



## CITY COUNCIL REGULAR MEETING

Thursday, April 01, 2021 at 7:00 PM

### MINUTES

#### CALL TO ORDER

A regular meeting of the Dillingham City Council was held on Thursday, March 4, 2021, via video and audio conferencing, in Dillingham, Alaska. Mayor Ruby called the meeting to order at 7:15 p.m. The meeting was preceded by a workshop on FY21 Budget Revision No. 1.

#### ROLL CALL

Mayor Ruby was present.

Council members present and establishing a quorum (a quorum being four):

Andy Anderson	Curt Armstrong	Gregg Marxmiller
Chris Napoli	Aksel Buholm	Bill Rodawalt

#### APPROVAL OF MINUTES

1. Adopt Minutes of March 4, 2021, Regular Council Meeting
2. Adopt Minutes of March 9, 2021, Special Council Meeting

MOTION: Chris Napoli moved and Andy Anderson seconded the motion to approve the minutes of March 4, and March 9, 2021 in block.

VOTING Yea: Council Member Buholm, Council Member Anderson, Council Member Rodawalt, Council Member Napoli, Council Member Armstrong, Council Member Marxmiller

#### APPROVAL OF CONSENT AGENDA

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MOTION to amend the agenda to move executive session before adjournment and approve the agenda as amended made by Chris Napoli Seconded by Bill Rodawalt

VOTING Yea: Council Member Buholm, Council Member Anderson, Council Member Rodawalt, Council Member Napoli, Council Member Armstrong, Council Member Marxmiller

#### STAFF REPORTS AND COMMITTEE REPORTS

In addition to the written reports the following items were mentioned:

3. Staff Reports
  - Public Safety and the Chief of Police were commended for the extraordinary job done handling the recent shooting at Kakanak Hospital.
  - A formalized notice was given that Emergency Ordinance 2.0 was issued on March 30, 2021. Emergency Ordinance 2.1 was issued on March 31, 2021. EO 2.1 amended one word which was a drafting error.
  - Staff was recognized for continuing education work.

- During the recent cold period the public safety lobby has been open for homeless individuals

#### 4. Committee Reports

##### Code Review Committee:

- Met March 11, recommendations for Ordinance 2021-03 and Ordinance 2021-04 are in the packet.
- Paul Liedberg, Friends of the Landfill presentation regarding need for updated fee schedule for electronics.

##### Finance & Budget Review Committee:

- Committee has been working on the FY21 Budget Revision No. 1.

#### **PUBLIC HEARINGS** (limited to 3 minutes in duration)

5. Ordinance 2021-02; An Ordinance of the Dillingham City Council Extending the Expiration Date of Ordinance 2020-22(S)

Liz Clark, spoke in opposition.  
Cameron Poindexter, spoke in opposition.  
Jack Savo Jr., spoke in opposition.  
Robert Cambron, spoke in opposition.  
Kaleb Westfall, spoke in opposition.  
Casey Dschaak, spoke in opposition.  
Michelle Abrams, spoke in opposition.  
Dan Dunaway, spoke in opposition.  
Jeannie Timmerman, spoke in opposition.  
Dr. Asher, spoke in opposition.  
Norm Van Vactor, spoke in favor.  
Robert Scott, spoke in opposition.  
Tiera Schroeder, spoke in favor.

#### **CITIZEN'S DISCUSSION** (Prior Notice or Agenda Items) (limited to 3 minutes in duration)

Megan Armstrong, spoke in support of Ordinance 2021-02. Noted the deteriorating condition of the roads. Stated a need for a Public Works Director.

Kaleb Westfall, spoke in opposition to Ordinance 2021-02.

Jack Savo Jr., spoke in opposition to Ordinance 2021-02.

Courtenay Carty, spoke regarding difficulties experienced with quarantine requirements, requesting testing out of quarantine to be an option. Noted trouble with road maintenance.

Jon Clouse, spoke regarding necessary medical travel and quarantine requirements resulting in negative impacts, i.e. school attendance, mental health issues, and family visits. Noted not all are eligible for vaccination.

Mariah Smith, spoke in opposition to Ordinance 2021-02.

Cameron Poindexter, spoke in opposition to Ordinance 2021-02. Noted Choggiung Limited Resolution 2021-02 urging the City to use a strong health safety recommendation policy.

Casey Dschaak, spoke in opposition to Ordinance 2021-02.

Liz Clark, spoke in opposition to Ordinance 2021-02.

#### **ORDINANCES AND RESOLUTIONS**

6. Adopt **Ordinance 2021-02**; An Ordinance of the Dillingham City Council Extending the Expiration Date of Ordinance 2020-22(S)

MOTION: to adopt Ordinance 2021-02 made by Andy Anderson, Seconded by Curt Armstrong.

- Extension keeps ability to respond swiftly to changing situation possible.
- Attorney confirmed vaccinated v. non vaccinated status is legal.
- City has authority to declare emergency regardless of State's expiration.

MOTION: to amend the effective date to August 6, 2021 made by Aksel Buholm, Seconded by Bill Rodawalt.

VOTING Yea: Council Member Buholm

VOTING No: Council Member Anderson, Council Member Rodawalt, Council Member Napoli, Council Member Armstrong, Council Member Marxmiller

Motion to amend fails.

VOTING Yea: Council Member Buholm, Council Member Anderson, Council Member Rodawalt, Council Member Napoli, Council Member Armstrong, Council Member Marxmiller

Motion to adopt passes.

7. Introduce **Ordinance 2021-03**; An Ordinance of the Dillingham City Council Amending Section 8.16.010, and Section 8.16.020 to Reflect E911 Responsibilities

MOTION: to introduce Ordinance 2021-03 made by Chris Napoli, Seconded by Andy Anderson.

VOTING Yea: Council Member Buholm, Council Member Anderson, Council Member Rodawalt, Council Member Napoli, Council Member Armstrong, Council Member Marxmiller

8. Introduce **Ordinance 2021-04**; An Ordinance of the Dillingham City Council Amending Chapter 8.18 and Repealing 8.30.020 to Provide a Uniform Process for Reviewing Marijuana License Applications

MOTION: to introduce Ordinance 2021-04 made by Andy Anderson, Seconded by Bill Rodawalt.

VOTING Yea: Council Member Buholm, Council Member Anderson, Council Member Rodawalt, Council Member Napoli, Council Member Armstrong, Council Member Marxmiller

9. Introduce **Ordinance 2021-05**: An Ordinance of the Dillingham City Council Amending the Budget by Adopting Budget Amendment No. 1 and Appropriating Funds for the FY2021 City of Dillingham Budget

MOTION: to introduce Ordinance 2021-05 made by Bill Rodawalt, Seconded by Curt Armstrong.

VOTING Yea: Council Member Buholm, Council Member Anderson, Council Member Rodawalt, Council Member Napoli, Council Member Armstrong, Council Member Marxmiller

10. Adopt **Resolution 2021-06**; A Resolution of the Dillingham City Council Establishing the Level of Funding for the Dillingham City School District for the Fiscal Year Ending June 30, 2022

MOTION: to adopt Resolution 2021-06 made by Andy Anderson, Seconded by Chris Napoli.

VOTING Yea: Council Member Buholm, Council Member Anderson, Council Member Rodawalt, Council Member Napoli, Council Member Armstrong, Council Member Marxmiller

11. Adopt **Resolution 2021-07**; A Resolution of the Dillingham City Council Approving a Long Term Encroachment For Nushagak Cooperative Across Seward Street for Future Supplemental Heat, Power, and Communication Work

MOTION: to adopt Resolution 2021-07 made by Gregg Marxmiller, Seconded by Bill Rodawalt.

VOTING Yea: Council Member Buholm, Council Member Anderson, Council Member Rodawalt, Council Member Napoli, Council Member Armstrong, Council Member Marxmiller

### UNFINISHED BUSINESS

12. City Manager Recruitment Update

Written report available in the meeting packet.

13. Citizen Committee Appointments

- Library Advisory Board, two seats.
- School Facility Committee, one seat.
- Senior Advisory Commission, two seats.
- Friends of the Landfill, two seats.
- Planning Commission, two seats.

Mayor Ruby recommended Shelly Lutes to the Library Advisory Board.

MOTION: to concur with Mayor Ruby's recommendation made by Chris Napoli, seconded by Andy Anderson.

VOTING: Yea: Council Member Buholm, Council Member Anderson, Council Member Rodawalt, Council Member Napoli, Council Member Armstrong, Council Member Marxmiller

### Progress Report

There was no Progress Report.

### NEW BUSINESS

14. Approve **Action Memorandum 2021-04**; Authorize the City Manager to collaborate with Nushagak Cooperative for a Community Clean-Up, May 14-16

MOTION to approve Action Memorandum 2021-04 made by Chris Napoli, seconded by Andy Anderson.

VOTING: Yea: Council Member Buholm, Council Member Anderson, Council Member Rodawalt, Council Member Napoli, Council Member Armstrong, Council Member Marxmiller

15. Adopt **Action Memorandum 2021-05**, Authorize the City to waive 2021 property tax force file fee for assessment returns filed with an appeal by April 1, 2021.

MOTION to approve Action Memorandum 2021-05 made by Andy Anderson, seconded by Bill Rodawalt.

Council Member Marxmiller informed council he has a conflict of interest, with a direct financial benefit.

VOTING: Yea: Council Member Buholm, Council Member Anderson, Council Member Rodawalt, Council Member Napoli, Council Member Armstrong

Abstained: Council Member Marxmiller

### CITIZEN'S DISCUSSION (Open to the Public) (limited to 3 minutes in duration)

Kaleb Westfall, spoke regarding disappointment in adoption of Ordinance 2021-02.

Zoe Vitkis, spoke regarding the need to keep the homelessness issue a priority.

John Heyano, stated the need for increased wages for city positions.

Tiera Schroeder, requested more council involvement with the homelessness committee.

### **COUNCIL COMMENTS**

Aksel Buholm, spoke in favor of the DSCD \$1.5 million appropriation request.

Chris Napoli

- Noted the homelessness committee, stating updates will help with acquiring grants.
- Stated the Facility Committee should evaluate/identify maintenance upkeep and additional needs.

Gregg Marxmiller

- Acknowledged the tribal history of stewardship in the area.
- Requested the wage study be on the May 6<sup>th</sup> agenda.
- Noted importance of supporting each other.
- Commented the homeless task force would like to move to a more formal situation.

Bill Rodawalt

- Stated concern regarding problems that arise from quarantine.
- Noted the need to stay nimble with changes in emergency orders.
- Commented there is a need to maintain masks.
- Spoke in favor of more council involvement on the homelessness issue.

Andy Anderson, expressed thanks for the city equipment report.

### **MAYOR'S COMMENTS**

- Noted some groups are more at risk for COVID than others. Spoke regarding the need to take care of each other, different techniques are used to accomplish that.
- Appreciated council adoption of Ordinance 2021-02. Stated need for Manager to talk about E.O.'s.
- Remarked citizen committee generating more interest in the homelessness issue than city could. Stated will see what can be done to formalize, noting staff shortages.
- Commented Lobbyist is retiring in June.
- A moment of silence was observed to recognize those lost since the last meeting.

### **EXECUTIVE SESSION**

Personnel Matter

MOTION: Andy Anderson moved and Bill Rodawalt seconded the motion to enter into executive session to discuss a Personnel Matter. [10:13 p.m.]

VOTING Yea: Council Member Buholm, Council Member Anderson, Council Member Rodawalt, Council Member Armstrong, Council Member Marxmiller

MOTION: Chris Napoli moved and Gregg Marxmiller seconded the motion to exit executive session. [11:16 p.m.]

VOTING Yea: Council Member Buholm, Council Member Anderson, Council Member Rodawalt, Council Member Armstrong, Council Member Marxmiller

MOTION to accept modification to contract for the City Manager extending to August 6<sup>th</sup>. Seconded by Aksel Buholm.

VOTING: Yea: Council Member Buholm, Council Member Anderson, Council Member Rodawalt, Council Member Napoli, Council Member Armstrong, Council Member Marxmiller

**ADJOURNMENT**

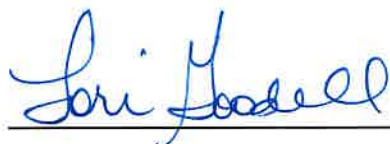
Mayor Ruby adjourned the meeting at 11:17 p.m.



Mayor Alice Ruby

[SEAL]

ATTEST:



Lori Goodell, City Clerk