

ORDINANCE CERTIFICATION

I certify that upon final enactment of Ordinance No. 81-35 of the Kenai Peninsula borough, this certification of the actions taken by me conforms with the rules and regulations governing ordinances.

1. Publication: Publication has been made by causing a summary of this ordinance to be inserted one time in a newspaper of general circulation in the borough. One copy of this ordinance as set for hearing, together with Notice of Hearing has been mailed to the city clerks of each first class city in the borough and to each postoffice in the borough with a request for posting on the City Hall and Post Office bulletin boards for 10 days immediately following receipt.
2. After adoption of this ordinance, one copy will be mailed to the city clerk of each first class city in the borough.

This ordinance was ENACTED by the assembly of the Kenai Peninsula Borough on the 5th day of May, 1981 and will become effective immediately.

Frances Byrner  
Borough Clerk

Date: May 6, 1981

Introduced by: Sikorski for the  
Local Affairs  
Committee  
Date: April 7, 1981  
Vote: 14 Yes, 2 No  
Action: Enacted as Amended 5-5-81

KENAI PENINSULA BOROUGH

ORDINANCE 81-35

REPEALING SECTION 2.08.040 (B) OF THE BOROUGH CODE OF ORDINANCES RELATING TO ABSTENTION FROM VOTING BY ASSEMBLY MEMBERS ON SCHOOL APPROPRIATIONS IN CASES OF CONFLICT OF INTEREST ARISING OUT OF EMPLOYMENT BY THE SCHOOL DISTRICT.

WHEREAS, the Assembly has in recent months taken up the consideration of the matter of conflict of interest in a number of different issues; and

WHEREAS, the Assembly enacted Ordinance 80-66 on January 20, 1981, which precluded an Assembly member from voting on school district appropriation measures, bond issues and equipment purchases, if such Assembly member or spouse was an employee of the school district; and

WHEREAS, the Assembly enacted Ordinance 81-1 on March 3, 1981, to allow the Assembly to determine conflict of interest in instances not involving school district employees; and

WHEREAS, these efforts by the Assembly have resulted in a recognition of the difficulties of establishing an all encompassing policy; and

WHEREAS, it appears to the Assembly that the state statutory provisions which enact an honor system is the most workable; and

WHEREAS, it appears to the Assembly that the question of conflict of interest of an Assembly member must in the last analysis be a matter of conscience; and

WHEREAS, the Assembly desires to restore the honor system as a matter of individual conscience in determining conflict of interest;

NOW THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

Section 1. That Ordinance 80-66 which enacted Section 2.08.040 (B) of the Borough Code of ordinances, relating to conflict of interest of school district employees, is hereby repealed.

Section 2. That this ordinance takes effect immediately upon its enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH  
ON THIS 5th DAY OF May, 1981.

*Paul A. Fischer*  
Paul Fischer, Assembly President

ATTEST:

*Frances Bryner*  
Borough Clerk