

DENALI BOROUGH, ALASKA
ORDINANCE NO. 06-23

INTRODUCED BY: Sid Michaels

AN ORDINANCE AMENDING DENALI BOROUGH CODE OF ORDINANCE, CHAPTER 5.05 DEALING WITH THE DENALI BOROUGH SCHOOL DISTRICT AND THE ASSUMPTION OF DENALI BOROUGH EDUCATION POWERS.

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

Section 1 This ordinance is of a general and permanent nature and shall be codified.

Section 2. Procedures for the assumption of educational powers by the Denali Borough, Alaska, contained in sections as set forth below, are hereby enacted.

Sections:

5.05.010	Date for assumption of educational powers.
5.05.020	Public school system.
5.05.030	School Board - Composition.
5.05.040	School board qualifications.
5.05.050	Election of school board members - terms.
5.05.060	Vacancies.
5.05.070	Budget.
5.05.080	Joint conference.
5.05.090	School board power and duties.
5.05.100	Authority of members.
5.05.110	Conflicts of interest.
5.05.120	School board policy manual.
5.05.130	Maintenance and capital improvements.
5.05.140	School district treasury.

5.05.010. Date for assumption of educational powers.

The Denali Borough assumed borough-wide educational powers on July 2, 1992. The actual date of assumption was established by the Denali Borough assembly by Resolution 92-01.

5.05.020. Public school system.

There shall be a system of public education for the Denali Borough, conducted in the manner provided by law. The system of public education shall be operated by a school board consisting of nine members. The official name of the Denali Borough public school system shall be the "Denali Borough School District".

5.05.030. School Board - Composition.

The school board elected by the qualified voters of the Denali Borough shall consist of nine members elected by districts replicating the borough assembly districts.

5.05.040 School board qualifications.

A school board member shall be a qualified Denali Borough voter as defined by DBC 8.05.020 and 8.05.030, and a resident of the Denali Borough School District to which the seat they hold is assigned. No school board member may hold any compensated school district employment while serving on the school board.

5.05.050 Election of school board members - terms.

A. Election. The regular election for school board members shall be held as specified in DBC 8.05.040. Each school board member shall be elected by qualified voters of their district and shall be residents of the district to which the seat they seek is assigned. A school board member so elected represents all of the voters and residents of the Denali Borough. The assembly will by ordinance adopt additional procedures pertaining to the districting, addition of new board members, nominations, and election of school board members.

B. Nominations. A person filing for a school board seat must follow the procedures contained in DBC 8.05.100 and 8.05.120.

C. Terms. Each school board member shall be elected to three-year staggered terms. A school board member's term begins the first meeting following the certification of election and upon qualification.

5.05.060 Vacancies.

The office of school board member shall become vacant upon death, resignation, or removal from office in any manner authorized by law or by the charter, or by forfeiture of office as prescribed for assembly members in DBC 2.05.080. Vacancies shall be filled in a manner prescribed by law.

5.05.070 Budget.

The superintendent of schools shall submit an annual budget which shall first be approved by the school board at such time as the board may direct, but in no case at a date later than that prescribed by state law. The proposed school budget shall be a public record available from the time of its submission to the board for public inspection and distribution. The board shall hold public hearings on the budget before approval and submission to the assembly for final action. The Denali Borough school board shall submit the school budget for the following school year to the borough assembly by April 1st for approval of the total amount. Within 30 days after receipt of the budget the assembly shall determine the total amount of money to be made available from local sources for school purposes and shall furnish the school board with a statement of the sum to be made available. If the assembly does not, within 30 days, furnish the school board with a statement of the sum to be made available, the amount requested in the budget is automatically approved. By May 31st, the assembly shall

appropriate the amount to be made available from local sources from money available for the purpose.

5.05.080 Joint conference.

The assembly and board may meet jointly at public meetings to deliberate upon matters of mutual interest.

5.05.090 School board power and duties.

The Denali Borough School Board has exclusive management and control of school matters in the district, subject to state school laws, rules, and regulations established by the State Board of Education and ordinances adopted by the Denali Borough assembly.

5.05.100 Authority of members.

Board members have authority only when acting as a board in session. The board shall not be bound by statements or actions of an individual board member or employee of the District except when such statement or action is in accordance with the instructions of the board.

5.05.110 Conflicts of interest.

If a school board member has a substantial financial interest in an official action, the school board member shall declare that interest and ask to be excused from a vote on the matter. The procedures detailed in DBC 2.40.060 shall be followed.

5.05.120 School board policy manual.

The Denali Borough School District school board shall continue to operate under the policies of the present Railbelt School District policy manual unless provisions are made to the contrary. A copy of the current school board policy manual will be maintained by the borough clerk/treasurer.

5.05.130 Maintenance and capital improvements.

The Denali Borough school board shall provide custodial services and routine maintenance for school buildings and shall appoint, compensate, and otherwise control personnel for these purposes. The borough assembly shall provide for all major rehabilitation, and construction, and major repair of school buildings. The recommendations of the school board shall be considered in carrying out the provision of this section.

5.05.140 School district treasury.

All School money shall be deposited in a School District treasury. The Denali Borough school board shall have the custody of, invest and manage all such money in the School District treasury. The officer responsible for custody, investment, and management of School District funds shall comply with the bonding provisions of AS 14.14.020. The responsibilities of the school accounting are delegated to the Denali Borough school board.

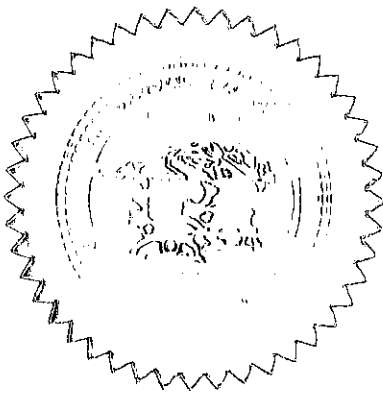
Section 3. Effective Date. This ordinance becomes effective immediately upon its adoption, signature of the mayor and attestation of the borough clerk.

DATE INTRODUCED: August 16, 2006

FIRST READING: September 13, 2006

PUBLIC HEARING: September 13, 2006

PASSED and APPROVED by the DENALI BOROUGH ASSEMBLY this 13th day of Septmeber, 2006.



David M. Salvo
Mayor

ATTEST: Heidi Pukuk
Borough Clerk