

Submitted by: Assemblymembers TESCHE,
STOUT

Prepared by: Assembly Counsel
For reading: November 14, 2006

CLERK'S OFFICE
AMENDED AND APPROVED
Date:.....12-12-06.....

ANCHORAGE, ALASKA
AO NO. 2006-154

1
2 **AN ORDINANCE SUBMITTING TO THE QUALIFIED VOTERS OF THE**
3 **MUNICIPALITY AT THE REGULAR MUNICIPAL ELECTION ON APRIL 3, 2007,**
4 **A BALLOT PROPOSITION AMENDING THE ANCHORAGE MUNICIPAL**
5 **CHARTER, SECTION 4.01 – POWER, COMPOSITION AND APPORTIONMENT**
6 **– TO SYNCHRONIZE MUNICIPAL APPORTIONMENT WITH ADOPTION OF**
7 **THE FINAL STATE REDISTRICTING PLAN UNDER THE STATE**
8 **CONSTITUTION, AND CONFORM THE CHARTER TO CURRENT STATE LAW.**

9
10 WHEREAS, in keeping with prior state law in effect at Charter adoption in 1975,
11 Charter Section 4.01 provides that *upon receipt of the final report of each federal*
12 *decennial census, within thirty (30) days the Anchorage Municipal Assembly shall*
13 *declare by resolution whether or not the Assembly Districts are malapportioned,*
14 *and reapportion itself within five (5) months if it is so determined; and*

15
16 WHEREAS, state law governing municipal apportionment and assembly
17 composition under AS 29.20.080 (Assembly recomposition and reapportionment)
18 was amended in 2000 to delete the previous language of the law – "*after the*
19 *official report of a federal decennial census the assembly shall determine and*
20 *declare by resolution whether the existing apportionment of the assembly meets*
21 *the standards of AS 29.20.060"* – and added new the language to reflect the
22 timing of state redistricting after a federal decennial census; and

23
24 WHEREAS, under current law in AS 29.20.080, the Anchorage Assembly must
25 make a determination and take action by resolution "*not later than two months*
26 *after adoption of a final state redistricting plan under art. VI, sec. 10, Constitution*
27 *of the State of Alaska*"; and

28
29 WHEREAS, due to the complexity of reapportionment and establishing election
30 districts, a Charter amendment to conform the Charter to current state law on
31 Assembly apportionment and composition is important to the integrity of the
32 Charter and our form of representation;

33
34 NOW, THEREFORE, THE ANCHORAGE ASSEMBLY ORDAINS:

35
36 **Section 1.** A ballot proposition in substantially the same form as appears in
37 Section 2 shall be placed on the ballot and submitted to the qualified voters of the
38 Municipality at the regular municipal election of April 3, 2007.
39

1 **Section 2.** The proposition shall be presented in substantially the following form:
2 to the qualified voters of the Municipality:

3
4 PROPOSITION NO. _____

5
6 **CHARTER AMENDMENT TO SYNCHRONIZE APPORTIONMENT**
7 **UNDER THE CHARTER WITH CURRENT STATE LAW AND**
8 **ADOPTION OF FINAL STATE REDISTRICTING PLAN**

9
10 Shall Anchorage Municipal Charter Section 4.01 be amended to
11 synchronize apportionment under the Charter with current state law as
12 follows: (Underlined words are added. [BRACKETED WORDS ARE DELETED].
13 Plain text is unchanged.)

14
15 **Section 4.01. Power, composition and apportionment.**

16
17 The legislative power of Anchorage is vested in an assembly of 11
18 members. Election districts, if established, shall be formed of
19 compact and contiguous territory containing as nearly as practicable
20 a relatively integrated socioeconomic area. The assembly shall be
21 reapportioned whenever it becomes malapportioned. The assembly
22 shall determine and declare by resolution whether or not it is
23 malapportioned within two months [30 DAYS] from:

- 24
25 (1) Adoption of a final state redistricting plan under art. VI, sec.
26 10, Constitution of the State of Alaska [RECEIPT OF THE FINAL
27 REPORT OF EACH FEDERAL DECENNIAL CENSUS, INCLUDING ANY
28 SUPPLEMENTARY DATA NECESSARY TO ESTABLISH POPULATION
29 DISTRIBUTION WITHIN THE MUNICIPALITY];
30
31 (2) ~~Receipt of a petition of 50 or more qualified voters alleging~~
32 ~~and containing reliable evidence that the assembly is~~
33 ~~malapportioned.~~

34
35 If the assembly determines it is malapportioned, it shall, within six
36 [FIVE] months of the determination, reapportion itself in the manner
37 provided by law.

38
39 Yes []

No []

40
41

1 Pursuant to Anchorage Ordinance No. 2006-154, amendment of
2 Charter Section 4.01, to synchronize apportionment under the
3 Charter with current state law and adoption of a final state
4 redistricting plan, shall be incorporated into the Home Rule Charter
5 only if approved by a majority of the qualified voters in the
6 Municipality of Anchorage voting on the question in this election.
7
8

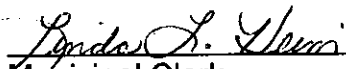
9 **Section 3.** The proposition set out in Section 2 above shall be incorporated into
10 the Home Rule Charter only if approved by a majority of the qualified voters voting
11 on the question at the regular municipal election of April 3, 2007.
12

13
14 **Section 4.** Section 1 of this ordinance shall become effective immediately upon
15 passage and approval by the Assembly. Section 2 shall become effective upon
16 certification of the April 3, 2007, election, but only if the proposition is passed by a
17 majority of the qualified voters voting on the question contained therein.
18

19
20 PASSED AND APPROVED by the Anchorage Assembly this 12th day of
21 December, 2006.
22

23
24 
25 _____
26 Chair of the Assembly

27 ATTEST:
28

29
30
31 
32 _____
33 Municipal Clerk
34 Deputy
35
36
37
38

Municipality of Anchorage
MUNICIPAL CLERK'S OFFICE
Agenda Document Control Sheet

AO 2006-154

(SEE REVERSE SIDE FOR FURTHER INFORMATION)

1	SUBJECT OF AGENDA DOCUMENT	DATE PREPARED	
	BALLOT PROP. - AMEND AMC CHARTER SEC 4.01 TO SYNCHORNIZE MUNICIPAL APPORTIONMENT	11/06/06	
		Indicate Documents Attached <input checked="" type="checkbox"/> AO <input type="checkbox"/> AR <input type="checkbox"/> AM <input type="checkbox"/> AIM	
2	DEPARTMENT NAME	DIRECTOR'S NAME	
	Assembly	Daniel A. Sullivan, Chairman	
3	THE PERSON THE DOCUMENT WAS ACTUALLY PREPARED BY	HIS/HER PHONE NUMBER	
	Julia Tucker - Assembly Counsel	343-4419	
4	COORDINATED WITH AND REVIEWED BY	INITIALS	DATE
	Mayor		
	Municipal Clerk		
	Municipal Attorney		
	Employee Relations		
	Municipal Manager		
	Anchorage Parks & Recreation		
	Fire		
	Health & Human Services		
	Merrill Field Airport		
	Municipal Light & Power		
	Office of Management and Budget		
	Police		
	Port of Anchorage		
	Office of Economic & Community Development		
	Solid Waste Services		
	Public Transportation		
	Anchorage Water & Wastewater Utility		
	Executive Manager		
	Planning Department		
	Chief Fiscal Officer		
	Heritage Land Bank		
	Information Technology Department		
	Project Management & Engineering		
	Purchasing		
	Other		
5	Special Instructions/Comments		
	Consent Agenda - Introduction		
6	ASSEMBLY HEARING DATE REQUESTED	7	PUBLIC HEARING DATE REQUESTED
	11/14/06		12/12/06

2006 NOV - 6 AM 11:32
 M.C.A.
 CLERK'S OFFICE



**MUNICIPALITY OF ANCHORAGE
ASSEMBLY INFORMATION MEMORANDUM
NO. AIM 117-2006**

Meeting Date: December 12, 2006

From: Assemblymembers Tesche and Stout
Subject: Summary of Economic Effects for AO 2006-154

Attached to this memo is the Summary of Economic Effects for AO 2006-154, regarding an ordinance submitting to the qualified voters of the Municipality at the regular Municipal Election on April 3, 2007, a ballot proposition amending the Anchorage Municipal Charter, Section 4.01 – Power, Composition and Apportionment – to synchronize municipal apportionment with adoption of the final State Redistricting Plan under the State Constitution, and conform the Charter to current state law.

Prepared By: Steven B. King, Utility Budget Analyst
Reviewed By: Guadalupe Marroquin
Submitted By: Assemblymembers Tesche and Stout

MUNICIPALITY OF ANCHORAGE
Summary of Economic Effects -- General Government

An ordinance submitting to the qualified voters of the Municipality at the regular Municipal Election on April 3, 2007, a ballot proposition amending the Anchorage Municipal Charter, Section 4.01 – Power, Composition and Apportionment – to synchronize municipal apportionment with adoption of the final State Redistricting Plan under the State Constitution, and conform the Charter to current state law. .

AO Number: 2006-154 Title:

Sponsor: Assemblymembers Tesche and Stout
 Preparing Agency: Assembly
 Others Impacted:

CHANGES IN EXPENDITURES AND REVENUES:		(In Thousands of Dollars)				
	<u>FY06</u>	<u>FY07</u>	<u>FY08</u>	<u>FY09</u>	<u>FY10</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 are no substantial public sector economic effects associated with this ordinance.

PRIVATE SECTOR ECONOMIC EFFECTS:

There are no substantial private sector economic effects associated with this ordinance.

Prepared by: Steven B. King, Utility Budget Analyst
 Reviewed by: Guadalupe Marroquin

Telephone: 343-4714
 Telephone: 343-4376



MUNICIPALITY OF ANCHORAGE
ASSEMBLY MEMORANDUM
NO. AM 828-2006

Meeting Date: December 12, 2006

1 **From:** Allan Tesche, Co-Chair & Ken Stout, Co-Chair
2 **Subject:** **AN ORDINANCE SUBMITTING TO THE QUALIFIED VOTERS OF**
3 **THE MUNICIPALITY AT THE REGULAR MUNICIPAL ELECTION ON**
4 **APRIL 3, 2007, A BALLOT PROPOSITION AMENDING THE**
5 **ANCHORAGE MUNICIPAL CHARTER, SECTION 4.01 – POWER,**
6 **COMPOSITION AND APPORTIONMENT – TO SYNCHRONIZE**
7 **MUNICIPAL APPORTIONMENT WITH ADOPTION OF THE FINAL**
8 **STATE REDISTRICTING PLAN UNDER THE STATE CONSTITUTION,**
9 **AND CONFORM THE CHARTER TO CURRENT STATE LAW.**

10
11 The attached ordinance, AO No. 2006-154, would offer the voters of Anchorage an
12 opportunity to amend the Anchorage Municipal Charter, Section 4.01, by requiring that
13 after a federal decennial census, municipal apportionment decisions would follow the
14 adoption of the final state redistricting plan.

15
16 Current Charter language, conforming to state law at the time of Charter adoption in
17 1975, requires the Assembly to determine if it is malapportioned within 30 days of the
18 receipt of the final report of the federal decennial census and to complete the process
19 of reapportionment within five months. This deadline forces the municipality to create
20 its new districts before the state has concluded its reapportionment and redistricting.
21 Since the state draws precinct boundaries, this disconnect in sequencing leads to “split
22 precincts” for municipal elections, situations where one precinct may cross Assembly
23 districts. One voting precinct can have ballots for 2 different Assembly races. Split
24 precincts cause confusion to voters and complicate the programming of the election
25 ballot and tabulation.

26
27 The proposed language would have the Assembly determine if it is malapportioned
28 within 2 months from adoption of a final state redistricting plan under Article VI, Section
29 10, Constitution of the State of Alaska. Reapportionment would be required to be
30 completed within six months of that determination.

31
32 Your approval of this ordinance is requested.

33
34 Prepared by: Municipal Clerk’s Office
35
36

Municipality of Anchorage
MUNICIPAL CLERK'S OFFICE
Agenda Document Control Sheet

AIM 117-2006/AM 828-2006

(SEE REVERSE SIDE FOR FURTHER INFORMATION)

1	SUBJECT OF AGENDA DOCUMENT SEE FOR AO 2006-154	DATE PREPARED 11/13/06
		Indicate Documents Attached <input type="checkbox"/> AO <input type="checkbox"/> AR <input checked="" type="checkbox"/> AM <input checked="" type="checkbox"/> AIM
2	DEPARTMENT NAME Assembly	DIRECTOR'S NAME Daniel A. Sullivan, Chairman
3	THE PERSON THE DOCUMENT WAS ACTUALLY PREPARED BY STEVEN KING/LUPE MARROQUIN - CLERK'S OFFICE	HIS/HER PHONE NUMBER 343-4376
4	COORDINATED WITH AND REVIEWED BY	INITIALS
	Mayor	
	Municipal Clerk	
	Municipal Attorney	
	Employee Relations	
	Municipal Manager	
	Anchorage Parks & Recreation	
	Fire	
	Health & Human Services	
	Merrill Field Airport	
	Municipal Light & Power	
	Office of Management and Budget	
	Police	
	Port of Anchorage	
	Office of Economic & Community Development	
	Solid Waste Services	
	Public Transportation	
	Anchorage Water & Wastewater Utility	
	Executive Manager	
	Planning Department	
	Chief Fiscal Officer	
	Heritage Land Bank	
	Information Technology Department	
	Project Management & Engineering	
	Purchasing	
	Other	
5	Special Instructions/Comments	
	NEW PUBLIC HEARINGS	
6	ASSEMBLY HEARING DATE REQUESTED 12/12/06	7
		PUBLIC HEARING DATE REQUESTED 12/12/06

M.O.A.
 2006 NOV 13 AM 8:47
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