

6.II.2I

All,

At an end my time on Assembly is, and not short enough was it.
Effective upon acceptance by Assembly.

Sincerely,

Steve Burnham Jr.

A handwritten signature in blue ink, appearing to read "Steve Burnham Jr.", written in a cursive style.

3.01.035 Vacancies on the Assembly.

- A. The assembly shall declare an assembly seat vacant when the person elected:
1. Fails to qualify or take office within thirty (30) days after election or appointment;
 2. Is physically absent from the municipality for ninety (90) consecutive days unless excused by the governing body pursuant to subsection (E) of this section;
 3. Resigns and the resignation is accepted;
 4. Is physically or mentally unable to perform the duties of office as determined by two-thirds (2/3) vote of the governing body;
 5. Is convicted of a felony or of an offense involving a violation of the oath of office;
 6. Is convicted of a felony or misdemeanor described in AS 15.56, Election Offenses and Corrupt Practices, and two-thirds (2/3) of the members of the assembly concur in expelling the person elected;
 7. Is convicted of a violation of AS 15.13, State Election Campaigns;
 8. No longer physically resides in the municipality and the assembly by two-thirds (2/3) vote declares the seat vacant; this subsection does not apply to a member who forfeits office under Section 3.01.030, Qualifications of mayor and assembly members; or
 9. If a member of the assembly misses three (3) consecutive regular meetings and is not excused pursuant to subsection (E) of this section.
- B. If a vacancy occurs in the assembly, the remaining members shall within thirty (30) days appoint a qualified person to fill the vacancy. If less than thirty (30) days remain in a term, a vacancy may not be filled.
- C. Notwithstanding subsection (A) of this section, if the membership is reduced to fewer than the number required to constitute a quorum, the remaining members shall, within seven (7) days, appoint a number of qualified persons to constitute a quorum.
- D. A person appointed under this section serves until the next regular election, when a successor shall be elected to serve the balance of the term.
- E. If a member is absent from a meeting, the assembly shall vote to determine if the member is excused; except that a member who is absent due to municipal business shall be considered excused.

(Ord. 16-08, Amended, 04/07/2016; Ord. 09-20, Added, 10/15/2009)