

Submitted by: ASSEMBLY MEMBERS GRAY-JACKSON &
HONEMAN; ASSEMBLY CHAIR TRAINI
Reviewed by: Assembly Counsel & Dept. of Law
For reading: June 22, 2010

See AO 2010-44(S-1)

**ANCHORAGE, ALASKA
AO NO. 2010-44(S)**

**AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING
ANCHORAGE MUNICIPAL CODE SECTION 1.15.020, PROHIBITED CONDUCT,
REGARDING USE OF MUNICIPAL RESOURCES.**

WHEREAS, occasional municipal use and volunteer employee participation in community service events and charitable fundraising, determined by the mayor or the assembly to be related to municipal business, are not intended by the Assembly to constitute a prohibited use of municipal resources under AMC 1.15.020; now therefore,

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1: Anchorage Municipal Code section 1.15.020 is amended to read as follows
(*language indicating no amendment is set out for context only*):

1.15.020 Prohibited conduct.

- A. These actions are in conflict with the public interest and therefore no person included within the scope of this chapter shall:
1. Solicit, offer or receive money or other thing of value in return for a vote, a municipal management decision, or the exercise of the person's official duties, except the compensation, expenses, benefits, or other remuneration paid by the municipality.
 2. Offer or accept any money or other thing of value for or in consideration of obtaining employment, appointment, or promotion of any person by the municipality.
 3. Offer or accept any money or other thing of value for or in consideration of the use of the person's public position to obtain a contract for any person or business with the municipality.
 4. Use for the person's own benefit, or for the benefit of another, confidential information acquired by reason of the person's public position and which is not available to the public.
 5. Disclose or release confidential information gained through the person's public position unless authorized by law or order of the court.
 6. Use the person's municipal position to take personal advantage of another.

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- 7. Divert or permit the diversion of municipal personnel time, municipal services, vehicles, equipment, materials or other property for a purpose unrelated to municipal business. **Written municipal approval and restrictions on occasional municipal use and volunteer employee participation in community service events and charitable fundraising are not prohibited by this subsection and are outside the jurisdiction of the Ethics Board.**
- 8. Accept a gift from an individual or an entity with interests that may be substantially affected by the performance of the person's official municipal duties under circumstances where the timing and nature of the gift would cause a reasonable person to question the person's judgment in exercising official municipal duties on a matter affecting the donor.
- 9. Accept gifts from persons on a basis so frequent as to raise an appearance of the use of the person's public position for private gain.
- 10. State 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 the procurement of supplies, from another person or entity. Statements made during official proceedings, including committee meetings and work sessions of the Assembly, the Anchorage School Board, an elected service board, or an appointed public body of the municipality, are outside the scope of this prohibition.

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(AO No. 2006-140(S-1), § 1, 1-1-07; AO No. 2007-74(S), § 1, 6-12-07)

Section 2: This ordinance shall become effective immediately upon passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this _____ day of _____, 2010.

Chair

ATTEST:

Municipal Clerk