



Alice Ruby, Mayor

City Council Members

(Clerk Note: The list of Council Members will be updated pending the results of the Certification of the Election.)

**DILLINGHAM CITY COUNCIL
MEETING AGENDA – Revised October 12, 2011**

David B. Carlson Council Chambers

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

SPECIAL MEETING TO CERTIFY ELECTION	7:00 P.M.	OCTOBER 13, 2011
RESCHEDULED REGULAR MEETING	7:15 P.M.	OCTOBER 13, 2011

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF MINUTES

A. Regular Meeting, September 8, 2011

IV. APPROVAL OF CONSENT AGENDA

APPROVAL OF AGENDA

V. STAFF REPORTS

A. City Manager Report

B. Standing Committee Reports

VI. PUBLIC HEARINGS

A. Adopt Ordinance No. 2011-08, An Ordinance of the Dillingham City Council Amending DMC Section 4.15.080, Personal Property Returns *(Clerk Note: This item was originally scheduled for a public hearing on October 6; meeting was rescheduled to October 13.)*

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

VIII. ORDINANCES AND RESOLUTIONS

A. Adopt Ordinance No. 2011-08, An Ordinance of the Dillingham City Council Amending DMC Section 4.15.080, Personal Property Returns *(Clerk Note: This item was originally scheduled for a public hearing on October 6; meeting was rescheduled to October 13.)*

- B. Resolution No. 2011-80, A Resolution of the Dillingham City Council Awarding a Contract for Construction of the Dillingham Picnic Park Interim Erosion Protection Project
- C. Resolution No. 2011-81, A Resolution of the Dillingham City Council Awarding a Contract for the Delivery of Fuel for the Period October 1, 2011 through September 30, 2012
- D. Resolution No. 2011-82, A Resolution of the Dillingham City Council Approving a Long Term Encroachment Permit for Nushagak Cooperative to Install Six Poles with Street Lighting and an Anchor Pole Along the Newly Renamed Lil' Larry Road

IX. UNFINISHED BUSINESS

- A. Annexation

X. NEW BUSINESS

- A. Action Memorandum No. 2011-15, Approve RFP for Animal Control Shelter
- B. Action Memorandum No. 2011-16, Authorize City Manager to Work on a Proposal to Lease a Lot at the Boat Harbor for Council Approval (*Clerk Note: This item will be available at the meeting.*)
- C. Select Several Possible Dates for School Open House after 3rd Week in October
- D. Set a Date for an Open House at the Senior Center after October 24

XI. CITIZEN'S DISCUSSION (Open to the Public)

XII. COUNCIL COMMENTS

XIII. MAYOR'S COMMENTS

XIV. EXECUTIVE SESSION

- A. Legal Matter
 - 1. Annexation
 - 2. Local 71 Petition to Organize

XV. ADJOURNMENT

CITY OF DILLINGHAM, ALASKA

RESOLUTION NO. 2011-82

A RESOLUTION OF THE DILLINGHAM CITY COUNCIL APPROVING A LONG TERM ENCROACHMENT PERMIT FOR NUSHAGAK COOPERATIVE TO INSTALL SIX POLES WITH STREET LIGHTING AND AN ANCHOR POLE ALONG THE NEWLY RENAMED LIL' LARRY ROAD

WHEREAS, the Dillingham Municipal Code 12.08.020 (C) requires the Dillingham Planning Commission to make recommendations to the city council regarding long term encroachments into city rights-of-way and city property; and

WHEREAS, as part of the Tower Road Project, the City requests Nushagak Cooperative install six poles for street lighting and an anchor pole along the newly renamed Lil' Larry Road; and

WHEREAS, DMC 12.08.020 C) requires the Dillingham Planning Commission to review the proposed long term encroachment application for compliance with DMC chapter 12.08 encroachment permits; and

WHEREAS, the City of Dillingham Planning Commission has considered the plans for these installations and recommends the City Council approve this permit; and

WHEREAS, the City Council is required by DMC 12.08.020 (C) to act upon encroachment permit applications upon receipt and consideration of the recommendation of the Planning Commission;

NOW, THEREFORE, BE IT RESOLVED that the Dillingham City Council hereby approves the long term encroachment permit for the installation of six poles with street lighting and an anchor pole.

PASSED and ADOPTED by the Dillingham City Council on _____, 2011.

SEAL:

Alice Ruby, Mayor

ATTEST:

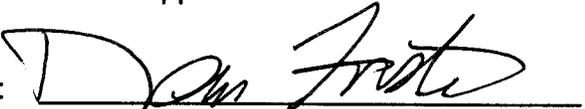
Janice Williams, City Clerk

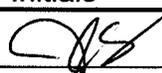
Subject: A resolution of the Dillingham City Council approving a long term encroachment permit for Nushagak Cooperative to install six poles with street lighting and an anchor pole along the newly renamed Lil' Larry Road

Agenda of: October 13, 2011

Council Action:

Manager: Recommend approval.

City Manager: 
Dan Forster

Route To:	Department / Individual	Initials	Remarks
X	Planning Director / Jody Seitz		
X	City Clerk / Janice Williams		

Fiscal Note: Yes _____ No _____ Funds Available: Yes _____ No _____

Attachment(s):
• none

Summary Statement.

Approved by the Planning Commission at their September 20, 2011 meeting.

The encroachment permit is necessary to comply with Dillingham Municipal code:

“12.08.010 Definitions. “Encroachments” shall be considered as any object above ground or below belonging to a private owner other than the municipality which has been or caused to be constructed or located within streets, public rights-of-way or other property dedicated to a public use. (Ord. 93-13 § 1 (part), 1993.)

12.08.020 (C) Approval of Long Term Permit. The city manager shall refer any encroachment permit application for a period exceeding one year to the city planning commission. The manager shall submit his recommendations regarding the application to the planning commission. The planning commission shall review the application, and forward a recommendation to the city council. The city council shall act upon the encroachment permit application only upon receipt and consideration of the recommendation of the planning commission. (Ord. 93-13 § 1 (part), 1993.)