



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

TOUR OF NEW CRANE	6:30 P.M.	AUGUST 4, 2016
REGULAR MEETING	7:00 P.M.	AUGUST 4, 2016

1. CALL TO ORDER

2. ROLL CALL

3. APPROVAL OF MINUTES

- a. Regular Council Meeting, June 16, 2016page 5

4. APPROVAL OF CONSENT AGENDA

- a. Adopt Resolution No. 2016-40, A Resolution of the Dillingham City Council Expressing Thanks and a Commendation to Herman “Nup” Shadepage 11

APPROVAL OF AGENDA

5. STAFF REPORTS

- a. City Manager Reportpage 13
- b. Standing Committee Reports (*Clerk Note: No committee meetings were held.*)

6. PUBLIC HEARINGS

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

- a. Sergeant Luis Nieves, Alaska State Troopers

8. ORDINANCES AND RESOLUTIONS

- a. Introduce Ordinance No. 2016-11, An Ordinance of the Dillingham City Council Amending DMC Section 4.15.235 B. Costs of Foreclosurepage 49
- b. Adopt Resolution No. 2016-41, A Resolution of the Dillingham City Council Supporting Charlene Lopez’s BBEDC Arctic Tern Grant Application for the NBC Basketball Camppage 53

- c. Adopt Resolution No. 2016-42, A Resolution of the Dillingham City Council Supporting the City's Application for a Bristol Bay Economic Development Corporation Infrastructure Grant Fundpage 59
- d. Adopt Resolution No. 2016-43, A Resolution of the Dillingham City Council Authorizing the City Manager to Waive the Competitive Bid Process and Purchase Rip Rap from Amanka Lake Construction LLC and Cruz Construction Inc ...page 63
- e. Adopt Resolution No. 2016-44, A Resolution of the Dillingham City Council Formally Adopting the 2016 Hazard Mitigation Planpage 69
- f. Adopt Resolution No. 2016-45, A Resolution of the Dillingham City Council Authorizing the City Manager to Enter into a Capital Lease with Wells Fargo Bank for a 2016 Linkbelt 248 HSL 200 Ton Crane (*Clerk Note: The information was not available in time for the distribution of the packet. This will be a laydown at the meeting.*)
- g. Adopt Resolution No. 2016-46, A Resolution of the Dillingham City Council Authorizing the Advertisement of an RFP for Phase I of the Lagoon Projects to Reroute the HUD Force Main.....page 75
- h. Adopt Resolution No. 2016-47, A Resolution of the Dillingham City Council Authorizing the City Manager to Advertise an Invitation to Bid for the All-Tide Dock Fender Repair.....page 79

9. UNFINISHED BUSINESS

- a. Citizen Committee Appointments
 - 1) Planning Commission, 2 Seats Open
 - 2) Senior Advisory Commission, 1 Seat Open
- b. Annexation Update
- c. Interim Task Force Borough Feasibility Study Update

10. NEW BUSINESS

- a. Liquor License Transfer
 - 1) Kvichak Pacific, LLC dba Olsen's Liquor Storepage 83
- b. Territorial School Committee Appointment.....page 99
- c. Schedule a Hearing of the BOE for August 31, 2016, at 5:30 PM
 - 1) Two Late Filed Appealspage 103
 - 2) Amended Assessment Returnpage 106

- 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) Bingman Foreclosure Sale
- 15. ADJOURNMENT**

1. CALL TO ORDER

A regular meeting of the Dillingham City Council was held on Thursday, June 16, 2016, at the Dillingham City Council Chambers, Dillingham, Alaska. Mayor Alice Ruby called the meeting to order at 7:01 p.m. The meeting was preceded by a workshop at 6:30 PM for a quarterly review of the financial statements.

2. ROLL CALL

Mayor Alice Ruby was present.

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

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

Staff in attendance:

Rose Loera	Dan Pasquariello	Janice Williams
Navin Bissram	Ken Morton	

Guest(s): Attorney Brooks Chandler – attended via teleconference
Attorney Patrick Munson – attended via teleconference
Barb Sheinberg – attended via teleconference

3. APPROVAL OF MINUTES

- a. Special Council Meeting, May 27, 2016
- b. Special Council Meeting, May 31, 2016
- c. Regular Council Meeting, June 2, 2016

MOTION: Chris Maines moved and Holly Johnson seconded the motion to approve the minutes of May 27, May 31, and June 2, 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 Paul Liedberg seconded the motion to approve the agenda as revised June 15.

VOTE: The motion passed unanimously by voice vote.

5. STAFF REPORTS

a. City Manager Report

City Manager Loera provided a verbal report on the following items:

- Mayor's Sale: scheduled for June 24 in the red building next to city hall;
- Hazard Mitigation Plan: staff was not able to compile the edits in time for the meeting, but looking to have it ready for approval at the August meeting;
- Job Positions: Courtenay Carty will fill the position of City Planner effective July 1; City has started advertising for an executive assistant;
- City applied for an ANTHC water grant as a match for funding water projects, but did not score high enough; talked to USDA also;
- CRW Engineering is researching whether or not an additional well is needed; and
- Labor negotiations: PSEA has ratified the agreement, and expecting Local 71 to ratify by the next day.

b. Standing Committee Reports

School Facility Committee: Mayor Ruby reported the committee received a report on the school's maintenance, the proposed summer work schedule, and the results of the school State inspection, and did a walkthrough of the facilities.

6. PUBLIC HEARINGS

Mayor Ruby reported that the Council at their June 2 workshop had asked to bring back an amended Ordinance No. 2016-09 to include financing the purchase of a new crane. She noted the ordinance last read 2016-09 will be substituted for Ordinance No. 2016-09 (SUB-1), with the substitute text highlighted. Comments were welcomed on the substitute ordinance and Ordinance No. 2016-10.

- a. Adopt Ordinance No. 2016-09 (SUB-1), An Ordinance of the Dillingham City Council Adopting the Budget and Appropriating Funds for the FY2017 City of Dillingham Budget
- b. Adopt Ordinance No. 2016-10, An Ordinance of the Dillingham City Council Amending Title 4 to Establish Fixed Costs to be Paid by Delinquent Taxpayers in Order to Remove a Property from the Annual Real Property Foreclosure List or to Redeem Such a Property After Foreclosure

There being no other public comments, the public hearing closed.

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

There was no citizen's discussion.

8. ORDINANCES AND RESOLUTIONS

- a. Adopt Ordinance No. 2016-09 (SUB-1), An Ordinance of the Dillingham City Council Adopting the Budget and Appropriating Funds for the FY2017 City of Dillingham Budget

MOTION: Holly Johnson moved and Chris Maines seconded the motion to adopt Ordinance No. 2016-09 (SUB-1).

Discussion ensued:

- Concerned with the high percentages in the fringe benefits category; cannot keep operating at a deficit budget.

Mayor Ruby noted that was a given, the reason the Council had been pursuing alternate revenue sources. She noted health premiums had been going up for years, but the City had adopted an HRA plan several years ago, which helped hold down the cost and resulted in a very little increase in FY17. The City was also absorbing the cost of PERS, which it has no control over.

Navin Bissram explained fringe benefits would vary per department. Items that would vary included: individual's choice of health coverage, whether spouse and/or dependents were added; worker's compensation rates are higher for professions considered high risk.

VOTE: The motion to adopt Ordinance No. 2016-09 (SUB-1) passed with Paul Liedberg, Andy Anderson, Misty Savo, Chris Maines, and Curt Armstrong in favor and Holly Johnson opposed.

- b. Adopt Ordinance No. 2016-10, An Ordinance of the Dillingham City Council Amending Title 4 to Establish Fixed Costs to be Paid by Delinquent Taxpayers in Order to Remove a Property from the Annual Real Property Foreclosure List or to Redeem Such a Property After Foreclosure

MOTION: Chris Maines moved and Holly Johnson seconded the motion to adopt Ordinance No. 2016-10.

VOTE: The motion passed unanimously by voice vote.

- c. Adopt Resolution No. 2016-37, A Resolution of the Dillingham City Council Authorizing the City Manager to Approve a Collective Bargaining Agreement Between the City of Dillingham and PSEA

Council was directed to the laydown version that was amended.

MOTION: Chris Maines moved and Holly Johnson seconded the motion to adopt Resolution No. 2016-37 (AM).

VOTE: The motion to adopt Resolution No. 2016-37 (AM) passed unanimously by voice vote.

- d. Adopt Resolution No. 2016-38, A Resolution of the Dillingham City Council Authorizing the City Manager to Approve a Collective Bargaining Agreement Between the City of Dillingham and Public Employees Local 71

The Council was directed to the laydown version that was amended.

MOTION: Misty Savo moved and Paul Liedberg seconded the motion to adopt Resolution No. 2016-38 (AM).

Chris Maines declared a conflict of interest, because his wife works for the public safety department. Mayor Ruby agreed, because he would have a financial interest, and as a result Chris would not participate in the vote or the discussion.

VOTE: The motion to adopt Resolution No. 2016-38 (AM) passed unanimously by voice vote with Chris Maines abstaining from voting.

- e. Adopt Resolution No. 2016-39, A Resolution of the Dillingham City Council Authorizing the City Manager to Waive the Competitive Bid Process for Landfill Cell Expansion

MOTION: Holly Johnson moved and Paul Liedberg seconded the motion to adopt Resolution No. 2016-39.

Manager Loera reported this would be phase 1 of a larger project for a landfill cell expansion.

VOTE: The motion to adopt Resolution No. 2016-39 passed unanimously by voice vote.

9. UNFINISHED BUSINESS

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

Mayor Ruby reported there were no nominations.

- 2) Senior Advisory Commission, 1 Seat Open

Mayor Ruby reported there were no nominations.

- 3) Wood-Tikchik State Park Advisory Council

Mayor Ruby reported this seat would expire in July 2016. The Governor's office would like to receive at least three nominations and they will make the selection. The Council can advertise to solicit interest or recommend three names. Keggie Tubbs and Paul Liedberg were both interested and had submitted their application. Misty Savo offered her name as well and will submit the application that is required.

MOTION: Chris Maines moved and Holly Johnson seconded the motion to nominate Keggie Tubbs, Paul Liedberg, and Misty Savo's for consideration for the Park Council.

- b. Annexation Update

Mayor Ruby reported the Council had received a copy of the LBC's recent recommendations.

- c. Interim Task Force Borough Feasibility Study Update

Mayor Ruby noted there was nothing to report since the last Council meeting.

10. NEW BUSINESS

- a. Action Memorandum 2016-13, Authorizing a Contract to James Canary dba Alaska Assessment Services to Provide City Assessment Services

MOTION: Chris Maines moved and Holly Johnson seconded the motion to approve Action Memorandum No. 2016-13, the laydown copy.

VOTE: The motion to approve Action Memorandum No. 2016-13 passed unanimously by voice vote.

- b. Action Memorandum No. 2016-14, Award Task Order #1 to JJC Enterprises for Heavy Equipment Rental to be Used for Building Landfill Cell #3

MOTION: Holly Johnson moved and Chris Maines seconded the motion to approve Action Memorandum No. 2016-14.

VOTE: The motion to approve Action Memorandum No. 2016-14 passed unanimously by voice vote.

- c. Action Memorandum No. 2016-15, Award Contract to Bennett Enterprises for 2,000 Cubic Yards of Gravel to be Used for Building Landfill Cell #3

MOTION: Holly Johnson moved and Chris Maines seconded the motion to approve Action Memorandum No. 2016-15.

VOTE: The motion to approve Action Memorandum No. 2016-15 passed unanimously by voice vote.

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

Jimmy Kinder, Comptroller for BBNA, recommended the City provide a balance sheet as part of its financial reporting, noting the budget is not a financial statement for assessing the City's financial status.

12. COUNCIL COMMENTS

There were no comments.

13. MAYOR'S COMMENTS

Mayor Ruby:

- Thanked Public Works for laying down the calcium to control dust on the roads;

- Congratulated Courtenay Carty for stepping into the role of city planner;
- Reminded there is no Council meeting in July;
- Noted she had received a call from Ms. Franklin of the Marijuana Control Board in response to the City’s letter regarding challenges to testing facilities, and suggested the City and others interested give her a call;
- Noted Port Committee was canceled due to a lack of a quorum, and was rescheduled for a September meeting; and
- Asked for a moment of silence to remember those lost since the last meeting.

14. EXECUTIVE SESSION

- a. Legal Matter
 - 1) Dillingham & Manokotak Annexation Petitions
 - 2) Bingman Foreclosure Sale

MOTION: Misty Savo moved and Holly Johnson seconded the motion to enter into executive session to discuss Legal Matter, Dillingham & Manokotak Annexation Petition and Bingman Foreclosure Sale. [7:50 p.m.]

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

The Council was joined by Manager Loera, Barb Sheinberg, Atty. Patrick Munson, and Atty. Brooks Chandler.

MOTION: Holly Johnson moved and Misty Savo seconded the motion to come out of executive session [9:10 p.m.].

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

15. ADJOURNMENT

Mayor Ruby adjourned the meeting at 9:10 p.m.

Mayor Alice Ruby

ATTEST: [SEAL]

Janice Williams, City Clerk
Approval Date: _____

CITY OF DILLINGHAM, ALASKA

RESOLUTION NO. 2016-40

A RESOLUTION OF THE DILLINGHAM CITY COUNCIL EXPRESSING THANKS AND A COMMENDATION TO HERMAN “NUP” SHADE

WHEREAS, Herman Shade began his employment with the City of Dillingham on August 1, 1982, employed as an Equipment Operator, and continued to work for the City’s Public Works Department for the next thirty four (34) years; and

WHEREAS, Herman Shade, most often referred to by his nickname Nup, later assumed the position of Public Works Foreman, and from time-to time served as the Acting Public Works Director in the absence of a Director; and

WHEREAS, in his position as Public Works Foreman, Nup was directly responsible for oversight of the streets, and water and sewer departments, and also became an expert on all facets of the City’s infrastructure; and

WHEREAS, while employed with the City, Nup kept his certifications up in order to operate the City Sewer and Water systems, a job requiring much attention and monitoring; and

WHEREAS, he was also the “go to person” when any of the infrastructure needed fixing, or to answer endless questions over the years; and

WHEREAS, his supervisors often recognized him for being a huge asset to the City, especially his wealth of knowledge of the City’s infrastructure, and for his exemplary work skills including being a self-starter and for taking the lead on projects, and commented that his dedication and always looking out for the best interest of the city could be counted on again and again no matter the time of day or night, and no matter the event;

NOW, THEREFORE, BE IT RESOLVED that the Dillingham City Council offers this commendation to Herman “Nup” Shade with sincere thanks for sharing his time and talent with the citizens of Dillingham and making it a better place to live.

PASSED and ADOPTED by the Dillingham City Council on August 4, 2016.

ATTEST:

Alice Ruby, Mayor
[SEAL]

Janice Williams, City Clerk

Mayor
Alice Ruby

Manager
Rose Loera



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

MEMORANDUM

Date: July 27, 2016
To: Mayor and City Council
From: Rose Loera, City Manager
Subject: June & July Monthly Report

Vacancies – Water/wastewater Operator & Fleet Mechanic

Joe Dornbusch was promoted to the position of Public Works Foreman, which was previously held by Herman Shade.

Chrissie Maines has been hired as the Executive Assistant with Courtenay moving into the Planning Department.

Contracts/Agreements Signed – State Internet funding for the Library.

Grants – Our Rasmuson Grant for the Sr. Center & Library repairs was not considered by their board in June as planned. Since we did not think we could complete all the work by the end of the year, they postponed the review until their November meeting.

Knutsen vs COD lawsuit – the lawsuit on the drowning in the harbor continues to move forward. The COD and Officers Schaiffo and Golden were named and all are represented by AMLJIA. Our attorney Frank Koziol, retained by AMLJIA, stated that the trial is scheduled to begin on May 1, 2017, in Dillingham. A ten day trial is set. We are in the discovery phase of the case. They estimate about 40 depositions will be taken from 8/1 – 12. After that, expert reports will be submitted with expert depositions to follow. Our attorney will file a motion for summary judgment at that point to try and have us end the case. If that fails, we will go to trial unless the case would settle. To date, we have not received any settlement demands from Plaintiff.

Request for Proposals (RFPs) – we advertised the sale of the Manitowoc Crane with a minimum of \$100,000, but received no interest. We are now advertising with a minimum bid of \$50,000. Also advertising our Fuel Bid which will come to the Council during the September meeting.

We will be advertising an Invitation for Bid for Phase I of the lagoon repairs. The project is to move the force main coming from HUD and installing a couple of manholes to the south side of the lagoon. Right now the force main coming from HUD is plugged and this project will address that issue. We hope to have a recommendation to the Council in September or October for the award. The engineers are now designing the project.

Landfill – we will be advertising for wood cutting at the cell expansion area this fall.

Fish Grinder – Curyung Tribal has chosen not to support the City in building a fish grinder at a cost of \$500,000. Without the funding to build it, we will not be pursuing a design.

Water – since we do not have certified water operators, ADEC has recommended that we shut off the fluoride being put into the water system. This is a temporary measure until staff can be certified.

Code Committee – I would like to recommend to the Code Committee a review of the \$10,000 sale limit on businesses and also taxing non-profits.

Energy Efficiency – I had Tom Marsik, Sustainable Energy Professor with the Bristol Bay Campus, do an assessment of the lighting in City Hall. He brought a light meter over to measure our “candle feet”. He stated we need about 30 “candle feet” in areas that you are reading and writing and 50 “candle feet” when at your computer. In our hallways we need only 15 – 30 at the most. Anything above this is wasted energy. The majority of the areas he tested were over 100 “candle feet”. In my office he removed two of the bulbs in each fixture and brought the area to 60 candle feet. He recommended that if we remove half the bulbs in the building we could save up to \$1,500 a year. To change to LED lights, which was the purpose for the conversation, would cost about \$14-\$16 a bulb and \$10 for the ballast. We had hoped that the ballasts we have were the newer model that could take an LED bulb, but they are not. We will start by removing some bulbs and then look at using LED in the future, which will be a bigger savings.

Out of the Office – Moose Hunting 8/22 – 8/26

GORDON & ASSOCIATES, Inc

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Dillingham, Alaska 99576

Box 876130 Wasilla, AK 99687

phone 907-842-3485 fax 907-842-3482

907-373-6654 fax 907-373-6679

October 27, 2015

To: City Council Members Dillingham, AK

July update of construction activities.

Lagoon Design is underway. The design is due to be completed in November. The project was awarded to CRW. We modified the CRW contract to separate the HUD force main, making it a separate project to be bid this fall and work performed this winter, early spring.

The new blower was installed in the lagoon plant; however, it had an issue with the oil foaming and shutting down. PW ordered anti foaming agent to replace the oil. I have not ordered the remaining air pumps. I would like to make sure these pumps are the right air pump for our system.

Septage tanks floated and need to be reset using sewer rock for drainage this time and ditch with sewer rock to daylight. The concrete spillway has been poured. All the remaining parts to start use are here at PW shop.

Main Dock Lift Station LS6 is still under construction, but not much work remains. The work is scheduled to be done the first week of September. The outside of the new building has been completed. As of this report the exterior grading has not been done.

Remaining Six Lift Stations CRW designed project and Elite Mechanical, the same contractor doing LS6 was the successful bidder. The project is in submittal review process. Elite provides us with documents showing what they are providing for our approval. The project is scheduled to start in September when they complete the LS6.

Landfill Bristol provided us with a good design and ADEC has given us approval to construct. PW has started working on the project. We raised the existing cell berm to accommodate trash for the winter, hoping to get funding to complete Phase 1 of Cell #3 next year. The project is designed and will be constructed in three phases. The wood still needs to be cut on Phase 1. Access has been provided for the public. Bristol is still working on monitoring well reports and testing. We have not yet been required to do the hydrology report.

City Water Supply CRW was awarded the design and we are currently testing the City well at the high school. Once we know the well's capability we will install a control system in the water treatment plant to pump the well to that maximum flow. We need funding to drill an additional well in the water treatment plant yard. If something were to happen to the City well by the old courthouse, the City would run out of water. Even now if we had a major fire, the City might not have enough water. The Michael Foster study stated there was 30,000 gallon a day shortage of being in a safe zone.

Senior Center we didn't get funded for this project, maybe in November? We plan to perform work with money we have budgeted. Most likely drainage system, or order the required windows and store them till funded.

Lake Road Fire Station Dagen found the as built drawings, and I will start working on an RFP for design and getting the Fire Marshal approval for an addition on the back side of the building southeast side, to house more emergency vehicles.

Town Fire Station the overhead coiling door is being designed. When design is complete we will put the project out to bid. A new ambulance does not fit into the building, because of the overhead door, so are going to install an exterior coiling door mounted to the front of the build.

City Hall Front Door Replacement Dagen got the door replaced and has very little touch up work to complete.

Rip Rap PW is placing more rip rap along seawall and the sewer outfall line from the lagoon.

River Survey Ryan Sorenson is performing the erosion survey for us along the river adjacent to the lagoon. We intend to compare historical data to current, plus his contract is to obtain data for the next three years. The river appears to be flowing more on the west bank these days and the erosion is noticeable.

Respectfully,

Gary L. Gordon
City Project Manager

City of Dillingham

House District 37 / Senate District S

~ 7/29/16 ~

29th Alaska State Legislature ~ 2nd Interim

JULY 2016 – LEGISLATIVE REPORT

Cliff Stone / City Lobbyist

~ 5th Special Session adjourned July 18th without any action ~



The House adjourned Sine Die on the 5th day of this special session and the Senate followed suit three days later. The House bailed after the votes were not there for an override of the governor's budget vetoes. A veto override would have required a $\frac{3}{4}$ vote of the entire legislative body (45 yes votes out of 60). That is a fairly high bar, especially considering that any member absent for illness, travel, or other reasons would be in the no column.

After my June report was submitted, the governor listed the items he vetoed from the operating and capital budgets. A total of \$1.26 billion was cut from the operating budget alone. Some highlights of those vetoes include the following. He cut a total of \$58 million to the Education budget that included extra money for the K-12 Foundation Funding, K-12 Pupil Transportation, and School Debt Reimbursement (direct impact to Dillingham). His measures also cut the appropriation for the PFD in 2016 to cap it at \$1,000 for each qualified Alaskan.

In addition, the Parents as Teachers program was cut \$200,000 with \$500,000 remaining, and Online with Libraries (OWL) was cut \$100,000 with \$661,000 remaining in the budget. With the governor's action, he also postponed funding for eight state funded road projects; none of which are in your district, and halted two of the "mega projects:" Susitna/Watana Dam and the Knik Arm Bridge.

For a complete list of the vetoes you can go to the following website:

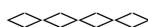
http://gov.alaska.gov/wp-content/uploads/sites/5/20160629_veto-view-sheet-updated.pdf

During this very brief special session a couple of reports were released that I wanted to provide links to. The Legislative Finance Division provided a new summary of the state's financial situation with the website below provided as reference.

<http://www.legfin.akleg.gov/InformationalPapers/17-1AlaskaRevenueAndExpendituresFY07-FY17.pdf>

Governor Walker also released his own report that summarizes the effects of the legislature passing only the SB/HB 5001-Permanent Fund bill as one step to resolve the budget deficit and also the effects of passing no new revenue measures. The link is below.

<http://gov.alaska.gov/newsroom/2016/07/walker-mallott-administration-releases-effects-of-legislatures-no-action-plan/>



BILLS ON THE MOVE

These bills can be found at <http://www.akleg.gov/basis/start.asp> for a more detailed explanation.

HB 156 / School Accountability Measures; Suppressing Sex Education in Schools

This bill eases the procurement requirements for statewide testing and will work to eventually replace the current Alaska Measures of Progress (AMP). It provides for increased local control and reduces unfunded and unnecessary mandates. This legislation also included a very controversial and last minute rider restricting sex education in the classroom. After weighing all sides, the governor begrudgingly allowed this bill to become law without his signature. You can read more at:

<http://gov.alaska.gov/newsroom/2016/07/governor-walkers-position-on-hb-156/>

SB 165 / Alcohol Board; Minors; Marijuana Checks

This legislation addresses multiple health and safety issues currently facing Alaska. It restores minor in possession of alcohol as a violation punishable by a fine of \$500, or \$50 if the minor attends an alcohol education course and provides proof within 6 months of sentencing. Creates a designated seat for one public safety representative on the Alcoholic Beverage Control Board in place of a general public board seat. It also allows for background checks of individuals applying to operate marijuana retail establishments in Alaska. The governor signed this bill on July 6th.

Governor Walker also signed numerous other bills including: Medicaid reform (SB 74), criminal justice rewrite (SB 91), healthcare access (HB 374), and legislation supporting Alaska's children and families.



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

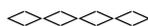
The governor's office will continue to post press releases and other items of interest at the website above. This link will also provide greater details for the stories below.

This past month has seen many changes to the governor's cabinet. Attorney General Craig Richards stepped down to focus more on his family. Subsequently, Mr. Richards has been retained to provide legal counsel on oil and gas development matters, including the Alaska Liquefied Natural Gas project. Jahna Lindemuth has since been appointed as the new attorney general for the state. Deputy AG James Cantor is serving as acting until Ms. Lindemuth fills her position in August.

The governor also appointed Andy Mack as the commissioner of the Dept. of Natural Resources. He fills the vacancy left by Mark Myers who retired in February of this year. Marty Rutherford had been acting commissioner until her own retirement. She has now been appointed to the public seat on the Permanent Fund Corp. Board of Trustees.

He has also appointed Sheldon Fisher to the Alaska Permanent Fund Corp. Board of Trustees. Mr. Fisher fills a seat reserved for one of the governor's cabinet members as he currently serves as commissioner of the Dept. of Administration. The governor also created a new cabinet-level position by appointing John Hendrix as his chief oil and gas advisor.

Dr. Michael Johnson officially took over his duties as commissioner of the Dept. of Education on July 1st. Dr. Susan McCauley had been serving as interim commissioner since March 1st of this year.



IMPORTANT DATES / DEADLINES

Governor's Deadlines once a bill has been transmitted

Fifteen days, Sundays excluded, to act on a bill if the Legislature is in session.
If the Legislature has adjourned, the Governor has twenty days, excluding Sundays.



COMMITTEE HEARINGS / FLOOR SESSIONS

Go to the BASIS – <http://www.legis.state.ak.us> 'Click' on the appropriate section – Right side of page

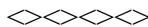
Live on the Web [www.360north.org]

Most committee hearings can be seen and heard on Gavel Alaska/360 North.

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

2016 2nd Interim 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>

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

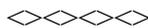
This link provides you with options to view specifics for the Capital and Operating Budgets.

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>



~ End Report ~

Enjoy and take care of your family and friends! ~ Cliff

City of Dillingham

House District 37 / Senate District S

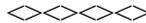
~ 6/23/16 ~

29th Alaska State Legislature ~ 2nd Interim
(4th Special Session – Adjourned Sine Die on June 19th)

JUNE 2016 – LEGISLATIVE REPORT

Cliff Stone / City Lobbyist

~ 5th Special Session called / Begins July 11th ~



With 150 days logged so far this year, the 29th Alaska Legislature will become known as the legislature having been in session longer than any other since statehood. In 2015, they were in session 156 days total. With over 300 days of exhaustive meetings, they don't seem to be any closer to finding a long-term solution to our ever-growing fiscal crises.

The governor's executive proclamation for a 5th special session was issued on June 19, 2016.
http://akleg.gov/docs/pdf/29special/29th-special_5.pdf

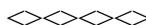
The "call" includes three agenda items. The first is the Alaska Permanent Fund restructuring legislation. The consideration of a host of taxes is second, and last is a bill to revise the oil/gas production tax, payments and credits.

The taxes being considered last were an increase to the motor fuels tax. We are currently lowest in the nation with 8-cents per gallon. Others were a 1% increase on commercial fishing taxes; a 2% tax increase on the most profitable mines; a cigarette tax; a per drink alcohol tax; a 1% increase in the oil minimum tax; and a state income tax equal to 6% of our personal federal taxes. He also added a sales tax for deliberation.

The FY17 Operating budgets (HB 256 / HB 257) did finally pass during the last special session avoiding a government shutdown. Now it is up to the legislature to make some final decisions on how to fund it. As reported last month, the attorney general's office will remain open in Dillingham as it survived last minute negotiations. See Rep. Edgmon's June 20, 2016 Legislative Update for a synopsis of important items added to the budget before it was ratified.

The FY17 Capital budget (SB138) was also approved. For Dillingham, under the Dept. of Transportation & Public Facilities (DOTPF), an airport runway rehabilitation project was funded in the amount of \$13.250 million. Also under DOTPF was \$5 million for downtown streets reconstruction and rehab. The Bristol Bay School will see energy upgrades and renovations in the amount of just over \$11 million.

Under "Bills on the Move," I've briefly listed the other legislation passed during the 4th Special Session.



BILLS ON THE MOVE

Legislation Passed during the 4th Special Session – Awaiting Transmittal to the Governor

These bills can be found at <http://www.akleg.gov/basis/start.asp> for a more detailed explanation.

Besides an abbreviated title for the bill, I've provided a very brief synopsis of what the bill hopes to achieve. Once a law is signed, if there is an effective date clause, then the intent of the legislation is not recognized until that date is met. In addition, it also takes the affected departments time to write regulations concerning a bill to ensure the intent is carried out.

HB 27 / DHSS Duties; CINA; Foster Care and Adoption

This legislation concentrates on the welfare of Alaska children in foster care. The intent is to reduce the time period a foster child has to wait for permanent placement in a home. It gives priority to placing foster children with relatives. In addition, it is suppose to ensure that they receive a good education and better prepare foster children who 'age out' of the system to transition to independence.

HB 200 / Adoption of Child in State Custody

This bill seeks to clarify and strengthen Alaska's compliance with the Indian Child Welfare Act (ICWA). This is a federal law that seeks to keep American Indian children with American Indian families. Congress passed ICWA in 1978 in response to the alarmingly high number of Indian children being removed from their homes by both public and private agencies. ICWA sets federal requirements that apply to state child custody proceedings involving an Indian child who is a member of or eligible for membership in a federally recognized tribe. The bill also streamlines adoption processes for all Alaskan children who are legally considered "Children in need of Aid" (CINA).

HB 247 / Oil & Gas Taxes; Credits; Interest; Refunds (Transmitted to the Governor)

This exact issue is also on the special session call. The governor may veto HB 247, replace it with new legislation, or sign it if in conjunction with a newly passed bill it achieves equity in O&G credits. The House version of this bill dramatically increased the savings to the state. But the Senate version that passed, took away those millions in savings and addressed the past problems in the Cook Inlet while keeping in place the generous provisions for the North Slope. Oil and gas drilling on the Slope is where the most future liability will occur for the state as far as credits and refunds. The bill also contained a contingent fiscal note of \$430 million to pay existing oil tax credits if the bill passed, instead of putting that money in savings. The Senate's version will cost the state over \$4 billion by 2025 by one analysis.

HB 374 / Reinsurance Program; Health Insurance Waivers

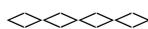
The act will allow high-risk individual health insurance policies to be reinsured under the existing Alaska Comprehensive Health Insurance Association. The hope is that premium increases should be lower than anticipated next year. The bill also authorizes the Division of Insurance to apply for an 'innovation waiver' exempting Alaska from the Affordable Care Act (ACA). Rep. Edgmon's analysis goes into a little more detail.



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

The governor's office will continue to post press releases and other items of interest at the website above.

Governor Walker recently signed Senate Bill 74 into law making way for significant financial savings to the state and expansion of health care services offered to Medicaid recipients in Alaska.



IMPORTANT DATES / DEADLINES

Governor's Deadlines once a bill has been transmitted

Fifteen days, Sundays excluded, to act on a bill if the Legislature is in session.
If the Legislature has adjourned, the Governor has twenty days, excluding Sundays.



COMMITTEE HEARINGS / FLOOR SESSIONS

Go to the BASIS – <http://www.legis.state.ak.us> 'Click' on the appropriate section – Right side of page

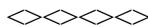
Live on the Web [www.360north.org]

Most committee hearings can be seen and heard on Gavel Alaska/360 North.

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

2016 2nd Interim 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>

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

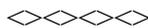
This link provides you with options to view specifics for the Capital and Operating Budgets.

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>



~ End Report ~

Happy 4th of July as we celebrate America's birthday! Enjoy your family and friends! ~ Cliff

Mayor
Alice Ruby

Manager
Rose Loera



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

MEMORANDUM

Date: July 26, 2016
To: Rose Loera, City Manager
From: Janice Williams, City Clerk
Subject: Monthly Staff Report

Records Retention. Working on reviewing and organizing records that can be destroyed based on the City's adopted Records Retention Schedule. This is an ongoing project.

Notice of Foreclosure Costs. Prior to presenting this year's list of delinquent accounts subject to foreclosure due to unpaid property taxes from 2015 and prior, real property tax payers will receive a notice in several of their monthly statements. The notice will inform the tax payer of the new law passed in June that imposes a flat fee of \$150 for each property on the list to pay for foreclosure costs incurred. This replaces the practice of prorating the foreclosure costs to the delinquent properties after the invoices arrived, such as attorney fees, newspaper advertising, and court fees, which has been a very inefficient practice. With the flat fee finance will be able to have an up-to-date account balance available for the property owner. Hopefully, the stuffer will encourage delinquent taxpayers to make good on their taxes including entering into a promissory note if need be, and avoid unnecessary additional costs.

In the Council packet is an ordinance to correct the ordinance passed in June, because it erroneously states that the fee is assessed if the delinquent amount is paid after the first publication in the newspaper. It should have read as before the first publication. Not sure how I missed that one. That was never the intent. The ordinance will be up for a public hearing and adoption September 1. We can begin the notification process after that date.

Notice to Aircraft Owners. A mailing will go out to all aircraft owners informing them of the Council's action last November 2015 to file a personal property tax return indicating not only the value of the aircraft as of January 1st of the tax year, but also to report the estimated number of days the aircraft was in Dillingham. It did not go into effect this year, because the personal property assessment return was not amended to reflect the new

field of information. The personal property assessment return form has since been amended to accommodate this additional field of information for next year's filing.

A flyer outlining the process of reporting aircraft as personal property will be included in the mailing. Scheduled air carriers will continue to file an assessment return based on the number of landings in Dillingham. The mailing will also notify aircraft owners of the \$300,000 cap that was adopted on aircraft values and takes effect next year.

Public Hearing on Ordinances up for Adoption. There are no ordinances up for a public hearing at this time.

Carlson House Property. What began as a project to remove the items from the Carlson House property and make them available to the public through sales or donations, depending on the event, is in the final stages. And what a project this has been! Attached is a spreadsheet identifying the revenues received and expenses incurred since the project started around June/July 2015. As the lead on this project, I can honestly say we poured our heart and soul into each decision that was made. We will have an additional sale or two to make some of the magazines available to the public via donations/minimum donation coming up within the next several months. Those that are considered valuable will be advertised on E-bay beginning in September/October, and the museum volunteers are interested in displaying some at the museum.

STANDING ITEM(S):

Marijuana & Liquor License Renewals/Transfers/New Licenses.

Request for transfer of location. Kvichak Pacific LLC, dba Olsen's Liquor Store dated June 24, 2016. This is on the agenda under New Business. The City Council has 60 days to file a protest. The State of AK Alcohol Beverage Control Board will not approve the application unless it finds that a protest is "arbitrary, capricious, and unreasonable."

Commission/Board Seats Vacant.

Planning Commission

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

Senior Advisory Commission

There is one seat open. There are no letters of interest on file.

Attachment: Carlson House Property Sale Recap

CARLSON HOUSE SALE OF PROPERTY
Information Available as of July 25, 2016

	Total	One Half of	
	Donations	Donations to	
	Received	Friends of	
	Total Sales	Library	Total ALL
REVENUES			
Tool Shed	\$ 660.00		\$ 660.00
Sale/Drawing #1-Dec. 19, 2015	\$ 708.00		\$ 708.00
Bookcases and Curio Shelves			
Sale/Drawing #2-Jan. 30, 2016	\$ 1,895.00		\$ 1,895.00
Tables, Chairs, Desks, Vintage Wooden Boxes, Cabinets			
Sale #3-Feb. 27, 2016	\$ 2,022.75		\$ 2,022.75
Tools, Personal Items			
<u>Sale #4 - Nine Book Sales Held - Donations</u>			
<i>Sold mainly nonfiction which was about 1/4 of the entire stock of over 8,000 books.</i>			
April 30, 2016	0 \$ 1,387.00	\$ (693.50)	\$ 693.50
May 28 & 29, 2016	\$ 182.00	\$ (91.00)	\$ 91.00
June 11, 2016	\$ 490.00	\$ (245.00)	\$ 245.00
June 24, 2016	\$ 187.14	\$ (93.57)	\$ 93.57
July 6, 7, 8, and 9, 2016	\$ 388.00	\$ (194.00)	\$ 194.00
Total Revenues	<u>\$ 5,285.75</u>	<u>\$ 2,634.14</u>	<u>\$ (1,317.07)</u>
			<u>\$ 6,602.82</u>

EXPENSES

Less advertising			
- Public Notice - Dec. 10 & 17 Sale/Drawing #1			\$ (336.00)
- Public Notice - January 21 & 28 Sale/Drawing #2			\$ (286.00)
- Public Notice - Feb. 27 Sale #3			\$ (286.00)
Less purchases of tape and boxes			\$ (235.94)
Less shipping cost to donate books to Better Books in Indiana*			\$ (1,197.68)
Total Expenses			<u>\$ (2,341.62)</u>
 NET REVENUES/EXPENSES			 <u><u>\$ 4,261.20</u></u>

Donations to Better Books in Indiana - Media Rate*

Tidal Wave Books in Anchorage was not interested in these books, mostly old novels.

July 13 & 21, total of 80 boxes avg. 30#s mailed at media rate \$ 1,197.68

Media rate is less than 1/4 of the regular mailing cost

Notes:

1. Friends of Library (FOL) sorted out all books by type and reviewed each for 1st editions.
2. Museum personnel reviewed all books and set aside those considered valuable for the museum.
3. Magazines are being sorted. Those considered valuable will be advt. on E-Bay. Museum volunteers will retain some for the museum. Remainder will be made available to the public.

City of Dillingham
 Revenues and Expenditures As of June 30, 2016
 Unaudited Figures

	June 30, 2016			Audited June 30, 2015		
	Budget - FY16	MTD	YTD	Percent	YTD	INC/(DEC)
REVENUES:						
<u>General Fund Revenues</u>						
General Sales Tax	\$ 2,700,000	213,424	2,285,444	85%	\$ 2,703,076	\$ (417,632)
Alcohol Sales Tax	300,000	3,946	232,487	77%	297,325	(64,838)
Transient Lodging Sales Tax	85,000	4,729	66,220	78%	83,338	(17,118)
Gaming Sales Tax	75,000	39,725	80,102	107%	68,584	11,518
Total Sales Tax	3,160,000	261,825	2,664,253		3,152,323	(488,071)
Real Property Tax	1,600,000	(1,550)	1,687,685	105%	1,617,381	70,304
Personal Property Tax	550,000	(398)	639,567	116%	516,624	122,943
Total Property Taxes	2,150,000	(1,947)	2,327,253	108%	2,134,005	193,248
Telephone Gross Receipts State Tax	75,000	-	-	0%	68,037	(68,037)
Raw Fish Tax	433,564	-	433,564	100%	407,654	25,910
Shared Fisheries	20,000	-	27,135	136%	18,357	8,778
Revenue Sharing	198,898	-	202,035	102%	210,423	(8,388)
Payment in Lieu of Taxes (PILT)	443,838	-	443,838	100%	446,844	(3,006)
State Jail Contract	527,000	-	526,851	100%	666,564	(139,713)
Admin Overhead	377,214	-	288,689	77%	413,951	(125,262)
PERS on Behalf	486,183	12,450	169,712	35%	1,029,484	(859,772)
Other Revenues	435,771	26,711	419,125	96%	390,138	28,987
Total	2,997,468	39,161	2,510,948	84%	3,651,452	(1,140,504)
Total General Fund Revenues	\$ 8,307,468	\$ 299,039	\$ 7,502,453	90%	\$ 8,937,780	\$ (1,435,327)
	3,339,188		3,345,105	100%	2,779,548	
	\$ 11,646,656		\$ 10,847,558	93%	\$ 11,717,328	
<u>Special Revenue Funds Revenues & Transfers</u>						
Nushagak Fish Tax	-	-	-		15,770	(15,770)
Water	390,252	16,526	382,005	98%	271,596	110,409
Sewer	323,166	28,773	323,467	100%	346,650	(23,183)
Landfill	971,844	247,093	852,569	88%	546,655	305,914
Dock	866,559	143,392	1,057,877	122%	746,010	311,867
Dock Insurance Payment	-	103,000	103,000		-	103,000
Boat Harbor	247,364	69,147	223,580	90%	227,782	(4,202)
Asset Forfeiture Fund	-	-	-		-	-
E-911 Service	76,760	5,581	68,617	89%	76,532	(7,915)
Library Grants	108,685	-	86,777	80%	70,986	15,791
Senior Center (Grant)	134,459	810	128,132	95%	145,620	(17,488)
Senior Center (Non-Grant)	220,099	3,752	119,081	54%	331,947	(212,866)
Total Special Revenue Funds Revenues & Transfers	\$ 3,339,188	\$ 618,074	\$ 3,345,105	100%	\$ 2,779,548	\$ 565,557
Fisheries Infrastructure	-	-	-		-	-
Borough Study Fund	-	-	-		-	-
Mary Carlson Estate Permanent Fund Revenue	3,000	339	6,483	216%	3,730	2,753
Ambulance Reserve Capital Project Fund Revenue	60,500	-	-		35	(35)
Equipment Replacement Capital Project Fund	180,000	33,399	153,717	85%	50,000	103,717
School Bond Project	-	-	23		426	(403)
Public Safety Planning	-	-	-	#DIV/0!	20,000	(20,000)
Debt Service Fund Revenue	1,179,590	-	1,179,590	100%	1,176,090	3,500
Landfill Closure Fund	-	-	-		-	-
Total Capital Project Revenues & Transfers	\$ 1,423,090	\$ 33,738	\$ 1,339,812	94%	\$ 1,250,281	\$ 89,531