

Amended 5-22-07

Submitted by: ASSEMBLY MEMBERS TESCHE, TRAINI,
SULLIVAN

Prepared by: Assembly Counsel

For reading: May 1, 2007

See AO 2007-74(S)

**ANCHORAGE, ALASKA
AO NO. 2007-74**

**AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING
ANCHORAGE MUNICIPAL CODE SECTION 1.15.020, PROHIBITED CONDUCT, TO
PROHIBIT THE CONDITIONING OF OFFICIAL ACTION ON THE RETENTION OR
NON-RETENTION OF SERVICES OF A THIRD PARTY.**

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1. Anchorage Municipal Code section 1.15.020, Prohibited Conduct, is hereby amended by adding a new subsection to read as follows:

1.15.020 Prohibited Conduct.

A. These actions are in conflict with the public interest and therefore no person included in the scope of this chapter shall:

**** ***

10. State, imply, or suggest to another person that official action or vote on any municipal matter is conditioned on the retention or non-retention of services, including without limitation, professional services, construction, and or the procurement of supplies, from another person or entity.

**** ***

(AO 2006-140(S-1), 12-12-06)

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 _____, 2007.

Chair

ATTEST:

Municipal Clerk



MUNICIPALITY OF ANCHORAGE
ASSEMBLY INFORMATION MEMORANDUM
NO. AIM 59-2007

Meeting Date: May 22, 2007

From: Assemblymember Tesche
Subject: Summary of Economic Effects for AO 2007-74

Attached to this memo is the Summary of Economic Effects for AO 2007-74, regarding an ordinance of the Anchorage Municipal Assembly amending AMC section 1.15.020, prohibited conduct, to prohibit the conditioning of official action on the retention or non-retention of services of a third party.

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

MUNICIPALITY OF ANCHORAGE
Summary of Economic Effects -- General Government

An ordinance of the Anchorage Municipal Assembly amending
AMC section 1.15.020, prohibited conduct, to prohibit the
conditioning of official action on the retention or non-retention of
services of a third party.

AO Number: 2007-74

Title:

Sponsor: Assemblymembers Tesche

Preparing Agency: Assembly

Others Impacted:

CHANGES IN EXPENDITURES AND REVENUES:

(In Thousands of Dollars)

	<u>FY07</u>	<u>FY08</u>	<u>FY09</u>	<u>FY10</u>	<u>FY11</u>
Operating Expenditures					
1000 Personal Services	\$ -	\$ -	\$ -	\$ -	\$ -
2000 Non-Labor	-	-	-	-	-
3900 Contributions					
4000 Debt Service					
TOTAL DIRECT COSTS:	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Add: 6000 Charges from Others					
Less: 7000 Charges to Others					
FUNCTION COST:	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>

REVENUES:

CAPITAL:

POSITIONS: FT/PT and Temp

PUBLIC SECTOR ECONOMIC EFFECTS:

There are no significant public sector economic effects associated with this ordinance.

PRIVATE SECTOR ECONOMIC EFFECTS:

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

M.O.A.
2007 MAY 10 PM 2:35
CLEAN'S OFFICE

Prepared by: Steven B. King, Utility Budget Analyst

Date prepared: 5/9/2007

Reviewed by: Guadalupe Marroquin

Telephone: 343-4714

Telephone: 343-4376



MUNICIPALITY OF ANCHORAGE
ASSEMBLY MEMORANDUM
NO. AM 372-2007

Meeting Date: May 22, 2007

From: Assemblymember Tesche

Subject: AO 2007-74, AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING AMC SECTION 1.15.020, PROHIBITED CONDUCT, TO PROHIBIT THE CONDITIONING OF OFFICIAL ACTION ON THE RETENTION OR NON-RETENTION OF SERVICES OF A THIRD PARTY.

If enacted, AO 2007-74 would amend the Code of Ethics (AMC 1.15) to prohibit elected officials or municipal employees from misusing their office by conditioning official action on who persons having business before the municipality utilize for professional services, supplies, construction. The ordinance targets unethical influence peddling used to secure economic advantage for private businesses in their dealings with municipal contractors or other entities in matters before the municipality or administration.

AO 2007 does not prohibit municipal officials from taking action authorized by law in procurement activities or statements made by elected officials in official proceedings of legislative bodies if subject to the legislative privilege.

Enactment of AO 2007-74 is recommended.

Respectfully submitted:

A handwritten signature in black ink, appearing to read "Allan Tesche".

Allan Tesche
Assemblymember, Section 1

AO 2007-74

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

AO 2007-74

(SEE REVERSE SIDE FOR FURTHER INFORMATION)

1	SUBJECT OF AGENDA DOCUMENT AMEND AMC 1.15.020, PROHIBITED CONDUCT, TO PROHIBIT THE COHNDITIONING OF OFFICIAL ACTION ON THE RETENTION OR NON-RETENTION OF SERVICES OF A THIRD PARTY	DATE PREPARED 5/1/07
2	DEPARTMENT NAME Assembly	DIRECTOR'S NAME Dan Coffey, Assembly Chair
3	THE PERSON THE DOCUMENT WAS ACTUALLY PREPARED BY Julia Tucker, Assembly Counsel	HIS/HER PHONE NUMBER 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 LAID ON THE TABLE ITEM - CONSENT AGENDA-INTRODUCTION <i>Referred to the Assembly Ethics Committee</i>	
6	ASSEMBLY HEARING DATE REQUESTED 5/1/07	7 PUBLIC HEARING DATE REQUESTED 5/22/07

2007 MAY -1 PM 4:10
 M.O.A
 CLERK'S OFFICE