I. CALL TO ORDER

The Regular Meeting of the Dillingham City Council was held on Thursday, June 16, 2011, at the Dillingham City Council Chambers, Dillingham, Alaska. Mayor Alice Ruby called the meeting to order at 7:03 p.m.

II. ROLL CALL

Mayor Alice Ruby present.

Council Members present and establishing a quorum:
Elizabeth Pearch, Seat A
Scott King, Seat B
Bob Himschoot, Seat C
Keggie Tubbs, Seat D
Chris Napoli, Seat E
Tim Sands, Seat F

Staff in attendance:
Carol Shade, Finance Director/Acting City Manager
Doug Dombroski, Chief of Police
Jody Seitz, Planning Director
Janice Williams, City Clerk

Guests:
Tim Pearson, Pearson Consulting *(via teleconference)*

III. APPROVAL OF MINUTES

A. Regular Meeting, June 2, 2011

MOTION: Tim Sands moved and Keggie Tubbs seconded the motion to approve the minutes of June 2, 2011.

MOTION: Keggie Tubbs moved and Tim Sands seconded the motion to amend the minutes to revise the vote section for Resolution No. 2011-51 from "motion to adopt" to "motion to postpone".

VOTE: The motion to amend the June 2, 2011 minutes passed unanimously.

MOTION: Keggie Tubbs moved the previous question. *(Clerk Note: The effect of this motion is to immediately stop debate.)*

There was no objection.

VOTE: The motion to approve the minutes of June 2, 2011 as amended passed unanimously.

IV. APPROVAL OF CONSENT AGENDA

There was nothing on the consent agenda.

APPROVAL OF AGENDA

There were no recommended changes.

MOTION: Chris Napoli moved and Tim Sands seconded the motion to approve the agenda.

VOTE: The motion passed unanimously.

V. STAFF REPORTS

A. City Manager Report

There was no verbal presentation.

Discussion:

- asked to have a report on the City's use of enforcement and authority over septic system violations;
- thanked staff for the informative and thorough reports in the packet, noting the Planner's was very interesting;
- appreciated the manager's effort to resolve the business license renewals; and
- asked for a report on the recent oil spill on Scandinavian Beach.

B. Standing Committee Reports

Tim Sands, Chair for Finance and Budget Committee and Code Review Committee:

- noted there were several ordinances being recommended from both committees that were being presented on the agenda.

Mayor Ruby, School Facility Committee, reported on the following:

- the school renovation project was now expected to be completed by the end of the summer or fall;
- the Council would be receiving a recommendation for the roof above the band room;
- efforts were being continued to secure funding for teacher housing;
- an open house would be scheduled when there was a more solid date for project completion;
- there were much needed repairs on the old red school building and efforts were being made to locate resources to do an assessment on the building; and
- next facility meeting would be scheduled for the third week in September.

VI. PUBLIC HEARINGS

A. Adopt Ordinance No. 2011-05, (Amendment A), An Ordinance of the Dillingham City Council Adopting the Budget and Appropriating Funds for the FY 2012 City of Dillingham Budget

B. Adopt Ordinance No. 2011-06, An Ordinance of the Dillingham City Council Amending DMC Chapter 3.10.020, Voter Qualifications

Mayor Alice Ruby opened the public hearing on Ordinance No. 2011-05 and Ordinance No. 2011-06, and there being no one who wished to present testimony the public hearing closed.

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

A. Representative of Dillingham Health and Fitness Committee – Reinstate Parks and Recreation Commission

Sheree Nielsen, representing Leadership and Assets Youth Group Coalition, presented the Council with a list of around 200 signatures in support of a parks and recreation program.

Rachel Muir, public health nurse, spoke in support of a volunteer Parks and Recreation Commission. She shared a letter from Lois Schumacher of the BBAHC Diabetes Prevention Program which listed the various funding programs that could be collaborated with a parks and recreation program.

Bill McLeod, School Supt., reported the School District had partnered on a CANDU grant, and after July 1 had secured a new position which would be a liaison with the community to facilitate a number of activities, of which nine (9) months would be spend with the School District, and the remaining three (3) summer months would go toward coordinating youth activities.

There was no other citizen's discussion.

VIII. ORDINANCES AND RESOLUTIONS

A. Resolution No. 2011-37, A Resolution of the Dillingham City Council Authorizing the City Manager to Sign ACWF Loan #283051 for the Repair of the Sewer Main *(Clerk Note: Res. No. 2011-37 Postponed from June 2, 2011 Council Meeting)*

MOTION: Tim Sands moved and Chris Napoli seconded the motion to approve Resolution No. 2011-37.

Mayor Ruby reported that a special meeting was being proposed for the following week and this item could be placed on the agenda if ready.

MOTION: Keggie Tubbs moved and Tim Sands seconded the motion to postpone Resolution No. 2011-37.

VOTE: The motion to postpone Resolution No. 2011-37 passed unanimously.

B. Resolution No. 2011-51, A Resolution of the Dillingham City Council Authorizing Application for an USDA Grant to Relocate the Snag Point Sewer Force Main *(Clerk Note: Postponed from June 2, 2011 Council Meeting)*

MOTION: Tim Sands moved and Bob Himschoot seconded the motion to adopt Resolution No. 2011-51.

City Clerk Williams reported that some changes were being recommended, but instead of bringing it back with the substitute language a new resolution had been created. She was asking the Council to rescind Resolution No. 2011-51 by voting it down.

VOTE: The motion to adopt Resolution No. 2011-51 failed with Chris Napoli, Keggie Tubbs, Bob Himschoot, Tim Sands, Elizabeth Pearch, and Scott King in opposition.

C. Resolution No. 2011-53, A Resolution of the Dillingham City Council Supporting a Request for Funds for New Harbor Floats from the Alaska Department of Transportation Harbor Grant Program

MOTION: Keggie Tubbs moved and Tim Sands seconded the motion to adopt Resolution No. 2011-53.

MOTION: Keggie Tubbs moved the previous question. *(Clerk Note: The effect of this motion is to immediately stop debate.)*

There was no objection.

VOTE: The motion to adopt Resolution No. 2011-53 passed unanimously.

D. Resolution No. 2011-54, A Resolution of the Dillingham City Council Awarding a Contract for the Senior Center Renovation Project

MOTION: Tim Sands moved and Elizabeth Pearch seconded the motion to adopt Resolution No. 2011-54.

VOTE: The motion to adopt Resolution No. 2011-54 passed unanimously.

E. Resolution No. 2011-55, A Resolution of the Dillingham City Council Awarding a Contract for the Tower Road Pavement Project

MOTION: Elizabeth Pearch moved and Keggie Tubbs seconded the motion to adopt Resolution No. 2011-55.

Steve Cropsey, Project Manager, reported that the estimate for the paving bid was around $250,000, with the low bid at $448,000. He asked the project engineer to try and negotiate with the low bidder, Quality Asphalt Paving, and would hope to have that information for the special meeting, recognizing it needed to be expedited. In the meantime, he was asking the Council to postpone the resolution until that number was established and funding sources lined up.

MOTION: Tim Sands moved and Keggie Tubbs seconded the motion to postpone Resolution No. 2011-55.

VOTE: The motion to postpone Resolution No. 2011-55 passed unanimously.

F. Resolution No. 2011-56, A Resolution of the Dillingham City Council Accepting an EMPG Grant for Fire Department

MOTION: Tim Sands moved and Keggie Tubbs seconded the motion to adopt Resolution No. 2011-56.

VOTE: The motion to adopt Resolution No. 2011-56 passed unanimously.

G. Resolution No. 2011-57, A Resolution of the Dillingham City Council Authorizing the Addition of Brokerage Firm, Time Value Investments/Pro Equities

MOTION: Tim Sands moved and Keggie Tubbs seconded the motion to adopt Resolution No. 2011-57.

Finance Director Shade reported the resolution had been brought before the Finance and Budget Committee and was being recommended for Council approval. She noted an updated report on the City's investment ladder would be presented at the August Council Meeting.

VOTE: The motion to adopt Resolution No. 2011-57 passed unanimously.

H. Resolution No. 2011-58, A Resolution of the Dillingham City Council Approving an Additional Appropriation of $50,000 for the Dillingham City School District for the Fiscal Year Ending June 30, 2012

MOTION: Keggie Tubbs moved and Tim Sands seconded the motion to adopt Resolution No. 2011-58.

Tim Sands, Chair of the Finance and Budget Committee, reported the additional $50,000 had been recommended by the committee, that the school funding level had remained flat for several years even with costs going up, but it was not guaranteed in the future.

Discussion:

- noted the $1.35M contribution was the highest contribution ever made to the school district.

VOTE: The motion to adopt Resolution No. 2011-58 passed unanimously.

I. Resolution No. 2011-59, A Resolution of the Dillingham City Council Authorizing Administration to Implement a 10% Cost Share on Dependent Premiums for Health Insurance

MOTION: Tim Sands moved and Keggie Tubbs seconded the motion to adopt Resolution No. 2011-59.

MOTION: Keggie Tubbs moved the previous question. *(Clerk Note: The effect of this motion is to immediately stop debate.)*

There was no objection.

VOTE: The motion to adopt Resolution No. 2011-59 passed unanimously.

J. Resolution No. 2011-60, A Resolution of the Dillingham City Council Adopting the MBL Group Wage Study Option 2 for Pay Ranges Effective FY 2012

MOTION: Tim Sands moved and Keggie Tubbs seconded the motion to adopt Resolution No. 2011-60.

Keggie Tubbs reported on the staffing and wage study that it had occurred over a period of several years, had been initiated because of the high cost of health insurance and to review the wage scale which hadn't been reviewed in some time. He noted the option before the Council was to realign some positions on the wage scale to be more in line with the pay range, but no one would receive a decrease in pay, and changed the percentage between steps to 2%. He opined that he hoped the scale would be reviewed on an annual basis going forward.

VOTE: The motion to adopt Resolution No. 2011-60 passed unanimously.

K. Resolution No. 2011-61, A Resolution of the Dillingham City Council Authorizing an Application for an USDA Grant to Relocate the Snag Point Sewer Force Main

MOTION: Tim Sands moved and Keggie Tubbs seconded the motion to adopt Resolution No. 2011-61.

VOTE: The motion to adopt Resolution No. 2011-61 passed unanimously.

L. Adopt Ordinance No. 2011-05 (Amendment A), An Ordinance of the Dillingham City Council Adopting the Budget and Appropriating Funds for the FY 2012 City of Dillingham Budget

MOTION: Tim Sands moved and Keggie Tubbs seconded the motion to adopt Ordinance No. 2011-05 (Amendment A).

Finance Director Shade deferred to the lay down copy that had two additional amendments to Amendment A: 1) correct item no. 2 under "Now, Therefore, Be it Resolved" from FY 2011 to FY 2012, and, 2) to add in the boat harbor expense, which had been dropped during formatting, although the $amount was included in the total dollars. She commented that the lay down version included the items discussed at the workshop held on June 13, plus the two additional amendments.

MOTION: Tim Sands moved and Keggie Tubbs seconded the motion to amend Ordinance N0. 2011-05 as introduced to include the changes incorporated in Amendment A.

MOTION: Keggie Tubbs moved the previous question. *(Clerk Note: The effect of this motion is to immediately stop debate.)*

There was no objection.

VOTE: The motion to amend Ordinance No. 2011-05 passed unanimously.

Discussion:

- thanked the committee, administration, and staff for all their hard work on the budget.

VOTE: The motion to adopt Ordinance No. 2011-05 (Amendment A) passed unanimously.

M. Adopt Ordinance No. 2011-06, An Ordinance of the Dillingham City Council Amending DMC Chapter 3.10.020, Voter Qualifications

MOTION: Tim Sands moved and Elizabeth Pearch seconded the motion to adopt Ordinance No. 2011-06.

Tim Sands, Chair of Code Review Committee, reported the ordinance was the result of the Canvas Committee looking for a way to amend the Code to allow people to vote who had lived in Dillingham for more than 30 days, were registered to vote in Alaska, but were not registered to vote with a Dillingham address. He noted the request was not possible since State law required the voter to be registered for more than 30 days with a Dillingham address, and the new language being recommended provided an opportunity to further improve the existing code by adding language to clarify it.

Keggie Tubbs, Canvassing Committee member, confirmed Alaska law prevented it although unfortunate, but felt the language changes being recommended provided more clear guidance.

IX. UNFINISHED BUSINESS

A. Annexation

Mayor Ruby reported that individual letters had been mailed out inviting the seven (7) communities to meet. All but two of the letters had been picked up on the other end.

B. City Manager Recruitment

Mayor Ruby reported that under Council discussion it would be proposed that a special meeting be scheduled to interview the candidates.

X. NEW BUSINESS

A. Reinstate the Parks and Recreation Commission

Aurora Hoefferle, representing the Leadership and Assets Youth Coalition, reported they were in favor of reinstating a commission, one that would be carried out by dedicated volunteers.

The group felt programs like this could have an incredible impact, fostering youth and adult relationships, and encouraging a healthy life style.

Patrick Solano-Walkinshaw, representing the Dillingham Health and Fitness Committee, was looking to present a fresh outlook on a proposal to reinstate the Parks and Recreation Committee.

Basically they were looking to the City for a structure to allow the program to happen and be effective. He noted there was incredible support in the community for youth programs, and the commission could provide stability, interagency collaboration, coordinate volunteer efforts and use of facilities, help enhance parks and trails, and provide an avenue to advertise events via the City's website. He was asking the City to let go of the past and look at the energy that was building and channel it to something that would make a difference.

Discussion:

- asked Patrick what would prevent the core group of volunteers from doing these activities already, answered it would need to be a City initiative as the group would then be an authoritative body, didn't have the authority to improve the City's facilities without approval, and having it be a City agency would bring accountability;
- voiced concern the City would have to manage the grants which would require staff support, adding a burden to staff already stretched thin;
- voiced concern that the volunteers would burn out and the program would fall away;
- suggested a Council member could be put on the commission to act as a liaison;
- suggested trying to come up with a compromise, and identify the commission's duties from the code; and
- commented was struggling with the City's financial situation, and doubted the City's insurance would not go up somewhat.

Mayor Ruby commented the most the Parks and Recreation Commission could do authority-wise was coordinate City property.

Bernina Venua, CANDU Program Manager, spoke in support of the commission noting there were always continuous volunteers, and the community really needed a centralized avenue where all the activities could be advertised and coordinated.

Discusson (continued):

- spoke could see this being very good for the City but only if it was willing to fund at least a part-time position due to the responsibility and authority; and
- noted it was hard to turn down so much enthusiasm, voiced concern that with the implementation of the Comprehensive Plan that a frank discussion was needed on the Council's priorities and how Parks and Recreation would fit in.

Mayor Ruby recommended that the Council review the City's many plans in the fall as a reminder. She noted there were other critical areas in the Comp Plan and maybe they could be implemented concurrently, noting the implementation chapter did identify the number one goal was to increase the City's ability to meet community needs, and talked about increasing human and financial resources, equipment and facilities.

Discussion (continued):

- spoke in support of providing Parks and Recreation to help kids get involved and help prevent them from getting into drugs, need to invest in our kids and facilitate a volunteer commission;
- spoke in favor of the program without substantial outlay of cash and using volunteers;
- spoke in support of a work group while there was enthusiasm for a commission.

MOTION: Keggie Tubbs moved and Scott King seconded the motion to concur with the Mayor's recommendation to create a work group, develop a plan, and report at the August Council meeting.

Mayor Ruby noted the code would need to be reviewed as well and a timeline worked out.

VOTE: The motion passed unanimously.

(The meeting recessed at 9:04 p.m. and reconvened at 9:16 p.m.)

B. Action Memorandum No. 2011-12, Renew Contract with Alaska State Troopers

MOTION: Tim Sands moved and Keggie Tubbs seconded the motion to approve the renewal of a contract with Alaska State Troopers.

Discussion:

- spoke in favor of staff's efforts to increase the contract amount.

VOTE: The motion to approve the renewal of a contract with Alaska State Troopers passed unanimously.

C. Action Memorandum No. 2011-13, Renew Contract with State of Alaska Dept. of Corrections

MOTION: Tim Sands moved and Elizabeth Pearch seconded the motion to approve the renewal of a contract with the State of Alaska Dept. of Corrections. Finance Director Shade noted the contract increased over the prior year by about $31,000.

VOTE: The motion to approve the renewal of a contract with State of Alaska Dept. of Corrections passed unanimously.

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

Patrick Solano-Walkinsaw:

- thanked everyone for having a good discussion, for communicating clearly both sides, noting he appreciated the process.

Rachel Muir:

- thanked the Council for the good discussion, and alluded to Aurora Hoefferle's presentation regarding prevention, that in her line of work she saw teens that were looking for things to do; and
- voiced her appreciation that the Council and Mayor were all volunteers and took their role seriously.

There was no other citizen's discussion.

XII. COUNCIL COMMENTS

Chris Napoli:

- commented he was glad to see the progress on the Tower Road, and was asking for a report that could explain the City's responsibility for the funding sources, noting the bids had come in so high;
- spoke of his appreciation for Patrick's energy and time, and the comments made at the meeting; and
- spoke of his appreciation for the volunteers who make Dillingham the community it is.

Keggie Tubbs: no comment

Tim Sands:

MOTION: Tim Sands moved and Elizabeth Pearch seconded the motion to set a special meeting for June 21 at 3:00 p.m.

VOTE: The motion to set a special meeting for June 21 passed unanimously.

- thanked staff for keeping the City running and especially finance staff for getting the budget completed; and
- wished everyone a safe summer and good luck fishing.

Bob Himschoot:

- thanked the volunteers for putting together the proposal for Parks and Recreation;
- commented he was interested in knowing why the pavement project came in so much higher;
- asked for a report explaining why the wood cutting option at the landfill was discontinued, and was the decision to make it temporary or permanent; and
- wished the fisheries manager good luck.

Elizabeth Pearch:

- thanked Patrick, Rachel and Jody and those involved for the Parks and Recreation presentation;
- wished everyone a happy summer; and
- thanked Finance and Budget Committee and staff for all their hard work.

Scott King: no comment

XIII. MAYOR'S COMMENTS

Mayor Ruby:

- thanked Patrick and everyone who put together the presentation;
- voiced her appreciation for Rachel's comment that the Council and Mayor were volunteers and took their job seriously, and thanked the Council also for all the time they devote;
- noted the proposed redistricting map created a huge district from thirty (30) communities to 50+, which supported the concern that rural districts were decreasing in number, and this could affect the City's influence in Juneau; and
- asked for a moment of silence to acknowledge those lost since the last meeting.

XIV. EXECUTIVE SESSION

A. Legal Matter

MOTION: Tim Sands moved and Elizabeth Pearch seconded the motion to go into executive session under DMC, 2.09.050, regarding legal matters [9:30 p.m.].

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

MOTION: Keggie Tubbs moved and Tim Sands seconded the motion to come out of executive session [9:45 p.m.].

GENERAL CONSENT: The motion passed with no objection.

XV. ADJOURNMENT

Mayor Alice Ruby adjourned the meeting at 9:45 p.m.

Alice Ruby, Mayor

ATTEST:

Janice Williams, City Clerk