2008-7

REQUEST FOR ADVISORY OPINION
BOARD OF ETHICS
AMC 1.15.080

NAME: Patrick Flynn

POSITION:
_____ **Current or** ___**former Employee**
_____ **Current or** ___**former Appointed member of municipal authority**
___X___ **Current or** ___**former Elected Official**
_____ **Candidate** ___**Clerk or Municipal Attorney**

I AM REQUESTING INTERPRETATION AND APPLICABILITY OF THE FOLLOWING SECTION OF THE MUNICIPAL CODE OF ETHICS:

THE SITUATION IS: I am a member of the Anchorage Assembly and hold one of the two Assembly seats on the AMATS Policy committee. I also work at the Alaska Railroad Corporation as the Assistant Vice President for Markets, Sales & Services. The mayors of the Municipality of Anchorage and the Mat-Su Borough are developing a Regional Transit Authority (see press release at: http://www.muni.org/mayor/press_release_20080613.cfm) that will explore establishment of commuter rail service, which happens to be the preferred mechanism in the "South Central Rail Network Commuter Study and Operation Plan" (on-line at: http://www.akrr.com/arrc31.html). In my professional capacity I would likely either participate on or advise the ARRC team negotiating the service structure and fees in an agreement for commuter rail service operated by the RTA. That contract would likely require ratification by the Assembly, annual funding contributions as part of the municipal budget process and possibly require capital contributions authorized by the AMATS Policy committee. Also, I expect the Assembly will be asked to ratify the structure of the RTA. I would appreciate guidance as to public actions from which I should recuse myself and whether those would be different if I were excluded from the ARRC negotiating team. Thank you for your consideration of this request.

I understand Board of Ethics Advisory Opinions are required to be posted on the Municipal website. **(AMC 1.15.080 C)**

I waive confidentiality ___X___ **I request this advisory be kept confidential** _____

Patrick Flynn Printed Name	918 R Street, Anchorage, AK 99501 Address
_____ Signature	907-278-8462 Phone
June 23, 2008 Date	Member, Anchorage Assembly Position/Title