



City of Valdez

212 Chenega Ave.
Valdez, AK 99686

Meeting Agenda

City Council

Tuesday, February 21, 2017

7:00 PM

Council Chambers

Work Session (Alyeska/SERVS Marine Services Transition) & Regular Meeting

WORK SESSION AGENDA - 6:00 pm

Transcribed minutes are not taken for Work Sessions. Audio is available upon request.

1. [Work Session: Alyeska/SERVS Marine Services Transition](#)

REGULAR AGENDA - 7:00 PM

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. CORPORATIONS

1. [Appointment to Valdez Museum and Historical Archive Association Board of Directors](#)

V. APPROVAL OF MINUTES

1. [Regular Meeting Minutes of February 7, 2017](#)

VI. PUBLIC BUSINESS FROM THE FLOOR

VII. CONSENT AGENDA

1. [Approval of 2017 Community Purpose Property Tax Exemption Program Applications](#)
2. [Approval of Senior Citizen Hardship Property Tax Exemption for Barbara Ezell](#)

VIII. NEW BUSINESS

1. [Approval of a Professional Services Agreement \(PSA\) with RSA Engineering in the amount of \\$86,883 for Design of a Replacement Potable Water Distribution System within the Providence Valdez Medical Center \(PVMC\) and Gilson Clinic](#)

2. [Approval to Submit Application to the Alaska Department of Transportation & Public Facilities to Vacate & Acquire Portions of Dayville Road Right-of-Way](#)
3. [Discussion Item: 2017 Flood Mitigation Plan](#)
4. [Approval of Professional Services Agreement in the Amount of \\$88,506 with DOWL for Flood Mitigation Work](#)

IX. ORDINANCES

1. [#17-03 - Amending Title 9 of the Valdez Municipal Code Titled Public Peace and Welfare. Second Reading. Adoption.](#)

X. RESOLUTIONS

1. [#17-04 Endorsing the Prince William Sound Regional Citizens' Advisory Council for Recertification by the U.S. Coast Guard](#)
2. [#17-05 Supporting Alaska State Senate Bill 7 Establishing a Museum Construction Grant Program in the Department of Commerce, Community, and Economic Development](#)
3. [#17-06 Supporting the Rebuilding of Cordova South Harbor](#)

XI. REPORTS

1. [Human Resources Report](#)
2. [Fire Station #1 Mold Report - January 2017](#)
3. [January 2017 Building Permit & Inspection Report](#)
4. [Aleutian Village Update Report](#)
5. [Report on Success Metrics for Small Business Development Center Workshops](#)
6. [Population Count Update](#)

XII. CITY MANAGER / CITY CLERK / CITY ATTORNEY / MAYOR REPORTS

1. City Manager Report
2. City Clerk Report
3. City Attorney Report

4. City Mayor Report

1. [Mayor Report - February 21, 2017](#)

XIII. COUNCIL BUSINESS FROM THE FLOOR

XIV. ADJOURNMENT

XV. APPENDIX

1. [Council Calendars - February and March 2017](#)



Agenda Statement

File #: 17-0089 **Version:** 1

Type: Work Session Item **Status:** Agenda Ready

File created: 2/15/2017 **In control:** City Council

On agenda: 2/21/2017 **Final action:**

Title: Work Session: Alyeska/SERVS Marine Services Transition

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Work Session: Alyeska/SERVS Marine Services Transition

SUBMITTED BY: Allie Ferko, CMC, Deputy City Clerk

FISCAL NOTES:

Expenditure Required: N/A
Unencumbered Balance: N/A
Funding Source: N/A

RECOMMENDATION:

Work session item.

SUMMARY STATEMENT:

Tonight's work session will include a presentation by Mr. Mike Day, SERVS Transition Manager, regarding the Alyeska/SERVS marine services transition.

Mr. Andrés Morales, SERVS Director, and Mr. Brent Lirette, Alaska Operations Manager for Edison Chouest Offshore, will also be present to answer City Council questions.

Presentation handouts will be provided by the Alyeska/SERVS team during the work session.



Agenda Statement

File #: 17-0090 **Version:** 1

Type: Corporations **Status:** Agenda Ready

File created: 2/13/2017 **In control:** City Council

On agenda: 2/21/2017 **Final action:**

Title: Appointment to Valdez Museum and Historical Archive Association Board of Directors

Sponsors:

Indexes:

Code sections:

Attachments: [Reich_VMHA Board Application February 2017](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Appointment to Valdez Museum and Historical Archive Association Board of Directors

SUBMITTED BY: Allie Ferko, CMC, Deputy City Clerk

FISCAL NOTES:

Expenditure Required: N/A
Unencumbered Balance: N/A
Funding Source: N/A

RECOMMENDATION:

Appoint Mr. Eric Reich to a three year term on the Valdez Museum and Historical Archive Association (VMHA) Board of Directors.

SUMMARY STATEMENT:

Two vacancies currently exist on the VMHA Board of Directors due to term expiration.

Following a second round of advertising, the City Clerks Office received one application by the established deadline:

1. Eric Reich

The City Clerks Office will continue to advertise for the remaining vacancy.



Agenda Statement

File #: 17-0091 **Version:** 1

Type: Minutes **Status:** Agenda Ready

File created: 2/16/2017 **In control:** City Council

On agenda: 2/21/2017 **Final action:**

Title: Regular Meeting Minutes of February 7, 2017

Sponsors:

Indexes:

Code sections:

Attachments: [Draft City Council Regular Meeting Minutes 020717](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Regular Meeting Minutes of February 7, 2017

SUBMITTED BY: Allie Ferko, CMC, Deputy City Clerk

FISCAL NOTES:

Expenditure Required: N/A
Unencumbered Balance: N/A
Funding Source: N/A

RECOMMENDATION:

Receive and file.

SUMMARY STATEMENT:

Draft City Council regular meeting minutes of February 7, 2017 are attached for Council review.



Agenda Statement

File #: 17-0092 **Version:** 1

Type: Consent Item **Status:** Consent Agenda

File created: 1/31/2017 **In control:** City Council

On agenda: 2/21/2017 **Final action:**

Title: Approval of 2017 Community Purpose Property Tax Exemption Program Applications

Sponsors:

Indexes:

Code sections:

Attachments: [#CPE Explanation](#)
[2017 Community Purpose Exemption Applications Spreadsheet](#)
[Advocates for Victims of Violence \(551 Woodside Dr.\) CPE Application 2017](#)
[American Legion \(340 Galena Dr.\) CPE Application 2017](#)
[Connecting Ties - Second Time Around \(113 Fairbanks St.\) CPE Application 2017](#)
[Frontier Community Services \(825 Cottonwood Dr.\) CPE Application 2017](#)
[Frontier Community Services \(1235 Coho Pl.\) CPE Application 2017](#)
[KCHU \(148 Pioneer Dr.\) CPE Application 2017](#)
[KCHU \(2410 McKinley St.\) CPE Application 2017](#)
[VFDA \(1561 Dayville Rd - ASLS 82-183 ADL 214.746\) CPE Application 2017](#)
[VFDA \(1561 Dayville Rd - Tract A ATS 1140\) CPE Application 2017](#)
[VFDA \(1561 Dayville Rd - Tract B ATS 1140\) CPE Application 2017](#)
[VFDA \(1561 Dayville Rd - Tract C ATS 1140\) CPE Application 2017](#)
[VFDA \(1651 Dayville Rd - ATS 1358\) CPE Application 2017](#)
[VFDA \(1651 Dayville Rd - Tract A ASLS 88-140\) CPE Application 2017](#)
[VFDA \(1651 Dayville Rd - Tract B ASLS 88-140\) CPE Application 2017](#)
[VFDA \(1670 Dayville Rd - Site #2 MS 1097\) CPE Application 2017](#)
[VFDA \(1700 Dayville Rd - Site #1 MS 1097\) CPE Application 2017](#)
[VFDA \(1701 Dayville Rd - Tract 1 ATS 1595\) CPE Application 2017](#)
[VFDA \(1815 Mineral Creek Loop Rd - USS 3329\) CPE Application 2017](#)
[VFDA \(1820 Mineral Creek Loop Rd - ATS 564 Parcel B\) CPE Application 2017](#)
[VFDA \(1825 Mineral Creek Loop Rd - Lot B of Lot 1 USS Survey 3682 Plat 2005-11\)](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Approval of 2017 Community Purpose Property Tax Exemption Program Applications

SUBMITTED BY: Allie Ferko, CMC, Deputy City Clerk

FISCAL NOTES:

Expenditure Required: N/A

Unencumbered Balance: N/A

Funding Source: N/A

RECOMMENDATION:

Approve 2017 Community Purpose Property Tax Exemption Program applications.

SUMMARY STATEMENT:

The property of an organization not organized for business or profit-making purposes and used exclusively for community purpose may be exempt from taxation under Valdez Municipal Code (Chapter 3.12.050).

That portion of the property regularly used for commercial purposes other than the organization's exempt purpose, however, shall be subject to taxation by the City.

In order to qualify for the exemption, the applicant must file with the City Clerk's Office a written application for the exemption no later than January 15th of the assessment year for which the exemption is sought. Applicants must use a standard form provided by the City.

Community purpose property tax exemptions must be approved by the City Council annually. An exemption granted shall only be for the assessment year for which the exemption is sought.

The City Clerk's Office received qualified 2017 community purpose applications from:

- **Advocates for Victims of Violence** (One property @ 100%)
- **American Legion** (One property @ 100%)
- **Connecting Ties - Second Time Around** (One property @ 100%)
- **Frontier Community Services** (Two properties @ 100%)
- **KCHU** (Two properties - One @ 100%; One at 50%)
- **Valdez Fisheries Development Association** (Thirteen properties @ 100%)

A spread sheet is attached listing the applicant name, parcel identifiers, parcel value (land & improvements), and the anticipated tax exemption to be granted upon approval. Tax exemption applications are also provided for easy reference. All qualified applicants seeking the 2017 Community Purpose Property Tax Exemption were granted the exemption in 2016.



Agenda Statement

File #: 17-0093 **Version:** 1
Type: Consent Item **Status:** Consent Agenda
File created: 1/31/2017 **In control:** City Council
On agenda: 2/21/2017 **Final action:**
Title: Approval of Senior Citizen Hardship Property Tax Exemption for Barbara Ezell
Sponsors:
Indexes:
Code sections:
Attachments: [Calculations Spreadsheet 2017 Hardship Senior Citizen Tax Exemption Ezell](#)
[Ezell 2017 Hardship Senior Citizen Property Tax Exemption Application](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Approval of Senior Citizen Hardship Property Tax Exemption for Barbara Ezell

SUBMITTED BY: Allie Ferko, CMC, Deputy City Clerk

FISCAL NOTES:

Expenditure Required: N/A
Unencumbered Balance: N/A
Funding Source: N/A

RECOMMENDATION:

Approve senior citizen hardship property tax exemption for Barbara Ezell

SUMMARY STATEMENT:

The City Clerk's office received an application for the Senior Citizen Hardship Property Tax Exemption Program from Ms. Barbara Ezell.

In accordance with AS 29.45.030(e) and 3AAC 135.040, a municipality may, in case of hardship, provide for an exemption beyond the mandatory Senior Citizen and Disabled Veteran Property Tax Exemption.

The **mandatory** exemption provides that the first \$150,000 of the assessed value of real property owned by a senior citizen (65 years of age or older), a qualifying widow/widower of a senior citizen, or a disabled veteran (with a disability rating of 50% and above) is exempt from property taxes. State

statute and Valdez municipal code requires annual application from the eligible citizen to receive the mandatory exemption. The mandatory exemption does not require City Council action if the citizen meets eligibility requirements.

Senior Citizen and Disabled Veteran **Hardship** Property Tax Exemption applications must also be submitted each year, but are required to be reviewed and approved by City Council. The hardship exemption only applies to those individuals who first qualify for the mandatory Senior Citizen/Disabled Veteran tax exemption.

Furthermore, **to qualify for the hardship exemption, the amount of the applicant's tax bill must be greater than two percent of the applicant's annual gross household income (AGHI).**

"Hardship" exists when the amount of property taxes owed is in excess of two percent of an applicant's AGHI. "Gross household income" means total annual compensation, earned and unearned, from all sources including social security and the permanent fund dividend, of all members of the household. Thus, **the hardship exemption is granted only for that portion of the applicant's property taxes in excess of two percent of the AGHI.**

Ms. Ezell's application meets the criteria set forth in AS 29.45.030(e) and 3AAC 135.040(b)(c)(d)(e). Ms. Ezell submitted appropriate IRS documentation with her application as required. This information is on file in the City Clerk's Office and verifies her 2016 **annual gross household income (AGHI) is \$ 34,742**. Please find a spreadsheet attached with calculations related to Ms. Ezell's application, which includes assessed property value, exemptions, AGHI, and allowable hardship exemption amounts.

Please note, Ms. Ezell has received the senior citizen hardship property tax exemption every year since 2003.



Agenda Statement

File #: 17-0094 **Version:** 1

Type: New Business **Status:** Agenda Ready

File created: 2/13/2017 **In control:** City Council

On agenda: 2/21/2017 **Final action:**

Title: Approval of a Professional Services Agreement (PSA) with RSA Engineering in the amount of \$86,883 for Design of a Replacement Potable Water Distribution System within the Providence Valdez Medical Center (PVMC) and Gilson Clinic

Sponsors:

Indexes:

Code sections:

Attachments: [PSA - Hospital and Clinic Copper Piping Replacement](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Approval of a Professional Services Agreement (PSA) with RSA Engineering in the amount of \$86,883 for Design of a Replacement Potable Water Distribution System within the Providence Valdez Medical Center (PVMC) and Gilson Clinic

SUBMITTED BY: Jason Miles, PE, Capital Facilities Director

FISCAL NOTES:

Expenditure Required: \$86,883
Unencumbered Balance: \$1,598,434.70
Funding Source: 310-9197-58000 (\$77,841)
310-4530-58000 (\$9,042)

RECOMMENDATION:

Approve a Professional Services Agreement (PSA) with RSA Engineering in the amount of \$86,883 for design of a replacement potable water distribution system within the Providence Valdez Medical Center (PVMC) and Gilson Clinic.

SUMMARY STATEMENT:

The Providence Valdez Medical Center has experienced ongoing domestic water piping failures due to corrosion. The scope of work will be to replace the cold water, hot water, and hot water recirculation systems in their entirety with corrosion-proof, polymer-based piping. Staff considered a more cost-effective alternative to install a silica injection system for the purpose of coating the inside

of the existing water pipes, but there can be no guarantees this approach would result in a leak-proof system. The Gilson Clinic piping will also be addressed through this project.

Staff recommends not including the Construction Administration (CA) services portion of RSA's proposal at this time. We will negotiate CA services following the construction contract award. The level of CA services required will depend on the experience the general contractor and subcontractors possess.



Agenda Statement

File #: 17-0095 **Version:** 1
Type: New Business **Status:** Agenda Ready
File created: 2/13/2017 **In control:** City Council
On agenda: 2/21/2017 **Final action:**
Title: Approval to Submit Application to the Alaska Department of Transportation & Public Facilities to Vacate & Acquire Portions of Dayville Road Right-of-Way
Sponsors:
Indexes:
Code sections:
Attachments: [SGH Right of Way.pdf](#)
[VFDA ROW Survey.PDF](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Approval to Submit Application to the Alaska Department of Transportation & Public Facilities to Vacate & Acquire Portions of Dayville Road Right-of-Way

SUBMITTED BY: Lisa Von Barga, CED Director

FISCAL NOTES:

Expenditure Required: \$400

Unencumbered Balance: \$601,820

Funding Source: 350-8000-55000.582 (Reserve Fund - Land Development)

RECOMMENDATION:

Approve Submittal of Application to the Alaska Department of Transportation & Public Facilities to Vacate & Acquire Portions of Dayville Road Right-of-Way.

SUMMARY STATEMENT:

Portions of the hatchery facilities owned by Valdez Fisheries Development Association (VFDA) adjacent to Dayville Road are located within the Right-of-Way (ROW) owned by the Alaska Department of Transportation (ADOT). This requires VFDA to obtain and regularly renew an air space permit for this ROW encroachment. ADOT has expressed an interest in vacating this portion of the Dayville Road ROW. However, when ROW is vacated, it is the adjoining landowner that must request the vacation. The City of Valdez is the land owner of the vast majority of the existing property. This land is leased by the City to VFDA. There is also a small footprint of land in this area owned by the Alaska Department of Natural Resources (DNR). VFDA leases this land from DNR and has submitted a request to purchase it.

VFDA has submitted a formal request to the City of Valdez to request this ROW vacation by ADOT. The process is as follows:

- The City submits an application for ROW vacation and acquisition
- ADOT puts together a proposal and circulates it for internal review
- The property is surveyed - the City hires the surveyor and covers this cost (the property may come with some utility and drainage easements)
- The property is appraised - the City hires the appraiser and covers this cost
- ADOT reviews and gets to approve the appraisal. If ADOT owns the ROW in fee the sales price is the full appraised value. If the ROW is an easement interest only the sales price is 90% of the appraised value. This is not negotiable.

If the City is successful in purchasing the property we would then enter into a long term lease with VFDA for the property. This would allow the City to recoup the purchase price over time through annual rental fees. By code, the City leases property at 10% of the fair market appraised value, annually. In the attached letter from VFDA they have expressed a preference in purchasing the property from the City, if the City is able to acquire it. Currently it is the policy of the City that uplands adjacent to tidelands are to be leased only, and not sold. However, that is the Council's decision to make. There are many other upland lessees that would like to acquire land currently leased to them by the City; like Peter Pan and Silver Bay Seafoods. This issue can be sorted out if and when ADOT agrees to vacate the ROW and if the City agrees to purchase it.

The City can treat this the same way we treat a request to lease property. The lessee is responsible for the survey and appraisal costs. If the City decides, these costs can be passed on to VFDA.

At this time, Administration is requesting permission to submit an application for this area of ROW to be vacated. Council will be asked to take action on any further work moving forward, such as a survey and appraisal.

While inquiring about this ROW section, staff inquired with ADOT if they might be willing to vacate that portion of the Dayville Road ROW in which a portion of Allison Point Campground is located. ADOT responded they might be willing to consider it. In addition to the ROW adjacent to VFDA, Administration is requesting permission to apply for vacation of the ROW surrounding Allison Point. Each application is \$200, so the expenditure for this effort is \$400.

ADOT has agreed to grant VFDA the airspace permit in the ROW they need for their current expansion, so there is no time rush for this effort. However, Administration will be in Juneau February 27-March 2. This is an excellent opportunity to meet with the administrative staff of ADOT to discuss this issue. Staff wanted approval from Council to begin this process prior to the Juneau trip.



Agenda Statement

File #: 17-0096 **Version:** 1

Type: Discussion Item **Status:** Agenda Ready

File created: 2/16/2017 **In control:** City Council

On agenda: 2/21/2017 **Final action:**

Title: Discussion Item: 2017 Flood Mitigation Plan

Sponsors:

Indexes:

Code sections:

Attachments: [2017 Flood Mitigation Plan.pdf](#)
[2017 Flood Mitigation Scope.pdf](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Discussion Item: 2017 Flood Mitigation Plan

SUBMITTED BY: Lisa VonBargen, Community Development Director

FISCAL NOTES:

Expenditure Required: na
Unencumbered Balance: na
Funding Source: na

RECOMMENDATION:

Discussion item only.

SUMMARY STATEMENT:

The Mayor's Gravel/Levee/Flood Task Force met on January 24th to discuss a variety of items. The most important of many take-aways from that meeting was the development of a Flood Mitigation Action Plan for work to be accomplished this year (2017).

A group of City staff met on February 3rd to address the needs of all three rivers (Mineral Creek, the Valdez Glacier Stream, and the Lowe River) and to develop a draft 2017 Action Plan. Following that the City staff group met with incoming City Manager, Elke Doom, on February 7th (her second day on the job) to brief her on Flood Mitigation needs. The 2017 Action Plan was presented to the Task Force on February 10th.

The 2017 Flood Mitigation Action Plan is attached for Council review and discussion. It is the intent of staff to go through the list of items associated with each river. The GIS mapping system will be online

in the Council Chambers so specific areas can be looked at in real time - this is why no static maps have been included with this agenda statement.

In addition to the Action Plan, a more detailed scope of work summary document (including timelines) provided by DOWL is included for Council review.



Agenda Statement

File #: 17-0097 **Version:** 1

Type: New Business **Status:** Agenda Ready

File created: 2/15/2017 **In control:** City Council

On agenda: 2/21/2017 **Final action:**

Title: Approval of Professional Services Agreement in the Amount of \$88,506 with DOWL for Flood Mitigation Work

Sponsors:

Indexes:

Code sections:

Attachments: [FloodMitigationPlan2017-2.14.2017.pdf](#)
[Valdez Flood Mitigation Phase I.pdf](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Approval of Professional Services Agreement in the Amount of \$88,506 with DOWL for Flood Mitigation Work

SUBMITTED BY: Lisa Von Bargen, CED Director

FISCAL NOTES:

Expenditure Required: \$88,506
Unencumbered Balance: \$2,531,238
Funding Source: 310-8060-58000 (Flood Mitigation)

RECOMMENDATION:

Approve Professional Services Agreement in the amount of \$88,506 with DOWL for Flood Mitigation Work.

SUMMARY STATEMENT:

On February 16th the Council and Gravel/Levee/Flood Task Force held a joint work session to go over the 2017 Flood Mitigation Action Plan. The plan includes assessments, gravel extraction plans, design/engineering, bid assistance and construction administration for projects in all three major rivers in Valdez (Mineral Creek, the Valdez Glacier Stream, and the Lowe River).

The program of work needs to be broken into two or three phases to be accomplished this year. Phase I includes the most time-sensitive items which must be finished so actual work can begin before high water this spring. The scope of Phase I is:

Mineral Creek	Gravel Extraction Plan	\$10,428
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Glacier Stream	Gravel Extraction Plan	\$26,385
Glacier Stream	Downstream Design	\$26,943
Lowe River	Review Levee Evaluation	\$13,840
Lowe River	Slope Improvement Design	\$10,910
Total		\$88,506

A copy of the proposal from DOWL is attached to this agenda statement. It outlines the detailed components of each task within the scope of work. Please understand the total Action Plan for 2017 requires two to three phases of work. The full scope of work expected to be accomplished this year is outlined in the 2017 Action Plan, discussed at the work session, and attached to this agenda statement for reference.

It is important to understand that Phase two and/or Phase three will come back for council approval in the form of additional contracts or change orders. The City has been working with DOWL on Flood Mitigation and Flood Response for the past two years. DOWL has an in-depth knowledge of flood-related issues in Valdez, and is currently in the process of working on items for the City - mostly related to the Glacier Stream south of the bridge.

A more detailed explanation of each task within Phase I is outlined below:

Mineral Creek Gravel Evaluation/Extraction Plan Spring 2017

Utilizing current permit amounts:

- a) Will require some agency coordination
- b) We will develop a gravel extraction plan showing the areas to remove gravel and provide access to those areas
- c) We will prepare a brief memo outlying permit stipulations, extraction areas, methods and travel

Glacier Stream Gravel Extraction Plan Spring 2017

Gravel Extraction Plan for South of the Bridge (material to be used for City and/or NRCS projects):

- a) We will work with resource agencies to acquire necessary permits
- b) We will develop a gravel extraction plan showing the areas to remove gravel and access to those areas
- c) We will prepare a brief memo outlining permit stipulations, extraction areas, methods and travel. Report will also include sediment budget analysis used to determine how much gravel, the effects of removal, and recommendations.
- d) NHC will develop a bed material sediment budget for Valdez Glacier stream based on a morphological approach. NHC anticipates that two lines of evidence will form the basis of the budget estimate. First, NHC will estimate the total volume of material eroded from the historic Valdez Glacier outwash fan since formation of the Pro-glacial lake. Because the bed material sediment input from the lake is known to be zero, this provides a long-term average rate of sediment movement. Second, NHC will examine available aerial photos to document more recent bank erosion, providing information to constrain the relationship between more recent/present day sediment transport rates and the long-term average. Supporting data including pebble counts to characterize bed material and ground-based observations of channel and bank conditions would be collected during a visit of NHC staff to Valdez coordinated with other projects on Mineral Stream and the Lowe River. Results of NHCs analysis will be documented in a brief technical memo with supporting maps and

graphics. This memo will be used to aid development of the implementation plan to remove sediment downstream from the Richardson Highway Bridge.

Glacier Stream Downstream Design Spring 2017

Confirm Finalization of Design for Solution between Bridge & TBD NRCS Project Area, Contract/Bid Assist, Construction Administration:

- a) We will prepare plans, and quantities for bidding the project
- b) We will work with the agencies to ensure that permits are obtained prior to construction
- c) We will provide bid assistance and CA Services/ oversight during construction

Lowe River Review Levee Evaluation Summer 2017

Review URS Levee Evaluation; Develop Project Action List for Groins 1 & 2

- a) We will review the previously performed levee evaluation and make recommendations for action at groins 1 and 2

Conduct Engineer's Assessment if gaps in URS Evaluation

- a) We will review the area (site visit that may be in conjunction with another visit) to determine if there are any information gaps or needs to be further evaluated

Lowe River Slope Improvement Design Summer 2017

Design, Contract/Bid Assist, Construction Administration for Slope Improvements & Armoring to Rick Wade Emergency Groin Construction:

- a) We will prepare plans, and quantities for bidding the project
- b) We will work with the agencies to ensure that permits are obtained prior to construction
- c) We will provide bid assistance and CA Services/ oversight during construction



Agenda Statement

File #: ORD 17-0003 **Version:** 1
Type: Ordinance **Status:** Second Reading
File created: 1/13/2017 **In control:** City Council
On agenda: 2/21/2017 **Final action:**
Title: #17-03 - Amending Title 9 of the Valdez Municipal Code Titled Public Peace and Welfare. Second Reading. Adoption.

Sponsors:

Indexes:

Code sections:

Attachments: [17-03 Amending Title 9 Public Peace and Welfare](#)

Date	Ver.	Action By	Action	Result
2/7/2017	1	City Council		
1/17/2017	1	City Council		

ITEM TITLE:

#17-03 - Amending Title 9 of the Valdez Municipal Code Titled Public Peace and Welfare. Second Reading. Adoption.

SUBMITTED BY: Sheri L. Pierce, MMC, City Clerk

FISCAL NOTES:

Expenditure Required: N/A
Unencumbered Balance: N/A
Funding Source: N/A

RECOMMENDATION:

Approve Ordinance #17-03 amending Chapter 9 of the Valdez Municipal Code titled Public Peace and Welfare. Second Reading. Adoption.

SUMMARY STATEMENT:

Following introduction for public hearing of this ordinance on January 17th the city council asked for an additional legal review of Chapter 9.32 - Weapons. Specifically, the question asked was if the ordinance language regarding carrying a firearm was in conflict with State Statute.

There was also concern by a citizen regarding the language in Chapter 9.16 associated with issuing checks on insufficient funds. Legal provided a review of these sections and in the process identified several more sections in Title 9 which required amendment. The following chapters have been

revised since introduction of the ordinance on January 17th:

9.12 - Offenses Against Public Peace and Decency

9.16 - Theft and Related Offenses

9.24 - Offenses by or Against Minors

9.32 - Weapons

Summary:

Senate Bill 91 was adopted by the Alaska legislature thereby reducing the class of crimes for certain offenses, changing certain offenses from crimes to minor offenses, and placing the prosecutorial burden with municipalities. This change required a review of the Valdez Municipal Code by legal counsel to determine amendments which must be brought forward in order to establish violation and penalty for offenses which will now will be charged and prosecuted under local ordinance.

During the review of Title 9 each chapter was also reviewed for conformance to state law, any violation of constitutional right under current state and federal laws, and after conferring with local law enforcement clarification of existing language and inclusion of some offenses not currently addressed by ordinance.

Chief Hinkle and the City Attorney will be available to address all amendments as presented.



Agenda Statement

File #: RES 17-0004 **Version:** 1
Type: Resolution **Status:** Agenda Ready
File created: 2/9/2017 **In control:** City Council
On agenda: 2/21/2017 **Final action:**
Title: #17-04 Endorsing the Prince William Sound Regional Citizens' Advisory Council for Recertification by the U.S. Coast Guard
Sponsors:
Indexes:
Code sections:
Attachments: [17-04 Recertification RCAC.pdf](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

#17-04 Endorsing the Prince William Sound Citizens' Advisory Council for Recertification by the U.S. Coast Guard

SUBMITTED BY: Sheri L. Pierce, MMC

FISCAL NOTES:

Expenditure Required: NA
Unencumbered Balance: NA
Funding Source: NA

RECOMMENDATION:

Approve Resolution No. 17-04

SUMMARY STATEMENT:

Each year the U.S. Coast Guard is required to review the certification of the Prince William Sound Regional Citizens' Advisory Council (PWSRCAC) under the Oil Pollution Act of 1990. Every three years, of which this is one, a more extensive application process is conducted, followed by a public comment period.

In December, PWSRCAC submitted their application for review and the public comment period has now opened. It is extremely important that the USCG hears from member organizations, partners, and the public during this process. Since the establishment of the Prince William Sound Regional Citizens' Advisory Council, the City of Valdez has supported PWSRCAC by providing the U.S. Coast Guard with a resolution recommending recertification. After approval by Council, the City Clerk will

submit the resolution to the U.S. Coast Guard.



Agenda Statement

File #: RES 17-0005 **Version:** 1
Type: Resolution **Status:** Agenda Ready
File created: 2/14/2017 **In control:** City Council
On agenda: 2/21/2017 **Final action:**
Title: #17-05 Supporting Alaska State Senate Bill 7 Establishing a Museum Construction Grant Program in the Department of Commerce, Community, and Economic Development
Sponsors:
Indexes:
Code sections:
Attachments: [#17-05 Supporting SB7 Establishing Museum Construction Grant Program.pdf](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Resolution #17-05 - Supporting Alaska State Senate Bill 7 Establishing a Museum Construction Grant Program in the Department of Commerce, Community, and Economic Development

SUBMITTED BY: Sheri L. Pierce, MMC

FISCAL NOTES:

Expenditure Required: NA
Unencumbered Balance: NA
Funding Source: NA

RECOMMENDATION:

Approve Resolution No. 17-05

SUMMARY STATEMENT:

Patricia Relay, Valdez Museum and Historical Archive Association Director, has requested a resolution of support by the Valdez City Council for Senate Bill 7 which will establish a museum construction grant program in the Department of Commerce, Community and Economic Development. Ms. Relay makes the following statement in support of Senate Bill 7:

The Valdez Museum has been advocating for a Museum Capital project for some time. Not assuming that the City would fund the whole project, over the last five years I have been working with Museums Alaska, a state association of Alaskan Museums, on state legislation to support communities. This past year I have been appointed Advocacy Chair for the organization.

Over the last four years we have secured legislation but our efforts have not gone far with the fiscal uncertainty in the State. That said, we are fortunate to have the legislation reintroduced by Senator Stevens (Kodiak, Homer); Co Sponsored by Senator Bishop (Fairbanks); Senator Egan (Juneau), and Senator Stedman (Ketchikan). Senate Bill 7, a museum matching grant program, is now on its way to Community and Regional Affairs for a hearing. The date has not been identified yet. A House Companion Bill is forth coming and will be introduced by Representative Parish (Juneau) and Co-Sponsored by Representative Ortiz (Ketchikan)



Agenda Statement

File #: RES 17-0006 **Version:** 1
Type: Resolution **Status:** Agenda Ready
File created: 2/14/2017 **In control:** City Council
On agenda: 2/21/2017 **Final action:**
Title: #17-06 Supporting the Rebuilding of Cordova South Harbor
Sponsors:
Indexes:
Code sections:
Attachments: [17-06 Supporting the Rebuilding of Cordova South Harbor.pdf](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Resolution No. 17-06 - Supporting the Rebuilding of the Cordova South Harbor

SUBMITTED BY: Sheri L. Pierce, MMC, City Clerk

FISCAL NOTES:

Expenditure Required: NA
Unencumbered Balance: NA
Funding Source: NA

RECOMMENDATION:

Approve resolution of support for Cordova South Harbor improvements.

SUMMARY STATEMENT:

The City of Cordova has asked the City of Valdez for a resolution of support for the rebuilding of the Cordova South Harbor. The City of Cordova is currently seeking funding to assist with this project; therefore our resolution of support will be used to help leverage State, Federal and other funding stakeholders.

Mayor Clay Koplin, City of Cordova, has reviewed the resolution and expressed his gratitude to the City of Valdez for our support.



Agenda Statement

File #: 17-0098 **Version:** 1

Type: Report **Status:** Agenda Ready

File created: 2/13/2017 **In control:** City Council

On agenda: 2/21/2017 **Final action:**

Title: Human Resources Report

Sponsors:

Indexes:

Code sections:

Attachments: [Human Resources Report _ January 1 to February 13, 2017](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Human Resources Report

SUBMITTED BY: Tim R. James, Director of Human Resources

FISCAL NOTES:

Expenditure Required: N/A

Unencumbered Balance: N/A

Funding Source: N/A

RECOMMENDATION:

Report to City Council

SUMMARY STATEMENT:

Report to City Council on personnel actions from January 1 to February 13, 2017



Agenda Statement

File #: 17-0099 **Version:** 1

Type: Report **Status:** Agenda Ready

File created: 2/13/2017 **In control:** City Council

On agenda: 2/21/2017 **Final action:**

Title: Fire Station #1 Mold Report - January 2017

Sponsors:

Indexes:

Code sections:

Attachments: [RE Fire Station One Periodic Monitoring January 2017](#)
[City of Valdez Fire Station One Mold Report 01-12-17](#)
[001 17 Lab Results January 2017](#)
[Field Collection Notes January 2017](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Fire Station #1 Mold Report - January 2017

SUBMITTED BY: Jason Miles, PE, Capital Facilities Director

FISCAL NOTES:

Expenditure Required: N/A

Unencumbered Balance: N/A

Funding Source: N/A

RECOMMENDATION:

N/A

SUMMARY STATEMENT:

Per City Council's direction to provide continual air quality sampling/testing of Fire Station #1, Staff had the environmental consultant perform another round of sampling/testing in January, coupled with similar sampling/testing at the hospital to minimize mobilization costs. The consultant summed up the results for Fire Station #1 as follows:

"Indoor air quality is incredibly clean, and suitable for occupancy."



Agenda Statement

File #: 17-0100 **Version:** 1

Type: Report **Status:** Agenda Ready

File created: 2/3/2017 **In control:** City Council

On agenda: 2/21/2017 **Final action:**

Title: January 2017 Building Permit & Inspection Report

Sponsors:

Indexes:

Code sections:

Attachments: [Building Permit Report January 2017.pdf](#)
[Building Inspection Report January 2017.pdf](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

January 2017 Building Permit & Inspection Report

SUBMITTED BY: Lisa Von Bargaen, CED Director

FISCAL NOTES:

Expenditure Required: N/A

Unencumbered Balance: N/A

Funding Source: N/A

RECOMMENDATION:

None. Report only.

SUMMARY STATEMENT:

Please see the attached Building Permit and Inspection Reports for January 2017.



Agenda Statement

File #: 17-0101 **Version:** 1

Type: Report **Status:** Agenda Ready

File created: 2/9/2017 **In control:** City Council

On agenda: 2/21/2017 **Final action:**

Title: Aleutian Village Update Report

Sponsors:

Indexes:

Code sections:

Attachments: [Aleutian Village Progress Report 2-14-2017.pdf](#)
[17001 Valdez AVTP PLAT 170202D PRELIMINARY PLAT.pdf](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Aleutian Village Update Report

SUBMITTED BY: Lisa Von Bargaen, CED Director

FISCAL NOTES:

Expenditure Required: N/A

Unencumbered Balance: N/A

Funding Source: N/A

RECOMMENDATION:

None. Report only.

SUMMARY STATEMENT:

Please see the attached Aleutian Village Update Report.



Agenda Statement

File #: 17-0102 **Version:** 1

Type: Report **Status:** Agenda Ready

File created: 2/9/2017 **In control:** City Council

On agenda: 2/21/2017 **Final action:**

Title: Report on Success Metrics for Small Business Development Center Workshops

Sponsors:

Indexes:

Code sections:

Attachments: [SBDC Workshop Survey.pdf](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Report on Success Metrics for Small Business Development Center Workshops

SUBMITTED BY: Lisa Von Bergen, CED Director

FISCAL NOTES:

Expenditure Required: N/A

Unencumbered Balance: N/A

Funding Source: N/A

RECOMMENDATION:

None. Report only.

SUMMARY STATEMENT:

At the January 17th meeting Council approved a contract with the Small Business Development Center (SBDC) to hold a series of business development workshops in Valdez. Council made the request that success metrics be outlined so there is a way to measure if the workshops are successful at assisting businesses.

In order to better understand the needs of businesses in the Community the SBDC is conducting a survey of existing and potential business owners. As of February 15th the survey had generated 48 responses (a 19% return rate) with early results as follows:

- 44% of the responses are from 10+ year old businesses
- 35% of the responses are from 3-10 year old businesses
- Maybe, Somewhat Likely and Very Likely = 69% of the responses to "How likely to attend a

workshop"

- Maybe, Somewhat Likely and Very Likely = 67% of the responses to "How likely to meet with an advisor"

All of the results generated as of the 15th had come as responses to direct email invitations. The survey will remain open through February 27th and a bigger media push through radio and newspaper to generate responses from budding entrepreneurs will take place the week of February 20th.

The results of the survey will be used to help generate the success metrics and those will be reported to Council in the near future. There will also be on-going reports about the workshops and advising sessions that are held and the participation associated with each one.

A copy of the survey instrument is attached for Council's information.



Agenda Statement

File #: 17-0103 **Version:** 1

Type: Report **Status:** Agenda Ready

File created: 2/15/2017 **In control:** City Council

On agenda: 2/21/2017 **Final action:**

Title: Population Count Update

Sponsors:

Indexes:

Code sections:

Attachments: [FY18 Population Determination.pdf](#)
[City of Valdez FY18 Population Determination Appeal Letter.pdf](#)
[VALDEZ 2016 HOUSEHOLD POPULATION SURVEY.pdf](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Population Count Update

SUBMITTED BY: Lisa Von Bergen, CED Director

FISCAL NOTES:

Expenditure Required: N/A

Unencumbered Balance: N/A

Funding Source: N/A

RECOMMENDATION:

None. Report only.

SUMMARY STATEMENT:

At the work session on February 7th a small portion of the discussion centered on the importance of the City's annual population determination and its relationship to the tax cap. Staff reported the State's most recent population number (3,939), issued in January, is 72 people less than last year. The deadline to protect the City's right to appeal the population determination was February 13th. A letter from the Mayor requesting the option to appeal was provided on February 10th to the Department of Commerce, Community & Economic Development (DCCED). A copy of that letter is attached.

The annual registration for the Energy Assistance Program (EAP) provides a unique opportunity for the City to collect our own population data every year in anticipation of a possible population count appeal. Every registrant for the EAP is required to complete the population survey. A copy of the

survey instrument is also attached.

Staff was finally able to complete the data entry from the surveys on February 15th. The total number of residents identified in the households qualifying for the EAP is 3,181. Please remember this number does not include any household where electric and heat is included in the rent. The number also does not include our group quarters population. Some examples of group quarters are the US Coast Guard, Crowley Crews, Providence Long Term Care, the Senior Center, etc.

The local numbers over the past year indicate a decrease. In December 2015 the number was 3,268. From December 2016 the number is 3,181 - a decrease of 87 people. In fact, the local numbers over the past five years show a downward trend:

2012- 3,438
2013- 3,322
2014- 3,196
2015- 3,268
2016- 3,181

Given the local number reflects a population decrease very similar to that of the State, staff is recommending the City **does not** move forward with an appeal of the annual population determination. Staff is looking for concurrence from the Council on this recommendation.



Agenda Statement

File #: 17-0104 **Version:** 1

Type: Report **Status:** Agenda Ready

File created: 2/15/2017 **In control:** City Council

On agenda: 2/21/2017 **Final action:**

Title: Mayor Report - February 21, 2017

Sponsors: Ruth E. Knight

Indexes:

Code sections:

Attachments: [Mayor's Report – Feb.21, 2017](#)
[Mayor Letter to Mark Sullivan Regarding Tailgate AK Receipts](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Mayor Report - February 21, 2017

SUBMITTED BY: Allie Ferko, CMC, Deputy City Clerk

FISCAL NOTES:

Expenditure Required: N/A
Unencumbered Balance: N/A
Funding Source: N/A

RECOMMENDATION:

Receive and file.

SUMMARY STATEMENT:

Mayor Knight's written report respectfully submitted for Council review.



Agenda Statement

File #: 17-0105 **Version:** 1

Type: Appendix Item **Status:** Agenda Ready

File created: 2/14/2017 **In control:** City Council

On agenda: 2/21/2017 **Final action:**

Title: Council Calendars - February and March 2017

Sponsors:

Indexes:

Code sections:

Attachments: [City Council Calendar - February 2017](#)
[City Council Calendar - March 2017](#)

Date	Ver.	Action By	Action	Result
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ITEM TITLE:

Council Calendars - February and March 2017

SUBMITTED BY: Allie Ferko, CMC, Deputy City Clerk

FISCAL NOTES:

Expenditure Required: N/A
Unencumbered Balance: N/A
Funding Source: N/A

RECOMMENDATION:

Receive and file

SUMMARY STATEMENT:

Council calendars for February and March 2017 for Council review.

Application Form

Profile

<u>Eric</u> First Name	<u>Reich</u> Last Name	
<u>ericreich@samsontug.com</u> Email Address		
<u>PO BOX 2922</u> Valdez Mailing Address (PO BOX # or HCI BOX #)		
<u>540 Chistochina Dr</u> Home Address	<u></u> Suite or Apt	
<u>Valdez</u> City	<u>AK</u> State	<u>99686</u> Postal Code
<u>Home: (907) 831-0860</u> Primary Phone	<u>Home: (907) 831-0860</u> Alternate Phone	

<u>Samson Tug & Barge</u> Employer	<u>Logistics Director</u> Occupation
---	---

Which Boards would you like to apply for?

Parks & Recreation Commission, Valdez Museum & Historical Archive Association Board of Directors

How did you learn about this vacancy? *

- ☐ Newspaper
- ☐ Radio
- ☐ City Website
- ☐ City Newsflash or Email
- ☐ Social Media
- ☐ Word of Mouth
- ☐ I am a Current Board/Commission Member
- ☐ Other

Interests & Experience

Why are you interested in serving on a City of Valdez board or commission?

Awaiting opening

Please outline your education, work, and volunteer experience which will assist you in serving on a City of Valdez board/commission.

See Resume

[Eric_C_Reich_2017_Resume.docx](#)

Upload a Resume or Letter of Interest

Mr. Eric C Reich
540 Chistochina Drive, Valdez Alaska 99686
Cellular Phone: 907-831-0860 – Email: Eric.Reich@yahoo.com

OBJECTIVE:

I am a dynamic professional with 25+ years' experience in Supply/Logistics Chain Management. My extensive experience includes: warehouse/distribution, contract negotiations, inventory control, to include the receipt, storage and issue of property. My knowledge of asset management compliments my views on integrity, supervision/management and team effectiveness. Hold a Federal Secret Clearance, 11/2005. Proficient in using Microsoft Office Word, PowerPoint, Excel, and Outlook email management. I am very knowledgeable in the use of logistics software programs to include Logistics Information Warehouse (LIW), Automated Reset Management Tool (ARMT), Standard Army Maintenance System-1 (SAMS-1), Property Book Unit Supply Enhanced (PBUSE), Commercial Off-the-Shelf (COTS) software, and Unit Level Logistics System-Enhanced (ULLS-E). Possess a strong working knowledge of Army RESET and retrograde maintenance programs. Familiar with the Global Transportation Network

EMPLOYMENT:

Inland Logistics Manager
2014- Present
Samson Tug & Barge

April

- Responsible for overseeing all operations at the Port of Valdez, and all service to the interior via Valdez.
- Customer Service
Account Management
- Oversee all Cargo Operations and Equipment Control
- Receiving, including extensive dispatch coordination to Fairbanks and the interior
- Stow Planning with Cargo Ops Manager and local longshore men
- Assist Cargo Ops Manager with current and future load plans
- Cargo delivery
- Manage outbound and inbound trucking, including trucking performed by third party carriers to increase efficiencies, cut costs, optimize equipment utilization and minimize equipment downtime
- Cargo Tracking, Billing and Company Communications
- Ensure that all cargo and equipment is tracked properly in the company's information systems
- Properly document and bill (work order) all services performed at the Valdez terminal
- Effectively and consistently communicate with customers and vendors, including the Port of Valdez and Northstar Stevedoring

- Effectively and consistently communicate with personnel in the other ports
- Facilities Management, Optimization, coordinating with the Port of Valdez and the local longshoreman
- Facility Security Officer (FSO) Facility Safety Officer Facility Hazardous Materials Officer

Warehouse Supervisor

April

2013- April 2014

Fort Knox Gold, Kinross Gold Corp

- Manage the identification, tracking, and disposal of obsolete inventory, as well as the MTN process. Executed continuous improvement projects within the Supply Chain to enhance efficiency.
- Initiate and maintain effective communication with procurement, operations, and maintenance departments to identify and resolve barriers impeding the supply chain process.
- Provide training, maintain warehouse equipment, and most importantly ensure a safe work environment for all employees.
- Problem solver involved in one or more phases of Materials and Logistics planning including, warehouse management, distribution and accountability with little to no supervision.
- Supervise warehouse to efficiently support maintenance, operations, engineering, and administrative department
- Interface with vendors and suppliers to facilitate the development of good working relationships to ensure responsiveness and timely delivery on contracts.
- Manage the development and execution of inventory control programs to ensure appropriate stock item levels and the appropriate stock items with the most efficient use of storage space
- Execute continuous improvement projects within the Supply Chain to enhance efficiency under the direction of the Material Superintendent
- Responsible for scheduling the warehouse staff and for conducting performance evaluations, recommending promotions, and carrying out corrective actions as needed
- Recent Six Sigma Graduate (Continuous Improvement).

Warehouse Tech

April 2012-

April 2013

Fort Knox Gold, Kinross Gold Corp

- Vast knowledge in the JDE (Oracle) system and Reports now.
- Responsible for the execution of inventory control programs to ensure appropriate stock levels and the
- stock items, with the most efficient use of storage space.
- Manage the identification, tracking, and disposal of obsolete inventory.

- Execute Continuous Improvement projects within the Supply Chain Logistics Policy to enhance efficiency.
- Initiate and maintain effective communication with procurement, operations, and maintenance departments
- Identify and resolve barriers impeding the supply chain and assist in generating productivity reports.
- Coordinate warehouse activities under the direction of the Material Superintendent and in accordance with mining operations, corporate, and site policies, procedures, and regulations.

US ARMY– Headquarters Company, 1st Battalion 24 , Infantry Regiment
06/2006– 01/2012

Senior Logistics Specialist

- Served as Battalion Logistics Non-Commissioned Officer in Charge (NCOIC) for 684 personnel in a Stryker equipped infantry battalion with 70 tactical vehicles
- Selected over 29 peers and two senior Non-Commissioned Officers (NCO's) to be the battalion S4 NCOIC
- Supervised, trained and counseled one subordinate technician and one supply specialist
- Answered to the commander to ensure the Command Supply Discipline Program (CSDP) was followed by all four companies in the battalion
- Tracked and monitored all battalion equipment valued at over \$50 million while managing an annual operating budget of \$950,000
- Deployed to Afghanistan with the battalion and supported the combat logistics trains to ensure the Stryker companies could complete their combat mission
- Facilitated input into the Logistics Information Warehouse (LIW) to track all Army RESET battalion equipment in the Automated Reset Management Tool to repair/renew 1,000 tactical vehicles and equipment
- Managed and accounted for the fielding of 25 new pieces of equipment for the battalion
- Conducted studies, reviewed and provided analysis of the logistics and maintenance postures
- Integrated the separate logistical functions (i.e. supply, maintenance, transportation, automation and resources) into a cohesive logistics management program
- Developed Command Special Interest Item Checklists to conduct site assistance and assessment visits with subordinate commands
- Accomplished on-site review of subordinate units to determine adequacy of logistics, transportation and maintenance management and adherence to logistics regulations
 Provided staff advice and assistance concerning logistical and transportation/maintenance operations

- Analyzed and evaluated logistics and transportation/maintenance performance to detect developing trends and substandard performance of battalion logistics support activities
- Briefed decisions makers on program status and recommended actions and initiatives to enhance logistics and transportation/maintenance management efficiency and effectiveness
- Planned for sufficient supplies and equipment to successfully accomplish all required missions
- Planned and executed transportation services to move troops and equipment throughout various regions of the world, which required decisions regarding different transportation modes and how to obtain these services
- Established and maintained liaison with higher headquarters, servicing organizations from other military service agencies
- Provided tracking and tracing of all inbound/outbound equipment
- Managed all shipping containers/conexes within the battalion footprint
- Certified all Hazardous Materials (HAZMAT) Processed all applications for convoy clearance
- Negotiated and updated all Memorandums of Agreement (MOA's) with other commands and services
- Assisted in managing the battalion Army Material Status System (AMSS) program for all subordinate units
- Conducted monthly classes for subordinates to ensure all were properly trained on supply efficiency in budgets, contracts and supervision of Supply Sergeants, deployment/redeployment Relief in Place/Transfer of Authority (RIPTOA)
- Addition responsibilities included: Battalion Government Purchase Card (GPC) Holder and Battalion Command Supply Discipline Program (CSDP) Monitor

US ARMY – Bravo Company, 1st Battalion, 24th Infantry Regiment

03/2002- 06/2006

Supply Sergeant

- Supply Sergeant for 170 Soldiers as the Battalion S4 NCOIC for 720 Soldiers in a Stryker unit to ensure all classes of supplies were ordered and distributed
- Served as the Financial Analyst and managed a \$2.1 million dollar annual operating budget
- Planned all unit movement and RESET plans for the battalion
- Supervised four unit supply rooms in the battalion managing a property book worth over \$131 million
- Conducted training and ensured job proficiency of six subordinate supply technicians and specialist
- Performed as the Battalion S4 Officer for a month during his absence advising the Battalion Commander on all aspects of the battalion supply status
- Provided command-level guidance on logistical matters
- Conducted planning with outside agencies and higher headquarters for resolution of logistics management issues and to insure adequate support for all elements of the battalion

- Developed command policy governing logistics program requirements and defended requirements throughout the budget process
- Developed logistical doctrine and concepts for the command
- Assisted in managing the CSDP
- Developed and implemented transportation and logistical policies and procedures
- Managed battalion maintenance posture to ensure 99.9% mission availability was maintained including sorting issues/actions in the daily Operational Summary (OPSUM)/monthly Unit Status Report (USR) on maintenance-related actions
- Developed and established internal maintenance capabilities for Commercial Off-the Shelf Non-Developmental Item (COTS-NDI) equipment introduced into the Battalion inventory
- Assisted deploying units in the preparation of aircraft load plans, flight manifests and hazardous cargo documentation
- Insured that rolling stock and palletized cargo was property identified and prepared for air movement
- Maintained unit movement and loading plans
- Maintained Integrated Booking System (IBS) system
- Coordinated maintenance capabilities and posture to ensure maintenance programs were performing to the maximum capability for all equipment maintenance
- Area of special emphasis included: Key Control, GPC Purchases, Financial Liability Investigation of Property Losses (FLIPL's), Budget Management, RESET NCOIC, Field Order Officer Purchases, Change of Command Inventories, Army Force Generation (ARFORGEN) RESET Cycle, Hand Receipt Procedures, Torch Party NCOIC for Deployment
- Additional appointed duties and responsibilities included: Battalion Pay Agent, Impact Card Holder, Key Control, Battalion RESET NCOIC, Property Book Manager, and Command Supply Discipline Program Monitor

EDUCATION:

North Central Institute (08/15/2000)
Semester Hours: 47
Vincennes University (04/15/2001)
Semester Hours: 33

JOB RELATED TRAINING:

- GCSS Certified in Supply Overview

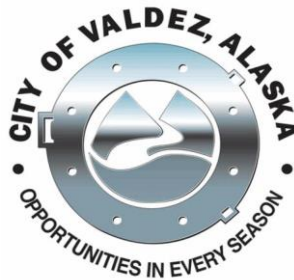
- Six Sigma Green Belt, 2013
- Standard Army Maintenance System-1 (SAMS-1) Course, 80 hours, 2006
- Transportation Coordinators– Automated Information Movements System II Course, 80 hours, 2010
- Property Book Unit Supply Enhanced (PBUSE) Course, 40 hours, 2006
- Basic Noncommissioned Officers Course, 320 hours, 1999
- Battle Command Sustainment Support System Course, 40 hours, 2009
- Unit Level Logistics System-Enhanced (ULLS-E) Course, 40 hours, 2004
- Warriors Leaders Course, 160 hours, 1994
- Small Arms Maintenance Course, 80 hours, 1994

AWARDS:

Army Commendation Medal, Army Achievement Medal (4th Award), Valorous Unit Award, Army Superior Unit Award, Army Good Conduct Medal (6th Award), National Defense Service Medal w/Bronze Star (2nd Award), Armed Forces Expeditionary Medal, Afghanistan Campaign Medal w/Star, Iraq Campaign Medal w/2 Stars, Global War on Terrorism Service Medal, Armed Forces Reserve Medal, Noncommissioned Officer Professional Development Medal (2nd Award), Army Service Ribbon, Army Overseas Ribbon (6th Award), NATO Medal (2nd Award), Combat Action Badge, Sharpshooter Marksman Qualification Badge with Rifle Bar.

City of Valdez

212 Chenega Ave.
Valdez, AK 99686



Meeting Minutes - Draft

Tuesday, February 7, 2017

5:30 PM

Work Session (Financial Plan) & Regular Meeting

Council Chambers

City Council

WORK SESSION AGENDA - 5:30 pm

Work Session: City Financial Planning

REGULAR AGENDA - 7:00 PM**I. CALL TO ORDER**

Mayor Knight called the meeting to order at 7:04 p.m. in Valdez City Council Chambers.

II. PLEDGE OF ALLEGIANCE

The City Council led in the Pledge of Allegiance to the American flag.

III. ROLL CALL

Present: 6 - Mayor Ruth E. Knight
Council Member Christopher Moulton
Council Member Lon Needles
Council Member H. Lea Cockerham
Council Member Ryan Rydor McCune
Council Member Dennis Fleming

Excused: 1 - Council Member Nate Smith

Also Present: 5 - City Manager Elke Doom
City Clerk Sheri Pierce
Deputy City Clerk Allie Ferko
City Attorney Tony Guerriero
Assistant City Manager Todd Wegner

IV. PUBLIC APPEARANCES**1. Ms. Lee Hart - Levitation 49**

Ms. Lee Hart, Levitation 49 (L49), provided an update regarding the organization's recent activities. L49's "Respect" public awareness campaign launched February 1st and focuses on responsible recreational use of lands in Thompson Pass. The campaign also encourages respectful interaction between user groups in Thompson Pass to ensure all outdoor enthusiasts may recreate in the area well into the future. L49 plans to speak with user groups and those who transit Thompson Pass often to encourage respectful stewardship.

Ms. Hart thanked City Council for creating the Events Coordinator City staff position in 2017. She explained having one staff member to work through for event logistics has greatly improved coordination and communication between L49 and the City.

Ms. Hart provided an overview of upcoming L49 events. She explained L49 intend to have a large media presence, as well as professional athletes, in town for their upcoming fat tire bike event scheduled for March 1st - 5th. The organization's goal continues to involving telling a positive story about Valdez as an adventure destination for many different outdoor sports. Athletes will be participating from multiple locations around the United States and Canada.

Ms. Hart explained the Valdez Ice Fest event scheduled for February 17th - 20th is on projected target, with approximately 240 registered participants thus far. The cap for registrations will be 400 participants. Registrations for the women's ice clinics during the event is by donation only. So far, clinic registrations raised \$1,500 to be donated to Advocates of Victims of Violence. The donation idea involved a partnership between L49 and the women leading the clinic. Ms. Hart explained Rock & Ice magazine, as well as other media entities, will be onsite during the Ice Fest event.

Council Member Needles congratulated Ms. Hart on obtaining office space at Prince William Sound College for L49. He asked how many participants are anticipated for the fat tire bike event. Ms. Hart explained right now it is difficult to anticipate registrations, as she believes many participants are waiting until closer to the event to register based upon weather. Ms. Hart explained the event will run concurrently with Frosty Fever events and has added a family-friendly bike race in addition to the competitive races.

Ms. Hart explained L49 now retains a high quality adventure sports attorney to assist the organization through the process of liability insurance and other topics.

V. PUBLIC BUSINESS FROM THE FLOOR

Mayor Knight provided an opportunity for public comment from the floor on a non-agenda item. No member of the public chose to provide comments.

VI. CONSENT AGENDA

MOTION: Council Member Cockerham moved, seconded by Council Member McCune, to approve the Consent Agenda. The motion carried by the following vote:

Yays: 6 - Mayor Knight, Council Member Moulton, Council Member Needles, Council Member Cockerham, Council Member McCune and Council Member Fleming

Absent: 1 - Council Member Smith

1. **Proclamation: Teen Dating Violence Awareness and Prevention Month**
2. **Approval of Contract Award to Capitol Hill Consulting Group for 2017 Federal Lobbyist Services in the Amount of \$36,750**
3. **Approval of 1-Year Contract Extension to Gulf Coast in the Amount of \$130,089 for Janitorial Services**
4. **Approval of 1-Year Contract Extension to X-DLX Investments in the Amount of \$138,070.25 for Janitorial Services**
5. **Approval of Liquor License Renewal Applications**
(Moved to New Business #11)
6. **Approval To Go Into Executive Session: Legal Briefing Regarding Ad Valorem Tax Revenues Limitations, Restrictions and Settlement Related Strategies**

Mayor Knight read the Teen Dating Violence Awareness and Prevention Month Proclamation and presented a copy to representatives of Advocates for Victims of Violence (AVV).

AVV representatives provided a short presentation on a recent teen dating violence awareness and prevention public service video they created in conjunction with local students and SEED Media.

VII. NEW BUSINESS

1. **Approval of Land Use of Tract B, USS 455 for a Police Impound Lot and Storage**

MOTION: Council Member McCune moved, seconded by Council Member Cockerham, to approve land use of Tract B, USS 455 for a police impound lot and storage. The motion carried by the following vote after the following discussion occurred.

Council Member Needles expressed concerns with selection of the land for use as a police impound and storage lot. He stated he believes there might be better options in another area of town. Valdez Chief of Police, Bart Hinkle explained the police department worked through the community development department to identify City owned land available for this purpose. He explained there are other lots closer to the police department, however those locations were not suitable due their proximity to

wells, snow removal challenges, and other concerns. For a variety of reasons, this location is the closest, best option.

Council Member Moulton asked for clarification on options for junk car storage. Ms. Lisa Von Borgen, City Community and Economic Development Director, explained general junk car storage and disposal is a separate issue currently being addressed by the Planning and Zoning Commission. Chief Hinkle confirmed the land for police impound and storage is not intended to be used for general junk car storage.

Mr. Darren Reese, Valdez resident, stated City Council previously discussed purchasing 15 acres on the edge of town for multiple City needs. He recommended City Council table approval of this item until that land purchase is further explored.

Mr. James "Hotai" Williams, Valdez resident, stated former City Manager Dennis Ragsdale, approached him to ask if he would be interested in creating an impound and junk car lot. Mr. Williams explained the main challenge for an impound lot is security. People continually seek out recyclable materials from the landfill and junk car lot off Atigun Drive. He explained there was a recent fire due to someone cutting parts out of old junk cars. Mr. Williams explained he identified five to ten acres between his property and the Valdez Mobile Home Park which the City owns. He stated he believes this land is not suitable for residential building due to proximity to the landfill. He recommended clearing that area for an impound lot, followed by installation of security lights and cameras. He stated he did not think the proposed land is sufficiently large enough.

Chief Hinkle stated he was unaware of a conversation between Mr. Ragsdale and Mr. Williams, but explained the land Mr. Williams describes has been discussed by staff as an option for general junk car storage.

Chief Hinkle clarified the police impound lot is intended primarily for short term impounds. He provided the community development director with a memo outlining short term, long term, and evidence storage needs for the impound lot, to include secure storage space. Based upon the 1.2 acres of land available, the space allocated appears sufficient for police department needs. Chief Hinkle explained the impound lot is not intended to remove the option for a private land owner to develop a junk car storage lot in compliance with City code.

Council Member Needles recommended placing the police impound lot and junk car lot in the same area. Chief Hinkle explained there are additional considerations, such as environmental protection, required for a junk car storage lot and deferred to City staff subject matter experts for amplifying information. Ms. Von Borgen added, Tract B USS 455 is not zoned appropriately for storage of junk cars.

Council Member Fleming asked if the area around the police impound lot included room for expansion. Ms. Von Borgen explained the City owns the property in the general area.

Mayor Knight stated a significant need exists in town for junk car storage and disposal. She was approached by the Valdez High School shop teacher who stated several citizens have asked him for assistance in draining fluids from their junk vehicles.

Yays: 5 - Mayor Knight, Council Member Moulton, Council Member Cockerham, Council Member McCune and Council Member Fleming

Nays: 1 - Council Member Needles

Absent: 1 - Council Member Smith

2. Discussion Item: Proposed City Facilities & Related Land Acquisition

Ms. Lisa Von Bargaen explained this discussion item is follow-on to previous work sessions and agenda items related to City facilities and related land acquisition. She stated the City Council requested staff provide a concept for relocation of the fire station to the hospital property, retaining the Karen Stewart Memorial Garden, retaining the Shana Anderson Dog Park, and allowing the fire station to have a training tower. Other fire department training facility needs would be relocated to another area of town.

Mr. Jason Miles, City Capital Facilities Director, reviewed the proposed layout of the fire station facility provided in the City Council agenda packet. He then explained snow removal needs for the area necessitated, if possible, placing the snow storage area as close as possible to the adjacent church lot to the south. As proposed, the dog park would need to be reconfigured slightly. Mr. Miles explained he designated one acre each to the dog park and snow storage space. The community garden master plan would not be impacted by the City utilizing the land in this way. He stated north of the snow storage, community garden, and dog park is a substantial pad for the new fire station based upon a 16,000 square foot model. Vehicle bays would be placed on the north side, with the training tower behind the fire station. There would also be a connector to the hospital parking area. He explained there is more than adequate parking availability.

Mr. Miles explained one of the critical issues is the hospital master plan. A copy of the overlay for this plan was provided in Council's agenda packet and includes a proposed assisted living facility. A concession would be needed from the hospital to shift the location of a future assisted living facility.

Ms. Von Bargaen stated the City Council approved \$50,000 to complete a formalized concept plan for the fire station. Based upon the discussion at this meeting, she asked for Council direction regarding moving forward with that concept plan.

Mayor Knight stated the proposal to utilize hospital land for the new fire station and snow storage was provided to the hospital administrator. However, the hospital's health advisory council has not had the chance to review and provide comment. Mayor Knight asked Mr. Miles if comments were received from the hospital

administrator. Mr. Miles reiterated the points, Mr. Jeremy O'Neil, Providence Valdez Medical Center Administrator, provided at a previous Council meeting including impacts of training facility operations on the hospital. Mr. Miles recommended the Valdez Fire Chief and Mr. O'Neil hold future discussions regarding these types of operational concerns.

Council Member Fleming asked if there is access to the highway from the hospital property. Mr. Miles stated access does not currently exist, but the City could request placing an easement from the property to the highway from the state. Council Member Fleming asked how citizens would access the dog park. Mr. Miles explained parking for the dog park and community garden is shared with the fire station's overflow parking area.

Council Member Fleming asked for further details on the other fire station training facilities. Mr. Miles explained City staff are currently exploring options for other sites for these facilities. He stated it would be ideal to locate these training sites with the new fire station.

Captain Mike Weber from the Valdez Fire Department clarified a few concerns expressed with the new proposed fire station training facilities. The proposal currently includes a training tower placed adjacent to the station. Training in this tower would involve artificial, theatrical-type white smoke. Captain Weber explained this tower would not be used for what the fire service considers "live fire training" where large amounts of Class A wood material is burned. This type of training creates plumes of black smoke. A facility for this type of training would be located elsewhere in the City.

Council Member Fleming asked how much noise would be generated by training near the new fire station, as this is the primary concern for hospital administration. Captain Weber explained noise generation is relative depending on the type of training operations; some types involve no noise, others might involve running the fire trucks for several hours per month.

Mayor Knight asked if moving the training tower to the same location as the rest of the fire training facilities would be feasible or could be considered. Captain Weber explained Chief Tracy Raynor was out of town at the State Fire Chief Conference in Juneau. Captain Weber stated onsite training facilities are crucial for multiple reasons, including response time to the department's core service hour. 80-90% of all fire department (fire & EMS) calls come from the in-town area. In fire and emergency medical response, minutes are critical. If fire department staff are routinely out the road for training, this significantly impacts response time. Additionally, Station One (in-town) would need to be back filled during training evolutions to provide fire protection to the community which will drive up overtime costs.

Council Member Needles asked how many fires the fire department responds to annually. Captain Weber stated he did not have those statistics readily available at the meeting. He estimated 60-70% of all fire department calls are emergency medical services related.

Council Member Fleming reiterated the need for access from the hospital property to the highway if the new fire station was built in that location. Costs should be explored for creating this easement.

Council Member Needles thanked the City's public works department for their flexibility and creativity in snow storage this year. He expressed concern with what he felt was a short timeline to make decisions on this project. Council Member Moulton stated he believes staff provided exactly what Council asked for at previous meetings, outlined how all needs were met, and thanked them for their hard work.

Council Member Moulton explained several fire training scenario options, outlined the new fire chief's expectations for regular training for career staff and volunteers, and dispelled misconceptions regarding noise and smoke impacts on neighboring properties. He stated firefighting training is no noisier than a loader moving snow. Good advance communication between city administration, the fire chief, and hospital administration will likely resolve any and all concerns that may come up related to training. He stated the proposal, as presented, is exactly what he was looking to receive.

Council Member Cockerham stated he appreciated all the hard work that went into the proposal. He requested the plan be discussed with all stakeholders before presenting to City Council for action.

Council Member McCune stated staff might consider moving the vehicle bays to the south side to reduce noise heard in the hospital building.

Ms. Pierce asked if utilizing the hospital grounds for proposed city facilities would be sufficient or if additional land still needed to be purchased. Ms. Von Barga explained staff would still like to obtain additional property for snow storage. She explained the City public works department obtained a snow storage agreement with a property owner on Meals Avenue for this snow season to help alleviate storage shortages. Ms. Von Barga stated she has not received a reply from the Gavorahs regarding sale of only three acres of their property. Mayor Knight suggested continuing trying to lease land for snow storage instead of purchasing property for the next couple of years.

Council Member Fleming stated it only cost the City \$4,500 more this year. Mr. Rob Comstock, City Public Works Director, stated that number would likely double in a heavy snow year. The grocery store also needs a place to put their snow and land is getting tight for snow storage options in that area of time. He explained additional costs relate mainly to staff time to push the extra distance.

Ms. Pierce asked for Council direction regarding approaching the Gavorahs about purchasing or leasing their land for City use. Council indicated they would prefer staff continue these conversations to at least explore the option and associated costs.

3. Approval of Final Plat (SUBD #17-02) of Barney Meyring Parkstrip Subdivision. Applicant: City of Valdez

MOTION: Council Member McCune moved, seconded by Council Member Cockerham, to approve Final Plat (SUBD #17-02) of Barney Meyring Parkstrip Subdivision. The motion carried by the following vote.

Yays: 6 - Mayor Knight, Council Member Moulton, Council Member Needles, Council Member Cockerham, Council Member McCune and Council Member Fleming

Absent: 1 - Council Member Smith

4. Approval of Final Plat (SUBD# 17-03) of Tract E Public Utility Easement

MOTION: Council Member Moulton moved, seconded by Council Member Cockerham, to approve Final Plat (SUBD #17-03) of Tract E Public Utility Easement. The motion carried by the following vote after the following discussion occurred.

Yays: 6 - Mayor Knight, Council Member Moulton, Council Member Needles, Council Member Cockerham, Council Member McCune and Council Member Fleming

Absent: 1 - Council Member Smith

5. Approval of Written Request to the U.S. Army Corps of Engineers to Initiate a Preliminary Analysis of Eligibility of a Lowe River 10-Mile Area Project for a Continuing Authorities Program, Section 205, Small Flood Damage Reduction Project

MOTION: Council Member McCune moved, seconded by Council Member Moulton, to approve a written request to the U.S. Army Corps of Engineers to initiate a preliminary analysis of eligibility of a Lowe River 10-Mile Area Project for a Continuing Authorities Program, Section 205, Small Flood Damage Reduction Project. The motion carried by the following vote after the following discussion occurred.

Mayor Knight explained the last Flood Task Force meeting involved great discussion on the topic. Citizens from the subdivision, council members, and staff serve on the Task Force, and all were in agreeance for support of the analysis.

Yays: 6 - Mayor Knight, Council Member Moulton, Council Member Needles, Council Member Cockerham, Council Member McCune and Council Member Fleming

Absent: 1 - Council Member Smith

6. Approval to Enter Into a Feasibility Cost Sharing Agreement with the U.S. Army Corps of Engineers for a Section 22 Planning Assistance to States (PAS) Study

MOTION: Council Member Moulton moved, seconded by Council Member Cockerham, to approve authorization to enter into a Feasibility Cost Sharing Agreement with the U.S. Army Corps of Engineers for a Section 22 Planning Assistance to States (PAS) Study. The motion carried by the following vote after the following discussion occurred.

Ms. Pierce explained the studies will take several years to complete, but will in no way prevent the City from moving ahead regarding operations which need to occur in 2017. The Flood Task Force would like to schedule a work session with the full City Council to discuss flood mitigation planning and options for contracting with DOWL.

Ms. Von Bargaen added staff met the previous week to discuss the list of priority action items to be addressed for the Lowe River, Valdez Glacier Stream, and Mineral Creek. Those will be presented at the Flood Task Force for consideration at their next meeting and then brought forward at the joint work session with City Council.

Mr. Allen Crume, Alpine Woods resident and Flood Task Force member, explained there is cost involved in making agreements with the Army Corps of Engineers, but there are also benefits to the City in the process. He stated money is being spent for flood mitigation, which we then receive credit. Mayor Knight briefly explained the percentage matches for both the study and the project.

Yays: 6 - Mayor Knight, Council Member Moulton, Council Member Needles, Council Member Cockerham, Council Member McCune and Council Member Fleming

Absent: 1 - Council Member Smith

7. Approval of Change Order to Arcadis in the Amount of \$115,319.15 for Additional Services in 2016.

MOTION: Council Member Moulton moved, seconded by Council Member Fleming, to approve a change order to Arcadis in the amount of \$115,319.15 for additional services in 2016. The motion carried by the following vote after the following discussion occurred.

Council Member Fleming confirmed the costs associated with the change order remain within the project budget. Mayor Knight asked if increases captured in the change order relate mainly to the rock outcropping found during Phase One of the project.

Mr. Jason Miles, City Capital Facilities Director, explained rock analysis occurred in 2016. The larger cost items were captured in the change order document. He stated the project is still within the soft cost budget. He stated the second portion of the construction project is anticipated to go out to bid in late February or early March. Bid

selection will occur in April and he will be able to better anticipate costs to finish the remainder of the project, including project management needs.

Mayor Knight asked for clarification on the timing of the change order, as construction concluded in September 2016. Mr. Miles explained substantial completion of the project occurred in mid-November 2016. Between that point and now, City staff and Arcadis have been working to better understand how the project needs to move forward. He stated this change order will complete the payments necessary to cover 2016 Arcadis services. He will work with the City Manager to negotiate a small fee for 2017 up to the bid period. Once bids are received, the City will better understand project management needs for phase two of construction.

Yays: 6 - Mayor Knight, Council Member Moulton, Council Member Needles, Council Member Cockerham, Council Member McCune and Council Member Fleming

Absent: 1 - Council Member Smith

8. Approval of Change Order to Prosser Dagg Construction Company in the Amount of \$219,648.11 for 2016 City Streets Project

MOTION: Council Member Cockerham moved, seconded by Council Member McCune, to approve a change order to Prosser Dagg Construction Company in the amount of \$219,648.11 for the 2016 City Streets project. The motion carried by the following vote after the following discussion occurred.

Council Member Needles expressed concerns with the amount of the change order to Prosser Dagg Construction Company. Mr. Miles clarified the change order work is based upon the time and material clause in this contract. The clause allows the owner to direct additional work to be done when an agreement cannot be struck on the cost of the work. Except for one, all of the change order items fell under the city manager's approval authority. He explained the items were approved by either himself or his staff in the field. Many of the items were not included in the original scope of work as they were discovered mid-project. For example, the water valves work were discovered once the street was opened.

Mr. Miles noted that of all the change orders for this project equate to only eight percent of the total project cost, which is at the high end but still within industry standards. He explained at the time the work was directed, the City and contractor could not agree on a price. His team directed the work be done on a time and materials basis, per the original contract. Based upon project timelines, the work needed to be done without a delay to wait on the contractor's paperwork. Mr. Miles' staff kept their own paperwork and calculations regarding this additional work which was then compared against the invoices eventually submitted by the contractor. He stated he believes the project work went well and most could agree the end product is beneficial to the City. Mr. Miles stated, in the future, his department will provide updates to the City Council as this type of work is done in the field.

Council Member Needles asked for clarification on the timeline the contractor

submitted their invoices. Mr. Miles confirmed that the contractor did not submit invoice paperwork until sometimes several months after the work was completed. The bulk of the work was substantially complete in September 2016 and most invoicing was not received until December 2016. He explained utilizing the field approval process for added work on a time and materials basis saved the City almost \$50,000. He added the total cost of the original contract plus all change orders was still \$562,000 less than the next lowest bid on the project.

Ms. Pierce explained she and Mr. Miles discussed the change order process during this contract. The majority of the change orders were small amounts over the course of the project which could have been approved by the city manager. The change orders, however, were not completed and submitted for approval along the way due to the contractor failing to submit real-time invoicing. Ms. Pierce stated a penalty should be written into future contracts to hold the contractor accountable for providing paperwork and invoicing on time.

Council Member Fleming reiterated contracting process concerns raised by City Council during previous meetings and work sessions. He stated Mr. Miles and his staff are responsible for many, many projects. If additional staff, either internal or external, need to be hired to ensure nothing slips through the cracks. Mr. Miles stated he was fully aware of all change order issues and costs and provided direction to his staff during the project. The former city manager was also aware. DOWL also provided engineering and inspection services for the project. Mr. Miles stated he supported Ms. Pierce's suggestion of including penalty clauses in future contracts.

Based upon lessons learned, Council Member Cockerham asked for updates in the future in these types of situations. He stated he also supports inclusion of a penalty clause in future contracts. He suggested hiring additional project management help during the summer when the bulk of construction work occurs.

Council Member Fleming asked future contracts include a clause to notify the Council once a project reaches the 75% spend level. Ms. Pierce confirmed regular reporting should be done, most especially as it relates to the procurement procedures outlined in municipal code.

Mr. Allen Crume, Valdez resident, stated the city manager's approval limit is \$40,000 for contracts which he believes is a high amount. With that in mind, he stated Council needs to be kept properly apprised of change orders so they may properly budget. He stated he also supports the penalty clause in future contracts.

Mr. Jim Shirrell, Valdez resident, the city manager's approval limit of \$40,000 should be set cumulatively. He explained once the total cumulative amount of change orders exceeds \$40,000, they then should be sent to Council for approval to keep project spending under control. Mr. Shirrell outlined his concerns with contractors not providing invoicing as a project progresses. Council Member Moulton asked if there were mechanisms in place to prevent serial purchases. Ms. Pierce confirmed these mechanisms are in place.

Mr. Ron Rozak, private citizen, stated a fair amount of thought was put into the City's change management plan about a year ago. He recommended small change orders be dealt with on a monthly basis and then the city manager provide regular reporting to Council. He explained this appears to have worked well on other projects.

Yays: 6 - Mayor Knight, Council Member Moulton, Council Member Needles, Council Member Cockerham, Council Member McCune and Council Member Fleming

Absent: 1 - Council Member Smith

9. Approval of Professional Services Agreement with McCool Carlson Green in the Amount of \$92,231 for ADA Restroom Renovations at the Elementary and High School

MOTION: Council Member Cockerham moved, seconded by Council Member McCune, to approve a Professional Services Agreement with McCool Carlson Green in the amount of \$93,231 for ADA Restroom Renovations at the Elementary and High School. The motion carried by the following vote after the following discussion occurred.

Yays: 6 - Mayor Knight, Council Member Moulton, Council Member Needles, Council Member Cockerham, Council Member McCune and Council Member Fleming

Absent: 1 - Council Member Smith

10. Approval of Change Order to DOWL in the Amount of \$74,356.96 for Construction Administration and Inspection Services on the 2016 City Streets Project

MOTION: Council Member Cockerham moved, seconded by Council Member Moulton, to approve a change order for DOWL in the amount of \$74,356.96 for Construction Administration and Inspection Services on the 2016 City Streets Project. The motion carried by the following vote after the following discussion occurred.

Council Member Needles stated he would have preferred City staff hire a local engineer to oversee these types of projects. He explained this would have allowed the funds to remain in town instead of hiring a firm from another location.

Mr. Miles explained DOWL provided contracted engineering and inspection services. Two City project managers oversaw the City streets and hospital repaving project. One of the two project managers spent the majority of her time during construction coordinating the effort and keeping effected businesses apprised of road closures, traffic changes, and anticipated impacts. Mr. Miles explained the largest portion of the change order relates to a forty day schedule over run due to weather and additional required work. He explained this project falls at an approximate 5% construction management fee in comparison to total project cost. Industry standard is approximately 4.8%. Mr. Miles stated the process moving forward is to provide more timely updates to City Council. Council Member Moulton stated hiring another full time

engineer would have cost more than that amount.

Yays: 6 - Mayor Knight, Council Member Moulton, Council Member Needles, Council Member Cockerham, Council Member McCune and Council Member Fleming

Absent: 1 - Council Member Smith

11. Approval Liquor License Renewal Applications: Fu Kung Restaurant, Glacier Sound Inn, Three Bears, Totem Inn (Board Room) – Moved from Consent Agenda

MOTION: Council Member Moulton moved, seconded by Council Member McCune, to approve liquor license renewal applications for Fu Kung Restaurant, Glacier Sound Inn, Three Bears, Totem Inn (Board Room). The motion carried by the following vote after the following discussion occurred.

Council Member Moulton asked for clarification on liquor licenses which are not used to their full potential. He explained the Three Bears license is only used for several weeks per year to fulfill their obligation to the state of Alaska.

Ms. Pierce explained Three Bears held a liquor license when they were opened in Valdez. The company still operates a business in Valdez. When they closed their local store, they retained their liquor license. They use their license for a certain period of time required by the state to keep it active. Ms. Pierce stated she would be more than happy to contact the state or the license holder for amplifying details. Council Member Moulton stated the license could be sold to another entity.

Council Member McCune asked for a full list of active Valdez-based liquor licenses. Ms. Pierce stated she would request a list from the state, as well as the details regarding the total number of licenses authorized in Valdez city limits.

Council Member Moulton stated if there is a limit to the number of licenses within city limits, perhaps the City could provide encouragement to either use the license or sell it to someone who would like to open a business.

Ms. Pierce asked Chief Bart Hinkle, Valdez Chief of Police, if he had any objections with renewal of The Boardroom's license as there were noise complaints the previous year. Chief Hinkle explained the bar, which stays open into the early hours of the morning, is located adjacent to a RV park and there will likely always be some noise complaints. The Boardroom's owners did attempt to mitigate outside noise from the bar by keeping the door closed and other actions. Chief Hinkle stated the police department keeps documentation regarding noise complaints and follow-up actions. Council Member Moulton stated he would prefer for noise complaints to be handled first between property owners and the police department, instead of immediately being

elevated to the state liquor licensing board.

Yays: 6 - Mayor Knight, Council Member Moulton, Council Member Needles, Council Member Cockerham, Council Member McCune and Council Member Fleming

Absent: 1 - Council Member Smith

VIII. ORDINANCES

1. **#17-03 - Amending Title 9 of the Valdez Municipal Code Titled Public Peace and Welfare. Second Reading. Adoption.**

MOTION: Council Member McCune moved, seconded by Council Member Fleming, to approve Ordinance #17-03 amending Chapter 9 of the Valdez Municipal Code titled Public Peace and Welfare. First Reading. Public Hearing. The motion carried by the following vote after the following discussion occurred.

Mayor Knight explained this ordinance appeared before City Council at the last regular meeting. However, since there were substantial changes to the language of the ordinance, it is appearing again for first reading, public hearing.

Ms. Pierce explained the concerns raised during the public hearing at the previous meeting by both City Council and the public have been addressed.

Mr. Jake Staser, City attorney, reviewed the amendments made since the last reading of the ordinance. He explained there was public comment regarding concerns with perceived intermingling of civil and criminal penalties. After extensive research, Mr. Staser is confident the included intent elements clarify penalties are criminal and offenses are well within the City's jurisdiction to prohibit. He explained several sections in Chapter 9.16 were simplified to assist with understanding.

Mr. Staser stated the section regarding possession and carrying of firearms currently codified in municipal code was actually contrary to state law. This section was changed to comply with state law. The City is limited by state statute by what it can prohibit related to firearms. Mr. Staser explained there was discussion regarding prohibiting firearms in restricted areas of City buildings. Restricted areas are defined in state statute and include areas in municipal buildings or properties beyond which the general public does not have access. There must be a metal detector or some other type of screening process before the public can enter. Mayor Knight asked if the City would need to install a metal detector in order to prohibit firearms in these types of spaces. Mr. Staser stated the administrative services area of City Hall, which is behind an access controlled door, would be considered a restricted area. Ms. Pierce explained she was concerned with not explicitly prohibiting firearms in places like the library. She stated, however, based upon the way the state law is written, unless the City places a metal detector or restricted entry in the library or other buildings, it remains legal to carry a firearm in those locations.

Mr. Staser reviewed the section related to selling or providing tobacco to minors. He explained the previous version of the ordinance appeared vague and he recommended incorporating the language from the state statute as presented. The updated language includes a section on intent and highlights someone must be negligent when providing tobacco to a minor.

Yays: 6 - Mayor Knight, Council Member Moulton, Council Member Needles, Council Member Cockerham, Council Member McCune and Council Member Fleming

Absent: 1 - Council Member Smith

IX. RESOLUTIONS

1. **#17-03 - Adopting an Alternate Allocation Method for the FY17 Shared Fisheries Business Tax Program and Certifying That This Allocation Method Fairly Represents the Distribution of Significant Effects of Fisheries Business Activity in FMA 15: Prince William Sound**

MOTION: Council Member Moulton moved, seconded by Council Member Fleming, to approve Resolution #17-03 adopting an alternate allocation method for the FY17 Shared Fisheries Business Tax Program and certifying that this allocation method fairly represents the distribution of significant effects of fisheries business activity in FMA 15: Prince William Sound. The motion carried by the following vote after the following discussion occurred.

Council Member Fleming asked if the alternative allocation method is the same as used in previous years. Ms. Lisa Von Bargen, City Community and Economic Development Director, explained the language is the requirement the state of Alaska requires. There are two different methodologies by which a municipality can apply for shared fisheries business tax monies. The "normal" method requires going through an exhaustive process to prove the economic impacts of fisheries on the community. The "alternative" method involves the communities determining together the allocation percentage amounts and submitting it to the state. Over the past several years, Cordova, Whittier, and Valdez pass the same resolution authorizing an equal share of the fisheries tax monies.

Yays: 6 - Mayor Knight, Council Member Moulton, Council Member Needles, Council Member Cockerham, Council Member McCune and Council Member Fleming

Absent: 1 - Council Member Smith

X. REPORTS

1. **Building Permit & Inspection Reports - December 2016**
2. **2017 Energy Assistance Summary**

3. Update on Wind Damage to City Street Lights

Council Member Fleming commented the investigation efforts regarding wind damage to the lights was very professionally done and thanked staff for their work. Mr. Miles explained his staff are doing excellent work on resolving the issue. Mayor Knight stated she received inquiries on the timeline to repair the lights. Mr. Miles explained staff are awaiting confirmation on a timeline. Council Member McCune asked what type of material is used to fabricate the light fixtures. Mr. Miles stated the issue is that the lights, connection pieces, and other portions of the fixtures must meet specific wind ratings.

4. Treasury Reports: August and September, 2016

5. Relocation and Remodeling Costs: Airport, City Hall

Council Member Needles asked why the expenses related to relocation efforts appeared to be more than anticipated. Mr. Miles explained his previous estimates were given based upon on-the-spot figures. He stated he desires to answer City Council's questions when posed during a meeting, but often times they require additional research to provide solid numbers.

Council Member Fleming asked if there would be a door installed on the second floor to separate public use areas from city office areas. Mr. Miles explained adding installation of a door to the future airport restroom upgrade project could be easily accomplished. Council Member Fleming asked if there would be additional costs that those presented in the report. Mr. Wegner explained updates to the spaces previously occupied by the IT department still need to be made. Council Member Fleming thanked staff for tracking relocation costs.

6. 2016 Parks, Recreation & Cultural Services Annual Report

The Mayor and several council members thanked the Parks, Recreation, and Cultural Services Department for putting together such a comprehensive report covering the plethora of events and activities offered by the City. Council Member Cockerham asked if the report is provided to the state of Alaska.

Mayor Knight asked how use of the Valdez Civic Center is advertised and how the City could attract additional conventions in the future. Mr. Darryl Verfaillie, City Parks, Recreation, and Cultural Services Director, explained the Civic Center Director is a member of the National Convention Association. He stated they also advertise the Civic Center through the Valdez Convention and Visitors Bureau (VCVB). Booked conventions typically reflect those originating in Valdez, such as the oil spill exercise events, or those brought to Valdez by staff, such as the ARPA, Alaska Library, or Harbormasters Conference. He explained it is also a balancing act, as many organizations want to hold conferences at the same time of year.

Council Member Fleming asked for clarification on the amount of advertising paid to

VCVB for Civic Center advertising. Mr. Verfaillie explained advertising funds have been reduced in recent years based upon return on investment.

Mayor Knight asked about results for the Qaniq Challenge. Mr. Verfaillie explained his is awaiting participant survey results before bringing a result to City Council.

7. 3rd Quarter 2016 Financial Statements

8. Aleutian Village Progress Report 2-1-2017

Mayor Knight asked Ms. Von Bargaen to provide a verbal update regarding Aleutian Village.

Ms. Von Bargaen reviewed the contents of the written report. She explained the director of the Alaska Department of Transportation (ADOT) declined to provide the City with any additional land other than what was previously outlined. Ms. Von Bargaen explained the preliminary plat of the land is now complete and has been submitted to an appraiser. Staff anticipate the appraisal will be complete in the next two to three weeks. She has asked for the appraisal to cover both the value of the land and infrastructure.

Council Member Fleming asked if there has been progression on the environmental study. Ms. Von Bargaen stated she needs to follow up with the contractor to determine when the final environmental study report will be provided to the City. The initial field evaluation was completed last fall. However, the contractor needed to do additional historical research on the property to determine previous uses and requirements for core sampling.

Ms. Von Bargaen stated once all evaluation steps are complete, ADOT will require City Council to pass a resolution authorizing the land sale.

Council Member Cockerham asked when the electrical shut off markers would be in place. Ms. Von Bargaen explained the marker flags are in her office. The electrician did shut off labeling will be ready to do installation next week.

Council Member Fleming asked for an update cost breakdown for work done in preparation for the land sale. Ms. Von Bargaen stated she would provide an updated cost estimate in her report for the next regular meeting.

XI. CITY MANAGER / CITY CLERK / CITY ATTORNEY / MAYOR REPORTS**1. City Manager Report**

Mayor Knight welcomed new City Manager, Elke Doom.

Ms. Doom stated she is happy to be in Valdez. She thanked City staff and City Council for such a warm welcome.

2. City Clerk Report

Ms. Pierce stated the current snow load on the Valdez High School roof is 40 pounds per square foot, approximately 50 percent of the maximum. Based upon the City Buildings Roof Snow Removal Plan, the City hired temporary snow shovelers to begin snow clearing efforts.

She explained the Providence Valdez Hospital Administrator submitted a draft memorandum of agreement regarding hospital maintenance. She will work with Ms. Doom and staff to review the document prior to submitting to Council.

Ms. Pierce thanked the City Council for allowing her the honor to serve as Interim City Manager over the past 30 days.

She explained there are currently two vacancies on the Valdez Museum Board and Historical Archive Association. She outlined the process and deadline to apply for the open board positions.

Ms. Pierce also explained the process and deadline for applying for the 2017 All-American City Scholarship. Two \$2,500 scholarships are awarded each year to graduating seniors of Valdez High School.

She explained Ms. Ferko, the City's Public Information Officer, is currently assisting the Valdez School District with creation of the district public information and social media plans.

3. City Attorney Report

Mr. Guerriero deferred to Mr. Brena's presentation in Executive Session.

4. City Mayor Report

Mayor Knight thanked City staff for their hard work putting together information and agenda packets for the Beautification and Flood Task Force meetings.

She stated she attended the Annual Valdez Firefighter Awards Banquet and congratulated Mr. Chris Moulton on receiving the Firefighter of the Year award.

XII. COUNCIL BUSINESS FROM THE FLOOR

All Council Members present thanked Ms. Pierce for her hard work serving as interim City Manager and welcomed Ms. Doom.

Council Member Fleming reminded everyone of the dates for the annual Elks Basketball Tournament. Council Member Cockerham provided further details on the weekend tournament.

Council Member Needles stated he appreciates that Mr. Ben Ellis no longer serves as State Parks Director. He also emphasized the need to hire the City's new Economic Development Director as soon as possible. He outlined why it made strong financial sense to fill this position quickly.

Council Member Moulton outlined his upcoming travel schedule. He stated he volunteered the previous weekend at Salmonberry Ski Hill. He encouraged community members to volunteer so the ski hill can remain open and outlined several options to obtain additional information. He explained there are also several paid part-time positions available.

XIII. EXECUTIVE SESSION

City Council transitioned into Executive Session at 9:52 p.m.

XIV. RETURN FROM EXECUTIVE SESSION

City Council returned from Executive Session at 10:59 p.m.

XV. ADJOURNMENT

There being no further business, Mayor Knight adjourned the meeting at 11:00 p.m.

3.12.050 COMMUNITY PURPOSE PROPERTY EXEMPTION

The property of an organization not organized for business or profit making purposes and used exclusively for community purposes may be exempt from taxation under this chapter. That portion of the property regularly used for commercial purposes other than the organization's exempt purpose, shall be subject to taxation by the city. In order to qualify for this exemption, the applicant must file a written application for the exemption no later than January 15th of each assessment year for which the exemption is sought. The application shall be on a form prescribed by the city and shall include all information determined necessary by the city to determine the character of the organization and the nature of the uses made of the property. An exemption granted under this subsection shall be only for the assessment year for which the exemption is sought.

[illegible]

Received
DEC 02 2016
City of Valdez

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

All applicable questions must be answered fully. If a question is not applicable, mark N/A. Decision upon the requested exemption will be made after consideration of the information set forth by the applicant upon this form. Misrepresentation or false statements made in conjunction with an application for exemption is a misdemeanor and is subject to criminal penalties. This form must be notarized or it will not be accepted. A separate application must be made for each tax parcel. **This application must be filed by January 15th of each assessment year for which the exemption is sought.**

TAX YEAR: 2017

Organization Name: Advocates for Victims of Violence, Inc.

Property Description Lot 1, Block 16, Black Gold Subdivision

Tax Parcel Number: 7010 - 016 - 001 - 0

551 Woodside Dr

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes ☒ No ☐
2. Is your organization nonprofit/non-business Yes ☒ No ☐
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes ☒ %
5. Explain why your organization qualifies for this community purpose exemption:
AW is a domestic violence women's emergency shelter for both sexual assault & domestic violence victims & survivors.

Signature of Applicant Rosanna Palmer

Title: Executive Director Date 11/28/2016

Contact Telephone Number: (907) 835-2980

Land 30,000.00
Bldg 263,400.00
293,400.00

Tax 5,868.00

JS
2/10/17

Eligible ☒

This is to certify that on this 5th day of December, 2016, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared Rowena Palomar known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.



WITNESS my hand and Notarial Seal the day and year last written above.

Allison Ferko
Notary Public in and for Alaska
Commission Expires: 10/18/2018

EXEMPTION GRANTED _____ EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

Received
JAN 12 2017
City of Valdez

All applicable questions must be answered fully. If a question is not applicable, mark N/A. Decision upon the requested exemption will be made after consideration of the information set forth by the applicant upon this form. Misrepresentation or false statements made in conjunction with an application for exemption is a misdemeanor and is subject to criminal penalties. This form must be notarized or it will not be accepted. A separate application must be made for each tax parcel. **This application must be filed by January 15th of each assessment year for which the exemption is sought.**

TAX YEAR: 2017

Organization Name: American Legion

Property Description: Lot 23 ABK 35 M.C. Subd

Tax Parcel Number: 70400350230

340 Galena Dr.

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes X No _____
2. Is your organization nonprofit/non-business Yes X No _____
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes 0 %

5. Explain why your organization qualifies for this community purpose exemption:

Display the American Flag and honor Vets

Signature of Applicant Mark Wilbur

Title: Post Adjutant Date 1/12/17

Contact Telephone Number: 907-835-8970

Land only 53,900.00

Tax 1,078.00

JS 2/10/17 Eligible (HEF)

This is to certify that on this 12th day of January, 2017, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared Mark Heiber known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.



Allison Ferko
Notary Public in and for Alaska
Commission Expires: 10/18/2018

EXEMPTION GRANTED _____ EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

RECEIVED

CITY OF VALDEZ, ALASKA

DEC 27 2016

CITY OF VALDEZ
COMMUNITY PURPOSE EXEMPTION APPLICATION

All applicable questions must be answered fully. If a question is not applicable, mark N/A. Decision upon the requested exemption will be made after consideration of the information set forth by the applicant upon this form. Misrepresentation or false statements made in conjunction with an application for exemption is a misdemeanor and is subject to criminal penalties. This form must be notarized or it will not be accepted. A separate application must be made for each tax parcel. **This application must be filed by January 15th of each assessment year for which the exemption is sought.**

TAX YEAR: 2017Organization Name: Second Time Around (Connecting Ties)Property Description 113 Fairbanks St.Tax Parcel Number: 70400250014 Lot 1H Block 25 Mineral Creek Subdv.Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes X No _____
2. Is your organization nonprofit/non-business Yes X No _____
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %

4. Percentage of property used for profit purposes 100 %

5. Explain why your organization qualifies for this community purpose exemption:

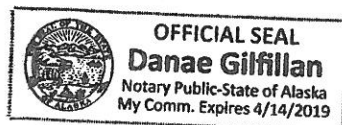
We are non-profit and serve the community and it's disabled.Signature of Applicant Diane MaloneTitle: Deputy Director Date 12/22/16Contact Telephone Number: 907-835-3274

Land	89,200.00	JS 2/10/17
Bldg	161,700.00	
	250,900.00	
Tax		5,018.00

Eligible AEF

This is to certify that on this 22nd day of December, 2016, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared Diane Malone known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.



Danae Gilfillan
Notary Public in and for Alaska
Commission Expires: 4/14/2019

EXEMPTION GRANTED _____ EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

Original

RECEIVED

JAN 18 2017

CITY OF VALDEZ, ALASKA

CITY OF VALDEZ

COMMUNITY PURPOSE EXEMPTION APPLICATION

All applicable questions must be answered fully. If a question is not applicable, mark N/A. Decision upon the requested exemption will be made after consideration of the information set forth by the applicant upon this form. Misrepresentation or false statements made in conjunction with an application for exemption is a misdemeanor and is subject to criminal penalties. This form must be notarized or it will not be accepted. A separate application must be made for each tax parcel. This application must be filed by January 15th of each assessment year for which the exemption is sought.

TAX YEAR: 2017

Organization Name: FRONTIER COMMUNITY SERVICES

Property Description TRACT R-1, PORT VALDEZ SUBDIVISION

Tax Parcel Number: 7120-018-0000

825 Cottonwood Dr.

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes ☒ No ☐
2. Is your organization nonprofit/non-business Yes ☒ No ☐
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %

4. Percentage of property used for profit purposes 0 %

5. Explain why your organization qualifies for this community purpose exemption:
We are a non-profit organization and a federally exempt, federally classified public charity.

Signature of Applicant Jamanda Gaulle 1/11/17

Title: Executive Director Date 12/28/16

Contact Telephone Number: 907-262-6331

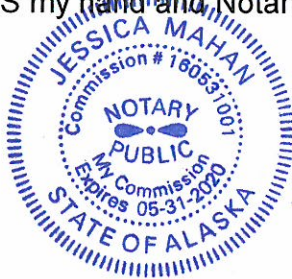
Land 21,000.00
Bldg 237,300.00
258,300.00

JS
2/10/17 Eligible (REP)

Tax 5,166.00

This is to certify that on this 11 day of January, 2017, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared Amanda Faulkner known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.



Jessica Mahan
Notary Public in and for Alaska
Commission Expires: 05/31/2020

EXEMPTION GRANTED _____ EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

RECEIVED

JAN 18 2017

CITY OF VALDEZ, ALASKA

CITY OF VALDEZ

COMMUNITY PURPOSE EXEMPTION APPLICATION

All applicable questions must be answered fully. If a question is not applicable, mark N/A. Decision upon the requested exemption will be made after consideration of the information set forth by the applicant upon this form. Misrepresentation or false statements made in conjunction with an application for exemption is a misdemeanor and is subject to criminal penalties. This form must be notarized or it will not be accepted. A separate application must be made for each tax parcel. **This application must be filed by January 15th of each assessment year for which the exemption is sought.**

TAX YEAR: 2017Organization Name: FRONTIER COMMUNITY SERVICESProperty Description LOT 10, BLK 8, BLACKGOLD SUBDIVISIONTax Parcel Number: 7010-008-010-0 1235 Coho PlDetermination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes ✓ No _____
2. Is your organization nonprofit/non-business Yes ✓ No _____
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes 0 %
5. Explain why your organization qualifies for this community purpose exemption:
we are a non-profit organization and a federally exempt, federally classified public charity.

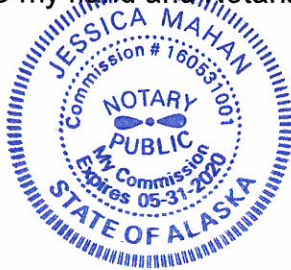
Signature of Applicant J. Manda G. Gable 1/14/17Title: Executive Director Date 12/28/16Contact Telephone Number: 907-262-6331

Land	30,000.00
Bldg	80,700.00
	<u>110,700.00</u>

JS 2/10/17 Eligible REPTax 2,214.00

This is to certify that on this 11 day of January, 2017, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared Amanda Faulkner known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.



Jessica Mahan
Notary Public in and for Alaska
Commission Expires: 05/31/2020

EXEMPTION GRANTED _____ EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

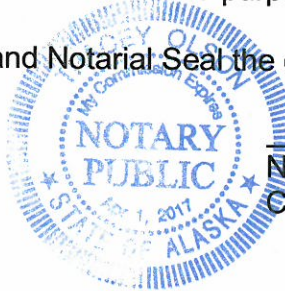
Date Approved

ATTEST:

City Clerk

This is to certify that on this 20 day of December, 2016, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared John Anderson known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.



Tracy Olson
Notary Public in and for Alaska
Commission Expires: April 1, 2017

EXEMPTION GRANTED _____ EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

Received
DEC 20 2016
City of Valdez

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

All applicable questions must be answered fully. If a question is not applicable, mark N/A. Decision upon the requested exemption will be made after consideration of the information set forth by the applicant upon this form. Misrepresentation or false statements made in conjunction with an application for exemption is a misdemeanor and is subject to criminal penalties. This form must be notarized or it will not be accepted. A separate application must be made for each tax parcel. **This application must be filed by January 15th of each assessment year for which the exemption is sought.**

TAX YEAR: 2017

Organization Name: Terminal Radio Inc.

Property Description: 148 Pioneer Drive, Lot 1 Slim Block Addition

Tax Parcel Number: 70400250012

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes ✓ No
2. Is your organization nonprofit/non-business Yes ✓ No
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 50 %
4. Percentage of property used for profit purposes 50 %

5. Explain why your organization qualifies for this community purpose exemption:

KCHU public radio provides news, entertainment and information to the entire community, including local programming and emergency broadcast
Signature of Applicant Jere

Title: General Manager Date 12-10-2016

Contact Telephone Number: 835-4665

50% Land 20,000.00
Bldg. 130,000.00
150,000.00
Tax 3,000.00

50% Land 20,000.00
Bldg 130,000.00
150,000.00
Tax 3,000.00

100% Land 40,000.00
Bldg 260,000.00
300,000.00
Tax 6,000.00 Eligible 50% (X) JS 2/10/17

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

Received
DEC 20 2016
City of Valdez

All applicable questions must be answered fully. If a question is not applicable, mark N/A. Decision upon the requested exemption will be made after consideration of the information set forth by the applicant upon this form. Misrepresentation or false statements made in conjunction with an application for exemption is a misdemeanor and is subject to criminal penalties. This form must be notarized or it will not be accepted. A separate application must be made for each tax parcel. **This application must be filed by January 15th of each assessment year for which the exemption is sought.**

TAX YEAR: 2017

Organization Name: Terminal Radio Inc

Property Description: 2410 McKinley Street, USS 439 (Lease) Parcel D1

Tax Parcel Number: 0439000003

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes ☒ No ☐
2. Is your organization nonprofit/non-business Yes ☒ No ☐
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes 0 %

5. Explain why your organization qualifies for this community purpose exemption:
KCHU provides public radio, news, entertainment and information, includes local news and messages and emergency broadcast to the entire community

Signature of Applicant: [Signature]

Title: General Manager Date: 12-10-2016

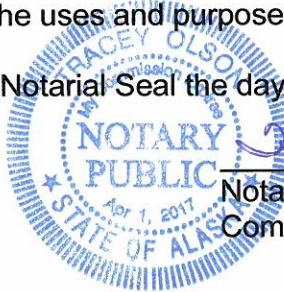
Contact Telephone Number: 835-4665

Land 45,100.00
Bldg 7,700.00
52,800.00
Tax 1,056.00

js
2/10/17
Eligible ☒

This is to certify that on this 20 day of December, 2012, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared John Anderson known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.



Tracey Olson
Notary Public in and for Alaska
Commission Expires Apr 1, 2017

EXEMPTION GRANTED _____ EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

Received

DEC 9 2016

City of Valdez

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

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TAX YEAR: 2017

Organization Name: Valdez Fisheries Development Association, Inc.

Property Description 1561 Dayville Rd- ASLS 82-183 ADL 214.746

Tax Parcel Number: 11400000040

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes X No _____
2. Is your organization nonprofit/non-business Yes X No _____
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes 0 %
5. Explain why your organization qualifies for this community purpose exemption:
VFDA is a non-profit 501c3 fish hatchery located within the city limits

Signature of Applicant 

Title: Executive Director

Date 11/21/2016 12/19/16

Contact Telephone Number: (907) 835-4874

Land only 10,000.00

Tax 200.00

12/21/16

Eligible AEP

This is to certify that on this 9th day of December, 2014, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared Mike Wells known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.

Laura Therriault
Notary Public in and for Alaska
Commission Expires:



EXEMPTION GRANTED _____ EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

All applicable questions must be answered fully. If a question is not applicable, mark N/A. Decision upon the requested exemption will be made after consideration of the information set forth by the applicant upon this form. Misrepresentation or false statements made in conjunction with an application for exemption is a misdemeanor and is subject to criminal penalties. This form must be notarized or it will not be accepted. A separate application must be made for each tax parcel. **This application must be filed by January 15th of each assessment year for which the exemption is sought.**

TAX YEAR: 2017

Organization Name: Valdez Fisheries Development Association, Inc.

Property Description 1561 Dayville Rd- Tract A ATS 1140

Tax Parcel Number: 11400000010

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes ☒ No ☐
2. Is your organization nonprofit/non-business Yes ☒ No ☐
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes 0 %
5. Explain why your organization qualifies for this community purpose exemption:
VFDA is a non-profit 501c3 fish hatchery located within the city limits

Signature of Applicant 

Title: Executive Director Date 11/21/2016 12/9/16

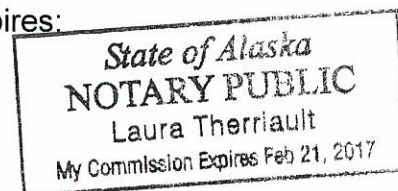
Contact Telephone Number: (907) 835-4874

Land 16,000.00
Bldg 4,294,600.00
4,310,600.00
Tax 86,212.00
js 2/10/17 Eligible (APF)

This is to certify that on this 9th day of December, 2016, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared Mike Wells known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.

Laura Therriault
Notary Public in and for Alaska
Commission Expires:



EXEMPTION GRANTED _____ EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

Received

DEC 8 2016

City of Valdez

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

All applicable questions must be answered fully. If a question is not applicable, mark N/A. Decision upon the requested exemption will be made after consideration of the information set forth by the applicant upon this form. Misrepresentation or false statements made in conjunction with an application for exemption is a misdemeanor and is subject to criminal penalties. This form must be notarized or it will not be accepted. A separate application must be made for each tax parcel. **This application must be filed by January 15th of each assessment year for which the exemption is sought.**

TAX YEAR: 2017

Organization Name: Valdez Fisheries Development Association, Inc.

Property Description 1561 Dayville Rd- Tract B ATS 1140

Tax Parcel Number: 11400000020

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes ☒ No ☐
2. Is your organization nonprofit/non-business Yes ☒ No ☐
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes 0 %
5. Explain why your organization qualifies for this community purpose exemption:
VFDA is a non-profit 501c3 fish hatchery located within the city limits

Signature of Applicant 

Title: Executive Director Date 11/21/2016 12/9/16

Contact Telephone Number: (907) 835-4874

Land only 500.00

Tax 10.00

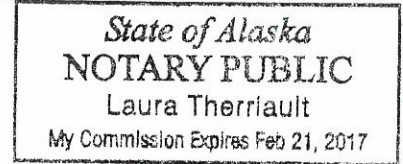
JS
2/10/17

Eligible (KEP)

This is to certify that on this 9th day of December, 2016, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared Mike Wells known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.

Laura Therriault
Notary Public in and for Alaska
Commission Expires:



EXEMPTION GRANTED _____ EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

Received

DEC 9 2016

City of Valdez

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

All applicable questions must be answered fully. If a question is not applicable, mark N/A. Decision upon the requested exemption will be made after consideration of the information set forth by the applicant upon this form. Misrepresentation or false statements made in conjunction with an application for exemption is a misdemeanor and is subject to criminal penalties. This form must be notarized or it will not be accepted. A separate application must be made for each tax parcel. **This application must be filed by January 15th of each assessment year for which the exemption is sought.**

TAX YEAR: 2017

Organization Name: Valdez Fisheries Development Association, Inc.

Property Description 1561 Dayville Rd- Tract C ATS 1140

Tax Parcel Number: 11400000030

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes ☒ No ☐
2. Is your organization nonprofit/non-business Yes ☒ No ☐
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes 0 %
5. Explain why your organization qualifies for this community purpose exemption:
VFDA is a non-profit 501c3 fish hatchery located within the city limits

Signature of Applicant 

Title: Executive Director Date 11/21/2016 12/9/16

Contact Telephone Number: (907) 835-4874

Land only 500.00

Tax 10.00

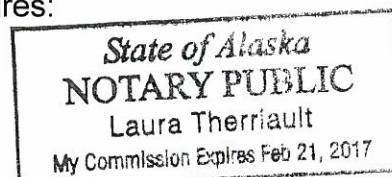
JB
2/10/17

Eligible 

This is to certify that on this 9th day of December, 2016, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared Mike Wells known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.

Laura Therriault
Notary Public in and for Alaska
Commission Expires:



EXEMPTION GRANTED _____ EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

Received

DEC 09 2016

City of Valdez

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

All applicable questions must be answered fully. If a question is not applicable, mark N/A. Decision upon the requested exemption will be made after consideration of the information set forth by the applicant upon this form. Misrepresentation or false statements made in conjunction with an application for exemption is a misdemeanor and is subject to criminal penalties. This form must be notarized or it will not be accepted. A separate application must be made for each tax parcel. **This application must be filed by January 15th of each assessment year for which the exemption is sought.**

TAX YEAR: 2017

Organization Name: Valdez Fisheries Development Association, Inc.

Property Description: 1651 Dayville rd - ATS 1358

Tax Parcel Number: 13580000000

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes ☒ No ☐
2. Is your organization nonprofit/non-business Yes ☒ No ☐
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes 0 %
5. Explain why your organization qualifies for this community purpose exemption:
VFDA is a non-profit 501c3 fish hatchery located within the city limits

Signature of Applicant: 

Title: Executive Director Date: 11/21/2016 12/9/16

Contact Telephone Number: (907) 835-4874

Land only 31,100.00

Tax 622.00

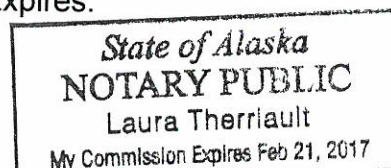
js
2/10/17

Eligible 

This is to certify that on this 9th day of December, 2016, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared Mike Wells known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.

Laura Therriault
Notary Public in and for Alaska
Commission Expires:



EXEMPTION GRANTED _____ EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

Received

DEC 09 2016

City of Valdez

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

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TAX YEAR: 2017

Organization Name: Valdez Fisheries Development Association, Inc.

Property Description: 1651 Dayville Rd- Tract A of ASLS 88-140

Tax Parcel Number: 00881400010

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes ☒ No ☐
2. Is your organization nonprofit/non-business Yes ☒ No ☐
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes 0 %
5. Explain why your organization qualifies for this community purpose exemption:
VFDA is a non-profit 501c3 fish hatchery located within the city limits

Signature of Applicant: 

Title: Executive Director Date: 11/21/2016 - 12/9/16

Contact Telephone Number: (907) 835-4874

Land only 2,800.00

Tax 56.00

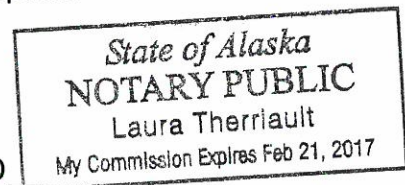
js
2/10/17

Eligible 

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WITNESS my hand and Notarial Seal the day and year last written above.

Laura Therriault
Notary Public in and for Alaska
Commission Expires:



EXEMPTION GRANTED _____

EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

Received

DEC 09 2016

City of Valdez

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

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TAX YEAR: 2017

Organization Name: Valdez Fisheries Development Association, Inc.

Property Description 1651 Dayville Rd- Tract B of ASLS 88-140

Tax Parcel Number: 00881400020

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes ☒ No ☐
2. Is your organization nonprofit/non-business Yes ☒ No ☐
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes 0 %
5. Explain why your organization qualifies for this community purpose exemption:
VFDA is a non-profit 501c3 fish hatchery located within the city limits

Signature of Applicant 

Title: Executive Director Date 11/21/2016 - 12/9/16

Contact Telephone Number: (907) 835-4874

Land only 5,500.00

Tax 110.00

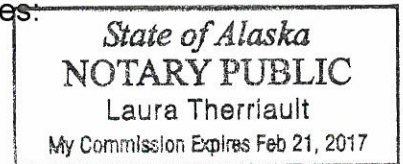
JS
2/10/17

Eligible 

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WITNESS my hand and Notarial Seal the day and year last written above.

Laura Therriault
Notary Public in and for Alaska
Commission Expires:



EXEMPTION GRANTED _____ EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

Received

DEC 09 2016

City of Valdez

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

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TAX YEAR: 2017

Organization Name: Valdez Fisheries Development Association, Inc.

Property Description 1670 Dayville Rd- Site #2 MS 1097

Tax Parcel Number: 10970000020

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes X No _____
2. Is your organization nonprofit/non-business Yes X No _____
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes 0 %
5. Explain why your organization qualifies for this community purpose exemption:
VFDA is a non-profit 501c3 fish hatchery located within the city limits

Signature of Applicant 

Title: Executive Director

Date 11/21/2016 12/9/16.

Contact Telephone Number: (907) 835-4874

Land only 4,700.00

Tax 94.00

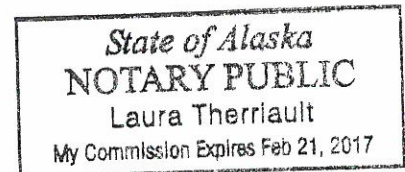
\$2,101.7

Eligible 

This is to certify that on this 9th day of December, 2016, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared Mike Wells known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.

Laura Therriault
Notary Public in and for Alaska
Commission Expires:



EXEMPTION GRANTED _____

EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

Received

DEC 09 2016

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

City of Valdez

All applicable questions must be answered fully. If a question is not applicable, mark N/A. Decision upon the requested exemption will be made after consideration of the information set forth by the applicant upon this form. Misrepresentation or false statements made in conjunction with an application for exemption is a misdemeanor and is subject to criminal penalties. This form must be notarized or it will not be accepted. A separate application must be made for each tax parcel. **This application must be filed by January 15th of each assessment year for which the exemption is sought.**

TAX YEAR: 2017

Organization Name: Valdez Fisheries Development Association, Inc.

Property Description: 1700 Dayville Rd- Site #1 MS 1097

Tax Parcel Number: 10970000010

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes ☒ No ☐
2. Is your organization nonprofit/non-business Yes ☒ No ☐
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes 0 %
5. Explain why your organization qualifies for this community purpose exemption:
VFDA is a non-profit 501c3 fish hatchery located within the city limits

Signature of Applicant: 

Title: Executive Director Date: 11/21/2016 12/9/16

Contact Telephone Number: (907) 835-4874

Land only 3,300.00

Tax 66.00 \$ 2/10/17

Eligible 

This is to certify that on this 9th day of December, 2016, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared Mike Wells known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.

Laura Therriault

Notary Public in and for Alaska

Commission Expires:



EXEMPTION GRANTED _____

EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

Received

DEC 09 2016

City of Valdez

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

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TAX YEAR: 2017

Organization Name: Valdez Fisheries Development Association, Inc.

Property Description 1701 Dayville Rd- Tract 1 ATS 1595

Tax Parcel Number: 15950000010

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes X No _____
2. Is your organization nonprofit/non-business Yes X No _____
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes 0 %
5. Explain why your organization qualifies for this community purpose exemption:
VFDA is a non-profit 501c3 fish hatchery located within the city limits

Signature of Applicant 

Title: Executive Director Date 11/24/2016 12/9/16

Contact Telephone Number: (907) 835-4874

Land
Bldg

64,100.00
10,000.00
74,100.00

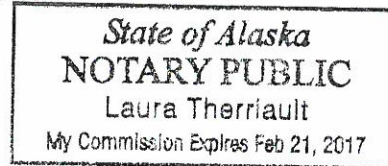
JS
2/10/17 Eligible 

Tax 1,482.00

This is to certify that on this 9th day of December, 2014, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared Mike Wells known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.

Laura Therriault
Notary Public in and for Alaska
Commission Expires:



EXEMPTION GRANTED _____ EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

Received

DEC 09 2016

City of Valdez

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

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TAX YEAR: 2017

Organization Name: Valdez Fisheries Development Association, Inc.

Property Description: 1815 Mineral Creek Loop Rd- USS 3329

Tax Parcel Number: 33290000000

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes X No _____
2. Is your organization nonprofit/non-business Yes X No _____
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes 0 %
5. Explain why your organization qualifies for this community purpose exemption:
VFDA is a non-profit 501c3 fish hatchery located within the city limits


Signature of Applicant: 

Title: Executive Director

Date: 11/21/2016 12/1/16

Contact Telephone Number: (907) 835-4874

Land 28,300.00
Bldg 1,194,400.00
1,222,700.00

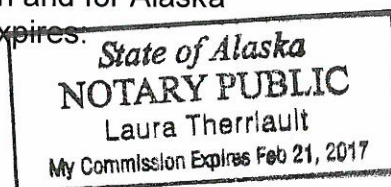
JS 2/10/17 Eligible 
Tax 24,454.00

This is to certify that on this 9th day of December, 2016, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared Mike Wells known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.

Laura Therriault
Notary Public in and for Alaska

Commission Expires _____



EXEMPTION GRANTED _____ EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

Received

DEC 09 2016

City of Valdez

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

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TAX YEAR: 2017

Organization Name: Valdez Fisheries Development Association, Inc.

Property Description: 1820 Mineral Creek Loop Rd- ATS 564 Parcel B

Tax Parcel Number: 05640000020

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes X No _____
2. Is your organization nonprofit/non-business Yes X No _____
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes 0 %
5. Explain why your organization qualifies for this community purpose exemption:
VFDA is a non-profit 501c3 fish hatchery located within the city limits

Signature of Applicant 

Title: Executive Director

Date: 11/21/2016

Contact Telephone Number: (907) 835-4874

Land only 5,000.00

Tax 100.00

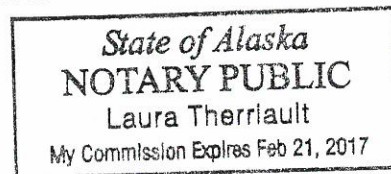
Eligible AEP

js 2/10/17

This is to certify that on this 9th day of December, 2016, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared Mike Wells known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.

Laura Therriault
Notary Public in and for Alaska
Commission Expires:



EXEMPTION GRANTED _____ EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk

Received

DEC 09 2016

City of Valdez

CITY OF VALDEZ, ALASKA

COMMUNITY PURPOSE EXEMPTION APPLICATION

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TAX YEAR: 2017

Organization Name: Valdez Fisheries Development Association, Inc.

Property Description: 1825 Mineral Creek Loop Rd- Lot B of Lot 1 USS survey 3682 Plat 2005-11

Tax Parcel Number: 36820010050

Determination Criteria

1. Form of Organization (i.e. a lawful corporation) Yes ☒ No ☐
2. Is your organization nonprofit/non-business Yes ☒ No ☐
3. Percentage of property that qualifies under this exemption by being used exclusively for community purpose. Membership use or participation must be open to and not be limited or restricted to anyone within the scope of the community. 100 %
4. Percentage of property used for profit purposes 0 %
5. Explain why your organization qualifies for this community purpose exemption:
VFDA is a non-profit 501c3 fish hatchery located within the city limits

Signature of Applicant: 

Title: Executive Director

Date: 11/21/2016 12/9/16

Contact Telephone Number: (907) 835-4874

Land only 21,300.00

Tax 426.00

Eligible ACP

JS 2/10/17

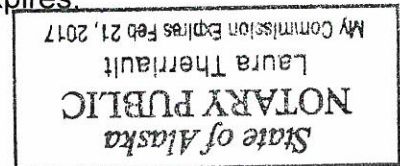
This is to certify that on this 8th day of December, 2016, before me, the undersigned Notary Public in and for the State of Alaska, personally appeared Mike Wells known to me to be the person (s) named in the foregoing application, or having produced suitable evidence of identification, and who executed the foregoing application, and who did acknowledge to me that he/she signed the same freely and voluntarily for the uses and purposes therein stated.

WITNESS my hand and Notarial Seal the day and year last written above.

Laura Theriault

Notary Public in and for Alaska

Commission Expires:



EXEMPTION GRANTED _____

EXEMPTION DENIED _____

If denied, please explain: _____

CITY OF VALDEZ, ALASKA

Mayor

Date Approved

ATTEST:

City Clerk



2017 Hardship Senior Citizen Property Tax Exemption Calculation Ms. Barbara Ezell

Assessed Value	Land \$33,000	Building \$314,200	Total \$347,200	(A)
Current Exemptions	Mandatory Senior Citizen Exemption (2017 Application Received) \$150,000	PHE (Automatic) \$50,000	Total Exemptions \$200,000	(B)
Taxable Value After Exemptions (Line A minus Line B)			\$147,200	(C)
Applicable Mill Rate			\$0.020	(D)
Net Tax Due (Line C multiplied by Line D)			\$2,944	(E)
Annual Gross Household Income (AGHI) Multiplied by 2%			\$694.84	(F)
Allowable Hardship Exemption (Taxes due reduced by this amount) (Line E minus Line F)			\$2,249.16	(G)

Received
JAN 10 2017
City of Valdez



**SENIOR CITIZEN/DISABLED VETERAN
HOMEOWNERS
APPLICATION FOR HARDSHIP EXEMPTION**

In accordance with AS 29.45.030 (e) and 3AAC135.040, a municipality may, in case of hardship, provide for exemption beyond the mandatory state exemption. Application for this exemption must be submitted to the municipal assessor before July 1, or before a date provided by local ordinance, of the exemption years.



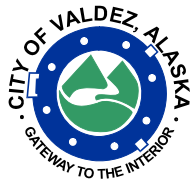
1. Name of Municipality: <i>City of Valdez</i>		2. Parcel Number or Legal Description of Property: <i>70400120120</i>		2017 Tax Year
3. Name of Applicant: <i>Barbara A. Ezell</i>		4. Mailing Address: <i>P.O. Box 654 Valdez, AK 99686</i>		5. Phone Number: <i>(907) 835-4929</i>
7. Gross Household Income: <i>\$34,742.00</i>		* Attach Appropriate IRS Documentation. * Definition: Gross household income means total annual compensation, earned and unearned, from all sources of all members of the household for the calendar year prior to the year of this application.		
8. Explanation of Hardship: <i>I am a senior citizen with no other income except social security benefits.</i>				
9. Certification I hereby certify that the answers given on this application are true and correct to the best of my knowledge. I understand that a willful misstatement is punishable by a fine or imprisonment under AS 11.56.210.				
Signature of Applicant: <i>Barbara Ezell</i>			Date: <i>1/11/2017</i>	

Following is for Local Assessor/Clerk Use Only				
10. Calculation of Hardship Exemption:				
Assessed Value	Land <i>\$33,000.00</i>	+	Building <i>\$314,200.00</i>	= Total <i>\$347,200.00 (A)</i>
Exemption:	Mandatory <i>\$150,000.00</i>	+	Optional <i>\$50,000.00</i>	= Total Exemptions <i>\$200,000.00 (B)</i>
Taxable Value After Exemptions (Line A minus Line B)				= <i>\$147,200.00 (C)</i>
Applicable Mill Rate				= <i>20 (D)</i>
Net Tax Due (Line C multiplied by Line D)				= <i>\$2,944.00 (E)</i>
Gross Household Income (from 7 above) multiplied by 2%				= <i>\$694.84 (F)</i>
Allowable Hardship Exemption (Line E minus Line F)				= <i>\$2,249.16 (G)</i>
(If Line G is zero, or less than zero, then no hardship exemption can be granted.)				
11. Application Verified By:				
APPROVAL OR DENIAL OF GOVERNING BODY FOR EXTREME HARDSHIP				
<input type="checkbox"/> Approved _____ Percent of Exemption				
<input type="checkbox"/> Approved _____ Percent of Exemption				
Date of Public Meeting _____ Signature of Municipal Official _____				

$$2249.16 \div 20 \text{ mill rate} = 112,458.00$$

$$\text{Exemption: } 200,000.00 + 112,458.00 = 312,458.00$$

$$347,200.00 - 312,458.00 = 34,742.00 \text{ Taxable Value}$$



**City of Valdez
Agreement for Professional Services**

THIS AGREEMENT between the CITY OF VALDEZ, ALASKA, (“City”) and RSA Engineering, Inc. (“Consultant”) effective on the 21st day of February 2017.

All work under this agreement shall be referred to by the following:

Project: Hospital and Clinic Copper Piping Replacement

Project No: 17-310-9197

Contract No.: 1280

Cost Codes: 310-9197-58000 (\$77,841.00)

310-4530-58000 (\$9,042.00)

Consultant’s project manager under this agreement is Mark Frischkorn.

Consultant’s project manager may not be changed without the written consent of the City.

City’s project manager is Jennifer Patton.

ARTICLE 1. Scope of Work

1.1 The scope of work to be performed hereunder is more completely described in Appendix A which is incorporated herein by reference.

ARTICLE 2. Compensation

2.1 Compensation shall be paid in accordance with the Basis of Compensation Schedule attached hereto as Appendix B and incorporated herein by reference.

ARTICLE 3. Period of Performance

3.1 The Consultant agrees to commence work under this agreement only as authorized by and in accordance with written notice to proceed and to complete the work in accordance with the Scope of Work (Appendix A).

3.2 The period of performance under this agreement shall end and Consultant shall have completed all work under this agreement within 120 days of the written Notice to Proceed. Work Shall proceed in accordance with the schedule set forth in Appendix A.

Agreement for Professional Services
Hospital and Clinic Copper Piping Replacement
Project No: 17-310-9197
Contract No.: 1280
Cost Codes: 310-9197-58000 (\$77,841.00)
310-4530-58000 (\$9,042.00)

ARTICLE 4. Subconsultants

4.1 The Consultant shall be responsible for the performance of all services required under this agreement.

ARTICLE 5. Insurance

5.1 In accordance with the provision contained in the General Conditions (Appendix C), the following minimum limits of insurance coverage are required:

<u>Type of Insurance</u>	<u>Limits of Liability</u>	
	<u>Each Occurrence</u>	<u>Aggregate</u>
Workers' Compensation	Statutory	Statutory
Employers' General	\$100,000	\$300,000
Commercial General Liability	\$100,000	\$300,000
Comprehensive Automobile Liability	\$100,000	\$300,000
Professional Liability	\$500,000	\$500,000

ARTICLE 6. Appendices

6.1 The following appendices are attached to this agreement and incorporated herein:

<u>Appendix</u>	<u>Title</u>
A	Scope of Work
B	Basis of Compensation
C	General Conditions

Agreement for Professional Services
Hospital and Clinic Copper Piping Replacement
Project No: 17-310-9197
Contract No.: 1280
Cost Codes: 310-9197-58000 (\$77,841.00)
310-4530-58000 (\$9,042.00)

IN WITNESS WHEREOF, the parties to this presence have executed this CONTRACT in two (2) counterparts, each of which shall be deemed an original, in the year and day first mentioned above.

RSA ENGINEERING INC.

By: _____

Title: _____

Date: _____

Mailing Address

City, State, Zip Code

Federal I.D. or S.S. #

CORPORATE SECRETARY

Attest: _____

Corporate Secretary

**CITY OF VALDEZ, ALASKA
AUTHORIZED:**

By: _____

Mayor

Date: _____

ATTEST:

By: _____

City Clerk

Date: _____

RECOMMENDED:

By: _____

City Manager

Date: _____

By: _____

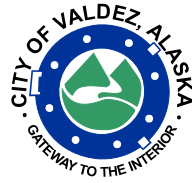
Capital Facilities Director

Date: _____

APPROVED AS TO FORM:

Attorney for the City of Valdez

Date: _____



Appendix A Scope of Work

BASIC SERVICES

Provide all engineering and support services necessary to provide the City of Valdez:

The scope of work is more specifically described in the attached proposal dated January 3, 2017.

Appendix B Basis of compensation

On completion of work and submission of invoices, the City shall pay to consultant the compensation as follows:

Payment shall be made based on the proposed fee and shall not exceed \$86,883.00 per the proposal attached to Appendix A of this Agreement, without prior authorization by the City as required in Section V of the General Conditions A (Appendix C).

January 3, 2017

City of Valdez
P.O. Box 307
Valdez, AK, 99686

ATTENTION: Jennifer Patton

Dear Jennifer,

**REFERENCE: Valdez Hospital Domestic Water Piping Replacement
Mechanical & Electrical Design Fee Proposal**

RSA Engineering is pleased to offer a fee proposal for architectural, mechanical and electrical engineering services for the referenced project. We have based our scope of work on your e-mail correspondence dated December 5th 2016, November 9th site visit, Valdez Community Hospital piping asbuilts dated August 25, 2004, along with the following assumptions:

- The Hospital has experienced ongoing domestic water piping failures due to corrosion. The scope of work will be to replace the cold water, hot water, and hot water recirculation systems in their entirety with corrosion proof polymer based piping.
- The basis of piping specification will be polyethylene piping, "Aquatherm" or equal. Branch piping to fixture may be PEX piping where demanded by architectural constraints.
- A five day site investigation will be performed by the mechanical engineer to confirm piping as built drawings and identify potential conflict areas with architectural impact. During this site visit, it is anticipated to have a preliminary meeting with hospital administration to discuss hospital operations and the sequencing of partial shutdowns during construction.
- A one day site investigation will be performed by the electrical engineer to asbuilt existing power and signal devices which will need to be relocated for the piping installation work.
- RSA Engineering will sub-contract with an Architectural firm to provide design documents describing necessary modifications to accommodate new piping routing. The Architectural firm will be on site for two days with the mechanical engineer to review the areas with potential conflicts, make field observations for verification of owner provided floor plans and development of design documents.
- Design submittals will be made at the 65%, 95% and Construction Document levels. The 65% documents for review will be inclusive of a concept phasing plan based on piping network layout and the Owner's requirements for occupancy during partial shutdowns.
- 95% documents for review will be inclusive any owner comments on the 65% and will include CSI "book" specifications for final review prior to issuing construction documents.
- The final phasing plan will be established in coordination with the bidding contractor based on the bid document phasing plan guidelines and requirements. The contractor will develop the final construction schedule to work within these requirements to be approved by the owner and A/E team.
- Bid phase services include preparation of addenda material and facilitation of the prebid meeting.

- Prime consultant construction phase services include facilitation of submittal tracking and review, DCVR tracking and review/response, a total of six (6) two day construction inspections for mechanical, review of operation and maintenance manuals and preparation of record drawings. Architectural and Electrical inspection services are not included in this estimate, it is assumed the Mechanical engineer will be able to adequately photo document the construction effort for review by the other disciplines in house. It is proposed that these services be provided on a Time and Materials basis. The approximate costs for these services are outlined below for budgetary purposes, assuming an 8 month construction period. If during construction incurred costs approach 85% of this limit, the City of Valdez will be notified and a proposal for additional services will be provided.
- We have split out the costs associated with the Clinic and Hospital spaces below. This proposal assumes both areas of work will be inspected, designed, and bid together and awarded to the same contractor.
- We have attached a copy of the Architectural fee proposal for reference. RSA is including a 10% markup on subcontractor work for overhead.

Exclusions:

- Cost estimation services are excluded from this proposal, at the owner's option RSA will subcontract for these services.
- Travel delays are not included in our fee for site visits outside of Anchorage. Travel delays will be billed up to 8 hours per day of actual time including reimbursable expenses incurred.

RSA proposes the following lump sum fees for the Hospital Design portion of this project:

	<u>Mechanical</u>	<u>Electrical</u>	<u>Architectural</u>
Site Investigation	\$ 6,805.00	\$ 1,848.00	\$ 2,552.00
65% Design	\$ 12,990.00	\$ 1,610.00	\$ 13,079.00
95% Design	\$ 8,350.00	\$ 1,360.00	\$ 16,269.00
Construction Documents	\$ 6,600.00	\$ 930.00	\$ 2,233.00
Bidding	\$ 2,865.00	\$ 350.00	--
	<u>\$ 37,610.00</u>	<u>\$ 6,098.00</u>	<u>\$ 34,133.00</u>

Hospital Design Total: \$ 77,841.00

RSA proposes the following Time and Material fees for the Hospital Construction Administration portion of this project:

	<u>Mechanical</u>	<u>Electrical</u>	<u>Architectural</u>
Construction Administration	\$ 22,360.00	\$ 3,520.00	\$ 3,589.00
Construction Inspections	\$ 15,472.00	\$ -	\$ -
	<u>\$ 37,832.00</u>	<u>\$ 3,520.00</u>	<u>\$ 3,589.00</u>

Hospital C/A Total: \$ 44,941.00

January 3, 2017

RSA proposes the following lump sum fees for the Clinic Design portion of this project:

	<u>Mechanical</u>	<u>Electrical</u>	<u>Architectural</u>
Site Investigation	\$ 888.00	\$ 416.00	\$ 319.00
65% Design	\$ 1,445.00	\$ 386.00	\$ 1,436.00
95% Design	\$ 1,035.00	\$ 201.00	\$ 974.00
Construction Documents	\$ 915.00	\$ 104.00	\$ 479.00
Bidding	\$ 335.00	\$ 109.00	\$ -
	<u>\$ 4,618.00</u>	<u>\$ 1,216.00</u>	<u>\$ 3,208.00</u>

Clinic Design Total: \$ 9,042.00

RSA proposes the following Time and Material fees for the Clinic Construction Administration portion of this project:

	<u>Mechanical</u>	<u>Electrical</u>	<u>Architectural</u>
Construction Administration	\$ 2,600.00	\$ 440.00	\$ 399.00
Construction Inspections	\$ 2,248.00	\$ -	\$ -
	<u>\$ 4,848.00</u>	<u>\$ 440.00</u>	<u>\$ 399.00</u>

Clinic C/A Total: \$ 5,687.00

Please review and advise if this proposal is acceptable by signing below and returning a copy to our office as our notice to proceed. We look forward to working with you on this project.

Sincerely,



Mark R. Frischkorn, P.E.
Vice President

mrf/hhm
16-0766/P16-424

Accepted for City of Valdez

Agreement for Professional Services
Hospital and Clinic Copper Piping Replacement
Project No: 17-310-9197
Contract No.: 1280
Cost Codes: 310-9197-58000 (\$77,841.00)
310-4530-58000 (\$9,042.00)

Appendix C General Conditions

I. Definitions:

Basic Services: The identified work elements set forth in this Agreement for which the Consultant will receive prime compensation.

Change: An addition to, or reduction of, or other revision in the scope, complexity, character, or duration of the services or other provisions of this Agreement.

City's Project Manager: City's representative in charge of the project(s) and the consultant's primary point of contact for notice(s) to proceed, invoices, correspondence and interface with the City.

Consultant's Project Manager: The Consultant's representative in charge of the project(s) who is directly responsible and engaged in performing the required services.

Extra Services: Any services or actions required of the Consultant above and beyond provisions of this Agreement.

Funding Agency(s): The agency(s) of the federal, state or municipal government which furnishes funds for the Consultant's compensation under this Agreement.

Optional Services: Identifiable and/or indeterminate work elements set forth in this Agreement, which are separate and distinct from those covered by the prime compensation, which the City has the option to authorize.

Prime Compensation: The dollar amount paid to the Consultant for basic services set forth in this Agreement. Prime compensation does not include payment for any optional or extra services.

Scope of Work: Basic and optional services required of the Consultant by provisions of this Agreement.

Subconsultant: Any person, firm, corporation, joint venture, partnership or other entity engaged through or by Consultant.

II. Information and Services from Others:

Provisions of information, data, budget, standards, and other materials by the City does not warrant their accuracy or quality nor provide approval of omissions or oversights or of any non-compliance with applicable regulation.

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The City may, at its election, or in response to a request from the Consultant, furnish information or services from other Consultants. If, in the Consultant's opinion, such information or services are inadequate, the Consultant must notify the City of the specific service or material deemed inadequate and the extent of the inadequacy prior to use in the performance of this Agreement. Unless so notified by the Consultant, the City may assume the information or services provided are adequate.

III. Indemnification

To the fullest extent permitted by law, Consultant shall defend, indemnify and hold harmless city and City officers and employees from and against all claims, damages, losses and expenses (including but not limited to fees and charges of engineers, architects, attorneys and other professionals and court and arbitration costs) to the extent that the claim, damage, loss or expense arises out of or results from any negligent act or omission of Consultant, Subconsultant, person or organization directly or indirectly employed by the Consultant or Subconsultant, or anyone for whose acts any of them may be liable, done in connection with the performance of the work, provided that any such claim, damage, loss or expense is attributable to bodily injury, sickness, disease or death or to injury to or destruction of tangible property including the loss of use resulting therefrom.

IV. Insurance:

The Consultant shall purchase and maintain professional liability insurance coverage with limits not less than those specified herein for the duration of the Agreement. The professional liability insurance shall be maintained in force for one year following the date of final payment for the work performed herein. The amount of the contract may be renegotiated if the insurance premiums for the following year are raised over those in force when the contract was let. Should the professional liability insurance become unavailable during the one year period following the date of final payment, the insurance coverage may be renegotiated between the owner and the Consultant. Insurance coverage shall provide for negligent acts, errors or omissions which the Consultant, employees of the Consultant or Subconsultant may make which produce loss or liability to the Owner and for the protection against loss which results from reliance on the Consultant's products, reports or a combination thereof. Failure to comply with the provision for maintaining the insurance in effect for one year following the date of final payment may be cause for the Owner to refrain from dealing with the Consultant in the future.

V. Payments:

The City shall pay to the Consultant the amount of any changes in the cost of insurance which are attributable to the Scope of work created by change orders.

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Payments shall be made in accordance with Appendix B. Consultant shall submit progress invoices to City in duplicate showing the itemized services performed during the invoice period and the charges therefore.

All progress invoices shall be prepared as a percentage of the work is completed except contracts performed on "time and expenses" basis which invoiced amounts shall not exceed the actual charges to the invoice date.

Under no circumstances will City pay for charges in excess of any lump sum or not-to-exceed contract amount incurred prior to written authorization by City for an increase in the contract amount. Written request for an increase in the contract amount shall be given to City with sufficient notice to allow City to issue formal approval prior to the incurring of excess charges without delay to the work.

On "time and expenses" contract amounts, compensation for work included in the Scope of Work shall be for direct labor costs and the actual cost of reimbursable expenses. Direct labor costs shall be as shown on the current Standard Labor Rates for the Consultant, a copy of which is attached as Appendix D, times a factor of n/a, for services rendered by principals and employees of the firm. Reimbursable expenses mean the actual expenses incurred directly or indirectly in connection with the Project for: transportation and subsistence incidental thereto; obtaining bids or proposals from contractor(s); furnishing and maintaining field office facilities; toll telephone calls and telegrams; reproduction of reports, drawings, specifications, and similar project-related items and, if authorized in advance by City, overtime work requiring higher than regular rates. Reimbursable expenses shall also include the amount billed to Consultant by Subconsultant employed by consultant for such Subconsultants' services and reimbursable expenses times a factor of 1.05.

The sum of payments shall not exceed the allowable compensation stated in this Agreement. In the event items on an invoice are disputed, payment on those items will be withheld until the dispute is resolved.

The Consultant shall submit a final invoice and required documentation for services authorized by each Notice to Proceed within Ninety (90) days after final acceptance by the City. The City will not be held liable for payment of invoices submitted after this time unless prior written approval has been given.

VI. Changes:

Changes in the Scope of Work or of services may only be made by written amendment signed by both City and Consultant.

If at any time the City through its authorized representatives, either orally or in writing, requests or issues instructions for extra services or otherwise directs actions which

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conflict with any provisions of this Agreement, the Consultant shall, within ten (10) days of receipt and prior to pursuing such instructions, notify the City in writing, and to the extent possible, describe the scope and estimated cost of any extra services. Unless so notified by the Consultant, the City may assume such instructions have not changed any provisions of this Agreement nor require additional compensation. No additional payments shall be made to the Consultant without such notice.

VII. Audits and Records:

The Consultant shall maintain records of all performances, communications, documents, and correspondence pertinent to this Agreement, and the City or its authorized representatives shall have the right to examine such records and accounting procedures and practices.

The materials described in the Article shall be made available at the business office of the Consultant, at all reasonable times, for inspection, audit or reproduction by City or any funding agency, for a minimum of three years from the date (a) of final payment under this Agreement (b) final payment upon claims or disputes, and for such longer period, if any, as may be required by applicable statute or other provisions of this Agreement.

VIII. Inspections:

The City, or any funding agency, has the right to inspect, in the manner and at reasonable times it considers appropriate during the period of this Agreement, all facilities, materials and activities of the Consultant in the performance of this Agreement.

IX. Termination or Suspension:

This Agreement may be terminated by either party upon ten (10) day's written notice if the other party fails substantially to perform in accordance with its terms through no fault of the party initiating the termination (default termination). If the City terminates this Agreement, the City will pay the Consultant a sum equal to the percentage of work completed that can be substantiated by the Consultant and the City. If the City becomes aware of any fault or defect in the work of the Consultant or nonconformance with this Agreement, the City will give prompt written notice thereof to the consultant. Should the Consultant's services remain in nonconformance to this Agreement, the percentage of total compensation attributable to the nonconforming work may be withheld.

The City at any time may terminate (convenience termination) or suspend this Agreement for its own needs or convenience. In the event of a convenience termination or suspension for more than three months, the Consultant will be compensated for authorized services and authorized expenditures performed to the date of receipt of written notice of termination plus reasonable termination expenses. NO fee or other compensation for the

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uncompleted portion of the services will be paid, except for already incurred indirect costs which the Consultant can establish and which would have been compensated for over the life of this Agreement, but because of the convenience of the termination would have to be absorbed by the Consultant without further compensation.

If state or federal funds support this Agreement, settlement in the event of default or convenience termination must be approved by the City and any appropriate state or federal agency.

X. Officials Not to Benefit:

No member of or delegate to Congress, United States Commissioner or other officials of federal, state or local government shall be admitted to any share or part of this Agreement or any benefit to arise therefrom. The Consultant warrants that it has not employed or retained any organization or person, other than a bona fide employee working for the Consultant, to solicit or secure this Agreement and that it has not paid or agreed to pay any consideration contingent upon or resulting from this Agreement.

XI. Independent Consultant:

Except in those instances specifically provided for herein, the Consultant and any of its agents and employees shall act in an independent capacity and not as agents of the City in the performance of the Agreement.

XII. Ownership of Work Products:

Work products produced under this Agreement, except items which have preexisting copyrights, are the property of the City. Payments to the Consultant for services hereunder includes full compensation for all work products, field notes, interim work, reports, and other materials produced by the Consultant and its Subconsultants pertaining to this Agreement. Any re-use the City might make of these work products shall be at the City's own risk and the Consultant shall not incur any liability for the City's re-use of the work products on any project for which they were not intended.

XIII. Subconsultants, Successors and Assigns:

The City must concur in the selection of all Subconsultants for professional services to be engaged in performance of this Agreement.

As soon as practicable after the award of the contract, the Consultant shall furnish to the City in writing the names of the proposed Subconsultants for each of the principal portions of the work. The City shall promptly notify the Consultant if it has reasonable objection to any of the propose Subconsultants. Failure of the City to give prompt notification shall constitute notice

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of no reasonable objection. The Consultant shall not contract with any Subconsultant to whom the City has made reasonable objection.

If this Agreement includes named firms or individuals, then such firms or individuals shall be employed for the designated services, unless the Agreement is changed by amendment.

The Consultant shall not assign, sublet or transfer any interest in this Agreement without the prior written consent of the City.

The Consultant binds itself, its partners, its Subconsultants, assigns and legal representatives to this Agreement and to the successors, assigns and legal representatives of the City with respect to all covenants of this Agreement.

The Consultant shall include provisions appropriate to effectuate the purposes of this Appendix C in all subcontracts executed to perform services under this Agreement which subcontract amount exceed \$50,000.

XIV. Claims and Disputes:

If the Consultant becomes aware, or reasonably should have become aware of any act or occurrence which may form the basis of a claim, the consultant shall immediately inform the City's Project Manager. If the matter cannot be resolved within seven (7) days, the Consultant shall with the next fourteen (14) days, submit written notice of the facts which may form the basis of the claim.

In addition, all claims by the Consultant for additional compensation or an extension of the time for performance of any dispute regarding a question of fact or interpretation of this Agreement shall be presented in writing by the Consultant to the City's Project Manager with the next sixty (60) days unless the Project Manager agrees in writing to an extension of time for good cause shown. Good cause shown includes time for the Consultant to prepare the claim, and the City's Project Manager will grant an extension of not more than sixty (60) days for preparation of the claim. The Consultant agrees that unless these written notices are provided, the Consultant shall not be entitled to additional time or compensation for such act, event or condition. The Consultant shall in any case continue diligent performance under this Agreement. The Consultant shall in any case continue to expeditiously accomplish disputed services pending future resolution of the Consultant's claim unless notified by the City to stop work on the disputed matter.

In presenting any claim, the Consultant shall specifically include, to the extent then possible, the following:

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- The provisions of this Agreement which apply to the claim and under which it is made.
- The specific relief requested including any additional compensation claimed and the basis upon which it was calculated and/or the additional time requested and the basis upon which it was calculated.
- The claim will be acknowledged in writing by the City's Project Manager. If the claim is not disposed of within sixty (60) days of acknowledgement, provided additional time is not granted in writing by the City's Contract Officer, the claim will be decided by the City's Contract Officer. The Contract Officer reserves the right to make a written request to the Consultant at any time for additional information which the Consultant may possess to support the claims(s). The Consultant agrees to provide the City such additional information within thirty (30) days of receipt for such a request. The City's Contract Officer will allow a reasonable time extension for good cause if presented in writing prior to the expiration of the thirty (30) days. Failure to furnish such additional information constitutes a waiver of claim.
- The Consultant will be furnished a written, signed copy of the Contract Officer's decision within ninety (90) days of receipt of all necessary information from the Contractor upon which to base the decision. The Contract Officer's decision is final and conclusive unless fraudulent as to the claim unless, with thirty (30) days of receipt of the decision, the Consultant delivers a notice of appeal to the City Manager. The notice of appeal shall include specific exceptions to the City's decision including specific provision of this Agreement which the Consultant intends to rely upon on appeal. General assertions that the City's decision is contrary to law or to fact are not sufficient.
- The decision of the City Manager will be rendered within 120 days of notice of appeal and the decision constitutes the exhaustion of contractual and administrative remedies.

XV. Extent of Agreement:

This Agreement, including appendices, represents the entire and integrated Agreement between the City and the Consultant and supersedes all prior negotiations, representations or agreements, either written or oral.

Nothing contained herein may be deemed to create any contractual relationship between the City and any Subconsultants or material suppliers; nor may anything contained

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herein be deemed to give any third party a claim or right of action against the City or the Consultant which does not otherwise exist without regard to this Agreement.

This Agreement may be changed only by written amendment executed by both the City and the Consultant.

All communications that affect this Agreement must be made or confirmed in writing.

The Consultant receiving final payment will execute a release, if required, relinquishing in full all claims against the City arising out of or by reason of the services and work products furnished under this Agreement.

The Consultant shall pay all federal, state and local taxes incurred by the Consultant and shall require their payment by any Subconsultant or any other persons in the performance of this Agreement.

XVI. Governing Laws:

This Agreement is governed by the laws of the State of Alaska and such federal and local laws and ordinances as are applicable to work performed. Any litigation arising out of the terms of this Agreement shall be brought in the Third Judicial District, Superior or District Court at Valdez.

XVII. Minimum Wages:

Minimum wages as determined by the Department of Labor shall be paid to all persons performing work on this Contract.

VALDEZ FISHERIES DEVELOPMENT ASSOCIATION, INC.
SOLOMON GULCH HATCHERY



P.O. Box 125 Valdez, AK. 99686 1815 Mineral Creek Loop Road Valdez, AK
(907)-835-4874 Fax (907)-835-4831 vfdamike@valdezfisheries.com

City of Valdez
Ms. Lisa Von Bargaen
PO Box 307
Valdez, AK 99686

RE: Solomon Gulch Hatchery Right of Way

Dear Lisa:

The Alaska Department of Transportation Right of Way Office has proposed to vacate the Dayville road right of way for lands upon which the Solomon Gulch hatchery is located. The Valdez Fisheries Development Association Inc., views this as a positive step for the association as it would consolidate many years of historic agreements between VFDA and DOT. In addition, it would provide for a more streamlined process for future development at the hatchery.

The City of Valdez and the Alaska Department of Natural Resources are the owners' of the uplands and tidelands at the hatchery site. Because of this, we have been advised by the state that the application to vacate the right of way must come from the land owner.

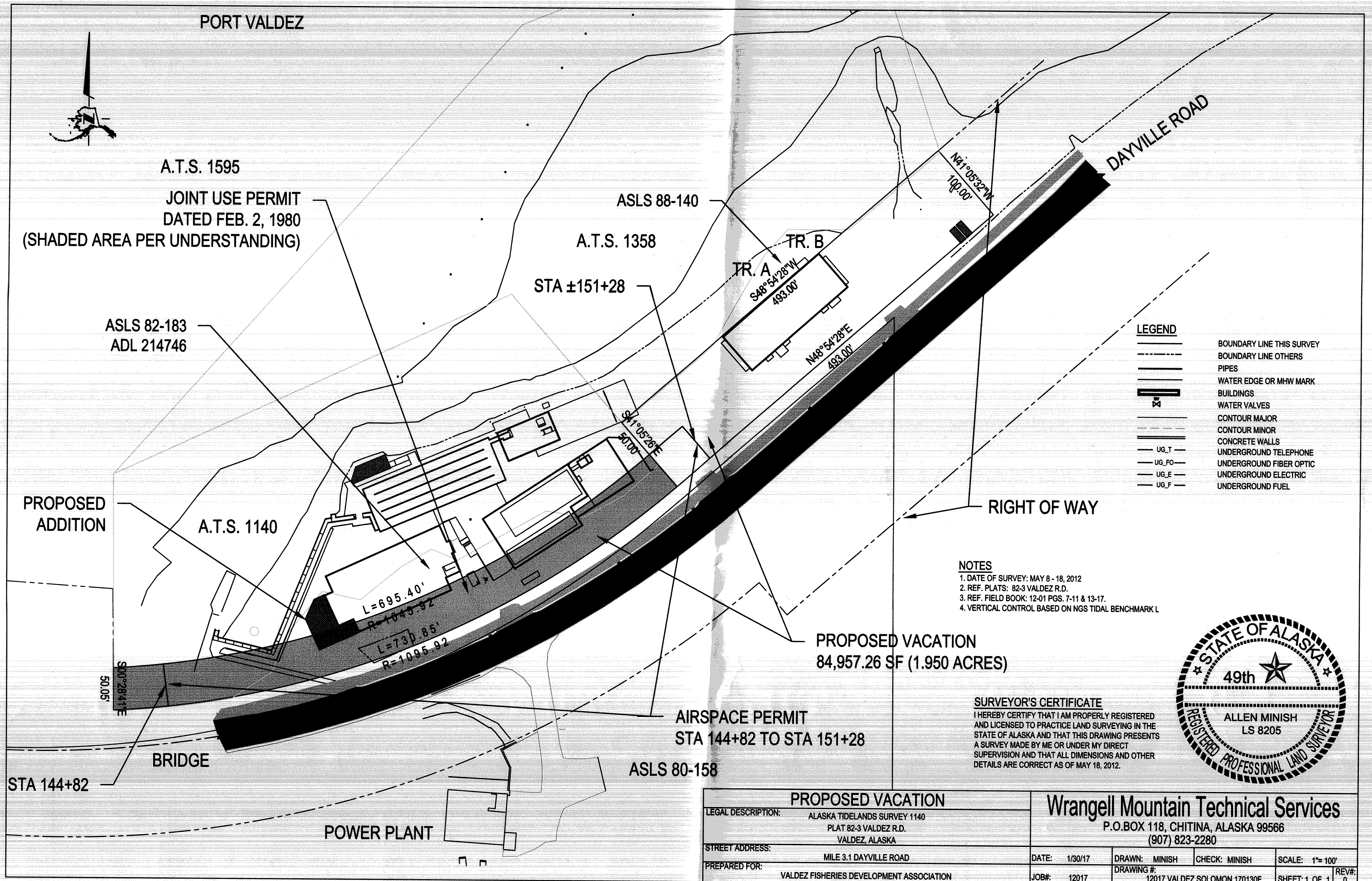
VFDA would like to work collaboratively with the City of Valdez and the State of Alaska on this process. And, if agreeable to the city, it is our strong desire to purchase any available upland we currently lease or may be created through the process of vacating the right of way.

Thank you for your consideration on this matter. I look forward to working with the city and state to pursue this action.

Sincerely

A handwritten signature in blue ink, which appears to read 'Mike Wells', is enclosed within a blue oval-shaped stamp.

Mike Wells
Executive Director



2017 Flood Mitigation Action Plan

Area	Current Projects	2017 Projects
Mineral Creek		<ul style="list-style-type: none"> ● Gravel Extraction Evaluation Plan – Annually (D) ● Kicker Dike Below Bridge (D) <ul style="list-style-type: none"> → Need Design → Contract/Bid Assist → Construction Administration ● Evaluation of Existing Revetments (D) ● Develop Prioritized List of Future Projects (D)
Area	Current Projects	2017 Projects
Valdez Glacier Stream	<ul style="list-style-type: none"> ● Gravel Extraction Plan South of Bridge (D) ● Finish Design Solution between Bridge and NRCS Project (D) <ul style="list-style-type: none"> → Contract/Bid Assist → Construction Administration ● Design Solution for "Plan B" if no NRCS Project (D) <ul style="list-style-type: none"> → Contract/Bid Assist → Construction Administration ☑ USGS Stream Gauge Monitoring (USGS) ☑ Ongoing AGGS Monitoring (AGGS) 	<ul style="list-style-type: none"> ● Evaluation of Encroachments along Dump Haul Road above 2016 Work (D) <ul style="list-style-type: none"> → Need Design → Contract/Bid Assist → Construction Administration ● Evaluation of Material Rights/Ownership (D & C) ● Terminate City Gravel Lease (C) ● Terminate Gravel Extraction District (C) ● Community Ed & Comm for Gravel Extraction Protocols (C)
Area	Current Projects	2017 Projects
Lowe River	<ul style="list-style-type: none"> ☑ USGS Stream Gauge Monitoring (USGS) ● Levee Certification (URS) ● FEMA Levee Analysis Mapping Procedure (LAMP) (FEMA) 	<ul style="list-style-type: none"> ● Review Implementation Plan for Lowe River Gravel Extraction Plan (D) <ul style="list-style-type: none"> → Develop Prioritized Project Action List (D) ● Review URS Levee Evaluation (D) <ul style="list-style-type: none"> → Develop Project Action List for Groins 1&2 (D) <ul style="list-style-type: none"> (likely to consider raising freeboard and armoring/reinforcement) ● Conduct Engineer's Assessment of Existing Revetments if Information is Found to be Inadequate (D) ● Slope Improvement and Armoring of Emergency Levee (D) <ul style="list-style-type: none"> → Need Design → Contract/Bid Assist → Construction Administration ● Army Corps CAP 205 Project (USACOE) ● Evaluation of At-Risk Properties (D)
Area	Current Projects	2017 Projects
City Wide	<ul style="list-style-type: none"> ● FEMA Flood Insurance Rate Map Update (FEMA) <ul style="list-style-type: none"> → 04/06/17 Public Open House 	<ul style="list-style-type: none"> ● US Army Corps PAS Study (USACOE) ● Update Gravel Management Plan (C)

Mineral Creek Project Scope:

1. Gravel Extraction Evaluation/Plan utilizing current permit amounts **Spring 2017**
 - a) Will require some agency coordination
 - b) We will develop a gravel extraction plan showing the areas to remove gravel and provide access to those areas
 - c) We will prepare a brief memo outlying permit stipulations, extraction areas , methods and travel
2. Kicker Dikes below the Bridge (Design, Contract/Bid Assist, Construction Administration – if necessary) **Fall 2017 - due to survey**
 - a) We will survey the area for dike design and construction
 - b) We will prepare plans, and quantities for bidding the project
 - c) We will work with the agencies to ensure that permits are obtained prior to construction
 - d) We will provide bid assistance and CA Services/ oversight during construction
3. Evaluation of Existing Revetment Infrastructure and Development of a Resulting Prioritized Project List **Summer 2017**
 - a) We will investigate the site with the City to observe existing issues and make recommendations for future repairs
 - b) We will develop a project prioritization list, with photos, and approximate costs

Valdez Glacier Stream Project Scope:

1. Gravel Extraction Plan for South of the Bridge (material to be used for City and/or NRCS projects) **Spring 2017**
 - a) We will work with resource agencies to acquire necessary permits
 - b) We will develop a gravel extraction plan showing the areas to remove gravel and access to those areas
 - c) We will prepare a brief memo outlying permit stipulations, extraction areas, methods and travel. Report will also include sediment budget analysis used to determine how much gravel, the effects of removal, and recommendations
 - d) NHC will develop a bed material sediment budget for Valdez Glacier stream based on a morphological approach. NHC anticipates that two lines of evidence will form the basis of the budget estimate. First, NHC will estimate the total volume of material eroded from the historic Valdez Glacier outwash fan since formation of the Proglacial lake. Because the bed material sediment input from the lake is known to be zero, this provides a long-term average rate of sediment movement. Second, NHC will examine available aerial photos to document more recent bank erosion, providing information to constrain the relationship between more recent/present day sediment transport rates and the long-term average. Supporting data including pebble counts to characterize bed material and ground-based observations of channel and bank conditions would be collected during a visit of NHC staff to Valdez coordinated with other projects on Mineral Stream and the Lowe River. Results of NHCs analysis will be documented in a brief technical memo with supporting maps and graphics. This memo will be used to aid development of the implementation plan to remove sediment downstream from the Richardson Highway Bridge.

2. Confirm Finalization of Design for Solution between Bridge & TBD NRCS Project Area, Contract/Bid Assist, Construction Administration **Spring 2017**
 - a) We will prepare plans, and quantities for bidding the project
 - b) We will work with the agencies to ensure that permits are obtained prior to construction
 - c) We will provide bid assistance and CA Services/ oversight during construction
3. Confirm Finalization of Design for Plan B if NRCS project is a NoGo; Contract/Bid Assist, Construction Administration **Spring 2017**
 - a) We will prepare plans, and quantities for bidding the project
 - b) We will work with the agencies to ensure that permits are obtained prior to construction
 - c) We will provide bid assistance and CA Services/ oversight during construction
4. Evaluation of Weak Spots Above the Bridge; Solution Designs, Contract/Bid Assist, Construction Administration **Fall 2017 - due to survey**
 - a) We will investigate the site with the City to observe existing issues and make recommendations for repairs
 - b) We will work with the agencies to ensure that permits are obtained prior to construction
 - c) We will survey the area of repairs for design and construction
 - d) We will prepare plans, and quantities for bidding the project
 - e) We will provide bid assistance and CA Services/ oversight during construction

Lowe River Project Scope:

1. Review Implementation Plan associated with Lowe River Gravel Extraction Plan; Develop Project Action List **Summer 2017**
 - a) We will work with NHC to review the implementation plan and prepare a project action list for the development of a gravel extraction on the Lowe River
 - b) Based on the results of DOWL and NHCs Lowe River Sediment Budget study (2015-16), we believe an effective approach to developing a sediment removal plan for the Lowe River to be a pilot study approach. This approach will pair project design with post-project monitoring and documentation of project effects. This description and accompanying cost estimate are focused exclusively on initial baseline data collection and pilot project design; future work will be required to monitor river response to the project and iteratively refine the implementation approach.

We propose to have the City of Valdez deploy their drone to collect detailed NADIR photos of the project area. NHC will provide —if needed—planning support and post-processing to use this data to produce a structure-from-motion based digital topographic surface model and orthophoto mosaic of the project area to serve as a base map for project design.

Assumptions: Valdez deploys drone and DOWL provides survey of ten to twenty ground control points for the drone survey. If requested, DOWL/NHC can complete the required drone flights and ground control point survey.

These data and those published in the Lowe River Geomorphic Atlas and Sediment Budget will be used as the basis for design of (a) pilot excavation(s) to be implemented as soon after design as feasible (at least prior to the next freshet). The design will mimic natural channel patterns and be intended to slow local aggradation rates and shift concentrated scouring flows away from the Alpine Woods Levees.

2. Review URS Levee Evaluation; Develop Project Action List for Groins 1 & 2 **Summer 2017**
 - a) We will review the previously performed levee evaluation and make recommendations for action at groins 1 and 2
3. Conduct Engineer's Assessment if gaps in URS Evaluation **Summer 2017**
 - a) We will review the area (site visit that may be in conjunction with another visit) to determine if there are any information gaps or needs to be further evaluated
4. Design, Contract/Bid Assist, Construction Administration for Slope Improvements & Armoring to Rick Wade Emergency Groin Construction **Summer 2017**
 - a) We will prepare plans, and quantities for bidding the project
 - b) We will work with the agencies to ensure that permits are obtained prior to construction
 - c) We will provide bid assistance and CA Services/ oversight during construction
5. Evaluation of Buy Out Option for Nine Parcels Identified due to High Ground Water Flooding Issues **Summer 2017**
 - a) We will walk the parcels with the city and give a presentation to council in regards to the purchase of the parcels at highest risk
 - b) We will prepare a report describing the hydraulics of the Lowe River with pros and cons of possibly purchasing properties at highest risk
 - c) We will call into task force/ council meetings on the subject (2)

2017 Flood Mitigation Action Plan

Area	Current Projects	2017 Projects
Mineral Creek		<ul style="list-style-type: none"> ● Gravel Extraction Evaluation Plan – Annually (D) ● Kicker Dike Below Bridge (D) <ul style="list-style-type: none"> → Need Design → Contract/Bid Assist → Construction Administration ● Evaluation of Existing Revetments (D) ● Develop Prioritized List of Future Projects (D)
Area	Current Projects	2017 Projects
Valdez Glacier Stream	<ul style="list-style-type: none"> ● Gravel Extraction Plan South of Bridge (D) ● Finish Design Solution between Bridge and NRCS Project (D) <ul style="list-style-type: none"> → Contract/Bid Assist → Construction Administration ● Design Solution for "Plan B" if no NRCS Project (D) <ul style="list-style-type: none"> → Contract/Bid Assist → Construction Administration ☑ USGS Stream Gauge Monitoring (USGS) ☑ Ongoing AGGS Monitoring (AGGS) 	<ul style="list-style-type: none"> ● Evaluation of Encroachments along Dump Haul Road above 2016 Work (D) <ul style="list-style-type: none"> → Need Design → Contract/Bid Assist → Construction Administration ● Evaluation of Material Rights/Ownership (D & C) ● Terminate City Gravel Lease (C) ● Terminate Gravel Extraction District (C) ● Community Ed & Comm for Gravel Extraction Protocols (C)
Area	Current Projects	2017 Projects
Lowe River	<ul style="list-style-type: none"> ☑ USGS Stream Gauge Monitoring (USGS) ● Levee Certification (URS) ● FEMA Levee Analysis Mapping Procedure (LAMP) (FEMA) 	<ul style="list-style-type: none"> ● Review Implementation Plan for Lowe River Gravel Extraction Plan (D) <ul style="list-style-type: none"> → Develop Prioritized Project Action List (D) ● Review URS Levee Evaluation (D) <ul style="list-style-type: none"> → Develop Project Action List for Groins 1&2 (D) <ul style="list-style-type: none"> (likely to consider raising freeboard and armoring/reinforcement) ● Conduct Engineer's Assessment of Existing Revetments if Information is Found to be Inadequate (D) ● Slope Improvement and Armoring of Emergency Levee (D) <ul style="list-style-type: none"> → Need Design → Contract/Bid Assist → Construction Administration ● Army Corps CAP 205 Project (USACOE) ● Evaluation of At-Risk Properties (D)
Area	Current Projects	2017 Projects
City Wide	<ul style="list-style-type: none"> ● FEMA Flood Insurance Rate Map Update (FEMA) <ul style="list-style-type: none"> → 04/06/17 Public Open House 	<ul style="list-style-type: none"> ● US Army Corps PAS Study (USACOE) ● Update Gravel Management Plan (C)

PRICE PER TASK SUMMARY										
FIRM: DOWL			PROJECT: Valdez Flood Mitigation 2017 Phase I PROJECT #:						DATE: 2/15/2017	
									Prepared By: HCR/AKM	
									Reviewed By: BMM	
TOTAL NEGOTIATED FIXED FEE: \$966										
GROUP	TASK	TASK DESCRIPTION	LABOR (or FP)	INDIRECT COST	EXPENSES	TOTAL COST	FEE DISTRIBUTION	FIRM'S TOTAL PRICE	*SUB-CONTRACTS	PRICE PLUS SUBS
1	1	Mineral Creek Gravel Extraction Plan	\$7,090.00	\$0.00	\$0.00	\$7,090.00	\$158.95	\$7,248.95	\$3,179.00	\$10,428
2	1	Glacier Stream Gravel Extraction Plan	\$16,830.00	\$0.00	\$0.00	\$16,830.00	\$455.00	\$17,285.00	\$9,100.00	\$26,385
2	2	Glacier Stream Downstream Design	\$18,720.00	\$0.00	\$2,920.00	\$21,640.00	\$252.50	\$21,892.50	\$5,050.00	\$26,943
3	2	Lowe River Levee Evaluation	\$10,540.00	\$0.00	\$1,200.00	\$11,740.00	\$100.00	\$11,840.00	\$2,000.00	\$13,840
3	3	Lowe River Slope Improvements Design	\$10,255.00	\$0.00	\$655.00	\$10,910.00	\$0.00	\$10,910.00	\$0.00	\$10,910
*Subcontractors for negotiated professional or technical services, products, etc. (Commodity items available to the general public at market prices, equipment use, and unit priced items are generally included in estimate as expenses.) Fee included is for a 5% markup on Subcontracts.										
ESTIMATED TOTALS			LABOR (or FP)	INDIRECT COST	EXPENSES	TOTAL COST	FEE	FIRM'S TOTAL PRICE	*SUB-CONTRACTS	PRICE PLUS SUBS
TOTAL SERVICES FOR FIRM:			\$63,435	\$0	\$4,775	\$68,210	\$966	\$69,176	\$19,329	\$88,506

COST ESTIMATE PER TASK

FIRM: DOWL				PROJECT TITLE: Mineral Creek				DATE: 2/15/2017		
TASK NO: 1		TASK DESCRIPTION: Gravel Extraction Plan						PREPARED BY: HCR/AKM		
GROUP: 1		METHOD OF PAYMENT: FP <input type="checkbox"/> FPPE <input type="checkbox"/> T&E <input checked="" type="checkbox"/> CPFF <input type="checkbox"/>						REVIEWED BY: BMM		
SUB-TASK NO.	SUB-TASK DESCRIPTION	LABOR HOURS PER JOB CLASSIFICATION								TOTALS
		PM	Des Eng	Enviro	GIS	Admin				
		Melocik	McKay	Whitesell	Gasek	Stevens				
1a	Agency Coordination	2	2	6	2					12
1b	Extraction Plan									
	Extraction Areas	2	4	1	2					9
	Access Route		4	1	2					7
1c	Extraction Plan Report	2	16	2	2	2				24
1d	Project Management	2								2
1d	Project Meetings	2	2							4
TOTAL LABOR HOURS		10	28	10	8	2				58
* LABOR RATES (\$/HR)		\$190.00	\$95.00	\$135.00	\$120.00	\$110.00				-
LABOR COSTS (\$)		\$1,900.00	\$2,660.00	\$1,350.00	\$960.00	\$220.00				\$7,090.00
EXPENSES							ASSUMPTIONS: NHC to review extraction plan. Based on existing survey and LIDAR data.			
SUB-TASK NO.	ITEM(S)		TRIPS	QUANTITY	UNIT PRICE	TOTAL PRICE				
TOTAL EXPENSES: \$0							FIRM'S TOTAL COST OF LABOR (or Fixed Price): \$7,090.00			
							INDIRECT COST \$0.00			
							FIRM'S TOTAL EXPENSES \$0.00			
SUB-CONTRACTORS: Firm Initials and Price Per Task							FIRM'S TOTAL COST (no Subcontracts or Fee) \$7,090.00			
FIRM:	Northwest Hydraulic Consultants						TOTAL SUBCONTRACTOR PRICES: \$3,179.00			
AMOUNT:	\$3,179									

COST ESTIMATE PER TASK

FIRM: DOWL				PROJECT TITLE: Glacier Stream				DATE: 2/15/2017		
TASK NO: 1		TASK DESCRIPTION: Gravel Extraction Plan						PREPARED BY: HCR/AKM		
GROUP: 2		METHOD OF PAYMENT: FP <input type="checkbox"/> FPPE <input type="checkbox"/> T&E <input checked="" type="checkbox"/> CPFF <input type="checkbox"/>						REVIEWED BY: BMM		
SUB-TASK NO.	SUB-TASK DESCRIPTION	LABOR HOURS PER JOB CLASSIFICATION								TOTALS
		PM	Des Eng	Enviro	GIS	Admin				
		Melocik	Robuck	Whitesell	Gasek	Stevens				
1a	Environmental Permitting			36	8					44
1b	Extraction Plans									
	Extraction Areas	4	8		8					20
	Access Route	1	4							5
1c	Extraction Plan Report	8	32		8	4				52
1d	Project Management	2								2
1e	Project Meetings	4	4							8
TOTAL LABOR HOURS		19	48	36	24	4				131
* LABOR RATES (\$/HR)		\$190.00	\$105.00	\$135.00	\$120.00	\$110.00				-
LABOR COSTS (\$)		\$3,610.00	\$5,040.00	\$4,860.00	\$2,880.00	\$440.00				\$16,830.00
EXPENSES							ASSUMPTIONS: NHC to review extraction plan. Based on existing survey and LIDAR data.			
SUB-TASK NO.	ITEM(S)		TRIPS	QUANTITY	UNIT PRICE	TOTAL PRICE				
FIRM'S TOTAL COST OF LABOR (or Fixed Price):							\$16,830.00			
INDIRECT COST							\$0.00			
TOTAL EXPENSES: \$0							FIRM'S TOTAL EXPENSES \$0.00			
SUB-CONTRACTORS: Firm Initials and Price Per Task							FIRM'S TOTAL COST (no Subcontracts or Fee) \$16,830.00			
FIRM:	Northwest Hydraulic Consultants									
AMOUNT:	\$9,100						TOTAL SUBCONTRACTOR PRICES: \$9,100.00			

COST ESTIMATE PER TASK

FIRM: DOWL				PROJECT TITLE: Glacier Stream				DATE: 2/15/2017		
TASK NO: 2		TASK DESCRIPTION: Downstream Design						PREPARED BY: HCR/AKM		
GROUP: 2		METHOD OF PAYMENT: FP <input type="checkbox"/> FPPE <input type="checkbox"/> T&E <input checked="" type="checkbox"/> CPFF <input type="checkbox"/>						REVIEWED BY: BMM		
SUB-TASK NO.	SUB-TASK DESCRIPTION	LABOR HOURS PER JOB CLASSIFICATION								TOTALS
		PM	Des Eng	Enviro	GIS	CAD				
		Melocik	Robuck	Whitesell	Gasek	Slatten				
2a	Dike Design									
	Plan/Grading Sheets	2	16			8				26
	Typical Sections	2	4			2				8
	Estimate of Quantities		8			2				10
2b	Environmental Permitting			12	8					20
2c	Bid Assistance	4	8							12
2d	CA Services	16	8							24
	Site Visits		40							40
2e	Project Management	2								2
2f	Project Meetings	4	4							8
TOTAL LABOR HOURS		30	88	12	8	12				150
* LABOR RATES (\$/HR)		\$190.00	\$105.00	\$135.00	\$120.00	\$100.00				-
LABOR COSTS (\$)		\$5,700.00	\$9,240.00	\$1,620.00	\$960.00	\$1,200.00				\$18,720.00
EXPENSES							ASSUMPTIONS: NHC to review dike design. Assumes 4 site visits during construction.			
SUB-TASK NO.	ITEM(S)		TRIPS	QUANTITY	UNIT PRICE	TOTAL PRICE				
	Airfare			4	\$500	\$2,000				
	Misc Expenses			4	\$75	\$300				
	Per Diem			4	\$45	\$180				
	Car Rental			4	\$110	\$440	FIRM'S TOTAL COST OF LABOR (or Fixed Price): \$18,720.00			
TOTAL EXPENSES: \$2,920							INDIRECT COST \$0.00			
SUB-CONTRACTORS: Firm Initials and Price Per Task							FIRM'S TOTAL EXPENSES \$2,920.00			
FIRM:	Northwest Hydraulic Consultants						FIRM'S TOTAL COST (no Subcontracts or Fee) \$21,640.00			
AMOUNT:	\$5,050						TOTAL SUBCONTRACTOR PRICES: \$5,050.00			

COST ESTIMATE PER TASK

FIRM: DOWL				PROJECT TITLE: Lowe River				DATE: 2/15/2017			
TASK NO: 2		TASK DESCRIPTION: Review Levee Evaluation						PREPARED BY: HCR/AKM			
GROUP: 3		METHOD OF PAYMENT: FP <input type="checkbox"/> FPPE <input type="checkbox"/> T&E <input checked="" type="checkbox"/> CPFF <input type="checkbox"/>						REVIEWED BY: BMM			
SUB-TASK NO.	SUB-TASK DESCRIPTION	LABOR HOURS PER JOB CLASSIFICATION									TOTALS
		PM	Proj Eng	CAD							
		Melocik	Langdon	Slatten							
2a	Review Levee Evaluation	2	8								10
2b	Develop Project Action List for Groins	4	16	8							28
2c	Conduct Engineer's Assessment (site visit)	10	10								20
2d	Project Management	2									2
2e	Project Meetings	2	2								4
TOTAL LABOR HOURS		20	36	8							64
* LABOR RATES (\$/HR)		\$190.00	\$165.00	\$100.00							-
LABOR COSTS (\$)		\$3,800.00	\$5,940.00	\$800.00							\$10,540.00
EXPENSES							ASSUMPTIONS: NHC to review levee evaluation and engineer's assessment. Site visit required for engineer's assessment				
SUB-TASK NO.	ITEM(S)		TRIPS	QUANTITY	UNIT PRICE	TOTAL PRICE					
	Airfare		1	2	\$500	\$1,000					
	Car Rental			1	\$110	\$110					
	Per Diem			2	\$45	\$90	FIRM'S TOTAL COST OF LABOR (or Fixed Price): \$10,540.00				
							INDIRECT COST \$0.00				
TOTAL EXPENSES: \$1,200							FIRM'S TOTAL EXPENSES \$1,200.00				
SUB-CONTRACTORS: Firm Initials and Price Per Task							FIRM'S TOTAL COST (no Subcontracts or Fee) \$11,740.00				
FIRM:	Northwest Hydraulic Consultants										
AMOUNT:	\$2,000						TOTAL SUBCONTRACTOR PRICES: \$2,000.00				

COST ESTIMATE PER TASK

FIRM: DOWL					PROJECT TITLE: Lowe River					DATE: 2/15/2017	
TASK NO: 3		TASK DESCRIPTION: Design Slope Improvements								PREPARED BY: HCR/AKM	
GROUP: 3		METHOD OF PAYMENT: FP <input type="checkbox"/> FPPE <input type="checkbox"/> T&E <input checked="" type="checkbox"/> CPFF <input type="checkbox"/>								REVIEWED BY: BMM	
SUB-TASK NO.	SUB-TASK DESCRIPTION	LABOR HOURS PER JOB CLASSIFICATION									TOTALS
		PM	Proj Eng	Enviro	CAD						
		Melocik	Langdon	Whitesell	Slatten						
3a	Slope Armoring Design										
	Plan Sheets	2	8		8						18
	Typical Sections		1								1
	Estimate of Quantities		4								4
3b	Environmental Permitting		4	14	6						24
3c	Bid Assistance	2	4								6
3d	CA Services										0
	Site Visits		10								10
3e	Project Management	2									2
3f	Project Meetings	2	2								4
TOTAL LABOR HOURS		8	33	14	14						69
* LABOR RATES (\$/HR)		\$190.00	\$165.00	\$135.00	\$100.00						-
LABOR COSTS (\$)		\$1,520.00	\$5,445.00	\$1,890.00	\$1,400.00						\$10,255.00
EXPENSES											
SUB-TASK NO.	ITEM(S)		TRIPS	QUANTITY	UNIT PRICE	TOTAL PRICE	ASSUMPTIONS: Permits required. Existing survey and geotech data to be used. 1 Site visit during construction (will try to coordinate with other visits)				
	Airfare			1	\$500	\$500					
	Per Diem			1	\$45	\$45					
	Car Rental			1	\$110	\$110					
							FIRM'S TOTAL COST OF LABOR (or Fixed Price):		\$10,255.00		
							INDIRECT COST		\$0.00		
							FIRM'S TOTAL EXPENSES		\$655.00		
SUB-CONTRACTORS: Firm Initials and Price Per Task							FIRM'S TOTAL COST (no Subcontracts or Fee)		\$10,910.00		
FIRM:							TOTAL SUBCONTRACTOR PRICES:				
AMOUNT:											

CITY OF VALDEZ, ALASKA

ORDINANCE NO. 17-03

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF VALDEZ,
ALASKA AMENDING TITLE 9 PUBLIC PEACE AND WELFARE OF THE
VALDEZ MUNICIPAL CODE

WHEREAS, Senate Bill 91 was adopted by the Alaska legislature thereby reducing the class of crimes for certain offenses, changing certain offenses from crimes to minor offenses, and placing the prosecutorial burden with municipalities; and

WHEREAS, amendments to Title 9 related to public peace and welfare are necessary for the efficient administration of justice in the City of Valdez; and

WHEREAS, a legal review of Title 9 provided amendments for the purpose of conformance with state law.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA that the following amendments are made to Title 9 of the Valdez Municipal Code:

Section 1: Title 9 of the Valdez Municipal Code is hereby amended to read as follows:

Title 9

PUBLIC PEACE AND WELFARE

Chapters:

- 9.04 General Provisions**
- 9.08 Offenses by or Against Public Officers and Government**
- 9.12 Offenses Against Public Peace and Decency**
- 9.16 Theft and Related Offenses**
- 9.20 Offenses Relating to Property**
- 9.24 Offenses by or Against Minors**
- 9.28 Controlled Substances**
- 9.32 Weapons**
- 9.36 Emergency Preparedness**
- 9.38 Trapping**

Chapter 9.04

GENERAL PROVISIONS

Sections:

9.04.010 Definitions—Conformance with state law.

9.04.020 Illegal acts generally.

9.04.010 Definitions—Conformance with state law.

Except as otherwise provided, the Alaska Statutes relating to the provisions of this title shall apply and are hereby incorporated by reference as though fully set forth herein.

9.04.020 Illegal acts generally.

A. No person shall do any of the following:

1. Solicit a person for the purpose of committing any illegal act;
2. Engage in any illegal occupation or business;
3. Attend or frequent any place in which an illegal business is permitted or conducted.

B. Voluntary intoxication is not a defense to a prosecution for an offense. Evidence of voluntary intoxication is admissible solely on the issue of whether or not the defendant actually formed a required specific intent. ~~but evidence that the defendant was intoxicated may be offered whenever it is relevant to negate an element of the offense that requires that the defendant intentionally cause a result.~~

Chapter 9.08

OFFENSES BY OR AGAINST PUBLIC OFFICERS AND GOVERNMENT

Sections:

9.08.010 False alarms prohibited.

9.08.020 False reports.

9.08.030 Resisting arrests—Aiding escapes from police custody—Impersonation of police officers.

9.08.040 Escapes from jail.

9.08.050 Misuse of the 911 or emergency call system.

9.08.060 Violation – Penalty.

9.08.010 False alarms prohibited.

No person shall maliciously turn in or cause to be turned in a false fire alarm.

9.08.020 False reports.

No person shall register, make, render or report any false alarm, report or complaint to the fire department, police department or any other city department knowing such alarm, report or complaint to be false. No person shall obtain the assistance of the fire department, police department or any other city department including, but not limited to, the city ambulance, through the making of a false report or request, knowing such report or request to be false.

9.08.030 Resisting arrests—Aiding escapes from police custody—Impersonation of police officers.

No person shall do any of the following:

- A. Resist arrest by a police officer or assist a person in custody of a police officer to escape;
- B. Impersonate a police officer or, without authority, attempt to exercise his powers.

9.08.040 Escapes from jail.

No person, who has been confined to the city jail, or any city institution provided for prisoners, shall escape from such jail or institution. It shall be unlawful for any person to aid or abet or in any way contribute in any manner to the aid of any person to escape or attempt to escape from such city jail or institution provided for prisoners.

9.08.050 Misuse of the 911 or emergency call system.

It shall be unlawful for any person to make a request for emergency response services using the 911 or any emergency call system when no actual emergency exists and when the caller does not have a good faith basis to request emergency assistance.

9.08.060 Violation-Penalty

Upon citation under 9.08.010 – 9.08.050 court appearance is mandatory.

Chapter 9.12

OFFENSES AGAINST PUBLIC PEACE AND DECENCY

Sections:

- 9.12.010 Offenses against the peace—Disorderly conduct.
- 9.12.020 Vagrancy.
- 9.12.030 Loitering, etc., on school grounds.
- 9.12.040 ~~Registration of hotel guests—Occupancy of hotel rooms.~~
- 9.12.050 Gambling.
- 9.12.060 ~~Forfeiture of gambling-related items.~~
- 9.12.070 Fireworks, explosives, stench bombs.
- 9.12.080 Invasive viewing prohibited. ~~Offenses against decency—Generally.~~
- 9.12.090 Prostitution, lewdness, assignation, etc.

9.12.010 Offenses against the peace—Disorderly conduct.

A. A person commits the crime of disorderly conduct if:

1. With intent to disturb the peace and privacy of another not physically on the same premises or with reckless disregard that the conduct is having that effect after being informed that it is having that effect, the person makes unreasonably loud noise;
2. In a public place or in a private place of another without consent, and with intent to disturb the peace and privacy of another or with reckless disregard that the conduct is having that effect after being informed that it is having that effect, the person makes unreasonably loud noise;
3. In a public place, when a crime has occurred, the person refuses to comply with a lawful order of a peace officer to disperse;
4. In a private place, the person refuses to comply with an order of a peace officer to leave premises in which the person has neither a right of possession nor the express invitation to remain of a person having a right of possession;
5. In a public or private place, the person challenges another to fight or engages in fighting other than in self-defense;
6. The person recklessly creates a hazardous condition for others by an act which has no legal justification or excuse; or
7. The offender intentionally exposes the offender's buttock or anus to another with reckless disregard for the offensive or insulting effect the act may have on that person.

B. As used in this section, "noise" is "unreasonably loud" if, considering the nature and purpose of the defendant's conduct and the circumstances known to the defendant,

including the nature of the location and the time of day or night, the conduct involves a gross deviation from the standard of conduct that a reasonable person would follow in the same situation. "Noise" does not include speech that is constitutionally protected.

C. Violation of this section is punishable by a fine of fifty dollars for a first violation, one hundred dollars for a second violation, two hundred dollars for a third violation, and four hundred dollars for a fourth and each subsequent offense.

9.12.020 Vagrancy.

It is unlawful for any person to occupy, lodge or sleep in any vacant or unoccupied barn, garage, shed, shop, washroom, or other building or structure other than such as is kept for lodging purposes, or on any lot, beach, sidewalk or other real property, or in any automobile, truck, bus, or other vehicle, without owning the same or without permission of the owner or person entitled to the possession thereof.

9.12.030 Loitering, etc., on school grounds.

It is unlawful for any person to loiter, idle or wander in, about or on any public, private or parochial school grounds or buildings, either on foot or in or on any vehicle, without having some lawful business therein or thereabout, or in connection with such school or the employees thereof, or for any person to do any of the following:

A. Disrupt or otherwise prevent the orderly conduct of classes and activities of any such school;

~~B. Disrupt, assault or molest any student or employee of any such school while in any such school building or on any school grounds;~~

~~B~~C. Conduct themselves ~~himself~~ in a loud, wanton or lascivious manner in speech or behavior in or about any such school building or school grounds;

~~D. Park or move a vehicle in the immediate vicinity of, or on the grounds of, any such school for the purpose of disrupting or molesting the students or employees thereof or in an effort to induce, entice or invite students into such vehicle for illegal purposes.~~

C. Violation of this section is punishable by a fine of fifty dollars for a first violation, one hundred dollars for a second violation, two hundred dollars for a third violation, and four hundred dollars for a fourth and each subsequent offense.

~~9.12.040 Registration of hotel guests—Occupancy of hotel rooms.~~

~~A. All hotel guests, roomers and lodgers shall register their names and addresses with the person in charge for registering guests.~~

~~B. No person shall, in registering as required in this section, use any name other than his own full correct name with the intent to commit an illegal act or escape punishment for committing an illegal act.~~

~~C. For the purpose of this section, "hotels" means and includes all public lodging places, including but not limited to hotels, motels, lodging houses, boardinghouses and rooming houses.~~

~~D. The requirements of this section shall not apply to victims of domestic violence or lodging places provided to victims of domestic violence. (Ord. 14-06 § 1 (part); prior code § 17-2)~~

9.12.050 Gambling.

A. The provisions of Title 11, of the Alaska Statutes relating to gambling are hereby incorporated by reference as though fully set forth herein. A person engaged in unlawful gambling shall be guilty of a minor offense punishable by a fine not to exceed one thousand dollars. Upon citation under this section court appearance is mandatory. ~~No person shall receive or accept any money or thing of value with the agreement or understanding that any money or thing of value will be paid or delivered to any person where such payment or delivery is or will be contingent upon the result of any race, contest, game, mechanical device or upon the happening of any event not known by the parties to be certain. The term "thing of value," as used in this section, shall include everything having value whether intrinsic or not.~~

~~1. It shall not be a violation of this section to conduct raffles, bingo, ice pools and related activities of a bona fide nonprofit nature under a valid and existing permit issued pursuant to law by the Department of Revenue of the state. The burden of proving that the act complained of falls within the exception noted in this subdivision shall be upon the person charged.~~

~~2. No person shall attend or frequent or invite another to attend or frequent any place where gambling is permitted or any place operated or occupied as a common gambling house or room.~~

~~3. No person shall have in his possession any policy or pool tickets; any slips or checks or memoranda of any combination or bet; any policy or pool books or sheets; or any policy wheel, implement, apparatus or material of any form of gambling or lottery.~~

~~4. No person shall maintain a gambling or lottery room; policy wheel or gaming table of any game of skill or chance, or partly of skill and partly of chance, used for gaming, or permit the same on any premises occupied or controlled by him.~~

~~B. It shall be an affirmative defense to violation under this section that the gambling activity giving rise to the charge was a social game. It shall be a separate affirmative defense that the activity was limited to card games and did not involve sale of alcoholic beverages, and was not open to the public, and the premises were not used for aiding or abetting any illegal activities. (Ord. 14-06 § 1 (part); prior code § 17-18)~~

~~9.12.060 Forfeiture of gambling-related items.~~

~~A.— All gambling implements, accessories or paraphernalia, and all other items used or intended to be used in gambling or any gambling-related activity are subject to seizure by any police or other agency of the United States, the state of Alaska or the city, and forfeiture to the city. “Gambling” is those activities set forth in Section 9.12.050, or as defined by any other applicable law of the United States or the state. Gambling-related activities are those which support or encourage gambling, including those which make the gambling location more hospitable and comfortable.~~

~~Forfeiture under this section encompasses, but is not limited to, the following:~~

- ~~1.— All gambling implements;~~
- ~~2.— All items used to make the gambling area more pleasant or hospitable, such as food, drink and cigarettes;~~
- ~~3.— All monies, negotiable instruments, and any other things used or intended to be used or wagered in gambling or gambling-related activities, including all monies in the control of the players or operators, and the casino bank; and~~
- ~~4.— All other items used or intended to be used in gambling, or gambling-related activity, even though not specifically enumerated.~~

~~B.— All items listed in subsection A of this section shall be forfeited to the city. All items which have only gambling-related uses shall be destroyed, sold, or otherwise disposed of, as may be in the public interest depending upon the particular item involved. All checks, drafts, and other negotiable instruments shall be converted immediately to cash. All moneys seized, or derived from the sale of property seized or conversion of negotiable instruments, shall be deposited in the general or other fund of the city.~~

~~C.— All items listed in subsection A of this section may be forfeited to the city regardless of whether the property was seized by police officers of the United States, the state or the city, acting under the authority of United States, Alaska, or Valdez law, or the property came under the jurisdiction or control of the city in any other manner.~~

~~D.— The forfeiture of gambling-related items to the city is a remedy of the city directed at the items themselves, and is entirely independent of the rights or criminal or civil liabilities of any of the participants involved in the gambling or gambling-related activity. Accordingly, the items listed in subsection A of this section may be forfeited to the city without regard to the particular charges and dispositions involving the participants.~~

~~This remedy is civil rather than criminal, and is to be construed and applied in accord with the laws and rules pertaining to civil actions.~~

~~E.— This section applies to all property seized within the city presently in the custody of the Alaska or city police departments or other law enforcement agencies, or presently in the custody of any court, or which may come into the custody of any of these at any~~

time in the future. This section also applies to all property coming into the custody of the city, regardless of where seized. (Ord. 14-06 § 1 (part); prior code § 17-18.1)

9.12.070 Fireworks, explosives, stench bombs.

A. Use of fireworks is prohibited at all times except permitted from ten p.m. on July 3rd to eleven-fifty-nine p.m. on July 4th, and from ten p.m. on December 31st to eleven-fifty-nine p.m. on January 1st of each year subject to provisions of Section 8.20.050.

B. The chief of police may revoke permission whether expressly given or implied under this section where the health and safety of a person may be endangered.

C. Each violation of this section is punishable by a one hundred dollar fine.

9.12.080 Invasive viewing prohibited. Offenses against decency—Generally. ~~No person shall do any of the following:~~

~~A. Engage in invasive viewing.~~

A4. It is unlawful for any person to look into the windows or doors of any dwelling or building in the city in such a manner as would be likely to interfere with the occupant's reasonable expectation of privacy and without the occupant's express or implied consent.

B2. It is unlawful for any person to use any camera, videotape, photo-optical, photoelectric or any other image recording device for the purpose of secretly photographing, filming, or videotaping a person present in a dwelling or other building, if that person:

1a. Is in a private area out of public view; or

2b. Has a reasonable expectation of privacy; or

3c. Has not consented to the observation.

C. Upon citation under this section court appearance is mandatory.

9.12.090 Prostitution, lewdness, assignation, etc.

A. "Prostitution" means the giving or receiving of the body for sexual intercourse for hire. "Lewdness" means any indecent or obscene act. "Assignation" means the making of any appointment or engagement for prostitution or lewdness or any act in furtherance of such appointment or engagement.

B. No person shall engage in prostitution, lewdness or assignation.

C. No person shall solicit, induce, entice, invite, compel, force, require or procure another to commit an act of lewdness, assignation or prostitution.

D. No person shall maintain or operate any place, house, building, other structure or part thereof or vehicle or trailer used for the purpose of lewdness, assignation or prostitution, or let, lease or rent any such place, premises or conveyance or part thereof to another with knowledge or reasonable cause to believe that the intention of the lessee is to use such place, premises or conveyance for prostitution, lewdness or assignation.

E. No person shall offer, or offer to secure, another for the purpose of prostitution, or for any other lewd or indecent act.

F. No person shall direct, take or transport, or offer or agree to take or transport, or aid or assist in transporting, another to any house, place, building, other structure, vehicle, trailer or to any other person with knowledge or reasonable cause to believe that the purpose of such directing, taking or transporting is prostitution, lewdness or assignation.

G. No person shall knowingly accept, receive, levy or appropriate any money or other thing of value without consideration from a prostitute or from the proceeds of any woman engaged in prostitution.

H. No person shall attend or frequent, reside in, enter or remain in any house, place, building or other structure, or enter or remain in any vehicle or trailer for the purpose of prostitution, lewdness or assignation.

I. No person shall attend or frequent, reside in, enter or remain in any place where prostitution, lewdness or assignation is practiced, encouraged or allowed.

J. Upon citation under this section court appearance is mandatory.

Chapter 9.16

THEFT AND RELATED OFFENSES

Sections:

9.16.010 Issuing checks on insufficient funds.

9.16.020 ~~Theft~~ Obtaining money, property, etc., by false pretenses.

9.16.030 Concealment of merchandise.

9.16.040 Fraudulent use of an access device.

9.16.010 Issuing a bad check ~~checks on insufficient funds.~~

A. A person commits the crime of issuing a bad check if the person issues a check knowing that it will not be honored by the drawee. ~~No person shall make, draw, utter or deliver any check, draft or order for the payment of money upon any bank or other depository, knowing at the time of such making, drawing, uttering or delivering that the maker or drawer has not sufficient funds in, or credit with, such bank or other depository.~~

~~for the payment of such check, draft or order in full, upon its presentation, and without fully informing the payee of such check, draft or order, or the person to whom it is delivered, at the time of the making, uttering, drawing or delivering such check, draft or order that the maker or drawer has not sufficient funds in or credit with such bank or other depository for the payment of such check, draft or order, in full, upon presentation; or, any person who having such funds or credits at the time of making, drawing, uttering or delivering such check, draft or order sufficient for the payment of the same, has knowingly drawn, made, uttered or delivered other checks, drafts or orders which, if presented in due course, would have exhausted such funds or credits, or knowing at the time of the making, uttering, issuing or delivering of such check, draft or order, that for other reasons such funds or credits would be exhausted by the time such check, draft or order would be presented; or, any person who shall knowingly, after drawing, making, uttering or delivering such check, draft or order, by any means, exhaust the funds or credits upon which such check, draft or order is drawn before it is presented for payment.~~

B. In a prosecution under this section, it is prima facie evidence that the drawer knew the check would not be honored by the drawee if: ~~As against the maker or drawer thereof, the making, drawing, uttering or delivering of a check, draft or order, payment of which is refused by the drawee, shall be prima facie evidence of knowledge of insufficient funds in or credit with such bank or other depository; provided, that such maker or drawer shall not have paid the drawee thereof the amount due thereon, together with all costs and protest fees, within two days after receiving notice that such check, draft or order has not been paid by the drawee.~~

1. Payment of the check was refused by the drawee for lack of funds upon presentation within 30 days after issue, and the drawer failed to make full satisfaction of the amount due within 15 days after notice of dishonor was deposited as first class mail, addressed to the drawer at the address appearing on the dishonored check or the drawer's last known address; or

2. The drawer had no account with the drawee at the time the check was issued.

C. In this section: ~~The word "credit" as used in this section shall be construed to mean an arrangement or understanding with the bank or depository for the payment of such check, draft or order.~~

1. "Amount due" means the face amount of the dishonored check plus all costs and protest fees assessed by the drawee;

2. "Check" means a draft, check, or similar sight order for the payment of money, but does not include a postdated check or a promissory note;

3. A person "issues" a check when as a drawer the person delivers it or causes it to be delivered to a person who thereby acquires a right against the drawer with respect to the check; a person who draws a check with the intent that it be so delivered is considered to have issued it if the delivery occurs.

D. Violation of this section is punishable by a minimum fine of one hundred dollars. Upon citation under this section court appearance is mandatory.

9.16.020 Theft. Obtaining money, property, etc., by false pretenses.

~~No person shall obtain money, property or other thing of value, including, but not limited to, the use of coin vending devices or the use of any public utility service, by false pretenses or representations, or the use of any device or means by which the use of any such machine or service is secured without paying or contracting to pay the established consideration therefor or the consideration for the use thereof is charged to another person without the authorization or subsequent consent of such person.~~

A. A person commits theft if:

1. With intent to deprive another of property or to appropriate property of another to oneself or a third person the person obtains the property of another;
2. The person commits theft of lost or mislaid property under AS 11.46.160;
3. The person commits theft by deception under AS 11.46.180;
4. The person commits theft by receiving under AS 11.46.190;
5. The person commits theft of services under AS 11.46.200;
6. The person commits theft by failure to make required disposition of funds received or held under AS 11.46.210.

B. Violation of this section is punishable by a minimum fine of one hundred dollars. Upon citation under this section court appearance is mandatory.

9.16.030 Concealment of merchandise.

A. A person commits the crime of concealment of merchandise if without authority the person knowingly conceals on or about the person the merchandise of a commercial establishment, not purchased by the person, while still on the premises of the commercial establishment, with intent to deprive the owner of the merchandise or with intent to appropriate the merchandise.

B. Merchandise found concealed upon or about the person which has not been purchased by the person is prima facie evidence of a knowing concealment.

C. Violation of this section is punishable by a minimum fine of one hundred dollars. Upon citation under this section court appearance is mandatory.

9.16.040 Fraudulent use of an access device.

A. A person commits the crime of fraudulent use of an access device if, with intent to defraud, the person uses an access device to obtain property or services with knowledge that the access device is stolen or forged; the access device is expired or has been revoked or cancelled; or for any other reason, that person's use of the access device is unauthorized by either the issuer or the person to whom the access device is issued.

B. Violation of this section is punishable by a minimum fine of one hundred dollars. Upon citation under this section court appearance is mandatory.

Chapter 9.20 OFFENSES RELATING TO PROPERTY

Sections:

9.20.010 Generally.

9.20.020 Disposal of abandoned, found or stolen property—Returning unclaimed property to finder.

9.20.030 Criminal trespass.

9.20.010 Generally.

No person shall do any of the following:

A. Maliciously destroy or injure any public property or any private property not his own;

B. Drive a vehicle not his own without the owner's consent;

~~C. Trespass upon the private property of another without his consent;~~

~~D. Steal any property of a value not exceeding one hundred dollars; provided, that the city may, at its option, treat as petit larceny the theft of a sum greater than one hundred dollars;~~

CE. Interfere with, obstruct, mutilate, conceal or tear down any official notice or placard posted by any city officer without permission from such officer;

DF. Willfully obstruct the free passage of or injure or deface public streets, highways, sidewalks or alleys by digging or breaking or by placing objects in such streets, highways, sidewalks and alleys without proper authority from the city official in charge of such streets, highways, sidewalks or alleys;

EG. Willfully remove, throw down, destroy, extinguish or carry away any light, obstruction, guard or other similar article or thing erected or placed on any highway,

street, alley, avenue or bridge for the purpose of guarding or enclosing unsafe or dangerous places without the consent of the person in control of that safeguard or danger signal;

F.H. Willfully damage, remove or carry away fire hydrants, hydrant caps, sewer caps, manhole covers or any other part of the city water, sewer or fire protection systems;

G.I. Create any obstruction or blockage in any pipe, drain or gutter that may hinder the passage of water in, to or from the city water, sewer or fire protection systems;

H.J. Harvest live trees on municipal public property with the following exceptions:

1. City of Valdez employees or contractors directed to do so in order to maintain public rights-of-way, easements, recreational trails, snow lots, municipal infrastructure; or in preparation for public construction; or in defense of public health and safety;
2. Employees and contractors of utility companies working within designated easements, or where permission has been granted by the city, in the installation, repair or replacement of utilities;

I.K. Harvest dead fallen or standing trees on municipal public property without a valid wood harvesting permit issued by the city.

J. Upon citation under A - G of this section court appearance is mandatory. Violation of H or I of this section is punishable by a fine of fifty dollars for a first violation and one hundred dollars for each subsequent violation. Upon citation under H or I of this section court appearance is optional.

9.20.020 Disposal of abandoned, found or stolen property—Returning unclaimed property to finder.

A. Disposable Property. Except as otherwise required by law, the following property in possession of the police department may be disposed of as provided in this chapter:

1. Property collected as evidence and not claimed by the owner within thirty days after final disposition (including appeal proceedings) of the criminal case to which it pertains;
2. Property voluntarily tendered or found and delivered to the police department and not claimed by the owner within thirty days thereafter;
3. Stolen property recovered by the police department and not claimed by the owner within thirty days after such recovery. The term “disposable property,” as used in this chapter, does not include a motor vehicle which has been impounded for any reason.

B. Notice of Possession and Sale of Unclaimed Property.

1. The chief of police shall publish in a newspaper of general circulation in the city for two consecutive weeks a notice of possession of disposable property valued in excess of two hundred fifty dollars. At approximately the same time as the first publication, the

chief of police shall send copies of the notice by certified mail (return receipt requested) to the last known owner and to the finder, if any, at their respective last known addresses, if reasonably ascertainable;

2. Every notice of possession and sale of unclaimed property mailed or published pursuant to this section shall contain:

a. A general description of the property;

b. The appropriate date the police department first obtained possession of the property;

c. A provision that unclaimed property will be sold at public auction or by competitive bid and the proceeds will be forfeited to the city;

i. If unclaimed property is to be sold at public auction, the notice may contain the date and time of the auction;

ii. If unclaimed property is to be sold by competitive bid, the notice may contain dates and times for viewing items to be sold and the deadline for submitting sealed bids;

d. A provision that unclaimed property, if money, will be forfeited to the city;

e. A provision that the property must be claimed by the owner within fifteen days after the last date on which the notice is published; and

f. A provision that the finder will forfeit all right, title, interest and claim in and to found property or money unclaimed by the owner unless the finder files a written request with the police department for return of the unclaimed property within fifteen days after the last date on which the notice is published.

C. Disposition Generally. If the property is unclaimed by the owner after the publication and mailing of the notice of possession and the expiration of the time periods set forth in this chapter, the property shall be disposed of as follows:

1. Found property, including money, shall be returned to the finder, if any, upon condition that a request for such return has been received by the police department;

2. All property, other than money, which is not addressed by subsection (C)(1) of this section shall be subject to a claim by the chief of police that retention of such property for use by the city will serve the public interest. Firearms shall be disposed of as provided in AS 18.65.340.

D. Exceptions to Public Auction Requirement.

1. Property, not collected as evidence, valued at less than two hundred fifty dollars may be returned to the finder, if any, or donated to a nonprofit organization or otherwise used for city or public purposes if any known owner has been notified by certified letter and the property remains unclaimed for thirty days after the notification is sent. Property

not collected as evidence, that is damaged, or in a state of disrepair where the cost to repair exceeds the value of the property, may be disposed of in any manner once any known owner has been notified by certified letter and the property remains unclaimed thirty days after the notification is sent;

2. Property determined by the chief of police to be perishable, or to constitute an immediate danger to the public, may be disposed of immediately in any manner without notice of sale. Proceeds of any such disposition shall be forfeited to the city;

3. Notwithstanding any other provision, property exceeding two hundred fifty dollars in value may be disposed of other than by competitive bid or public auction; provided, that any such noncompetitive disposition is made pursuant to a request submitted to the city manager for review and recommendation to the city council for approval. The city council shall consider the monetary loss to the city and determine whether such disposition is in the public interest.

E. Fees, Expenses. Before returning property, including money, to a finder, owner or highest bidder, the chief of police may require a reasonable fee from the person receiving the property for the costs of notice, publication, auction and other expenses attributable to the property or money delivered.

9.20.030 Criminal trespass.

A. It is unlawful for a person to:

1. Without having been expressly or by implication invited to do so, enter or remain in or upon the premises or motor vehicle of another when the premises or motor vehicle, at the time of such entry or remaining, is not open to the public or when such person is not otherwise licensed or privileged to do so;

2. Fail to immediately leave a private place or premises which are open to the public after being lawfully directed to do so by the person in charge;

3. Knowingly enter a private property, private business or commercial property in violation of a posted sign;

4. Enter or remain on premises open to the public within twenty-four hours of having been lawfully directed to leave such premises by the owner or person in charge unless an express invitation or permission to return to such premises has been given by the owner or any person in charge, or at any time, to enter or to remain on premises open to the public after having been lawfully ordered in writing not to enter such premises by the owner or person in charge unless the express invitation or permission to return to such premises has been given by the owner or any person in charge.

B. The following phrases used in this section have the meaning given as follows:

A person is "lawfully directed" to leave premises that are open to the public if he has been directed to do so for any reason that is not prohibited by law.

“Open to the public” means premises which by their physical nature, function, custom, usage, notice, or lack thereof, or other circumstances at the time would cause a reasonable person to believe that no permission to enter or remain is required.

“Person in charge” means a person, his representative or employee who has lawful control of premises by ownership, tenancy, official position, position of employment or other legal relationship. The person in charge of a retail business establishment includes the owner, manager or other employee who has the authority or duty at the time to supervise the operation or security of the establishment. Any officer, head of a department or employee of the municipality having supervisory authority or an employee designated by any of the foregoing is, with respect to persons other than his superiors or other department heads, the person in charge of municipally owned premises on or in which he or his subordinates exercise their official responsibilities.

“Premises” includes but is not limited to land, buildings, facilities, parking lots, docks, sidewalks, roads and recreational areas including lakes, ponds, hiking/skiing trails, campgrounds and parks.

C. Nothing in this section shall be construed to require the person in charge of any premises to give a person a reason for requesting the person to leave the premises; provided, however, the person in charge shall state such reason to a responding peace officer upon request.

D. Violation of this section is punishable by a minimum fine of one hundred dollars. Upon citation under this section court appearance is mandatory. ~~Criminal trespass is subject to the penalties set forth in Section 1.08.010:~~

~~1. A Class A misdemeanor if:~~

~~a. The premises entered or remained upon are a dwelling; or~~

~~b. The person enters or remains on the premises with intent to commit a crime thereon.~~

~~2. A Class B misdemeanor if the premises entered or remained upon are not a dwelling. (Ord. 14-06 § 1 (part); Ord. 00-01 § 1. Formerly 9.20.050)~~

Chapter 9.24 OFFENSES BY OR AGAINST MINORS

Sections:

9.24.010 Curfew for minors.

9.24.020 Possession, control, or consumption by persons under 21.

9.24.030 Possession of tobacco by persons under nineteen.

9.24.0420 Abuse of, endangering.

9.24.0530 Abuse—Reports to be kept confidential.

9.24.0640 Sale of firearms to.

9.24.0750 Sale of tobacco cigarettes to.

9.24.0860 Drunkenness, improper conduct, etc., in presence of.

9.24.010 Curfew for minors.

A. Purpose. The purpose of this section is to: (1) promote the general welfare and protect the general public through the reduction of juvenile violence and crime within the city; (2) promote the safety and wellbeing of the city's youngest citizens, persons under the age of eighteen, whose inexperience renders them particularly vulnerable to becoming participants in unlawful activities, and to being victimized by older perpetrators of crime; and (3) foster and strengthen parental responsibility for children.

B. Definitions. As used within this section, the following words and phrases shall have the meanings ascribed to them in this subsection:

"Curfew hours" are as follows:

1. Sunday through Thursday beginning at eleven-one p.m. and ending at five a.m. the following morning; and
2. Beginning at twelve-one a.m. and ending at five a.m. on Saturday and Sunday morning.
3. June 1st through August 31st curfew hours shall begin at twelve-one a.m. and end at five a.m. every day of the week.

"Emergency" means unforeseen circumstances, or the status or conditions resulting therefrom, requiring immediate action to safeguard life, limb or property. The term includes, but is not limited to, fires, natural disasters, automobile accidents or other similar circumstances.

"Establishment" means any privately owned place of business within the city operated for a profit, to which the public is invited, including, but not limited to, any place of amusement or entertainment.

With respect to such establishment, the term "operator" shall mean any person, and any firm, association, partnership (and the members or partners thereof) and/or any corporation (and the officers thereof) conducting or managing that establishment.

“Minor” means any person under eighteen years of age who is not married and has not been emancipated pursuant to state law.

“Officer” means a police or other law enforcement officer charged with the duty of enforcing the laws of the state of Alaska and/or the ordinances of the city.

“Parent” means:

1. A person who is a minor’s biological or adoptive parent and who has legal custody of a minor (including either parent, if custody is shared under a court order or agreement);
2. A person who is the biological or adoptive parent with whom a minor regularly resides;
3. A person judicially appointed as a legal guardian of the minor; and/or
4. A person eighteen years of age or older standing in loco parentis (as indicated by the authorization of an individual listed in subsection(s) (1), (2) or (3) of this definition, for the person to assume the care or physical custody of the child, or as indicated by any other circumstances).

“Person” refers to an individual, not to any association, corporation, or any other legal entity.

“Public place” means any place to which the public or a substantial group of the public has access, including, but not limited to: streets, highways, roads, sidewalks, alleys, avenues, parks, private residences left open to the public without the presence of adult supervision, and/or the common areas of schools, hospitals, apartment houses, office buildings, transportation facilities and shops.

“Remain” refers to the following actions:

1. To linger or stay at or upon a place; and/or
2. To fail to leave a place when requested to do so by an officer or by the owner, operator or other person in control of that place.

“Special events” means and includes, but shall not be limited to, civic, religious and school events.

“Temporary care facility” means a nonlocked, nonrestrictive shelter at which minors may wait, under visual supervision, to be retrieved by a parent. No minor waiting in such facility shall be handcuffed and/or secured (by handcuffs or otherwise) to any stationary object.

C. Prohibitions.

1. It is unlawful for a minor, during curfew hours, to remain in or upon any public place within the city, to remain in any motor vehicle operating or parked therein or thereon, or to remain in or upon the premises of any establishment within the city, unless:

a. The minor is accompanied by a parent; or

b. The minor is involved in an emergency; or

c. The minor is engaged in an employment activity, or is going to or returning home from such activity, without detour or stop; or

d. The minor is on the sidewalk directly abutting a place where he or she resides with a parent; or

e. The minor is attending an activity sponsored by a school, religious, or civic organization, by a public organization or agency, or by another similar organization or entity, which activity is supervised by adults, and/or the minor is going to or returning from such an activity without detour or stop; or

f. The minor is on an errand at the direction of a parent, and the minor has in his or her possession writing signed by the parent containing the following information: the name, signature, address and telephone number of the parent authorizing the errand, the telephone number where the parent may be reached during the errand, the name of the minor, and a brief description of the errand, the minor's destination(s) and the hours the minor is authorized to be engaged in the errand; or

g. The minor is involved in interstate or intrastate travel with the consent of the minor's parent, and the minor has in his or her possession writing signed by the parent containing the following information: the name, signature, address and telephone number of the parent authorizing the travel, the telephone number where the parent may be reached during the travel, the name of the minor, and a brief description of the travel, the minor's destination(s) and the hours the minor is authorized to be engaged in the travel; or

h. The minor is exercising First Amendment rights protected by the Alaska and United States Constitutions, such as the free exercise of religion, freedom of speech and the right of assembly.

2. It is unlawful for a minor's parent to knowingly permit, allow or encourage such minor to violate this section.

3. It is unlawful for a person who is the owner or operator of any motor vehicle to knowingly permit, allow or encourage a violation of this section.

4. It is unlawful for the operator of any establishment, or for any person who is an employee thereof, to knowingly permit, allow or encourage a minor to remain upon the premises of the establishment during curfew hours. It shall be a defense to prosecution under this subsection that the operator or employee of an establishment promptly

notified the police department that a minor was present at the establishment after curfew hours and refused to leave.

5. It is unlawful for any person (including any minor) to give a false name, address or telephone number to any officer investigating a possible violation of this section.

6. The police chief shall have the discretionary authority to extend the curfew for a specified period of time for special events if the sponsor of the event has requested the extension, in writing and giving reasons therefor, at least forty-eight hours before the event.

D. Enforcement.

1. Minors. Before taking any enforcement action hereunder, an officer shall make an immediate investigation for the purpose of ascertaining whether or not the presence of a minor in a public place, motor vehicle and/or establishment within the city during curfew hours is in violation of this section.

2. Other Violators. If an investigation by an officer reveals that a person, other than or in addition to a minor, has violated this section, appropriate enforcement action shall be taken.

3. Upon citation under this section court appearance is mandatory.

9.24.020 Possession, control, or consumption by persons under 21.

A. AS 04.16.050 is hereby incorporated as if set forth fully herein.

B. Upon citation under this section court appearance is mandatory.

9.24.030 Possession of tobacco by persons under nineteen.

A. A person under 19 years of age may not knowingly possess a cigarette, a cigar, tobacco, or a product containing tobacco in this state. This subsection does not apply to a person who is a prisoner at an adult correctional facility.

B. Upon citation for violation of this section court appearance is mandatory.

9.24.040 Abuse of, endangering.

A. It is unlawful for any person to willfully cause or permit any child to suffer, or inflict thereon, unjustifiable physical pain or mental suffering, or, having the care or custody of any child, to cause or permit the life or limb of such child to be endangered, or the health of such child to be injured, or to willfully cause or permit such child to be

placed in such situation that its life or limb may be endangered, or its health likely to be injured.

B. Upon citation under this section court appearance is mandatory.

9.24.0530 Abuse—Reports to be kept confidential.

Any report made by a licensed physician to the police or public prosecutor of a suspected or actual instance of abuse to a minor as defined in Section 9.24.040~~020~~ shall be confidential, and such report may not be inspected by or disclosed to any person except officers authorized to administer the criminal laws of the city or the state, or a law enforcement officer, or in response to a proper subpoena from a court. Any city employee who violates this section by disclosing or allowing inspection of such report to an unauthorized person shall be guilty of a violation of this chapter, and shall be subject to disciplinary proceedings in accordance with the city code and personnel regulations. ~~immediately discharged from his office of employment. No report made as provided in this section or evidence of the making of such report may be used in a civil action arising out of the report or the making of the report against the physician making the report.~~

9.24.0640 Sale of firearms to.

A. It is unlawful for any person to give, barter, sell, lease or otherwise make available to any person under the age of eighteen years any firearm, including but not limited to pistols, rifles, and shotguns, within the city.

B. Upon citation under this section court appearance is mandatory.

9.24.0750 Selling Sale or giving of tobacco cigarettes to.

A. No person shall commit the offense of selling or giving tobacco to a minor as described in AS 11.76.100. ~~sell cigarettes or tobacco in any form to children under nineteen years of age.~~

B. AS 11.76.100 is hereby incorporated as if set forth fully herein.

C. A person commits the offense of selling or giving tobacco to a minor if the person:

1. Negligently sells a cigarette, a cigar, tobacco, or a product containing tobacco to a person under 19 years of age;

2. Is 19 years of age or older and negligently exchanges or gives a cigarette, a cigar, tobacco, or a product containing tobacco to a person under 19 years of age;

3. Maintains a vending machine that dispenses cigarettes, cigars, tobacco, or products containing tobacco, except as provided in AS 11.76.100 (b);

4. Holds a business license endorsement under AS 43.70.075 and allows a person under 19 years of age to sell a cigarette, a cigar, tobacco, or a product containing tobacco.

D. Violation of this section is punishable by a three hundred dollar fine for a first violation, a four hundred dollar fine for a second violation, and a five hundred dollar fine for a third and each subsequent violation.

9.24.0~~8~~60 Drunkenness, improper conduct, etc., in presence of.

~~It is unlawful for any person, in the presence of any child, to indulge in any degrading, lewd, immoral or vicious habits or practices, or to be habitually drunk in the presence of any child in his care, custody or control. (Ord. 14-06 § 1 (part); prior code § 17-16)~~

A. It is unlawful for any person while caring for a child under 10 years of age to:

1. Cause or allow the child to enter or remain in a dwelling or vehicle in which a controlled substance is stored in violation of AS 11.71; or

2. Be impaired by an intoxicant, whether or not prescribed for the person under AS 17.30 when there is no third person who is at least 12 years of age and not impaired by an intoxicant present to care for the child.

B. In this section:

1. "Impaired" means that a person is unconscious or a person is physically or mentally affected so that the person does not have the ability to care for the basic safety or personal needs of a child with the caution characteristic of a sober person of ordinary prudence;

2. "Intoxicant" has the meaning given in AS 47.10.990;

C. Upon citation under this section court appearance is mandatory.

Chapter 9.28 CONTROLLED SUBSTANCES

Sections:

- 9.28.010 Possession, use of controlled substances.
- 9.28.020 Forfeiture proceedings.
- 9.28.030 Items subject to forfeiture.
- 9.28.040 Seizure and custody of property.
- 9.28.050 Procedure for forfeiture action.
- 9.28.060 Burdens of proof and rebuttable presumptions in certain actions.
- 9.28.070 Petition for release of seized items.
- 9.28.080 Petition for sale of seized item.
- 9.28.090 Disposal of forfeited property.
- 9.28.100 Remittance to claimant.
- 9.28.110 Forfeiture of controlled substances.
- 9.28.120 Definitions.

9.28.010 Possession, use of controlled substances.

A. AS 11.71.010 through 11.71.090 and 11.71.140 through 11.71.900, and such amendments as may be made thereto from time to time, are adopted by reference into this code. Any conduct involving a controlled substance which is declared to be a crime or an offense by the foregoing sections of the Alaska Statutes is unlawful and a violation of code.

B. Each violation of this section is punishable by a fine between one hundred and one thousand dollars. Upon citation under this section court appearance is mandatory. ~~not exceeding three hundred dollars.~~

C. If a violation of this section is a violation of a federal law, state law or the law of another state, a conviction or acquittal under federal law, state law or the law of another state for the same act is a bar to prosecution in this city.

9.28.020 Forfeiture proceedings.

A. Property listed in Section 9.28.030 may be forfeited to the city either upon conviction of the defendant of a violation of Section 9.28.010 or AS 11.71, or upon judgment of a court in a separate civil proceeding in rem. The court may order a forfeiture in the in rem proceeding if it finds that an item specified in Section 9.28.030 was used during or in aid of a violation of Section 9.28.010 or AS 11.71.

B. It is not a defense in an in rem proceeding brought under this section that a criminal proceeding has resulted in a conviction or conviction of a lesser offense for a violation of Section 9.28.010 or AS 11.71.

C. A civil action may be commenced against a criminal defendant to recover property which constitutes the proceeds of a crime, the substituted proceeds of a crime or an

instrumentality of a crime, or to recover a money judgment in an amount equivalent in value to the property which constitutes the proceeds of a crime, the substituted proceeds of a crime or an instrumentality of a crime.

D. A civil action may be commenced against a noncriminal defendant to recover the property which constitutes the proceeds of a crime, the substituted proceeds of a crime or an instrumentality of a crime; provided, however, that a judgment of forfeiture shall be limited to the amount of the proceeds of the crime.

E. Any action under subsections C and D of this section shall be commenced within six years of the commission of the crime and shall be civil, remedial and personal in nature and shall not be deemed to be a penalty or criminal forfeiture for any purpose.

9.28.030 Items subject to forfeiture.

The following may be forfeited to the city:

A. A controlled substance which has been manufactured, distributed, dispensed, acquired, or possessed in violation of this code or AS 11.71;

B. Raw materials, products, and equipment which are used or intended for use in manufacturing, distributing, compounding, processing, delivering, importing, or exporting a controlled substance which is a violation under this code or AS 11.71;

C. Property which is used or intended for use as a container for property described in subsection A or B of this section;

D. A conveyance, including but not limited to aircraft, vehicles or vessels, which has been used or is intended for use in transporting or in any manner in facilitating the transportation, sale, receipt, possession, or concealment of property described in subsection A or B of this section in violation of this code or AS 11.71; however:

1. A conveyance may not be forfeited under this subsection if the owner of the conveyance establishes, by a preponderance of the evidence, at a hearing before the court as the trier of fact, that use of the conveyance in violation of this code or AS 11.71 was committed by another person and that the owner was neither a consenting party nor privy to the violation;

2. A forfeiture of a conveyance encumbered by a valid security interest at the time of seizure is subject to the interest of the secured party if the secured party establishes, by a preponderance of the evidence, at a hearing before the court as the trier of fact, that use of the conveyance in violation of this code or AS 11.71 was committed by another person and that the secured party was neither a consenting party nor privy to the violation;

E. Books, records and research products and materials, including formulas, microfilm, tapes, and data, which are used in violation of Section 9.28.010 or AS 11.71;

F. Money, securities, negotiable instruments, or other things of value used in financial transactions derived from activity prohibited by Section 9.28.010 or AS 11.71;

G. A firearm that is visible, carried during, or used in furtherance of a violation of Section 9.28.010 or AS 11.71;

H. The proceeds of a crime;

I. The substituted proceeds of a crime;

J. An instrumentality of a crime.

9.28.040 Seizure and custody of property.

A. Property listed in Section 9.28.030 may be seized by a peace officer upon an order issued by a court having jurisdiction over the property upon showing of probable cause that the property may be forfeited under this chapter. Seizure without a court order may be made if:

1. The seizure is incident to a valid arrest or a search under a valid search warrant;
2. The property subject to seizure has been the subject of an earlier judgment in favor of the city in a criminal proceeding or civil proceeding in rem under this title or AS 11.71; or
3. There is probable cause that the property was used, is being used, or is intended for use in violation of Section 9.28.010 or AS 11.71 and the property is easily movable; property seized under this subdivision may not be held for more than forty-eight hours without a court order obtained to continue its detention.

B. Property taken or detained under subsection A of this section shall be held in the custody of the department subject only to the orders and decrees of the court having jurisdiction over any forfeiture proceedings. If property is seized under this chapter, the department may:

1. Place the property under seal;
2. Remove the property to a place designated by the court; or
3. Take custody of the property and remove it to an appropriate location for disposition in accordance with law.

C. Within ten days after a seizure under Sections 9.28.020 through 9.28.120, the department shall make an inventory of any property seized, including controlled substances, and shall appraise the value of any items seized other than controlled substances.

9.28.050 Procedure for forfeiture action.

A. Within twenty days after a seizure under Sections 9.28.020 through 9.28.120, the department shall, by certified mail, notify any person known to have an interest in an item with an appraised value of five hundred dollars or more, or who is ascertainable from official registration numbers, licenses, or other state, federal or municipal numbers on the item, of the pending forfeiture action. Additionally, the department shall publish notice of forfeiture action of an item valued at five hundred dollars or more in a newspaper of general circulation in the city, or if no newspaper is published in the city, in a newspaper published in the judicial district and distributed in the city. The notice shall be published once each week during four consecutive calendar weeks. The requirements of this subsection do not apply to the forfeiture of controlled substances which have been manufactured, distributed, dispensed, or possessed in violation of this chapter or AS 11.71, regardless of their value.

B. Upon service or publication of notice of commencement of a forfeiture action under this section, a person claiming interest in the property shall file, within thirty days after the service or publication, a notice of claim setting out the nature of the interest, the date it was acquired, the consideration paid, and an answer to the city's allegations. If a claim and answer is not filed within the time specified, the property described in the city's allegation must be ordered forfeited to the city without further proceedings or showings.

C. Questions of fact or law raised by a notice of forfeiture action and answer of a claimant in an action commenced under this section must be determined by the court sitting without a jury. This proceeding may be held in abeyance until conclusion of any pending criminal charges against the claimant under this chapter or AS 11.71.

9.28.060 Burdens of proof and rebuttable presumptions in certain actions.

A. In a forfeiture action pursuant to Section 9.28.020(C) or (D), the following burdens of proof shall apply:

1. In a forfeiture action commenced by the city against a criminal defendant, the burden shall be upon the city to prove by a preponderance of the evidence the facts necessary to establish a claim for forfeiture.

2. In a forfeiture action commenced by the city against a noncriminal defendant:

a. If the action relates to the proceeds of a crime, the burden shall be upon the city to prove upon a preponderance of the evidence the facts necessary to establish a claim for forfeiture and that the criminal defendant either:

i. Knew or should have known that the proceeds were obtained through the commission of a crime; or

ii. Knowingly obtained his or her interest in the proceeds to avoid forfeiture.

b. If the action relates to the substituted proceeds of a crime, the burden shall be upon the city to prove by a preponderance of the evidence the facts necessary to establish a claim of forfeiture and that the noncriminal defendant either:

i. Knew that the property sold or exchanged to obtain an interest in the substituted proceeds was obtained through the commission of a crime; or

ii. Knowingly obtained his or her interest in the substituted proceeds to avoid forfeiture.

c. If the action relates to an instrumentality of a crime, except as provided for in subsection (A)(2)(a) of this section, the burden shall be upon the city to prove by a preponderance of the evidence the facts necessary to establish a claim for forfeiture and that the noncriminal defendant either:

i. Knew that the instrumentality was or would be used in the commission of a crime; or

ii. Knowingly obtained his or her interest in the instrumentality to avoid forfeiture.

B. In a forfeiture action commenced by the city against a noncriminal defendant pursuant to Section 9.28.020(C) or (D), the following rebuttable presumptions shall apply:

1. A noncriminal defendant who did not pay fair consideration for the proceeds of a crime, the substituted proceeds of crime or the instrumentality of a crime shall be presumed to know that such property was the proceeds of a crime, the substituted proceeds of a crime or the instrumentality of a crime.

2. A noncriminal defendant who obtains an interest in the proceeds of a crime, substituted proceeds of crime or an instrumentality of a crime with knowledge of an order of provisional remedy relating to the property issued pursuant to this code, shall be presumed to know that such property was the proceeds of a crime, substituted proceeds of a crime, or an instrumentality of a crime.

3. A noncriminal defendant who participated in or was aware of a scheme to conceal or disguise the manner in which the noncriminal obtained his or her interest in the proceeds of a crime, substituted proceeds of a crime, or an instrumentality of a crime is presumed to know that such property was the proceeds of a crime, the substituted proceeds of a crime, or an instrumentality of a crime, and shall further be presumed to have knowingly obtained his or her interest in the proceeds, substituted proceeds or instrumentality of a crime to avoid forfeiture.

9.28.070 Petition for release of seized items.

A. A claimant under Section 9.28.050(B) may at any time petition for release of a seized item as follows:

1. To a court in which a warrant for seizure has been issued;

2. To a court in which a criminal or civil action alleging forfeiture of the item has been filed; or

3. Before an action is filed, or if no seizure warrant was issued, to a court in the judicial district in which the violation took place.

B. An item may not be released by the court under subsection A of this section unless the claimant gives adequate assurance that the item will remain subject to the court's jurisdiction and:

1. The court finds that the release is in the best interests of the city; or

2. The claimant provides a bond or other valid and equivalent security equal to twice the assessed value of the item.

9.28.080 Petition for sale of seized item.

A claimant under Section 9.28.050(B) or the city may petition the court for sale of an item before final disposition of court proceedings. The court shall grant a petition for sale upon a finding that the sale is in the best interests of the city and the preservation and maintenance of the item seized. Proceeds from the sale plus interest to the date of final disposition of the court proceedings become the subject of the forfeiture action.

9.28.090 Disposal of forfeited property.

Property forfeited under Sections 9.28.020 through 9.28.120, other than controlled substances and firearms, shall be disposed of by the department in accordance with applicable law. Firearms shall be disposed of as provided in AS 18.65.340. As to property other than firearms or controlled substances, the department may:

A. Destroy property harmful to the public;

B. Sell the property and use the proceeds for payment of all proper expenses of the proceedings for forfeiture and sale, including expenses of seizure, custody and court costs, or for any other municipal purpose;

C. Take custody of the property and authorize its use in the enforcement of this chapter or AS 11.71, or transfer it to another department of the city, the state or a political subdivision of the state for a use in furtherance of the administration of justice;

D. Take custody of the property and remove it for disposition in accordance with law;

E. Forward it to the Drug Enforcement Administration of the United States Department of Justice for disposition;

F. Transfer it to another department of the city for use in furtherance of any municipal purpose.

9.28.100 Remittance to claimant.

A. Upon a showing that a claimant is entitled to remittance under Sections 9.28.020 through 9.28.120, the court shall order that:

1. If the claimant is entitled to the item, it shall be delivered to the claimant immediately;
2. If the claimant is entitled to remittance of some value less than the total value of the item, the claimant is entitled, at the claimant's choice, to receive either the value of the claimant's interest or, upon receipt of payment of the difference in value by the claimant, the entire item.

B. An offender who used an item subject to remission in violation of Section 9.28.010, or AS 11.71, shall be assessed a civil penalty which may not be less than the cost of any lien payment or remittance made by the city plus the reasonable costs of the seizure.

9.28.110 Forfeiture of controlled substances.

A. A controlled substance manufactured, possessed, transferred, sold, or offered for sale in violation of this chapter is contraband and must be seized and summarily forfeited to the city. The department is responsible for the disposal of controlled substances which have been forfeited. The controlled substances shall be disposed of in accordance with procedures and requirements prescribed by the Alaska Commissioner of Public Safety for disposal of controlled substances forfeited to the state pursuant to AS 11.70 or 17.30.

B. Plants from which controlled substances may be derived and which have been planted or cultivated in violation of this chapter or which are grown in the wild may be seized and summarily forfeited to the city.

9.28.120 Definitions.

In Section 9.28.020 through this section:

"Crime" means a crime, offense or violation of Section 9.28.010 or AS 11.71.

"Criminal defendant" means a person who has criminal liability for a crime.

"Defendant" means a person against whom a forfeiture action is commenced and includes a "criminal defendant" and a "noncriminal defendant."

"Department" means the Valdez police department.

"Fair consideration" means consideration given for property or obligation:

1. When in exchange for such property or obligation as a fair equivalent therefor, and in good faith, property is conveyed or an antecedent debt is satisfied; or

2. When such property or obligation is received in good faith to secure a present advance or antecedent debt in amount not disproportionately small as compared with the value of the property or obligation obtained.

“Instrumentality of a crime” means any property other than real property and any buildings, fixtures, appurtenances and improvements thereon, whose use contributes directly and materially to the commission of a crime.

“Noncriminal defendant” means a person other than a criminal defendant who possesses an interest in the proceeds of a crime, the substituted proceeds of a crime or an instrumentality of a crime.

“Proceeds of a crime” means any property obtained through the commission of a crime, and includes any appreciation in value of such property.

“Property” means and includes real property, personal property, money, negotiable instruments, securities or anything of value or any interest in a thing of value.

“Substituted proceeds of a crime” means any property obtained by the sale or exchange of proceeds of a crime and any gain realized by such sale or exchange.

Chapter 9.32

WEAPONS

Sections:

9.32.010 ~~Discharge~~ Carrying and discharge of firearms.

9.32.020 Carrying of firearms.

9.32.030 ~~20~~ Hunting.

9.32.010 Discharge of firearms. ~~Carrying and discharge of firearms.~~

A. No person may discharge a firearm within the city except:

1. At the rifle range located on Airport Road north of the Valdez airport;
2. At the Valdez High School small bore range;
3. At the police shooting range located on Airport Road north of the Valdez airport;
4. At Robe Lake and adjoining wetlands, using shotguns only;
5. Within that enclosed area bounded on the west by the eastern shore of the Valdez Glacier Stream, on the north by Richardson Highway right-of-way (one hundred fifty feet south of the highway centerline), on the east by the western edge of the access road from the Richardson Highway (approximately two and one-half miles) to the mouth of the Robe River and on the south by the shoreline between the mouth of the Lowe River and the Glacier Stream, using shotguns only;

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6. Within that enclosed area between Airport Road and the west bank of the Valdez Glacier Stream from a line parallel to the Richardson Highway beginning on Airport Road one-fourth mile north of the east junction of the Airport Road and Airport Terminal access road and ending on the west bank of the Valdez Glacier Stream, to the toe of the Valdez Glacier, using shotguns only;

7. By a law enforcement officer acting within the scope and authority of his employment;

8. In defense of persons;

9. While the person is assisting a law enforcement officer in the performance of duty; or

10. In any area of the city satisfying all of the following conditions:

a. Farther than one-half mile from the Richardson Highway or any inhabited subdivision or occupied industrial site; and

b. Outside of the area enclosed by a line described as follows:

Beginning at the west bank of the mouth of Mineral Creek then to the westerly end of the Mineral Creek bridge, then easterly to the two-thousand-foot elevation of the hill northeast of the water tower, then easterly following the two-thousand-foot elevation to a point on the east side of the Valdez Glacier, then to the westernmost point of Robe Lake, then along the northern shoreline to the northeast tip of Robe Lake, then along Deep Creek to the five-hundred-foot elevation to the point north of the Richardson Highway at Milepost 11, then south across the Richardson Highway to the north bank of the Lowe River, then straight northwesterly to the point of beginning.

B. Violation of this section is punishable by a fine of one hundred dollars for a first violation; two hundred dollars for a second violation; three hundred dollars for a third violation; and five hundred dollars for a fourth or any subsequent violation. ~~No person may carry a loaded firearm on his person within an area of the city where discharge of the firearm is prohibited except:~~

~~1. A law enforcement officer acting within the scope and authority of his employment;~~

~~2. In the person's own dwelling or on one's owned or leased property or own vehicle;~~

~~3. On business premises in the course of employment for an owner or lessee of the premises;~~

~~4. While the person is actually engaged in lawful hunting, fishing, trapping or other lawful outdoor activity; or~~

5. ~~Having a valid permit for the carrying of a concealed handgun as provided for by state statute and in compliance with all provisions pertaining to and regulating the carrying of a concealed handgun by permit.~~

9.32.020 Carrying of firearms.

A. No person may carry a firearm on his person where prohibited by AS 11.61.190-AS 11.61.220 or as otherwise prohibited by state law.

B. Upon citation for violation of this section court appearance is mandatory.

9.32.0320 Hunting.

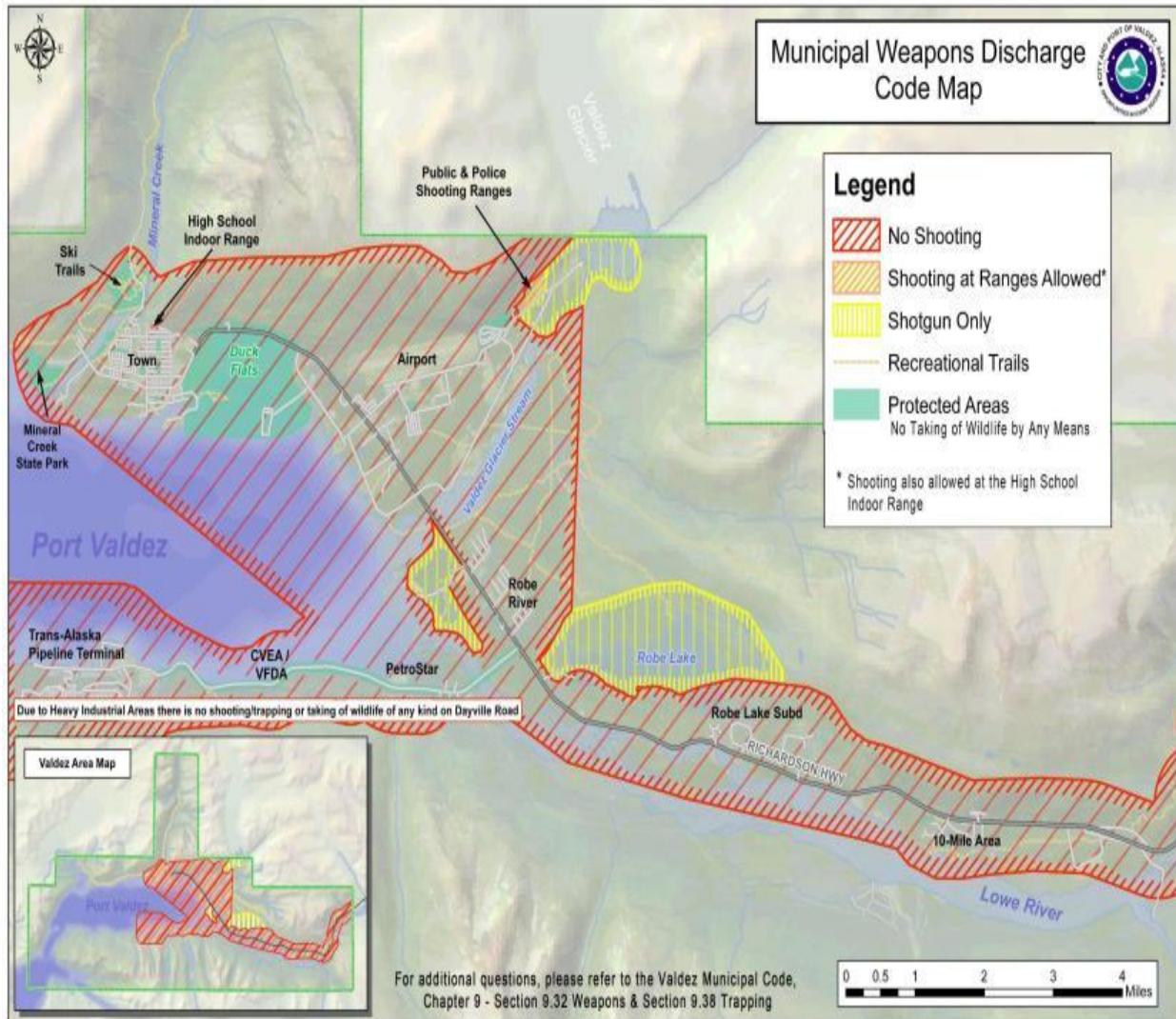
A. No person shall take wildlife by any means within the area known as the Valdez duck flats, which is defined as that area bounded on the east by Mineral Creek Loop Road, on the west by the Richardson Highway, on the south by a line extending from the Valdez Container Terminal to and including Dock Point and on the north by elevation of one thousand feet.

B. No person shall take wildlife by any means within five hundred feet of the cross-country ski trails, located in Mineral Creek Canyon as designated on Exhibit A to Section 12.08.010.

C. No person shall take wildlife by any means within the area known as Mineral Creek State Park, which is defined as a fifty-acre parcel known as Tract A-2, ASLS 99-21; and a 91.68-acre portion of U.S. Survey 5113 bounded on the north by Raven Subdivision and Tract A-1, ASLS 79-117, on the east by Tract A-1, ASLS 79-117, on the south by Blueberry Subdivision and Port Valdez, and on the west by Tract A-2, ASLS 99-21.

D. "Take wildlife" means intentionally, knowingly, recklessly, or with criminal negligence pursuing, hunting, fishing, trapping, or in any manner disturbing, capturing, or killing or attempting to pursue, hunt, fish, trap, or in any manner capture or kill fish or game.

E. Upon citation under this section court appearance is mandatory.



(Ord. 14-06 § 1 (part))

Chapter 9.36

EMERGENCY PREPAREDNESS

Sections:

- 9.36.010 Incident management—Established.
- 9.36.020 Incident management—Composition.
- 9.36.030 Manager.
- 9.36.040 Emergency preparedness team—Policy.
- 9.36.050 Duties and functions of emergency manager.

9.36.010 Incident management—Established.

There is established an incident management team for the city, as an agency within the city government, to be composed of the city manager and such other persons that he or she may appoint from time to time.

9.36.020 Incident management—Composition.

All city officers and employees, together with those volunteer forces enrolled to aid them prior to, during, or immediately following a disaster, shall constitute the incident management response as provided by law.

9.36.030 Manager.

The city manager shall appoint an emergency manager and a staff to serve at the pleasure of the city manager.

9.36.040 Emergency preparedness team—Policy.

There is created an emergency preparedness team as part of city administration. Such emergency preparedness team, as an agency of the government, will discuss the economic, political, legal, and social implications of both the threat and the response to emergency situations to determine general policy and procedures required for these events. The emergency preparedness team will be composed of the mayor, the city manager, assistant city manager, police chief, fire chief, public information officer, LEPC representative, and such others as deemed required by the city manager.

9.36.050 Duties and functions of emergency manager.

The emergency manager shall cause to have prepared an emergency preparedness plan which he or she shall review and keep up to date as the occasion demands. A copy of the emergency preparedness plan shall be filed with the city clerk. Distribution and maintenance of such plan shall be set by the emergency preparedness team.

Chapter 9.38

TRAPPING

Sections:

- 9.38.010 Purpose of chapter.
- 9.38.020 Definitions.
- 9.38.030 Trapping allowed.
- 9.38.040 Qualifications to trap.
- 9.38.050 Identification of traps.
- 9.38.060 Registration.
- 9.38.070 Unsafe traps.
- 9.38.080 Other exceptions.
- 9.38.090 Violation - Penalty

9.38.010 Purpose of chapter.

It is the purpose of this chapter to protect the citizens from hazardous devices and to protect domesticated animals and pets from damage and destruction which may result from uncontrolled trapping.

9.38.020 Definitions.

The following words and phrases shall have the meanings respectively ascribed to them by this section:

“Trap” means any device used for the purpose of catching, capturing, snaring, holding or killing animals.

“Trapping” means the placing or setting of traps with the intent to catch animals. This definition does not apply to the catching of animals within a dwelling place or garage, shed or barn.

9.38.030 Trapping allowed.

Trapping for both recreational and for subsistence purposes is allowed within the Valdez city limits except that:

- A. Trapping shall not be allowed within one-half mile in any direction of an occupied subdivision.
- B. Trapping shall not be allowed within five hundred feet of any road, excluding bridges and culverts outside the downtown area and past the duck flats. No trapping is allowed within the area known as the Valdez duck flats, which is defined as that area bounded on the east by Mineral Creek Loop Road, on the west by the Richardson Highway, on the south by a line extending from the Valdez Container Terminal to and including Dock Point and on the north by elevation of one thousand feet.

C. Snare-only trapping areas shall include portions of Mineral Creek Canyon and all areas northeast of the Richardson Highway from Airport Road to the Glacier Stream Bridge. No trapping is allowed within five hundred feet of the Mineral Creek trails, located in Mineral Creek Canyon as designated on Exhibits A and B to Section 12.08.010.

D. No trapping is allowed within the area known as Mineral Creek State Park, which is defined as a fifty-acre parcel known as Tract A-2, ASLS 99-21; and a 91.68-acre portion of U.S. Survey 5113 bounded on the north by Raven Subdivision and Tract A-1, ASLA 79-117, on the east by Tract A-1, ASLA 79-117, on the south by Blueberry Subdivision and Port Valdez, and on the west by Tract A-2, ASLA 99-21.

9.38.040 Qualifications to trap.

All persons who trap within the Valdez city limits shall show proof of completion of an approved trapping safety class conducted by the City of Valdez Animal Control Department and valid trapper's license. Copies of trapping licenses shall be provided to the City of Valdez Animal Control Department ~~city clerk~~.

9.38.050 Identification of traps.

A. All traps shall include a permanent metal tag on which is stamped or etched the trapper's name and phone number.

B. All traps and all trap lines shall be marked with a legible warning sign appropriately set and height-adjusted (i.e., for snow level). Said signs shall be clearly visible on a weather-resistant surface and with the numbers and letters, at least one inch high, in a bright fluorescent color that contrasts with the color of the sign. Each trapper is responsible for placement and maintenance of proper signage.

9.38.060 Registration.

All trappers shall register the exact locations of their trap lines with the city of Valdez Animal Control ~~police department~~. If requested, this information will be made available to the public.

9.38.070 Unsafe traps.

Any traps deemed unsafe by a law officer will be removed immediately. The law officer shall attempt to notify the owner of the trap.

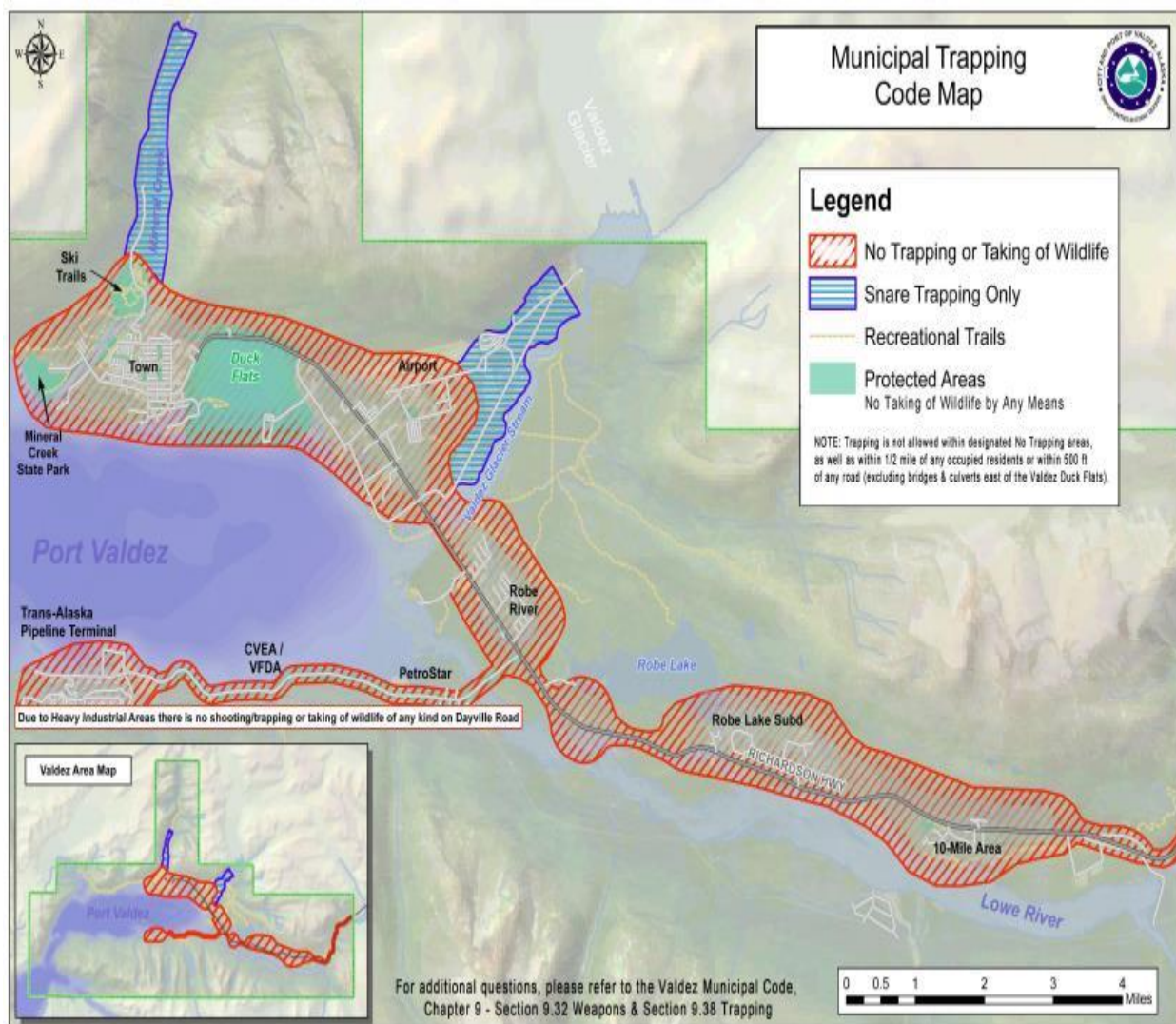
9.38.080 Other exceptions.

The chief of police or the chief's designee shall have the absolute authority to authorize trapping within a restricted area within the Valdez city limits as is deemed necessary to protect public health and safety. Examples of exceptions include, but are not limited to, the following:

- A. Employees or agents of governmental units or agencies who, using live traps, in the course of their duties, are required to trap animals or birds for authorized purposes.
- B. Scientists in their work of identifying and studying wildlife, animals and birds for scientific purposes.
- C. Persons who have specific animal nuisance problems.

9.38.090 Violation – Penalty

Violation of sections 9.38.010 – 9.38.070 is punishable by a minimum fine of fifty dollars. Upon citation under sections 9.38.010 – 9.38.070 court appearance is mandatory.



(Ord. 14-06 § 1 (part))

Section 2. This ordinance takes effect immediately upon passage and approval.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, this _____ day of _____, 2017.

CITY OF VALDEZ, ALASKA

Ruth E. Knight, Mayor

ATTEST:

Sheri L. Pierce, MMC, City Clerk

APPROVED AS TO FORM:

Anthony S. Guerriero, City Attorney
Brena, Bell, & Clarkson, P.C.

First Reading:
Second Reading:
Adoption:
Yeas:
Nays:
Absent:
Abstain:

CITY OF VALDEZ, ALASKA

RESOLUTION NO. 17-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VALDEZ,
ALASKA, ENDORSING THE PRINCE WILLIAM SOUND REGIONAL
CITIZENS' ADVISORY COUNCIL FOR RECERTIFICATION BY THE U.S.
COAST GUARD

WHEREAS, the Prince William Sound Regional Citizens' Advisory Council (RCAC) is seeking recertification as the alternate voluntary advisory group for Prince William Sound as set forth in the Oil Pollution Act of 1990; and

WHEREAS, the City Council of the City of Valdez is familiar with specific projects which the Prince William Sound RCAC has been involved in and contributed to in a positive manner that benefit the residents of the City of Valdez; and

WHEREAS, the Prince William Sound RCAC oil spill response operations program monitors the operational readiness of Alyeska's Ship Escort Response Vessel System and the tanker companies, and through participation in major Prince William Sound oil spill drills, training and exercises assures that the council itself is prepared to respond to oil spills and other emergencies; and

WHEREAS, the Prince William Sound RCAC contributes to the prevention of oil spills and plans for spill response through the review of and input into the contingency oil spill prevention and response plans for the Valdez Marine Terminal and TAPS shippers; and

WHEREAS, Prince William Sound RCAC provides public outreach in multiple Exxon Valdez oil spill region communities on many issues, most recent topics include changes to U.S. ballast water regulations affecting Alaska's coastal tanker trade, including current issues regarding certification of ballast water treatment systems; the new Alaska Dispersant Use Plan; the marine services transition from Crowley Maritime to Edison Chouest Offshore; and suggested changes to the Regional Stakeholder Committee process and oil spill area planning for the State of Alaska; and

WHEREAS, this past year, Prince William Sound RCAC piloted a project, in conjunction with Alyeska/SERVS staff, to share the fishing vessel program's annual oil spill training with local citizens. PWSRCAC chartered a passenger vessel out of Seward which took over 90 local youth and residents to learn about SERV's oil spill training for local fishermen and mariners; and

WHEREAS, Prince William Sound RCAC continues to provide tremendous value towards improving the maritime firefighting risks for coastal Alaska by coordinating marine firefighting symposiums which leverage state funding to allow coastal communities to send their firefighters to training facilities at AVTEC in Seward; and

WHEREAS, Prince William Sound RCAC continues to advocate for increased frequency and increased technical rigor for piping and tank inspections for aging terminal piping and storage tanks and other associated crude oil infrastructure, essential for the continued safe spill-free operation of these assets into the future; and

WHEREAS, Prince William Sound RCAC works with industry and regulators to ensure response readiness, evaluate risks, and propose solutions with the primary goal to prevent complacency in the oil industry and government agencies so that it shall never become a factor in a future oil spill.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, that:

The Valdez City Council hereby encourages the U.S. Coast Guard to recertify the Prince William Sound RCAC as the alternative voluntary advisory group as set forth in the Oil Pollution Act of 1990.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, this 21st day of February, 2017.

CITY OF VALDEZ, ALASKA

Ruth E. Knight, Mayor

ATTEST:

Sheri L. Pierce, MMC, City Clerk

CITY OF VALDEZ ALASKA

RESOLUTION NO. 17-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VALDEZ,
ALASKA SUPPORTING SENATE BILL 7, ESTABLISHING A MUSEUM
CONSTRUCTION GRANT PROGRAM IN THE DEPARTMENT OF
COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT

WHEREAS, the Legislature of the State of Alaska, in its current legislative session, will be considering whether to approve SB 7, acts establishing a matching grant program for museum construction, expansion, and major renovation; and

WHEREAS, an entity, individual, organization, or municipality in charge of construction, expansion, or major renovation of an eligible museum may apply to the department for a matching grant under regulations adopted by the department; and

WHEREAS, subject to appropriation, the department shall award not more than 50 percent of the total proposed grant project costs to an eligible applicant; and

WHEREAS, "major renovation" means a significant physical upgrade that allows a museum to better preserve artifacts and present artifacts to the public or improve space to allow a museum to provide improved educational services to the public; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Valdez, Alaska, that:

The Valdez City council hereby supports Alaska State Senate Bill 7, acts establishing a museum construction grant program in the Department of Commerce, Community, and Economic Development.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, this 21st day of February, 2017.

CITY OF VALDEZ, ALASKA

Ruth E. Knight, Mayor

ATTEST:

Sheri L. Pierce, MMC, City Clerk

CITY OF VALDEZ, ALASKA

RESOLUTION NO. 17-06

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VALDEZ,
ALASKA, SUPPORTING THE REBUILDING OF THE CORDOVA SOUTH
HARBOR

WHEREAS, the Cordova South Harbor was constructed in 1983 with an expected life of 30 years; and

WHEREAS, the PN&D Engineering September 2016 "Assessment of the Cordova South Harbor" report indicates that the harbor is in an advanced and accelerating rate of decline; and

WHEREAS, the City of Valdez supports the efforts by the City of Cordova to rebuild the Cordova South Boat Harbor, a highly necessary and utilized community and regional infrastructure which provides support for regional personal subsistence hunting and fishing, and commercial and industrial uses; and

WHEREAS, Cordova is a regional port serving the fisheries of Prince William Sound and has grown to become the third largest seafood delivery port in Alaska and ranked as high as the fifth largest seafood delivery port in the United States, and

WHEREAS, bringing the harbor back to safe and functional operation by replacing the aged infrastructure and bringing it up to current codes will assure decades of service to the community of Cordova and the Prince William Sound region; and

WHEREAS, rebuilding a regional harbor is a large infrastructure investment that exceeds the capacity of a small community to finance.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, that:

The City of Valdez supports rebuilding the Cordova South Harbor as a necessary and positive investment in critical infrastructure for the community of Cordova and the Prince William Sound region.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, this 21st day of February, 2017.

CITY OF VALDEZ, ALASKA

ATTEST:

Ruth E. Knight, Mayor

Sheri L. Pierce, MMC, City Clerk

HUMAN RESOURCES REPORT TO CITY COUNCIL

Terminations:

Ragsdale, Dennis-City Manager	Administration	Resignation effective 1/3/17
Briggs, Ashley-Project Manager I	Capital Facilities	Resignation effective 2/3/17
Talbott, Keri-Planning Technician	Community Development	Resignation effective 2/21/17
Aaron Gerrard-Public Safety Technician	Police Department	Resignation effective 3/8/17

Welcoming:

McCumby, Scott-Police Officer	Police Department	1/5/17
Wiles, Matthew-Police Officer	Police Department	1/17/17
Lardy, Lydia-Customer Service Representative	Clerks Office	1/17/17
Peck, Michael-Animal Shelter Attendant/CSO	Animal Shelter	1/30/17
Meadows, Jake-Ports Maintenance Manager	Ports and Harbor	1/30/17
Doom, Elke-City Manager	Administration	2/6/17

Advertised positions soon to interview:

Teen Center Supervisor 70%	Open until filled
Project Manager I	Closed 2/10/17
Harbor Office Manager	Closed 2/10/17

Open positions not yet advertised:

GIS Manager-Pending approval from City Manager to post
Financial Analyst-Pending approval from City Manager to post
Long Range Sr. Planner-Pending approval from City Manager to post
Building Maintenance Tech-2/9/17 Approved by City Manager to post

From: [Brett O'Bray](#)
To: [Jennifer Patton](#)
Subject: RE: Fire Station One Periodic Monitoring January 2017
Date: Tuesday, February 07, 2017 9:43:03 AM
Attachments: [image001.jpg](#)
[City of Valdez Fire Station One Mold Report 01-12-17.pdf](#)

Good morning Jennifer I apologize for the typo. Sample numbers 007 and 008 were found to respectively have spore counts of 160 and 110 spores per cubic meter. These are results that are background levels that are just above the limit of detection. These sample results are not indicative of current fungal amplification, are ubiquitous, and typically are found in most residences and commercial structures. No moisture indicating spores were detected in sample results. Indoor air quality is incredibly clean, and suitable for occupancy. I have amended the table and attached it for your review. I hope you enjoy the rest of your week.

Thank you for your business.

Brett O'Bray-CMC
Vice President
White Environmental Consultants Inc.
Office 907-258-8661
Mobile 907-748-2733
WEC Logo



From: Jennifer Patton [mailto:jpatton@ci.valdez.ak.us]
Sent: Tuesday, February 7, 2017 8:04 AM
To: Brett O'Bray <Obray@wecenv.com>
Subject: FW: Fire Station One Periodic Monitoring January 2017

Good Morning Brett,

Please see the comments below from Jason.

Thank you,

Jennifer Patton

Project Manager, Capital Facilities Dept.
City of Valdez
PO Box 307

Pioneer Field Ste. 201
Valdez, AK 99686
Ph: 907-835-5478
Cell: 404-272-3804
Fx: 907-835-5574
jpatton@ci.valdez.ak.us

From: Jason Miles
Sent: Monday, February 06, 2017 5:51 PM
To: Jennifer Patton
Subject: RE: Fire Station One Periodic Monitoring January 2017

Jennifer,
Please ask why the report does not match the lab results in one instance. Sample #7 should be 160 in the report, it appears, to match the lab result - not <53 as stated in the report. Also, are those two samples indicative of a problem? I don't know if we are to assume that these two results above 53 are still acceptable. His e-mail and report indicate there are no issues, I believe, but please have him confirm that with regard to these two particular test results that are above 53. Thanks.

Jason

From: Jennifer Patton
Sent: Monday, February 06, 2017 4:40 PM
To: Jason Miles
Subject: FW: Fire Station One Periodic Monitoring January 2017

Here are the mold samples results for the fire station first quarter 2017.

Jennifer Patton

Project Manager, Capital Facilities Dept.
City of Valdez
PO Box 307
Pioneer Field Ste. 201
Valdez, AK 99686
Ph: 907-835-5478
Cell: 404-272-3804
Fx: 907-835-5574
jpatton@ci.valdez.ak.us

From: Brett O Bray [<mailto:Obray@wecenv.com>]
Sent: Monday, February 06, 2017 3:17 PM
To: Jennifer Patton
Subject: Fire Station One Periodic Monitoring January 2017

Here you are, all good at the station this quarter, hope you had a great super bowl weekend.

Respectfully

Brett O'Bray-CMC

Vice President

White Environmental Consultants Inc.

Office 907-258-8661

Mobile 907-748-2733

WEC Logo





383 Industrial Way, Suite 300 Anchorage Alaska 99501

January 30th, 2017

City of Valdez
212 Chenega Ave
Valdez, AK 99686

Attn: Jennifer Patton

RE: Fire Station One – Microbial IAQ Screening 01-12-17

On January 12th, 2017, White Environmental Consultants (WEC) performed IAQ (indoor air quality) inspection and sampling within the vehicle bays, EMS supply room, living quarters and day room of Fire Station One located in Valdez, Alaska. Air samples were collected at the request of our client, The City of Valdez. WEC spread representative sampling in and around the areas of concern. There was no visible microbial growth within the areas of concern at the time of inspection.

Microbial IAQ air samples were collected from the first and second floors of the structure, and one microbial IAQ air sample was collected outdoors for comparison purposes. Allergenco D cassettes were utilized for all air samples collected at the property. The air quality at the time of inspection was acceptable, with no discernable amounts of fungal spores present in the sampling locations.

Particulate Air Sampling – Allergenco D Cassette

The Allergenco D air quality sampler is a particulate sampling cassette designed for the rapid collection and analysis of a wide range of airborne aerosols including mold spores, pollen, insect parts and skin fragments. This sampling device is useful in providing rapid analysis of airborne contaminants in indoor air quality testing, allergy testing and flood restoration monitoring. The results are reported as a total, meaning spores counted can include both viable and non-viable fungal spores.

WEC collected six Allergenco D indoor air quality samples total. (See attached analytical results)

Air Sample Results

Client ID #	Collection Date	Sample Description	Sample Location	Results Total Fungal Spores Count/M ³
001	01/12/17	Allergenco D	Outside Building	<53
002	01/12/17	Allergenco D	West side ambulance bay	<53
003	01/12/17	Allergenco D	East side ambulance bay	<53
004	01/12/17	Allergenco D	Living quarters, west side	<53
005	01/12/17	Allergenco D	Living quarters, east side	<53
006	01/12/17	Allergenco D	Day room, south end	<53
007	01/12/17	Allergenco D	Day room, north end	160
008	01/12/17	Allergenco D	Hallway in front of EMS room	110
009	01/12/17	Allergenco D	Fire engine bay, center	<53
010	01/12/17	Allergenco D	EMS supply room	<53

<53= Below Limit of detection

Conclusions

The following conclusions are based on our inspection of visually accessible areas and the results of microscopic examination of air samples:

- No Signs of visible microbial growth were detected at the time of inspection.
- Areas of concern were dry.
- Fungi and fungi levels found during sampling are typical and does not represent current active fungal amplification within the areas of concern. No moisture indicating spores were detected in samples upon analysis.
- Relative humidity levels were at acceptable levels at all sampling locations.
- Sample correlation show fungal types extremely similar to what would be typical for the weather conditions and the season of the year and building conditions. All other fungi types illustrate non-significant amounts of fungal spore that typically would be seen at the current season and time of year. In summary, on the basis of this mold screening investigation, WEC offers the following recommendations:
- If MVOC's are detected in the future search for possible water intrusion and repair under restoration conditions by a licensed certified remediation firm.
- Maintain humidity levels below 60% to discourage mold growth.

Respectfully,



Brett O'Bray - CMC (Board Certified Microbial Consultant)
Vice President
White Environmental Consultants Inc.



S.O.P 4.3.24

Client: White Environmental Consult
Address: 383 Industrial Way Suite 300
Anchorage, AK 99501

Date Sampled: 1/12/2017
Date Received: 1/16/2017
Date Reported: 1/17/2017
Project Name: Fire Station One
Project Number: 001 17

1-800-244-8378 Phone
1-207-873-7022 FAX
227 China Rd., Winslow,
Maine 04901
www.NeLabServices.com

Sample Type: SPORE TRAP

Analysis Report - Spore Trap Direct Exam

Sample Description	001		002		003		004		005	
Sample Number	101700330		101700331		101700332		101700333		101700334	
Volume Sampled	75		75		75		75		75	
Background Debris	3		2		3		2		2	
	Raw Ct.	Ct./m3	Raw Ct.	Ct./m3	Raw Ct.	Ct./m3	Raw Ct.	Ct./m3	Raw Ct.	Ct./m3
Total Mold Spores & Fragments	0	<53	0	<53	0	<53	0	<53	0	<53
Cladosporium										
Unknown Spores										
Comments	-		-		-		-		-	

(1) Debris Rating Scale: 0 = No trace visible; 5 = Contiguous debris. Background debris levels greater than 3 indicate poor visibility for the analyst reading the slide, which can result in under-counting of small spores such as those from members of the Aspergillus/Penicillium-like group.

Note: Values may not appear to be additive due to rounding of numbers. 100% of Sample Trace examined for anomalies, spore clusters and Stachybotrys / Memnionella spores.

Reporting limits vary depending on amount of air sampled. 30L - 133 counts/m³, 75L - 53 counts/m³, 150L - 27 counts/m³.

No discernable field blank was submitted with these samples.

Report Reviewed By:



Brett Goodrich, Manager, Environmental Microbiology Dept.

Analytical results and reports are generated by NEL at the request of and for the exclusive use of the person or entity (client) named on this report. Results, reports or copies of same will not be released by NEL to any third party without the prior express written consent from the client named in this report. This report applies only to those samples taken at the time, place and location referenced by the client. This report makes no express or implied warranty or guarantee as to the sample methodology used by the individual performing the sampling unless sampling was performed by NEL. The client is solely responsible for the use and interpretation of these results and NEL makes no express or implied warranties as to such use or interpretation. NEL is not able to make and does not make a determination as to the soundness or safety of a product, environment or property from only the samples sent to their laboratory for analysis. Unless otherwise specified by the Client, NEL reserves the right to dispose of all samples after the testing of such samples is sufficiently completed or after a thirty-day period, whichever period is greater. Samples for Microbiology that degrade rapidly or pass their hold times will be retained for shorter periods or not at all. NEL liability extends only to the cost of the testing.

Client: White Environmental Consult
Address: 383 Industrial Way Suite 300
Anchorage, AK 99501

Date Sampled: 1/12/2017
Date Received: 1/16/2017
Date Reported: 1/17/2017
Project Name: Fire Station One
Project Number: 001 17

1-800-244-8378 Phone
1-207-873-7022 FAX
227 China Rd., Winslow,
Maine 04901
www.NeLabServices.com

Sample Type: SPORE TRAP

Analysis Report - Spore Trap Direct Exam

Sample Description	006		007		008		009		010	
Sample Number	101700335		101700336		101700337		101700338		101700339	
Volume Sampled	75		75		75		75		75	
Background Debris	2		3		4		2		4	
	Raw Ct.	Ct./m3	Raw Ct.	Ct./m3	Raw Ct.	Ct./m3	Raw Ct.	Ct./m3	Raw Ct.	Ct./m3
Total Mold Spores & Fragments	0	<53	3	160	2	110	0	<53	0	<53
Cladosporium					1	53				
Unknown Spores			3	160	1	53				
Comments	-		-		-		-		-	

(1) Debris Rating Scale: 0 = No trace visible; 5 = Contiguous debris. Background debris levels greater than 3 indicate poor visibility for the analyst reading the slide, which can result in under-counting of small spores such as those from members of the Aspergillus/Penicillium-like group.

Note: Values may not appear to be additive due to rounding of numbers. 100% of Sample Trace examined for anomalies, spore clusters and Stachybotrys / Memnionella spores.

Reporting limits vary depending on amount of air sampled. 30L - 133 counts/m³, 75L - 53 counts/m³, 150L - 27 counts/m³.

No discernable field blank was submitted with these samples.

Report Reviewed By:



Brett Goodrich, Manager, Environmental Microbiology Dept.

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WHITE
ENVIRONMENTAL
CONSULTANTS INC.

383 Industrial Way, Ste. 300 Anchorage AK 99501
Phone: (907) 258-8661 Fax: (907) 258-8662

PROJECT NAME Fine Station One Periodic Monitoring
LOCATION Valdez AK PROJECT # 001-17
CLIENT City of Valdez DATE 01/12/17
CLIENT PROJECT # 1 SHEET # 1 OF 2

FIELD DATA SHEET – IAQ AIR SAMPLING

ANALYSIS REQUESTED AD-001	TURNAROUND REQUESTED <u>standard</u>	NUMBER OF SAMPLES <u>(10)</u>	ROTOMETER IDENTIFICATION <u>R10898</u>
COLLECTED BY (signature) <u>[Signature]</u>	COLLECTION DATE <u>01/12/17</u>	SELECTED LABORATORY NEL	ANALYST SIGNATURE
RELINQUISHED BY <u>[Signature]</u>	DATE/TIME <u>01/13/17</u>	SAMPLES RECEIVED BY	DATE/TIME
COMMENTS			

Lab ID#	Sample ID# <u>001</u>	Location <u>outside bldg</u>	START TIME <u>245</u>	FLOW (l/min) <u>15</u>	TOTAL VOL (L) <u>75</u>
	Sample Type <u>ST</u>		STOP TIME <u>250</u>	FLOW (l/min) <u>15</u>	
	Pump ID# <u>2320</u>	Temp. <u>25°F</u> RH <u>57%</u>	TOTAL TIME <u>5min</u>	AVG. FLOW <u>15</u>	
Lab ID#	Sample ID# <u>002</u>	Location <u>west side ambulance bay</u>	START TIME <u>253</u>	FLOW (l/min) <u>15</u>	TOTAL VOL (L) <u>75</u>
	Sample Type <u>ST</u>		STOP TIME <u>258</u>	FLOW (l/min) <u>15</u>	
	Pump ID# <u>2320</u>	Temp. <u>66°F</u> RH <u>23%</u>	TOTAL TIME <u>5min</u>	AVG. FLOW <u>15</u>	
Lab ID#	Sample ID# <u>003</u>	Location <u>east side ambulance bay</u>	START TIME <u>300</u>	FLOW (l/min) <u>15</u>	TOTAL VOL (L) <u>75</u>
	Sample Type <u>ST</u>		STOP TIME <u>305</u>	FLOW (l/min) <u>15</u>	
	Pump ID# <u>2320</u>	Temp. <u>66°F</u> RH <u>23%</u>	TOTAL TIME <u>5min</u>	AVG. FLOW <u>15</u>	
Lab ID#	Sample ID# <u>004</u>	Location <u>living quarters west side</u>	START TIME <u>312</u>	FLOW (l/min) <u>15</u>	TOTAL VOL (L) <u>75</u>
	Sample Type <u>ST</u>		STOP TIME <u>317</u>	FLOW (l/min) <u>15</u>	
	Pump ID# <u>2320</u>	Temp. <u>64°F</u> RH <u>20%</u>	TOTAL TIME <u>5min</u>	AVG. FLOW <u>15</u>	
Lab ID#	Sample ID# <u>005</u>	Location <u>living quarters east side</u>	START TIME <u>320</u>	FLOW (l/min) <u>15</u>	TOTAL VOL (L) <u>75</u>
	Sample Type <u>ST</u>		STOP TIME <u>325</u>	FLOW (l/min) <u>15</u>	
	Pump ID# <u>2320</u>	Temp. <u>64°F</u> RH <u>20%</u>	TOTAL TIME <u>5min</u>	AVG. FLOW <u>15</u>	
Lab ID#	Sample ID# <u>006</u>	Location <u>Dry room south end</u>	START TIME <u>328</u>	FLOW (l/min) <u>15</u>	TOTAL VOL (L) <u>75</u>
	Sample Type <u>ST</u>		STOP TIME <u>333</u>	FLOW (l/min) <u>15</u>	
	Pump ID# <u>2320</u>	Temp. <u>65°F</u> RH <u>19%</u>	TOTAL TIME <u>5min</u>	AVG. FLOW <u>15</u>	
Lab ID#	Sample ID# <u>007</u>	Location <u>Dry room north end</u>	START TIME <u>337</u>	FLOW (l/min) <u>15</u>	TOTAL VOL (L) <u>75</u>
	Sample Type <u>ST</u>		STOP TIME <u>342</u>	FLOW (l/min) <u>15</u>	
	Pump ID# <u>2320</u>	Temp. <u>65°F</u> RH <u>19%</u>	TOTAL TIME <u>5min</u>	AVG. FLOW <u>15</u>	



WHITE
ENVIRONMENTAL
CONSULTANTS INC.

383 Industrial Way, Ste. 300 Anchorage AK 99501
Phone: (907) 258-8661 Fax: (907) 258-8662

PROJECT NAME Fine Station One Periodic Monitoring
LOCATION Valdez AK PROJECT # 001-17
CLIENT City of Valdez DATE 01/12/17
CLIENT PROJECT # _____ SHEET # 2 OF 2

FIELD DATA SHEET – IAQ AIR SAMPLING

ANALYSIS REQUESTED AD-001	TURNAROUND REQUESTED <u>standard</u>	NUMBER OF SAMPLES <u>(10)</u>	ROTOMETER IDENTIFICATION <u>R10898</u>
COLLECTED BY (signature) 	COLLECTION DATE <u>01/12/17</u>	SELECTED LABORATORY NEL	ANALYST SIGNATURE
RELINQUISHED BY	DATE/TIME	SAMPLES RECEIVED BY	DATE/TIME

COMMENTS

Lab ID#	Sample ID# <u>008</u>	Location <u>Hallway in front of EMS Rooms</u>	START TIME <u>3:49</u>	FLOW (l/min) <u>15</u>	TOTAL VOL (L)
	Sample Type ST		STOP TIME <u>3:54</u>	FLOW (l/min) <u>15</u>	
	Pump ID# <u>2320</u>	Temp. <u>65°F</u> RH <u>19</u>	TOTAL TIME <u>5 min</u>	AVG. FLOW <u>15</u>	<u>75</u>
Lab ID#	Sample ID# <u>009</u>	Location <u>Fire engine bay center</u>	START TIME <u>4:04</u>	FLOW (l/min) <u>15</u>	TOTAL VOL (L)
	Sample Type ST		STOP TIME <u>4:09</u>	FLOW (l/min) <u>15</u>	
	Pump ID# <u>2320</u>	Temp. <u>66°F</u> RH <u>19%</u>	TOTAL TIME <u>5 min</u>	AVG. FLOW <u>15</u>	<u>75</u>
Lab ID#	Sample ID# <u>010</u>	Location <u>EMS Supply Rooms</u>	START TIME <u>4:15</u>	FLOW (l/min) <u>15</u>	TOTAL VOL (L)
	Sample Type ST		STOP TIME <u>4:20</u>	FLOW (l/min) <u>15</u>	
	Pump ID# <u>2320</u>	Temp. <u>65°F</u> RH <u>19</u>	TOTAL TIME <u>5 min</u>	AVG. FLOW <u>15</u>	<u>75</u>
Lab ID#	Sample ID#	Location	START TIME	FLOW (l/min)	TOTAL VOL (L)
	Sample Type ST		STOP TIME	FLOW (l/min)	
	Pump ID#	Temp. RH	TOTAL TIME	AVG. FLOW	
Lab ID#	Sample ID#	Location	START TIME	FLOW (l/min)	TOTAL VOL (L)
	Sample Type ST		STOP TIME	FLOW (l/min)	
	Pump ID#	Temp. RH	TOTAL TIME	AVG. FLOW	
Lab ID#	Sample ID#	Location	START TIME	FLOW (l/min)	TOTAL VOL (L)
	Sample Type ST		STOP TIME	FLOW (l/min)	
	Pump ID#	Temp. RH	TOTAL TIME	AVG. FLOW	
Lab ID#	Sample ID#	Location	START TIME	FLOW (l/min)	TOTAL VOL (L)
	Sample Type ST		STOP TIME	FLOW (l/min)	
	Pump ID#	Temp. RH	TOTAL TIME	AVG. FLOW	

****Analysis Requested.** Please describe or use NEL Analysis Code.

Residential Building Permits - January 2017

Year	# of Permits	Total Annual Valuation	Fees
2002	103	\$ 2,003,802	UNK
2003	111	\$ 4,099,897	UNK
2004	95	\$ 1,704,484	UNK
2005	103	\$ 3,164,120	UNK
2006	84	\$ 1,759,074	UNK
2007	87	\$ 3,265,020	UNK
2008	92	\$ 2,709,752	UNK
2009	123	\$ 3,675,333	UNK
2010	86	\$ 4,968,298	UNK
2011	109	\$ 2,710,398	UNK
2012	112	\$ 1,463,506	UNK
2013	80	\$ 1,970,800	UNK
2014	98	\$ 1,435,149	UNK
2015	51	\$ 600,603	UNK
2016	83	\$ 2,125,595	\$ 1,225

Month	2017 Permits	2017 Valuation	2017 Fees	2016	
January	7	\$ 72,500	\$ 95	2	\$ 2,800 \$ 20
February				4	\$ 30,500 \$ 60
March				2	\$ 8,100 \$ 25
April				5	\$ 60,100 \$ 45
May				26	\$ 1,016,505 \$ 325
June				9	\$ 271,500 \$ 290
July				9	\$ 318,900 \$ 150
August				8	\$ 219,640 \$ 75
September				8	\$ 84,700 \$ 120
October				6	\$ 105,000 \$ 90
November				2	\$ 5,800 \$ 10
December				2	\$ 2,050 \$ 15
Total	7	\$ 72,500	\$ 95	83	\$ 2,125,595 \$ 1,225

Commercial Building Permits - January 2017

Year	# of Permits	Total Annual Valuation	Fees
2002	45	\$ 4,945,891	UNK
2003	37	\$ 1,377,619	UNK
2004	27	\$ 12,422,085	UNK
2005	40	\$ 3,047,834	UNK
2006	38	\$ 1,354,361	UNK
2007	47	\$ 3,062,582	UNK
2008	32	\$ 411,760	UNK
2009	37	\$ 3,488,914	UNK
2010	39	\$ 12,238,115	UNK
2011	55	\$ 2,417,628	UNK
2012	53	\$ 6,326,352	UNK
2013	51	\$ 2,118,750	UNK
2014	46	\$ 3,120,184	UNK
2015	40	\$ 3,497,132	UNK
2016	31	\$ 670,745	\$ 470

Month	2017 Permits	2017 Valuation	2017 Fees	2016	
January	4	\$ 51,300	\$ 55	1	\$ 2,000 \$ 10
February				2	\$ 5,500 \$ 25
March				2	\$ 49,650 \$ 50
April				5	\$ 242,600 \$ 90
May				0	\$ - \$ -
June				7	\$ 97,780 \$ 65
July				1	\$ 1,500 \$ -
August				3	\$ 41,500 \$ 35
September				3	\$ 55,700 \$ 45
October				4	\$ 93,000 \$ 55
November				1	\$ 25,000 \$ 50
December				2	\$ 56,515 \$ 45
Total	4	\$ 51,300	\$ 55	31	\$ 670,745 \$ 470

City Building Permits - January 2017

Year	# of Permits	Total Annual Valuation	Fees
2011	34	\$ 2,444,653	\$ -
2012	30	\$ 4,029,078	\$ -
2013	42	\$ 32,397,466	\$ -
2014	27	\$ 5,235,064	\$ -
2015	60	\$ 3,990,042	\$ -
2016	21	\$ 213,285	\$ -

Month	2017 Permits	2017 Valuation	2017 Fees	2016	
January	1	\$ 10,000	\$ -	3	\$ 7,500 \$ -
February				3	\$ 14,500
March				1	\$ 2,000
April				2	\$ 7,450
May				2	\$ 90,410
June				3	\$ 6,700
July				1	\$ 19,000
August				1	\$ 27,625
September				1	\$ 3,000
October				2	\$ 5,100
November				1	\$ 10,000
December				1	\$ 20,000
Total	1	\$ 10,000	\$ -	21	\$ 213,285 \$ -

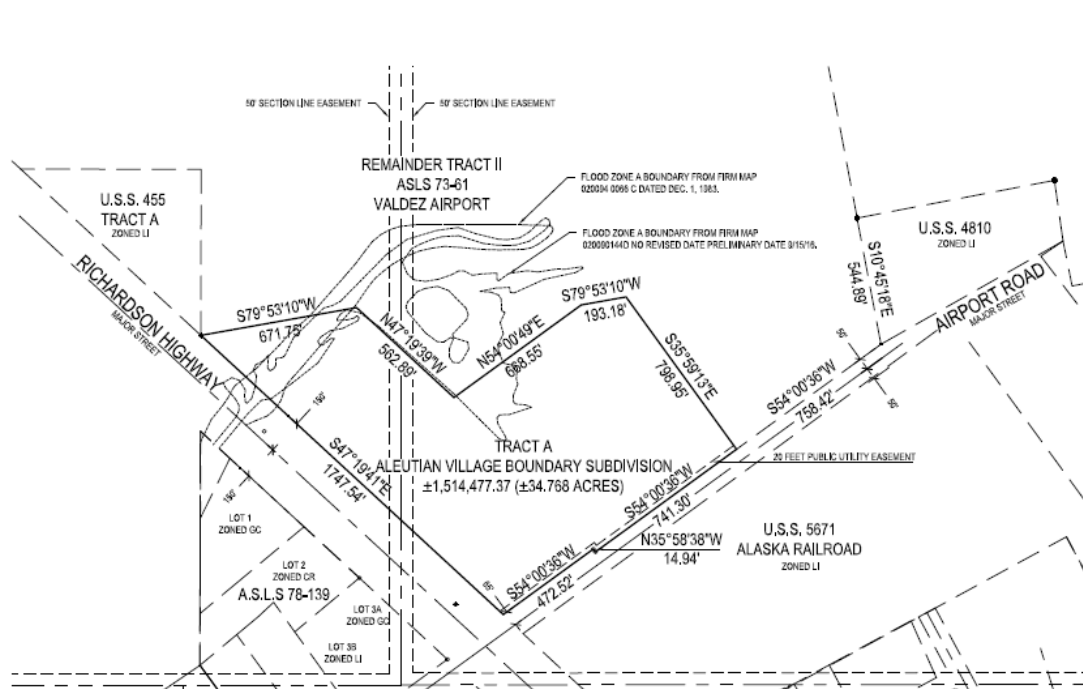
2017 TOTAL INSPECTIONS & PLAN REVIEWS BY MONTH

		(R) Residential - (C) Commercial															
		Compliance		Building		Plumbing		Mechanical		Electrical		Life Safety	Final		Plan Review		
		R	C	R	C	R	C	R	C	R	C		R	C	R	C	
TOTAL FOR JANUARY	37	2	1	7	8	4	0	2	0	7	3	0	8	0	0	0	
TOTAL FOR FEBRUARY	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
TOTAL FOR MARCH	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
TOTAL FOR APRIL	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
TOTAL FOR MAY	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
TOTAL FOR JUNE	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
TOTAL FOR JULY	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
TOTAL FOR AUGUST	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
TOTAL FOR SEPTEMBER	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
TOTAL FOR OCTOBER	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
TOTAL FOR NOVEMBER	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
TOTAL FOR DECEMBER	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
TOTAL	37	2	1	7	8	4	0	2	0	7	3	0	8	0	0	0	

February 14, 2017

To: Mayor Knight & Valdez City Council Members
From: Lisa Von Bargen, Community & Economic Development Director
CC: Sheri Pierce, Interim City Manager
Re: Aleutian Village Progress Report

Preliminary Plat: The preliminary plat is complete. It will remain in preliminary status until the surveyor returns in March from being out of the country. An image of the survey is shown below. A copy of the plat is attached for the Council's review.



Appraisal: Clint Lentfer with Alaska Appraisal & Consulting Group has been retained to conduct the appraisal. He has been provided with the following items to assist in developing the property value: City of Valdez Tax Card (copies); Electrical System Evaluation; Water System Evaluation; Preliminary Plat; and Environmental Assessment (to be provided when written report is complete – approximately 2 weeks). Given the timeline for the environmental assessment, it is likely it will be about a month before the appraisal is complete.

Environmental Assessment: Rhonda Wade is in the process of completing the preliminary written report. She anticipates having that finished in approximately two weeks. She will follow up with additional historical research to confirm the property was not subject to a previous use that warrants more formal environmental core testing.

Budget Update:

\$ 7,800.00	Socio-Economic Resident Survey
\$ 3,969.00	Water System Assessment
\$ 4,796.00	Electrical System Assessment
\$46,695.00	Record of Improvement Survey
\$12,000.00	Environmental Assessment
\$ 900.00	Electrical Shut-Off Labeling
\$ 116.35	Electrical Panel Flags
\$ 200.00 (Est.)	Electrical Panel Flags Installation
\$ 3,000.00	Plat of Boundary Survey
\$12,500.00 (Est.)	Appraisal (Land, Park Infrastructure and Triangle City Property)
\$91,976.35	Total

This budget number does not include the following: a) advertising for Aleutian Village Meetings; b) mailer Notifications for Aleutian Village Meetings; c) staff travel expenses for meetings with the Aleut Corporation; d) staff time.

ADOT Land Status: ADOT staff, Nanette Pineault, was finally able to meet with the Director about the City's request for an increased area of land to purchase. ADOT offered to sell the City the land shown below that is colored in yellow, along with the area noted as A, B and C.



The City requested the following amount of land attempting to “square off” the property proposed for acquisition.



The Director at ADOT has declined to approve the additional land requested by the City due to concerns raised by the FAA. ADOT is concerned divesting itself of more land, closer to the runway apron and the active landing approach area would trigger additional work and cost due to FAA concerns. The top diagram in this report reflects the land ADOT is willing to sell.

Staff has contracted with Allen Minish of Wrangell Mountain Technical Services to complete the boundary survey of the area identified by ADOT. The cost of the survey is \$3,000. The preliminary plat is expected to be completed the first week of February. The final plat will come several weeks later due to

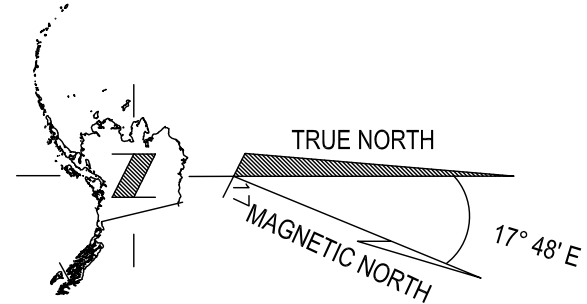
the contractor being out of the country through a portion of March. The preliminary plat should be sufficient to give to an appraiser so an appraisal can be completed.

ADOT has agreed to allow the City to contract directly with an appraiser, rather than paying ADOT to hire the appraiser. Staff is hopeful this can be accomplished in February.

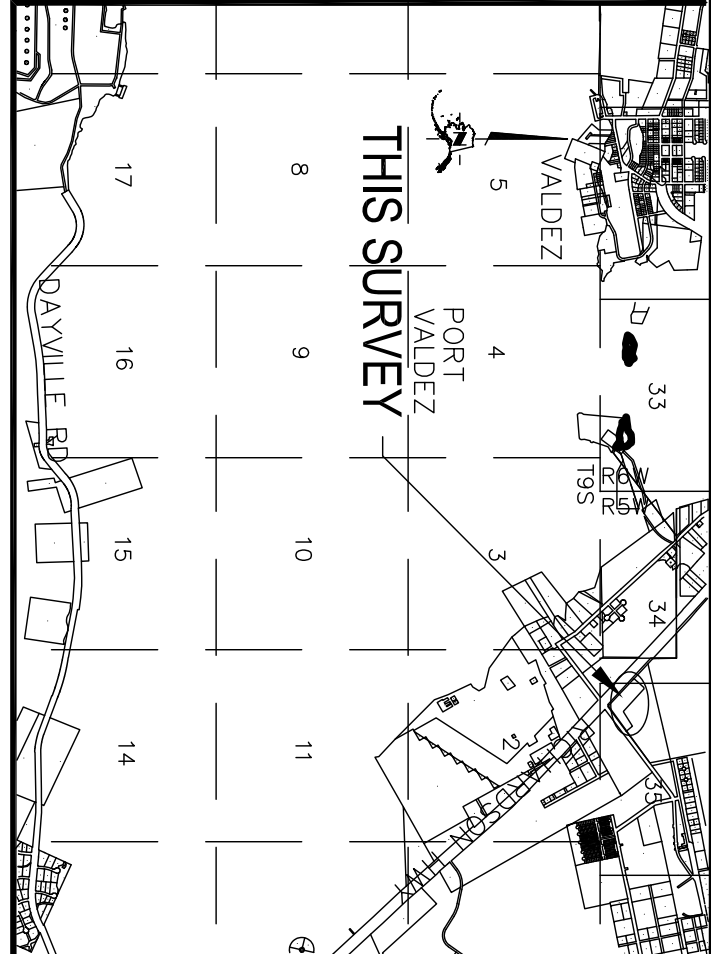
As a matter of interest, ADOT will be retaining what is call and "Avigation Easement" over the property proposed for acquisition by the City. An Avigation Easement limits encroachment on the air space to maintain safe flight. In this case it has been determined that ADOT needs an Avigation Easement of 150 feet above the Runway 6 threshold elevation of 50.50 feet. ADOT will be allowed into the easement to remove obstructions (such as trees above the 150 feet) and limits buildings to below this threshold. This restriction is being noted on the plat and will be taken into consideration as part of the appraisal. Additionally, AnnMarie Lain (Certified Floodplain Manager) has overlaid the preliminary Flood Insurance Rate Maps on the area. A small portion of land (within the area shown above as A) sits within Flood Zone A. Staff has asked for this to be included on the plat. This too will be taken into consideration by the appraiser. To be clear, the preliminary flood maps do not impact any of the existing structures within Aleutian Village Trailer Park.

Electrical Shut-Off Location Identifiers: A few weeks ago there was a fire in Aleutian Village. Although all of the individual electrical shut-offs were labeled early this fall, Fire Department staff/volunteers had a difficult time finding the panels where the individual shut-offs are located. This issue did not hamper fire response in any way during the incident, but it did raise a concern. To alleviate this from happening again reflective flags have been ordered. The flags should arrive in Valdez between February 2 and 9. Jim Parkman, the electrician who labeled the individual shut-offs, is available to install the flags on the panels the week of February 13th.

Record of Improvement Survey: Staff continues to work on the evaluation of the survey identifying the separation distance violations between mobile homes and fuel and propane tanks. As previously reported staff anticipates having this report finished by the end of February with a report to Council hopefully at the first meeting in March. This report will give the City a clear understanding of what code violations exist, and greater information on how to move forward in developing a long term solution for Council to consider.



NOAA DECLINATION 17° 48' E
± 0' 26\"/>



CERTIFICATE OF OWNERSHIP AND DEDICATION

I, THE UNDERSIGNED, HEREBY CERTIFY THAT I AM THE OWNER OF ALEUTIAN VILLAGE BOUNDARY SUBDIVISION, AS SHOWN ON THIS PLAT. I APPROVE THIS SURVEY AND PLAT AND DEDICATE OR RESERVE FOR PUBLIC OR PRIVATE USE, AS SHOWN, ALL EASEMENTS, PUBLIC UTILITY AREAS, AND RIGHTS-OF-WAY AS SHOWN AND DESCRIBED ON THIS PLAT.

XXXX
XXXX
FAIRBANKS, ALASKA 99701
907-XXXXXXX

NOTARY'S ACKNOWLEDGEMENT

SUBSCRIBED AND SWORN TO BEFORE ME THIS _____ DAY OF _____ BY _____

NOTARY FOR THE STATE OF ALASKA
MY COMMISSION EXPIRES: _____

TAX CERTIFICATE

I, SHERIL L. PERCE, CITY CLERK FOR THE CITY OF VALDEZ, ALASKA DO HEREBY CERTIFY THAT ALL TAXES LEVIED AGAINST THE PROPERTIES REPRESENTED BY THESE LOT LINES ARE PAID AS OF _____.

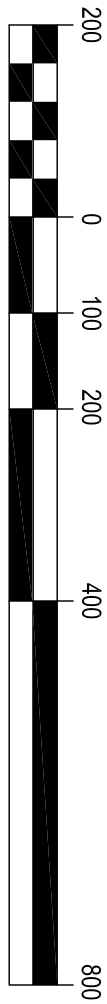
SIGNED
SHERIL PERCE
CITY CLERK, CITY OF VALDEZ

PLAT APPROVAL
I HEREBY CERTIFY THAT THIS PLAT HAS BEEN APPROVED BY THE CITY OF VALDEZ PLANNING AND ZONING COMMISSION FOR RECORDING.

SIGNED
DONALD HAASE
CHAIR OF THE PLANNING AND ZONING COMMISSION
CITY OF VALDEZ

NOTES

1. THE ERROR OF CLOSURE OF THIS SURVEY DOES NOT EXCEED 1:5000.
2. BASIS OF BEARING IS FROM HIGH ACCURATE GPS DERIVED USING ALASKA SP-2 ZONE 3 AND THE DISTANCES SHOWN ARE REDUCED TO HORIZONTAL FIELD DISTANCES.
3. PUBLIC WATER AND SEWER IS AVAILABLE PRIVATE ON-SITE WATER AND SEWER IS PROHIBITED.
4. FLOOD ZONE BASED ON MAP 020094 0029C MAP REVISED, DEC. 1, 1983.
5. ANY MODIFICATION TO EXISTING DRIVEWAYS OR CONSTRUCTION OF NEW DRIVEWAYS ON/TO THE RICHARDSON-HIGHWAY OR AIRPORT ROAD RIGHT-OF-WAY WILL REQUIRE A DRIVEWAY PERMIT FROM THE ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES.
6. A 150 FEET AVIGATION EASEMENT APPLIES TO THIS SUBDIVISION.



GRAPHIC SCALE

LEGEND

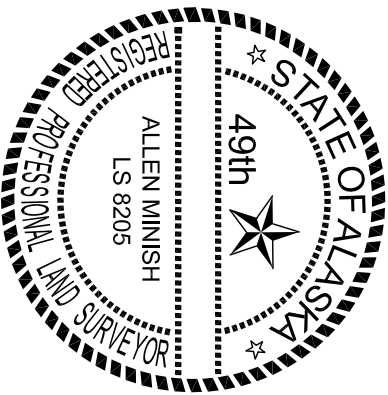
- SET SECONDARY MONUMENT
- SET MAG NAIL MONUMENT
- FOUND SECONDARY MONUMENT REBAR
- SURVEYED
- UNSURVEYED
- EASEMENT
- - - ROAD CENTERLINE

SURVEYOR'S CERTIFICATE

I CERTIFY THAT I AM PROPERLY REGISTERED AND LICENSED TO PRACTICE LAND SURVEYING IN THE STATE OF ALASKA. THAT THIS PLAT REPRESENTS A SURVEY MADE BY ME OR UNDER MY DIRECT SUPERVISION. THAT THE MONUMENTS SHOWN EXIST AS DESCRIBED, AND THAT ALL DIMENSIONS AND OTHER DETAILS ARE CORRECT.

DATE: _____ REGISTRATION No. 8205 S

ALLEN MINISH
REGISTERED LAND SURVEYOR



SURVEYOR: WRANGELL MOUNTAIN TECHNICAL SERVICES PO BOX 118, CHITNA, AK 99566 (907) 822-2280	
A PLAT OF ALEUTIAN VILLAGE BOUNDARY SUBDIVISION CREATING TRACT A	
A RE-SUBDIVISION OF A.S.L.S. 73431 TRACT II LOCATED WITHIN SURVEYED SECTION 34 AND 35, TOWNSHIP 8 SOUTH, RANGE 6 WEST CONTAINING ± 514,477.37 SQ. ± 434,768 ACRES VALDEZ RECORDING DISTRICT	
DRAWN BY: ADM	DATE OF SURVEY:
CHECKED BY: ADM	DATE: 22/17
DATE: 22/17	SCALE: 1" = 200'

[Exit this survey](#)

Alaska Small Business
Development Center
UNIVERSITY of ALASKA ANCHORAGE

Valdez Business Survey

You are receiving this survey because you run or plan to start a business in Valdez. The City of Valdez has invited the Alaska Small Business Development Center to conduct a series of business classes and provide business advising in Valdez to businesses over the next 12 months. Please help us provide the maximum benefit to you by completing this 11-question online survey. We will use your feedback to determine the class topics and the best possible scheduling.

Your input is incredibly valuable.

1. Describe your business in six words or less.

2. How long have you been in business?

- ☐ Pre-venture (not started yet or considering starting or buying an existing business) - Think Stage
- ☐ New business, less than 2 years in business - Launch Stage
- ☐ 3 - 10 years in business - Grow or Reinvent Stage
- ☐ 10 + years in business and/or considering selling - Exit Stage

3. How likely are you to attend a 2 - 4 hour workshop on an interesting business topic?

- ☐ Very unlikely

☐

- ☐ Somewhat unlikely
- ☐ Maybe
- ☐ Somewhat likely
- ☐ Very likely

4. What day(s) of the week and times are you least likely to attend a 2 - 4 hour workshop? (select all that apply)

- ☐ Weekdays (Monday - Friday) from 8 am - 12 noon
- ☐ Weekdays from 12 noon - 5 pm
- ☐ Weekdays after 6 pm
- ☐ Saturdays from 8 am - 12 noon
- ☐ Saturdays from 12 noon - 6 pm

5. Which months of the year are you least likely to have time to attend a 2 - 4 hour workshop? (select all that apply)

- ☐ January
- ☐ February
- ☐ March
- ☐ April
- ☐ May
- ☐ June
- ☐ July
- ☐ August
- ☐ September
- ☐ October
- ☐ November
- ☐ December

6. Please select all of the possible workshops you would be interested in attending. (Note there will be a \$10 fee per person for each class.)

- ☐ Build your own website (two 4-hour sessions)
- ☐ Develop your business marketing plan (one 2-hour session)
- ☐ Marketing your business with social media and guerrilla marketing tactics (one 4-hour session)
- ☐ Introduction to QuickBooks (one 4-hour session)
- ☐ Understanding your Income Statement and Balance Sheet (one 4-hour session)
- ☐ What is Crowdfunding and what can it do for my business (one 2-hour session)
- ☐ Non-traditional and traditional (lenders) funding sources for your business (one 2-hour session)
- ☐ Tax planning for your business (one 4-hour session)
- ☐ Planning and preparing your business exit strategy (one 4-hour session)
- ☐ Things to consider when buying or selling a business (one 2-hour session)
- ☐ Idea to Reality, how to start a business (one 2-hour session)
- ☐ Choosing your business form (one 2-hour session)

7. What other business workshop topics would be of interest to you?

8. The Alaska Small Business Development Center provides no cost, one-on-one confidential business advising to assist business owners with improving profitability or addressing challenges. How likely are you to meet for a one-hour initial session with a business advisor?

- ☐ Very unlikely
- ☐ Somewhat unlikely
- ☐ Maybe
- ☐ Somewhat likely
- ☐ Very likely

9. What is the biggest challenge of running your business?

10. What day or days of the week are you least likely to schedule a one hour session with a business advisor? (select all that apply)

- ☐ Monday
- ☐ Tuesday
- ☐ Wednesday
- ☐ Thursday
- ☐ Friday
- ☐ Saturday

11. What else would you like us to know so we can we can most effectively help you improve your business?

Next



THE STATE
of **ALASKA**
GOVERNOR BILL WALKER

Department of Commerce, Community,
and Economic Development

OFFICE OF THE COMMISSIONER

P.O. Box 110800
Juneau, AK 99811-0800
Main: 907.465.2500
Fax: 907.465.5442

January 13, 2017

The Honorable Larry Weaver, Mayor
City of Valdez
212 Chenega Avenue
P.O. Box 307
Valdez, AK 99686

RE: FY 18 POPULATION FIGURE FOR PROPERTY TAX REVENUE LIMITATION
PURPOSES

Dear Mayor:

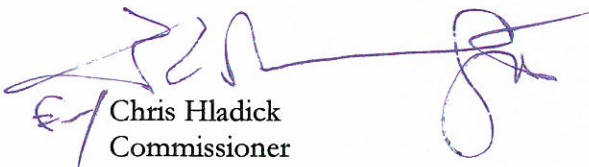
The Department of Commerce, Community, and Economic Development annually determines the population of each municipality that levies and collects taxes on taxable property pursuant to AS 29.45.080 and AS 29.45.090. These figures are based on numbers compiled by the Department of Labor and Workforce Development.

The 2016 population of the City of Valdez for Property Tax Revenue Limitation purposes has been determined to be 3,939.

If you do **not** agree with this alternate population determination, you may appeal the determination to the Commissioner per 3 AAC 131.020. The appeal must be in writing and must be mailed to the Commissioner within 30 days after receipt of this notice of determination. The appeal must include the grounds for the appeal and any relevant evidence.

Please don't hesitate to contact me if you or your staff have any questions related to this matter.

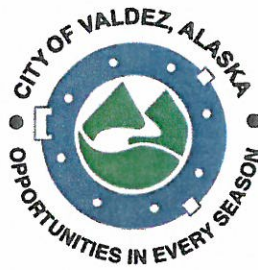
Sincerely,



Chris Hladick
Commissioner

Cc: Fred Parady, Deputy Commissioner, DCCED
Katherine Eldemar, Director, DCRA
Marty McGee, State Assessor, DCRA

*cc: Lisa VonBargen
Orig: City Clerk*



February 9, 2017

State of Alaska
Department of Commerce, Community & Economic Development
Office of the Commissioner
Mr. Chris Hladick, Commissioner
PO Box 110800
Juneau, Alaska 99811-0800
Email: chris.hladick@alaska.gov

RE: FY18 POPULATION FIGURE FOR PROPERTY TAX REVENUE LIMITATION PURPOSES –
REQUEST FOR APPEAL

Commissioner Hladick,

The City of Valdez is in receipt of your letter dated January 13, 2017 outlining the FY18 population figure for Valdez as 3,939. This represents a decline of 72 people from the FY17 count, and nearly 100 people from the FY16 determination.

The City of Valdez wishes to retain the right to appeal the population figure as presented. City staff spoke by phone with Marty McGee, State Assessor, to confirm this letter is not required to contain a complete compilation of evidence to substantiate a different population count. Thirty days is not sufficient time to gather this information. Rather, Mr. McGee confirmed the department would work with the City to approve a suitable population count methodology. The City of Valdez has previously appealed the population determination and is prepared to undertake the effort necessary to confirm a greater population number.

In anticipation of this effort, the City collected surveys in November and December from nearly three quarters of the households in the community. This survey instrument was previously approved by DCCED staff and includes data regarding the type of household, the number of persons per household, and status and dates of residency. This data is currently being compiled and will be used as the basis of the appeal, if necessary.

The City of Valdez respectfully requests to appeal the FY18 population figure as presented. Please have staff contact Lisa Von Barga, Community & Economic Development Director to confirm receipt of the appeal request, and to determine what methodology may be used in the appeal process. Thank you for your attention to this matter. Ms. Von Barga may be reached by phone at (907) 834-3425 or by email at lvonbarga@ci.valdez.ak.us. As required, the letter is being sent by mail within 30 days of the notice. It is also being sent by email as a means of early notification.

Sincerely,



Ruth E. Knight
Mayor, City of Valdez

Cc: Fred Parady, Deputy Commissioner, DCCED
Katherine Eldemar, Director, DCRA
Marty McGee, State Assessor, DCRA

CITY OF VALDEZ

2016 HOUSEHOLD POPULATION SURVEY

Population numbers are very important! Every year the City of Valdez works with the State of Alaska to determine the official population estimate for the community. This number impacts the level of funding Valdez receives from State revenue sharing, and is often a factor in determining funding for roads and schools. Additionally, the number is used to help determine the community's cap for property tax revenue. Please take a few moments to honestly answer the following questions on this **CONFIDENTIAL** survey. Please direct questions or comments to the Community Development Department at 834-3401. **THANKS!**

1. DATE: _____

2. PHYSICAL (STREET)
ADDRESS: _____

3. IN WHAT TYPE OF HOUSING STRUCTURE DO YOU LIVE? *Please mark one.*

<input type="checkbox"/>	SINGLE FAMILY HOME	This includes stick built homes, log homes, and modular homes (like those in Black Gold Subdivision).
<input type="checkbox"/>	DUPLEX/ZERO LOT LINE/CONDO	This includes single structures that have two or more separate housing units attached by a common wall.
<input type="checkbox"/>	MOBILE HOME/TRAILER	This includes mobile homes, trailers and manufactured homes.
<input type="checkbox"/>	MULTI FAMILY/APARTMENT	This includes 3-Plex, 4-Plex and larger apartment complexes. Also included are apartments in commercial or industrial buildings.
<input type="checkbox"/>	OTHER	This includes boats, RV's, hotel rooms, etc.

4. DO YOU OWN OR RENT THIS UNIT? Please mark one OWN: _____ RENT: _____

5. HOW MANY TOTAL PERSONS CURRENTLY LIVE IN YOUR RESIDENCE? _____

Please do not include college students attending school in another community, people here for temporary or seasonal employment lasting less than 180 days, or persons claiming residency in another community.

6. HOW LONG HAVE EACH OF THE PERSONS LIVED IN THE RESIDENCE? *Answer below.*

a. FOR ONE SINGLE FAMILY THAT MOVED IN AT THE SAME TIME PLEASE ANSWER ONCE BELOW:

_____ (Example Answer: March 2002, or 5 Years, 9 Months)

b. FOR HOUSEHOLDS WITH ROOMMATES OR FAMILY MEMBERS WITH MULTIPLE MOVE IN DATES:

Please list the month and year each person began living in the dwelling, or list the number of years and months. For example: March 2002 or 5 Years, 9 Months.

1. _____	6. _____
2. _____	7. _____
3. _____	8. _____
4. _____	9. _____
5. _____	10. _____

THANK YOU FOR YOUR HELP!

City staff may be visiting randomly selected residences this spring for verification and to determine vacancy rates.

FOR INTERNAL CITY USE ONLY: APPLICATION # _____

Mayor's Report – February 21, 2017

Since our last Council meeting on February 7:

- It was so nice to welcome our new City Manager, Mrs. Elke Doom, to Valdez. She had a VERY full, first week and I look forward to having her as part of our team that is helping move Valdez forward. The Council and the City staff will be very busy the next several years!
- On February 8th, Mrs. Doom, Ms. Pierce, Ms. Von Bargaen, Mr. Sorum and I met with Mr. Paul Lantz, Mr. Paul Whitlase and Ms. Marci Cornell. We listened to their presentation of the Alaska Interstate Gas Utility and we asked many questions. It was stated that they have a major investor and would like to begin laying the infrastructure in Cordova and Valdez, the northern end of their area, soon. This is a very interesting prospect, but we will need much more information on the cost structure, finances, engineering, etc. before we entertain this offer any further.
- The Health Advisory Council met on the evening of the 8th and worked to develop the Community Health Needs Assessment survey that will be passed out in May. If you are interested in helping run the survey, please let Jeremy O'Neil know. The more volunteers we have, the more people we can survey, and a more complete picture of Valdez's health needs can be garnered. This is the information that the hospital uses to do their strategic planning.
- The Gravel/Dike Task force meeting was held at noon on Friday, February 10. We discussed the work session with Council and got consensus on what to recommend as we move ahead with the plans for Mineral Creek, Glacier Stream, and the Lowe River.
- The Council/Task Force work session on the gravel/dikes/flood prevention was held on the 16th. It is good to know that we finally will have a good plan, after all these years of emergency flood declarations. This plan will be revisited annually so we can figure out the best way to keep our diked communities (most of Valdez) as safe as possible.
- I am still having concerned citizens talk to me about Tail Gate's request to DNR to expand their operation to 90 days and 3000 people. I continue to explain that the State will make that decision, and the City has no say on what the State decides to do with their lands. I have written a letter to Mr. Sullivan reminding them that the City will want to see their receipts on what they actually spend locally, like they promised to provide during budget hearings. (see attached)
- I still have standing meetings with the CM on Tuesdays at 11:30 and Friday's at 3:30. Council members are invited, so please check with Sheri, if you plan on attending these so we can make sure there are only 3 members present. Last Friday, Council member Needles and Ms. Pierce both attended and on Tuesday, Superintendent Nygaard dropped in to officially meet Mrs. Doom and visit.
- With all of the rain, I want to thank both the city and state street crews for keeping the roads passable and having the storm drains open. I also need to point out that the snow removal crews have been working tirelessly even in the rain. Thanks again to all for your efforts to keep us safe.

Respectfully submitted,



Ruthie Knight, Mayor City of Valdez

February 15, 2017

To:
Mr. Mark Sullivan
Tail Gate Alaska

From:
Ms. Ruth E. Knight
Mayor, City of Valdez, Alaska

Dear Mr. Sullivan,

As you can imagine, the members of the Valdez City Council have received many letters, emails, phone calls, and visits regarding your request to DNR to expand Tail Gate to 90 days and 3000 people. The City has no jurisdiction on the Pass and so can not weigh in on the decision that will be rendered by the State of Alaska, however we do feel that it is appropriate to remind you of the promise you made to us during the budget hearings.

We are looking forward to receiving copies of all your receipts from purchases in Valdez, as you promised at the budget hearings. These will prove to us that your entity does bring an economic benefit to the City of Valdez and how large that benefit is for our community. It would also be advantageous for us to have numbers of participants and the amounts they spent for services in Valdez, such as lodging (hotels/b-and-bs), food (restaurants/groceries), entertainment, and gas. We have been told over and over that Tail Gate participants never come to town, since they come with RVs and food from Anchorage, so have no need to use services in Valdez. It would be good to know how valid this statement is and would also help the Council decide on future funding.

Please let this serve as a reminder that after Tail Gate is wrapped up this year, the City of Valdez will be expecting at least your receipts and at most a good report accompanying those receipts.

Thank you,

A handwritten signature in cursive script, reading "Ruth E. Knight".

Ruth E. Knight

February 2017

City Council Calendar

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1 7pm - Economic Diversification Commission Meeting & Joint Work Session with Council to Review Visitor Study Report from McDowell Group	2	3	4
5	6 (Incoming City Manager, Elke Doom Expected Arrival Date) 7pm - Ports & Harbor Commission Meeting	7 5:30pm - Council Work Session (Financial Plan) 7pm - Regular Council Meeting	8 6:30pm - Prov. Health Advisory Council Meeting (@ Hospital) **DATE CHANGE** 7pm - Planning & Zoning Commission Meeting	9	10 Noon - Flood Task Force Meeting Applications for two VMHA Board of Directors vacancies due to Clerks Office.	11
12	13 6:30pm - School Board Meeting	14 5:30pm - Library Board Meeting (@ Library) 7pm - Parks & Recreation Commission Meeting	15 7pm - Economic Diversification Commission Meeting	16 6pm - Council Work Session (Flood Planning)	17	18
19	20 Holiday 7pm - Ports & Harbor Commission Meeting	21 Noon - Permanent Fund Committee Meeting 6pm - Council Work Session (Alyeska) 7pm - Regular Council Meeting	22 7pm - Planning & Zoning Commission Meeting	23	24	25
26	27 Noon - Beautification Task Force Meeting 6:30pm - School Board Meeting	28				

Note #1: This calendar is subject to change. Contact the City Clerk's office for updates as needed.

Updated 02/14/17

Note #2: Winter AML Conference scheduled for week of Feb. 20th in Juneau. Annual Council/staff legislative lobby trip scheduled week of Feb. 27th-Mar. 3rd

March 2017

City Council Calendar

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1 7pm - Economic Diversification Commission Meeting	2	3	4
5	6 7pm - Ports & Harbor Commission Meeting	7 7pm - Regular Council Meeting	8 7pm - Planning & Zoning Commission Meeting	9	10	11
12	13 6:30pm - School Board Meeting	14 5:30pm - Library Board Meeting (@ Library) 6:30pm - Prov. Health Advisory Council Meeting (@ Hospital) 7pm - Parks & Recreation Commission Meeting	15 7pm - Economic Diversification Commission Meeting	16	17	18
19	20 7pm - Ports & Harbor Commission Meeting	21 7pm - Regular Council Meeting	22 7pm - Planning & Zoning Commission Meeting	23	24	25
26	27 Holiday 6:30pm - School Board Meeting	28 Noon - Beautification Task Force Meeting	29	30	31	

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Updated 02/14/17