

DENALI BOROUGH, ALASKA
ORDINANCE NO. 14-01
VERSION A

INTRODUCED BY: MAYOR CLAY WALKER

AN ORDINANCE AMENDING THE DENALI BOROUGH CODE OF ORDINANCES,
CHAPTER 2.40.060 TITLED CONFLICTS OF INTEREST

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

Section 1. Classification. This ordinance is of a general and permanent nature.

Section 2. Purpose. The purpose of this ordinance is to amend 2.40.060 (C) of the Denali Borough Code of Ordinances as follows:

2.40.060 Conflicts of interest.

C. Conflicts of Interest and Disclosure – Borough Assembly Members.

1. Each assembly member shall disclose any financial interest they may have in any matter that comes before the assembly for a vote. If the member believes that the financial interest is substantial, they shall ask to be excused from voting on the matter.

2. The [mayor] presiding officer shall rule on the request of an assembly member to be excused from voting on a matter in which the member has or believes they have a substantial financial interest. If the [mayor] presiding officer is the member making the request, or has the same or a similar or related financial interest in the same matter, the assembly shall designate another assembly member who has no financial interest in the matter to rule on the request.

3. The decision of the [mayor] presiding officer (or designated assembly member) on the member's request to be excused from voting may be overridden by a majority vote of the assembly. Neither the assembly member making the request nor any other assembly member who has disclosed a similar or related interest in the same matter may rule on any member's request to be excused from voting on the matter or vote on the question of overriding such a ruling.

4. If any resident of the municipality believes that an assembly member may have an undisclosed conflict of interest, the resident may request a confidential meeting with the [mayor] presiding officer (or, in the event that a claimed potential conflict of interest involves the [mayor] presiding officer, any other assembly member chosen by the resident requesting the meeting) and the assembly member who may have a conflict of interest. If, as a result of the confidential meeting, the assembly member with the potential conflict or the [mayor] presiding officer decided that the financial interest must be disclosed to the assembly, the assembly member shall disclose the interest to the assembly as provided in subsection (C)(1) of this section.

5. An assembly member who has a substantial financial interest in a matter before the assembly, and who has been excused from voting on that matter, may not participate as an assembly member in the debate on this matter, although he or she may participate in discussion to the same extent as a member of the general public. If the matter is discussed by the assembly in executive session, the member shall be excluded during the executive session.

Denali Borough, Alaska

Ordinance 14-01

6. If a conflict of interest is discovered after an official action has been undertaken or completed, the municipal assembly may, by a majority vote, excluding the vote of any affected member, resolve to rescind the official action or to take any other remedial steps necessary.

Section 3. Effective Date. This ordinance becomes effective upon adoption of the Denali Borough Assembly and signature of the Mayor.

DATE INTRODUCED: JANUARY, 8, 2014
FIRST READING: JANUARY 8, 2014
PUBLIC HEARING: FEBRUARY 12, 2014

PASSED AND APPROVED by the Denali Borough Assembly this 12TH day of FEBRUARY, 2014.



CLAY WALKER, MAYOR

ATTEST: 

GAIL PIEKNIK, BOROUGH CLERK



PASSED UNANIMOUSLY
ABSENT: DEBLAUW and TATUM

Denali Borough, Alaska

Ordinance 14-01