## 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)

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: 3/2/17