



Alice Ruby, **Mayor**

Council Members

- Holly Johnson (Seat A) • Chris Maines (Seat B) • Misty Savo (Seat C)
- Curt Armstrong (Seat D) • Andy Anderson (Seat E) • Paul Liedberg (Seat F)

DILLINGHAM CITY COUNCIL

David B. Carlson Council Chambers

Dillingham City Hall, 141 Main Street, Dillingham, AK 99576 (907) 842-5212

REGULAR MEETING	7:00 P.M.	APRIL 7, 2016
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1. CALL TO ORDER

2. ROLL CALL

3. APPROVAL OF MINUTES

- a. Regular Council Meeting, March 3, 2016page 5
- b. Special Council Meeting, March 29, 2016page 13

4. APPROVAL OF CONSENT AGENDA

APPROVAL OF AGENDA

5. STAFF REPORTS

- a. City Manager and Staff Reportspage 17
- b. Standing Committee Reportspage 47

6. PUBLIC HEARINGS

- a. Adopt Ordinance No. 2016-04, An Ordinance of the Dillingham City Council Amending the Budget by Adopting Budget Amendment No. 1 and Appropriating Funds for the FY 2016 City of Dillingham Budgetpage 67
- b. Adopt Ordinance No. 2016-05, An Ordinance of the Dillingham City Council Amending Chapter 8.16 of the Dillingham Municipal Code Related to Enhanced 911 Service to Increase the Surcharge from \$1.76 per month to \$2.00 per monthpage 83

7. CITIZEN'S DISCUSSION (Prior Notice or Agenda Items)

8. ORDINANCES AND RESOLUTIONS

- a. Adopt Ordinance No. 2016-04, An Ordinance of the Dillingham City Council Amending the Budget by Adopting Budget Amendment No. 1 and Appropriating Funds for the FY 2016 City of Dillingham Budget page 67
- b. Adopt Ordinance No. 2016-05, An Ordinance of the Dillingham City Council Amending Chapter 8.16 of the Dillingham Municipal Code Related to Enhanced 911 Service to Increase the Surcharge from \$1.76 per month to \$2.00 per month page 83
- c. Introduce Ordinance No. 2016-06, An Ordinance of the Dillingham City Council Amending Section DMC 4.15.030, Exemptions, to Provide a Cap on Personal Property Tax for Aircraft if the Assessed Valuation is More Than \$300,000 page 87
- d. Adopt Resolution No. 2016-08 (AM), A Resolution of the Dillingham City Council Formally Adopting the Hazard Mitigation Plan page 91
- e. Adopt Resolution No. 2016-17, A Resolution of the Dillingham City Council Approving U.S. Fish and Wildlife’s Proposal to Make the Carlson House Property the site of a new U.S. Fish and Wildlife Service Togiak National Wildlife Refuge Headquarters. page 95
- f. Adopt Resolution No. 2016-18, A Resolution of the Dillingham City Council Establishing the Level of Funding for the Dillingham City School District for the Fiscal Year Ending June 30, 2017 page 99
- g. Adopt Resolution No. 2016-19, A Resolution of the Dillingham City Council Approving a Request for Proposal for Water System Design and Testing .page 149
- h. Adopt Resolution No. 2016-20, A Resolution of the Dillingham City Council Concurring with the Marijuana Advisory Committee’s Recommendation Not to Ban or Limit Marijuana Facilities in Dillinghampage 153
- i. Adopt Resolution No. 2016-21, A Resolution of the Dillingham City Council Authorizing a Long Term Encroachment Permit for Delta Western Inc. to Install Monitoring Wells on City Property.....page 159
- j. Adopt Resolution No. 2016-22, A Resolution of the Dillingham City Council Authorizing the City Manager to Advertise a Request for Proposal for Replacing Equipment in Lift Stationspage 167
- k. Adopt Resolution No. 2016-23, A Resolution of the Dillingham City Council Approving Changes to the Personnel Regulations.....page 171
- l. Adopt Resolution No. 2016-24, A Resolution of the Dillingham City Council Accepting a Grant Under the Terms of the BBEDC Community Block Grant Program.....page 181

9. UNFINISHED BUSINESS

- a. Citizen Committee Appointments

- 1) Planning Commission, 2 Seats Open
- 2) Library Advisory Board, 2 Seats Open
- b. DLG Petition to Annex Nushagak Commercial Fishing Waters Update
- c. Interim Task Force Borough Feasibility Study Update
- d. Manokotak/Dillingham Road Feasibility Study
- e. Appoint to the Board of Equalization

10. NEW BUSINESS

- a. Action Memorandum No. 2016-04, Accept the 2016 City of Dillingham Strategic Planpage 187
- b. Action Memorandum No. 2016-05, Award a Contract for the Septic Concrete Spillwaypage 195
- c. Action Memorandum No. 2016-06, Authorizing the City to Collaborate with Nushagak Cooperative for a Community Clean-Up May 13, 14, and 15page 197
- d. Application for Marijuana Establishment Licensepage 199
- e. Set Up a Reward for Information Leading to DPD Shooting

11. CITIZEN’S DISCUSSION (Open to the Public)

12. COUNCIL COMMENTS

13. MAYOR’S COMMENTS

14. EXECUTIVE SESSION

- a. Legal Matter
 - 1) Dillingham & Manokotak Annexation Petitions
 - 2) Climate Change Litigation

15. ADJOURNMENT

1. CALL TO ORDER

A regular meeting of the Dillingham City Council was held on Thursday, March 3, 2016, at the Dillingham City Council Chambers, Dillingham, Alaska. Mayor Alice Ruby turned the meeting over to Paul Liedberg to chair. Mayor Pro Tempore Paul Liedberg called the meeting to order at 7:04 p.m. The Council meeting was preceded by a workshop at 6:30 p.m. to review the December financial statements and FY16 Budget Amendment No. 1.

2. ROLL CALL

Mayor Alice Ruby – attended via teleconference

Council Members present and establishing a quorum (a quorum being four):

Holly Johnson	Misty Savo	Chris Maines
Curt Armstrong	Paul Liedberg	Andy Anderson

Staff in attendance:

Rose Loera	Navin Bissram	Dan Pasquariello	Janice Williams
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Guest: City Attorney Brooks Chandler

3. APPROVAL OF MINUTES

- a. Regular Council Meeting, February 4, 2016

MOTION: Chris Maines moved and Holly Johnson seconded the motion to approve the minutes of February 4, 2016.

VOTE: The motion passed unanimously by voice vote.

4. APPROVAL OF CONSENT AGENDA

There was no consent agenda.

APPROVAL OF AGENDA

MOTION: Holly Johnson moved and Chris Maines seconded the motion to approve the agenda.

VOTE: The motion passed unanimously by voice vote.

5. STAFF REPORTS

- a. City Manager and Staff Reports

City Manager Loera reported on the following items in addition to her staff report:

- Staff testified at Legislative Information Office regarding closing of DA's office, senior center grant, revenue sharing;

- Erosion Near City Lagoon – looking to survey the lagoon, concerned about rapid pace of erosion taking place;
- Brownfield Program – contacted BBNA about possible harbor clean-up monies available;
- Squaw Creek Road – letters will be going out to the four property owners from the City.

b. Standing Committee Reports

Finance and Budget Committee: Paul Liedberg reported from the minutes in the packet, noting there would be a presentation on the FY15 audit and the school would be presenting their FY17 budget at a special meeting in March.

Code Review Committee: Chris Maines reported the committee met Feb. 29. The committee discussed: not recommending making any changes to the code on vicious animals; an ordinance to cap tax on the value of aircraft over \$300,000 would be presented in April; and reviewed liquor license renewal for Willow Tree Inn.

Carlson House Advisory Committee: Holly Johnson reported the committee met on Feb. 25. The committee had a presentation on the Bethel Memorial; American Legion was looking at some other property options; looking to bring a recommendation on the property to the next regular meeting.

6. PUBLIC HEARINGS

Mayor Pro Tempore Liedberg opened the hearing on Ordinances 2016-01, 2016-02, and 2016-03. There being no comments the hearing closed.

- a. Adopt Ordinance No. 2016-01, An Ordinance of the Dillingham City Council Authorizing an Increase in Animal Registration, Kennel Permit, and Euthanization Fees in Title 7 Animals
- b. Adopt Ordinance No. 2016-02, An Ordinance of the Dillingham City Council Amending Title 2 to Clarify City Law Regarding Management of Public Documents and Records and to Identify City Records that are Not Open to Public Inspection Due to Privacy Concerns
- c. Adopt Ordinance No. 2016-03, An Ordinance of the Dillingham City Council Amending Dillingham Municipal Code Chapter 2.72 Education

7. CITIZEN'S DISCUSSION (Prior Notice or Agenda Items)

There was no citizen's discussion.

8. ORDINANCES AND RESOLUTIONS

- a. Adopt Ordinance No. 2016-01, An Ordinance of the Dillingham City Council Authorizing an Increase in Animal Registration, Kennel Permit, and Euthanization Fees in Title 7 Animals

MOTION: Andy Anderson moved and Holly Johnson seconded the motion to adopt Ordinance No. 2016-01.

VOTE: The motion to adopt Ordinance No. 2016-01 passed unanimously by voice vote.

- b. Adopt Ordinance No. 2016-02, An Ordinance of the Dillingham City Council Amending Title 2 to Clarify City Law Regarding Management of Public Documents and Records and to Identify City Records that are Not Open to Public Inspection Due to Privacy Concerns

MOTION: Holly Johnson moved and Chris Maines seconded the motion to adopt Ordinance No. 2016-02.

VOTE: The motion to adopt Ordinance No. 2016-02 passed unanimously by voice vote.

- c. Adopt Ordinance No. 2016-03, An Ordinance of the Dillingham City Council Amending Dillingham Municipal Code Chapter 2.72 Education

MOTION: Holly Johnson moved and Chris Maines seconded the motion to adopt Ordinance No. 2016-03.

VOTE: The motion to adopt Ordinance No. 2016-03 passed unanimously by voice vote.

- d. Introduce Ordinance No. 2016-04, An Ordinance of the Dillingham City Council Amending the Budget by Adopting Budget Amendment No. 1 and Appropriating Funds for the FY 2016 City of Dillingham Budget

MOTION: Chris Maines moved and Holly Johnson seconded the motion to introduce Ordinance No. 2016-04.

VOTE: The motion to introduce Ordinance No. 2016-04 passed unanimously by voice vote.

- e. Introduce Ordinance No. 2016-05, An Ordinance of the Dillingham City Council Amending Chapter 8.16 of the Dillingham Municipal Code Related to Enhanced 911 Service to Increase the Surcharge from \$1.76 per month to \$2.00 per month

MOTION: Holly Johnson moved and Andy Anderson seconded the motion to introduce Ordinance No. 2016-05.

Manager Loera reported by state law the City could assess up to \$2.00 per communication line. The proposed increase would bring in an additional \$10K per year to go toward an E-911 back-up system at the Lake Road Fire Station.

VOTE: The motion to introduce Ordinance No. 2016-05 passed unanimously by voice vote.

- f. Adopt Resolution No. 2016-12, A Resolution of the Dillingham City Council Authorizing the City Manager to Purchase Four Hooklift Containers

MOTION: Chris Maines moved and Andy Anderson seconded the motion to adopt Resolution No. 2016-12.

Manager Loera reported the containers would be used at the septage receiving station being developed at the lagoon to hold sewage enclosed in geotubes.

VOTE: The motion to adopt Resolution No. 2016-12 passed unanimously by voice vote.

- g. Adopt Resolution No. 2016-13, A Resolution of the Dillingham City Council Approving the Write Off of Bad Debts Payable to the City for Personal Property Tax, Sales Tax, Harbor and Dock Invoices, and Other Misc. Debt Dated 2008-2014

MOTION: Holly Johnson moved and Andy Anderson seconded the motion to adopt Resolution No. 2016-13.

Manager Loera reported writing off these amounts would provide a more accurate reflection of actual funds that could be collected, but they would remain on the denied services list.

VOTE: The motion to adopt Resolution No. 2016-13 passed unanimously by voice vote.

- h. Adopt Resolution No. 2016-14, A Resolution of the Dillingham City Council Formally Adopting a General Fees Schedule and Approving Recommended Changes in Fees

MOTION: Misty Savo moved and Holly Johnson seconded the motion to adopt Resolution No. 2016-14.

VOTE: The motion to adopt Resolution No. 2016-14 passed unanimously by voice vote.

9. UNFINISHED BUSINESS

- a. Citizen Committee Appointments
- 1) Planning Commission, 2 Seats Open
 - 2) Library Advisory Board, 2 Seats Open

Mayor Ruby reported there were no letters of interest on file.

- b. DLG Petition to Annex Nushagak Commercial Fishing Waters Update

Manager Loera reported the City had filed its responsive brief by the due date of February 26.

- c. Interim Task Force Borough Feasibility Study Update

Mayor Ruby reported BBNA had determined the project would be awarded, but not to the firm the Task Force had selected.

- d. Manokotak/Dillingham Road Feasibility Study

Mayor Ruby reported there would be an update at the next meeting.

- e. Update on Strategic Planning Session

Manager Loera reported the documents would be presented for approval at the April meeting.

10. NEW BUSINESS

- a. Gabe Dunham – Marine Advisory Program

Gabe Dunham reported on the following:

- MAP is designed to help people to become better resource users through outreach and technical assistance, and serves as a link between U of A and Alaska Sea Grant;
- Three goals: 1) fishers have knowledge and skills to produce a viable income from fishing; 2) Bristol Bay economy supports individuals' desired livelihoods and provides opportunities for regional investment; 3) BB coastal and riverine ecosystems are able to support sustainable commercial, subsistence and recreational use;
- Partnering with other agencies, projects include: maritime technical training, such as vessel pre-season maintenance, intro to outboard maintenance and repair; fish composting to educate public on proper disposal and composting methods; erosion monitoring to document erosion in several communities;
- Working with BBEDC and BB Campus, brought 14 students to Alaska Young Fishermen's Summit to learn more about commercial fishing business; and
- Working through Fisheries Seafood and Maritime Institute – focus on training next generation to maintain and repair fishing vessels.

- b. Action Memorandum No. 2016-03, Award a Contract for Design Repairs to the City Lagoon

MOTION: Holly Johnson moved and Andy Anderson seconded the motion to approve Action Memorandum No. 2016-03.

Manger Loera reported after evaluating the four respondents recommended offering a contract to CRW Engineering. The funding would come from ANTHC, and a municipal matching grant of which the funds need to be obligated by 2017. The City does not have the funds to tackle all of the wastewater issues estimated at \$7M, but has been addressing the most critical and will continue to address them as funds allow.

Discussion ensued about the eroding bank near the lagoon.

VOTE: The motion to approve AM 2016-03 passed, Holly Johnson, Andy Anderson, Chris Maines, and Curt Armstrong in favor, and Holly Johnson opposed.

c. Liquor License Renewals

- 1) Willow Tree Inn

Chris Maines reported the owners had applied for its State liquor license renewal in February. The committee was not objecting to the renewal, but voiced concern that the owners continue to fall behind and when it comes to renewing the license the owners settle up. The committee will continue to refine the review process, and recommended taking no action.

d. Schedule a Special Council Meeting for March 21, at 5:30P or March 24, at 7P

- 1) Committee of the Whole to Review FY15 Audit
- 2) Adopt Resolution Accepting the FY15 Audit

MOTION: Misty Savo moved and Chris Maines seconded the motion to set a date of March 24 at 7 p.m. for a special meeting [and include a presentation on the FY17 school budget].

VOTE: The motion passed unanimously by voice vote.

e. Schedule a Board of Equalization Organizational Meeting for April 27 at 5:30 PM

MOTION: Holly Johnson moved and Chris Maines seconded the motion to approve a BOE Organizational Meeting for April 27.

VOTE: The motion passed unanimously by voice vote.

f. Schedule a Regular Meeting of the BOE for May 18 at 5:30 PM

MOTION: Chris Maines moved and Holly Johnson seconded the motion to approve a BOE Regular Meeting for May 18.

VOTE: The motion passed unanimously by voice vote.

11. CITIZEN’S DISCUSSION (Open to the Public)

There was no citizen’s discussion.

12. COUNCIL COMMENTS

Misty Savo:

- Noted the Marijuana Advisory Committee Meeting was attended by the City’s Attorney; a PowerPoint presentation was available on the City’s website; had followed up with a report to KDLG;

- Noted the next meeting was scheduled for March 16, would advertise on open line, and was encouraging public participation; and
- Appreciated Gabe's presentation and the programs he was offering.

Chris Maines:

- Thanked the Carlson House Committee and City Clerk for conducting a well run garage sale; and
- Suggested pursuing conversation with Curyung Tribe regarding availability of the Community Block Grants.

Holly Johnson:

- Questioned if there wasn't already a process in place where the City and Curyung Tribe rotated applying each year.

Manager Loera reported the Tribe could offer a resolution to the City to apply.

Manager Loera reported Gary was looking into a fish grinder for the city instead of having to haul fish remains to the landfill.

Paul Liedberg:

- Noted the BB Campus would be holding a science conference the following weekend; and
- Thanked staff for all of the work they do.

13. MAYOR'S COMMENTS

Mayor Ruby:

- Noted while attending the SWAMC conference several tribal councils had commented they were successful in their project, because they had worked with their City; will work to reach out to Curyung Tribe.

Paul Liedberg asked for a moment of silence to recognize those lost recently.

14. EXECUTIVE SESSION

A. Legal Matter

1) Dillingham & Manokotak Annexation Petitions

MOTION: Holly Johnson moved and Andy Anderson seconded the motion to enter into executive session to discuss Legal Matters, Dillingham & Manokotak Annexation Petition. [8:23 p.m.]

VOTE: The motion to enter into executive session passed unanimously by voice vote.

Manager Loera and Janice Williams were invited to join the session.

MOTION: Misty Savo moved and Chris Maines seconded the motion to come out of executive session [9:11 p.m.].

VOTE: The motion to come out of executive session passed unanimously by voice vote.

15. ADJOURNMENT

Mayor Pro Tempore Liedberg adjourned the meeting at 9:11 p.m.

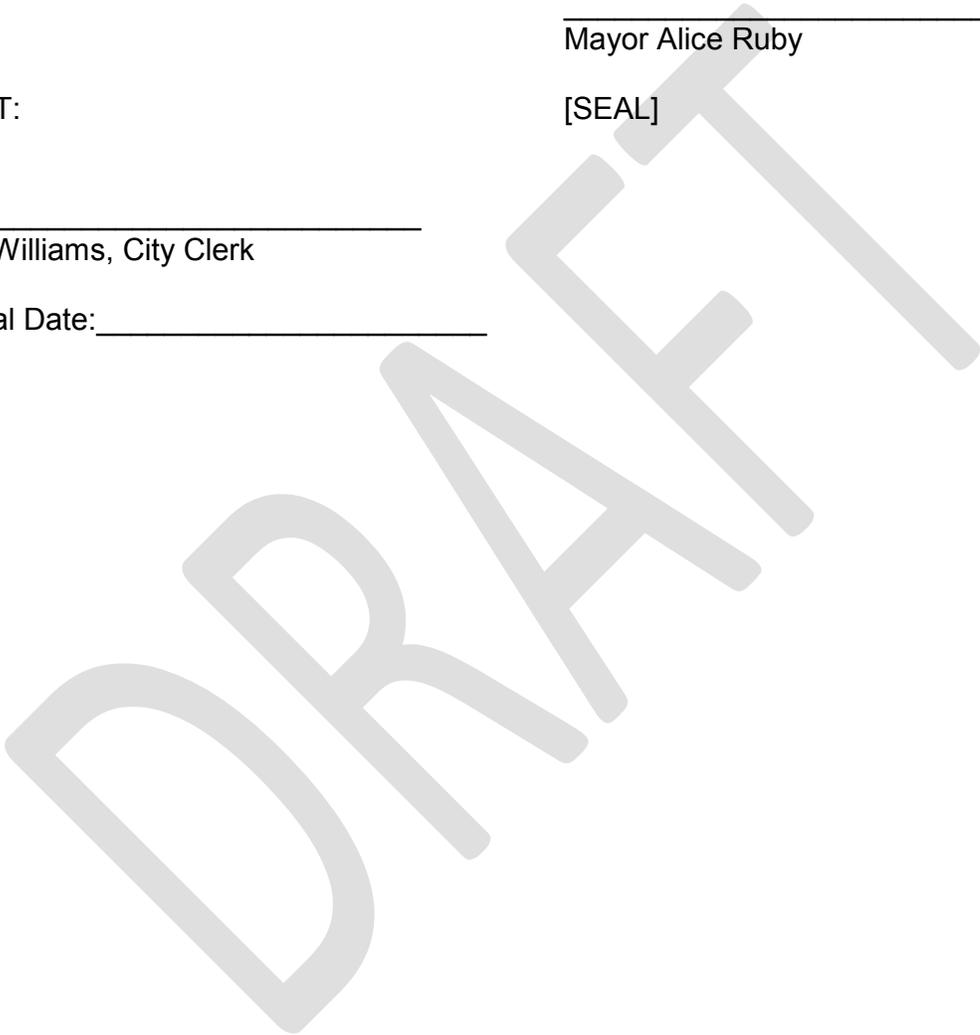
Mayor Alice Ruby

ATTEST:

[SEAL]

Janice Williams, City Clerk

Approval Date: _____



1. CALL TO ORDER

A special meeting of the Dillingham City Council was held on Tuesday, March 29, 2016, at the Dillingham City Council Chambers, Dillingham, Alaska. Mayor Alice Ruby called the meeting to order at 7:03 p.m.

2. ROLL CALL

Mayor Alice Ruby - present

Council Members present and establishing a quorum (a quorum being four):

Holly Johnson Paul Liedberg – attended via teleconference
Curt Armstrong Andy Anderson

Council Members absent:

Chris Maines – excused Misty Savo - excused

Staff in attendance:

Rose Loera Navin Bissram Janice Williams

Guests: Steve Wadleigh and Sasha Barcheski of Altman, Rogers and Co. – attended via teleconference

Danny Frazier, Supt. of Dillingham City Schools
Chris Napoli, School Board President

3. APPROVAL OF AGENDA

MOTION: Holly Johnson moved and Andy Anderson seconded the motion to approve the agenda as revised.

VOTE: The motion passed unanimously by roll call vote.

4. CITIZEN’S DISCUSSION (Prior Notice or Agenda Items)

There was no citizen’s discussion.

5. SPECIAL BUSINESS

a. Committee of the Whole

1. Review the FY15 Draft Audit

MOTION: Holly Johnson moved and Curt Armstrong seconded the motion to enter into the Committee of the Whole to review the FY15 Draft Audit.

VOTE: The motion passed unanimously by roll call vote.

Steven Wadleigh and Sasha Barcheski presented the FY 2015 audit referring to the Power Point display they had prepared.

MOTION: Holly Johnson moved and Andy Anderson seconded the motion to come out of the Committee of the Whole.

VOTE: The motion passed unanimously by roll call vote.

- b. Adopt Resolution No. 2016-15 (AM), A Resolution of the Dillingham City Council Accepting the Year End Audit for the Fiscal Year Ending June 30, 2015

MOTION: Holly Johnson moved and Andy Anderson seconded the motion to adopt Resolution No. 2016-15 (AM).

VOTE: The motion to adopt Resolution No. 2016-15 as amended passed unanimously by roll call vote.

- c. Adopt Resolution No. 2016-16, A Resolution of the Dillingham City Council Approving Application to the Rasmuson Foundation for a Tier 2 Grant

MOTION: Holly Johnson moved and Curt Armstrong seconded the motion to adopt Resolution No. 2016-16.

VOTE: The motion to adopt Resolution No. 2016-16 passed unanimously by roll call vote.

- d. Review Dillingham City School District FY17 Budget

School Supt. Danny Frazier and School Board President Chris Napoli presented the school budget for FY 17.

Mayor Ruby thanked the school board members and the student representative sitting in the audience for their service.

6. CITIZEN’S DISCUSSION (Open to the Public)

Kim Williams commented the school budget that was presented was not updated to reflect a 12% wage increase for the School Superintendent approved by the School Board at their meeting the previous evening.

7. COUNCIL COMMENTS

There were no Council comments.

8. MAYOR’S COMMENTS

There were no Mayor’s comments.

9. ADJOURNMENT

Mayor Ruby adjourned the meeting at 8:27 p.m.

Mayor Alice Ruby

ATTEST:

[SEAL]

Janice Williams, City Clerk

Approval Date:_____

DRAFT

MONTHLY STAFF REPORTS

The following reports were not available for this council packet:

Finance Director's report will be distributed under separate cover.

Public Safety Dept.'s report will be distributed under separate cover.

Mayor
Alice Ruby

Manager
Rose Loera



Dillingham City Council
Holly Johnson
Chris Maines
Misty Savo
Curt Armstrong
Andy Anderson
Paul Liedberg

MEMORANDUM

Date: March 20, 2016
To: Mayor and City Council
From: Rose Loera, City Manager
Subject: March Monthly Report

Vacancies – Dock Assistant/Heavy Equipment Operator & Corrections Officer

Contracts/Agreements Signed – We have contracted with Agnew::Beck for providing services to our Planning Department while the Planner position is vacant. They are interested in updating the 2010 Comprehensive Plan. We don't want to update the entire plan as funding is tight right now so will be reviewing which sections may need to be updated. I am interested in looking into the future with the current State fiscal issues and how we can plan better for the future with funding uncertain. We will add any additional tasks to their contract through a Task Order.

Grants – submitted the Rasmuson grant for repairs to Library and Sr. Center. A match of \$26,000 is coming from in-kind contributions and Equipment Replacement/Facilities fund as budgeted. Fire Department is applying for a Code Blue grant for the purchase of an ambulance which will have a 5% match. The grant is for about \$221,000 with the vehicle about \$210,000 and freight \$11,000. The 5% match of \$11,050 will come the Ambulance Replacement Fund.

Curyung Tribal has agreed to fund \$50,000 for the planning and permitting for a fish grinder facility to be located at the harbor. They have also agreed for the City to apply for up to \$1,000,000 for the paving of road going to the High School and from Wells Fargo to L'il Larry Road.

Request for Proposals (RFPs) – Advertised RFP's for equipment rental, aggregate, survey for erosion and Septage Receiving station concrete work. These were expected to be reviewed on 3/29, but have extended the submission date one week in order to allow for airplanes not able to make it in. Any awards above \$20,000 will come to the Council for approval. Equipment rental will be as an as needed basis for rental of equipment that we do not have operators or equipment for.

City Dock – The report from the Port mentions the need to put in a dolphin on the east end of the City Dock at a cost of approximately \$95,000. We would like to do this work in conjunction to the work that will be done to repair the damage on the dock resulting from one of the barge companies bumping the dock. The barge company will pay about \$105,000 for the damaged

*Our Vision. By 2015 to have an infrastructure that supports a sustainable, diversified and growing economy. * We will take a leadership role and partner with others to achieve economic development and other common goals. * We will develop a high quality City workforce to serve the community. * We will promote excellence in education.*

portion of the dock. PND Engineers provided us the estimates for the work. We feel that the Dolphin is needed so barges can pivot off of it which will put less strain on the dock. We would like to put this out for bid in May with work to be done in the fall if the Council is agreement. The \$95,000 would come from the Dock Enterprise fund which has a balance of approximately \$600,000.

FY2017 Budget Process – the Finance committee has met several times to review the FY2017 budget with additional meetings scheduled in April and May.

Annexation – worked with Atty. Chandler on the Reply Brief that was due on March 18th. This brief will be the last one that we have to do until the LBC distributes the preliminary report which should come out around June 3, 2016.

Fire Department – the fire department is looking at replacing the doors at the Downtown Fire Station so that they can purchase a new ambulance that will fit into the building. They estimate the door to cost around \$6,000.

Bristol Alliance – Visited with Teal Smith who is the General Manager for Bristol Alliance. We may see another drop in our fuel prices after their next purchase. He is interested in pursuing with the Corp of Engineers about getting the harbor slit onto their property rather than in the Bay.

Curyung Tribal – attended a Curyung Tribal meeting on 3/22. I presented them with a proposal to fund the fish grinder at the harbor at a cost of approximately \$250,000 from BBEDC funds and also asking for their support of applying for the BBEDC Infrastructure grant for about \$1 M for paving to the High School and to L'il Larry Road.

Squaw Creek – letter was sent to the owners of the Squaw Creek road. Letter is attached

Out of the Office – Personal Leave 3/30 – 4/3 & 4/11 – 4/22

*Our Vision. By 2015 to have an infrastructure that supports a sustainable, diversified and growing economy. * We will take a leadership role and partner with others to achieve economic development and other common goals. * We will develop a high quality City workforce to serve the community. * We will promote excellence in education.*



March 22, 2016

Ludwig Egeland Sr.
PO Box 246
Dillingham, AK 99576

Dear Ludwig,

As you know the City of Dillingham has been requested to take over the maintenance of Squaw Creek road after the State of Alaska discontinued doing so. The first and last sections of this road is native allotments owned by a number of individuals including yourself. The City is not able to maintain this road while it is in private ownership. This is a position that they took a few years ago via Resolution

In our discussions with BBNA's Realty department they indicated they would be exploring a possible temporary solution for the maintenance of the road with a Revocable Use Permit. At this point we have not heard back from BBNA on this possibility. In the event that they determine if would be a possibility would you be in favor of such a permit? If you are would you please send a letter to the BBNA Realty Department and a copy to the City of Dillingham about your position on the matter.

The residents that live on Squaw Creek road are anxious to get some resolve to the maintenance of the road. Your response would be appreciated.

Sincerely,

Rose Loera
City Manager

Cc: Tom Hoseth – Director, BBNA Realty
Sabrina Savo – Deputy Director, BBNA Realty
Alice Ruby – Mayor, City of Dillingham



Curyung Tribal Council
PO Box 216 • 531 D Street
Dillingham, Alaska 99576
Phone: (907) 842-2384
Fax: (907) 842-4510

**Curyung Tribal Council
 Resolution 2016-08**

**A RESOLUTION OF THE CURYUNG TRIBAL COUNCIL SUPPORTING THE CITY OF
 DILLINGHAM'S APPLICATION TO BBEDC'S INFRASTRUCTURE GRANT FOR PAVING A
 PORTION OF WEST SEWARD STREET AND A PORTION OF WEST D STREET**

- WHEREAS:** Curyung Tribal Council is the federally recognized Alaska Native tribe serving its tribal members and the community of Dillingham; and
- WHEREAS:** Curyung Tribal Council, acting as the duly recognized governing body pursuant to the Constitution of Curyung, has the authority of establishing relationships and entering into contracts for the benefit and well being of the Tribe; and
- WHEREAS:** the City of Dillingham's is wanting to get the road to the High School, West Seward Street and the road that runs past the Post Office up to Lil Larry Road, West D Street, paved at the same time that the Downtown Streets are paved in 2017; and
- WHEREAS:** the State should be posting the bid for the Downtown Street work this summer and awarding a contract in time for the work to be completed in 2017; and
- WHEREAS:** the contractor for the Downtown Street project will be bringing their paving equipment into Dillingham and taking the opportunity to pave West Seward and West D streets will save the City funds; and
- WHEREAS:** both streets now have no pavement on them at all and are heavily traveled with maintenance on them is difficult to keep up with and having them paved with benefit the entire community; and
- WHEREAS:** the additional paving is estimated to cost between \$780,000 to \$1,000,000 which was an estimate provided to the City by Knik Construction; and
- WHEREAS:** the City will apply for the \$1,000,000 in the event there are unforeseen costs that were not anticipated.

NOW, THEREFORE, BE IT RESOLVED that the Curyung Tribal Council supports the City of Dillingham's BBEDC Infrastructure Grant applications for \$1,000,000 to pave a portion of West Seward Street and West D. Street.

CERTIFICATION:

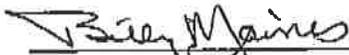
This resolution was duly considered and adopted by the Curyung Tribal Council in Dillingham, Alaska on March 22, 2016 at which a quorum of Council members were in attendance.

For <u>7</u>	Against <u>0</u>	Abstain <u>0</u>
Present <u>7</u>	Absent <u>0</u>	



 Thomas Tilden, 1st Chief

ATTEST:



 Billy Maines, Chief

City of Dillingham
House District 37 / Senate District S

~ 3/25/16 ~

29th Alaska State Legislature ~ 2nd Session

MARCH 2016 – LEGISLATIVE REPORT

Cliff Stone / City Lobbyist

~ Joint session convening April 15th to consider the governor's nominees for boards/commissions ~



PERS/TRS and COMMUNITY REVENUE SHARING

!! LATE BREAKING NEWS !!

I alerted Rose late last night that the Legislature is almost certainly going to introduce legislation regarding the Public Employee Retirement System (PERS) and the Teacher Retirement System (TRS) sometime very soon. Since they did not do that today (March 25th), it is likely that it will be forthcoming on Monday – March 28th. They already have a Senate Finance Committee announcement for such a bill in the published schedule for March 29th.

I will review the bill if it is introduced and give you a preliminary analysis. If it doesn't make it into this report, I will send an addendum off to you as soon as possible. The Alaska Municipal League is all over this too and will do a full analysis of the impact it will have on individual communities. You'll more than likely get that report directly from them.

It is also unclear whether the committee will be taking public testimony on Tuesday, if indeed the bill is introduced. My experience tells me that they won't take any public input until they've had a chance to vet the bill themselves and hear from a horde of "experts." Again, I'll alert Rose to any action.

The rumors we've heard is that they want to raise the respective "floors" of both PERS/TRS. The impacts to municipalities will not be good and cost you quite a bit more money now and long into the future.

The Legislature is also going to introduce a bill regarding Revenue Sharing, but we don't have a feeling yet as to what they are going to propose. As you may already know, the extra money for this program did not make it into the budget for FY 2017. For some details, see Budget Highlights below.



REFLECTIONS

An extended or special session now appears likely as the Legislature has been slow to seriously consider a couple of bills dealing with the restructuring of the Permanent Fund and its components such as the Earnings Reserve Account and the Dividend program.

There are also numerous tax proposals on the table, which includes the state's oil and gas tax credit system, but it appears that no matter the arguments it will fail to win over the majority of legislators to create any new taxes.

The governor has made it very clear to legislators that without action on key elements of his “Sustainable Alaska Plan,” he will hold them in Juneau until they have completed their work for the people of Alaska. At this point, I think the Legislature will simply keep working past the 90 days of session as set out in statute. According to the Alaska Constitution, they can legally be in session for 121 days. This is what they did last year by working past the 90 days before the governor called them back into a special session.

The revenue forecast for the state is presented twice year – once in the spring and again in the fall. See the topic area below for an update on the state’s revised revenue picture.

Economists and financial experts are all saying the same thing – We’re headed for the deepest recession in Alaska’s history as a state. Even if the Legislature makes the best choices, closing the current \$3.9 billion deficit would cost up to 30,000 jobs in direct and indirect losses. This is coupled with no real capital budget for last two years.

Under the introduction of guests, the newest member of the 29th Alaska State Legislature, Ivy Spohnholz recognized her mother that was sitting in the gallery behind her. Ann Spohnholz was also appointed to a House seat in 1989.

On Representative Spohnholz’s first day, the House Floor session lasted until 3:30 a.m. the next morning as numerous floor amendments to the operating budget were considered and all voted down. Since then she has also been given her committee assignments and will serve on the House Education Committee, State Affairs Committee, and on the House Special Committee on Military and Veterans’ Affairs.

Juneau’s Rep. Sam Kito III has been named House minority whip, succeeding the late Rep. Max Gruenberg in that role.

During his address to the Legislature, U.S. Senator Dan Sullivan said that Alaska is an area of strategic importance to the country, given its foothold in the Arctic and production of oil, seafood and other resources.

When children are taken out of their homes due to neglect or abuse, they’re under the responsibility and jurisdiction of the State Office of Children’s Services. Now, through an agreement signed between the State of Alaska and Central Council of the Tlingit and Haida Indian Tribes of Alaska, the Central Council will be able to take over child welfare cases of tribal children.



BUDGET HIGHLIGHTS

The Alaska House passed out an \$8.66 billion state operating budget that cuts \$639.6 million from existing operations. This number allegedly is also 30-percent less than FY15. It’s interesting to note that the budget is not in conference committee yet as they are still trying to hammer out how they’re going to fund the FY17 budget. I don’t think we’ll see any movement on this event until they decide what to do with the Permanent Fund. This could be well past April 17th – the 90th day.

Revenue Sharing: Neither body accepted the governor's proposal to add \$35 million. Program would drop to about 38.2 million for FY17. It was \$57.3 million this year – FY16. Lacking any deposits, the final distribution would be \$25.3 million in FY18... and then no more because the fund drops below \$60 million. (A bill concerning revenue sharing could be forthcoming from the Legislature)

The House restored Dillingham’s **District Attorney’s office** into the FY17 budget, but the Senate didn’t. This means it will be negotiable in conference committee.

Community Jails: Both the House and Senate numbers are the same as governor's proposal for FY17. \$7 million (same as this year – FY16).

Senior's programs: Nutrition, Transportation and services grants under the community based section of budget. The House restored full funding. The Senate cut the program by \$225,000.

As a side note: **K-12 Education** Funding in both the House and Senate fully funds public education including the added \$50 to the BSA provided under HB278 (28th Legislature).

Other interested budget items such as public broadcasting, Senior Community Based Grants, Pre-K education grants, Best Beginnings, and Parents as Teachers are all viable in the conference committee process. I’ve listed some of the education items since it has so much to do with ensuring our youngest of children have access to books and an evidence-based model for education and support.



SPRING REVENUE FORECAST

The Department of Revenue released a preliminary Spring 2016 Revenue Forecast on March 21st. They have produced these numbers early because of potential budget implications of sustained low oil prices will have on the deficit as budget discussions go forward in both the House and Senate.

The forecast represents a decrease in expected general fund unrestricted revenue (GFUR) of nearly \$300 million, or about a 17% decrease, compared to the projection in the Fall 2015 forecast. Instead of a deficit of roughly \$3.6 billion for the next fiscal year, it now will hover around \$4 billion. The department recognizes the potential for significant price volatility over the next few years. In any case petroleum revenue will likely not exceed \$1.3 billion this coming year, or the next.

As an example of how much revenue we’ve lost – look at these stats I was able to extract: The general fund revenue for Fiscal Year 2015 was **\$2.3 billion**. That is more than a 50% drop from FY 2014 revenues of **\$5.4 billion**. The projected revenue for FY 2016 is even lower, at **\$1.6 billion**.

The spring forecast is an annual publication that provides basic information about state revenue, as well as a forecast of state revenue over ten years. The preliminary Spring 2016 revenue forecast is available at www.tax.alaska.gov. The final forecast will incorporate information received in annual production tax returns due on March 31, 2016.

On a related note – New oil fields are helping to slow Alaska’s long-running production decline, and they’re paying the state a royalty share of the oil produced. But according to a recent analysis of the state tax system, they currently pay no production taxes. And they may not be for a long time, according to the state's oil price forecast. That's because so-called “new oil” from fields that began producing in 2008, received the most generous tax breaks during the fight over the oil-tax overhaul approved in 2013.

At today's low oil prices; around \$30 - \$40 a barrel, that oil pays no production tax. And it won't pay one unless North Slope oil sells for about \$73, according to a letter released from the state's tax division.



MEDICAID – THE COURT CASE

A Superior Court judge dismissed the Alaska Legislature's lawsuit to halt Gov. Walker's Medicaid expansion. In his decision and order, Judge Frank Pfiffner concluded that the state acted within the bounds of the law when it expanded Medicaid.

As a note - Medicaid expansion took effect Aug. 31, 2015 opening the program to childless adults whose income falls beneath 138 percent of the federal poverty level, or an annual salary of about \$20,000.

It appears that the Legislature is going to appeal the decision all the way to the Alaska Supreme Court. The cost could be as much as \$250,000 or more to pursue litigation. This is in addition to the money already spent in appeals to the lower courts.



GOVERNOR'S CORNER <http://gov.alaska.gov>

Gov. Walker named Salvation Army development director Ivy Spohnholz as the new representative for House District 16, replacing Max Gruenberg who died earlier in Juneau this year. She is vice chairwoman of the Alaska Children's Trust and has lived in Anchorage for more than 35 years. Ms. Spohnholz was confirmed by a majority vote of House Democrats and sworn into office March 10th. *(I have since gone by her office and introduced myself. I've watched her in the committee process and like everyone else I've talked to, have been impressed with her grasp of a broad array of topics and the manner in which she conducts herself.)*

Nominations for two seats on the North Pacific Fishery Management Council were announced this past week. In accordance with the Magnuson-Stevens Fishery Conservation and Management Act of 1976, the governor selected Theresa Peterson of Kodiak and Michael "Buck" Laukitis of Homer as his primary nominees for the two vacant council seats. Eric Olson of Anchorage, Paul Gronholdt of Sand Point, Linda Behnken of Sitka, and Art Nelson of Anchorage were also recommended as the Governor's alternate nominees.

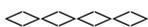
Gov. Walker signed Administrative Order 281 to begin the process to explore options for a more streamlined and effective approach to economic development in the state. Three state corporations, the Alaska Housing Finance Corporation (AHFC), Alaska Energy Authority (AEA) and Alaska Industrial Development and Export Authority (AIDEA)—will participate in whether to merge these corporations with an eye toward combining some of their operations or even consolidating them.

Alaska Gasline Project Delayed – Low oil prices have pushed the state and our three partners, BP, ExxonMobil, and ConocoPhillips to announce that the long awaited project to commercialize North Slope gas will be delayed.

Governor Walker signed SB 23 in front of a full house this past week. The bill is a life saving measure to help prevent opioid overdose and removes civil liabilities from doctors and trained bystanders who prescribe and administer naloxone. Members of the House, Senate, and the public were in attendance for the signing event on a rare 2nd floor visit by the governor. *(I too was present as a display of support for the bill sponsor – Senator Johnny Ellis.)*

The governor has also signed HB 11. This bill directs the Alaska Court System not to publish court records on a website known as *CourtView*, of criminal cases if the defendant was acquitted of all charges or the case was dismissed. The bill becomes law on October 1, 2016.

The governor reported that various credit ratings had downgraded the State of Alaska. All of the top credit agencies put us on a negative market outlook. Much like a credit score affects individual Alaskans' ability to buy a house or car, the ratings from these agencies affects the state's ability for bonding infrastructure and other capital projects.



BILLS of INTEREST

<http://www.akleg.gov>

FY 17 BUDGET BILLS

HB 255 / SB 138 – Capital Budgets

HB 256 / SB 139 – Operating Budgets

HB 257 / SB 140 – Mental Health Budgets

HB 293 / SB 167 – Supplemental Budgets

TAXES and PERMANENT FUND BILLS

HB 182 / Seaton – Individual Income Tax and Tax Credits

HB 224 / Hawker – State Planning and Budgets, Taxes, Permanent Fund, PFD

SB 114 / McGuire – Permanent Fund: Earnings, Deposits, Accounts

SB 183 / Wielechowski – Muni Senior and Veteran Property Tax

HB 245\SB 128 / Governor request – Permanent Fund, Deposits, PFD, Earnings

HB 247\SB 130 / Governor request – Tax; Credits; Interest; Refund; Oil and Gas

HB 248\SB 131 / Governor request – Electronic tax returns and Alcohol Taxes

HB 249\SB 132 / Governor request – Electronic tax returns and Motor Fuel Taxes

HB 250\SB 134 / Governor request – Establish a new Alaska Net Income Tax

HB 251\SB 135 / Governor request – Electronic tax returns and Fisheries Taxes

HB 252\SB 136 / Governor request – Electronic tax returns; Vessel Passenger Tax

HB 253\SB 137 / Governor request – Electronic tax returns and Mining Licensing Tax, Fees

HB 304\SB 133 / Governor request – Electronic tax returns and Tobacco, E-cigs Taxes

HB 309 / Gara – Income tax for Shareholders of S Corporation Filers

HB 338 / Seaton – Municipal Property Tax Exemptions

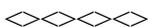
HB 358 / Neuman – Fisheries Bycatch Tax

HB 365 / Seaton – Income Tax; Permanent Fund Tax Credit

HB 370 / H. C&RA – Municipal Tax Exemptions

Note: There has not been any serious discussions on the introduction of any bonding proposals.

The above descriptions are very concise and do not convey the full intent of the legislation. The House and Senate Majorities have indicated that they don't want any tax bills this year, but are seriously considering a change to the Alaska Permanent Fund. Again, I'll keep you posted as to the likelihood of any of these bills passing and their ramifications to the state and just as important, to you as a municipality and individuals.



The Senate Finance Committee heard public testimony on **SB 114** and **SB 128** this past week. These two bills both change the way your Permanent Fund Dividend (PFD) would be computed, and also the way money flows into and out of the Permanent Fund.

The Governor's bill, **SB 128**, puts all production tax and royalties into the Permanent Fund (PF) and the Earnings Reserve Account (ERA). In the current version, the PFD would be 50% of the previous years' royalties; this would certainly mean a much smaller dividend after the initial year, which would guarantee a dividend of \$1,000. There is talk of amending this bill to ensure a PFD of \$1,000. As proposed, there would be a draw up to \$3.3 billion from the ERA to fund government. The combination of these would mean the corpus of the PF would be protected for the long run, and it would go a long way toward balancing a much reduced budget, and even though the PFD would be smaller, it would also ensure Alaskans would get a Dividend into the future.

SB 114 takes a different approach. The production taxes would continue going to the General Fund (GF) as they do now; and 25% of royalties (compared to 30% currently) would go to the PF with the difference going to the GF. The PFD would be 15% of the royalties, and the remainder would come from ERA. We have not seen the graphs yet, but these differences are expected to result in a fluctuating dividend with a minimum of \$1,000, less funding used to pay for government operations, while continuing to grow the PF corpus.

By the way, the Senate removed the FY16 and FY17 inflation proofing of the Permanent Fund so it will be a conference committee discussion. The governor had deleted it as well, but the House had put it back in.

(It is my analysis and that of many financial experts that one of these bills or at least an amalgamation of them has to pass this year or the state will have to use a considerable portion (\$3-\$4 billion) of the Constitutional Budget Reserve (CBR). So much so, Alaska may not be able to recover without beginning to use the Earnings Reserve Account (ERA) of the Permanent Fund (PF) the following year. If they start down that road, the entire PF and PFD are in serious jeopardy)

HB 338 / MUNICIPALITY SENIOR PROPERTY TAX EXEMPTIONS

The bill does not eliminate the senior property tax assessment exemption, but does pass the responsibility for any changes to the taxing municipality. A city or borough could increase, decrease, or modify the amount of the assessment exemption including making it needs based like the original program established by the Legislature in the 1970's. By passing this bill, the calculation of tax base available to the boroughs will increase allowing boroughs to support the school districts more if they desire (regardless of whether they change the exemption). This is the only proposal in the Legislature that would allow more money to go to the schools.

(This bill just had its first hearing. It is likely to NOT pass the Legislature this year)

HB 370 / MUNICIPAL TAX EXEMPTIONS

According to the sponsor statement, this bill amends AS 29.45.050(m) to remove the requirement that a full or partial property tax exemption or deferral for economic development property be limited to five years, with possible renewals. This legislation would authorize a municipality's discretion to establish a full or partial property tax exemption or deferral over a designated period of time without limitation in state law, and to designate a period of time for an exemption or deferral that differs based on the type of economic development property. In addition, AS 29.45.050(m) would be amended to augment the requirements for eligibility for a full or partial property tax exemption or deferral for economic development property by including economic development property that involves a "significant capital investment in physical infrastructure" that expands the tax base of the municipality and that will generate property tax revenue after the exemption expires.

HB 370 also does not change current law in that the portion of property tax designated by a local government for a school district municipal match for education cannot be affected. Only property tax revenue remaining after the education requirement is met can be exempted or deferred, for an economic development purpose.

(This bill is scheduled for its first hearing on March 29th in the House C&RA Committee with public testimony. Passage of this bill from the Legislature is NOT likely)

SB 74 / MEDICAID REFORM

This bill passed the Senate on March 11th and is currently under scrutiny in House Finance. The Department of Health and Social Services (DHSS) has calculated savings from the Senate Medicaid reform work of up to \$33 million in the first year of implementation, and up to \$113 million by fiscal year 2022.

Anticipated savings come from reducing the number of unnecessary visits to the emergency room; encouraging increased use of primary care; reducing travel expenses by better coordinating office visits; reducing pharmacy costs and improper usage of opioids; eliminating user fraud; and increasing access to telemedicine.

Here in a very brief synopsis are some of the bill's wide-ranging components to modernize Alaska's public Medicaid health care program. This proposal has been hashed out over 20 separate hearings so far.

- Enhancements to the state's powers to combat Medicaid fraud.
- Better data collection and stricter rules regarding the distribution of prescription drugs.
- A new reform program to provide more efficient care for Medicaid recipients. It's required to include 11 different pieces, like extra payments for successful health care providers, and penalties for failures like infections acquired in hospitals.
- A management system to push Medicaid patients to visit day-to-day health care providers instead of making expensive hospital emergency room visits.
- A feasibility study for privatizing the Alaska Pioneer Home system.

(This bill is likely to PASS the Legislature this year)

HB 227 / MEDICAL ASSISTANCE REFORM

Passed out of House Health & Social Services Committee on March 8th. Next referral is to House Finance. This bill could save \$223 million over the next 6 years.

(This bill is likely to NOT pass the Legislature deferring to SB 74, which is broader in scope)

HB 75 / REGULATION OF MARIJUANA BY MUNICIPALITIES

Act relating to background checks for persons applying to operate marijuana establishments; relating to possessing, using, displaying, purchasing, growing, processing, transporting, and transferring marijuana; relating to assisting another person 21 years of age or older in activities related to marijuana; relating to established villages and to local option elections regarding the operation of marijuana establishments.

As the sponsor statement indicates, this is legislation introduced on behalf of Alaska's boroughs and cities to further define and clarify provisions of the ballot measure and provide additional processes for implementing AS 17.38 at the municipal level. Since the drafters of the initiative language were unfamiliar with Title 29 of the Alaska Statutes, there were a number of "gaps" in the way local governments should adopt and enforce this new law.

(The bill is simply waiting on concurrence in the House. It is likely to PASS the Legislature this session)

HB 337 / MARIJUANA TAXES; EXCESS POSSESSION; BONDS

This legislation is about regulating the industry like alcohol, as intended in the initiative passed in 2014. It provides for penalties for unlicensed growers, those growing too much, and requirements for a surety or cash bond, and keep records verifying wholesale prices for a three-year period. House Labor & Commerce moved this bill from committee on 3/23 and referred to Finance.

(Passage of this bill is uncertain. Not likely, but I will let you know either way)

Note: The elimination of marijuana prohibition by states for either recreational or medical use does not change the fact that marijuana remains illegal under federal law. Marijuana is still included on the Drug Enforcement Agency Schedule 1, along with heroin. Never mind that according to the Center for Disease Control, heroin and prescription opiates caused more than 47,000 overdose deaths in 2014, while the number of marijuana overdose deaths stayed steady at zero.

SB 1 / REGULATION OF SMOKING

Senate Finance heard extensive public testimony on this bill. Basically it would prohibit smoking in bars, restaurants and public places across Alaska. It is currently waiting in Senate Rules for a Floor vote.

Meanwhile, HB 328 its companion on the House side has had a couple hearings in the HSS Committee.

(Passage of this bill is uncertain, but I think the likelihood of success is high. I'll keep you posted)

SB 91 / OMNIBUS CRIMINAL LAW AND PROCEDURE

This bill is a comprehensive criminal justice reform package that will increase public safety, reduce recidivism and is projected to save the state approximately \$400 million over the next ten years, or so say the proponents of this legislation. It has had extensive hearings in Senate State Affairs, Judiciary, and currently now in Finance. The companion bill on the House side is HB 205.

(This bill is a priority of the majority. It is likely to PASS on to the governor this year)



COMMITTEE HEARINGS

Go to the Legislature's homepage – <http://akleg.gov/index.php>

Click on *Daily Schedule* at the top of the page.

Testifying

If you are planning to testify on any particular bill or subject matter, check the committee calendar the day of or the day before the scheduled hearing as sometimes a bill is rescheduled or cancelled at the last minute. You should also be able to ascertain if they are even accepting public testimony on any particular day. If you can't attend a hearing in person or at your local LIO you can participate by using the following numbers. This number should only be used if you have prior approval from the committee chair. **The toll free number in Alaska: 1-855-463-5009**. In Juneau: (907) 463-5009.

Go to: <http://www.akleg.gov/basis/start.asp> for a complete description of a bill that is up in committee.

Fiscal notes and other documents that the legislative office has posted in regards to that particular bill are also available. Type in the appropriate bill/resolution number in the space provided. *Remember – Bills that have already been heard or previous scheduled in committee can come back before that body without prior notification.*

Live on the Web [www.360north.org]

Most committee hearings can be seen and heard on Gavel Alaska/360 North. It is broadcast on both local access TV and on the Internet. You can also access schedules, various programs, and online archives from the website above.

Live streams of the governor’s speeches can be viewed at:
<http://gov.alaska.gov/Walker/multimedia/livestream.html>

Archives of past videos can be accessed from this site.

On the Radio and Web [<http://www.alaskapublic.org>]

News of Alaska and the political scene can be heard at the website above.

Streaming Video

Meetings streamed outside of Juneau are archived to the Legislature’s Vimeo site:

<https://vimeo.com/aklty> or <http://alaskalegislature.tv>



WEBSITES OF INTEREST

In the event of an earthquake or other natural disaster, here are a couple of contacts to have handy. The State Emergency Operations Center can be reached at 907-428-7100 or visit www.ready.alaska.gov

[**Alaska 2-1-1**] Free, confidential hotline to connect Alaskans with a health and social services provider. Contact them by dialing 2-1-1 or 1-800-478-2221, or online at www.alaska211.org

“If you’re struggling, depressed or suicidal, it’s hard enough to admit it or reach out, but if you’re someone who’s noticing it, then you can be the person to reach out.” This message was published in the Juneau Empire in response to a young woman who committed suicide recently in Juneau. No matter what time of day, there’s help available at **1-877-266-HELP**.

2016 2nd Session List of Legislators and staff http://akleg.gov/docs/pdf/session_phone_list.pdf

2016 House / Senate – Standing and Special Committees <http://akleg.gov/docs/pdf/commlist.pdf>

2016 House / Senate – Finance Sub-committee Members

<http://akleg.gov/docs/pdf/HFINSubcmte.pdf>

<http://akleg.gov/docs/pdf/SFINSubcmte.pdf>

The full Legislative Publications List is at: <http://akleg.gov/publications.php>

Legislative Finance Website: <http://www.legfin.akleg.gov>

This link provides you with options to view specifics for the Capital and Operating Budgets.

Legislative Finance Division’s 175-page overview of the Fiscal Year 2017 Governor's budget request
<http://www.legfin.akleg.gov/Overview/Overview2017.pdf>

Governor’s Office of Management & Budget (OMB) website - <https://www.omb.alaska.gov>

Pick the *Quick Link* on the right column for your inquiry.

Congressional Delegation websites –

<http://murkowski.senate.gov/public>

www.sullivan.senate.gov

<http://donyoung.house.gov>

Current issues involving the commercial fishing industry including the Dillingham census area.
<http://www.ufafish.org/fishing-facts>

The Alaska Division of Motor Vehicles has begun a program to notify drivers by email when their vehicle registration is due or when their license is about to expire. You can also order personalized plates, report the sale of a car or change your address.

To register for the email notification system, visit <https://online.dmv.alaska.gov/EmailNotification>



My heart goes out to all of the victims in the Brussels, Belgium attacks.
~ Cliff

~ End Report ~

Mayor
Alice Ruby

Manager
Rose Loera



Dillingham City Council
Holly Johnson
Chris Maines
Misty Savo
Curt Armstrong
Andy Anderson
Paul Liedberg

MEMORANDUM

Date: March 29, 2016
To: Rose Loera, City Manager
From: Janice Williams, City Clerk
Subject: Monthly Staff Report

Two ordinances are up for adoption April 7, 2016:

- Ordinance No. 2016-04, An Ordinance of the Dillingham City Council Amending the Budget by Adopting Budget Amendment No. 1 and Appropriating Funds for the FY 2016 City of Dillingham Budget
- Ordinance No. 2016-05, An Ordinance of the Dillingham City Council Amending Chapter 8.16 of the Dillingham Municipal Code Related to Enhanced 911 Service to Increase the Surcharge from \$1.76 per month to \$2.00 per month

Update on the 2008-2013 Foreclosure List.

The next steps in the foreclosure process:

- April - publish in the newspaper for four consecutive weeks the notice of the end of the redemption period, and send each property owner a copy of the notice as well as any lien holders that the redemption period will close in 30 days. As of March 29, three property owners account for the five residential properties remaining unpaid from the original list that was adopted by the Council August 7, 2014 and filed with the court system in October 2014.

STANDING ITEM(S):

Marijuana & Liquor License Renewals/Transfers/New Licenses.

The City received a copy of an Application for a Marijuana Establishment License dated March 21, 2016, filed by Ray Kase, d/b/a J & R Green Farm. We are trading new waters, and have sought the advisement of our City Attorney as we go through this process.

This is a preliminary schedule:

1. April 7 meeting: Inform the Council that Mr. Kase has given notice that he is applying for a limited cultivation facility at 3944 Bea Ave. Explain that the

application is not yet complete. From the time the application is complete, the City has 60 days to review and determine whether or not to protest. Explain that administration will develop policies and guidelines for reviewing marijuana facility license applications before May council meeting and present them to the Council at their May 5 meeting.

2. Between April 7 meeting and May 5 meeting: Develop the above policies and guidelines.
3. May meeting: Present policies and guidelines to Council for review/comment/approval. *If* Mr. Kase's application is complete by this meeting, inform Council and let it know that the administration, (and possibly the Code Review Committee), will review the application in accordance with the just approved policy and guidelines and prepare report for council (as local marijuana authority) before the June 2 meeting.
4. June/July (depending upon when Mr. Kase's application is complete) meeting: Council reviews application, takes public comment, and votes to protest or not protest.

Commission/Board Seats Vacant.

Planning Commission

There are two seats open. There are no letters of interest on file.

Library Advisory Board

There are two seats open. There are no letters of interest on file.

HELPFUL TIP(S).

Motion to Table.

This motion:

- requires a second,
- cannot be debated,
- cannot be amended, and
- takes a majority to pass.

The purpose is to put something temporarily aside until the group has dealt with another item. For example, if a speaker has arrived early and the group does wants to allow the speaker to give his presentation, the pending motion may be "tabled". Once that item is finished, there must be a motion to "take from the table".

If a motion is not taken from the table during the same session or the next regular business session (provided that the next regular business session occurs within a quarterly interval or the next three months, it dies.

Mayor
Alice Ruby

Manager
Rose Loera



Dillingham City Council
Holly Johnson
Chris Maines
Misty Savo
Curt Armstrong
Tracy Hightower
Paul Liedberg

MEMORANDUM

Date: March, 30, 2016
To: Rose Loera, City Manager
From: Braden Tinker, Acting Fire Coordinator
Subject: Fire Department Head Report

Summarization of EMS Responses – 16 Calls; 47 Total Man Hours

- 4 Sick Person
- 1 Chest Pain
- 1 Shortness of Breath
- 8 Seizures
- 1 Fall Victims
- 1 Medevac Transports

Summarization of Fire Responses – 1 Call; 3 Total Man Hour

- 1 Fire Calls

PROJECTS COMPLETED

- Combo training was held;
- Fire training was held at the Lake Road Fire hall on Engineering Drills, Rescue Squad training was held and topic was trauma scenarios and skill sheet review;
- Apparatus check-offs are complete;
- All Ambulance reports are up to date, billing for February's runs are also complete.

ON-GOING PROJECTS

- Run Reports
- Code Blue Grant was turned in on time and has passed the first round of critiques and is being submitted for the second round now. This grant will be funded fiscal year 2019 if awarded.
- The SREMSC mini grant will be turned in this week on the 31st. We are applying for reimbursement for fuel costs from this past winter.
- We are making a list of equipment that will need to be replaced in the next few years. We are trying to get a head start on it so that way we can find grants and other funding to get this equipment.

Mayor
Alice Ruby

Manager
Rose Loera



Dillingham City Council
Holly Johnson
Chris Maines
Misty Savo
Curt Armstrong
Andy Anderson
Paul Liedberg

MEMORANDUM

Date: March 29, 2016
To: Rose Loera, City Manager
From: Sonja Marx, Librarian
Subject: March Monthly Report

The Library Advisory Board met on Tuesday, March 1st with two members present and one other participating by telephone. Two seats remain open; hoping to be filled soon. There is some interest. We hope to have a workshop in April before our next scheduled meeting.

This is the first time in years that our Library Staff did not attend the annual Alaska Library Association conference which was held in Fairbanks. We realize how important training like this is for our staff, but it just didn't work out for our schedules this time. We were short staffed due to the school's Spring Break, etc. Perhaps some other training will come up later this fiscal year that we can apply for a CE grant and then attend.

Our Librarian Assistant, Abigail Flynn, has been spear-heading the Carlson House Book Sale project. She and other volunteers have been sorting through thousands of books to decide which of them should be added to our collection here at the Library. Public Books Sales are being planned for near the end of April which will be advertised soon.

The FOL board met Saturday, March 25th. They are offering to members Spring Grants for Educators. They recognize the importance of literacy in our community. Their vision for these mini grants is for educators to buy age appropriate books or magazines for classroom or school libraries. Up to five mini grants of \$100 each will be awarded; the application period will open from March 28 to April 22. Contact us for more details.

Library Stat report for February 22nd - March 25th, 2016:

Patron Visits: 3,478 Computer Use: 793 Wireless Use: 914
Story Hour: 86 Other Visits (including students): 286 Museum Use: 58
Movies Shown: 4 AWE Station Use: 63 Volunteer hours logged: 17

Library Advisory Board meeting scheduled for Tuesday, May 24th at 5:30 pm in the Library

*Our Vision. By 2015 to have an infrastructure that supports a sustainable, diversified and growing economy. * We will take a leadership role and partner with others to achieve economic development and other common goals. * We will develop a high quality City workforce to serve the community. * We will promote excellence in education.*

Mayor
Alice Ruby

Manager
Rose Loera



Dillingham City Council
Holly Johnson
Chris Maines
Misty Savo
Curt Armstrong
Andy Anderson
Paul Liedberg

MEMORANDUM

Date: March 28, 2016
To: Rose Loera / City Manager
From: Jean Barrett / Port director
Subject: March Monthly report

DOCK

- March 28, 2016! One week until work starts at the dock again for the season. Our two seasonal employees will return to work on the 4th of April.
- We have been advertising for a dock yard worker for two weeks and have received one letter of interest.
- With the help of AMLJIA we have made progress on the repair of the dock damage from 2014. The tug company, Dunlop, has agreed to pay the \$87,000 for the repair damages.
- Along with the repair of the damage to the dock, I highly recommend purchasing a single dolphin piling, cost of around \$97,500, to place on the most upstream corner of the all tide dock. **(A dolphin is a man-made marine structure that extends above the water level and is not connected to shore.**

The dolphin would be installed as a point of contact when a barge is docking and pulling away from our dock. This would eliminate the contact with the upriver corner of the dock, which in the past several years has taken a pretty good beating. The money would come from the Port Enterprise Fund to pay for this much needed addition to the all tide dock. I feel that the installation of a dolphin piling should have been in the original plans for the all tide dock. In most situations like ours, it is standard operating procedure. The dolphin could have saved us the headaches of all that we have gone through in repairs over the past several years.

- Using funds from the grant to purchase the Pollock property, I purchased an auger that can be used on the back of the Bobcat wheeled loader. We will use it first to re-route the fence line between the dock ware house and the street in front of the Sea Inn bar. This will allow us to use this property to load and unload LCL freight into the dock warehouse with more ease. New fence posts, chain link

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fence and concrete mix will be ordered to hopefully finally close out the grant. I see this auger having many uses around the City as time goes by.

- As soon as road conditions and weight restrictions allow, I hope to be moving several hundred yards of gravel that we purchased from the road project to the site of the old dog pound. This will allow us to utilize this property more efficiently. Prior to laying the gravel down, we will need to excavate several hundred yards of the mud that covers the area. This will ensure good compaction and stability.

HARBOR

- I have received the fuel tank that was ordered for the new office. We will be installing it along with one of the used Toyo stoves we salvaged from the Carlson property. The thinking behind the installation is to curb the amount paid it takes to heat this property by eliminating the electric baseboard.
- I have had many conversations dating back to this time last year with a company called Sea Share. Their vision is to help needy families with food donations from companies such as Peter Pan Seafoods, Trident Seafoods, BBEDC and several others. BBNA will manage the container but do not have space to store it. This is where the City of Dillingham comes into play. Mayor Ruby was contacted to see if we could help. I have identified several sites for the container and will be meeting with Sea Share, Nushagak Electric and BBNA on the 30th of March to decide on a site.
- We have been advertising through the Bristol Bay Times for the upcoming sale of harbor stickers. We traditionally have a 10% off of the price during April.
- On March 22nd Mayor Ruby, Manager Loera and myself were part of a meeting with Erik Obrien of the **South West Alaska Municipal Conference (SWAMC)**. Also in this meeting were Keggie Tubbs from BBEDC and Michael and Nancy Favors from Nushagak Co-op. The topic of this meeting was **“Investigating Absorption Chilling in the Nushagak District of the Bristol Bay Fishery”** in short they wanted to find a way to use waste heat from the Nushagak power plant to produce ice to be used in the Nushagak salmon fishery. There were many questions and answers from all the parties involved. Erik plans on circulating a wrap up of the meeting in the near future to give us a chance to voice any more questions and concerns and to give our opinions and suggestions before his report is shared with the public.
- I am in the process of getting recertified by next month to once again administer CDL road tests. My certification lapsed last fall when a new test was required along with fingerprinting. The test needed to be done off of a disc which I picked up during a trip to Anchorage last week.

That is all from the Port Department

*No Port of Dillingham Advisory Board Meeting is scheduled at this time.

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Mayor
Alice Ruby

Manager
Rose Loera



Dillingham City Council
Holly Johnson
Chris Maines
Misty Savo
Curt Armstrong
Andy Anderson
Paul Liedberg

MEMORANDUM

Date: March 30, 2016
To: Rose Loera, City Manager
From: Francisco Garcia, Public Works Director
Cc: Dillingham City Council
Subject: Monthly Staff Report

Street Dept.:

- Grading roads in and out of town;
- Used the State's steamer to thaw out a few culverts;
- Emptied out glass bins from the bars and harbor;
- Assisted the landfill with emptying the bins and compacting the waste.

Water/Sewer Dept.:

- Conducted monthly water and sewer sampling;
- Keeping lift stations, sewer treatment and water treatment plant cleaned;
- Completing monthly DMR reports and turning them in to AkDEC;
- Both operators received training for programming logic controls on the lift stations.

Shop Dept.:

- Keeping up with equipment and vehicle maintenance;
- Repairing the transmission on the 821 case loader;
- Welded some brackets on the landfill swap loader to retain the bins on the trailer;
- Repaired hydraulic lines on the incinerator.

B&G Dept.:

- Working on the bath house to get it ready for the fishing season;
- Taking inventory of supplies and tools;
- Working on boilers.

Landfill Dept.:

- Incinerating garbage with no problems;
- Collecting money and keeping up with paper work;

- Worked on incinerator hydraulic issue;
- Compacting waste and picking up trash around the cells.

Mayor
Alice Ruby

Manager
Rose Loera



Dillingham City Council
Holly Johnson
Chris Maines
Misty Savo
Curt Armstrong
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Paul Liedberg

MEMORANDUM

Date: March 28, 2015
To: Rose Loera
From: Ida Noonkesser
Subject: Staff Report

During the month of February, the Senior Center served 337 congregate meals to 50 individuals, 215 home delivered meals to 13 individuals, gave 300 assisted rides to 25 individuals and 275 unassisted rides to 34 individuals.

Other than our usual renters we had one rentals in the month of January. Our usual renters, the Pinochle player's group continues to use the dining room every Friday and every third Saturday the Quilters rent the Senior Center.

In February, Mrs. Lite's and Ms. Snellgrove's class came and sang Valentine songs to the elders and passed out Valentine cards. The elders really enjoyed the company of the kids.

I attached a copy of the testimony that I presented March 1 on behalf of the City requesting the State to restore funding in its budget for Senior Community based grants.

Our next Advisory Board meeting is on Friday, March 11th.

Chairs Neuman and Thompson, members of the committee, for the record my name is Ida Noonkesser, I am the director of the Dillingham Senior Center.

I am calling to strongly encourage you to restore funding for the Senior Community Based Grants.

I have lived in Alaska my whole life and have worked with elders for over twenty years, as a community health aide and with senior programs at the Dillingham Senior Center.

I have spent most of my life serving our elders. The services that are provided with this funding are very important to the health and safety of our senior citizens. Our elders have spent their whole lives giving to our communities and state. Helping them at a time in their lives when they need a little help is the least that we, as a state, can do for their contributions to all of us.

I wanted to give you some facts about what this funding provides:

- Our senior center and the funding from this program serve, not only our community of Dillingham, but also all of the surrounding villages. Elders visit us from all over the region.
- Nutritious meals are provided to an average of 50 elders per day all year long. These meals are often the one full meal that some of our elders get each day.
- The assistance with transportation to basic services including doctor and hospital visits is also very important. Many elders are unable to drive or are unable to afford cab fares. When it is icy in the winter, getting out to appointments and basic services can be very dangerous. A slip or fall can result in serious injuries. Our services help keep our elders safe and healthy.

The proposed budget cuts will reduce our ability to help our elders.

Our elders deserve our consideration. They have spent their lives giving to us; we need to remember them first when times are difficult like they are now. They provide our communities an important source of wisdom, history and a sense of who we are. How we treat them in times like this tell us a lot about who we are as a state.

Please consider putting the \$450,000 in funding for the Senior Community Based Grants back in the budget. The overall cost is small in the budget, but the impact is large and important.

Thank you for the hard work you do and taking your time to hear our concerns.

Ida Noonkesser, Director – City of Dillingham Senior Center

1. CALL TO ORDER

The Carlson House Advisory Committee met on Thursday, February 25, 2016, in the Council Chambers, Dillingham, Alaska. Chair Holly Johnson called the meeting to order at 5:30 p.m.

2. ROLL CALL

Committee Members present:

Holly Johnson Rose Loera Keggie Tubbs Rae Belle Whitcomb

3. APPROVAL OF MINUTES

A. Minutes of January 20, 2016

MOTION: Rae Belle Whitcomb moved and Keggie Tubbs seconded the motion to approve the minutes of January 20, 2016.

(City Clerk Note: Correction to page 3 under public comments: Rae Belle Whitcomb, second bullet corrected to read concerned some of the items need to be preserved including the equipment.)

VOTE: The motion passed unanimously by voice vote.

4. APPROVAL OF AGENDA

MOTION: Rose Loera moved and Rae Belle Whitcomb seconded the motion to approve the agenda.

VOTE: The motion passed unanimously by voice vote.

5. UNFINISHED BUSINESS

a. Earnings from Sale #1 and #2

Rose Loera reported that sale #1 earned \$708 and sale #2 earned \$1,895, and everything sold.

1) FYI - Sale #3 – Tools, Personal Items, etc. Scheduled for Feb. 27

Manager Loera:

- sale will be conducted as a garage sale since there are so many items;
- Bristol Bay Times editions will be given to the library for storage;
- Before the books are made available to the public, Friends of the Library will be given the opportunity to review them in case there are some they would like to see in the library, including those of historical value.

b. Bethel Memorial

Rae Belle Whitcomb:

- Memorial sits on 1.77 acres of which half is devoted to the Veteran's cemetery;
- City leased the land next to the City's public cemetery for a permanent land use permit with city maintaining the land;
- Some of the funds came from the funding for a National Guard building that called for a contractual obligation to award some to the park;
- Many local businesses provided funding as well as in-kind donations, such as gravel, labor and materials to build raised beds, etc;
- There are 31 planters representing 31 villages, identified with plaques; planters can be adopted for a \$250 fee and the individual(s) maintain them;
- Way laid out with vehicle access.

(City Clerk Note: Recording stopped because the battery cable was disconnected.)

c. Property Discussion

The committee referred to a letter submitted by U.S. Fish and Wildlife dated January 27, 2016 that went into much further detail of their interest in the property.

Ted Krieg confirmed that he was still interested in seeing the facility maintained as a museum.

A letter was presented by the American Legion Post noting although they still maintained a level of interest in the property, they were looking to expand the property search for a piece of property that could accommodate a memorial park and a facility.

MOTION: Keggie Tubbs moved and Rae Belle Whitcomb seconded the motion to recommend to the Council the proposal brought forward by U.S. Fish and Wildlife [identified in the packet as Site for Additional Office Building for Togiak National Wildlife Refuge].

VOTE: The motion passed unanimously by voice vote.

The offer to the U.S. Fish and Wildlife will be brought before the Council for approval at the April Council Meeting with a recommendation that the agency have until the end of December to finalize the detail.

The next meeting is scheduled for the fall for an update.

8. ADJOURNMENT

The meeting adjourned after 6 p.m.

Holly Johnson, Chair

ATTEST:

Janice Williams, City Clerk

Approval Date: _____

DRAFT

1. CALL TO ORDER

The Code Review Committee met on Monday, January 25, 2016, in the Council Chambers, Dillingham, AK. Chair Chris Maines called the special meeting to order at 5:30 p.m.

2. ROLL CALL

Committee Members present:

Chris Maines

Holly Johnson

Misty Savo

Mayor Alice Ruby

Janice Williams

Rose Loera was absent.

3. APPROVAL OF MINUTES

- a. Minutes of January 25, 2016

MOTION: Holly Johnson moved and Mayor Ruby seconded the motion to approve the minutes of January 25, 2016.

VOTE: The motion passed unanimously by voice vote.

4. APPROVAL OF AGENDA

MOTION: Misty Savo moved and Mayor Ruby seconded the motion to amend the agenda to discuss the Willow Tree Liquor license renewal first under Unfinished Business.

VOTE: The motion passed unanimously by voice vote.

5. UNFINISHED BUSINESS

- a. Code Committee's To Do List

This is for information only.

- b. C23/15, Review Vicious Animals

In past hearings, the City has allowed the owner to remove the animal from the community, but it is not in code. Committee recommended not to make any changes to its code at this time.

- c. Willow Tree Inn Liquor License Renewal

Staff reported the renewal form had been updated since the last meeting. Since then the owners had submitted their 2015 and 2016 personal property assessment returns, and applied for their State liquor license.

Discussion ensued:

- Voiced concern that there appeared to be a pattern of bringing accounts up to date, including executing a promissory note just prior to the renewal of the two year license;
- Concerned the owners had stated at the last renewal where they had also executed a promissory note that they had processes in place that this wouldn't happen again;
- Noted the committee did not oppose the Dillingham Liquor Store license renewal where they had made right and filed three years of personal property returns just prior to ruling on the license; and
- Suggested although the new liquor license form had a lot of information it would help with making a decision if the variables were more clearly defined why an account would be denied.

MOTION: Mayor Ruby moved and Holly Johnson seconded the motion to not oppose renewal of the liquor license.

VOTE: The motion passed unanimously by voice vote.

- d. C22/15, Review Exempting Tax on A/C Value Over \$300,000

Discussion ensued noting the Council had approved capping the tax on the value of commercial boats over \$300,000.

MOTION: Misty Savo moved and Holly Johnson seconded the motion to recommend capping the tax on aircraft values over \$300,000 and presenting an ordinance to the Council at their April meeting.

VOTE: The motion passed unanimously by voice vote.

Follow-up:

- Bring the ordinance back for review in 2018 and analyze if lowering the cap made a difference in the number of aircraft located in town.

6. NEW BUSINESS

- a. Schedule Next Code Review Committee Meeting for April 14

The committee ruled in favor of holding the next meeting in May, since there may not be a quorum, and the task list has been whittled down with no time sensitive issues.

Follow-up:

- Add to the May agenda whether or not to ask the Council to assign a review of recreational skiffs and outboards to the Code's To Do List.

7. PUBLIC COMMENT/COMMITTEE COMMENTS

Mayor Ruby:

- Stated that the public and the owners understand that the City took reviewing a license renewal very seriously.

Misty Savo:

- Concerned that this is not the example the City likes to see, and would like to see more repercussions when an account is allowed to get way behind; and
- Questioned if a business could be closed down if it was not paying its utilities.

Janice Williams:

- Noted the committee wasn't very comfortable with the decision it had to make [regarding the license renewal], because it did not approve of an account to accumulate debt over a period of time.

Holly Johnson:

- Noted it is a challenge with the current water and sewer system to shut off someone's service if they get behind on their utility bill, and the City might want to look at metering.

8. ADJOURNMENT

The meeting adjourned at 6:31 p.m.

Chris Maines, Chair

ATTEST:

Janice Williams, City Clerk

Approval Date: _____

1. CALL TO ORDER

The Finance and Budget Committee met on Monday, February 22, 2016, in the City Council Chambers, Dillingham, AK. Mayor Ruby called the meeting to order at 5:34 p.m.

2. ROLL CALL

Committee Members present:

Paul Liedberg – attended via teleconference	Mayor Alice Ruby	Rose Loera
Andy Anderson	Curt Armstrong	Navin Bissram

3. APPROVAL OF MINUTES

- a. Minutes of February 22, 2016

MOTION: Andy Anderson moved and Curt Armstrong seconded the motion to approve the minutes of February 22, 2016.

VOTE: The motion passed unanimously by voice vote.

4. APPROVAL OF AGENDA

MOTION: Curt Armstrong moved and Andy Anderson seconded the motion to approve the agenda.

VOTE: The motion passed unanimously by voice vote.

5. STAFF REPORTS

Manager Loera reported the assessor had identified five properties that had not been included on the real property tax rolls in prior years. The City had the legal authority to go back and collect on the last six years. They would have the right to appeal to the Board of Equalization.

The audit is completed, staff received a draft, will coordinate with the auditor for a presentation on the audit.

6. UNFINISHED BUSINESS

- a. Fiscal Policy Development - Review Internal Controls (*Placeholder*)

There was nothing to present.

- b. Tobacco Tax (*Placeholder*)

There was nothing to present.

- c. Sales Tax Exemption
 - 1) Update on Letters Sent Out

Navin Bissram reported staff was maintaining a list of accounts that were not complying with the requirement to provide the exemption report filed with the sales tax report. Letters notifying the filer of their duty would go out by the end of March.

7. NEW BUSINESS

- a. Recommend Adding Fixed Foreclosure Cost Fees to Task List

Manager Loera reported the City's Attorney had worked up a foreclosure fee plan based on fixed fees instead of allocating a portion of the foreclosure costs to each property. Some of the costs are not known when the customer is prepared to pay off their debt, including the attorney fees. The fixed fee(s) would be determined on each stage the property was in the foreclosure process.

Follow-up:

- Staff to look at a combination of options, fixed for first two stages, actual for last stage.
- b. Schedule Presentation on School Budget for March 29 or March 30
 - 1) Review Draft Resolution No. 2016-18, School Contribution

A resolution to approve the school contribution will be prepared for Council approval at the April 7 meeting.

Discussion ensued regarding meeting the timeline for the Council to approve the school budget and allowing time for the City's review of its own budget.

The committee tentatively rescheduled the regular F&B meeting from April 18 to April 25.

8. PUBLIC/COMMITTEE COMMENT(S)

There were no public/committee comments.

9. ADJOURNMENT

The meeting adjourned at 6:17 p.m.

The Committee proceeded to continue their review of the FY17 City budget.

Paul Liedberg, Chair

ATTEST:

Janice Williams, City Clerk

Approved: _____

DRAFT

1. CALL TO ORDER

The Marijuana Advisory Committee met on Wednesday, February 24, 2016, in the Council Chambers, Dillingham, AK. Chair Misty Savo called the meeting to order at 5:30 p.m.

2. ROLL CALL

Committee Members present:

Misty Savo	Tracy Hightower	Kenda Horan
Tim McCambly	Jason Munster	Gorden Isaacs – attended via teleconference

Absent: Nick Rossi – excused

Staff in attendance: Rose Loera

Guest: Attorney Brooks Chandler, City’s Attorney

3. UNFINISHED BUSINESS

There was no unfinished business.

4. NEW BUSINESS

- a. Meet with City Attorney Brooks Chandler
 - 1) Educate/State Law

Attorney Chandler provided an overview of personal use, marijuana commerce, board regulations, federal law and municipal regulation:

- Marijuana is still a controlled substance under the federal law, and it is illegal under federal law to possess or sell marijuana;
- Ballot initiative approved by voters statewide 53% to 47% segregated marijuana into two general categories: personal use which is legal but not “in public”, and commerce;
- By State law, a community cannot disallow personal use;
- Local communities can decide whether or not to allow production and to what extent; such as limit the amount of stores;
- State began accepting applications (Feb. 24) for a commercial marijuana license;
- City will be notified of each applicant who files for a marijuana license; regulations provide an opportunity same as alcohol to comment favorably or unfavorably;
- City will have a 90-day period to comment;
- Licensing process is extensive and would require plans for security, fencing, video surveillance, locking system, etc.;
- Regulations restrict sales or growing within 500’ of school, daycare or church; distance is to be measured from the boundaries of the property, not the building;
- Regulations were set up instead of sending in local police officers to make a citation, can file a complaint with the Board; could result in loss of license;

- Some of the practical issues include 1) transportation to and from Dillingham, since marijuana is illegal under federal law, the airlines are not going to be accepting or flying out a shipment; 2) local testing facility be economical for someone, requiring a license; 3) banking has yet to be worked out, but the banking industry will accept the tax money deposited by the city or state; 4) price of electricity; 5) size of the market.

2) Educate/Municipal Authority

- Local options include retail ban? prohibit all or some of commercial establishments/products? Import for sale?
- HB 75 was brought forward, not yet passed, that would ban commercial marijuana in an unorganized borough where the area does not reside within a city, ex. between Aleknagik and Dillingham; state is the assembly for an unorganized borough;
- No state tax is being assessed and collected at the grow level;
- City's ordinary sales tax would apply on sales and would not require voter approval;
- Federal govt. has taken a hands-off approach except to prevent such things as selling to minors, support of criminal enterprises by marijuana proceeds, etc.; but they could change their hands-off policy if there was a different attitude in the justice dept.;
- City must still comply with the federal drug free workplace act of 1988 to have a policy to keep workplace drug-free;
- As a recipient of federal grants, city must have policies to prevent presence of marijuana in the workplace;
- In the interest of applicants who will have to go through the time and effort to fill out an application, recommended if the city is considering limiting the number of commercial operations, to do that sooner rather than later.

3) Tentative Timeline

Follow-up:

- Between now and the next meeting, talk it up with friends, neighbors, get a consensus of the town;
- Staff to research Dillingham's voting results on the marijuana initiative; and
- Schedule March 16, at 5:30 p.m., for the next meeting, and meet every two or three weeks after that as necessary.

5. PUBLIC COMMENT/COMMITTEE COMMENTS

Mayor Ruby:

- Thanked the committee for putting in the time; and
- Noted the Council was very interested in getting a recommendation from the committee, and encouraged the committee to try and get as much input from the public as possible.

Rose Loera:

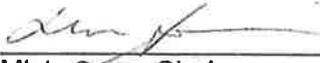
- Noted the meetings are recorded, minutes would be taken, would attend the meetings as staff, and would be available to research whatever information was needed.

Misty Savo:

- Noted she preferred to keep the meetings informal, and encouraged the public and members to provide input at the meetings; and
- Commented the meetings would be advertised to the public, and would promote public input.

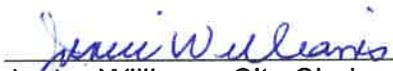
6. ADJOURNMENT

The meeting adjourned at 7:03 p.m.



Misty Savo, Chair

ATTEST:



Janice Williams, City Clerk

Approval Date: 3/16/16

1. CALL TO ORDER

The Marijuana Advisory Committee met on Wednesday, March 16, 2016, in the Council Chambers, Dillingham, AK. Chair Misty Savo called the meeting to order at 5:31 p.m.

2. ROLL CALL

Committee Members present:

Misty Savo	Tracy Hightower	Nick Rossi	Tim McCambly
Jason Munster	Kenda Horan	Gorden Isaacs	

Staff in attendance: Rose Loera

3. APPROVAL OF MINUTES

- a. Minutes of February 24, 2016

MOTION: Jason Munster moved and Tracy Hightower seconded the motion to approve the minutes of February 24, 2016.

VOTE: The motion passed unanimously by voice vote.

4. APPROVAL OF AGENDA

MOTION: Tracy Hightower moved and Tim McCambly seconded the motion to approve the agenda.

VOTE: The motion passed unanimously by voice vote.

5. UNFINISHED BUSINESS

- a. Dillingham Marijuana Buffer Map

This was information only. Committee could recommend imposing greater or less restrictions than that required by the State.

- b. Dillingham Voting Results on Marijuana Initiative

Vote passed with 416 in favor 301 against.

6. NEW BUSINESS

- a. Ban of Any Commercial Marijuana Facility
 - 1) Retail Store
 - 2) Commercial Grow Facility
 - 3) Commercial Manufacturing Facility
 - 4) Testing Facility

5) Marijuana Brokerage

The committee proceeded to discuss each of the items under a. Ban of Any Commercial Marijuana Facility.

MOTION: Nick Rossi moved and Tracy Hightower seconded the motion to recommend the committee was not in favor of banning any of the facilities.

MOTION: Gorden Isaacs moved, not seconded, to amend the motion to recommend the committee was not in favor of banning items 1-4 and to bring back more information on marijuana brokerage.

VOTE: The motion to amend passed unanimously by voice vote.

Manager Loera commented that the committee's recommendations could be brought forward to the Council as early as the April 7 Council meeting.

- b. Limitation of Commercial Marijuana
 - 1) Type of Products Sold
 - 2) Type of Products Manufactured
 - 3) Limit on Number of Any Particular Facility

MOTION: Gorden Isaacs moved and Tim McCambly seconded the motion to not impose limitations on types of products sold, products manufactured or number of facilities other than what the State imposes.

VOTE: The motion passed unanimously by voice vote.

- 4) Location of Marijuana Facilities
 - a) Retail Stores
 - b) Manufacturing Facility
 - c) Commercial Growing Facility
 - i. Large (more than 500 square feet)
 - ii. Small (less than 500 square feet)
 - d) Testing Facility
 - e) Brokerage

Discussion ensued:

- 500' buffer would affect the downtown area where it would be more likely to locate a business;
- Questioned if the process for not allowing a marijuana business in a residential area would be the same as applying for a liquor license;

MOTION: Jason Munster moved and Nick Rossi seconded the motion to not limit the location of retail stores within the city.

VOTE: The motion passed unanimously by voice vote.

c. Schedule Next Meeting

The next meeting was scheduled for March 24 at 7 PM to discuss the remaining items on the September 28, 2015 memo from the City's Attorney.

Follow-up:

Staff to:

- Present information on marijuana brokerages;
- Provide a more detailed map at the next meeting; and
- Create a resolution for the April 7 meeting with the recommendations agreed upon by the committee.

7. PUBLIC COMMENT/COMMITTEE COMMENTS

Audience members shared the following:

- Would an applicant be required to get permission from the City before applying for a license. Answered no.
- Concerned the message was to locate marijuana facilities downtown, that there are other areas that would be viable. Answered this had only been brought up because the 500' buffer zone will decide whether or not operations can be located downtown.

Jason Munster:

- Requested if the City could ask the State to review the current legislation regarding testing facilities, that without a local facility it would be a major hurdle for rural Alaska.

Kenda Horan:

- Agreed with Jason's comments that this needed attention.

Tracy Hightower:

- Commented it had been a really good meeting.

Tim McCambly:

- Appreciated that the Council had created the committee to make a recommendation to the Council and get community feedback.

Gorden Isaacs:

- Agreed the State needed to address testing facilities in rural Alaska.

8. ADJOURNMENT

The meeting adjourned at 6:56 p.m.

Misty Savo, Chair

ATTEST:

Janice Williams, City Clerk

Approval Date: _____

CITY OF DILLINGHAM, ALASKA

ORDINANCE NO. 2016-04

AN ORDINANCE OF THE DILLINGHAM CITY COUNCIL AMENDING THE BUDGET BY ADOPTING BUDGET AMENDMENT NO. 1 AND APPROPRIATING FUNDS FOR THE FY 2016 CITY OF DILLINGHAM BUDGET

WHEREAS, the City Council has approved the Operating Budget and Capital Improvement Budget for FY 16 to the City Council in accordance with Title 4 of the Dillingham Municipal Code pursuant to A.S. 20.20.500(3); and

WHEREAS, duly advertised public workshops were held and the City Council reviewed the budget amendment recommendations presented; and

WHEREAS, the City Council has set the rate of levy of property tax for the City of Dillingham for FY 2016 budget at 13 mills; and

WHEREAS, the budget presented, reviewed and changed is in accordance with sound and efficient municipal management principles. The City Council should have the power to transfer appropriated monies from one General Government Fund or Special Revenue Fund to another and from one Capital Project to another by resolution and the City Manager should have the power to transfer funds from one line item object to another object code within a fund and within a Capital Improvement Project; and

WHEREAS, additional FY 2016 funds are available for appropriation by ordinance;

NOW, THEREFORE, BE IT RESOLVED by the Dillingham City Council that:

1. The FY 2016 Operating Budget and Capital Improvement Budget amendment as recommended by the City Manager is hereby adopted for the City of Dillingham.
2. The amounts set forth in the budget as amended by the City Council for the respective departments and/or funds shall be, and hereby are, appropriated for the fiscal year ending June 30, 2016.
3. The City Council shall have the power to transfer approved and appropriated General Fund or Special Revenue Fund monies from one to another and from one Capital Project to another by resolution.
4. The City Manager shall have the power to transfer funds from one line item object code to another within a fund and within a Capital Improvement Project.