AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING
ANCHORAGE MUNICIPAL ETHICS CODE SECTION 1.15.035, ADDITIONAL
PROVISIONS FOR Elected OFFICIALS, TO CLARIFY THAT A MEMBER'S
PARTICIPATION IN OFFICIAL ACTION MAY BE EXCUSED IN THE PUBLIC
INTEREST.

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1. Anchorage Municipal Code Subsection 1.15.035E (Code of Ethics) is hereby
amended as follows. (Other Subsections are not affected and therefore not set out):

1.15.035 Additional provisions for elected officials
*** *** ***

E. Public interest. An elected official shall place the public interest above any
financial or private interest when taking official action. If an elected official's
private relationships or interests prevent an elected official from placing the
public interest above a financial or private interest, or will interfere with
exercising the public trust, the elected official shall disclose this fact on the
record and participation may be excused by the elected body.

*** *** ***
(AO No. 2006-140(S-1), § 1, 1-1-07)

Section 2. This ordinance shall become effective immediately upon its passage and
approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this _____day of
___________, 2008.

Chair

ATTEST:

Municipal Clerk
MUNICIPALITY OF ANCHORAGE
ASSEMBLY MEMORANDUM
NO. AM 406-2008

Meeting Date: June 24, 2008

From: ASSEMBLY MEMBER SELKREGG

Subject: AO 2008-78 — AN ORDINANCE OF THE ANCHORAGE MUNICIPAL
ASSEMBLY AMENDING ANCHORAGE MUNICIPAL ETHICS CODE
SECTION 1.15.035, ADDITIONAL PROVISIONS FOR ELECTED
OFFICIALS, TO CLARIFY THAT A MEMBER’S PARTICIPATION IN
OFFICIAL ACTION MAY BE EXCUSED IN THE PUBLIC INTEREST.

Holding elective municipal office is a public trust. The Anchorage Assembly adopted a
Code of Ethics to promote fair, honest, and impartial dealings with members of the
public, to ensure proper use of municipal resources, and to avoid conflicts of interest.

In the public interest, full disclosure is encouraged. Also in the public interest, full
participation by all members in tough decision-making is encouraged.

Elected officials are expected to vote on every issue unless precluded because of a
substantial financial or private interest in the matter before the elected, or otherwise
excused by majority vote of the elected body. For the Assembly, this is set out in rules
of procedure under AMC 2.30.070.

The Code of Ethics includes factors to assist the elected body in determining when
participation is precluded because of a substantial financial or private interest in the
matter before the Assembly. Some relationships may be too tangential to preclude
participation, and not easily quantified in terms of dollars or financial interest. Public
disclosure of these tangential work and family relationships is encouraged. Members
are elected to participate in the tough decision-making of the public body and the use of
tangential relationships to avoid making a tough decision is not supported in code. Only
the elected body can excuse participation.

The purpose of AO 2008-78 is to clarify the discretion of the elected body, while at the
same time continuing to encourage disclosure, in the area of tangential relationships.
Under AO 2008-78, participation by a member after disclosure remains a decision of the
body, and cannot be decided by the individual member making the disclosure.

Respectfully submitted:

Sheila Selkregg
Assembly Member, Section 5

AO 2008–78
MUNICIPALITY OF ANCHORAGE
Summary of Economic Effects -- General Government

Title: AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING ANCHORAGE MUNICIPAL
ETHICS CODE SECTION 1.15.035, ADDITIONAL PROVISIONS FOR ELECTED OFFICIALS, TO CLARIFY
THAT A MEMBER'S PARTICIPATION IN OFFICIAL ACTION MAY BE EXCUSED IN THE PUBLIC
INTEREST

AO Number: 2009-78
Sponsor: Assemblymember Selkregg
Preparing Agency: Department of Assembly
Others Impacted: Ethics Board

<table>
<thead>
<tr>
<th>CHANGES IN EXPENDITURES AND REVENUES: (In Thousands of Dollars)</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY09</td>
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<tr>
<td>------</td>
</tr>
<tr>
<td><strong>Operating Expenditures</strong></td>
</tr>
<tr>
<td>1000 Personal Services</td>
</tr>
<tr>
<td>2000 Non-Labor</td>
</tr>
<tr>
<td>3900 Contributions</td>
</tr>
<tr>
<td>4000 Debt Service</td>
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<tr>
<td><strong>TOTAL DIRECT COSTS:</strong></td>
</tr>
<tr>
<td>Add: 6000 Charges from Others</td>
</tr>
<tr>
<td>Less: 7000 Charges to Others</td>
</tr>
<tr>
<td><strong>FUNCTION COST:</strong></td>
</tr>
<tr>
<td><strong>REVENUES:</strong></td>
</tr>
</tbody>
</table>

**CAPITAL:**

**POSITIONS: FT/PT and Temp**

**PUBLIC SECTOR ECONOMIC EFFECTS:**
The ordinance further defines Ethics code. Although there may be some further costs associated, there appears to be no public sector costs greater than $30,000 associated with this ordinance; therefore no Summary of Economic effects is required. Anchorage Municipal Code Section 2.30.050 B.1.b.i.

**PRIVATE SECTOR ECONOMIC EFFECTS:**
There may be costs associated, however no private costs anticipated at this time.

Prepared by: Guadalupe Marroquin, Election & Budget Coord Telephone: 343-4376
Reviewed by: Barbara E. Gruenstein, Municipal Clerk Telephone: 343-4312