

1. CALL TO ORDER

A regular meeting of the Dillingham City Council was held on Thursday, November 5, 2015, at the Dillingham City Council Chambers, Dillingham, Alaska. Mayor Alice Ruby called the meeting to order at 7:00 p.m.

2. ROLL CALL

Mayor Alice Ruby was present.

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

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

Staff in attendance:

Navin Bissram	Dan Pasquariello	Janice Williams
Rose Loera – attended via teleconference		

Guests in attendance: Steve Cropsey and Atty. Patrick Munson - attended via teleconference

3. APPROVAL OF MINUTES

- a. Regular Council Meeting, October 1, 2015
- b. Special Council Meeting, October 15, 2015

MOTION: Chris Maines moved and Holly Johnson seconded the motion to approve the minutes of October 1, 2015 and October 15, 2015.

VOTE: The motion passed unanimously by voice vote.

4. APPROVAL OF CONSENT AGENDA

- a. Adopt Resolution No. 2015-60, A Resolution of the Dillingham City Council Amending the Investment Account Signature Authority Forms for City Investment Accounts Due to a Change in Personnel and Council Members
- b. Adopt Resolution No. 2015-61, A Resolution of the Dillingham City Council Amending the Bank Signature Cards for Wells Fargo Checking Account Due to a Change in Council Members

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

MOTION: Holly Johnson moved and Misty Savo seconded the motion to move Resolution No. 2015-61 to section 8. New Business, item E. on the agenda.

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

VOTE: The motion to approve the amended consent agenda passed unanimously by voice vote.

APPROVAL OF AGENDA

MOTION: Holly Johnson moved and Chris Maines seconded the motion to approve the agenda revised Nov. 4, and add new item 8.E., Adopt Resolution No. 2015-61.

VOTE: The motion passed unanimously by voice vote.

5. STAFF REPORTS

a. City Manager and Staff Reports

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

- Vacancy: Landfill operator resigned; will be advertising to fill;
- RFP to Contract for Planner: holding off for now, looking to interview an applicant; and
- Landfill: have had to bury a few times to keep up with the loads, not sure if this might have to continue.

Steve Cropsey reported of the two bidders for the Bingman Property sale, Choggiung Investment Corp. was the higher bidder at \$429,231, and will have until Dec. 4 to bring in the balance of the funds. The City can then close on the sale. He also noted an adjacent landowner had filed a lawsuit asking for relief in order to continue to be served with water and sewer from the sold property.

Mayor Ruby referred to the Port Director's report: the two city employees working at the dock were recommended and received an award from the AK Assoc. of Harbormasters and Port Administrators for their many years of combined service, and fine work ethic and customer service.

b. Standing Committee Reports

Code Review Committee: Chris Maines had nothing to add to the minutes from the last meeting which were included in the packet.

Finance and Budget Committee: Paul Liedberg pointed out highlights from the meeting minutes including the audit was in progress with some work schedules remaining to be produced; recommended the addition of a finance position; reviewed the business license fees with no changes recommended; more work to be done on the animal control fees; and recommended an increase in the motor vehicle registration tax.

Carlson House Advisory Committee: Holly Johnson reported the American Legion Post and several other community members presented on their thoughts for the Carlson House property. The committee will meet December 1, and plan to make a recommendation to the Council. They also recommended arranging for a garage sale at a future date.

Watershed Council: Paul Liedberg reported he was very impressed with all of the work that was being done. He would look to acquire a copy of the minutes of their meeting.

6. PUBLIC HEARINGS

Mayor Ruby opened the public ordinance on ordinances 2015-18 and 2015-19. There being no public comment, the public hearing closed.

- a. Adopt Ordinance No. 2015-18, An Ordinance of the Dillingham City Council Amending Dillingham Municipal Code Chapter 4.15.030, Exemptions, to Establish Procedures and Deadlines for Filing the Senior Citizen/Disabled Veteran Exemption
- b. Adopt Ordinance No. 2015-19, An Ordinance of the Dillingham City Council Amending Dillingham Municipal Code Chapter 4.15 to Add Additional Penalties for Failing to File a Personal/Business Property Tax Return, Adding New Section 4.15.052 to Clarify Tax Assessments of Aircraft, Adding New Section 4.15.091 Regarding Audits of Personal/Business Property, Combining Sections 4.15.180 and 4.15.100 to Clarify Penalties for Violations, and Amend Section 1.20.040 to Add a Fine for Filing a False Tax Statement

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

Ted Krieg spoke on the Carlson House Property, and asked the Council to make an effort to preserve the house, basing it on his past involvement and understanding that the City would continue to maintain the property.

8. ORDINANCES AND RESOLUTIONS

- a. Adopt Ordinance No. 2015-18, An Ordinance of the Dillingham City Council Amending Dillingham Municipal Code Chapter 4.15.030, Exemptions, to Establish Procedures and Deadlines for Filing the Senior Citizen/Disabled Veteran Exemption

MOTION: Holly Johnson moved and Chris Maines seconded the motion to adopt Ordinance No. 2015-18.

VOTE: The motion to adopt Ordinance No. 2015-18 passed unanimously by voice vote.

- b. Adopt Ordinance No. 2015-19, An Ordinance of the Dillingham City Council Amending Dillingham Municipal Code Chapter 4.15 to Add Additional Penalties for Failing to File a Personal/Business Property Tax Return, Adding New Section 4.15.052 to Clarify Tax Assessments of Aircraft, Adding New Section 4.15.091 Regarding Audits of Personal/Business Property, Combining Sections 4.15.180 and 4.15.100 to Clarify Penalties for Violations, and Amend Section 1.20.040 to Add a Fine for Filing a False Tax Statement

MOTION: Holly Johnson moved and Chris Maines seconded the motion to adopt Ordinance No. 2015-19.

Mayor Ruby noted in the process of reviewing aircraft as personal property it was analyzed a flat tax would provide significantly less revenue, and a number of aircraft were not being reported as listed on the FAA registration list, some of which were transient.

Discussion ensued about concerns with the ordinance:

- City was singling out aircraft; that it would be cumbersome to keep track of the number of days in Dillingham; it would be an effort for the city to monitor transient aircraft.

VOTE: The motion to adopt Ordinance No. 2015-19 passed by voice vote with Misty Savo, Paul Liedberg, Holly Johnson, Chris Maines, and Andy Anderson in favor and Curt Armstrong opposed.

- c. Introduce Ordinance No. 2015-20, An Ordinance of the Dillingham City Council Authorizing an Increase in the Motor Vehicle Registration Tax Collected by the State Under AS 28.10.431

MOTION: Holly Johnson moved and Paul Liedberg seconded the motion to introduce Ordinance No. 2015-20 and schedule for a public hearing December 3, 2015.

Staff was asked to include a chart of the existing rates being recommended for a twenty percent increase and a definition for ad valorem in the next packet.

VOTE: The motion to introduce Ordinance No. 2015-20 passed unanimously by voice vote.

- d. Approve Resolution No. 2015-62, A Resolution of the Dillingham City Council Approving a Long Term Encroachment to Install a Span Guy Across Main Street to a Backup Pole to Raise the Height of the Telcom Wires

MOTION: Chris Maines moved and Holly Johnson seconded the motion to adopt Resolution No. 2015-62.

VOTE: The motion to adopt Resolution No. 2015-62 passed unanimously by voice vote.

- e. Adopt Resolution No. 2015-61, A Resolution of the Dillingham City Council Amending the Bank Signature Cards for Wells Fargo Checking Account Due to a Change in Council Members

MOTION: Holly Johnson moved and Curt Armstrong seconded the motion to adopt Resolution No. 2015-61.

MOTION: Holly Johnson moved and Paul Liedberg seconded the motion to amend Resolution No. 2015-61 to delete Tracy Hightower's name and add Andy Anderson.

VOTE: The motion to amend Resolution No. 2015-61 passed unanimously by voice vote.

VOTE: The motion to adopt Resolution No. 2015-61 as amended passed unanimously by voice vote.

9. UNFINISHED BUSINESS

a. Citizen Committee Appointments

- 1) Planning Commission, 1 Seat Open
- 2) Library Advisory Board, 2 Seats Open

Mayor Ruby reported there were no appointments to recommend.

b. Council Appointments

Mayor Ruby recommended the following: appoint Andy Anderson to the Finance and Budget Committee and School Facility Committee; appoint Holly Johnson to the Senior Advisory Commission; appoint Mayor Ruby, Rose Loera, Misty Savo and Curt Armstrong to the Selection Committee for the Marijuana Advisory Committee.

MOTION: Chris Maines moved and Holly Johnson seconded the motion to concur with the Mayor's recommended appointments.

VOTE: The motion passed unanimously by voice vote.

c. DLG Petition to Annex Nushagak Commercial Fishing Waters Update

There was no update.

d. Interim Task Force Borough Feasibility Study Update

- 1) Approve Action Memorandum No. 2015-21, Provide a Match to the Bristol Bay Native Association ANA Grant for Conducting a Borough Feasibility Study

MOTION: Holly Johnson moved and Chris Maines seconded the motion to approve Action Memorandum No. 2015-21.

Mayor Ruby reported BBNA's grant application to fund a feasibility study had been approved. She noted this action would formalize an earlier commitment reported to the Council [April 2], in which Dillingham and Aleknagik had committed to a cash match should the grant be approved.

Discussion ensued: were the benchmarks met; concerned other communities had not contributed given the history of borough attempts; felt the City was obligated to spend the money set aside from the raw fish tax; BBNA was serving as a facilitator; the City of Dillingham was not

leading the charge, but supporting a feasibility study; the grant stated there would be representation from each community.

VOTE: The motion to approve Action Memorandum No. 2015-21 passed unanimously by voice vote.

10. NEW BUSINESS

- a. Approve Action Memorandum No. 2015-22, Donation for Sending Community Members to the Board of Fish (BOF) Meeting in Anchorage

MOTION: Holly Johnson moved and seconded the motion to approve Action Memorandum No. 2015-22.

VOTE: The motion to approve Action Memorandum No. 2015-22 passed unanimously by voice vote.

- b. Approve Action Memorandum No. 2015-23, Increase Staffing in the Finance Department by a Half Full-Time Equivalent

MOTION: Holly Johnson moved and Paul Liedberg seconded the motion to approve Action Memorandum No. 2015-23.

Discussion ensued.

VOTE: The motion to approve Action Memorandum No. 2015-23 passed unanimously by voice vote.

- c. Schedule a Strategic Planning Session for December 12, 2015

MOTION: Holly Johnson moved and Paul Liedberg seconded the motion to approve December 12 for a Strategic Planning Session.

VOTE: The motion passed unanimously by voice vote.

MOTION: Misty Savo moved and Holly Johnson seconded the motion to reconsider the previous motion.

Council recommended working with Foraker Group on a different date.

VOTE: The motion to reconsider the previous motion and select another date yet to be determined passed unanimously by voice vote.

- d. Schedule a Meeting of the Board of Equalization for Nov. 12, 2015 at 5:30 PM

Mayor Ruby reported staff had requested changing the date to November 24 to allow the assessor additional time to prepare appeals that have been filed.

MOTION: Chris Maines moved and Holly Johnson seconded the motion to schedule a meeting of the BOE to November 24.

VOTE: The motion passed unanimously by voice vote.

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

Ted Krieg, representing the Museum, asked to be allowed to review the existing inventory from the Carlson House. He noted he had already received permission from the Advisory Committee, and was looking to set aside items for the museum that might be of historic significance.

There was no objection from the Council.

12. COUNCIL COMMENTS

Curt Armstrong:

- Recommended a certification of appreciation go to the two dock workers that had received an award.

Chris Maines: no comment

Paul Liedberg:

- Recommended locating a copy of the conflict of interest in the council booklet;
- Suggested having a sale of the Carlson House items during Beaver Round-Up when there would be a lot of people around; and
- Thanked the city employees for all they do.

Mayor Ruby commented the Carlson House committee's job was to make recommendations, and the Council could set up the terms for the garage sale including structuring the time, place and date and how the sale would be conducted.

Misty Savo:

- Commented the school could use the city's support to address lack of lighting and unsafe practices where children are being dropped off for school; and
- Thanked the staff for all their hard work and their willingness to serve the public as a city employee.

Manager Loera commented she would contact the school and see what needs to be done.

Holly Johnson:

- Thanked finance dept. for all their hard work on the audit.

Andy Anderson:

- Noted he was impressed the packet was reviewed in a shorter time than he had envisioned.

13. MAYOR'S COMMENTS

Mayor Ruby:

- Reminded the council about the public meeting coming up on Nerka Roads;
- Met with Ralph Andersen about BBNA's new building and will be asking the city to bond it; construction is slated for 2017; possible workshop to explain the bonding; and
- Asked for a moment of silence to recognize all those lost since the last meeting.

14. EXECUTIVE SESSION

A. Legal Matter

- 1) City of Dillingham vs. Jim Bingman Sr.
- 2) Jim Bingman Jr. vs. City of Dillingham

MOTION: Holly Johnson moved and Paul Liedberg seconded the motion to enter into executive session to discuss Legal Matter, City of Dillingham vs. Jim Bingman Sr. and Jim Bingman Jr. vs. City of Dillingham [8:47 p.m.].

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

Mayor Ruby invited Manager Loera and Janice Williams into the executive session attended by Atty. Patrick Munson.

MOTION: Holly Johnson moved and Andy Anderson seconded the motion to come out of executive session [9:36 p.m.].

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

15. ADJOURNMENT

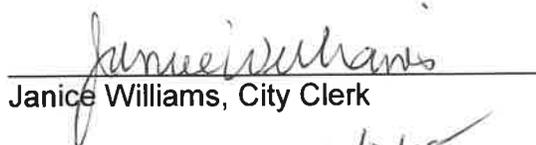
Mayor Ruby adjourned the meeting at 9:36 p.m.



Mayor Alice Ruby

ATTEST:

[SEAL]



Janice Williams, City Clerk

Approval Date: 12/3/15