

CHAPTER 48.

AN ACT

[H. B. 21]

To amend Section 2381 and Subsection Fourth of Section 2383, Compiled Laws of Alaska, 1933, relating to municipal corporations; and declaring an emergency.

Be it enacted by the Legislature of the Territory of Alaska:

Section 1. That Section 2381 and Subsection Fourth of Section 2383, Compiled Laws of Alaska 1933, be, and the same hereby are amended as follows:

Municipal of-
ficials and
employees
appointed—
By whom—For
how long.

Section 2381. COUNCIL APPOINTS CITY OFFICERS. Unless otherwise provided in conformity with the provisions of the following sections, the council shall have power to appoint a clerk, a treasurer, an assessor, a municipal magistrate, a municipal attorney and chief of police, and such other officials and employees as may be necessary, but none of such officers and employees shall be appointed for a period of time extending beyond the term of the council, and not to exceed one year. ((10-97-23)). Provided, however, that council of cities which own and/or operate public utilities may provide by ordinance for a Board of five members in which the management of such public utilities shall be vested, and to define its powers and duties. The Board shall be elected at the next general or special municipal election at which election one member shall be elected to serve for a term of one year, one to serve for a term of two years, one to serve for a term of three years, one to serve for a term of four years, and one to serve for a term of five years, the length of time for which each member shall serve is to be designated on the ballot. Thereafter, one mem-

Board for man-
agement public
utilities elected.
When—How.

ber shall be elected at each general municipal election to serve for a term of five years. The Board before entering upon the duties of their offices shall severally take an oath in writing to faithfully and honestly discharge the duties of their office. In case of a vacancy in the membership of said Board from death, resignation, removal or other causes, such vacancy shall be filled by the remaining members of the Board until the next general municipal election, at which election a member shall be elected to fill the unexpired term. In case the remaining members of the Board cannot agree, they shall call a special election for the purpose of filling such vacancy. The Board shall choose its own chairman and secretary. The Board shall have authority to appoint the manager of such public utilities for a term not longer than five years, and shall formulate and enforce the general rules and policies of the utilities under its management. The Board shall fix the salary of such manager. The manager shall be subject to removal for cause by the Board. (10-97-23).

Vacancies.

Section 2383. *****

Fourth: To purchase, construct, or otherwise acquire, establish, and operate public wharves, public cold storage plants, telephone systems and plants for the use, sale and distribution of light, water, power, heat and telephone service to the residents of the city and the public. Provided, that any municipality which owns and/or operates plants for the use, sale or distribution of light, power, heat, water or telephone service to the residents of the city may also sell and distribute such light, power, heat, water and telephone service to the residents of contiguous and

Public utilities.

adjacent districts outside the limits of the city, and for that purpose may construct, purchase or otherwise acquire, own, maintain and operate extensions, pole lines, mains, pipe lines and other necessary apparatus and equipment therefor, together with the real property necessary for the same, outside the limits of the city. Provided, however, such public utilities as are provided for in this sub-section shall not be operated or maintained by funds raised by taxation but from the revenue collected for service rendered by such plants or utilities from the customers or users thereof.

emergency.

Section 2. An emergency is hereby declared to exist and this Act shall be in full force and effect immediately upon its passage and approval.

Approved March 12, 1935.

CHAPTER 49.

AN ACT

[H. B. 97]

For the establishment of the University of Alaska in accordance with the provisions of the Act of Congress approved March 4, 1915, to grant a charter to the University of Alaska, and to empower the University of Alaska to succeed to all the rights, powers, privileges and duties of the Alaska Agricultural College and School of Mines. All Acts or parts of Acts in conflict herewith are repealed.

Be it enacted by the Legislature of the Territory of Alaska:

Section 1. There is hereby established a University of Alaska which shall consist of the College of Agriculture, the School of Mines, the Department of Agri-