

Submitted by: ASSEMBLY MEMBER JOHNSTON  
ASSEMBLY MEMBER BIRCH  
Prepared by: Assembly Counsel  
For reading: August 14, 2007

CLERK'S OFFICE

APPROVED

Date: 8-28-07

ANCHORAGE, ALASKA  
AO NO. 2007-110

AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE SECTIONS 1.15.025 AND 28.30.050 FOR CONSISTENCY WITH STATE LAW AND TO EXCLUDE SERVICE AREA BOARDS FROM THE PROHIBITION AGAINST ELECTED OFFICIALS HOLDING OTHER MUNICIPAL EMPLOYMENT.

WHEREAS, AO 2007-93(S) was passed and approved unanimously on July 17, 2007, to authorize elected service area board members to hold other compensated employment with the Municipality or the Anchorage School District; and

WHEREAS, Anchorage Municipal Code section 28.30.050 requires amendment to clarify prohibitions consistent with municipal code and state law; now, therefore,

THE ANCHORAGE ASSEMBLY ORDAINS:

**Section 1.** Anchorage Municipal Code section 1.15.025 I.5. (Code of Ethics) is hereby amended as follows (*the remainder of the section is not affected and therefore not set out*):

**1.15.025 Additional provisions for municipal employees.**

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I. *Political activity.* The following limitations shall apply to political activity:

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5. Subject to section 28.30.050, a [A] municipal employee shall not serve as a member of the Anchorage assembly or school board or in elective office of the state, federal, or another local government. A municipal employee who is elected to one of these offices shall resign immediately from municipal employment.

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(AO No. 2006-140(S-1), § 1, 1-1-07)

**Section 2.** Anchorage Municipal Code section 28.30.050 is hereby amended to read as follows:

**28.30.050 Prohibitions.**

- A. A person may not serve simultaneously as mayor and as a member of the assembly, as mayor and a member of the school board, or as a member of the assembly and member of the school board.
- B. A person serving as mayor or as a member of the school board shall not [NO ELECTED OFFICIAL OF THE MUNICIPALITY MAY] hold any other compensated municipal office or municipal employment, or elected position in the state or federal government, while in office.
- C. A person serving as a member of the assembly shall not hold any other compensated municipal office or municipal employment, or elected position in the state or federal government, while in office, except:
1. As provided by state law under AS 29.20.630, employment by the Anchorage School District is not municipal employment prohibited by this subsection.
- D. A person serving as mayor, or as a member of the assembly, or on the school board, shall not serve as a member of a service area board. A service area board member's term shall end immediately upon assuming one of these offices.
- E [C]. A candidate for office in an election may not act as an election official in that election.

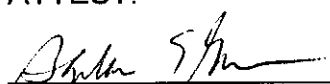
(GAAB Ord. No. 75-82; AO No. 80-101; AO No. 85-75)

**Section 3.** This ordinance shall become effective immediately upon its passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this 28<sup>th</sup> day of August, 2007.

  
Chair

ATTEST:

  
Municipal Clerk