

Introduced by: Borough Clerk
Requested by: Borough Clerk
Drafted by: Borough Clerk
Introduced: 01/07/2010
Public Hearing: 01/21/2010
Adopted: 01/21/2010

**KODIAK ISLAND BOROUGH
ORDINANCE NO. FY2010-06**

**AN ORDINANCE OF THE ASSEMBLY OF THE KODIAK ISLAND BOROUGH
AMENDING THE KODIAK ISLAND BOROUGH CODE OF ORDINANCES
TITLE 2 ADMINISTRATION AND PERSONNEL, REPEALING CHAPTER 2.135 ARTS
COUNCIL ADVISORY COMMITTEE**

WHEREAS, the existing Arts Council Advisory Committee was adopted as a recognized committee of the Assembly in 1995; and

WHEREAS, at the time the committee was formed to serve in an advisory capacity to the Mayor in the administration of an Arts Council enterprise fund; and

WHEREAS, active participation in the enterprise fund no longer exists; and

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Section 2: The Kodiak Island Borough Code of Ordinances Title 2, Chapter 2.135 is hereby repealed as follows.

**Title 2
ADMINISTRATION AND PERSONNEL**

Chapters:

- 2.05 Bonding of Officers and Employees**
- 2.10 Appointment of Officers, Commissions, and Committees**
- 2.15 Personnel**
- 2.20 Borough Mayor**
- 2.25 Borough Assembly**
- 2.30 Rules of the Assembly**
- 2.35 Conflict of Interest**
- 2.40 Records Management**
- 2.45 Borough Manager**
- 2.50 Borough Clerk**
- 2.55 Engineering and Facilities Department**
- 2.60 Resource Management Officer**
- 2.65 Borough Attorney**
- 2.70 Finance Department**
- 2.75 Assessing Department**
- 2.80 Community Development Department**
- 2.85 Management Information Systems Department**
- 2.90 Building Official**
- 2.95 Fire Department**

- 52 **2.100 Boards, Committees, and Commissions**
- 53 **2.105 Planning and Zoning Commission**
- 54 **2.110 Emergency Services**
- 55 **2.115 Kodiak Economic Development Commission**
- 56 **2.120 Parks and Recreation Committee**
- 57 **2.125 Architectural/Engineering Review Board**
- 58 **2.130 Airport Advisory Committee**
- 59 ~~2.135 Arts Council Advisory Committee~~
- 60 **2.140 Kodiak Area Transit System Advisory Committee**
- 61 **2.145 Solid Waste Advisory Board**
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63 **Chapter 2.135**
 64 ~~**ARTS COUNCIL ADVISORY COMMITTEE**~~

- 65 Sections:
- 66 ~~2.135.010 Created — Membership.~~
 - 67 ~~2.135.020 Term — Compensation.~~
 - 68 ~~2.135.030 Powers and duties.~~
 - 69 ~~2.135.040 Administrative assistance.~~

70 * Editor's note: Ord. FY2009-07 reestablishes the arts council advisory committee effective
 71 midnight December 31, 2008.

72 ~~**2.135.010 Created — Membership.**~~

73 ~~There is created an arts council advisory committee which shall consist of three borough~~
 74 ~~residents, which are appointed by the mayor and confirmed by the assembly. The Kodiak~~
 75 ~~Baranof Productions, Inc., D.B.A. Kodiak Arts Council board of directors shall have an~~
 76 ~~opportunity to review the applications and submit comments prior to mayoral appointment. The~~
 77 ~~committee shall designate its chair. [Ord. FY2006-04 §2, 2005; Ord. 2002-15 §2, 2002; Ord. 02-~~
 78 ~~01 §2, 2002; Ord. 99-09 §2, 1999; Ord. 98-02 §8, 1998; Ord. 96-16 §2, 1996; Ord. 95-08 §2,~~
 79 ~~1995. Formerly §2.49.010].~~

80 ~~**2.135.020 Term — Compensation.**~~

- 81 ~~A. The members shall serve for one year. Appointments to fill vacancies shall be for the~~
 82 ~~unexpired term only.~~
- 83 ~~B. Members of the committee shall serve without compensation. [Ord. 95-08 §2, 1995.~~
 84 ~~Formerly §2.49.020].~~

85 ~~**2.135.030 Powers and duties.**~~

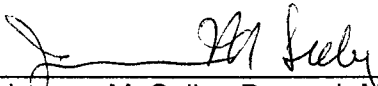
86 ~~The committee shall serve in an advisory capacity to the assembly concerning an arts council~~
 87 ~~enterprise fund. This fund will be funded by the Kodiak Arts Council, Inc., and grants from other~~
 88 ~~agencies. All funds will be used to pay the cost of a personal services contract and~~
 89 ~~administrative expenses for an arts council executive director. Meetings shall be public except~~
 90 ~~that executive sessions may be held in accordance with KIBC 2.30.030(E). The committee shall~~
 91 ~~meet at least quarterly at times and places designated by the chair, but meetings need not be~~
 92 ~~held if no business is pending. The chair or a majority of the committee may call a special~~
 93 ~~meeting. The committee shall give reasonable public notice of its meetings. [Ord. 95-08 §2,~~
 94 ~~1995. Formerly §2.49.030].~~

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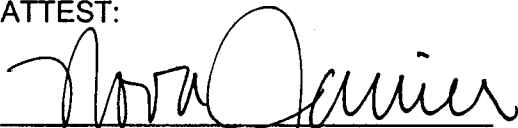
96 **2.135.040 Administrative assistance.**
97 The manager or designee shall:
98 A. ~~Furnish the committee with copies of all requested documents and other information~~
99 ~~necessary or reasonably related to the performance of committee functions.~~
100 B. ~~Provide the committee with such supplies, meeting space, and secretarial assistance as the~~
101 ~~mayer deems reasonably required.~~
102 C. ~~Refer to the committee for their consideration all nonemergency matters within the scope of~~
103 ~~its powers and duties prior to presenting those matters to the assembly for action.~~
104 D. ~~Transmit all recommendations and other communications from the committee to the~~
105 ~~assembly. [Ord. 98-02 §8, 1998; Ord. 95-08 §2, 1995. Formerly §2.49.040].~~
106

107 **ADOPTED BY THE ASSEMBLY OF THE KODIAK ISLAND BOROUGH**
108 **THIS TWENTY FIRST DAY OF JANUARY, 2010**
109

110
111 KODIAK ISLAND BOROUGH

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113 
114 _____
115 Jerome M. Selby, Borough Mayor
116

117 ATTEST:

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119 _____
120 Nova M. Javier, MMC, Borough Clerk
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