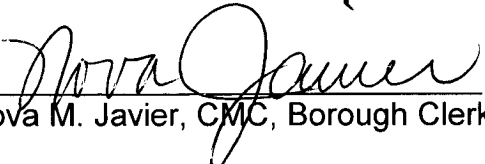
ADOPTED BY THE ASSEMBLY OF THE KODIAK ISLAND BOROUGH
THIS TWENTIETH DAY OF MARCH, 2008

KODIAK ISLAND BOROUGH



Jerome M. Selby, Borough Mayor

ATTEST:



Nova M. Javier, CMC, Borough Clerk