

**LAKE AND PENINSULA BOROUGH
ORDINANCE NO. 16-07**

**AN ORDINANCE AMENDING BOROUGH CODE SECTION 4.40.020 AND 4.40.070 TO
CHANGE THE TIMETABLE FOR THE GENERAL ELECTION**

WHEREAS, the Lake and Peninsula Borough has a general policy to conduct the municipal election by US Mail whenever possible (4.10.020); and

WHEREAS, the Borough Code states the Borough should preserve the highest practicable standards of electoral practices (4.10.010 (B)); and

WHEREAS, LPB code 4.40.020 provides for the Canvassing Committee meeting on the Monday prior to the third Tuesday in October, thus giving the voters twelve (12) days from election day for the US Postal Service to deliver the ballots;

WHEREAS, completed ballots have been received from voters in the Lake and Peninsula offices after the Canvass Committee and those ballots could not be opened and counted; and

WHEREAS, the election timetable will need to be adjusted to allow for the additional seven (7) days.

Therefore, **BE IT ENACTED** by the Assembly of the Lake and Peninsula Borough that:

Section 1. Classification.

This is a Code Ordinance.

Section 2. General Provisions.

1. Borough Ordinance 4.40.020(A) is amended to read:
Unless the Assembly provides otherwise by ordinance, the Canvassing Committee shall consist of the Borough Assembly, excluding any Assembly members who are standing for election or re-election. The Canvassing Committee will meet the Monday prior to the ~~third~~ fourth Tuesday in October and canvass all absentee and challenged ballots executed in the election. The canvass may be postponed from day to day for cause but not exceeding five days in total, except that if the Canvassing Committee issues subpoenas under §4.40-040(B)(5), the five day interval shall not start to run until there has been compliance with those subpoenas.
2. Borough Ordinance 4.40.050 is amended to read:
The canvass committee will submit a report of its findings to the Assembly ~~prior to noon the Wednesday following the third Tuesday in October~~ the day after the Canvass Committee meeting. The report will show:
 - A. The number of ballots cast in the election;
 - B. The names of the persons voted for and the proposition and or questions voted upon;
 - C. The offices voted for;
 - D. The number of votes cast for each candidate and the number of votes cast for or against each proposition or question voted on at the election;

- E. A proposed disposition of all challenged, absentee, write-in and voided ballots; and
- F. Such other matters the canvass committee may determine to be appropriate.
- G. The Canvassing Committee report is a public document.

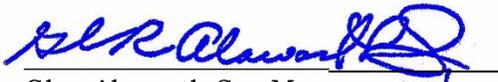
The Canvassing Committee report may consist of the Canvassing Committee minutes, if the minutes meet the requirements of this section.

Section 3. Effective Date.

This ordinance shall become effective upon enactment by the Borough Assembly.

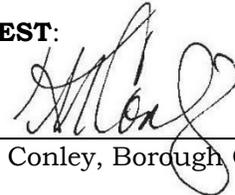
ENACTED by a duly constituted quorum of the Lake and Peninsula Borough Assembly this 20th day of May, 2016.

IT WITNESS THERETO:



Glen Alsworth Sr., Mayor

ATTEST:



Kate Conley, Borough Clerk

Introduced: May 9, 2016
Public Hearing: May 20, 2016
Enacted: May 20, 2016
Ayes: Alsworth, Alvarez, Anderson, Olsen, Pedersen,
Nays: none
Not Voting: none
Absent: Ravenmoon, Salmon