

use by mariners and of which mariners have a duty to remain informed, such as published notices to mariners.

2. In addition to any remedy or penalty, except those set forth in subsection D.1. and D.3. which shall not be cumulative, violation of this section, provided that notice described in subsection D.1. has been given, shall be chargeable as a criminal violation of municipal and punishable upon conviction by:
 - a. up to 10 days in jail and a \$1,000 fine if the offender is a natural person, or
 - b. Up to a \$10,000 fine and forfeiture of any instrument or property used in the commission of the offense if the offender is an organization.
3. In addition to any remedy or penalty, except those set forth in subsection D.1. and D.3. which shall not be cumulative, violation of this section, provided that notice described in subsection D.1 has been given, may be remedied, following an administrative hearing, by:
 - a. A civil fine of not more than \$1,000 if the violator is a natural person or \$10,000 if the violator is an organization;
 - b. Forfeiture of any instrument or property used in the commission of the offense; and
 - c. If the violator is an organization, forfeiture of any profits or benefits the violator obtained in connection with or proximately related to the violation, including, but not limited to, any fish caught or obtained obtained in connection with or proximately related to the violation.
4. A natural person found to have violated this section shall be placed on the denied services list established by DMC 4.40.010 and shall remain on such list for 365 days for violation if this section.
5. An organization found to have violated this section, and any vessel belonging to the organization at the time of the violation, shall be placed on the denied services list established by DMC 4.40.010 and shall remain on such list for five years for violation if this section.
6. If, any seven-day period, more than three or more citations for violation of this section are issued to three or more separate natural persons and/or organizations, the port director, pursuant to DMC 2.42.030.B., shall declare all port facilities closed for a period of 14 days.

E. Affirmative Defense & Exceptions:

1. It shall be an affirmative defense to any charge or penalty related to violation of this section that a test described in A.3. was not reasonably available in the city and in any location in which the person was in the 48 hours prior to arriving in the city.
2. Subsections A and B shall not apply to any agent or employee of the federal or state governments in the course of executing official duties.
3. Subsections A and B shall not apply to bona fide medical professionals in the course of executing professional duties.

F. Definitions & Standards

For the purpose of this sections, the following definitions shall apply:

“aid, abet, incite, compel, or coerce” shall include any direction, instruction, or duty imposed by an employer, principal, or person engaging a contractor upon an employee, agent, or contractor.

“Areas where COVID-19 is circulating” includes all municipalities which, in the previous 18 days, have confirmed any new cases of COVID-19.

“Has been in the Dillingham census area lawfully for 14 consecutive days” means that the person has

- (i) for 14 consecutive days, been in the Dillingham census area without having left these boundaries, except for any time outside of the boundaries during which the person remained upon a single vessel that remained within open waters not more than 40 nautical miles from the Dillingham census area; and
- (ii) during the 14-day time period, has obeyed all laws, including all applicable federal, state, and municipal health and quarantine mandates.

“Not reasonably available” means that

- (i) no testing facilities or tests are available in the city or in any location in which the person was in the 48 hours prior to arriving in the city; or
- (ii) the fee for testing exceeds four times the regular advertised fair for individual air transportation between Anchorage and the City of Dillingham; or

- (iii) existing state restrictions restrict the person from obtaining a test, if and to the extent state testing guidelines and restrictions allow for the testing of asymptomatic persons in high-consequence settings (e.g., people coming in to remote communities from areas where COVID-19 is circulating).

“Organization” has that meaning given by AS 11.81.900(43).

“Remote communities” shall include all communities within the Dillingham census area.

Section 6. Use of City Property and Streets Restricted for Health and Safety of All Users.

- A. Except for when in an enclosed vehicle, no person shall use or remain on any city property, street, sidewalk, or right-of-way unless the person:
 - 1. Does not present with any symptoms of COVID-19; and
 - 2. Has been in the Dillingham census area lawfully for 14 consecutive days; or
 - 3. Has, within the previous 14 days, obtained a negative result on a Sars-Cov-2 antibody or antigen test.
- B. It is unlawful for a person to aid, abet, incite, compel, or coerce the doing of an act forbidden under subsection A. of this section or to attempt to do so; such act shall be deemed a violation of subsection A.
- C. An organization shall be deemed to have violated this section if the violation was committed by or with the knowledge of any person with a fiduciary relationship to the organization or other members of the organization or where such relationship would exist if there were other members of the organization and specifically includes any officer, director if a corporation, member or manager of an LLC, partner in a partnership, and any person holding 10% or more of the equity or control of the organization.
- D. Penalties and Remedies.
 - 1. Violation of subsection A. of this section constitutes criminal trespass upon city property, in violation of AS 11.46.330 and may be charged as such provided:
 - a. that notice against trespass under this section is personally communicated to a person so charged by a city official, including any city police officer; or

- b. that notice that violation of A. of this section constitutes criminal trespass upon city property is given by posting in a reasonably conspicuous manner under the circumstances; or
 - c. for vessel owners or captains, that notice that violation of A. of this section constitutes criminal trespass upon city property is given through any method of communication or transmission customarily use by mariners and of which mariners have a duty to remain informed, such as published notices to mariners.
- 2. In addition to any remedy or penalty, except those set forth in subsection D.1. and D.3. which shall not be cumulative, violation of this section, provided that notice described in subsection D.1. has been given, shall be chargeable as a criminal violation of municipal and punishable upon conviction by:
 - a. up to 10 days in jail and a \$1,000 fine if the offender is a natural person, or
 - b. Up to a \$10,000 fine and forfeiture of any instrument or property used in the commission of the offense if the offender is an organization.
- 3. In addition to any remedy or penalty, except those set forth in subsection D.1. and D.3. which shall not be cumulative, violation of this section, provided that notice described in subsection D.1 has been given, may be remedied, following an administrative hearing, by:
 - a. A civil fine of not more than \$1,000 if the violator is a natural person or \$10,000 if the violator is an organization;
 - b. Forfeiture of any instrument or property used in the commission of the offense; and
 - c. If the violator is an organization, forfeiture of any profits or benefits the violator obtained in connection with or proximately related to the violation, including, but not limited to, any fish caught or obtained in connection with or proximately related to the violation.
- 4. A natural person found to have violated this section shall be placed on the denied services list established by DMC 4.40.010 and shall remain on such list for 365 days for violation if this section.
- 5. An organization found to have violated this section, and any vessel belonging to the organization at the time of the violation, shall be placed on the denied

services list established by DMC 4.40.010 and shall remain on such list for five years for violation if this section.

E. Affirmative Defense

1. It shall be an affirmative defense to any charge or penalty related to violation of this section that a test described in A.3. was not reasonably available in the city and in any location in which the person was in the 48 hours prior to arriving in the city.
2. Subsections A and B shall not apply to any agent or employee of the federal or state governments in the course of executing official duties.
3. Subsections A and B shall not apply to bona fide medical professionals in the course of executing professional duties.

F. Definitions & Standards

For the purpose of this sections, the following definitions shall apply:

“aid, abet, incite, compel, or coerce” shall include any direction, instruction, or duty imposed by an employer, principal, or person engaging a contractor upon an employee, agent, or contractor.

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- (i) for 14 consecutive days, been in the Dillingham census area without having left these boundaries, except for any time outside of the boundaries during which the person remained upon a single vessel that remained within open waters not more than 40 nautical miles from the Dillingham census area; and
- (ii) during the 14-day time period, has obeyed all laws, including all applicable federal, state, and municipal health and quarantine mandates.

“Not reasonably available” means that

- (i) no testing facilities or tests are available in the city or in any location in which the person was in the 48 hours prior to arriving in the city; or

- (ii) the fee for testing exceeds four times the regular advertised fair for individual air transportation between Anchorage and the City of Dillingham; or
- (iii) existing state restrictions restrict the person from obtaining a test, if and to the extent state testing guidelines and restrictions allow for the testing of asymptomatic persons in “high-consequence settings (e.g., people coming in to remote communities from areas where COVID-19 is circulating).

“Organization” has that meaning given by AS 11.81.900(43).

“Remote communities” shall include all communities within the Dillingham census area.

Section 7. Effective Date. This ordinance shall go into effect 14 days from the date it is passed and remain in effect until June 29, 2020.

PASSED and ADOPTED by a duly constituted quorum of the Dillingham City Council on May 7, 2020.

Alice Ruby, Mayor

ATTEST:

[SEAL]

Lori Goodell, City Clerk

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MEMORANDUM

TO: Tod Larson, City Manager



FROM: Brooks W. Chandler
Boyd, Chandler, Falconer & Munson, LLP

RE: Emergency Ordinance 2020-11

DATE: May 6, 2020

This memorandum reviews and summarizes a revised version of the “fisheries related use district” emergency ordinance. The underlying premise remains the same- establish a geographical boundary and limit entry and exit into that area in an effort to segregate the influx of outside fisherman and fish processing employees from the rest of the community.

One anticipated change from the prior version is a revised map. Revised harbor rules is another. The other major change is reducing the scope of limited entry and exit so as to allow local fisherman to enter the district and return to their homes. This clearly limits the public health benefits of a system of segregating seasonal arrivals from permanent residents. Dillingham fisherman entering and leaving the FRU district may pick up the virus while in the district and then spread it throughout the community either directly or through other members of their household.

This ordinance is also influenced by two of the other three draft ordinances- social distancing and quarantine. Some of the provisions in those ordinances are repeated in this ordinance since there is no way to know in advance if either or both of the other ordinances will be adopted. This is not a problem- at worse a requirement such as wearing face masks is repeated 3 times in 3 different ordinances. Since the basic rule is the same- wear a face mask

when in a designated area, the separate provisions do not conflict.

A. Legislative Findings

Rather than relist these the findings in EO 2020-07 have been incorporated by reference. See my previous memorandum on what to review and what has been added.

B. Emergency Ordinance 2020-11

Emergency Ordinance 2020-11 ("EO-11") requires face masks and social distancing within the Fisheries Related Use District by referencing State Mandates 11 and 17 as well as with a stand alone section of the ordinance . It also requires those in this district to comply with state mandates. This provides Dillingham with the ability to enforce these requirements directly rather than relying on state enforcement. The ordinance has been worded to "freeze" the state mandates in place as local rules. Even if the State repeals or modifies the mandates they will remain the standard in Dillingham through the end of June.

As with the social distancing and quarantine ordinances two enforcement options are set out in Section 17. One is the maximum \$1,000 penalty limit on a minor offense set by state law. The other is a graduated penalty that increases with repeat violations. Council can decide which penalty to adopt by making a motion to amend the draft to delete either Section 17(A) or section 17(B).

Section 8 requires a travel permit to enter the district. This applies both to residents and non-residents. One benefit of this system is keeping track of who is in the district on a day by day basis. This would be valuable in what is known as "contact tracing" should an infection occur. The downside to this system is the administrative burden of issuing permits. The draft ordinance does not attempt to reduce the administrative burden by establishing classes of individuals who do NOT need a permit except for Commercial Fishing Vendors. Everyone else needs a permit before entering the district.

Section 11 sets up what could be viewed as a reduced scope permit system. Subsections (A)(1)-(4) identify categories of persons automatically allowed to enter the district. If this is viewed as superior to a permit system a motion to amend Section 5 should be made when this ordinance is considered by council. The motion would be "I move to amend section 5 to add a category 3 "is authorized to enter by sections 11(A)(1)-(4) of this ordinance". If the broader scope permit system is preferred no motion to amend is necessary. Subsections 11(A)(1)-(4) will simply guide the manager in issuing permits.

Subsection 11(B) limits entry into the district to once per day. The concept is that each entry and exit from the district provides an additional opportunity to "catch" and spread the virus from someone already in the district. It will most likely require a change from customary

practices of resident fisherman such as going home for lunch and will require greater planning and organization on a daily basis. However, this obviously is less restrictive than the prior “quarantine once you are in” rule.

Section 12(A) limits exit from the district for the same underlying reason as limiting entry. The list duplicates the reasons someone is allowed to leave a quarantine location contained in EO-09.

Section 14 requires compliance with state mandates. But for good measure a stand alone social distancing requirement is included as Section 16. The reference “to the maximum extent possible” is obviously a large loophole. This recognizes some of the realities of fish processing operations as well as how closely together boats are stored and moored. There is little that can be done about storage which has already occurred unless there is a way to have a “locals only” time period prior to the season where commercial fishing boats could be moved to another area. As for mooring, the harbor could set rules intended to limit the number of boats in the harbor at any one time including prohibiting any “rafting” and limiting the amount of time a vessel can tie up to a harbor float.

C. Additional Comments on Emergency Ordinance 2020-09

A word or two on movement to and from quarantine locations. There is no exception for getting groceries, going to the post office or going to a bank. This was intentional. Because quarantine is almost exclusively for non-residents there should be less need for this movement within the community. Remote banking by internet or cell phone is possible. It is anticipated that local grocers will establish (or may have already established) delivery services. But if Council wishes to add to the list of allowable reasons to leave a quarantine location that could be done by amendment to section 6(A) to add additional specified allowable reasons to leave a quarantine location.

Limitations on entry to a quarantine location anticipate entry into the boatyards or vessels allowed to be quarantine sites. To the extent persons not in quarantine are permitted to enter a quarantine location they are limited to one entry per day. Again, this will be a change from “business as usual” for local commercial fishermen. But with reasonable organization and planning this should not cripple efforts to prepare vessels for the season.

One might wonder if testing is a substitute for quarantine or whether social distancing makes it unnecessary to quarantine. These are public health questions not legal questions. What we have prepared is intended to provide an integrated protective system with all parts playing a role in an overall system of protection from the virus. Whether council decides to implement any of these measures or a combination of these measures involves choices and decisions that are not easy to make especially without reliable data to assess the risk and rate of likely infections during this season’s commercial fishing season.

I plan to be available during Thursday's meeting as needed.

CITY OF DILLINGHAM, ALASKA

EMERGENCY ORDINANCE NO. 2020-11

AN EMERGENCY ORDINANCE OF THE DILLINGHAM CITY COUNCIL 1) ESTABLISHING A TEMPORARY LAND USE DISTRICT CALLED THE FISHERIES RELATED USE DISTRICT; 2) LIMITING PERMITTED USES WITHIN THE FISHERIES RELATED USE DISTRICT; AND 3) REQUIRING PERSONS ENTERING THE FISHERIES RELATED USE DISTRICT TO COMPLY WITH STATE MANDATES AND CITY RULES.

BE IT ENACTED BY THE DILLINGHAM CITY COUNCIL:

Section 1. Legislative Findings:

The legislative findings contained in Emergency Ordinance 2020-07 Section 1 numbered 1-46 are adopted by reference as if fully set forth herein. In addition Council makes the following legislative findings:

47. As of May 5, 2020 Dillingham still had 0 reported cases of COVID-19.

48. As of May 5, 2020 there had been 371 reported cases of COVID-19 in the State of Alaska.

49. As of May 5, 2020, the number of confirmed cases of COVID-19 infections in Oregon, Washington and California was:

- California - 54,937
- Oregon - 2,759
- Washington - 15,594

Section 2. Finding of Emergency. The City Council hereby finds the facts set forth in Section 1 constitute an emergency.

Section 3. Authority. This ordinance is enacted pursuant to the general police powers of the City of Dillingham to protect the public health and general welfare of persons in Dillingham, the City's authority to establish land use regulations to protect the public health and general welfare of persons in Dillingham under Section 18.08.010 of the Dillingham Municipal Code, and the City's authority to regulate use of public facilities such as streets and highways and the Dillingham Small Boat Harbor.

Section 4. Establishment of Fisheries Related Use District. The Fisheries Related Use District is hereby created. The Fisheries Related Use District encompasses property whose primary use is commercial fish processing, storage of commercial fishing vessels and mooring of commercial fishing vessels.

Section 5. Permitted Uses by Individuals. No person may enter a Fisheries Related Use District unless that person either:

1. is in quarantine within that district.
2. owns a commercial fishing vessel stored within that district.
3. is a Commercial Fishing Vendor providing services to a commercial fishing vessel stored within that district.
4. is a Commercial Fishing Vendor providing goods or materials to a commercial fishing vessel stored within that district that cannot be delivered to a designated delivery area immediately adjacent to that district.
5. owns or works at a place of business within that district.
6. is employed by a person who owns a commercial fishing vessel stored within that district

Section 6. Prohibited Use of Property. All property and structures within the Fisheries Related Use District may only be used for purposes of providing Essential Fisheries Services and accessory uses for Essential Fisheries Services. All other uses within the Fisheries Related Use District are prohibited.

Section 7. Definitions. For the purposes of this ordinance, the words and terms defined herein shall be defined and interpreted as follows:

A. "Essential Fisheries Services" means maintenance, operation, and supply of fish processing facilities and commercial fishing vessels including housing persons employed in fish processing and commercial fishing and transporting and launching commercial fishing vessels by persons who have been issued a Travel Use Permit.

B. "Commercial Fishing Vendor" means a person who has or is required to have a City of Dillingham business license, and is providing services or supplies to a commercial fishing vessel or a fish processing facility. All Commercial Fishing Vendors must sign an acknowledgement of receipt of the City of Dillingham Harbor, Dock and Commercial Fishing Vendor rules.

Section 8. Limitation on Entry to Fisheries Related Use District. Any permitted entry to the Fisheries Related Use District is limited to a single entry each day.

Section 9. Limitation on Leaving the Fisheries Related Use District.

A. Any person authorized to enter the Commercial Fisheries Use District shall remain within the Fisheries Related Use District except to:

1. receive nonelective medical care
2. move directly from one place within the Commercial Fisheries Use District to another place within the Commercial Fisheries Use District.
3. return directly to their residence
4. return directly to their quarantine location
5. be tested for COVID-19

6. use designated portable toilets and shower facilities

B. Any authorized travel while in quarantine other than to use portable toilets is limited to a single trip each day directly to and from the quarantine location.

C. Person who have left the district to be tested for COVID-19 upon return from the testing site shall not leave the district for any reason other than to use designated portable toilets until they have received negative test results.

Section 10. Compliance with Harbor, Dock and Commercial Fishing Vendor Rules. All persons shall comply with the City of Dillingham Harbor, Dock and Commercial Fishing Vendor Rules.

Section 11. Compliance with Health Mandates. All persons authorized to be present in the Commercial Fisheries Related Use District shall comply with all requirements of Health Mandates 17, Health Mandate 10, Health Mandate 11 and Health Mandate 12 as in effect on April 30, 2020. This requirement shall survive any subsequent changes to or suspensions of Health Mandates 10, 11, 12 or 17.

Section 12. Face Mask Requirement. All persons within the Fisheries Related Use District must wear face masks covering their nose and mouth to provide additional protection from spread of COVID-19. The face coverings need not be medical-grade masks or N95 respirators, but can be cloth face coverings. A cloth face covering is a material that covers the nose and mouth. It can be secured to the head with ties or straps or simply wrapped around the lower face. It can be made of a variety of materials, such as cotton, silk, or linen. A cloth face covering may be factory-made or sewn by hand or can be improvised from household items such as scarfs, T-shirts, sweatshirts or towels. A business owner or operator may refuse admission or service to any individual who fails to wear face coverings as required by this ordinance.

Section 13. Social Distancing.

A. All persons in the fisheries related use district shall practice social distancing while in the district to the maximum extent possible.

B. All persons entering the fisheries related use district shall practice social distancing while in the district to the maximum extent possible.

Section 14. Enforcement.

A. Violations of this Emergency Ordinance shall be a Minor Offense. In accordance with AS 29.25.070(a), citations for violation of this ordinance may be disposed of as provided in AS 12.25.195 through 12.25.230, without a court appearance, upon payment of a one-thousand dollar (\$1,000) fine, plus the state surcharge required by AS 12.55.039 and 29.25.074. Fines must be paid to the court. The Alaska Court System's Rule of Minor Offense Procedures applies. This fine may not be judicially reduced. Each day of violation shall be considered a separate offense.

B. Violations of this Emergency Ordinance shall be a Minor Offense. In accordance with AS 29.25.070(a), citations for violation of this ordinance may be disposed of as provided in AS 12.25.195 through 12.25.230, without a court appearance, upon payment of a one-hundred dollar (\$100) fine for a first offense, a five-hundred dollar (\$500) fine for a second offense and a one-thousand dollar (\$1,000) fine for all subsequent offenses, plus the state surcharge required by AS 12.55.039 and 29.25.074. Fines must be paid to the court. The Alaska Court System's Rule of

Minor Offense Procedures applies. This fine may not be judicially reduced. Each day of violation shall be considered a separate offense.

Section 15. Code Provisions Superseded. This ordinance supersedes any inconsistent ordinances, rules, or regulations of the City of Dillingham including any inconsistent requirements of Emergency Ordinance No. 2020-07. However, in the event of any conflict between the requirements of this emergency ordinance and any other emergency ordinance the more stringent ordinance provision shall apply.

Section 16. Effective Date. This ordinance is effective May 7 at 11:59 p.m. and shall continue in effect until June 29, 2020 unless extended by action of the city council. The adoption of this ordinance shall not in any manner affect any prosecution for violations of any other Emergency Ordinance) committed prior to the effective date hereof.

PASSED and ADOPTED by a duly constituted quorum of the Dillingham City Council on May 7, 2020.

SEAL:

Alice Ruby, Mayor

ATTEST:

Lori Goodell, City Clerk

Dear City of Dillingham,

Thank you for your leadership to date on the COVID-19 and fishery issues facing Dillingham and our surrounding communities. I'm writing to support the City of Dillingham enacting additional protective measures to prioritize the health and safety of our community if the 2020 commercial fishing season will take place.

As recommended by our medical professionals, please mandate incoming fishery participants be tested for COVID-19 before entering Dillingham combined with enforced quarantine measures and follow-up testing. Requiring such testing is our best line of defense to protect not only our community members but also the fishing community's health and safety.

We must prioritize prevention of a COVID-19 outbreak.

Please adopt these policies as soon as possible, the lives of our community depend on it.

Thank you.

Sincerely,

Britni Nevin Anchorage, AK 99516 britnilynn15@gmail.com	Mister Desmond Alakayak Togiak, AK 99678 tanu_boy01@yahoo.com	Pete Kapotak 3114 Harrier St NE Lacey, WA 98516-3146 pkapotak@hotmail.com
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May 5, 2020

Dillingham City Council
City of Dillingham
PO Box 889
Dillingham, AK 99576

RE: Dillingham City Ordinance 2020-06

Dear Council Members,

I am writing this letter to voice my concerns regarding the City of Dillingham Ordinance 2020-06. We are in a time that is unfamiliar to all of us living today, however this history is real to our ancestors and the people before us. Here in Bristol Bay, we are the survivors of the survivors of the 1918-1919 pandemic, which was brought to Bristol Bay by non-resident commercial fisherman and cannery workers. Now with this global COVID19 pandemic, we need to remember our past and learn from our history. Why would we take the risk to repeat this horrific history? Bristol Bay residents will hold the state and city officials accountable for the decisions being made.

First and foremost, the health and safety of Dillingham residents needs to be priority when making decisions. Large fishing companies, thousands of non-residents and foreigners are being allowed to flood to Dillingham to make millions of dollars and leave. Why should we risk the lives of our people so foreigners and non-Alaskans can profit from our resources? This year many of the local businesses are struggling to due to the pandemic and we have to make sure our local economy is secure.

With our concerns falling on deaf ears with Governor Dunleavy and the fishery moving full steam ahead, our only hope for protections are in the hands of the city council to make the decisions to protect our people. Here are some items that should be considered in the ordinance:

1. The permit system should be made public on the City of Dillingham's website. A permit log with their name, employer information, location of shelter in place, date of arrival, start and end date of quarantine, and place of origin of where they are coming from.
2. The permit system must include copies of COVID plans for processors, commercial fishing vessels and set net operations. The plan must clearly state how positive COVID patients are going to be transported. If the COVID plans do not address this, then a permit should be denied. Alaska Airlines will not transport positive COVID19 passengers. How are positive patient's going to be transported from the region? Are they going to be stuck in Dillingham? This needs to be addressed in everyone's plan.
3. Mandatory testing with a negative test result prior to coming to Dillingham is a priority. Negative test must be done within 48 hours before arrival. Upon arrival, follow up testing within 72 hours should also be mandatory, as well as defining a place where people will go to get tested.

4. Community bath house should be closed for the season.
5. Water access needs to be clearly defined on how people will get water.
6. If a fisheries related district is established, there should be sections for people who completed quarantine and those arriving needing to go through the 14-day quarantine.
7. Boat harbor fees need to be increased significantly to non-residents.
8. Masks or face coverings should be required in all public places at all times.
9. Kanakanak beach and the boat harbor access should remain accessible to local residents.

Thank you for your dedication and service during these difficult times. The decision the council will make is a decision that affects all of us. The future cannot be predicted, however, we can make the decisions to protect the Dillingham residents during this pandemic.

Sincerely,

A handwritten signature in black ink, appearing to read "Gayla Hoseth", with a long horizontal flourish extending to the right.

Gayla Hoseth

Comments for next city council

Gregg Marxmiller

Mon, May 4, 11:15 AM (2 days ago)

to me, City, Alice

I am submitting these comments to help guide future ordinances to be able to better pass them.

I think that while the ordinances have a lot in them they are getting to be to all encompassing. This is causing confusion on what passes for community members. It is also difficult to make motions that amend things quickly as they are complicated. I strongly suggest that each item become its own ordinance to vote on.

One a face mask ordinance. I believe we can pass and would like to have the opportunity to vote on a mandatory face mask ordinance. I would prefer it to be mandatory to wear face masks in all public spaces. This would make it clearer and easier to enforce. Fines should be smaller but increase steeply

Two a Testing Ordinance. I believe that we should have a testing ordinance on the next agenda. There is a lot of community support and that single issue should be voted on. It seems that the logistics may be accomplished at that time to make it an ordinance that has the ability to be followed.

Three a fish Use district. I am not in favor of this but It should be made an individual ordinance and we can vote on it. I do understand where it is coming from and I do appreciate those merits and that it is the best and safest thinking. Many of the reasons I don't support this as of yet is because I see people actively flouting this and us losing ability to enforce other laws.

It takes a lot of assets from locals that locals pay for.

on It doesn't cover Gustys boat yard and everyone elses mini boat yard their property including the one up by Safe.

having Many people have crew coming in that live in town that plan on that crew quarantine at their home. They don't have housing in a boat yard and would rather not deal with it. There are enough people that it would make this difficult for locals.

and There are plenty of people from outside that have property here go here for the summers so they wouldn't want to go and quarantine at the boat yards.

to The city has not actively maintained the boat ramp on wood river make it a viable alternative as of yet. I don't believe we will be able to. Also parking.

Businesses that operate in the boatyard will be shut off and will have to break quarantine. Including Jean, Dan, Jessica, All the summer hires, Napa employees, and others I haven't thought of.

I have some other thoughts but I am not able to fully email right now and wanted to make sure you had something as soon as possible. Also Janet Schlagle mentioned she would be willing to rent their hanger at the airport to the city if necessary. It is next to the Alaska Airlines terminal. In closing I think that having the current quarantine, mandatory masks, and mandatory testing are good ideas.

Gregg



Emergency Ordinance No. 2020-07

1 message

Renee Roque <reneencj@hotmail.com>

Wed, May 6, 2020 at 4:42 PM

To: "communitysuggestions@dillinghamak.us" <communitysuggestions@dillinghamak.us>

This ordinance focus is directly on the Drift Permits.

What is being done regarding all the non-resident setnetters launching and pulling out from Kanakanak Beach and Woodriver (Dragnet) ramp, while a 100% of the local population is being forced to use each site for subsistence, freight hauling, etc., instead of accessing the ramps in FRU #1?

Why are there no regulations for the use of the ramp located at the City Dock?

What difference would it make if one resident goes straight to the ramp in FRU #1, launch & depart the harbor immediately vs. launching from Kanakanak Beach or Woodriver, with all the non-resident setnetters using those same sites?

What about the transport of freight to villages, freight can include essential needs such as propane, food, fuel, transportation, etc., that is unavailable to the villages upriver?

Can a resident obtain a permit to enter the FRU #1 to launch their vessel/skiff/boat to bring freight upriver?

How can residents quarantine in the FRU #1, if they do not have any facilities to do so in, for 14 days? Not only do fisherman use the harbor, so does the local population, to obtain items from business, access the ramps, etc. within the FRU #1.

TO CITY COUNCIL AND CITY MANAGER
RE: COVID 19 PRECAUTIONS
MAY 2, 2020

Here are some thoughts and suggestions for city to adopt as it relates to safety and accomadating the BB salmon fishery this summer.

1. There should not be any zones or restrictions in the boat harbor area if a person has completed his 14 day quarantine in Dlg. Once a person completes his quarantine, he can go freely to the stores, post office, walk around, etc. Why should use of the boat harbor area be any different and require more restrictions. Anyone entering Dlg. from outside the area is required to quarantine for 14 days, and that should protect him and others.
2. Everyone, local or not, should be required to have facemasks when entering public buildings and stores. Everyone should be encouraged to keep 6 feet separation whenever possible.
3. If possible, covid testing should be required of people entering Dlg. from outside the Nushagak area. I understand that this may not be possible, but we should encourage the governor, and our congressional delagation to get thousands of tests made available, either here or anchorage or seattle for people who will be coming to DLG. or King Salmon.
4. The surrounding villages, including koliganek, stuyahok, ekwok, manokotak, aleknagik, togiak, clarks, twin hills have been locked up as long as DLG. with more stringenk requirements to enter the villages than DLG. has. So, i dont think that people from these villages should have a 14 day DLG quarantine. They should be treated like us, except that they should have to sign a form attesting to not travelling out of the area for the period of 14 days or more, and not have come in contact with anyone from outside the area.
5. enforcement of the quarantine and requirements should be handled by monitors hired by the city for 8-12 weeks. Fines of at least \$ 1000 should be imposed on people caught violating the quarantine. I believe money for the monitors can come from the federal money allocated to the city... or the BBEDC can help pay for the monitors.
6. Boats coming into the DLG boat harbor shall be subject to the 14 day quarantine on their boat if they have not already passed the DLG quarantine requirement.

Jerry Liboff
Box 646
Dlg

City of Dillingham,

We are writing you to express our concern for the residents of Dillingham, the potential of locals being infected with the Corona virus and our plans on how we can help keep that from happening from us or our crew in the short time it takes us to put our fishing gear on our boats, launch and leave the area.

My husband Charlie Most fishes the Fish Tales & I, Shannon Bundy, fish the Wil C. The Fish Tales will be arriving on the barge early June, loaded with all the supplies both boats need, other than a few fishing items in our lockers.

We live in Westport, WA, Grays Harbor Co. in a small coastal town where there have been VERY few cases of COVID-19, zero deaths and no new cases for over a month. There is a strict "Stay Home, Stay Safe" order from our Governor that is being followed, especially in our small town. We have been diligent about staying safe since March 16th. We do not leave our property, other than an occasional trip to our local grocery store down the street. We take this VERY seriously. Charlie, I and our 4 crew will all self- quarantine and record our temperatures for two weeks prior to flying to Alaska. Masks will be worn while traveling. Once in Dillingham we plan to find a way to travel in the back of a pickup truck to our boats to avoid contact with the driver. Then our 2-week quarantine in Alaska will begin with temps taken twice daily, health monitored closely & masks worn. We will not leave the boat yard or interact with anyone other than our crew. After a few days of loading gear, PAF will launch us, with no contact & off we go until August.

If EVERY person participating in the Bristol Bay 2020 salmon season follows the Health mandate, social distancing, quarantine requirements and what the scientists say works to combat this global pandemic, we can all have a healthy and successful season. We will do our part.

We have purchased Medivac insurance, if for some unforeseen event we contract the virus, we will be flown home.

We ask to be allowed to grab our boats, nets and gear and be on our way.

Thank you for listening,

Shannon Bundy F/V Wil C

Charlie Most F/V Fish Tales

Rose Loera <rosemloera@gmail.com>

1:38 PM (20 minutes ago)

to me

Hi maybe a solution to quarantining outside fishermen is to have them stay in the HS and MS gyms on cots places 6ft apart where they would have access to bathroom and showers. We may have to get cots from Ntyl Guard but they would have to bring the rest. There could be a charge for the expense to the school for janitorial work and oversight. We could set up delivery of food and water that they may need at a price. Maybe someone here would want to take that on. That way you wouldn't be limiting the locals to access to the harbor and their traditional launch areas.

The outside fishermen usually come in, bring all their supplies by there companies and spend very little money in town. They need to be quarantined in a way that doesn't infringe on the locals. Either that or they stay on there boats or at there company locations with water and sewer brought close to there boats.

I do not agree with the fishery boundary and locals going in having to quarantine for 14 days if they enter. Totally ridiculous. Also restricting us to launch at Woodriver is not a solution. You need a lot of water to launch there which limits your time getting to and from your subsistence gathering areas.

Thanks for listening. Rose Loera

Date: May 3, 2020
To: City Council
Prepared by: Shireen Glosser
Subject: Emergency Ordinance No. 2020-07, in preparation for the 05/07/2020 city council meeting

Thank you for your service to our city. There is a concern about a potential large coronavirus outbreak here. This concern, has led to asking our Governor to shut down the fishing season here in Bristol Bay. I am not of the opinion that this is necessary or in our community's best interest. Concerns have been voiced that fishermen need to be kept out because they will bring the virus here. I do not hold with the opinion that the fishermen need to be kept out. We are fortunate here that we can fill our freezers with salmon to sustain us during the winter through subsistence. To sustain us economically we need our fisherman, just like they need the fishing industry located here in Bristol Bay to sustain them. Our fishermen are not all local. Many have generational ties to the Bristol Bay Region & choose to live elsewhere. They are taxpayers just like those of us who live here year round, and provide for our city with their property taxes and storage fees. Their work provides for our city in many more ways than we realize. They are critical and necessary to the economic support of our city.

I do not support many things in Emergency Ordinance No 2020-07, & I believe there are items that have been listed as necessary but are not longer relevant to our current pandemic situation.

Section 1. Legislative Findings

2. On 3/11/202 WHO declared a pandemic...

*On May 1, 2020 in a media briefing WHO stated the current advice regarding COVID-19 based on the Emergency Committee that was convened 3 months ago recommendations.

*Professor Didier Houssin, the Chair of the Committee spoke and said the following "WHO has grave concerns about the potential impact the virus could have as it starts to accelerate in countries with weaker health systems. We will therefore work urgently to invest in health infrastructure and health workers in 10 countries in Africa and the Middle East, to start with. ***The United States has not been identified as one of these countries.**

3. The COVID-19 pandemic is being compared to the 1918 flu pandemic.

*Neither WHO or the CDC are comparing the COVID pandemic to the 1918 H1N1 flu pandemic. Numerous medical journals cite war, poor hygiene, malnourishment, overcrowded living/hospital conditions as the major contributors to the spread of the first recorded H1N1 breakout. None of which are a factor in our community.

4. On 03/11/202 AK Governor declared a Public Health Disaster...

*The intent of declaring a Public Health Disaster was to allow for "State resources to be activated in response to COVID-19 preparedness." "...fully engages state departments to utilize all capabilities to ensure a swift and effective COVID-19 response." "...we are taking a proactive approach to accessing all necessary resources." "As we are faced with the potential to have confirmed cases in Alaska, the state will elevate its response and bring to bear every element of state government needed to address this serious illness."

*The intent was not to shut down to prevent an outbreak, but to prepare for an outbreak. An outbreak is inevitable. The state of AK is better prepared for this outbreak & can now begin to "reopen" our state slowly. Operations Briefing's from the Alaska Division of Homeland Security and Emergency Management list the goals to achieve before reopening the state. As well as the continuing goals as the spread of COVID happens. They can be found on the following website. <https://covid19.alaska.gov/unified-command/briefings/>

6. On March 13, 2020 National Emergency declared.

*Again the purpose of declaring a National Emergency was to allow for preparation of the inevitable spread of this virus. "President Trump has unveiled Guidelines for Opening up America Again, a three-phased approach based on the advice of public health experts. These steps will help state and local officials when reopening their economies, getting people back to work, and continuing to protect American lives."

8. 03/20/2020 Level 4: Do not travel, avoid international travel.

*National Guidelines recommend the opening of travel. Phase 1: "Minimize Non-Essential Travel & adhere to CDC guidelines regarding isolation following travel. Phase 2: Non-essential travel can resume. The CDC has given the United States a Travel Advisory Level of 1: Exercise Normal Precaution & has made the following statements regarding travel:

"CDC recommends you stay home as much as possible, especially if your trip is not essential, and practice social distancing especially if you are at higher risk of severe illness. Don't travel if you are sick or travel with someone who is sick."

*WHO Guidelines have never recommended shutting down travel as a beneficial way to stop the spread of the Coronavirus.

9. 03/17/2020 Mandate 004 14 day quarantine for those traveling from Level 3 Travel Advisory areas.

*Mandate 004 did not mandate that travel cease, but that precautions are taken when traveling and quarantining of travelers must happen after travel from a Level 3 Travel Advisory area. Nowhere in the United States has been given a Level Three Advisory Level by the CDC.

11. Adoption of Emergency Ordinance No. 2020-07

*Health Mandate 012, issued 03/27/2020, allowed for essential travel.

*Health Mandate 016, issued 04/24/2020, has superseded Health Mandate 012 to allow for non-necessary interstate travel.

14. Effective way to prevent COVID into Dillingham.

*WHO, CDC & AK DHSS do not list ways to prevent the spread of COVID but to slow so as not to overrun health care facilities and communities.

17. It is frequently not possible for persons using the Dillingham Boat Harbor to maintain a 6' separation.

*Yes it is. People are very creative in maintaining proper social distance while continuing to work and recreate around other people. In addition, the Boat Harbor is an open air facility, not an indoor facility where more stringent social distancing guidelines are recommended.

18. President's social gatherings of no more than 10 people.

*This recommendation has been replaced with new recommendations outlined in the "Reopen American Plan". Phase 1 recommends social gatherings of no more than 10 people. Phase 2 recommends social gatherings of no more than 50 people.

*The State of AK, under Dr. Zink's Community Mitigation Plan says that social gatherings of no more than 20 non-household members are ok.

20. Use of the Dillingham Boat Harbor frequently involves gatherings of more than 10 people.

*Yes there will be more than 20 people in the boat harbor at any given time. The definition of gathering as defined by Webster is an "assembly" or a "meeting". That definition follows with what the State of AK DHSS, CDC & the White House have defined in their guidelines for a "gathering". People using and working on their boats in the same open air space do not fall into that definition of gathering.

*Fisherman needing their boats launched can be attended to at separate ends of the boat harbor, on which only one boat can be launched at a time

*The Harbor Office has already provided for social distancing by allowing only one person at a time.

*Businesses inside the boat harbor can institute the state of Alaska's 25% capacity allowance into their facilities, or even less if they wish, to allow for social distancing.

*If the one drive through business located in the boat harbor wishes to reopen, their customers already stay in their vehicles and have no contact with others in the boat harbor.

*Our nation & state are already under strict guidelines to ensure people will not be "gathering" together at once. Continuing with those guidelines will continue to help to slow the spread of the virus & can be implemented by fisherman, business, employees & customers in the boat harbor, just as they are being implemented elsewhere in Dillingham.

21. President's Avoid Discretionary Travel recommendation.

*Is no longer a recommendation with the Reopen America plan

22. President's Guidelines to listen to your state and local authorities.

*I am in favor of listening to my state's recommendations for the fishing season. The state's goals are to protect us not only socially, but economically. This will be a challenging year for fishermen who are required to follow Health Mandate 017, as well as other instructions by tenders & processors.

23. 03/19/2020 corroboration of Alaskan hospitals asking for a ban on non-essential travel to reduce the impact & spread of the coronavirus.

*A ban was asked for to "reduce the impact and spread of the coronavirus." Which the state responded to by placing strict restrictions on the state to allow time for our health care to be built up in anticipation of coronavirus infections.

*05/01/2020 Dr. Zink's presentation listed the criteria for lifting restrictions.

GO: If we're seeing downward trends and all is going well, we'll methodically move to lift restrictions. PROCEED WITH CAUTION: If the situation is stable or we are seeing a slow increase in cases, we may ask for voluntary measures to flatten the curve. STOP: If we are seeing a consistent or rapid increase in cases or if we think we are running out of capacity to care for people with COVID-19 (regardless of the trend in cases), then we will need to reinstate some restrictions.

*04/27/2020 Dr. Zink's presentation listed the current Health Care Capacity in AK. 897 beds. 121 ICU. 318 Ventilators.

26. 03/27/2020 State of AK restriction of travel within the state.

*Health Mandate 016 issued 04/24/2020 addresses the allowance of beginning to reopen interstate travel slowly.

28. Confirmed cases in Alaska.

*05/03/2020: 364 Confirmed; 20,325 Probable; 36 Hospitalizations; 9 Deaths

*Dr. Zink has been very intentional about not combining probable cases with confirmed cases to get the most accurate count of COVID cases in AK. Dr. Zink has also made it clear that only deaths that have no other cause such as cancer etc... in a positive COVID patient are attributed to COVID.

*The CDC website has the following information regarding current case counts in the U.S. This information can be found @ <https://www.cdc.gov/coronavirus/2019-ncov/cases-updates/cases-in-us.html>

Confirmed & Probable Cases

As of April 14, 2020, CDC case counts and death **counts include both confirmed and probable cases and deaths.** A confirmed case or death is defined by meeting confirmatory laboratory evidence for COVID-19.

A probable case or death is defined by one of the following:

- Meeting clinical criteria AND epidemiologic evidence with no confirmatory laboratory testing performed for COVID-19
- Meeting presumptive laboratory evidence AND either clinical criteria OR epidemiologic evidence
- Meeting vital records criteria with no confirmatory laboratory testing performed for COVID19

*We very fortunate in our state that we have solid numbers based on fact and not conjecture.

32. Anticipation of people coming into Dillingham from other states/countries where large amounts of cases have been reported.

*CDC recommendations are for no travel into the U.S. from Level 3 or Level 4 Travel Advisory area. The United States is not allowing travelers from Level 3 or Level 4 Travel advisory countries to enter the U.S. We should not anticipate anyone from a Level 3 or Level 4 Travel advisory area.

*There are currently 12 states, AK included, that are beginning to lift certain restrictions. Each one of these states has previously placed restrictions in place to slow the spread of the coronavirus. Like AK, these states are in a place where spread has been controlled, and reopening their state can begin. The rest of the nation is still on lockdown in their states with strict restrictions.

*People coming into Dillingham are coming from areas where precautions have already been taken to protect their communities.

33. Cases of COVID in CA, OR, WA.

*I'm assuming these 3 states are listed because of a large number of fisherman who come from these states?

*03/19/2020 issue from the California governor's office confirmed that the state is still on a stay at home lock down & is currently still in place.

*03/23/2020 Oregon Governor has not lifted any of the no social gathering mandates and all stay at home orders are still in place.

*05/01/2020. Washington will start their reopen Phases. There are 4 phases and each will be more restrictive, and slower than our own here in Alaska.

*I don't know why we are more concerned about people who have been under stricter regulations than we have as Alaskan residents. Maybe they should be afraid of catching something from us.

*I do not know for sure how the above states are reporting their COVID #'s. From my research on California I believe they are including both probable and confirmed in their cases counts for both the # of cases and for the # of COVID attributed deaths. Please search the information out yourself. The information can be found on both the Governor's office websites and each states DHSS page.

35. Only one health care facility in Dillingham.

*While this is true, we are not without resources if we are to be in need of beds and ventilators.

*State of Alaska has been preparing health care facilities to be equipped to handle COVID patients. While that may not include our local hospital, that does not mean we do not have access to health care at outside facilities.

*We have a very unique population in Dillingham that has access to hospital care outside of Dillingham via medivac. During the summer months there are no winter storms, or lack of a lit runway to prevent a medivac plane for transport. If a large breakout were to occur in Dillingham, there is no reason to anticipate that every patient will be hospitalized here in Dillingham.

*WHO has been organizing and planning to help communities throughout the world.

*CDC has been organizing and planning to help communities throughout our nation.

*AK DHSS has been organizing and planning to help communities throughout the state.

*Non-Profit organizations have plans, medical personnel & equipment ready to deploy to communities where field hospitals are needed.

*04/29/2020 in a letter from the City Manger, the City Council was informed that BBAHC has procured Grandma's House for use as overflow capacity for the hospital.

*In that same letter Mr. Larson informed the council that Samaritan's Purse contacted the city and informed them that they have a "25 bed modular hospital complete with Docs & Nurses available for deployment when they need it".

37-39. The State of AK has not provided...

An operations brief on 5/1/20 the Alaska Division of Homeland Security and Emergency Management included the following sections.

Alternate Care Sites: Alternate care sites have been established within eleven different communities throughout the State in response to potential surge of COVID-19 patients and an increased demand for care.

Emergency Medical Flight Services: Air Operations Branch is developing agreements for temporary helicopter pad use at alternate care sites to facilitate the transportation of COVID-19 patients.

40. State of AK has not provided any information of epidemiological models...

*This was taken from the same briefing on 05/01/2020

Epidemiological Surveillance: Efforts continue as new cases are identified from labs. Case counts continue to increase, however rate of increase has slow.

*Dr. Zink in her daily updates has a section with graphs and numbers projecting statewide.

43. Vessels must tie directly to other vessels... & jump from boat to boat.

*Jumping from boat to boat is a common courtesy followed by fisherman. There are many scenarios people can come up with to ensure this courtesy can still be offered and keep a 6' social distance. A system can be set up across fishing boats just as in the workplace where employees in order to maintain a 6' foot social distance must wait in their office until another employee passes through a hallway before entering the hallway themselves.

44. Initial presence of the virus resulted from an infected person traveling into the community.

*My personal opinion is that we have already had cases of COVID here in Dillingham. This is a naturally occurring virus that spreads as all virus do. There is no reason to believe that it had not spread here before we had a test for it. This virus was first "discovered" in November 2019, worldwide travel restrictions didn't happen until at least two months later. Travel restrictions in AK didn't happen until 3-4 months later. We were not testing at that time, therefore we have no reason to assume there haven't been any cases here.

46. Increased public health risk with each flight or marine vessel.

*I do not agree with many things in EO No 2020 that were previously passed. I do not agree with many things in EO No 2020-07 that have been newly proposed. But if we are going to say that people who come in from outside Dillingham are causing a public health risk then we have to include residents who have been allowed to travel. This is not an "outsider" issue. This is a virus and anyone can get it. I do not support any language that or ordinance that makes this an "us" and "them" issue.

Section 4. Establishment of Essential Travel District.

What is the reason for establishing this District?

Is the reason to establish that all of Dillingham is to be under a "Critical Needs" basis?

Is the council proposing that businesses that are now allowed to open by our Federal and State government not be allowed to open here in Dillingham?

Can we legally do that? Can we legally deny a business or a worker their employment?

If we do will we prevent businesses/people from accessing means of financial relief designated at both national and state levels for those who are unable to operate/work due to COVID related issues, if there are no restrictions on those businesses at the national and state level?

Section 5. Establishment of Fisheries Related Use District

*What is the reason for establishing this District?

*I do not see a reason to establish a district inside our community that will be treated differently than any other area in our community. My reasons have been outlined in detail above in response to the **Legislative Findings Section 1**. If it is believed that the city ordinances, state mandates, national guidelines and CDC recommendations already in place are not enough to keep this "District" from "constituting an emergency" in our community, then the same should be establish for the whole of Dillingham and not just one section. Please don't do that.

Section 9. Travel use Permits.

I have questions about Section 9. I believe it has also been amended as originally proposed but the amendments are not available as I'm writing this, so I will address the original proposal.

*What is the reason for requiring a permit for people to conduct business/work in the boat harbor?

*Can we legally do that?

*Can we deny a person a "travel permit" to go to their job in a certain section of our community we have decided to segregate?

*If a person is working in a business/job that has been deemed an open business/job by the state we couldn't deny anyone their job correct? If so then why a permit?

*Why are we proposing a permit for only people who work in the proposed fishing district and not other areas of our community?

*If we cannot deny someone access to their job/business then the permit is moot.

*If the purpose is to keep people out who do not work there or who are not conducting business, why make those who need to be there apply for a permit?

*In requiring vessel owners to submit a permit application, are we potentially saying you may be denied?

Section 14. Compliance with Health Mandates.

"This requirement shall survive any subsequent changes to or suspensions of health mandate 10, 11, 12 or 17."

Just a question. Can we legally do that to our residents? In totality?

Section 15. Limitations on Leaving the FRU.

As originally written I oppose this section. For the same reasons I oppose establishing this FRU District.

Section 16. Face Mask requirement

*Why are we requiring something from a specific group? If the city of Dillingham believes face masks should be worn then the city needs to say everyone needs to wear one. Choosing one type of business/job is wrong and there is no basis for it. Again I lean on my arguments above in Section 1.

*I also do not believe the city needs to require all residents to wear a face mask in all situations in public. Please don't do that to us.

*WHO advises people of all ages to take steps to protect themselves from the virus, for example by following good hand hygiene and good respiratory hygiene. "If you are healthy, you only need to wear a mask if you are taking care of a person with COVID-19."

*Face masks are only recommended not required, for healthy people by the CDC and AK DHSS.

Section 18. Mandatory Quarantine

I believe some sections here have also been amended. I will address the original proposal.

A. Quarantine in the FRU District means....? A less restrictive quarantine than already imposed by the state?

D. Please explain the necessity of this of requiring someone who has applied for all the proposed required permits, or someone who has completed their quarantine to quarantine again?

Thank you for your time and consideration.

Signed by: Shireen Glosser, Michael Nunn, Suzanne Nunn, Lou Ann Nunn



Thoughts on ordinance

1 message

Bill Rodawalt <bill.rodawalt@dillinghamak.us>
To: communitysuggestions@dillinghamak.us

Mon, May 4, 2020 at 2:17 AM

I am wondering if we might make the PAF yard and Peter Pan the fishing control zone, we could have freer access for locals. Might need some porta potties and some sort of showering arrangement in the PAF yard. People in the control zone would have separate hours of access to NAPA and the other vendors -locals having morning hours and those in the control zone having evening access. The vendors would need to do thorough cleaning and sanitizing at the end of the day in prep for local access the next day

Perhaps a less drastic measure about controlling harbor access than the one I talked about at the last meeting, is to require that people coming into the region MUST have a 14 day quarantine in Anchorage and two negative results in order to have harbor access. So harbor access would rely on the testing we are seeking. This may be a way of using harbor access to leverage the behavior.

Following the Governor's letter of yesterday, if we identified 3 cases in town we would have more emergency powers.

I think we need a evacuation plan for those testing positive.

<https://www.npr.org/sections/health-shots/2020/04/21/838794281/study-raises-questions-about-false-negatives-from-quick-covid-19-test>

This article details the number of false negative results. Fifteen percent of tests are false negative. If we required two test before coming to Dillingham, this would mean that if 5000 people came to Dillingham, we would expect ON AVERAGE to still have 2.25% of false negatives if the people coming were a representative sample of the population in general or 112.5 cases ($.15 \times .15 \times 5000 = 0.0225$; $5000 \times 0.0225 = 112.5$) three tests would give up about 16.875 cases and four tests would result in 2.5 cases coming into the community (again assuming that we have a representative sample of the general population being tested). For comparison sake Norm Van Vactor reported 7 people of 200 testing positive with one of the processors. This would suggest that another 29 of those tested might have resulted in false negative. This in no way represents a model, I am just looking at compound probabilities and what those statistics would suggest. I am sure there are other variables that affect false positive rates, but gives us a starting place for thinking about the risk.

With this information I would suggest we do more testing either before people make it to Dillingham, or before, and that there be ongoing testing as longer as people are here for the fishing season.

Finally, I am really concerned about the number of people in the stores and post office who are not wearing masks.

Thanks

Bill Rodawalt



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Health
and Social Services

OFFICE OF THE COMMISSIONER

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Anchorage, Alaska 99503-5923
Main: 907.269.7800
Fax: 907.269.0060

Juneau

PO Box 110601
350 Main Street, Suite 404
Juneau, Alaska 99811-0601
Main: 907.465.3030
Fax: 907.465.3068

April 24, 2020

Mr. Nils Andreassen
Executive Director
Alaska Municipal League
One Sealaska Plaza, Suite 200
Juneau, AK 99801

Re: Reopening Alaska Responsibly

Dear Mr. Andreassen:

Governor Dunleavy is committed to taking a deliberate, measured approach to Reopen Alaska Responsibly. The plan establishes four basic metrics that will be tracked by Alaska Department of Health and Social Services (DHSS) to determine if restrictions should be eased, continued, or rolled back to a more restrictive phase in order to protect public health.

- **Epidemiology:** Tracking disease trends and trend forecasting.
- **Testing:** Monitoring overall testing volume and changes in the percentage of positive tests at the community, regional, and statewide levels. Ensuring fast turnaround of tests and reporting of results. The goal is to maintain COVID-19 positive tests at less than one per one-thousand.
- **Public health capacity:** Monitoring cases and conducting necessary contact investigations for positive cases.
- **Health care capacity:** Ensuring hospitals have adequate capacity and supplies (such as PPE and ventilators) to care for COVID-19 patients and other patients needing urgent care.

A color-coded status – red, yellow or green – will be used to indicate whether it's safe to move forward to a less restrictive phase or if a roll-back is needed.



GO: If we're seeing downward trends and all is going well, we'll methodically move to **lift restrictions.**



PROCEED WITH CAUTION: If the situation is stable or we are seeing a slow increase in cases, we may ask for **voluntary measures to flatten the curve.**



STOP: If we are seeing a consistent or rapid increase in cases or if we think we are running out of capacity to care for people with COVID-19 (regardless of the trend in cases), then we will need to **reinstate some restrictions.**

Governor Dunleavy understands that Alaska is a unique place, with diverse geography. We all recognize the COVID-19 situation is evolving daily and heavily impacting local governments. We know that local municipalities will likely have valuable input into what reopening looks like in each of their communities as they work with their local emergency operations center, health care provider partners, and the State of Alaska Section of Epidemiology.

Governor Dunleavy and I are committed to listening to and working with local governments as we address this response together. If you have any questions and concerns, or even ideas for future phases, please send an email to me at adam.crum@alaska.gov and the COVID question email address: covidquestions@alaska.gov. Phone calls can be arranged when necessary to discuss the reopening process between AML, a municipality member, myself and Governor Dunleavy.

Some small communities may already have the ability under Attachment B to restrict travel or add mitigation measures based on actions taken by their council or assembly. Still, we hope you will reach out to us if you have questions or would like to do something different so that you might be able to reopen more quickly.

Thank you for your partnership through this crisis. I ask that you please share this letter with your member municipalities.

Stay safe,

Adam Crum
Commissioner

Enclosure: Attachment B – Small Community Emergency Travel Order

CARES Act Funding - Update

1 message

Nils Andreassen <nils@akml.org>

Wed, May 6, 2020 at 1:33 PM

Reply-To: nils@akml.org

To: cityclerk@dillinghamak.us

**Update on CARES Act Funding**

Even though additional Treasury guidance was released yesterday (see below), which confirmed much of what we'd described last week, it is clear that there will still need to be work to provide you adequate assurances around what is a necessary and allowable expenditure. Updated Treasury Guidance:

- <https://home.treasury.gov/system/files/136/Coronavirus-Relief-Fund-Frequently-Asked-Questions.pdf>

Last week we presented to House Finance on this topic, and today to House Community and Regional Affairs. See the button below with a link to my presentation this morning (and thanks to members who presented!). Clearly we see an interest from the Legislature to understand community impacts and how CARES Act funding might be applied.

However, while I was waiting to send this email out to everyone after a scheduled Legislative Budget and Audit Committee meeting this afternoon, where we hoped this funding would be taken up, that has been postponed to next week. At the same time, there remains a legal hurdle for the Legislature to overcome to feel comfortable distributing these funds.

So where does that put us? LB&A could approve some or all of this at Monday's meeting. Or they could not. If they don't, the Legislature could still come down and try to pass an appropriations bill. They have until May 20. Or, they could take no action and the Governor could distribute the funds anyways, after 45 days of his first request. There could be litigation, or a variation on any one of these scenarios.

Even after one of those occurs, there will be a couple weeks for OMB/DCRA to follow up with you and work on grant agreements.

For CARES Act funding, I still think the best course of action, for now is to plan conservatively. I would suggest these steps:

- Review all payroll expenses since March, and determine those employees "whose work duties are substantially dedicated to mitigating or responding to the COVID-19 public health emergency"
- Draft a spending plan with a narrow interpretation of Treasury guidance
 - This may mean a more limited approach to payroll support
- Draft a spending plan with a broader interpretation
 - This may include redesigning public services and facilities, community support mechanisms, etc.
- Ensure that funds are available to help respond in the case of a surge or spike in cases in your community, and you need to scale up your response in future months

Overall, we hope that members can come to conclusions similar to ours, that CARES Act funding is helpful, even though it won't address all your needs. We know that for budgeting purposes, this is very challenging.

We have work to do. Please do be vocal about your needs. Share lost revenue or other impacts with your legislators and the Congressional delegation. We hope to see Congressional action in support of local governments, and we know we'll continue to need the Governor's and Legislative action to support communities during this critical time.

Nils Andreassen
Executive Director

Presentation to House Community and Regional Affairs



AML | One Sealaska Plaza, Suite 200, Juneau, AK 99801

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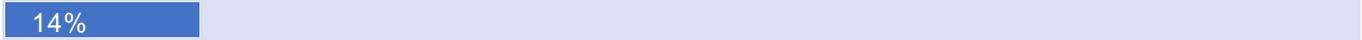
Sent by nils@akml.org in collaboration with

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Are you confident with current conditions and resources the Bristol Bay fishery can go forward without seeing Covid-19 spread?

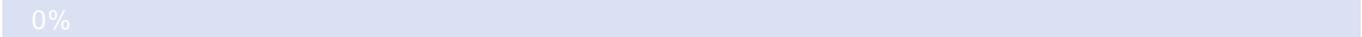
Yes



No



Undecided

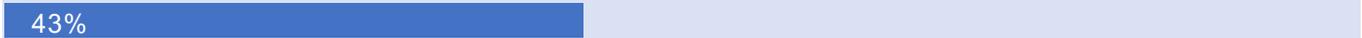


How have your concerns for health and public safety changed regarding COVID-19 and the 2020 fishing season?

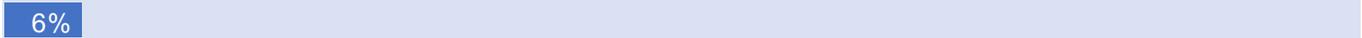
I am **more** concerned than I was last week



My level of concern has remained the same

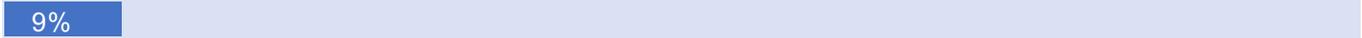


I am **less** concerned than I was last week

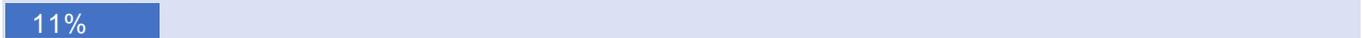


How satisfied are you with communication and information you are receiving from the State of Alaska?

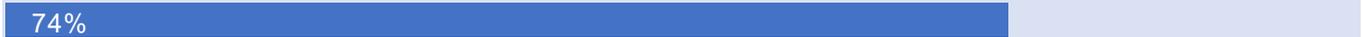
Completely satisfied



Moderately or fully satisfied

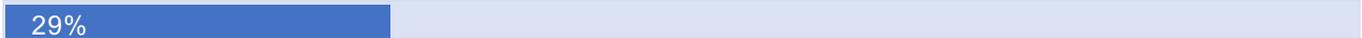


Disappointed



Under current mandates or industry plans, which populations(s) do you believe are least prepared or protected from Covid-19 during the upcoming fishing season?

Local residents



Grocery store workers, etc.



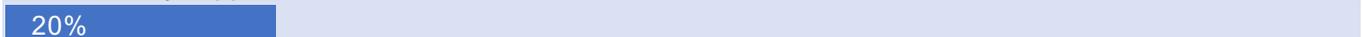
Health care workers



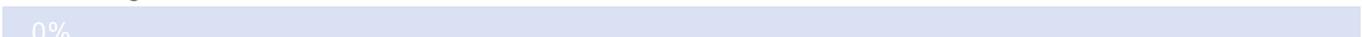
Non-local fishermen and industry support



Local industry support



Processing workers



All of the above



None of the above

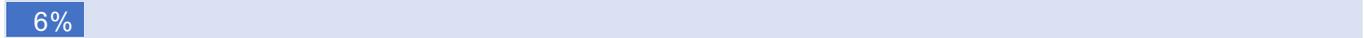


Would you like to see local municipalities and and boroughs requiring protective measures in addition to Mandate 17 for fishermen to comply with while in City or Borough limits?

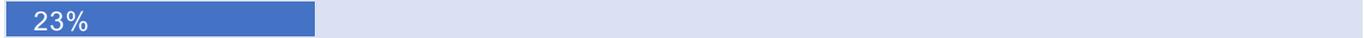
Yes



No



Undecided/Neutral



Should testing be required of incoming fishing industry members in combination with quarantine?

"Absolutely" (3)

"Absolutely! And BEFORE they get here."

"Commercial fishing should be cancelled. Period."

"Definitely"

"If it can be done in a reasonable manner that os logistically possible"

"Mandatory testing and documented quarantine before travel to Bristol Bay."

"Possibly"

"testing could be made available for voluntary participation- any thought of mandatory testing should be extinguished as it is unconstitutional- end of story."

"Testing should be mandatory prior to any travel into the region starting immediately. If testing is not available, travel should be suspended."

"Testing should most definitely be required for those whom will be travelling into the Bristol Bay region for the safety of everyone within the communities, and yes quarantine is a must to reduce the spread of COVID-19."

"Yes" (11)

"Yes - before coming in, during quarantine, and after regularly throughout the season."

"Yes - or they should stay where they are."

"Yes and tests have shown positive cases of COVID of individuals who were set on coming to Bristol Bay before testing was required so the region would have been exposed from their presence and could have choked our healthcare system in rural and Anchorage hubs in Alaska.,Yes, definitely. Especially at our airports and harbors where our 'outsiders' are coming into our region with. They do need to report exactly where they'll be at all times. I'm trusting that they'll have a place for their 'self quarantine' serving place. KEEP IN MIND, OUR REGION HAS BEEN KEPT VIRUS FREE TO DATE. So our focal point should be 'testing' on the ones that are coming into our region from the 'infested' communities/region."

"Yes, and they should have at least two negative tests before leaving quarantine."

"Yes, at THEIR expense, rather than using local resources."

"Yes, but we should also test 200 locals who have traveled in and out of the region in the last six months to test for Herd immunity to (prove or disprove) that this disease already spread before March and as already happened."

"yes, multiple tests should be done during to quarantine "

"Yes, testing should be done before and after quarantine."

"YES!!! Best way to protect this region from the deadly virus."

"Yes. But no clear communication, specific plan, how?"

"Yes. Testing at the "bottle necks" like airports, boat harbors & docking facilities makes the most sense. Testing should occur before individuals come to Alaska, and before they are allowed to travel to rural communities. Testing before person is released from quarantine."

Please offer other thoughts or suggestions

"We need to get the United Nation's "to step in and Protect the God-Given Human Right's of Bristol Bay's Indigenous (Native) People's"!!!!"

"Can hospital test for antibodies?"

"Even village to village commercial fishing season and traveling to the fishing grounds is not clear what to expect and what procedures to follow are outlined and need to get out to the fisherman before the season starts very soon.,The stimulus \$ that was provided to each tax filing individual, is not enough to take care of my family of 7 for the whole year. If our region does not participate in any of the commercial fishing industry, halibut has been canceled already, with our cannery here, if all season is closed, how are we going to help support our families that will be in great financial and grocery needs? Same question as others, who is responsible to monitor the 'traveler(s)' that are supposedly be in a quarantine? Thank you"

"I agree with Robin Samuelson, we are being dismissed. I would like to see the non local fishing industry pay something for the stress they are inflicting on our local infrastructure and medical resources if they show up here. Each summer they increase what goes into our landfill and sewer systems, use up city water supplies, litter up our harbor and streets, trash our harbor playground. It should be a privilege to come to Dillingham, we need to protect our resources for the year round residents."

"I like the idea of having testing "tents" in areas where the action is going to take place. I would like to thank everyone who came together and made this webinar happen. The testing should be required for everyone that travels into the Bristol Bay region, and take mandatory quarantine measures. I'm just curious about whether or not they should be tested as well as the people traveling into Bristol Bay. Thank you."

"If there is not going to be mandatory testing prior to travel to DLG and 14 day quarantine, along with enforcement, then all of this is moot or being done for nothing, because not everyone will be following the rules. If these aren't required then there should NOT be a fishery this summer!"

"Important to include many who consider themselves "local" who are outside the region for various reasons, but coming in. Many made decisions to shelter-in-place temporarily elsewhere, in order to minimize drain on local resources, risk of exposing local family, etc.

VERY IMPORTANT-acknowledge virus is *already* in communities. Containment measures are working (social distance, isolating, etc). Community testing is more important than fleet. Waiting for clusters is too late."

"It's simple. The airplane is the bottleneck where we can either allow this virus to come into the region, or stop the virus from coming into the region. Our action or inaction to control the flow is a reflection of what we value."

"People need to be tested at the Anchorage airport - and confirmed that they have community travel permits. Upon arrival in a community they should report in and begin immediate quarantine. Nearing the end of their quarantine they should be tested again and get confirmation from the local EOC that they can be release from quarantine. When new people arrive to quarantine on a boat or a house - all the other occupants should restart their quarantine. Require local businesses to adopt a "no mask, no service" po..."

"People with no family suport, no loving relationships and no mental tools to balane the barrage of "information" are susceptible to sickness and aauring the zympoms simply by the constant suggestion from media, local and State and every other outlet the have access to."

"Please keep fighting for the protection of our residences. on another topic."

"Thank you again for offering this platform. I appreciate the time you are all investing."

"thanks for these forum."

"The Governor and others who want to keep moving forward with their ill-advised plan for a normal 2020 fishery continue to dehumanize local and worldwide history along with our local concerns regarding just what can happen to rural Alaska and all areas without resources. Nonetheless history has clearly shown us the facts. It is one thing to disagree, it is a whole different thing when you hear and see the truth and then willfully disregard or dismiss the facts even when presented with honest and sincere motives simply to serve another specific purpose."

"The local in-region fisherman have already quarantined in their villages why do they have to quarantine when they come down to work on their boats and gear? Then the stores they use like Napa for parts are off limits to them? I know these aren't suggestions but questions or thoughts with questions."

"The time has passed to switch the focus from asking the State to provide protection and resources to deal with fishing industry outsiders coming into the region to pressuring the State to shut the fishery down this year. Our own medical professionals at BBAHC have done so already. We are out of time to get the protections and resources from the State, the flood of outsiders coming in has already started, and we know at least some are not following their own plans, putting us all at risk already."

"This new bug knows no borders, follows no rules. This new bug flushed around the world in a couple months, How could it possibly be kept from anywhere humans congregate? Personal accountability is in more need now than ever. If you feel at risk you should not co-mingle with the people that are tasked with feeding the world. The rest of the world will soon be beyond this with herd immunity- do you wish to join in that transition? or would you rather attempt when another year older? serious question"

"Why are we making so many accommodations for these outsiders when it will be all the local Bristol Bay communities paying the price? No more 'business as usual' outside fisherman and processors need to pay to do business in our towns! Dillingham property taxes just went up, our taxes should be going down and these outside companies need to pay. Outsiders are making millions and we struggle to make ends meet. Locals first! Bristol Bay watershed residents and businesses are suffering."

"I first wondered – might they be uninformed – There is a natural instinct or propensity to desensitize this type of event, in part, from the fact that none of us can directly experience or compare our mind to another person's mind. Some folks just have a tendency to disagree, but leaders should weigh the information and facts against what outcomes provide the best results of those they serve. Not out-of-state interests."

"We continue this discussion thinking – Surely our reason, logic, and sheer power of our writings and discussions' will convince these people to see our point of view? However we cannot reason with individuals whose only interest is the almighty dollar."

"It is so unfortunate we watch, talk, and listen, but the powers to be are only hearing the Money that drives their re-election. What could be more dismissive than our representative politicians not being a call supporting constituents and their wishes to be protected from an obvious and fully known danger. Their purposeful neglect will be answered with "We were busy working hard for you."

We live in a world where considerations of right and wrong are not even in the conversation, but wholly their singular short sighted focus and benefit of individual purpose. Their argument is a nonsensical belief of it will be fine, because it won't affect them. Their unresponsive and active inference process goes on, it could only come from the nonsensical minds of politicians'.

He has the gold rules and absolute power corrupts absolutely –"

Responses

Total Respondents

35

Are you confident with current conditions and resources the Bristol Bay fishery can go forward without seeing Covid-19 spread?

Yes

5

No

30

Undecided

0

How have your concerns for health and public safety changed regarding COVID-19 and the 2020 fishing season?

I am **more** concerned than I was last week

18

My level of concern has remained the same

15

I am **less** concerned than I was last week

2

How satisfied are you with communication and information you are receiving from the State of Alaska?

Completely satisfied

3

Moderately or fully satisfied

4

Disappointed

26

Under current mandates or industry plans, which populations(s) do you believe are least prepared or protected from Covid-19 during the upcoming fishing season?

Local residents

10

Grocery store workers, etc.

7

Health care workers

4

Non-local fishermen and industry support

4

Local industry support

7

Processing workers

0

All of the above

20

None of the above

2

Would you like to see local municipalities and and boroughs requiring protective measures in addition to Mandate 17 for fishermen to comply with while in City or Borough limits?

SWAMC Newsletter
April 2020

[View this email in your browser](#)



Southwest Alaska Municipal Conference

Hello SWAMC members!

We are just one day away from May and quite frankly, I don't know where the time has gone. The pandemic has created some distractions with almost daily teleconferences in addition to our regular federal grant reporting due this month. My apologies for such a late April newsletter; I promise that May will bring an early newsletter with the most current information on the COVID-19 stimulus funding and SWAMC's role in the region.

The Alaska State Legislature and Governor Dunleavy are scheduled to address the disbursement process of the \$1.2 billion that the CARES Act provided the State in the next week or two. Until they reach an agreement (that hopefully avoids a court battle), we do not have firm guidelines for approved expenditures or direct funding sources at the state level, making it difficult for municipalities, businesses, and economic development organizations to plan ahead. Laura and I have been participating weekly on an economic developer's weekly call headed by Nolan Klouda, Executive Director of the Center for Economic Development at UAA. The goals of

Page 143 of 148

Visit
SWAMC's [COVID-19 resources](#) page for links to economic assistance resources for municipalities, tribes, and individuals.



Aleutians West



funds, tackle specific issues of concern in our regions, and communicate with our federal representatives on a regular basis. We want to be sure local voices are part of the planning process for future distribution to municipalities and small businesses at risk.

Municipal planners, finance directors, managers, and councils are unsure of the veracity of previously budgeted revenues for FY21 which starts July 1st. Marine fuel prices are dropping, which is good for fishermen, but cause a reduction in revenue for communities. Seafood markets are upside down with many restaurants and hotels closed, and concerns about an influx of out-of-state processors and fishermen to communities with modest health care services have created new and unexpected costs and stress. It is extremely important that all municipal governments are taking a hard look at their current finances and budgets passed last year, reducing expenditures where able, and holding off on new projects unless they are for public health and safety or are already underway. We just don't know where we are going to be in the next year, and the losses to the State's General Fund revenues due to a disastrous drop of oil prices do not bode well for state spending in the next several years. Planning for economic stability is critical for the short- and long-term future in these difficult months.

Please contact us at 907-562-7380 if you would like to talk about resources and planning tools. We are here for you.

Take care,
Shirley Marquardt, Executive Director



Kodiak Island



Aleutians East



Lake & Pen
Borough



Pribilof Islands

AK Can Do Program Offers Financial Relief

The United Way of Anchorage and The Alaska Community Foundation, with support from the Rasmuson Foundation, have partnered to organize a statewide COVID-19 relief fund, and people and businesses across Alaska have been donating money. The intent of this campaign is to assist Alaskans who have been financially devastated by the pandemic because of layoffs, furloughs, and closures. It is being called the **AK Can Do** program. United Way of Anchorage has granted some of these funds to SWAMC as the provider to distribute in our region for our neighbors in need of housing support, utility assistance, or childcare costs during the pandemic.

able to pay rent, mortgage payments, or utilities for the month of April or May, you are eligible to apply for assistance that would be paid directly to your landlord or utility provider. If you are an essential worker who had to find emergency childcare because of school closures, you are eligible for assistance to be paid directly to your childcare provider. Complete applications will be reviewed and verified by SWAMC staff; financial assistance will be provided through May 31 or until funds run out.

Click the links for access to the [introductory letter](#) with guidelines and the [application form](#). If you have questions, please email smarquardt@swamc.org and we will get back to you as quickly as we can.

Thank you to the Rasmuson Foundation for reaching out to SWAMC in order to serve Southwest Alaska through the generosity of the donors who make up the AK Can Do family. We appreciate your heart.

Regional Updates



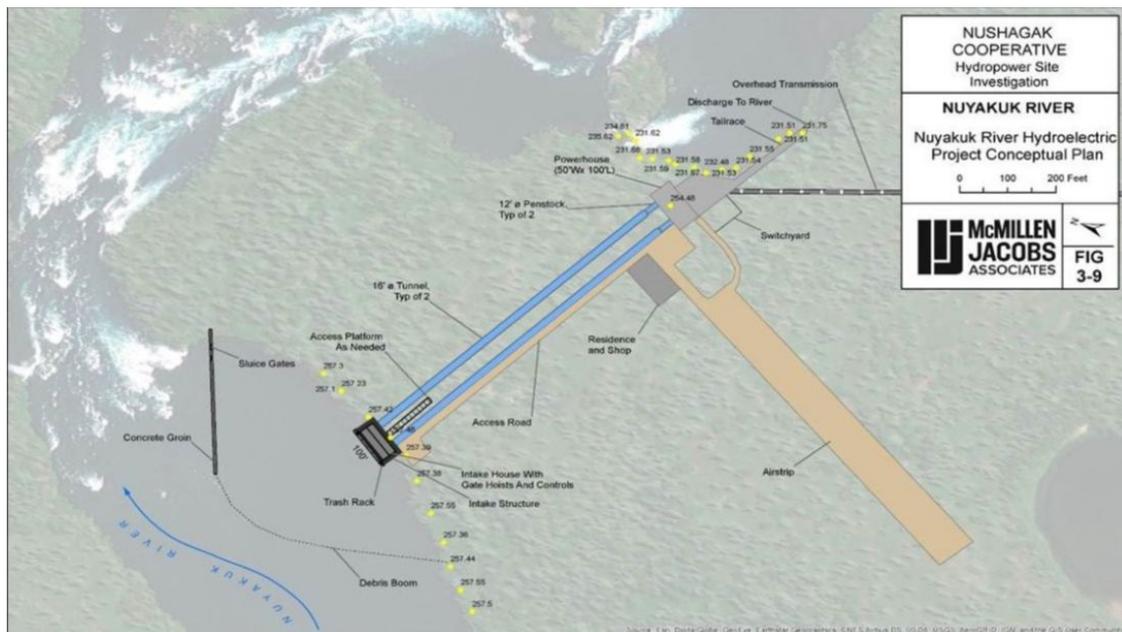
Photo credit: Cordova Telecom

Free Spectrum License for Tribes Ends Soon

On February 3, the Federal Communications Commission opened a 6-month Tribal Priority Window for tribes nationwide to apply for and receive a valuable wireless frequency spectrum for free. This spectrum, the 2500 megahertz frequency band, has exceptional broadband service benefits in terms of speed and capacity. Time is running out for Alaska's tribes: the "window" closes on August 3. After that, the FCC will auction the spectrum for any part of the country still unlicensed. That includes lands of tribes failing to apply. Only a handful of Alaska's 229 eligible

Harold Johnston, president of native-owned Alaska Tribal Broadband (ATB), says, “that would be a huge lost opportunity if tribes do not apply for the license. This broadband spectrum is a major asset. Tribes get to own it for free. The auction will yield hundreds of millions, if not billions, of dollars for the FCC. It’s that valuable, and certain carriers are itching to get their hands on it!” Harold thinks the slow response has a lot to do with misinformation about the difficulty of filing or penalties if tribes don’t build infrastructure using the spectrum. He and his ATB team hear that frequently, but easily dispel the misunderstanding: “Look, there is absolutely no risk. You get to own this spectrum for free. We believe it has tremendous value to improve your broadband service. If you don’t want to do anything with it for a while, lease it out to one of the wireless carriers who will be standing in line to lease it from you. But, we think you should consider using it to improve your broadband service. ATB offers free license filing support to all Alaska tribes. Please don’t let this opportunity go to waste. It’s an asset to pass down to future generations”.

Email Harold Johnston at hjohnston@akTribalBroadband.com for more information.



Nuyakuk River Hydroelectric Project

Update provided by Robert Himschoot, CEO/General Manager of Nushagak Cooperative

Project Vision: This run-of-river project will generate electricity year-round and produce up to 12 MW of power, depending on the season and associated river flow. Electricity and optical fiber would be provided to the communities of Dillingham, Aleknegik, Koliganek, New Stuyahok, Ekwok, and Levelock. Project generation potential has been estimated using over 60 years of federally collected site-specific flow data. Based upon this analysis, the seasonal generation capacity matches, or exceeds, the demand for power in these communities. This project will replace up to 2.35 million gallons of diesel fuel annually; financial forecasting promises regional energy savings of \$112.5M over the first 40 years of operation.

Hydroelectric projects in Alaska have a successful history of providing electric rate reduction,

displaying the same type of longevity potential. We believe the combination of renewable energy and increased broadband access will provide the basis for economic and social improvement and growth in the region for generations to come.

Project Overview: This Nuyakuk River Project location provides many advantages for low-impact hydroelectric development. Twenty-six feet of elevation drop occurs rapidly through a series of falls in a 2500' stretch of river. The location of these falls at an oxbow (bend) would allow for a flow diversion of only 1500' without the need for a dam. Our intent is to meet generation goals while at the same time having minimal negative impact on the environment. Key project characteristics include:

- Natural topographic & hydrologic features that benefit diversion and reintroduction of flow
- Vast upstream lake system that captures 1,544 square miles of watershed and acts as a natural sediment trap
- Low visual impact site with minimal project footprint
- No disturbance of the natural course of the river
- Short bypass reach (portion of the river that is affected) through falls area that possesses limited to no salmon rearing or spawning habitat
- Potentially positive impact for upstream fish passage through falls via reduction of high water velocities that currently create barriers during key migration periods.

Project Status: Nushagak Electric & Telephone Cooperative (NETC) initiated a feasibility assessment for this project in late 2017. Since confirming initial feasibility, NETC has held more than 95 stakeholder meetings involving local communities, Native corporations, State and Federal law makers, and others. This outreach has been well received, and we have been able to build strong support for this renewable energy and telecommunications project.

During the 2019 session of the Alaska State Legislature, legislation was passed unanimously to authorize NETC to continue feasibility studies within Wood Tikchik State Park, where a portion of the Nuyakuk project is located. The Alaska Dept. of Natural Resources and its Division of Parks supported the legislation that was signed into law by Gov. Dunleavy in August 2019.

NETC received a preliminary permit from the Federal Energy Regulatory Commission (FERC) in June 2018. This permit provides NETC priority to the site for the purposes of beginning the federal licensing process including development and implementation of a study plan. NETC is currently in the Study Plan development stage of the FERC Licensing Process. The Study Plan sets the stage for the upcoming natural resource and engineering studies that will ultimately determine the feasibility and layout (infrastructural and operational) for the project.

Pre-Application, Scoping, and Study Plan documents, along with all public comments filed, can be viewed and downloaded from FERC's eLibrary site by searching the docket number **P-14873** here: https://elibrary.ferc.gov/idmws/docket_search.asp.

Contact Robert Himschoot at rhimschoot@nushagak.coop with questions.

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