

DENALI BOROUGH, ALASKA  
ORDINANCE NO. 09-04

INTRODUCED BY: MAYOR DAVID TALERICO

AN EMERGENCY ORDINANCE PROVIDING FOR THE DENALI BOROUGH ASSEMBLY TO ASSUME ETHICS COMMISSION POWERS BY AMENDING DENALI BOROUGH CODE CHAPTER 5.40, ETHICS COMMISSION, SECTION 5.40.020.

BE IT ENACTED by the Assembly of the Denali Borough, Alaska, that:

Section 1. Classification. The classification of this ordinance is of an emergency and temporary nature.

Section 2. Purpose. The purpose of this ordinance is to continue with Ethics Commission functions.

Section 3. Authority. Denali Borough Code of Ordinances/ Article III, Section 3.04.

Section 4. Borough Assembly Finding of Emergency. The function of the Ethics Commission is performed from time to time by the Assembly Advisory Committee. Due to the nature of recent ethics violation complaints the Assembly Advisory Committee will be unable to perform this function. Also, there is no current provision for an appeal process.

Because of these responsibilities and the consequences that could result from not having an ethics commission, the Denali Borough is placed in a position where immediate action is necessary.

Section 5. Assembly Action. Based on these findings, the Denali Borough Assembly declares an emergency and assumes temporary powers and responsibilities of the Ethics Commission and will relinquish these powers and responsibilities when proper code amendments remedy this situation.

Section 6. Amendment. 5.40.020 Composition – Terms [The Denali Borough assembly advisory committee shall serve as the ethics commission] The Denali Borough Assembly shall select three (3) members to serve as the ethics commission. Two (2) alternate members shall also be selected. The remaining members of the assembly shall serve as the ethics appeals board including the alternate members if not serving as an ethics commission member. Members shall be nominated by the assembly and they shall vote on each nominee as presented.

Section 7. Effective Date. This ordinance becomes effective upon adoption by the Denali Borough Assembly and signature of the Mayor.

PASSED and APPROVED by the DENALI BOROUGH ASSEMBLY this 16<sup>TH</sup> day of FEBRUARY, 2009



MAYOR DAVID M TALERICO

ATTEST:   
GAIL PIEKNIK, BOROUGH CLERK

