

**City of Gustavus, Alaska
Ordinance No. FY14-13**

**AN ORDINANCE FOR THE CITY OF GUSTAVUS PROVIDING FOR THE
AMENDMENT OF CITY ORDINANCE 2.20.100 VACANCIES**

BE IT ENACTED BY THE GUSTAVUS CITY COUNCIL AS FOLLOWS:

- Section 1. Classification. This ordinance is of general and permanent nature and shall become a part of the City of Gustavus Municipal Code.
- Section 2. Severability. If any provisions of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and its application to other persons, or circumstances shall not be affected thereby.
- Section 3. Enactment. Now therefore, it is enacted by the Gustavus City Council that Title 2 Section 2.20.100 (f) be amended as follows: ***Bold and italicized items are additions***, and ~~striketroughs~~ are deletions.

Section 2.20.100 Vacancies.

An elected city office is vacated under the following conditions. The council shall declare an office vacant when the person elected:

- (a) Fails to qualify or take office within thirty (30) days after election or appointment; or
- (b) Is physically absent from the city for a ninety-day period, unless excused by the council; or
- (c) Resigns and the resignation is accepted; or
- (d) Is physically or mentally unable to perform the duties of office; or
- (e) Is removed from office by recall as prescribed by AS 29.26.240—29.26.360; or
- (f) ***Is unexcused from any five (5) meetings in a calendar year including, but not limited to work sessions, and regular or special meetings.***
~~Misses three (3) consecutive regular meetings unless excused by the council; or~~

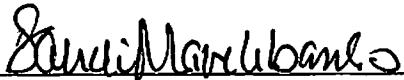
- (g) Is convicted of a felony or of an offense involving a violation of his or her oath of office.
- (h) If a vacancy occurs on the city council, the remaining members within ninety (90) days of the vacancy, and subject to AS 29.20.180, appoint a qualified candidate (CoG [Section] 5.10.090) to fill the vacancy in accordance with the procedures established in Section 2.20.110. The person appointed to fill the vacancy shall serve until the next regular election and until a successor is elected and has qualified for the vacated council seat. The elected successor shall serve the remainder of the term of the vacated council seat.

Section 4. Effective Date. This ordinance become effective upon its adoption by the Gustavus City Council

Date Introduced: March 10, 2014

Date of Public Hearing: April 14, 2014

PASSED and APPROVED by the Gustavus City Council this 14th day of April, 2014.



Sandi Marchbanks, Mayor



Attest: Noël Farevaag, City Clerk/Treasurer