

1. CALL TO ORDER

A regular meeting of the Dillingham City Council was held on Thursday, August 6, 2015, at the Dillingham City Council Chambers, Dillingham, Alaska. Mayor Alice Ruby called the meeting to order at 7:01 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
Tracy Hightower	Misty Savo	Curt Armstrong

Staff in attendance:

Rose Loera	Janice Williams	Dan Pasquariello
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Guest: Attorney Brooks Chandler – attended via teleconference

3. APPROVAL OF MINUTES

- a. Special Council Meeting, July 13, 2015

MOTION: Holly Johnson moved and Chris Maines seconded the motion to approve the minutes of July 13, 2015.

VOTE: The motion passed unanimously by voice vote.

4. APPROVAL OF CONSENT AGENDA

- a. Resolution No. 2015-44, A Resolution of the Dillingham City Council Expressing Thanks and a Commendation to Rob Carpenter Upon His Retirement from KDLG Public Radio Station

MOTION: Tracy Hightower moved and Holly Johnson seconded the motion to approve the consent agenda.

VOTE: The motion to adopt Resolution No. 2015-44 passed unanimously by voice vote.

APPROVAL OF AGENDA

MOTION: Holly Johnson moved and Paul Liedberg seconded the motion to approve the agenda.

VOTE: The motion passed unanimously by voice vote.

5. STAFF REPORTS

a. City Manager and Staff Reports

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

- Contract to provide services to the State Troopers was renewed for \$20,000;
- RFP for fuel bid has been advertised;
- U of A composting project: approved by AkDEC has been initiated at the landfill;
- Carlson property toolshed: removed all items;
- Carlson house: lacking anyone available for hire, existing staff is inventorying the massive amount of items and removing the books and book shelves initially;
- Audit: payable practices could be improved;
- June 30 preliminary financial statements will be available in the September packet;
- DOT rep in Dillingham in Aug. to hear concerns on long term goals for surface roads and transportation issues;
- Squawk Creek Road: BBNA staff member working with the owners on property issues such as titles; and
- Several public works staff are trained to regulate the temperature adjustments on the landfill incinerator.

MOTION: Chris Maines moved and Paul Liedberg seconded the motion to assign a consideration to look at adding a higher tax on cigarettes to the Finance and Budget Committee and come back with a recommendation.

Discussion:

- Concerned those who smoke will be under represented in a public forum, and those that can ill afford the additional tax may give up basic necessities; and
- Noted citizens had filed a petition in the past on a separate issue, and the Council had introduced an ordinance.

VOTE: The vote passed with Paul Liedberg, Chris Maines, Curt Armstrong, and Mayor Ruby in favor, and Holly Johnson, Misty Savo, and Tracy Hightower opposed. Mayor Ruby as presiding officer chose to vote to break the tie.

Discussion:

- Report on the rule for breaking a tie vote in the next city clerk's report.

b. Standing Committee Reports

There were no standing committee reports.

6. PUBLIC HEARINGS

There were no public hearings.

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

There was no citizen's discussion.

8. ORDINANCES AND RESOLUTIONS

- a. Introduce Ordinance No. 2015-13, An Ordinance of the Dillingham City Council Authorizing the Disposal of Municipal Property to Ben McDowell DBA Motive Power Marine and EPC LLC (*Clerk Note: This will be a laydown at the meeting.*)

MOTION: Tracy Hightower moved and Paul Liedberg seconded the motion to introduce Ordinance No. 2015-13 and schedule for a public hearing September 10, 2015.

VOTE: The motion to introduce Ordinance No. 2015-13 passed unanimously by voice vote.

Manager Loera reported the lot had been expanded last year, and there is an interest to bring on a partner and change the lease terms from 25 years to 50 years, because of the capital improvements that would be made. This requires a new ordinance and a 30-day advertising period.

- b. Adopt Resolution No. 2015-45, A Resolution of the Dillingham City Council Approving the 2016-2021 Capital Improvement Plan and Adopting the FY 2017 Legislative Priorities List

MOTION: Holly Johnson moved and Chris Maines seconded the motion to adopt Resolution No. 2015-45.

Manager Loera noted funding for the Territorial School would most likely be hard to obtain, and a more lengthy discussion on the building was in order.

VOTE: The motion to adopt Resolution No. 2015-45 passed unanimously by voice vote.

- c. Adopt Resolution No. 2015-46, A Resolution of the Dillingham City Council Designating Wastewater System Upgrades as the Number One Local State Funding Priority for Fiscal Year 2017

MOTION: Chris Maines moved and Tracy Hightower seconded the motion to adopt Resolution No. 2015-46.

VOTE: The motion to adopt Resolution No. 2015-46 passed unanimously by voice vote.

- d. Adopt Resolution No. 2015-47, A Resolution of the Dillingham City Council Authorizing the City Manager to Advertise for the Dock Lift Station Replacement

MOTION: Chris Maines moved and Holly Johnson seconded the motion to adopt Resolution No. 2015-47.

VOTE: The motion to adopt Resolution No. 2015-47 passed unanimously by voice vote.

- e. Adopt Resolution No. 2015-48, A Resolution of the Dillingham City Council Authorizing Foreclosure Proceedings on Delinquent Properties for the Years 2009-2014, and Repealing Resolution No. 2015-35.

MOTION: Holly Johnson moved and Chris Maines seconded the motion to adopt Resolution No. 2015-48.

Discussion ensued over several properties on the list, which were clarified by Manager Loera. City Clerk will clarify in her next monthly report whether or not one of the properties, owner has a liquor license, was delinquent several years ago.

VOTE: The motion to adopt Resolution No. 2015-48 passed unanimously by voice vote.

- f. Adopt Resolution No. 2015-49, A Resolution of the Dillingham City Council Authorizing the City Manager to Waive the Competitive Bid Process and Purchase Sand for City Streets for FY 2016 from Bennett Enterprises

MOTION: Holly Johnson moved and Tracy Hightower seconded the motion to adopt Resolution No. 2015-49.

VOTE: The motion to adopt Resolution No. 2015-49 passed unanimously by voice vote.

- g. Adopt Resolution No. 2015-50, A Resolution of the Dillingham City Council to Issue General Obligation Refunding Bonds in the Principal Amount of Not to Exceed \$14,000,000 to Refund Certain Outstanding General Obligation Bonds of the City, Fixing Certain Details of Such Bonds and Authorizing Their Sale

MOTION: Holly Johnson moved and Paul Liedberg seconded the motion to adopt Resolution No. 2015-50.

Discussion:

- Recommended a workshop prior to executing the bond to learn more about the process.

VOTE: The motion 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

There were no appointments to make.

b. DLG Petition to Annex Nushagak Commercial Fishing Waters Update

Mayor Ruby noted she appreciated the timeline that was included in the packet.

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- c. Interim Task Force Borough Feasibility Study Update

Mayor Ruby noted there had been no other activity. The results of the AMA grant should be available between late August and October.

10. NEW BUSINESS

- a. Action Memorandum No. 2015-15, Authorize the City Manager to Execute an Engagement Letter with the Firm of Birch Horton Bittner & Cherot on the Proposed Issuance of \$14,000,000 City of Dillingham Obligation Refunding Bonds

MOTION: Chris Maines moved and Holly Johnson seconded the motion to approve Action Memorandum No. 2015-15.

Manager Loera reported the firm had processed the 2008 school bond.

VOTE: The motion to approve Action Memorandum No. 2015-15 passed unanimously by voice vote.

- b. Action Memorandum No. 2015-16, Authorize the City Manager to Sign an Acknowledgment Letter with RBC Capital Markets Acknowledging Their Role as Underwriter

MOTION: Holly Johnson moved and Tracy Hightower seconded the motion to approve Action Memorandum No. 2015-16.

VOTE: The motion to approve Action Memorandum No. 2015-16 passed unanimously by voice vote.

- c. Establish an Advisory Committee on Marijuana Regulation

Mayor Ruby reported a resolution defining the structure of the committee will be brought back to the next Council meeting. The next step would be to solicit for committee members.

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

There was no citizen's discussion.

12. COUNCIL COMMENTS

Chris Maines:

- Noted his employer had yet to receive the annual water quality report.

Staff reported a copy had been posted to the City Hall bulletin board and on the City's website.

Paul Liedberg:

- Commented he was passing on a citizen comment that there are not enough receptacles for glass recycling; and

- Thanked staff for all they do.

Tracy Hightower: no comment

Holly Johnson:

- Recommended educating the public on the siren test that is conducted monthly;
- Noted she had received a lot of concerns about Squaw Creek Road and hoped it wouldn't be forgotten;
- Asked for an update on installing water meters; and
- Asked for an update on the complaints filed regarding sewer rates.

Manager Loera reported the two complaints filed when the new sewer rates were put in place had been reconciled with the customer. A report made to the Council will be brought back to the next Council meeting. She noted installing water meters could entail some construction on the part of the business, but could strongly encourage businesses to get a meter.

Misty Savo:

- Reported she was hoping the Nerka Roads project included water and sewer, which she felt was much needed for other populated subdivisions as well.

Manager Loera reported the Nerka Roads project was for roads only, and was initiated by Curyung Tribe and City would have to put in a match.

13. MAYOR'S COMMENTS

Mayor Ruby:

- Reported the AkDOT Director of Aviation was hoping to meet with her and Manager Loera while he was in town; and
- Reported BBNA was seeking monetary contributions to send reps to the Board of Fish meetings to be held in Anchorage in December.

Discussion ensued including the event was not budgeted, and it was an investment in the community. Mayor Ruby will inform BBNA the City will provide some financial support, but would decide on an amount at the September Council meeting.

- Noted a Presidential visit had not been confirmed, but will keep the Council posted; and
- Asked for a moment of silence for all those lost, especially Ofi Olson.

14. EXECUTIVE SESSION

- a. Legal Matter – City of Dillingham vs. Jim Bingman

MOTION: Holly Johnson moved and Tracy Hightower seconded the motion to enter into executive session to discuss Legal Matter – City of Dillingham vs. Jim Bingman and Manokotak Petition to Annex Territory [8:32 p.m.].

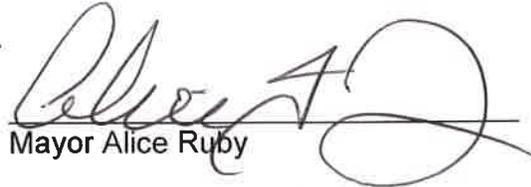
VOTE: The motion to enter into executive session passed unanimously by voice vote. Mayor Ruby invited Rose Loera and Janice Williams into the executive session which was attended by Attorney Brooks Chandler.

MOTION: Holly Johnson moved and Misty Savo seconded the motion to come out of executive session [10:05 p.m.].

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

15. ADJOURNMENT

Mayor Ruby adjourned the meeting at 10:06 p.m.



Mayor Alice Ruby

ATTEST:

[SEAL]



Janice Williams, City Clerk
Approval Date: 9/10/15