

See AO 2005-1(S-1)

Submitted by: Assemblymembers TESCHE
and TRAINI
Prepared by: Department of Assembly
For reading: January 11, 2005

ANCHORAGE, ALASKA
AO NO. 2005-1

1 AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING
2 ANCHORAGE MUNICIPAL CODE SECTION 2.40.030 RELATING TO THE
3 DEFINITION AND RECOGNITION OF COMMUNITY COUNCILS.
4

5
6 THE ANCHORAGE ASSEMBLY ORDAINS:

7
8 **Section 1:** That Anchorage Municipal Code Section 2.40.030 is
9 amended as follows (other sections are not affected and therefore not set out):

10
11 **2.40.030 Definition and recognition of community councils.**

- 12
13 A. *Community councils defined.* Community councils are nonprofit,
14 voluntary, self-governing associations composed of residents,
15 property owners, business owners and representatives from
16 nonprofit associations and other entities located within geographical
17 areas designated as districts by the A[a]ssembly. Residents, for the
18 purpose of this chapter, are defined as homeowners, tenants, or
19 others dwelling within the council boundaries [RESIDENTS],
20 property owners and representatives from nonprofit associations
21 and other entities located within geographical areas designated as
22 districts by the assembly.
23
- 24 B. *Recognition of community councils.* Upon request of one or more
25 voluntary associations and after public notice and hearing, the
26 A[a]ssembly may recognize by ordinance any one voluntary
27 association as the community council for a given district. To qualify
28 for and maintain recognition, an association must establish that it:
29
- 30 1. m[M]eets the definition of a community council as set forth in
31 subsection A of this section;[.]
 - 32 2. h[H]as a policy and practice of open membership and meetings
33 which encourages participation of persons from all segments of
34 the community;[.]
 - 35 3. d[D]oes not charge dues, or require other financial contribution
36 as a condition of membership or participation, in excess of
37 \$25.00 [\$5.00] per member per year; however, such
38
39

1 organization may receive gifts, grants, contributions, or in-kind
2 donations [OF NO MORE THAN \$250.00 PER MEMBER PER
3 YEAR] from members or others to meet the costs of its
4 operations;[.]

5
6 4. i[I]s, in the opinion of the A[a]ssembly, representative of the
7 residents in the district;[.]

8
9 5. h[H]as held at least two meetings in the district which resulted in
10 a determination to seek recognition as a community council.
11 Such meetings must have been subsequent to public notice
12 through newspaper publication, school distribution and other
13 means adequate to inform most, if not all, district residents of
14 the meeting;[.] and

15
16 6. has adopted by-laws governing the organization, operation, and
17 proceedings of the community council. These by-laws shall be
18 presented to the Assembly prior to recognition and shall provide
19 for:

20
21 a) Definition of the boundaries of the community council as
22 set forth in AMC 2.40.040 D.

23
24 b) Definition of membership consistent with A of this
25 section.

26
27 c) Regular meetings of the council at periodic intervals, but
28 at least once each quarter in a calendar year.

29
30 d) The election of officers and, if desired, an executive
31 committee or like body to conduct the business of the
32 council between meetings; however, actions of such a
33 body are subject to council ratification and all council
34 members must have an equal voice in policy decisions.

35
36 e) The duties and responsibilities of officers, their removal
37 or replacement when a vacancy occurs, and criteria for
38 eligibility to hold an office with the council.

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40 f) An annual report on all council business conducted in the
41 preceding twelve months.

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43 g) The management of the council's finances including
44 regular status reports to the members and an annual
45 report on the council's finances.

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- h) The dissolution of the council, and for the disposition of the council's property upon dissolution.
- i) That Robert's Rules of Order, Revised, shall apply in all instances, matters, and proceedings not covered by the by-laws.
- j) Procedures for amending the by-laws.

Section 2: All community councils previously established under this section shall bring their bylaws into compliance and present those bylaws to the Assembly within 120 days of passage and approval of this ordinance.

Section 3: This ordinance shall be effective immediately upon passage and approval.

PASSED AND APPROVED by the Anchorage Assembly this _____ day of _____, 2005.

Chair

ATTEST:

Municipal Clerk

MUNICIPALITY OF ANCHORAGE
Summary of Economic Effects -- General Government

AO Number: 2005-1

Title: AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY
 AMENDING AMC 2.40.030 RELATING TO THE DEFINITION AND
 RECOGNITION OF COMMUNITY COUNCILS.

Sponsor: Assemblymembers Tesche and Traini

Preparing Agency: Department of Assembly

Others Impacted:

CHANGES IN EXPENDITURES AND REVENUES:

| | <u>FY05</u> | <u>FY06</u> | <u>FY07</u> | <u>FY08</u> | <u>FY09</u> |
|-------------------------------|-------------|-------------|-------------|-------------|-------------|
| Operating Expenditures | | | | | |
| 1000 Personal Services | | | | | |
| 2000 Non-Labor | | | | | |
| 3900 Contributions | | | | | |
| 4000 Debt Service | | | | | |
| TOTAL DIRECT COSTS: | \$ - | \$ - | \$ - | \$ - | \$ - |
| Add: 6000 Charges from Others | | | | | |
| Less: 7000 Charges to Others | | | | | |
| FUNCTION COST: | \$ - | \$ - | \$ - | \$ - | \$ - |

REVENUES:

CAPITAL:

POSITIONS: FT/PT and Temp

PUBLIC SECTOR ECONOMIC EFFECTS:

There will be no fiscal impact to the Municipality.

PRIVATE SECTOR ECONOMIC EFFECTS:

The proposal would lift a cap on dues a council may charge and eliminate a cap on donations a council may receive. While it is difficult to put an exact figure on the benefit of this change, the end result will be to allow councils to become more financially self-sufficient.

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