



Alice Ruby, **Mayor**

Council Members

- Tracy Hightower (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
MEETING AGENDA –MARCH 2, 2017
David B. Carlson Council Chambers**

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

WORKSHOP – Quarterly Review of the Financial Statements	6:30 P.M.	MARCH 2, 2017
REGULAR MEETING	7:00 P.M.	MARCH 2, 2017

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. APPROVAL OF MINUTES**
 - a. Regular Council Meeting, February 2, 2017 page 3
- 4. APPROVAL OF CONSENT AGENDA**
- APPROVAL OF AGENDA**
- 5. STAFF REPORTS**
 - a. City Manager and Staff Reportspage 9
 - b. Standing Committee Reportspage 45
- 6. PUBLIC HEARINGS**
 - a. Adopt Ordinance No. 2017-01, An Ordinance of the Dillingham City Council Amending Dillingham Municipal Code Section 4.15.030 Property Exemptions, Senior Citizen and Disabled Veterans, to Add PFD Residency Requirement page 53
 - b. Adopt Ordinance No. 2017-02, An Ordinance of the Dillingham City Council Amending Title 8 – Health and Safety by the Addition of a New Chapter Providing a Process for Reviewing Liquor License Applications page 59
- 7. CITIZEN’S DISCUSSION (Prior Notice or Agenda Items)**
- 8. ORDINANCES AND RESOLUTIONS**
 - a. Adopt Ordinance No. 2017-01, An Ordinance of the Dillingham City Council Amending Dillingham Municipal Code Section 4.15.030 Property Exemptions, Senior Citizen and Disabled Veterans, to Add PFD Residency Requirement page 53

- b. Adopt Ordinance No. 2017-02, An Ordinance of the Dillingham City Council Amending Title 8 – Health and Safety by the Addition of a New Chapter Providing a Process for Reviewing Liquor License Applications page 59
- c. Introduce Ordinance No. 217-03, An Ordinance of the Dillingham City Council Amending Dillingham Municipal Code to Add Two New Offenses, To Add a Fine for Two Existing Offenses, and to Replace the Language for an Existing Offensepage 65

9. UNFINISHED BUSINESS

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

10. NEW BUSINESS

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

12. COUNCIL COMMENTS

13. MAYOR’S COMMENTS

14. EXECUTIVE SESSION

- a. Legal Matter – Dillingham & Manokotak Annexation Petitions

15. ADJOURNMENT

1. CALL TO ORDER

A regular meeting of the Dillingham City Council was held on Thursday, February 2, 2017, at the Dillingham City Council Chambers, Dillingham, Alaska. Mayor Alice Ruby called the meeting to order at 7:03 p.m. This meeting was preceded at 6:00 p.m. by a workshop on the landfill.

2. ROLL CALL

Mayor Alice Ruby was present.

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

Tracy Hightower	Misty Savo	Curt Armstrong	Andy Anderson
Paul Liedberg	Chris Maines		

Staff in attendance:

Rose Loera	Janice Williams	Dan Pasquariello (Sergeant-at-arms)
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Guest(s): Attorney Brooks Chandler – attended via teleconference

3. APPROVAL OF MINUTES

- a. Special Council Meeting, January 16, 2017
- b. Regular Council Meeting, January 19, 2017

MOTION: Chris Maines moved and Paul Liedberg seconded the motion to approve the minutes of January 16 and January 19, 2017.

VOTE: The motion passed unanimously by voice vote.

4. APPROVAL OF CONSENT AGENDA

There was no consent agenda.

APPROVAL OF AGENDA

Mayor Ruby recommended: 1) deleting the two ordinances listed under Ordinance and Resolutions that were up for adoption since they had been inadvertently omitted from Public Hearing on the agenda. The two ordinances would be brought forward to the March Council meeting; 2) add Jerry Liboff under Citizen’s Discussion.

MOTION: Tracy Hightower moved and Chris Maines seconded the motion to delete Ordinance Nos. 2017-01 and 2017-02 and add Jerry Liboff under Citizen’s Discussion.

VOTE: The motion to approve the agenda as amended pass unanimously by voice vote.

5. STAFF REPORTS

a. City Manager and Staff Reports

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

- Vacancies: also advertising for two landfill operators, and a public works foreman;
- FY18 budgets worksheets are being prepared to distribute to department heads;
- Elite Mechanical is onsite to further the work on the lift stations;
- Would recommend going to Juneau if it appears would need to support state revenues;
- Will be out of the office from February 14-17;
- School Bond: not foreseeing any additional state reductions in their level of support; and
- Reduction in Shared Fisheries FY2017: the revenues are on a two year delay, and believes the reduction would have been a reflection of the total catch that year.

Mayor Ruby recommended if there was no objection, staff would add a review of PayPal to the Finance Committee's agenda, and would include the codes for both standing committees in the next Finance and Code committee agendas to look at a suggestion combining the committees.

b. Standing Committee Reports

Territorial School Committee: Andy Anderson reported the committee had discussed some options: recognized there didn't appear to be any funds to do any major construction; could approach the Tribes to see if there was interest in using the building for the Harvey Samuelsen Cultural Center, that they might be eligible for block grant funds; need to continue to monitor the foundation wall; favored retaining the outside appearance for its historical value.

Mayor Ruby noted from conversations in the past the community did not want to see the building go away.

6. PUBLIC HEARINGS

There was no public hearing.

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

a. Jessica Denslinger – Olsen's Liquor Store License

Jessica Denslinger reported she would withdraw her objection to renew the license with the condition that it not be transferred to a predominately residential area.

b. Gary Hale – Olsen's Liquor Store License

Gary Hale commented he was pleased the owner had withdrawn their request to transfer the license, but was concerned there was no acknowledgment this wouldn't come up again. He asked the council to consider doing something to keep liquor stores out of residential areas in the future.

Mayor Ruby noted Jerry Liboff was a no show.

Ayla Budrow acknowledged she was grateful the request for a license transfer had been withdrawn, but was not convinced it ended here, and voiced if he did reapply for a request for a license transfer that it be restricted from a predominately residential area.

8. ORDINANCES AND RESOLUTIONS

(Clerk Note: as noted earlier the next two ordinances have been deleted from this agenda and rescheduled to the next Council agenda.)

- a. Adopt Ordinance No. 2017-01, An Ordinance of the Dillingham City Council Amending Dillingham Municipal Code Section 4.15.030 Property Exemptions, Senior Citizen and Disabled Veterans, to Add PFD Residency Requirement
- b. Adopt Ordinance No. 2017-02, An Ordinance of the Dillingham City Council Amending Title 8 – Health and Safety by the Addition of a New Chapter Providing a Process for Reviewing Liquor License Applications
- c. Adopt Resolution No. 2017-05, A Resolution of the Dillingham City Council Approving an Increase in the Ambulance Billing Rates

MOTION: Paul Liedberg moved and Misty Savo seconded the motion to adopt Resolution No. 2017-05.

VOTE: The motion to adopt Resolution No. 2017-05 passed unanimously by voice vote.

- d. Adopt Resolution No. 2017-06, A Resolution of the Dillingham City Council Waiving the Purchase Restrictions and Purchasing a Spare Pump for the Dock Lift Station from Alaska Pump & Supply Inc.

MOTION: Misty Savo moved and Andy Anderson seconded the motion to adopt Resolution No. 2017-06.

VOTE: The motion to adopt Resolution No. 2017-06 passed unanimously by voice vote.

- e. Adopt Resolution No. 2017-07, A Resolution of the Dillingham City Council Authorizing the City Manager to Advertise a Request for Proposal for City's Insurance Coverage

MOTION: Misty Savo moved and Tracy Hightower seconded the motion to adopt Resolution No. 2017-07.

VOTE: The motion to adopt Resolution No. 2017-07 passed unanimously by voice vote.

9. UNFINISHED BUSINESS

a. Citizen Committee Appointments

1) Planning Commission, 3 Seats Open

MOTION: Paul Liedberg moved and Tracy Hightower seconded the motion to concur with the Mayor's recommendation to appoint Gregg Marxmiller, William Corbett, and Jessica Denslinger to the Planning Commission.

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

2) Senior Advisory Commission, 1 Seat Open

There were no letters of interest.

3) Library Advisory Board, 1 Seat Open

MOTION: Paul Liedberg moved and Tracy Hightower seconded the motion to concur with the Mayor's recommendation and reappoint Dane Grondin to the Library Advisory Board.

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

4) Territorial School Committee, 1 Seat Open

There were no letters of interest.

b. Annexation Update

There was nothing to add.

c. Interim Task Force Borough Feasibility Study Update

Mayor Ruby reported the study was out, the Council had received a copy, and noted the committee was still accepting comments on the report.

10. NEW BUSINESS

a. Review of Liquor Licenses

1) Transfer Application – Olsen's Liquor Store

Mayor Ruby referred to the memo in the packet which noted the request to transfer the license had been withdrawn by the owner.

2) Renewal Application – Olsen's Liquor Store for 2017/2018

Discussion:

- Pointed out there was a technical error in the physical address on the application, that it did not match the city's records; and

- Noted the application checked off the business was operated continuously throughout the year, but didn't support the city's records which showed sales for only three months in the prior two years.

MOTION: Misty Savo moved and Chris Maines seconded the motion to direct staff to send a letter to the Board noting the City was not objecting to the renewal, but there were some discrepancies in the application.

VOTE: The motion passed unanimously by voice vote.

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

Dwayne Johnson:

- questioned the city's position regarding requests for refunding previously paid fish tax, that the fisher would have had to protest when they received their check;
- Asked who would be the point person if he wanted to get into the marijuana business, since he was related to the city manager.

Mayor Ruby commented he would start with the City Manager.

Ray Kase Jr:

- Noted he was continuing to pursue getting a license to cultivate commercial marijuana, and had been told by the State getting his product tested would not be a problem.

Susan Isaacs:

- Commented there was too much focus on not allowing liquor stores in residential areas, but need to look at the whole picture, noting there were commercial establishments along the Lake Road, and no zoning.

12. COUNCIL COMMENTS

Paul Liedberg:

- Noted he was pleased to see the interest in filling committee seats;
- Noted he welcomed the public participation; and
- Commented the Council was going to be severely challenged balancing the budget especially now with the loss of annexation.

Tracy Hightower:

- Recommended sending a formal letter to president Trump expressing opposition to the Pebble Mine, especially in light of his current position on the North Dakota pipeline.

MOTION: Tracy Hightower moved and Misty Savo seconded the motion to direct the staff to draft a letter to the President that outlines the City's position on the Pebble Mine.

Discussion:

- Recommended additional letters go to the Secretary of the interior, the State's congressional delegation, and its Alaska legislative delegation.

VOTE: The motion passed unanimously by voice vote.

13. MAYOR’S COMMENTS

Mayor Ruby commented:

- Noted she was pleased to see the District Attorney position had finally been filled;
- Noted her appreciation for the public attendance and providing input; and
- Asked for a moment of silence to remember those lost since the last meeting.

14. EXECUTIVE SESSION

- a. Legal Matter – Dillingham & Manokotak Annexation Petitions

MOTION: Chris Maines moved and Andy Anderson seconded the motion to enter into executive session to discuss legal matter Dillingham & Manokotak Annexation Petitions. [7:50 p.m.].

VOTE: The motion passed unanimously by voice vote.

The Council was joined by Manager Loera and Janice Williams, and attended by Atty. Chandler via teleconference.

MOTION: Chris Maines moved and Misty Savo seconded the motion to exit the executive session [8:45 p.m.].

VOTE: The motion passed unanimously by voice vote.

MOTION: Chris Maines moved and Tracy Hightower seconded the motion to direct staff to proceed with appealing the LBC discussion and prepare and issue a press release.

VOTE: The motion passed unanimously by voice vote.

15. ADJOURNMENT

Mayor Ruby adjourned the meeting at 8:46 p.m.

Mayor Alice Ruby

ATTEST: [SEAL]

Janice Williams, City Clerk

Approval Date: _____

Mayor
Alice Ruby

Manager
Rose Loera



Dillingham City Council
Tracy Hightower
Chris Maines
Misty Savo
Curt Armstrong
Andy Anderson
Paul Liedberg

MEMORANDUM

Date: January 27, 2017
To: Mayor and City Council
From: Rose Loera, City Manager
Subject: February Monthly Report

Vacancies – City Manager position, Executive Assistant

Hired Francisco “Pancho” Garcia for the Public Works Foreman position. We are extremely happy to have him back.

Contracts/Agreements Signed – none

Grants – BBEDC Infrastructure Grant is pending. We applied for a grant with BBEDC for crane training for some of our employees and possibly staff from Bristol Bay Borough.

Request for Proposals (RFPs) – Insurance RFP will soon be advertised.

Squaw Creek – we had City staff plow Squaw Creek this past month. We have been talking with BBNA about the road and hopefully there can be a solution soon.

FY 18 Budgets – all department head budgets have been received and we are starting the review process. We have scheduled the initial review with the Finance and Budget Committee for March 20.

Our PW crew has been very busy plowing snow. One of our graders was down, which slowed the clearing of all roads. We received a few complaints, but we did as much as we could with what we had.

Out of the Office – March 9 – 17, 2017

Our Vision. To have an infrastructure and city workforce that supports a sustainable, diversified and growing economy. We will partner with others to achieve economic development and other common goals that assure a high quality of living, and excellence in education.

City of Dillingham

House District 37 / Senate District S

~ 2/23/17 ~

30th Alaska State Legislature ~ 1st Session

FEBRUARY 2017 – LEGISLATIVE REPORT*

** Additional story attached – See note at the end of this Report*

Cliff Stone / City Lobbyist

~ Legislators need to act this year to avoid further erosion of Alaska's economy ~



A survey of business people by the Anchorage Economic Development Corp. and other independent surveys have all reached the same conclusion. The Legislature's indecision concerning the fiscal crises is dragging down Alaska's economy. The private sector has frozen investment and hiring, thus worsening the recession in the state.

Alaska lost 9,000 jobs in late summer 2016 from the number of people employed the year before, the biggest decline yet in the current recession as low oil prices continued to shred the economy.

The governor has declared a public health crisis in order to combat the state's opioid epidemic. The disaster declaration establishes a statewide Overdose Response Program under Alaska's Chief Medical Officer and enables wide distribution of the life-saving drug – naloxone.

As part of his plan to build a safer Alaska, Governor Walker signed Administrative Order 283, outlining the next steps to address the growing heroin and opioid epidemic in Alaska. He will also introduce legislation in the coming weeks that provides a long-term solution to the state's opioid and heroin abuse epidemic.

Several Bristol Bay organizations are partnering on a new task force to combat drugs, particularly the opioid problem in the region. Bristol Bay Native Corporation (BBNC) President Jason Metrokin said the new body is meant to help find solutions to a problem that has been growing across the state.

This year, Senate Bill 54 aims to roll back some provisions of criminal justice reform that were enacted in the last Legislature – SB 91. One of the changes will increase penalties for theft in the fourth degree in order to impact repeat offenders.

The bill also would enact a presumptive term of 0-90 days for Class C felonies for first-time felony offenders. The third most significant change is a recommendation that violation of conditions of release be returned to misdemeanor status, punishable by up to five days in jail.

The Honorable Lisa Murkowski, U.S. Senator gave her annual address to a Joint Session of the Legislature on Feb. 22nd. The Honorable Dan Sullivan, U.S. Senator will present(ed) his address on Feb. 24th to the same body.

The House Coalition introduced an oil tax bill (HB 111) that caused a firestorm on the Floor. The bill was introduced as a committee bill although the Republican Minority members of the Resources Committee weren't notified. Their proposal would raise oil taxes and limit cash subsidies and oil tax credits.

An ominous anniversary occurred this month in 1942. That was when President Franklin D. Roosevelt signed Executive Order 9066. This order authorized the Secretary of War to prescribe certain areas as military zones, clearing the way for the internment of Japanese Americans, German Americans and Italian Americans to concentration camps in the U.S.

In total, more than 200 Alaskan residents were detained during World War II at what is now known as Joint Base Elmendorf-Richardson or JBER. Just last year, archaeologists uncovered this long forgotten facility. Most if not all of these Americans had Japanese surnames and that was all authorities needed to arrest them and send them to these camps.

BUDGET ISSUES

The House's majority coalition revealed its proposal (HB115) to help resolve the state's \$3 billion deficit this past week. It would use one-third of the Permanent Fund's earnings to pay dividends estimated at \$1,100. The remaining two-thirds, about \$1.75 billion a year, would pay for state services.

The total revenue available from the \$57 billion fund would be 4.75 percent of its overall market value. This is an endowment-like approach that's long been endorsed by the Fund's trustees. The tax provisions in the new legislation would apply to income earned in Alaska by residents and nonresidents alike, with the rate set at 15 percent of the person's federal tax bill.

As one opinion piece stated, the politics are complicated for the proposed state income tax and the Permanent Fund restructuring plan. After testimony from about 100 Alaskans during a public hearing on HB 115, there was no consensus among them on how to solve our \$3 billion dollar deficit.

People stated that the quality of life is important to our future and they want good schools, roads and public safety. Most recognize that failing to act now would damage the economy even further. Politics or not, lawmakers will have to make the tough decisions this year before we run out of options. If you look at the numbers, the PFD will be at risk unless they act.

Legislators are taking a closer look at their own spending this year as they have faced persistent questions about their own spending on travel and salaries. Lawmakers in the past have been quick to call for the executive branch to reign in their agencies, and yet were reluctant to police their own back yard.

Sen. Cathy Giessel has scaled back her proposal for a massive hike on Alaska's studded tire tax. Originally it increased the state user fee to \$75 a tire, up from the current \$5 each. The new fee introduced is now calling for a \$50 tax per tire instead, or \$200 for a full set of four. That is still a considerable bump in the cost of tires.

EDUCATION ISSUES

The state of Alaska's fiscal crisis gives urgency to answering this question: "How can we provide a better education for our children, with less money?" Educators and the public alike say you have to significantly reduce the percentage of school budgets spent on administration and other non-academic functions. Financial resources must be reprioritized into the classroom to give us the best teachers as well as provide vocational education tracks and better pre-K schooling options.

HEALTH & SOCIAL SERVICES ISSUES

Representative Tammie Wilson of Fairbanks is calling on the governor to take action at the Offices of Children Services (OCS). She conducted six public testimony opportunities around the state in the last two months. The primary complaint seems to be that children are taken by OCS from their homes without good reason.

PUBLIC SAFETY ISSUES

Erika McConnell has been named as the new director of the Alcohol and Marijuana Control Office. She was extensively involved in crafting Anchorage's local marijuana land-use regulations and oversaw special land-use permits for alcohol. Her first day on the job will be March 20th.

Meanwhile, enforcement officers with the Alcohol and Marijuana Control office have seized CBD oil from several marijuana stores around the state. CBD stands for cannabidiol, which is a compound found in both cannabis and hemp. It doesn't create a high like THC, the active ingredient in marijuana. It is often used for pain management.

A proposal to allow customers to consume marijuana at retail pot stores in Alaska was voted down by the state Marijuana Control Board. Two members cited public comment complaining about the possibility of secondhand smoke in a public establishment.

“Pot industry is on edge as it braces for possible U.S. Justice Department crackdown.” That was the headline this past week as Trump's newly confirmed attorney general, former Alabama Senator Jeff Sessions, is a longtime foe of marijuana. Now he is poised to set the direction on national drug enforcement policy at the same time that eight states have legalized recreational use of the drug.

In 2014 there were 101 Village Public Safety Officers (VPSOs) working in Alaska. The count is now down to 53 personnel. The employers of these VPSOs have struggled to recruit officers, but isn't unique to Alaska as nationwide police forces can't find enough qualified and suitable officers. Some of the officers themselves are growing frustrated with a long lag in enactment of a 2014 Alaska law intended to allow selected VPSOs to, for the first time, carry firearms on the job.

In a landmark agreement designed to combat crime in rural Alaska, the state and Anvik's tribal government have inked a deal giving the tribe the authority to prosecute low-level criminal offenses the state previously handled — as long as the offender agrees.

NATURAL RESOURCES

The Alaska State Senate approved a resolution (SR 4) supporting an effort by U.S. Rep. Don Young to return management of fish and wildlife to the state. It joins HJR 69 passed by the Alaska House last week. These are measures to encourage overturning a 2016 U.S. Fish and Wildlife Service (FWS) rule which seized authority away from the state to manage fish and wildlife for both recreational and subsistence uses on 77-million acres of federal lands in Alaska.

The Alaska Oil and Gas Conservation Commission currently does not issue public notices or hold hearings when an operator applies for a permit to drill a well and uses the “fracking” technique to increase oil and gas production.

Fracking is controversial in the Lower 48, where critics have charged it has led to contamination of well water. Now, the state's oil-well regulator has proposed notifying the public and accepting comments on applications for hydraulic fracturing operations.

Did you know that in 1976, 191,000 sportfishing licenses of all types; resident and nonresident, were sold in Alaska. Nonresidents accounted for only 47,000 of them. By 2015, nonresident license sales alone had topped 278,000 – a six-fold increase. With Alaska's economy fading, we can no longer ignore the economics of angler- and personal-use-caught fish.



PERS/TRS

This hot button issue will be brought forward from time to time and then placed again on the back burner. The last time PERS/TRS liability was under a microscope was during the Senate Finance hearing of Feb. 2, 2017. As I relayed on to Rose, certain members of that committee were adamant about trying to decrease the liability to the state. One member talked about opening up talks with employee unions to help control costs. Of course that means negotiations with the unions on contracts already signed. Another thought that they had was to consider a constitutional amendment to allow for a reduction in benefits for retirees. This notion caused quite a stir in the back of the committee room where I was sitting with two union lobbyists. Rest assured, I will stay on top of this subject and relay anything significant to the City. Additionally, we all continue to work with AML and others to ensure everyone is sharing information so we're more or less on the same page.



GOVERNOR'S CORNER

<http://gov.alaska.gov>

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

Governor Walker ordered all Alaska Flags lowered in honor of former Representative M. Michael Miller of Juneau, who passed away during the week Feb. 13th. Rep. Miller served in the Alaska Legislature from 1971 to 1986. A longtime Juneau resident, Miller moved to Alaska in 1954. In addition to serving in the Alaska Legislature, he served on the City and Borough of Juneau Assembly and the Alaska Department of Corrections Parole Board.

First Lady Donna Walker announced that nominations have opened for the First Lady's Volunteer of the Year Awards. Nominations began February 6 and go to the close of business on March 6, 2017. Submissions may be online at volunteerawards.alaska.gov, or hard copies are available for pick up at the Governor's Offices in Anchorage, Juneau, Fairbanks, and Palmer. The First Lady's Volunteer of the Year Executive Committee will review the nominations, and recipients will be announced in late May. See website below for more information.

<https://gov.alaska.gov/governor-home/meet-donna-walker/first-lady-volunteer-awards/>

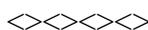
The governor has introduced legislation (HB 74 and SB 34) that would bring the State of Alaska in compliance with the federal REAL ID Act, and prevent travel restrictions on residents with a REAL ID-compliant Alaska driver license. Passed by Congress in 2005, REAL ID establishes national standards on the manufacture and issuance of driver licenses and identification cards to improve security and limit the production of false ID's. Governor Walker's legislation would allow Alaskans to choose between REAL ID-compliant and regular, noncompliant identification cards and driver licenses.

The following individuals from Dillingham have been appointed or reappointed to the boards or commissions listed. They still have to be confirmed by the full Legislature in the second week of April.

Board of Fisheries – Fritz Johnson

Professional Teaching Practices Commission – David Piazza

Alaska Police Standards Council – Luis Nieves



NEW BILLS

<http://www.akleg.gov>

I've listed the bills below that have been introduced since the last report and could potentially have an impact on Dillingham. I will monitor these bills and any future bills introduced. I'll be sure to report any progress on these that seem to be moving. Please bring to my attention any other House or Senate legislation that you want me to keep track of. I've expanded the bill descriptions below, but they are still fairly concise and may not convey the full intent of the legislation. I encourage you to review all new legislation as it's introduced.

Budget Bills / FY18 *New since January report

HB 57 / SB 22 – Operating Budget

HB 58 / SB 23 – Capital Budget

HB 59 / SB 24 – Mental Health Budget

*HB 95 / SB 43 – FY17 Supplemental Budget

~ This bills listed below have been introduced since the January report ~

General Municipal Issues and Employee/Retirement Issues

HB 47 / Municipal PERS Contribution and Interest.

HB 72 / Establishes procedures on the collection of biometric data. Applies to municipalities.

HB 83 & SB 52 / Allows teachers and other public employees a choice between a defined benefit pension versus the current defined contribution 401K plan.

SB 8 / Provides that federally recognized tribal governments may also receive contributions through the PFD application process.

SB 42 / Reenacts authority to create a third-class borough, but maintains any existing regional educational attendance area (REAA) funded solely by the state.

SB 48 / (**HB 23**-previously released) Insurance for Dependents of Deceased Firefighters and Police.

SB 63 / Smoke-free workplaces throughout Alaska.



COMMITTEE HEARINGS

Go to the Legislature's homepage – <http://akleg.gov/index.php> Select a tab or link that suits your needs. Remember – Bills that have already been heard or previous scheduled in committee can come back before that body without prior notification. If you are planning to testify on any particular bill or subject matter, it is a good idea to check the committee calendar the day of or the day before the scheduled hearing as sometimes a bill is rescheduled at the last minute.

Most documents that pertain to any particular hearing in any committee are available before the committee is scheduled to begin. Click on the MEETINGS tab, then select your parameters.

Live on the Web

Most committee hearings can be seen and heard on Gavel Alaska. It is broadcast on both local access TV and on the Internet. You can also access online archives from the following website:

www.360north.org

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.

Streaming Video

Most committee hearings are also teleconference and available for viewing on the following website:
<http://alaskalegislature.tv>

Testifying

If you can't attend a hearing in person or at your local LIO you can participate by using the following numbers. It is always a good idea to check the committee schedule however to ascertain if they are accepting public testimony. In addition, please be advised that the toll-free number can only be used if you have had prior approval to call in from the appropriate committee chair. The toll free number in Alaska: 1-855-463-5009. In Juneau: (907) 463-5009.



WEBSITES OF INTEREST

2017 **Legislators contact information** <http://akleg.gov/docs/pdf/whoswho.pdf>
<http://akleg.gov/docs/pdf/800numbers.pdf>

2017 **1st Session Staff contact list** http://akleg.gov/docs/pdf/session_phone_list.pdf

2017 **House & Senate Committees** <http://akleg.gov/docs/pdf/commlist.pdf>

2017 **House and Senate Finance Sub-committee Members**

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

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

Legislative Publications List <http://akleg.gov/publications.php>

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

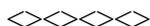
View specifics for the Capital and Operating Budgets.

FY 2018 Governor's budget overview <http://www.legfin.state.ak.us/Overview/Overview2018.pdf>

OMB FY 2018 budget proposal

<http://www.omb.alaska.gov/html/budget-report/fy2018-budget/proposed.html>

State Emergency Operations Center 907-428-7100 www.ready.alaska.gov



NOTEWORTHY DATES

Energy Council Meetings – Washington, D.C. March 3-6, 2017

First Lady's Volunteer of the Year Awards – Nominations close on March 6, 2017.

Alaska Permanent Fund Dividend – Filing Deadline: March 31, 2017



***Attached:** See article from the ADN dated Feb. 8, 2017 entitled –
'Local Communities often pay the Price for State Budget Cuts'

(This story really resonated with me as to what so many of our local communities are experiencing.)

~ End Report ~

Honor the diversity of this state as well as our country. The people will prevail!

~ Cliff

Local Communities often pay the Price for State Budget Cuts

Alaska Dispatch News of Feb. 8, 2017

Author: Will Earnhart

As the Legislature enters another session of attempting to close Alaska's fiscal gap, budget cuts appear to be everyone's first priority.

Often supposed budget cuts or savings are ephemeral and exist only on paper or are short-lived "cuts" to be covered later through additional spending. An example of the first would be changing accounting methodologies such as reclassifying funds or restating revenue projections.

The second type of "cut" is typically a reduction in critical staffing or deferred maintenance, where a dollar not spent today results in spending increases down the road.

There is a third type of spending "reduction," however, that is equally illusory, and those are budget "cuts" that simply shift costs directly to local taxpayers.

We have become accustomed to the annual scramble to replace reduced support from the state for our schools resulting in larger class sizes, depleted savings accounts and additional bond packages. I would like to note three other cost shifts to the local taxpayer: Cuts in revenue sharing with municipalities, municipal retirement liabilities and reduced sharing of services, such as municipal jails.

When a municipality is required to pay substantially more to the state, or receives less revenue, that municipality is faced with deciding whether to increase its own taxes or make cuts to services already substantially overloaded.

Whether it is the Legislature or the governor, no one should classify this cost shifting as an improvement over the status quo. As a disclaimer, I spent three years at the Municipality of Anchorage working directly with most department heads and the upper echelons of the administration, and have served as the attorney for a small municipality.

Although the majority of my career has been in private practice, I work closely with a number of municipalities from time to time. What I can tell you from my experience are Alaska's municipal governments have cut and cut their budgets and are running very lean operations.

Are there small "excesses" or unnecessary expenses at the municipal level? Yes, but those are far less excessive or unnecessary than what is common in the private sector.

Throughout the state, in every municipality, for every new and shiny building or vehicle, there are two others that have exceeded their useful life and are overdue for replacement. For every unproductive employee, there are at least 10 others who do the job of two, getting further behind every day.

Obviously, every dollar cut in revenue-sharing is a dollar cut from a municipal budget — a dollar from the budget that must be replaced. Revenue-sharing is not "found" money for municipalities; it is accounted for in municipal budgets and used for necessary projects and services.

When revenue-sharing was discontinued from 2004 to 2006, 14 local governments shut down completely, and all municipalities seriously reduced services. The need for revenue-sharing is more acute in smaller communities where the tax base is much more limited than in larger communities.

When someone is arrested for violating a state law, the offender is most often held in a local jail until arraignment, and often, until trial. The state and local communities have traditionally shared the costs in running these local jails.

The primary cost is having a 24-hour staff ready to accept and monitor those arrested. Without local jails, prisoners would have to be transported to distant locations costing more money and taking officers away from their jobs. Typically, jail staffing comprises 45 percent of local police budgets.

In 2015, the Alaska Department of Corrections cut its budget for jails by 35 percent, with local communities receiving funding cuts between 20 percent to 45 percent.

These already understaffed departments could not cut positions without endangering the community or officers, so local general funds were necessary to make up the costs. These "cuts" resulted in putting an additional burden on local taxpayers, to either collect more revenue or suffer further cuts that would strain municipal services.

The elephant in the room is the state's underfunding of public employee retirement plans. Until 2006, all permanent full-time public employees were required to be enrolled in the state retirement plan: PERS. Teachers are required to enroll in the Teacher Retirement System, TRS.

Past underfunding by the state, which taxpayers are still paying for, is not enough to pay for many current, or any future, public employees. Anyone hired by the state or a municipality after 2006 is in a self-funded defined contribution account akin to a 401(k), and not part of the PERS/TERS system.

The state has not set aside enough money to pay the defined benefits (traditional pensions) as promised by the state in prior years. This pool of employees is made up of primarily workers who have already retired or will retire soon.

In any case, asking municipalities to pay more to these funds through an increased contribution percentage or through an extended amortization period only shifts the state's burden to local taxpayers.

Is it fair that local taxpayers pay more for local services? Perhaps. But don't claim shifting costs downward as a "cut" in government spending, or a benefit to the taxpayers.

The state has a much broader tax base and is generally more efficient in collecting those taxes. Options for municipalities are limited beyond increasing property and sales taxes.

At the end of the day, the only way the current fiscal crisis will be solved is if we Alaskans realize we are all in this together and stop trying to pass the costs of government to someone else. Pushing costs down to weigh on local governments only pushes the costs back to us.

####

Mayor
Alice Ruby

Manager
Rose Loera



Dillingham City Council
Tracy Hightower
Chris Maines
Misty Savo
Curt Armstrong
Andy Anderson
Paul Liedberg

MEMORANDUM

Date: February 22, 2017
To: Rose Loera, City Manager
From: Janice Williams, City Clerk
Subject: Monthly Staff Report

Unfinished Business:

Magazine Collection for Sale – Carlson House Property

Magazines will go on sale the weekend of March 18-19, and March 25-26. I will start advertising next week. We will follow the same process when the books went on sale, asking for donations.

Magazine titles include Pageant, Coronet, Reader's Digest, Omnibook, Fur Fish & Game, Guideposts, Look, Life, Saturday Evening Post, etc. All of these magazine types are advertised on E-Bay, but we are competing with many other entries. For example Life has over 62,499 entries, compared with Coronet has over 1,400 entries. One Coronet entry is advertising nine editions from 1946 for \$5 total, similar to Life. The magazines that are deemed really valuable we are proposing to sell on E-Bay, like Click and other detective type magazines. The 1940 and 1941 editions are going for \$89.99 each. Another example is a hard bound book in relatively very good condition that contains six months of Saturday Evening Post magazines, starting with May 1904. The same hardbound book is going for \$199 on E-Bay.

A majority of the magazines were stored in a tool shed in wooden crates. Surprisingly there is very little mildew, but after a year of sitting on shelves and tables in the Territorial School, they are still pretty musty smelling. Museum personnel spent quite a few months sorting out those they wanted to hold for the museum. Amongst the Saturday Evening Post magazines we did not find any with Norman Rockwell covers, nor some of the more historical events such as the bombing of Pearl Harbor. Notwithstanding, it still remains a pretty good collection of history.

Foreclosures – taxes owed between 2013-2014

There is one property remaining unpaid. The property will be advertised starting this week for four consecutive weeks. The owner will have an opportunity to still redeem the property during that period. After that period the city will apply for the clerk's deed.

When the City becomes the new owner, it has three basic options as to what it can do with each property. It can 1) do nothing, (2) dedicate a property for a public purpose, or (3) sell the property at public auction. If the City does nothing, the former owner has a right to repurchase the property.

Within ten (10) years of the date of the tax deed, and before the sale or the contract by the City to sell the tax-foreclosed property, the former owner may repurchase their property. This right of repurchase also belongs to any assignees of the former owner. The repurchase price must equal the full amount applicable to the property under the Judgment and Decree of Foreclosure, plus the date of repurchase, and taxes assessed and levied on the property as though it had continued in private ownership after the court issued the tax deed, and any additional costs of foreclosure of the property not included in the judgment of foreclosure. The City may also charge to the repurchase price any costs the City has incurred in maintaining the property during its holding period.

Law Suit Pending with Knik Construction

Knik Construction appealed the decision of the BOE to Superior Court, in which BOE did not accept its late filed appeal on a personal property assessment. The judge has up to six months from the end of this January to issue a decision on the appeal.

STANDING ITEM(S):

Liquor & Marijuana License Renewals/Transfers/New Licenses. (Indicate any licenses due to expire.)

There has been no response to our letter to the Alcohol and Marijuana Control Board regarding the renewal of the Olsen's Liquor Store license. The Council did not oppose the renewal, but did want to bring to their attention that there were several discrepancies in the renewal application.

Commission/Board Seats Vacant. Advertised on the City's website and Facebook page.

- Senior Advisory Commission (seven members and one council member)
Seats open - 1. No letters of interest on file.
- Territorial School Committee
Seats open – 1. No letters of interest on file.

Mayor
Alice Ruby

Manager
Rose Loera



Dillingham City Council
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Paul Liedberg

MEMORANDUM

Date: February, 23 2017
To: Rose Loera, City Manager
From: Braden Tinker, Fire Coordinator
Subject: Department Head Report

Summarization of EMS Responses – 9 Calls; 36.5 Total Man Hours

- 1 Abdominal Pain
- 3 Breathing Problem
- 1 Fall Victim
- 1 Other
- 1 Overdose
- 1 Seizure
- 1 Traumatic Injury

Summarization of Fire Responses – 0 Calls; 0 Total Man Hour

PROJECTS COMPLETED

- All Ambulance reports are up to date;
- Vehicle Check Offs are complete;
- Ambulance 1 returned to active service, Ambulance 2 returned to reserve status;
- Fire reports complete;
- Fire dept. registration completed and received from the State Fire Marshal's office.

ON-GOING PROJECTS

- Training for fire/ rescue squad members;
- Ambulance replacement;
- Quotes for powered cot and lift feature for new ambulance;
- Inventories of all training supplies and materials;
- Training the new Office Assistant;
- Updating airway interventions;
- Recruitment for the dept;
- EMT- 1 Class.

City of Dillingham
Revenues and Expenditures As of December 31, 2016
Unaudited Figures

	UnAudited					
	December 31, 2016	December 31, 2015				
	Budget - FY17	MTD	YTD	Percent	YTD	INC/(DEC)
REVENUES:						
<u>General Fund Revenues</u>						
General Sales Tax	\$ 2,700,000	\$ 164,731	\$ 1,104,749	41%	\$ 1,161,105	\$ (56,356)
Alcohol Sales Tax	300,000	21,509	120,934	40%	111,040	9,894
Transient Lodging Sales Tax	85,000	10,463	41,582	49%	41,030	552
Gaming Sales Tax	70,000	5,608	35,363	51%	22,985	12,378
Total Sales Tax	3,155,000	202,311	1,302,628		1,336,160	(33,532)
Real Property Tax	1,600,000	-	1,702,044	106%	1,679,700	22,344
Personal Property Tax	550,000	-	572,790	104%	595,102	(22,312)
Total Property Taxes	2,150,000	-	2,274,833	106%	2,274,802	31
Telephone Gross Receipts State Tax	80,000	-	-	0%	-	-
Raw Fish Tax	350,000	167,849	167,849	48%	433,564	(265,715)
Shared Fisheries	20,000	-	-	0%	-	-
Revenue Sharing	132,764	-	132,833	100%	201,764	(68,931)
Payment in Lieu of Taxes (PILT)	430,000	-	446,018	104%	443,838	2,180
State Jail Contract	527,000	131,713	263,426	50%	263,426	(1)
Admin Overhead	383,145	74,753	229,600	60%	228,608	992
PERS on Behalf	127,213	9,119	63,104	50%	129,986	(66,882)
Other Revenues	388,376	33,736	187,263	48%	207,930	(20,667)
Total	2,438,498	417,170	1,490,093	61%	1,909,116	(419,023)
Total General Fund Revenues	\$ 7,743,498	\$ 619,481	\$ 5,067,554	65%	\$ 5,520,078	\$ (452,524)
<u>Special Revenue Funds Revenues & Transfers</u>	2,612,327	-	1,561,423	60%	1,837,082	-
Total Special Revenue Funds Revenues & Transfers	\$ 10,355,825	\$ -	\$ 6,628,976	64%	\$ 7,357,160	\$ -
<u>Special Revenue Funds Revenues & Transfers</u>						
Water	182,951	14,787	113,572	62%	284,415	(170,843)
Sewer	329,146	22,924	163,788	50%	156,164	7,624
Landfill	764,029	150,273	399,455	52%	401,926	(2,471)
Dock	653,900	2,700	557,657	85%	660,215	(102,558)
Dock Insurance Payment	-	-	-	-	-	-
Boat Harbor	203,317	19,456	90,685	45%	105,462	(14,777)
Asset Forfeiture Fund	-	-	-	-	-	-
E-911 Service	86,760	6,229	38,314	44%	35,258	3,056
Library Grants	102,543	6,953	42,533	41%	46,664	(4,132)
Senior Center (Grant)	134,459	999	61,533	46%	67,260	(5,727)
Senior Center (Non-Grant)	155,222	25,445	93,886	60%	79,718	14,168
Total Special Revenue Funds Revenues & Transfers	\$ 2,612,327	\$ 249,766	\$ 1,561,423	60%	\$ 1,837,082	\$ (275,659)
Fisheries Infrastructure	-	-	-	-	-	-
Borough Study Fund	-	-	-	-	-	-
Mary Carlson Estate Permanent Fund Revenue	3,000	-	194	6%	474	(280)
Ambulance Reserve Capital Project Fund Revenue	60,500	-	-	#DIV/0!	64,338	(64,338)
Equipment Replacement Capital Project Fund	-	-	-	-	1	(1)
School Bond Project	-	-	-	-	-	-
Public Safety Planning	-	-	-	-	-	-
Debt Service Fund Revenue	1,176,340	30,501	271,171	23%	435,556	(164,385)
Landfill Closure Fund	-	-	-	-	-	-
Total Capital Project Revenues & Transfers	\$ 1,239,840	\$ 30,501	\$ 271,365	22%	\$ 500,369	\$ (229,004)
Total Revenues & Transfers	\$ 11,595,665	\$ 899,747	\$ 6,900,341	60%	\$ 7,857,529	\$ (957,188)

City of Dillingham
Revenues and Expenditures As of December 31, 2016
Unaudited Figures

	December 31, 2016			December 31, 2015	
	Budget - FY17	MTD	YTD	Actual	INC/(DEC)
EXPENDITURES:					
General Fund Expenditures					
City Council	\$ 52,750	\$ 6,837	\$ 37,543	\$ 23,371	\$ 14,172
City Clerk	130,571	9,494	61,236	63,667	(2,431)
Administration	312,893	31,250	142,471	154,826	(12,355)
Finance	604,540	41,026	254,629	305,741	(51,112)
Legal	62,000	875	48,302	30,356	17,946
Insurance	166,000	27,590	100,702	78,655	22,047
Non-Departmental	174,644	34,357	103,777	113,045	(9,268)
Planning	142,870	8,687	53,808	5,998	47,810
Foreclosures	5,000	-	4,986	111,826	(106,840)
Meeting Hall above Fire Station	3,000	236	1,278	919	359
Public Safety Administration	166,237	22,821	78,342	78,798	(456)
Dispatch	489,091	39,645	228,477	224,297	4,180
Patrol	815,416	53,909	339,974	357,866	(17,892)
Corrections	616,647	61,052	285,751	300,807	(15,056)
DMV	42,525	3,162	19,258	21,428	(2,170)
Animal Control Officer	93,207	7,448	42,570	53,706	(11,136)
PS IT	-	-	-	5,504	(5,504)
Fire	232,018	17,362	103,262	87,789	15,473
Public Works Administration	182,023	13,644	79,793	71,131	8,662
Building and Grounds	325,450	32,615	151,523	120,540	30,983
Shop	383,932	20,784	110,666	193,518	(82,852)
Street	481,243	18,240	258,913	219,181	39,732
Library	104,194	4,326	44,095	49,355	(5,260)
City School	1,300,000	325,000	975,000	975,000	-
Transfers to Other Funds	1,134,305	197,038	546,125	901,198	(355,073)
Total General Fund Expenditures	\$ 7,960,556	\$ 977,395	\$ 4,072,481	\$ 4,548,522	\$ (476,041)
Special Revenue Funds Expenditures					
Nushagak Fish Tax	-	-	-	-	-
Water	241,991	14,811	87,722	287,122	(199,400)
Sewer	266,290	23,509	198,245	136,375	61,870
Landfill	764,029	65,678	402,829	408,080	(5,251)
Dock	691,009	40,248	439,216	313,746	125,470
Dock (ATD Damages)	-	-	-	-	-
Boat Harbor	199,317	14,347	91,747	108,627	(16,880)
Asset Forfeiture Fund	-	-	-	-	-
E-911 Service	49,026	-	-	-	-
Library Grants	102,543	8,464	41,546	69,109	(27,563)
Senior Center (Grant)	134,459	9,840	67,286	68,483	(1,197)
Senior Center (Non-Grant)	155,222	17,528	69,403	64,684	4,719
Total Special Revenue Fund Expenditures	\$ 2,603,886	\$ 194,425	\$ 1,397,994	\$ 1,456,226	\$ (58,232)
	10,564,442	1,171,820	5,470,475	6,004,748	
Fisheries Infrastructure Fund	-	-	-	-	-
Borough Study	-	-	-	-	-
Mary Carlson Estate Permanent Fund	7,000	2,831	19,037	1,462	17,575
Ambulance Reserve Capital Project Fund	279,000	-	1,270	1,120	150
Equipment Replacement Capital Project Fund	70,100	-	7,859	64,338	(56,479)
School Bond Project	-	-	-	67,682	(67,682)

Public Safety Planning	-	\$	-	#DIV/0!	-	13,876
Debt Service Fund	-	\$	271,171	23%	257,295	-
Landfill Closure Fund	1,176,340		-		-	-
Total Capital Project Funds Expenditures	\$ 1,532,440	\$	299,337	20%	\$ 391,897	\$ (92,560)
Total All Expenditures	\$ 12,096,882	\$	1,174,651	48%	\$ 6,396,645	\$ (626,833)
Revenues Over (Under) Expenditures	\$ (501,217)	\$	(274,904)		\$ 1,460,884	\$ (330,355)

City of Dillingham
 Revenues and Expenditures As of December 31, 2016
 Preliminary Figures - Unaudited

	Fund Bal. 6/30/2016 Audited	FY'17 Revenues	FY'17 Expenditures	Add or (-) Fund Bal	Fund Bal. 12/31/2016 Unaudited
General Fund	\$ 4,164,945	\$ 5,067,554	\$ 4,072,481	\$ 995,073	\$ 5,160,018
Nushagak Fish Tax	301,838	-	-	-	301,838
Fisheries Infrastructure Fund	67,480	-	-	-	67,480
Borough Study	37,442	-	-	-	37,442
Water & Sewer	12,660	277,360	285,966	(8,606)	4,054
Landfill	(74,870)	399,455	402,829	(3,374)	(78,244)
Dock	730,405	557,657	439,216	118,441	848,846
Boat Harbor	33,950	90,685	91,747	(1,062)	32,888
Asset Forfeitures Fund	2,994	-	-	-	2,994
E-911 Service	175,091	38,314	0	38,314	213,405
Library Grants (Books, Erate, etc.)	-	42,533	41,546	987	987
Senior Center	(38,010)	155,419	136,689	18,729	(19,281)
Mary Carlson Estate Permanent Fund	393,280	194	19,037	(18,843)	374,437
Ambulance Reserve Capital Project Fund	673,757	-	1,270	(1,270)	672,487
Equipment Replacement Capital Project Fund	155,172	-	7,859	(7,859)	147,313
School Bond Project Capital Project Fund	-	-	-	-	-
Public Safety Planning	28,885	-	-	-	28,885
Debt Service	-	271,171	271,171	-	-
Landfill Closure Fund	172,044	-	-	-	172,044
Other	2,693	-	-	-	2,693
Total	\$ 6,839,755	\$ 6,900,341	\$ 5,769,812	\$ 1,130,529	\$ 7,970,285

Mayor
Alice Ruby

Manager
Rose Loera



Dillingham City Council
Tracy Hightower
Chris Maines
Misty Savo
Curt Armstrong
Andy Anderson
Paul Liedberg

MEMORANDUM

Date: February 18, 2017
To: Rose Loera, City Manager
From: Sonja Marx, Librarian
Subject: February Monthly Report

The librarian will be able to attend the annual AkLA conference this year thanks to the Continuing Education scholarship provided from the State Library and the IMLS grant. This year's conference will be held in Ketchikan from February 22nd-26th. These training events are always helpful for staff.

The FY 18 budget process has begun for all departments. The library will submitting its budget as we continue to try to do more with less. Other projects for the library this month included applying for a Youth Intern Library Aide and a Seasonal Librarian Assistant for this summer through BBEDC. And Tekmate will be coming in March to help us with our server issues as new equipment will be installed.

Dane Grondin was reappointed to another three year term on the Library Advisory Board. Seat D will expire in September of 2019.

Our new library hours have worked really well. Patron and computer counts were up this month. It feels good to know we are meeting the needs of the community.

The Friends of the Library had a great month promoting "Love Your Library Month" in February. Five drawings were held with some lucky winners for the book bags. Many new memberships were also generated this month. March will be another exciting month as they host the annual Dr. Seuss Birthday celebration during Beaver Round up.

Library Stat report for January 23rd –February 18th, 2017:

Patron Visits: 1,848 Computer Use: 608 Wireless Use: 317
Story Hour: 21 Other Visits (including students): 158 Museum Use: 8
Movies Shown: 4 AWE Station Use: 18 Volunteer hours logged: 7.25

Next LAB meeting is scheduled for April 4, 2017 at 5:30 pm at the Library
Library will be closed Friday, March 3rd for Beaver Round up
and Monday, March 27th for Seward's Day

Our Vision. To have an infrastructure and city workforce that supports a sustainable, diversified and growing economy. We will partner with others to achieve economic development and other common goals that assure a high quality of living, and excellence in education.

Mayor
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MONTHLY REPORT – PLANNING DEPARTMENT FEBRUARY 2017

To: Rose Loera, City Manager
From: Courtenay Carty, Planning Director

Planning Commission

The Planning Commission held their regular meeting on February 8. The minutes from the October 2016 meeting were approved and are attached.

Two new Commissioners were seated at this meeting, William Corbett, Seat D and Jessica Denslinger, Seat F. Gregg Marxmiller was appointed as the Planning Commission Chairman. Agnew::Beck will be traveling to Dillingham to conduct our Planning Commission training on March 18.

The Planning Commission's next meeting will be on March 8, 2017.

Territorial School Committee

The City Manager delegated coordination of the Territorial School Committee to the Planning Director. The Committee met on February 1 in the City Council Chambers. The draft minutes are attached.

The result was a recommendation to the City Council that the City work with the Curyung Tribal Council to develop the Harvey Samuelsen Cultural Center in the Territorial School. The Planning Director will present this to the Curyung Tribal Council at a council meeting this spring.

Plans & Budget

The Planning Director developed the FY18 Capital Improvement Plan process schedule; activities will begin in March and should conclude by the June 1 City Council meeting. A copy of the timeline is attached.

As the CIP process and FY18 budgets will be our focus this spring, staff has decided to schedule the update to the City's Emergency Operation Plan for the summer months. The Planning Director will continue working with the Alaska Department of Homeland and other department directors as this develops. We are continuing to work with them in an effort to identify potential funding sources to address erosion issues that were outlined in the 2016 Hazard Mitigation Plan.

Staff began the FY18 budget development process and will continue working with the City Manager and Finance Director over the spring as we finalize the City's FY18 budget. The Planning Director will be applying to BBEDC for a seasonal employee for the Planning Department.

Vision: To have an infrastructure and city workforce that supports a sustainable, diversified and growing economy. We will partner with others to achieve economic development and other common goals that assure a high quality of living, and excellence in education.

**MONTHLY REPORT – PLANNING DEPARTMENT
FEBRUARY 2017 continued**

Permitting

Staff received a Long Term Encroachment application from Nushagak Cooperatives to change the power source that feeds the HUD Lift Station from over-ground to underground. The Planning and Public Works Director(s) have met and agree that this encroachment should be granted. The Planning Commission will address this permit at their next meeting on March 8 after which it will be forwarded to the City Council for approval at their April 6 meeting.

RFPs

The Planning Director has updated all of the RFP forms for 2017 and is working with department directors to prepare for upcoming proposals that will go out to bid in March. These include insurance coverage as well as our annually recurring proposals for aggregate, materials, equipment and services required by the Public Works Department.



FY17 CAPITAL IMPROVEMENT PLAN UPDATE TIMELINE

(March – May 2017)

DATE	ACTION
March 15-17	Review process with Department Heads at staff meeting
March 20- April 7	Compile eligible projects from existing capital plan, equipment, and facilities lists
March 29	DRAFT CIP six year update process, invite Project Review Committee to meet
April 12	Planning Commission review of Six Year CIP update process
April 19	Assemble all project descriptions and scores, distribute to committee
April 26	Public meeting to review and rank projects
May 3	Additional PRC meeting to review and rank projects
May 10	Planning Commission Public Hearing to Update 6 year plan
May 17	Prepare Proposed Legislative List for City Manager
June 1	City Council approves Six Year CIP update , FY19 CIP list and FY19 Legislative Priorities

Narrative:

Project Review with Department Heads: Planning Department staff update description that is in the current CIP book and update the project criteria.

Compile all projects: PD staff make all the project description updates, with public work staff, score projects

Draft new CIP Six Year Update Process: Revise process to allow streamlined updates for years 2-6 and invite new nominations in year 6.

Prepare proposed Legislative list for Manager – prepare list of projects by score and revise per Manager’s recommendations.

1. CALL TO ORDER

A meeting of the Territorial School Committee was held on February 1, 2017, at the Dillingham City Council Chambers, Dillingham, Alaska. Andy Anderson, Chair, called the meeting to order at 5:33 p.m.

2. ROLL CALL

Members present:

Courtenay Carty	Andy Anderson	Christopher Maines
Russell Nelson	David Nicholson	

Members absent:
Ken Morton

Guests/Staff in attendance:
Gorden Isaacs Ted Kreig

3. APPROVAL OF AGENDA

MOTION: Christopher Maines moved and Russell Nelson seconded the motion to approve the agenda.

VOTE: The motion passed unanimously by voice vote.

4. APPROVAL OF MINUTES

- a. Minutes of October 5, 2016

MOTION: Christopher Maines moved and Russell Nelson seconded the motion to approve the minutes.

VOTE: The motion passed unanimously by voice vote.

5. UNFINISHED BUSINESS

There was no unfinished business.

6. NEW BUSINESS

- a. What to do with the Territorial School Building?
 - 1) Review Concept Design General Cost Summary.

Discussion:

- Noted the recommendations to council were limited with lack of funding;

- Noted the concept design was about four years old, but the updated costs were in the packet;
- Voiced concern about the condition of the foundation, that it needed to be addressed;
- Asked if there might be organizations willing to fix it and volunteer labor and materials;
- Suggested community input for the use of the building;
- Asked about selling to a private enterprise;
- Asked if the city had explored the availability of grant funding;
- Suggested moving the library and museum into the building and using the library for university classrooms;
- Noted the building was not registered as a historical site; and
- Noted the Curyung Tribe had \$2.5 M in block grants and might be interested in using the building for the Harvey Samuelson Cultural Center.

MOTION: Chris Maines moved and Dave Nicholson seconded the motion to recommend to the City Council to approach the Tribe to develop the Harvey Samuelson Culture.

VOTE: The motion passed unanimously by voice vote.

7. PUBLIC COMMENTS/COMMITTEE COMMENTS

There were no Public/Committee Comments.

8. ADJOURNMENT

The next meeting is scheduled for March 8, 2017.

Andy Anderson adjourned the meeting at 6:23 p.m.

ATTEST: _____
Andy Anderson, Chair

Courtenay Carty, Planning Director

1. CALL TO ORDER

A regular meeting of the Dillingham Planning Commission was held on Wednesday, October 12, 2016, at the Dillingham City Council Chambers, Dillingham, Alaska. Gregg Marxmiller, called the meeting to order at 5:35pm.

2. ROLL CALL

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

Gregg Marxmiller	Melody Nibeck	Andy Anderson
Kim Williams	Brad Archer	

Staff in attendance: Courtenay Carty, Planning Director

3. APPROVAL OF MINUTES

a. Regular Planning Commission Meeting, September 14, 2016.

MOTION: Andy Anderson moved and Melody Nibeck seconded the motion to approve the minutes of September 14, 2016.

VOTE: The motion passed unanimously by voice vote.

4. APPROVAL OF AGENDA

MOTION: Kim Williams moved and Melody Nibeck seconded the motion to approve the agenda with a motion to name Gregg as the meeting Chair.

VOTE: The motion passed unanimously by voice vote.

5. COMMUNICATIONS

A. Communications to the Planning Commission

1) Update on Kvichak Pacific LLC - City Council Meeting October 6, 2016 gave members of the public a comment period on the transfer of the liquor license most of them mainly in opposition. Nushagak reviewed the site plan and approved the easement on the lake road. Included the updated septic and well. Mr. Montooth sent a letter to the City outlining code that he thought pertained to the Land Use Permit, but it was not applicable.

Discussion:

- Citizen comments: Mr. Montooth local real estate agent, states that is a known fact that liquor store's bring down property value, due to crime, violence, theft, and trafficking. What will happen to the property owners that live next to this proposed store? As a person who lives nearby is there anything we can do to not issue this permit.
- Melody Nibeck questions if the City has not issued a permit before. The Planning Director states that the City has denied permits in the past if they did not meet code but this permit does meet code. The City Council will take this item up again at the meeting tomorrow night October 13, 2016.

- Mr. Montooth spoke as a citizen in regards to not wanting this license transfer to go through due to the proximity of the area and the Police Station with them being 10 minutes away and the call out time to respond.
- Brad Archer raises a question regarding the Land Use Permit and the content of the store. Would we issue the permit if the store was selling anything besides alcohol?
- Melody Nibeck questions if the Police Chief spoke on this matter and how they would handle the call response if the liquor license is transferred to the Lake Road. Mr. Montooth stated that the Police Chief did not speak on this matter and that we all know that the Police will not be able to respond in a timely manner as well as they can here in town.
- Kim Williams advise to look at the safety, policing, and the distance from Emergency Services before approving.

B. Agnew::Beck Contract:

- A::B was asked to develop a flow chart for the subdivision process. They provided that and now sharing it with you before sending it back to Agnew.

Discussion:

- Kim Williams question in terms of an applicant there is so many native allotments in our area so with the transfer of ownership the Commission doesn't have someone come in and say they want to subdivide this.
- Brad Archer stated that the flow chart makes sense.
- Planning Director advised that this would be make public accessible via website as well for everyone to access.
- Kim Williams would like for the native allotment to be able to do this process as well.

C. Other Items to Inform the Commission On

- Sold the Manitowac Crane
- All-Tide-Dock Repairs RFP will close on Wednesday
- Janitorial Services contract was awarded to ABC Cleaners
- Downtown Fire Hall Coiling Door RFP closed but we will not enter into a contract at this time
- Library Vinyl Siding RFP closed and the contract will be awarded to Tom Mueller

6. PUBLIC HEARINGS

None

7. UNFINISHED BUSINESS**A. Armstrong Property**

- Planning Director pulled property card on this item and did not find anything that showed date of transfer. Staff are ready to get recommendation from the Planning Commission to move forward with this.

Discussion:

- Curt Armstrong, if you look at both blocks 17 and 19 it went clear to the street. When the paving project happened back in the 80's to his recollections that the front portion of both lots had been given away and that in exchange for that the garage that is built in the back that the portion between the edge of the road and the property line would be exchanged for the front portion of the property. Did not know they still owned that property. Would still like to work with the city to get this drawn in and fixed.

- Janet Armstrong showing the commission the property lines and the property structure with Curt. Curt stated that if you look at the paperwork it shows that the lots that are recorded we still own those lots. Curt stated that they had thought they gave it away years ago but that was never stated or written. We are now wanting to establish a legal document that shows what we own and how we will have this on paper.
- Brad Archer, do they have any objects to what is shown as the right of way? Janet stated no they do not.

MOTION: Brad Archer motioned to transfer the title of the Armstrong Property Kim Williams seconded the transfer of the title.

- Kim Williams questioned how long it would be for the title transfer. Planning Director stated it could be done with in the timeline.

VOTE: The motion passed unanimously by voice vote.

8. NEW BUSINESS

A. Appoint Gregg Marxmiller as Chair of the Planning Commission.

MOTION: Kim Williams moved to appoint Gregg Marxmiller as Chair and Andy Anderson seconded the motion.

VOTE: The motion passed unanimously by voice vote.

9. COMMISSIONER COMMENTS

- Kim Williams mentioned that she prefers to run a fast meeting and keep things moving along as fast as possible.
- Melody Nibeck states that in regards of zoning we are going to continue to see a pattern as these types of things come up in the future.
- Gregg Marxmiller questions dates for the next meeting: December 7 or 14 and the Commission replies that December 14 works for all.

10. ADJOURNMENT

The meeting adjourned at 6:37pm



Gregg Marxmiller, Chair

[SEAL]

ATTEST:



Courtenay Carty, Planning Director

Approval Date: Feb 8 2017

Mayor
Alice Ruby

Manager
Rose Loera



Dillingham City Council
Chris Maines
Misty Savo
Curt Armstrong
Andy Anderson
Paul Liedberg
Tracy Hightower

MEMORANDUM

Date: 2-15-17
To: Rose Loera / City manager
From: Jean Barrett / Port Director
Subject: February Monthly report

February has flown by, just as January did... We'll be dredging and installing floats soon for summer 2017.

- We have a new foreman on the dock. We offered the position to long time operator Alvin "Dean" Heyano and he accepted. We are now in the process of advertising for another operator. We hope to have the position filled before April 1st rolls around.
- I am hopeful to have crane training here in Dillingham sometime in early April, before the barges hit hot and heavy. I am coordinating with N.I.T out of Palmer to come out and train several City employees on the operation of the new Link Belt. We lost our only crane operator when Eric Suttles retired in January.
- We are on track to repair the damages on the all tide dock starting sometime early in May. I will be meeting with PND Engineers next week in Anchorage and also AMLJIA to make sure everything is in line.
- Its Budget time!!!! I have put together one of the skinniest budgets of my tenure at the city. I am hopeful that we are able to keep everything in good working order so as not to have to dip into funds we don't have.
- I am traveling to Juneau next week to meet with our senator and representative on behalf of the AAHPA but believe me I will make sure that Dillingham is well represented!

Our Vision. To have an infrastructure and city workforce that supports a sustainable, diversified and growing economy. We will partner with others to achieve economic development and other common goals that assure a high quality of living, and excellence in education.

- I have started working on a plan for the additional property we have for lease here at the harbor which may include any property we lease on the property previously owned by James Bingman. This plan will outline the areas for lease along with the guidelines for the businesses wanting to lease in the harbor area.
- I have received notice from the Corp of Engineers that the new contract for harbor dredging was awarded to the same company that has had it for the last three years, Alaska Marine Excavation. I am very pleased to hear that the contract was awarded to them as it is far easier for me when the Crew knows how things work and I know what to expect from them.
- I have been in contact with the Department of Motor vehicles to find out what it will take to get recertified to give commercial driving tests again. I believe it will only be that I will have to attend a class to get recertified. We have several city employees that are in need of getting a CDL so it will be good for them to take the test here instead of traveling to Anchorage to do it. I should know more next month.
- I am planning a Port committee meeting next month. Polling of the members is taking place, and once we hear their schedules we will set a date.

That is all from the Port office for the month of February

Jean

Mayor
Alice Ruby

Manager
Rose Loera



Dillingham City Council
Tracy Hightower
Chris Maines
Misty Savo
Curt Armstrong
Andy Anderson
Paul Liedberg

MEMORANDUM

Date: February 22, 2017
To: Rose Loera, City Manager
From: Ken Morton, Public Works Director
Subject: Monthly Staff Report

Streets:

- Snow removal (made challenging when one of the graders was out of service), grading, hauling, sanding.
- Hauled glass / metal from collection bins to Landfill.
- Plowed Squaw Creek Road once after significant snowfall. Intent going forward (until sufficient right-of-way width is available to provide for drainage and roadway maintenance purposes) is to:
 - Only plow snow as needed for emergency vehicles
 - Not to work on property / roads signed to preclude public access (i.e. not going past no-trespassing signs)
 - Not to grade the road for driving comfort (until sufficient right-of-way width is available for proper ditching) unless needed for emergency vehicles

Shop:

- 162 (ambulance 1) replaced blower motor & injection pump
- 159 (ambulance 2) tested / ordered thermostat
- 94 (DPS explorer) service
- 92 (DPS escape) service
- 99 (DPS escape) replaced power steering hose
- 120 (landfill loader) alternator belts adjusted, filter replaced
- 189 (landfill swap loader) welding repairs to bin rail guides
- 190 (landfill bobcat) replaced hydraulics system cap
- 113 (F350) parts on order for sander
- 162 (160M grader) repaired snow gate, installed push plow, performed temporary repairs for cab glass & ordered replacement glass (grader chain broke & window damaged). Rescheduled NC Machinery technician's visit twice (so far) to avoid snow events that were not foreseen two days prior.
- 106 (160H grader) replaced failed battery and starter

Buildings & Grounds:

- Shop door #1 – coil spring broke, replacements procured and installed with help of Elite Mechanical's borrowed manlift

- DPS Sallyport garage door – coil spring broke, replacements ordered and installed
- DPS boiler shut down – cleaned & fuel dispersal nozzle replaced
- Adjusted heaving mandoor concrete pads at Landfill and Shop
- Downtown Firestation mandoor striker adjustment & boiler adjustment
- Lighting: installing LED's in lieu of fluorescent lamps as they fail, goal of swapping out fluorescent lamps at City Hall in March. Replaced failed outside lamps at Quonset and Shop with LED's.
- Lake Road Firestation – toilet controls adjusted
- City Hall minor work: Moved boxes in Finance, hung bulletin board, replaced failed lighting
- Servicing snow blower for use on the Senior Center roof

Wastewater System:

- Lagoon effluent continuing to exceed authorized fecal coliform test levels (this year's data in bold, data from prior years in italics):

Date	FC	Date	FC	Date	FC	Date	FC	Date	FC
1/5/2017	650	1/7/2017	667	2/7/2017	1,800				
<i>1/5/2016</i>	<i>2,400</i>	<i>1/19/2016</i>	<i>1,600</i>	<i>2/2/2016</i>	<i>2,300</i>	<i>2/16/2016</i>	<i>4,200</i>	<i>3/1/2016</i>	<i>2,600</i>
<i>1/6/2015</i>	<i>2,100</i>	<i>1/20/2015</i>	<i>2,100</i>	<i>2/3/2015</i>	<i>4,400</i>	<i>2/17/2015</i>	<i>3,200</i>	<i>3/4/2015</i>	<i>2,600</i>
<i>1/7/2014</i>	<i>9</i>			<i>2/4/2014</i>	<i>2,600</i>			<i>3/4/2014</i>	<i>5,200</i>

- Repairs made to cracked piping downstream of Blower #2 (lagoon aeration building)
- Installed new floats at Tennyson's lift station.
- Dock Lift Station
 - Pump #1 routed to Alaska Pump in Anchorage for service. Vendor indicates they will have a quote for needed services to us the week of 2/20.
 - Backup pump on order
- Frozen sewer service restored.
- Confined Space Entry & Hazwopper refresher training (sponsored by BBEDC) scheduled for the week of 2/20 in Dillingham.

Water:

- Spruce Kitchen water service thawed.
- Repaired broken water service line in HUD.
- Alaska Rural Water Association to be in town the week of 2/27 to perform tri-annual sanitary survey of the community potable water system.

Landfill:

- Cold weather continuing to hinder operations.
 - Hydraulic system automatics not working well.
 - Limited ability to start equipment that is stored outside.
 - Waste froze in base of collection bins.
- Presented rate study information at City Council work session & continued discussions with Dillingham Refuse following the meeting.
- Coordinated with DLG Refuse and the City Clerk regarding a mailer regarding waste sorting. Huge kudos to Janice!

- Answering ADEC's questions regarding our Minor Air Quality Permit application (submitted in mid-January).
- Ordered signs to re-brand the glass bins as **Glass, Cans, Metal Only** bins

Projects:

New Water Source – Parkwell

- 75% design review package anticipated 3/20/17 – for connection of new well to WTP system.

Sewer Lagoon

- Replacement blowers ordered with delivery anticipated with the first barge.
- HUD force main reroute & Dock LS wet well work - 75% design review package anticipated 3/3/2017.
- Effluent weir: construction all but done. Waiting for warmer weather & staff availability to start installation.

From: Dagen H, Nelson / Special Projects Foreman

Small's Lift Station Building Repairs

- Rebuild effort >90% complete. Remaining tasks include: finish door installation, removal of temporary service pole, clean-up of construction debris, installation of intake air vent for the exhaust system.

LS6 City Dock Lift Station

- Project wrapping up. Only minor punch list tasks remain.

2016 Lift Station Upgrades / 6 – Stations

- Work started at the HUD LS 2/16/2017.
- Loaned Elite two rolls of chain-link fencing to help secure their worksite.

Senior Center Remodel / Main Entry and Solarium

- Lantech moving quickly: Firehall Contract Signed: January; Site Visit: 1/31 & 2/1; 65% Review Package Submitted: February 16.
- Anticipate review comments back to Lantech this month – with one additional review to follow.

Lake Road Fire Station Addition

- Lantech's site visit performed 1/31 & 2/1. Trip report issued 2/7. Lantech will work towards the 65% review package after the Senior Center effort advances further.

Library Siding Upgrade – no change from last month.

- Anticipate construction to start in April.
- Also note that there are six new triple pane vinyl clad windows that will replace the older wood /metal framed windows. The jamb extensions and trim are all prefinished and stored in a heated warehouse. The plan is to install the windows right before the siding is installed. The windows were funded thru a state grant.

Downtown Fire Station Overhead Door Replacement – no change from last month

- A new coiled roll up overhead door was ordered to replace the center bay door on the fire station. The existing opening height was not tall enough for the larger ambulances. The new door will add 12” to the total height creating a 10’ head room clearance.
- Installation for the door was put out to bid last fall and the quotes received were over the budget. Anticipated rebidding in April 2017.

Admin:

- Filled two vacant landfill operator positions
- Filled vacant Heavy Equipment Operator position
- Filled vacant Streets Foreman position
- One worker’s compensation report for (suspected) strained back

1. CALL TO ORDER

The Code Review Committee met on Thursday, February 9, 2017, in the Council Chambers, Dillingham, AK. Chair Chris Maines called the meeting to order at 5:30 p.m.

2. ROLL CALL

Committee Members present:

Chris Maines	Mayor Alice Ruby	Misty Savo	Rose Loera
Tracy Hightower	Janice Williams		

Other Staff present: Dan Pasquariello Navin Bissram

Guest present: Atty. Charles Cacciola

3. APPROVAL OF MINUTES

- a. Minutes of January 5, 2017

MOTION: Mayor Ruby moved and Tracy Hightower seconded the motion to approve the minutes of January 5, 2017.

VOTE: The motion passed unanimously by voice vote.

4. APPROVAL OF AGENDA

MOTION: Mayor Ruby moved and Tracy Hightower seconded the motion to approve the agenda.

VOTE: The motion passed unanimously by voice vote.

5. UNFINISHED BUSINESS

- a. Code Committee's To Do List

This was for information only at this time.

- b. Review of All Code Sales Tax Exemptions

The committee started the process of comparing the City's sales tax exemption code with five other communities of like size, including Unalaska, Cordova, Nome, Bethel, and Ketchikan Borough. This review will continue on February 23, 2017, at 5:30 p.m. Any recommended changes will be presented to the City Council in the form of an ordinance.

- c. Review Adding Fines for Criminal Trespass, etc.

MOTION: Mayor Ruby moved and Misty Savo seconded the motion to recommend Ordinance re: adding several offenses and fines.

VOTE: The motion passed unanimously by voice vote.

8. ADJOURNMENT

The meeting adjourned at 6:55 p.m.

Chris Maines, Chair

ATTEST:

Janice Williams, City Clerk

Approval Date: _____

DRAFT

1. CALL TO ORDER

The Finance and Budget Committee met on Monday, January 16, 2017, in the City Council Chambers, Dillingham, AK. Mayor Ruby chaired the meeting which was called to order at 5:35 p.m.

2. ROLL CALL

Committee Members present:

Paul Liedberg (attended via teleconference)	Mayor Alice Ruby	Andy Anderson
Rose Loera	Navin Bissram	

Other Staff Present: Braden Tinker Ken Morton

Guest: Jim Canary, Assessor

3. APPROVAL OF MINUTES

- a. Minutes of December 12, 2016

MOTION: Andy Anderson moved and Rose Loera seconded the motion to approve the minutes of December 12, 2016.

VOTE: The motion passed unanimously by voice vote.

4. APPROVAL OF AGENDA

MOTION: Rose Loera moved and Andy Anderson seconded the motion to approve the agenda and move Item 6.d. after item 4. and to delete item 7.b.

VOTE: The motion passed unanimously by voice vote.

6. UNFINISHED BUSINESS

- d. Report on Real Property Sales Ratio

Jim Canary reported:

- Sales ratio comparing assessed values with sales of properties was around 88-90%; collected data from various sources, DNR site, realtors, several appraisals, went back as far as 2013;
- Cost a lot more to bring a product to Dillingham, if you have a house built in Dillingham you probably won't get what you built it for;
- Land values were running a little low; land value is an improved site, not barren land;
- Previous assessors had run across the board percent increases over the years, which causes a disparity between high end and low end property values;

- Has worked about a 1/3 of the properties, and estimates around a 10% increase overall, will continue to work 1/3 of the properties over the next two years; but if the market goes up or down, percentage increase of 10% is subject to change.

Keggie Tubbs:

- Commented it was unfortunate the sales ratio was in the 80s, a scenario that seemed to repeat itself over the years.

5. STAFF REPORTS

Rose Loera reported it would cost around \$10,000 to increase the pay for a landfill operator position to a landfill supervisor position.

6. UNFINISHED BUSINESS

a. Sales Tax Exemption

1) Responses from Community Re: Revised List of Exemptions

Rose Loera reported the City had received several inquiries the result of a recent attempt to clean up its sales tax exemption list. She noted those inquiries could be addressed during the Code Committee's review of all sales tax exemptions.

Keggie Tubbs, representative for BBEDC:

- Spoke in opposition to the letter received from the City revoking their sales tax exemption certification for purchases made in Dillingham, explaining BBEDC was a not for a profit and as a result qualified as an exemption as a 501 C 4;
- Voiced concerned there wasn't an opportunity to share their view before they received the letter; and
- Asked how the appeal process would work as outlined in the letter.

Navin Bissram reviewed the process that had taken place over the prior months to clean up its sales tax exemptions list based on interpreting its code.

- Noted one of the main obstacles in reviewing the list for qualified businesses was defining charitable and referred to the IRS website.

Robert Heyano:

- Recommended the first step could be to revamp the code to allow certain organizations to receive the exemption or strictly enforce it, but have the Council make that decision first.

Follow-up:

- Finance to ask for the Council's endorsement of a plan to reinstate those nonprofits that were revoked pending the Code Committee's review of the sales tax exemptions and Council's acceptance of a recommendation.

2) Tax Received by Nome and Kotzebue from Outside Liquor Vendors

Follow-up:

- Obtain information from the liquor vendors if they have a policy in place for collecting sales tax and submitting to the various municipalities.
- b. Recommend a Credit Card Processing Company
 - 1) References for PACE

The references were not available. In the meantime, the timeline to make a decision would be for the FY18 budget review.

2) Bristol Bay Borough's Online Payment Site

This was presented as an informational item.

- c. Update – Evaluation of Declining Sales Tax Revenues
 - 1) Compare State Issued COD Bus. Licenses to City Issued Bus. Licenses

There was nothing to present.

e. Review Landfill Fees

Ken Morton presented a cost analysis to operate the landfill in support of an increase in landfill rates. This included a comparison of burying vs. burning trash in the incinerator. He felt the City needed to do more to educate the public on the need for sorting their trash.

Discussion:

- Agreed compacted trash was an issue that would need to be resolved;
- Agreed the landfill did not need to be totally self-supporting, because the service was a product of paying taxes;
- Noted the incinerator had been sized based on the volume of anticipated trash, and was not aware that glass and cans could not be burned;
- Raising the rates may not fix the problem, but may help to raise awareness of the need to sort trash.

Follow-up:

- PW Director to meet with Dillingham Refuse to strategize on ways to promote sorting;
- Item to remain on the agenda for further discussion at the next meeting.

f. Review Ambulance Fees

Braden Tinker presented on the proposed ambulance fees last updated in 2013.

MOTION: Rose Loera moved and Andy Anderson seconded the motion to recommend the proposed increases in ambulance fees to the Council.

VOTE: The motion passed unanimously by voice vote.

- g. Review Tobacco Tax

Follow-up:

- Next meeting provide the revenue that could be generated and identify the different types of tax that could be imposed.

7. NEW BUSINESS

- a. Provide Analysis Savings with HRA Higher Deductibles

Navin Bissram explained by increasing the deductible from \$2,000 to \$3,000, the city could save \$54,000 a year, maintaining the \$750 the employee would be responsible for. A change would require a new policy, and due to the timeframe available in 2018.

Follow-up:

- Based on last year, if the City changed to a \$3,000 deductible, and retained the \$750 employee responsibility what could the city envision paying out.
- b. Committee of the Whole to Review FY17 Budget

This item was removed.

8. PUBLIC/COMMITTEE COMMENT(S)

Navin Bissram produced a report showing a breakdown of the five entities and the lodging taxes they submitted for July and August. The total contribution had been questioned at the last meeting during a presentation of the September financials. A lodge owner had suggested they were the only business to submit lodging tax.

Paul Liedberg:

- Questioned if all the entities reported had simplified the tobacco tax by just taxing cigarettes; and
- Appreciated the input from the public, and suggested Robert Heyano be invited to sit in on the Landfill Committee.

9. ADJOURNMENT

The meeting adjourned at 7:55 p.m.

Paul Liedberg, Chair

ATTEST:

Janice Williams, City Clerk

Approved: _____

DRAFT

CITY OF DILLINGHAM, ALASKA

ORDINANCE NO. 2017-01

AN ORDINANCE OF THE DILLINGHAM CITY COUNCIL AMENDING DILLINGHAM MUNICIPAL CODE SECTION 4.15.030 PROPERTY EXEMPTIONS, SENIOR CITIZEN AND DISABLED VETERANS, TO ADD PFD RESIDENCY REQUIREMENT

WHEREAS, qualifying senior citizen and disabled veteran applicants who have not received a permanent disability are not required to reapply for a real property exemption annually and shall remain in exempt status until the time when changes in ownership, occupancy, property use, or other factors affecting the exemption causes the property to either spatially qualify or no longer qualify for exempt status; and

WHEREAS, the City Council wishes to add language that would require the City to have a procedure in place to regularly review the status of an applicant to be sure they still qualify for the exemption; and

WHEREAS, the City Council wishes to require that an individual also be eligible for a permanent fund dividend for that same year or, if the individual does not apply for the PFD that the individual would have been eligible for the permanent fund dividend had the individual applied;

BE IT ENACTED BY THE DILLINGHAM CITY COUNCIL:

Section 1. Classification. This is a code ordinance.

Section 2. Amendment to Section 4.5.030. That Dillingham Municipal Code Section 4.15.030 is hereby amended as follows (New language is shown as underlined):

4.15.030 Real and personal property exemptions.

- A. The property listed in AS 29.45.030 is exempt from general taxation, subject to the requirements set out therein and in this section.
- B. Application Required. An application provided by the city for an exemption from taxation of property shall be filed with the city in accordance with AS 29.45.030.
- C. Senior Citizen or Disabled Veteran Eligibility.
 - 1. Residents of the city of Dillingham are eligible for a real property tax exemption on the first one hundred fifty thousand dollars of assessed value on the real property they own and occupy as a primary residence and permanent place of abode if the individual meets one of the following requirements:
 - a. Sixty-five years of age or older;
 - b. Disabled veteran; or
 - c. At least sixty years old who is the widow or widower of a person who qualified for an exemption under subsection (C)(1)(a) or (b) of this section.

- d. To be eligible for an exemption under this subsection (C) for a year, the resident shall also meet all requirements for a permanent fund dividend under AS 43.23.005 for the same year or for the immediately preceding year.
2. Only one exemption may be granted for the same property and, if two or more persons are eligible for an exemption for the same property, the parties shall decide between or among themselves who is to receive the benefit of the exemption.
 3. Disabled veteran” means a disabled person:
 - a. Separated from the military service of the United States under a condition that is not dishonorable who is a resident of the state, whose disability was incurred or aggravated in the line of duty in the military service of the United States, and whose disability has been rated as fifty percent or more by the branch of service in which that person served or by the United States Department of Veterans Affairs; or
 - b. Who served in the Alaska Territorial Guard, who is a resident of the state, whose disability was incurred or aggravated while serving in the Alaska Territorial Guard, and whose disability has been rated as fifty percent or more.
 4. Assessment Date. In order to qualify for an exemption described in this section, an applicant must fulfill the requirements for the exemption as of January 1st in the tax year for which the exemption is sought.
 5. Filing Deadline. An application for exemption shall be filed no later than February 15th of the assessment year for which the exemption is requested.
 6. Deadline Extension for Good Cause. The assessor may accept an exemption application after February 15th and up to May 25th of the assessment year for which the exemption is requested only upon a showing of good cause. A request to accept a late filed exemption application for a tax year shall be filed with the finance director. A denial of such a request may be appealed to the board of equalization pursuant to subsection (C)(12) of this section. Notwithstanding any other provision of law, a request to accept a late filed exemption application shall not be granted if it is not filed on or before May 25th of the tax year for which the exemption is sought.
 - a. Good cause,” for purposes of waiver of the filing deadline, is a written explanation by a medical doctor which unequivocally establishes that the person seeking the exemption was physically or mentally incapacitated and therefore unable to submit a timely application or to appoint an authorized representative to file an exemption application on his or her behalf.
 7. Senior Citizen Applications.
 - a. Qualifying senior citizen applicants are not required to reapply annually and shall remain in exempt status until the time when changes in ownership, occupancy, property use, or other factors affecting the exemption causes the property to either spatially qualify or no longer qualify for exempt status.
 8. Disabled Veterans Applications.
 - a. The city shall accept disabled veteran applications for previous tax years only where the disabled veteran has made timely application for each year the exemption is sought and has received a qualifying retroactive disability evaluation from the Veterans Administration or applicable branch of service.

- b. Qualifying disabled veterans who are permanently disabled are not required to reapply annually and shall remain in exempt status until the time when changes in ownership, occupancy, property use, status of disability or other factor affecting the exemption causes the property to either spatially qualify or no longer qualify for exempt status.
 - c. Disabled veterans who have not received a permanent disability rating are required to file annually.
9. Review Applications. The city's finance director will review 1/3 of the applications annually on a rotating basis.

Section 3. Effective Date. This ordinance is effective upon passage.

PASSED and ADOPTED by a duly constituted quorum of the Dillingham City Council on

Alice Ruby, Mayor

ATTEST:

[SEAL]

Janice Williams, City Clerk

City of Dillingham Information Memorandum

Agenda of: March 2, 2017

Attachment to:

Ordinance No. 2017-01 / Resolution No. _____

Subject:

Amending Dillingham Municipal Code Section 4.15.030 Property Exemptions, Senior Citizen and Disabled Veterans, to Add PFD Residency Requirement

City Manager: Recommend Approval

Signature: Rose Laerica

Fiscal Note: Yes No

Funds Available: Yes No

Other Attachments:

-An advertisement for a Public Hearing on Ordinance No. 2017-01 will be scheduled to appear in the February 23, 2017 edition of the Bristol Bay Times as required to be advertised in a local newspaper five days in advance of the public hearing.

Summary Statement:

This ordinance was introduced at the January 19, 2017, Council meeting, was scheduled for a public hearing February 2, 2017, but rescheduled to March 2, 2017 Council meeting.

This ordinance was vetted through the Code Review Committee and is being recommended for adoption.

Concerned residents may not be updating their eligibility status for Senior Citizen/Disabled Veteran real property tax exemption.

o Want to avoid questioning whether or not someone is eligible, but our criteria for Dillingham residency is not enough. The State does allow a municipality to require an applicant to apply on an annual basis contrary to what we thought was the law. Committee was not in favor of an annual filing.

Suggested we add language to include eligibility for PFD and for the Finance Director to proof at least 1/3 of the applications annually. Place all applicants on a three year rotation.

The pros for using the PFD included:

- o Serves to remove any question of eligibility, because:
- o Applications identifies primary residence, which is useful if someone has more than one home in Alaska;
- o Identifies medical as reason for allowable absence;
- o No PFD filing can be the result of individual has passed away, moved out of state.

Attachment to: 2017-01 / Resolution No. _____
Ordinance No. _____

Summary Statement continued:

Route to	Department Head	Date
X	Finance Director	
X	City Clerk	

CITY OF DILLINGHAM, ALASKA

ORDINANCE NO. 2017-02

AN ORDINANCE OF THE DILLINGHAM CITY COUNCIL AMENDING TITLE 8 – HEALTH AND SAFETY BY THE ADDITION OF A NEW CHAPTER PROVIDING A PROCESS FOR REVIEWING LIQUOR LICENSE APPLICATIONS

BE IT ENACTED BY THE DILLINGHAM CITY COUNCIL:

Section 1. Classification. This is a code ordinance.

Section 2. Amendment to Title 8. That Dillingham Municipal Code Title 8 – Health and Safety is hereby amended by the addition of a new Chapter 8.18 Liquor Licenses.

Chapter 8.18
REVIEW OF LIQUOR LICENSES

Sections:

- 8.18.010 Definitions.
- 8.18.020 Review of liquor license applications.
- 8.18.030 Waiver of protest.
- 8.18.040 Consideration by council.

8.18.010 Definitions.

When used in this chapter, the following words and phrases shall have the meanings set forth in this section:

“Board” means the Alaska Alcoholic Beverage Control Board.

“License location” means the lot or parcel, and structure, where a licensed premises would be located pursuant to a liquor license application that is subject to review under this chapter.

“Licensed premises.” Defined as provided in AS 04.21.080.

“Liquor license” means any of the licenses or permits described in AS 04.11.080.

8.18.020 Review of liquor license applications.

- A. Upon receiving notice from the Board of an application for the issuance, renewal, transfer of location or transfer to another person of a liquor license for a license location in the city, including without limitation an application to transfer a license to a license location in the city under AS 04.11.400(m), the city shall refer the application for review to the planning office, finance office and police department within three working days. Comments will be documented on the City’s Liquor License Application Review form.

1. Planning office to assure whether any structure, or use of land or a structure, including parking requirements, at the license location conforms to Title 18 of this code;
2. Finance office to determine whether the business operated under the license is, or persons named on the application are, delinquent in the payment of any of the following:
 - a. Sales tax or penalty and interest on sales tax arising from the operation of the business conducted under the license;
 - b. Property taxes; penalties or interest on real or personal property applied to the business operated under the license;
 - c. Charges for a utility service provided for the benefit of the business conducted under the license;
 - d. Both state and city business license are current; and
3. Police department to determine whether, in the opinion of the chief of police, there has been an excessive number of convictions or arrests for unlawful activity at the license location, police reports of unlawful activity at the license location, or police dispatches to the license location.

B. New and transfer licenses will be scheduled for a public hearing before the City Council. The planning office will be responsible for overseeing that the public is notified as follows:

1. The applicant shall post a public notice sign on the subject property describing the owner, applicant, request, and date of the public hearing. The sign shall be at least twenty-four inches in width by thirty-six inches in height, with lettering at least one inch in height. The sign shall be visible from the highest traveled public right-of-way adjacent to the property.
2. At least two weeks prior to the date of the scheduled public hearing, the city planner shall mail a public notice announcing the owner, applicant, request, location of the proposed use and date of the public hearing to all property owners within five hundred feet of the subject property boundary; and
3. At least two weeks prior to the date of the scheduled public hearing, the city planner shall publish notice of the time and place of the hearing in the manner required by Section 2.08.020.

C. The Liquor License Application Review form will be reviewed by the Code Review Committee meeting for a recommendation to the City Council.

8.18.040 Consideration by council.

If the Council decides to protest the issuance, renewal or transfer of a license it shall state the basis of the protest and must be sent to the Board with a copy of the Application Review form. The protest must be received by the Board within sixty days of the city having received notice of the application.

Section 3. Effective Date. This ordinance is effective upon passage.

PASSED and ADOPTED by a duly constituted quorum of the Dillingham City Council on _____.

Alice Ruby, Mayor

ATTEST:

[SEAL]

Janice Williams, City Clerk

City of Dillingham Information Memorandum

Agenda of: March 2, 2017

Attachment to:

Ordinance No. 2017-02 / Resolution No. _____

Subject:

AMENDING TITLE 8 – HEALTH AND SAFETY BY THE ADDITION OF A NEW CHAPTER PROVIDING A PROCESS FOR REVIEWING LIQUOR LICENSE APPLICATIONS



City Manager: Recommend Approval

Signature: Rose Doera

Fiscal Note: Yes No

Funds Available: Yes No

Other Attachments:

-An advertisement for a Public Hearing on Ordinance No. 2017-02 will be scheduled to appear in the February 23 edition of the Bristol Bay Times as required to be advertised in a local newspaper five days in advance of the public hearing.

Summary Statement:

This ordinance was introduced at the January 19, 2017 Council meeting, scheduled for a public hearing February 2, 2017, and rescheduled the public hearing to March 2, 2017 Council meeting.

This ordinance was vetted through the Code Review Committee beginning in 2015, and over time as events presented themselves evolved into a formal review process that is being recommended for adoption by the Council. The proposed ordinance provides an outline for the review of all types of liquor license applications: renewals, new, and transfers, that are presented to the City.

Attachment to: 2017-02 / Resolution No. _____
Ordinance No. _____

Summary Statement continued:

Route to	Department Head	Date
X	Finance Director	
X	City Clerk	

CITY OF DILLINGHAM, ALASKA

ORDINANCE NO. 2017-03

AN ORDINANCE AMENDING DILLINGHAM MUNICIPAL CODE TO ADD TWO NEW OFFENSES, TO ADD A FINE FOR TWO EXISTING OFFENSES, AND TO REPLACE THE LANGUAGE FOR AN EXISTING OFFENSE

WHEREAS, the City of Dillingham wishes to add two new offenses which are no longer an arrestable State offense, namely: 1) minor consuming alcohol, and 2) violation of conditions of release; and

WHEREAS, in the process of adopting the marijuana regulations, two fines were overlooked, one for marijuana use in public places prohibited, and the other for marijuana use in and around motor vehicles, and, therefore, were inadvertently left out of the Minor Offense Table; and

WHEREAS, it is recommended that the verbiage in the City's trespass ordinance be replaced with the State's misdemeanor criminal trespass 2nd degree verbiage;

BE IT ENACTED BY THE DILLINGHAM CITY COUNCIL:

Section 1. Classification. This is a code ordinance.

Section 2. Amendment to Title 9. That Dillingham Municipal Code Title 9 – Public Peace, Morals & Welfare is hereby amended by the addition of a new Chapter 9.60 – Minor Consuming Alcohol to read as follows:

**Chapter 9.60
MINOR CONSUMING ALCOHOL**

Sections:

9.60.010 Minor consuming alcohol.

9.60.020 Minor consuming alcohol.

A person under the age of 21 years may not knowingly consume, possess or control alcoholic beverages except those furnished persons under AS04.16.051 (b).

Section 3. Amendment to Title 1, Chapter 1.20, Section 1.20.040. That Dillingham Municipal Code 1.20.040 – Minor Offense Fine Schedule is hereby amended by the addition of new language to read as follows:

Code Section	Offense	Penalty/Fine
9.60.020	Minor Consuming Alcohol	\$500

Section 4. Amendment to Title 9. That Dillingham Municipal Code Title 9 – Public Peace, Morals & Welfare is hereby amended by the addition of a new Chapter 9.70 – Violation of Conditions of Release:

Chapter 9.70

VIOLATION OF CONDITIONS OF RELEASE

Sections:

9.60.010 Violation of conditions of release.

9.60.020 Violation of conditions of release.

- (a) A person commits the crime of violation of condition of release if the person
- (1) has been charged with a crime or convicted of a crime;
 - (2) has been released under AS 12.30; and
 - (3) violates a condition of release imposed by a judicial officer under AS 12.30, other than the requirement to appear as ordered by a judicial officer.

Section 5. Amendment to Title 1, Chapter 1.20, Section 1.20.040. That Dillingham Municipal Code 1.20.040 – Minor Offense Fine Schedule is hereby amended by the addition of new language to read as follows:

Code Section	Offense	Penalty/Fine
9.70.020	Violation of conditions of release	\$1,000

Section 6. Amendment to Title 1, Chapter 1.20, Section 1.20.040. That Dillingham Municipal Code 1.20.040 – Minor Offense Fine Schedule is hereby amended by the addition of new language to read as follows:

Code Section	Offense	Penalty/Fine
8.30.040	Marijuana use in public places prohibited	\$100
8.30.050	Marijuana use in or around motor vehicles prohibited	\$100

Section 7. Amendment to Section 9.50.010. That Dillingham Municipal Code Chapter 9.50.010, Trespass is hereby amended to delete the existing language and replace it with language used by the state. (Additions are underlined and deletions are shown as ~~strikethrough~~.)

Section 9.50.010 Trespass.

~~It is unlawful for any person to go upon or trespass upon any lands or premises in the lawful possession of another, fail, neglect, or refuse to depart therefrom immediately and remain away until permitted to return upon the verbal or printed or written notice of the owner or the person in possession of said lands or premises, except an officer on lawful business.~~

- (a) A person commits the crime of criminal trespass in the second degree if the person enters or remains unlawfully
- (1) in or upon premises; or
 - (2) in a propelled vehicle.

Section 8. Amendment to Title 1, Chapter 1.20, Section 1.20.040. That Dillingham Municipal Code 1.20.040 – Minor Offense Fine Schedule is hereby amended to change the fine amount as follows: (Additions are underlined and deletions are shown as ~~strikethrough~~.)

Code Section	Offense	Penalty/Fine
9.50.010	Trespass	\$75 <u>\$500</u>

Section 9. Copies to the Alaska Court System. The City Clerk is responsible for submitting the ordinance to the Alaska Court System for inclusion in the Uniform Minor Offense Table.

Section 10. Effective Date. This ordinance is effective upon passage.

PASSED and ADOPTED by a duly constituted quorum of the Dillingham City Council on _____.

Alice Ruby, Mayor

ATTEST:

[SEAL]

Janice Williams, City Clerk

City of Dillingham Information Memorandum

Agenda of: March 2, 2017

Attachment to:

Ordinance No. 2017-03 / Resolution No. _____

Subject:

Amending Dillingham Municipal Code to add two new offenses, to add a fine for two existing offenses, and to replace the language for an existing offense

City Manager: Recommend Approval

Signature: Rose Doera

Fiscal Note: Yes No

Funds Available: Yes No

Other Attachments:

Summary Statement:

This ordinance was vetted through the Code Review Committee and is being recommended to the Council for adoption.

Attachment to: 2017-03 / Resolution No. _____
Ordinance No. _____

Summary Statement continued:

Route to	Department Head	Date
X	Finance Director	
X	Police Chief	
X	City Clerk	