CITY OF
DILLINGHAM
ALASKA

Alice Ruby, **Mayor**

Council Members
• Chris Napoli (Seat A) • Chris Maines (Seat B) • Aksel Buholm (Seat C)
• Curt Armstrong (Seat D) • Andy Anderson (Seat E) • Gregg Marxmiller (Seat F)

DILLINGHAM CITY COUNCIL
David B. Carlson Council Chambers
Dillingham City Hall, 141 Main Street, Dillingham, AK 99576 (907) 842-5212

REGULAR MEETING	7:00 P.M.	JUNE 20, 2019

1. CALL TO ORDER

2. ROLL CALL

3. APPROVAL OF MINUTES
a. Regular Council Meeting, June 6, 2019 .....page 3

4. APPROVAL OF CONSENT AGENDA

APPROVAL OF AGENDA

5. STAFF REPORTS
a. City Manager Report

6. PUBLIC HEARINGS

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

8. ORDINANCES AND RESOLUTIONS
a. Adopt Ordinance 2019-02; An Ordinance of the Dillingham City Council Amending the Budget by Adopting Budget Amendment No. 1 and Appropriating Funds for the FY2019 City of Dillingham Budget .....page 9

b. Adopt Ordinance No. 2019-03(S); An Ordinance of the Dillingham City Council Adopting the Budget and Appropriating Funds for the FY 2020 City of Dillingham Budget .....page 15

c. Introduce Ordinance No. 2019-04; An Ordinance of the Dillingham City Council Amending Title 1 and Title 7, Animals, to Clarify Applicable Penalties for Certain Offenses and the Procedure for Payment of Fines, and to make Corrections to the Minor Offense Schedule and Certain Municipal Code Practices .....page 27

d. Adopt Resolution 2019-16; A Resolution of the Dillingham City Council Authorizing the City Manager to Waive the Purchasing Requirements to Award a Contract to the McDowell Group for a Waterfront Strategic Plan .....page 37

e. Adopt Resolution 2019-17; A Resolution of the Dillingham City Council Authorizing the City to Apply for a Loan from the Alaska Clean Water Fund .....page 47

Amended

f. Adopt Resolution 2019-18(A); A Resolution of the Dillingham City Council Approving a Long Term Encroachment (LTE) Permit for Nushagak Electric to Extend the Fiber Optic Network to Residents on Waskey Road .....page 53

9. UNFINISHED BUSINESS

a. Citizen Committee Appointments
   1) Senior Advisory Commission – 1 seat open

b. Progress Report
   1) Dave Carlson House Property
   2) Territorial School

10. NEW BUSINESS

a. Adopt Action Memorandum 2019-07; Approve Temporary Use of City Land .....page 61

b. Adopt Action Memorandum 2019-08; Approve Contract Extension No. 3 with Consulting Alaska for Lobbying Services

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

12. COUNCIL COMMENTS

13. MAYOR'S COMMENTS

14. EXECUTIVE SESSION

a. Personnel Matter

15. ADJOURNMENT

Amended

CITY OF DILLINGHAM, ALASKA

RESOLUTION NO. 2019-18(A)

A RESOLUTION OF THE DILLINGHAM CITY COUNCIL APPROVING A LONG TERM ENCROACHMENT (LTE) PERMIT FOR ~~WILL CHANEY~~ NUSHAGAK ELECTRIC TO EXTEND THE FIBER OPTIC NETWORK TO RESIDENTS ON WASKEY ROAD

WHEREAS, according to Dillingham Municipal Code 12.08.010 an encroachment is considered as any object above ground or below belonging to a private owner other than the municipality which has been or caused to be constructed or located within streets, public rights of way or other property dedicated to a public use; and

WHEREAS, Nushagak Cooperative received a request to install residential utility services by extending the fiber optic network on Waskey Road; and

WHEREAS, there are no objections to the installation as proposed; and

WHEREAS, it is in the public interest to allow this installation; and

WHEREAS, DMC 12.08 requires City Council and Planning Commission approval for any object belonging to a private owner other than the municipality that is placed in streets, public rights-of-way or other property dedicated to a public use, for longer than one year; and

WHEREAS, on June 12, 2019, the Dillingham Planning Commission approved the LTE permit application and recommends City Council authorize the long term encroachment;

NOW, THEREFORE, BE IT RESOLVED that the Dillingham City Council approves the long term encroachment Waskey Road:

- That any underground electric infrastructure be buried at least 42" throughout the right of way;
- That the property owners notify the City of Dillingham Administration, Public Works Department, and the Public Safety Department 48 hours in advance of any work on public lands or in the public rights of way;
- That the property owners restore the public land or public right of way to this former condition or better after completing the utility installations; and
- That Nushagak Cooperative provides updated documentation in the form of as-built, documenting the actual location of the utilities within one month following construction.
-

PASSED AND ADOPTED by a duly constituted quorum of the Dillingham City Council June 20, 2019.

Alice Ruby, Mayor

ATTEST:

[SEAL]

Lori Goodell, City Clerk

Amended

City of Dillingham Action Memorandum Agenda of: June 20, 2019

Action Memorandum No. 2019-08

Subject:

Approve Contract Extension No. 3 with Consulting Alaska for Lobbying Services.

City Manager: Recommend Approval

Signature: _____

Fiscal Note: ☑ Yes ☐ No **Funds Available:** ☑ Yes ☐ No

Other Attachments:

Summary Statement:

The City continues to have a need to monitor legislative, administrative and regulatory actions of the State, especially those that could impact our community. The City also submits annual request for funding assistance to the Governor and Legislature for key infrastructure projects and actively promotes these projects.

The City has been contracting with Consulting Alaska since May 2012, to advocate on our behalf, and have been satisfied with their services. The current Contract Amendment No. 3 expires on June 30, 2019 and includes an option for an extension based upon satisfactory review by the Mayor and City Council.

I am recommending an extension of the contract through June 30, 2021, an additional two years, for an amount not to exceed $25,000/per year that includes any travel expenses to Dillingham on a reimbursable basis not to exceed $1,000.

With the contract extension for another term of two years, Consulting Alaska agreed to reduce the overall cost of services by $6,000 in light of the challenging fiscal environment.

Action Memorandum No. 2019-08

Summary Statement continued:

PASSED and APPROVED by a duly constituted quorum of the Dillingham City Council on _____.

_____
Mayor

ATTEST: [SEAL]

_____
City Clerk

Route to	Department Head	Date
	Finance Director	
X	City Clerk	

City of Dillingham
Fiscal Note

Agenda Date: June 20, 2019

Contract Extension No. 3 with Consulting Alaska for Lobbying Services

ORIGINATOR: Finance Director

FISCAL ACTION (TO BE COMPLETED BY FINANCE)		FISCAL IMPACT ☑ YES ☐ NO
AMOUNT REQUESTED: $50,000		FUNDING SOURCE **General Fund**
FROM ACCOUNT 1000 7025 10 11 0000 0	$50,000	Project Lobbying services at Juneau
TO ACCOUNT:	VERIFIED BY: Anita Fuller	Date: 6/17/2019

EXPENDITURES

OPERATING	FY19	FY20	FY21	FY22
1000 7025 10 11 0000 0		$ 25,000.00	$ 25,000.00	
TOTAL OPERATING	$ -	**$ 25,000.00**	**$ 25,000.00**	$ -

CAPITAL	$ -			

REVENUE	-			

FUNDING

General & Special Rev. Funds		$ 25,000.00	$ 25,000.00	
State/Federal Funds				
Capital Project				
Other				
TOTAL FUNDING	**$ -**	**$ 25,000.00**	**$ 25,000.00**	**$ -**

POSITIONS

Full-Time				
Part-Time				

Analysis: (Attach a separate page if necessary) See Action Memorandum 2019-08

PREPARED BY: Anita Fuller June 17, 2019

DEPARTMENT: Finance

APPROVED BY: Cynthia S. Rogers 6/17/2019

CONTRACT AMENDMENT NO. 4

WHEREAS, the City of Dillingham has contracted with Consulting Alaska for State lobbying services; and

WHEREAS, the original term covered by the contract was May 1, 2012 through June 30, 2013, a one-year contract with an option for and extension based upon a satisfactory review; and

WHEREAS, the Council approved an extension, Amendment No. 1, a two-year extension through June 30, 2015, and again approved an extension, Amendment No. 2, a two-year extension through June 30, 2017; and finally approved an extension, Amendment No. 3, a two-year extension through June 30, 2019;

WHEREAS, both parties desire to once again renew the contract and in doing so incorporate the amendments set forth herein:

NOW, THEREFORE, BE IT RESOLVED that the City of Dillingham (City) and Consulting Alaska (Consultant) do hereby agree to extend the May 23, 2012 Contract according to the terms stated below:

A. The City is further extending the contract to Consultant to June 30, 2021;
B. City agrees to pay Consultant $2,000 a month for lobbying services plus any travel expenses to Dillingham on a reimbursable basis not to exceed $1,000 for a total yearly contract not to exceed $25,000;
C. All other terms and conditions of the May 23, 2012 Contract continues to apply and bind the parties to the extent not expressly provided herein. In the event of a conflict in terms, the terms set forth in this renewal shall apply.

The parties agree and covenant that all terms of the original agreement not expressly amended herein remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals the day and year written below:

City of Dillingham	Consulting Alaska
By:_____	By:_____
Title: _____	Title: _____
Date: _____	Date: _____