

CITY OF DILLINGHAM, ALASKA

ORDINANCE NO. 2012-06

AN ORDINANCE OF THE DILLINGHAM CITY COUNCIL AMENDING TITLE 4 OF THE DILLINGHAM MUNICIPAL CODE BY ADOPTION OF A NEW CHAPTER 4.07 ESTABLISHING A REGIONAL FISHERIES IMPROVEMENT FUND

WHEREAS, the City of Dillingham filed a petition to annex territory adjacent to existing city boundaries (“the Annexed Area”) with the State of Alaska Local Boundary Commission (“LBC”); and

WHEREAS, the LBC approved the City’s annexation petition on December 14, 2011; and

WHEREAS, the annexation will not become effective unless it is approved by a majority of City voters; and

WHEREAS, the City Council by Resolution 2010-85 has established a Regional Fisheries Improvement Fund (“the Fund”); and

WHEREAS, the City Council wishes to further set forth the purposes and mechanisms of the Fund;

BE IT ENACTED BY THE COUNCIL OF THE CITY OF DILLINGHAM, ALASKA:

Section 1. Amendment of Title 4. Title 4 of the Dillingham Municipal Code is hereby amended by adoption of a new Chapter 4.07 to read as follows:

Chapter 4.07

REGIONAL FISHERIES IMPROVEMENT FUND

Sections:

- 4.07.010** **Definitions.**
- 4.07.020** **Establishment of fund.**
- 4.07.030** **Annual transfer.**
- 4.07.040** **Adoption of regional priorities, capital improvements program.**
- 4.07.050** **Use of funds.**

4.07.010 **Definitions.**

As used in this chapter:

“Regional Fisheries Improvement fund” means a fund to be used only for capital projects, including planning, designing, engineering and associated costs that are anticipated to improve the commercial and subsistence fisheries within the City.

"Regional priorities" means an annual compilation of the fisheries improvement capital projects formulated after public hearings in Dillingham and outreach with communities within the Bristol Bay region including Aleknagik, Clark's Point, Ekuk, Ekwo, Koliganek, Manokotak, New Stuyahok and Portage Creek for presentation to the State Legislators and Governor.

4.07.020 Establishment of fund.

There shall be established a regional fisheries improvement fund beginning July 1, 2012. Monies to be deposited into this fund will be from revenues to be collected as raw fish tax and held as an unappropriated reserve in an amount not less than five (5) per cent of total fish tax revenue collected in the previous fiscal year or any other amount the Council deems appropriate.

4.07.030 Annual transfer.

Annually at the adoption of the fiscal budget a portion of the anticipated unappropriated reserve derived from funds collected as raw fish tax may be transferred to this fund.

4.07.040 Adoption of regional priorities, capital improvements program.

The council shall seek input on regional priorities with communities within the Bristol Bay region including Aleknagik, Clark's Point, Ekuk, Ekwo, Koliganek, Manokotak, New Stuyahok and Portage Creek in conjunction with the adoption of that portion of the city's fiscal budget to be transferred to this fund.

4.07.050 Use of funds.

The Council may authorize expenditures from the regional fisheries improvement fund for planning, design and engineering for capital projects that are anticipated to improve the commercial and subsistence fisheries within the City. A commitment of funds may be made by the council to be used for the entire share or the local share requirement.

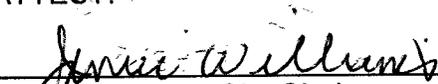
Section 2. Effective Date. This ordinance shall be effective June 1, 2012 but only if a ballot proposition approving adding the Annexed Area to the City of Dillingham is approved by the voters of Dillingham in a special election to be held on or about April 10, 2012.

PASSED and ADOPTED by a duly constituted quorum of the Dillingham City Council on April 5, 2012.

SEAL: 



Alice Ruby, Mayor

ATTEST: 

Janice Williams, City Clerk