

1 IN THE SENATE BY SENATORS HOPSON AND WEISE

2 SENATE BILL NO. 179

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIRST LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Village Incorporation Act of 1957; amending Subsecs. (12),
7 (14), and (17), Sec. 6, Ch. 150, SLA 1957 as
8 added by Ch. 79, SLA 1959; adding a new
9 Subsec. (18) to Sec. 6, Ch. 150, SLA 1957;
10 and providing for an effective date."
11

12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

13 Section 1. Subsec. (12), Sec. 6, Ch. 150, SLA 1957 as added
14 by Ch. 79, SLA 1959 is amended to read as follows:

15 (12) OFFENSES: DISPOSITION OF MONEY FROM FINES:
16 MAGISTRATE. To prohibit drunkenness, gambling, houses or
17 places of ill fame, disorderly conduct, or conduct endangering
18 the public peace, public health, or public safety, and define
19 such offenses, and to prescribe the punishment therefor, but
20 such punishment shall not exceed in any case a fine of \$100.00
21 [\$25.00] or imprisonment in the village jail not exceeding
22 five days, which may be set aside if the payment of \$20.00
23 [\$5.00] per day is made in lieu thereof, or both such fine and
24 imprisonment. All fines and costs imposed and collected for
25 violation of village ordinances shall belong to the village
26 and be paid over to the proper village officer. The village
27 magistrate shall have jurisdiction of all actions for viola-
28 tions of village ordinances, and appeals shall lie from his
29 judgment to the United States District Court for the Division

1 in which such village is situate, in the same manner as appeals
2 from the judgment of the ex-officio justices of the peace to
3 the District Court. Proceedings before the village magistrate
4 shall be in substantial conformity with those proceedings gen-
5 erally held in a magistrate's court of a second class city.
6 Sec. 2. Subsec. (14), Sec. 6, Ch. 150, SLA 1957 as added by
7 Ch. 79, SLA 1959 is amended to read as follows:

8 (14) To appoint a clerk, a treasurer who shall be
9 bonded in an amount not to exceed \$10,000.00 as determined
10 by the council, an assessor, a village magistrate, a chief of
11 police, and such other officers or employees as may be neces-
12 sary, and receive such compensation as may be provided by
13 ordinance, but none of such officers or employees shall be
14 appointed for a term longer than two years [ONE YEAR NOR
15 BEYOND THE TERM FOR WHICH MEMBERS OF THE COUNCIL ARE ELECTED];
16 provided, however, that the council may, if it so elects,
17 select such a clerk, treasurer and municipal magistrate from
18 among its own number [, BUT NO MEMBER OF THE SAID VILLAGE
19 COUNCIL SHALL RECEIVE COMPENSATION FOR PERFORMING DUTIES OF
20 ANY OF THE SAID OFFICES.] ; provided that if the council is
21 composed of seven members, the treasurer and chief of police
22 shall be selected and serve such terms as are provided in
23 subsections (17) and (18) of this section.

24 Sec. 3. Subsec. (17), Sec. 6, Ch. 150, SLA 1957 as added by
25 Ch. 79, SLA 1959 is amended to read as follows:

26 (17) To increase by ordinance the number of
27 village councilmen from five to seven. The ordinance shall
28 provide for an election to be held at the next regular
29 election for the council following the enactment of the

1 N ordinance and for terms of office and for council composi-
2 tion as follows:

3 (a) There shall be seven councilmen one of
4 E whom shall also be the city mayor and another of whom
5 shall also be the city treasurer or secretary-treasurer.
6 There will be no president.

7 W (b) Candidates for the dual offices of coun-
8 cilman-mayor and councilman-treasurer or secretary-trea-
9 surer shall file with the city clerk in accordance with
10 the rules, regulations, or ordinances of the council.

11 (c) The councilman-mayor shall serve for a
12 two year term, except that, if the first councilman-
13 mayor is elected in an even numbered year, he shall
14 M serve only until the next annual election for council
15 held in an odd numbered year at which time his successor
16 shall be elected.

17 A (d) The councilman-treasurer or secretary-
18 treasurer shall be bonded in an amount not to exceed
19 \$10,000.00 as determined by the council. He shall serve
20 T for a two year term, except that, if the first council-
21 man-treasurer or secretary-treasurer is elected in an odd
22 numbered year, he shall serve only until the next annual
23 T election for council held in an even numbered year at
24 which time his successor shall be elected.

25 (e) Candidates for the five other council
26 E offices shall file with the city clerk in accordance with
27 the rules, regulations, or ordinances of the council;
28 council terms for other than the offices of councilman-
29 R mayor and councilman-treasurer or secretary-treasurer

shall be for one year.

Sec. 4. Sec. 6, Ch. 150, SLA 1957 as amended by Ch. 79, SLA 1959 is amended by adding the following subsection:

(18) The mayor, with the consent of a majority of the council, may appoint a chief of police who shall serve for a term not to exceed three years; provided, that the mayor, with the unanimous consent of the council, may discharge the chief of police at an earlier time if he deems it to be in the best interest of the community.

Sec. 5. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.