
Bethel City Council

Office of the Mayor

Mayor's Report



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
U.S. ARMY ENGINEER DISTRICT, ALASKA
P.O. BOX 6898
JOINT BASE ELMENDORF RICHARDSON, ALASKA 99506-0898

Environmental Resources Section

DEC 28 2011

Ms. Judith Bittner
State Historic Preservation Officer
Alaska Department of Natural Resources
Office of History and Archaeology
550 West 7th Avenue, Suite 1310
Anchorage, AK 99501-3565

Dear Ms. Bittner:

The U.S. Army Corps of Engineers, Alaska District (Corps), in partnership with the Denali Commission, is proposing navigation improvements and maintenance at the small boat harbor in Bethel, Alaska (Section 10, T8N, R71W, USGS Quadrangle Bethel D-8; figure 1). The purpose of this letter is to notify your office of this undertaking and to seek your concurrence on a determination of effect.



Figure 1. Project location (Section 10, T8N, R71W, USGS Quad Bethel D-8).

Project Description

The proposed project would include dredging the existing entrance and maneuvering channels, dredging the mooring basin, installing and/or improving the harbor bank protection and rock revetments, and replacing two existing boat ramps (figure 2). Existing utilities such as power poles, culverts, and float approach piers would not be disturbed. The area of potential effect for this undertaking would be the existing small boat harbor, the banks of the harbor and entrance channel, a dredged material disposal area, and a winter access road (see figure 2). No indirect effects are anticipated. Dredging would take place in the winter, while replacement of the boat ramps and bank protection would occur the following summer.

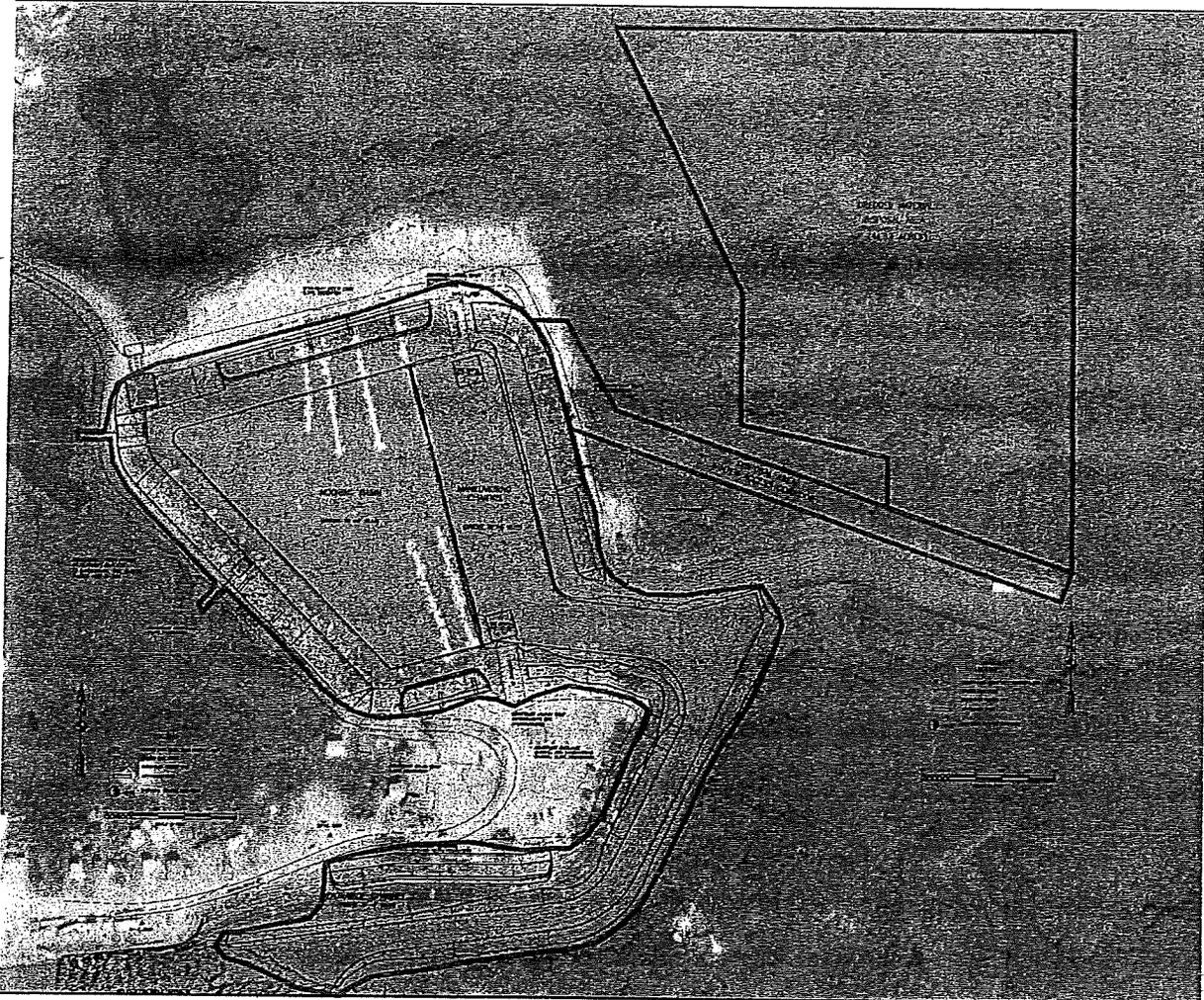


Figure 2. Area of potential effect (red lines) and proposed project features.

The 51-foot-wide entrance channel would be dredged using an excavator sitting on and cutting through the ice to excavate material. Dredged materials are primarily silt and sandy silt, and will be hauled by truck to the disposal area via a winter access road. The dredged material disposal area has been used for storing dredged materials in the past.

The banks of the small boat harbor are used extensively to pull skiffs up for loading, unloading, and mooring. Several years ago, Bethel Native Corporation placed gravel and Geoweb along the east bank of the harbor where it is adjacent to their property (figure 3). The north bank of the harbor has been eroding due to wave action. Protective rock and possibly Geoweb was previously placed in this area (figure 4).



Figure 3. East bank of the Bethel Harbor.

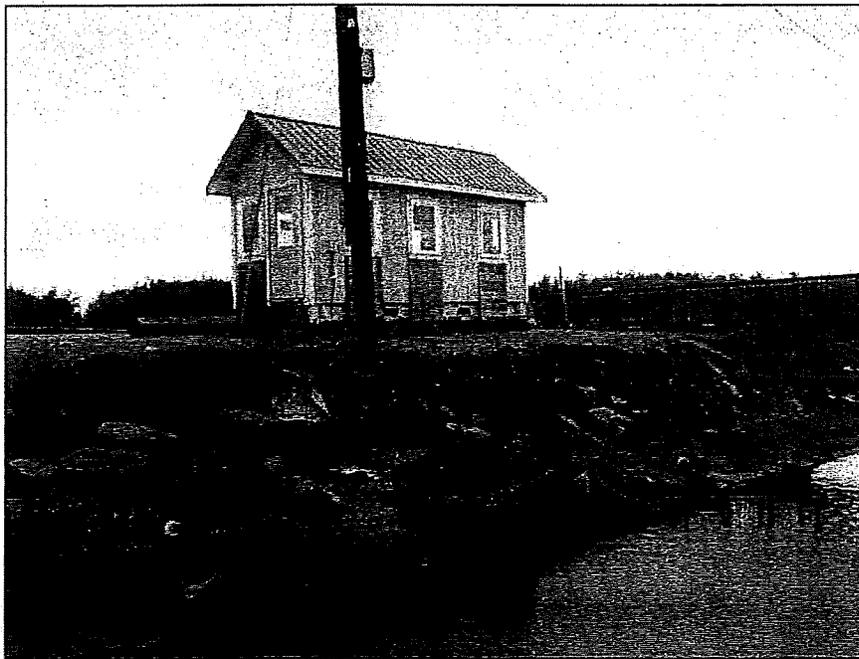


Figure 4. North bank of Bethel Harbor illustrating rock and Geoweb.

The east, west, and part of the north slopes of the harbor would be protected using layers of Geotextile filter fabric, Geocell grid slope stabilization material, and gravel. Prior to placing the protection, some areas may be graded using an excavator. The existing rock bank protection to the north and south would be reconstructed using a combination of the existing and new rock. This would protect the parking area near the entrance channel to the harbor.

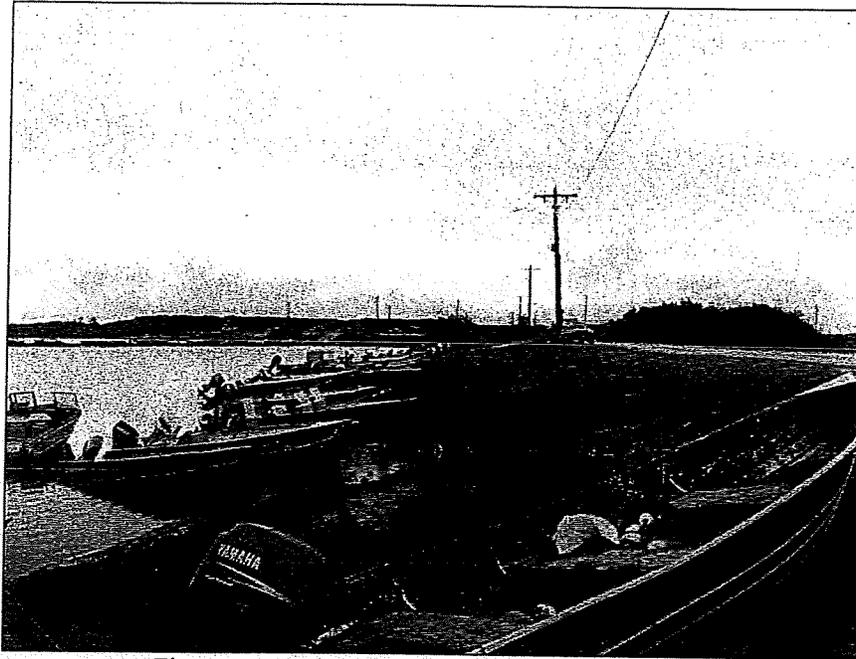


Figure 5. West bank of harbor with grounded skiffs.

Within the harbor, the two existing boat ramps will be replaced with concrete plank launch ramps. Fifty-foot-square gravel aprons will be added to the toe of each ramp to prevent scouring.

Along the entrance channel, the north bank has previously been sloped and covered with gravel (figure 6). In addition, protective rock has been added to the banks where the entrance channel empties into the Kuskokwim River. Gravel fill would be placed on the north slope of the entrance and maneuvering channels. The material will be placed by excavating approximately 1 inch of surface material from the slope and replacing it with gravel. The purpose is to provide better material for pulling up skiffs at lower water levels.

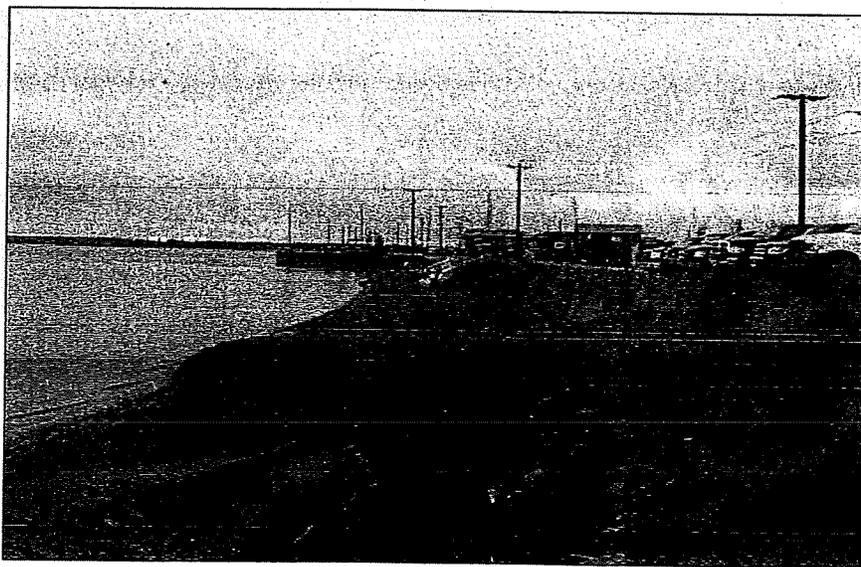


Figure 6. North bank of entrance channel.

Assessment of Effect

There are no known cultural resources reported in the project area. Ground disturbing activities proposed for this undertaking are limited to the existing harbor basin or previously disturbed banks. Transport of dredged materials would be along an ice road, and the dredged material disposal area has been used for this purpose in the past. The potential for cultural material to be encountered in the area of potential effect is minimal.

Therefore, we seek your concurrence in the determination that the proposed undertaking will result in **no historic properties affected**. If you have any questions about this project, please contact me by phone at (907) 753-2690 or e-mail Michael.9.Salyer@usace.army.mil.

Sincerely,



Michael R. Salyer
Chief, Environmental Resources Section

cf:

Ana Hoffman, President & CEO, Bethel Native Corporation
Andrew Guy, President and CEO, Calista Corporation
Eric Middlebrook, Mayor, City of Bethel
Raymond Watson, Chairman, Orutsaramuit Native Council
John Oscar, Ceñaliulriit Coastal Resource Service Area



**PUBLIC NOTICE
REGULAR MEETING OF THE
BETHEL PUBLIC TRANSIT COMMITTEE**

**Thursday December 15, 2011 - 6:30 p.m.
City Council Chambers**

AGENDA

MEMBERS

Glen Watson
ONC Council Chair
Committee Member

Shane Iverson,
KYUK Program Manager
Committee Member

Luke Smith
ONC IRR Program Dir.
Committee Member

Arvin Dull
Committee Member

Dana Peltola
Committee Member

Joseph Klejka
City of Bethel Mayor

John Sargent
COB Grant Manager
Committee Member

Ex-Officio Members

Christi Woods
Transit Mgr/Recorder

- I. CALL TO ORDER
- II. ROLL CALL
- III. SPECIAL ORDER OF BUSINESS
 - A. Election of Chair and Vice-Chair
- IV. PEOPLE TO BE HEARD
- V. APPROVAL OF AGENDA
- VI. FREQUENCY OF TRANSIT MEETINGS
- VII. TRANSIT MANAGER'S REPORT
- VIII. NEW BUSINESS
 - A. Transit System Funding (City of Bethel and ONC)
 - B. Transit Scheduling
- IX. COMMITTEE MEMBER'S COMMENTS
- X. ADJOURNMENT

Posted December 8th, 2011 at AC, AC Quick Stop, Swanson's, City Hall
Christi Woods, Transit Manager/Recorder

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DEPARTMENT OF CHEMISTRY
5800 S. UNIVERSITY AVENUE
CHICAGO, ILLINOIS 60637

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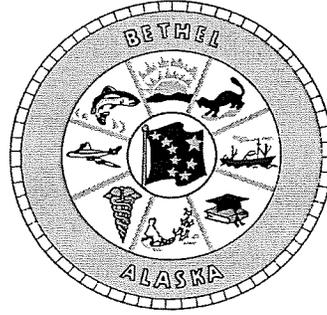
Bethel City Council

Office of the City Manager

Manager's Report

CITY OF BETHEL

Post Office Box 1388
Bethel, Alaska 99559
Voice: 907-543-1373
Fax: 907-543-1394



January 3, 2012

From: Lee M. Foley, City Manager

To: Bethel City Council

-

Info: Lori Strickler, City Clerk

Subj: City Manager's Report

Listed below are some of the action items and activities that I've been working on, and involved in, for the period December 7, 2011 – January 3, 2012

CITY ADMINISTRATION ACTION ITEMS AND ACTIVITIES

Projects:

- **Tundra Ridge Access** – The Administration has been working on a viable alternative to open up a second access to Tundra Ridge. A proposal will be provided to each Council member and an Action Memorandum will be on the agenda to authorize me to contact Senator Hoffman and Representative Herron and seek their assistance should Council approve this alternative.
- **Water & Sewer Master Plan Update** – RFP will close on Monday, January 16, 2012.

Miscellaneous:

- **Old Armory Facility** – The engineer who performed the structural inspection of this facility has clarified his reporting remarks to state that the building has a useful life span of approximately 15-20 more years. With respect to the HAZMAT Assessment, the report indicates that the structure is safe to occupy if asbestos-related materials in the building are not disturbed.

After reviewing and deliberating all of the options for disposition of the Armory building, the Administration believes the final decision comes down to “need” and

money. When viewed in that context, we can find no definitive need for the City to assume ownership of the building and thereby incurring maintenance and operation costs that will exceed \$50,000.00 per year. We therefore recommend the following:

1. Elect not to accept ownership of the building.
 2. Renegotiate the lease to receive more equitable value for the land on which the main building, and several out-buildings, reside. The City will have the land assessed to determine fair market value for leasing purposes.
 3. Let the National Guard negotiate with the School District to keep the gymnasium open and functional as they have done throughout the lease to date.
 4. Reclaim our land on Chief Eddie Hoffman Highway that was given to the National Guard for their new building, but was never used.
- **Bethel Transit System** – Glen Watson, Zack Brink, Luke Smith and I met with Gene Peltola, Sr. on Tuesday, December 27, 2011, to discuss the Transit System. We discussed dedicating the 8-passenger bus for YKHC Hospital/Administration Building/Airport runs if YKHC would help with funding. Gene indicated he would ask his board at their next meeting for an allocation of \$20K to assist this effort. Since this initiative would serve to expand the system if approved, it would enable ONC to seek a Transportation System Expansion Tribal Grant to subsidize and support the expansion for a 2-year period.

ONC has tendered a check to the City in the amount of \$41,491.79 to cover their portion of Transit System expenses for the first quarter FY2012 (July 1-Sept 30, 2011).

ONC wishes to adhere to the amount of their contribution that was set forth in the original MOU when only one bus and three people were involved. Given the size and complexity of the Transit System today, that contribution is unrealistic. If an agreement cannot be reached with ONC that increases their contribution to this Joint Transit System, the Administration recommends ceasing transit operations no later than 5:00 p.m. on Friday, January 13, 2012. This slight extension allows ONC to hold their board meeting on January 4, 2012, plus enabling the City and ONC to hold their Joint Task Force meeting on January 12, 2012. The Joint Transit System will be a primary topic of discussion at both of these meetings.

- **FY 2013 Budget** – Preliminary scheduling and preparations have been initiated.
- **Council Federal Priorities** – The resolution for these priorities has been submitted for approval.

January 4, 2012

- **Electrical Utility Status** – The Council had requested I contact the owner of BUC to ascertain the status of the acquisition of the utility by TDX. However, after receiving mixed signals from Attorney Dean Thompson and Meera Kohler (AVEC CEO) concerning the purchase, I thought it more prudent to first contact TDX directly and ask them for a status update. My letter to Mr. Ron Philemonoff, TDX CEO, is enclosed.

Thank you.

Enclosure

December 22, 2011

Mr. Ron Philemonoff, CEO
TDX (Tanadgusix)
Post Office Box 88
St. Paul, Alaska 99660

RE: Purchase of Bethel Utilities Corporation

Dear Mr. Philemonoff:

In a TDX letter dated June 9, 2010, you advised the Bethel City Council and myself that "TDX had negotiated the purchase of Bethel Utilities Corporation (BUC) and had begun the process to finalize the transfer within the next several months."

In checking with the Regulatory Commission of Alaska (RCA) recently, I can find no indication that TDX has filed an application to transfer BUC's Certificate of Public Convenience and Necessity (CPCN) to TDX. It was the City's impression that the 5-year window option obtained by TDX to purchase BUC had expired, leaving the impending purchase in doubt.

If you would please contact me at your convenience and advise me on the current status of the proposed purchase, it would be most appreciated. The Bethel City Council is most interested in receiving an update.

Please accept my best wishes on behalf of the City Council and Administration for a very Merry Christmas and a Happy and prosperous New Year.

Sincerely,

Lee M. Foley

Cc: City Council

Bethel City Council

Office of the City Manager

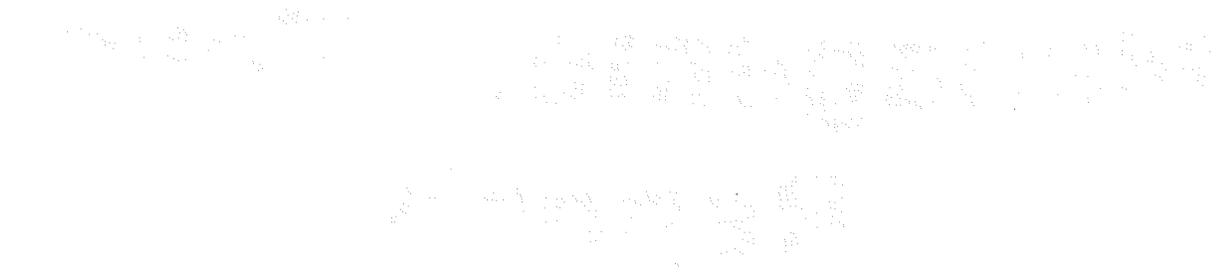
Management Team Reports

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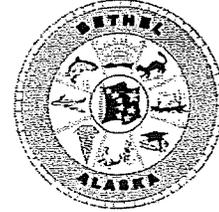
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TEL: 773-707-5000 FAX: 773-707-5001

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MEMORANDUM



DATE: December 30, 2011
TO: Lee Foley, City Manager
FROM: John Sargent, Grant Manager
SUBJECT: Grant Manager's Report – January 10, 2012 Bethel City Council Meeting

RFP Issued to Purchase Heavy Equipment

I prepared and issued a Request for Proposals for the Public Works Department to purchase three pieces of heavy equipment: bull dozer, dump truck, and equipment haul trailer. The City will use its State Legislative grant for Street and Road Repairs to pay for the items.

Bethel – The First 100 Years Book

Janet Athanas and I continue to look for \$16,482 in funding from local sources to pay for the new layout, corrections, updates, digital print-ready file, and printing of Bethel—The First 100 Years book. The plan calls for 300 hard cover books and 1,000 soft cover books to be printed.

Denali Commission Transportation Grant Revision

The Denali Commission informed the City of Bethel that its grant request for \$1 million to dredge the Bethel Small Boat Harbor Mooring basin would not be supported because the Corps of Engineers did not have funds to dredge the maneuvering basin and entrance channel. The City was able to redirect its request such that \$1 million would pay for replacement of the north and south boat launch ramps and scouring. The review committee meets January 26-27, 2012 to score applications submitted.

Federal Appropriations Requests

This is the second year of a two-year moratorium forbidding earmark requests to the Senate Appropriations Committee by congressional delegates. Last year, President Obama said that he would veto any appropriations bill that contained earmarks. Senator Murkowski and Senator Begich still collected requests on a short form last year that kept them aware of the needs of Alaskan communities. This year will likely be the same protocol.

City of Bethel Grant Summary Calendar Year 2011					
Preparing					
Sponsor	Name	Products/Services	City Depts. (Partners)	Date	\$ Grant \$ City Match
U.S. Government	Congressional Budget Request	Dredging Bethel Small Boat Harbor	Port	1/27/12	\$2,000,000 0

Preparing (Continued)

Sponsor	Name	Products/Services	City Depts. (Partners)	Date	\$ Grant \$ City Match
U.S. Government	Congressional Budget Request	Bethel Bank Stabilization Project	Port	1/27/12	\$3,000,000 0
U.S. Government	Congressional Budget Request	Kuskokwim River Navigation	Port	1/27/12	\$100,000 0
U.S. Government	Congressional Budget Request	CAT6 cable in City Hall and Public Works building to allow new telephone communications	Information Technology	1/27/12	\$500,000 0
U.S. Government	Congressional Budget Request	Bethel Aquatic Training and Health Center	Parks & Rec.	1/27/12	\$4,000,000 0
Alaska Division of Homeland Security and Emerg. Mgmt.	Hazard Mitigation Program	Culverts, flares, gravel, sand to improve small boat harbor road	Port	1/15/12	\$85,000 0
Alaska Division of Homeland Security and Emerg. Mgmt.	Interoperable Communication Grant	Mobile and portable radios for police and fire departments.	Police, Fire	Open	\$25,000 est. 0

Submitted in Calendar Year 2011

Most recent first

Denali Commission	Transportation Program – Waterfront Development Program	Replace north and south boat launch ramps and scour ramp toes.	Port	11/10/11	\$1,000,000 \$500,000
State of Alaska	State Designated Legislative Grant	Bethel Aquatic Training and Health Center	Parks & Rec.	ASAP	\$24,000,000 0
State of Alaska	State Designated Legislative Grant	Fire Engine – pumper/tanker	Fire	10/6/11	\$350,000 0
State of Alaska	State Designated Legislative Grant	New City Shop floor	Public Works	10/6/11	\$1,500,000 0
State of Alaska	State Designated Legislative Grant	Dredging, scouring of ramps, new south ramp, excavator	Port	10/6/11	\$4,000,000 0
U.S. Dept. of Homeland Security, FEMA	Assistance to Firefighters Grant	New pumper/tanker	Fire	9/9/11	\$347,000 \$17,350

Approved in Calendar Year 2011

Most recent first

Sponsor	Name	Products/Services	City Depts. (Partners)	Date	\$ Grant \$ Match
Alaska Division of Homeland Security and Emerg. Mgmt.	State Homeland Security Program	6 marine VHG radios, security fence & gate for new police station	Police, Fire, Port	7/13/11	\$100,985 0

Approved in Calendar Year 2011 (Continued)

Most recent first

Sponsor	Name	Products/Services	City Depts. (Partners)	Date	\$ Grant \$ Match
U.S. Bureau of Justice Assistance	Edward Byrne Memorial Justice Assistance Grant (FY 2011 JAG)	Equipment, supplies	Police	7/21/11	\$11,001 0
Alaska Dept. of Transportation & Public Facilities	FTA Section 5311	Transit administration and operating costs	Public Works	4/11/11	\$278,785 0
Alaska Dept. of Transportation & Public Facilities	Alaska's Rural Transit Assistance Program	Transit System personnel training	Public Works – Transit System	4/11/11	\$5,632 0
State of Alaska	Legislative Grant	Police Dispatch System	Police	6/29/11	\$328,800 0
State of Alaska	Legislative Grant	Emergency power generator	Police	6/29/11	\$246,000 0
State of Alaska	Legislative Grant	LED Streetlights	Admin.	6/29/11	\$350,000 0
Yukon-Kuskowkwim Health Corporation, Diabetes Prevention & Control Program	2011 Community Activity & Garden Award	One professional grade wood chipper	Parks & Rec.	3/25/11	\$6,319 0
Total					\$1,327,522

Not Approved in Calendar Year 2011

Alaska Division of Homeland Security and Emerg. Mgmt.	State Homeland Security Program	911 dispatch center equipment; video camera security system for Port and Police Station, radio repeaters	Police, Fire, Port	7/13/11	\$803,825 0
Bethel Community Services Foundation	Open community grant program	Digitize and reprint book: "Bethel – The First 100 Years"	Parks & Rec.	Open	\$28,822 0

City of Bethel

Grant Report Record - Active Grants Requiring Reports - Fiscal Year 2011

For periods ending December 31, 2011

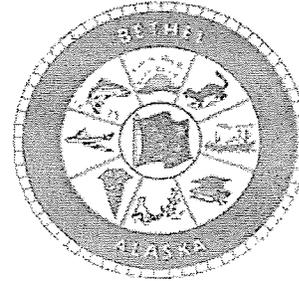
#	Grant Name	Project	Completed & Submitted
1	State Designated Legislative Grant	Fire Station Upgrades	
	Progress Report (quarterly)	Due: 1/15/12	
	Financial Report (quarterly)	Due: 1/15/12	
2	State Designated Legislative Grant	Bethel Road Repairs	
	Progress Report (quarterly)	Due: 1/15/12	
	Financial Report (quarterly)	Due: 1/15/12	
3	State Designated Legislative Grant	New or Remodeled Police Station	
	Progress Report (quarterly)	Due: 1/15/12	
	Financial Report (quarterly)	Due: 1/15/12	
4	State Designated Legislative Grant	Utility Acquisition Study	
	Progress Report (quarterly)	Due: 1/15/12	
	Financial Report (quarterly)	Due: 1/15/12	
5	State Designated Legislative Grant	Wind Energy Feasibility Study	
	Progress Report (quarterly)	Due: 1/15/12	
	Financial Report (quarterly)	Due: 1/15/12	
6	ARRA-Justice Assistance Grant	E911 recorder & virtual simulator	
	ARRA Section 1512 C Report (every 6 mos.)	Due: NA - Final report submitted	
	Progress Report (annually)	Due: 10/30/12	
	Financial Report (quarterly)	Due: NA - Final report submitted	
7	Justice Assistance Grant (JAG)	Forensic equipment purchase	
	Progress Report (annually)	Due: 1/30/12	
	Financial Report (quarterly)	Due: 1/30/12	
8	Hazard Mitigation Grant	Tide Gauge, weather station, radios	
	HMGP Project Quarterly Report	Due: 1/20/12	
9	State Homeland Security Grant	Mobile Command Trailer	
	Progress Report (quarterly)	Due: 1/20/12	
	Financial Report (quarterly)	Due: 1/20/12	
9	State Homeland Security Grant	Police Station fencing/gate & 5 VHF marine radios	
	Progress Report (quarterly)	Due: 1/20/12	
	Financial Report (quarterly)	Due: 1/20/12	
10	Energy Efficiency Comm. Block Grant	LED streetlights	
	ARRA Section 1512 C Report (every 6 mos.)	Due: 1/14/12	
	Progress Report (quarterly)	Due: 1/30/12	
	Financial Report (quarterly)	Due: 1/30/12	
11	FTA Sec. 5311 (FY 2011)	Bethel Transit System operation	
	Finance Report (quarterly)	Due: 1/30/12	

12	Rural Transit Assistance Program (RTAP) Finance Report	Due: 45 days after expenses incurred	
13	USDA-Rural Development - Predevelopment Progress Report (quarterly) Finance Report (quarterly)	Manhole Design, lagoon study/design Due: 1/30/12 Due: 1/30/12	
14	USDA-Rural Development - Construction Performance Report (quarterly) Finance Report (quarterly)	QFC#2 lift station; lift station upgrades; Due: 1/30/12 Due: 1/30/12	
15	AFG SAFER Grant Hiring Performance Report (quarterly) Finance Report (quarterly)	Hire one Firefighter/EMT for 2 yrs. Due: 12/30/11 Due: 12/30/11	12/29/2011 12/29/2011
16	Early Childhood Development-Nutrition Pgm Attendance/Snack Report (monthly)	Food Service Program Due: 12/30/11	
17	Community Safety Patrol (CSP) Quantitative & Narrative Report Cumulative Fiscal Report	Community Safety Patrol Due: 1/30/12 Due: 1/30/12	
18	Association of Village Council Presidents, Inc. Progress Report Finance Report	Temporary Assistance to Needy Families (TANF) Due: new grant signed recently Due: new grant signed recently	 --- ---

Closed Grants in FY 2011-FY 2012		Funding Covered	Amount
1	State Designated Legislative Grant	Fire station roof repair	\$1,200,000
2	FTA Section 5311 (FY 2010) Transit System Grant	Transit system operations	\$109,253
3	Rural Training Assistance Program (RTAP) FY 2010	Transit system staff training	\$3,761
4	YKHC Diabetes Prevention & Control-Garden Grant	Professional grade wood chipper	\$6,319
5	AK Dept. of Health and Social Services (FY 2011)	Community Safety Patrol	\$276,930
6	Land and Water Conservation Fund	Pinky's Park Upgrade	\$102,000
			\$1,698,263

MEMORANDUM

DATE: January 01, 2012
TO: Lee Foley
FROM: Daniel J. Shea-Planning Director
SUBJECT: Manager's Report for January '12



Code Enforcement Activity:

1. Ready to send out second group of letter on non-subscriptions sewer list during the month of January 2012

Hazard Mitigation: No Reports this month

Indian Reservation Roads (IRR): No Reports this month.

Planning Commission: Meeting on January 12, 2012

- A. Briefing on Proposed Donut Hole Road

Recreation Center (BATH): Alaska Architects LLC will be doing the survey on the site for the proposed future BATH development. .

Site Plans: We have received 0 site plans since December 30, 2011 for infill and additional structures to people's properties.

Land Issues:

1. Working on several city owned properties in getting survey's done

Transportation Plan:

1. Planning Department is working with State of Alaska DOT and regional leaders in developing a new Bethel Airport Master Plan.
2. Working with Public Works Department on Charles Native Allotment and BIA to get an appraisal on his allotment for the expansion of the lagoon.

Water Source Protection: No Report this month

Financial Status: 2011 budget. The Planning Department used 29.06% of budget December 01, 2011.

Efficiencies/Cost Savings Measures: The Planning Department keeps on working with Public Works Department in ordering office supplies so that we cut down the overstocking of specific supplies.

Other Information: No Reports this month

- City Manager Foley will assign special projects to the Planning Department throughout the yr.

Bethel Police Department, 220 State Hwy, Bethel AK 99559
907-543-3781



December 2011 Monthly Report

Personnel:

The CSP unit has one opening presently and we are still looking for qualified candidates.

Officers and staff have been involved in numerous jury trials and depositions this month and new statistics received from the court indicate that Bethel is doing approx. 31% of the felony trials for the state. The court is looking to add another judge position if possible. While this is problematic for all the court and DA personnel, it also affects our budget as well as officers sit in the courthouse for hours pending proceedings.

Officer Davis is set to attend the Sitka refresher academy in January for 2 weeks. APSC is paying the tuition and we are responsible for the air fare. We appreciate APSC's assistance with this and all the certifications which have come due this fall. Last year, Lt. Achee was approved to conduct the refresher academy in Bethel due to the number of officers to be certified, those certifications are now due and Amy Peterson has been working with APSC to complete the process. With only one officer set to refresh, it was more cost effective to send Officer Davis to Sitka instead of conducting another academy.

Operations:

Officers responded to 1008 calls this month, 97 resulting in cases which resulted in 36 adult arrests and 0 juvenile arrests. Out of the 97 cases, 86 cases were cleared by arrest or in another manner (89%). Of note were:

- 16 assault calls were responded to.
- 2 Sexual Assaults
- 6 stolen vehicles
- 1 Burglaries were reported
- 16 (5 injury) total accidents.

The police building construction is moving quickly. We are pending receipt of the first phase of the drawings from the architect for approval and then completing the final plans for construction. We will be working on RFP's for fencing, dispatch and the generator.

The Command Trailer has been completed. We are awaiting final paperwork from the factory so that we can obtain plates and have it moved to storage and to have our graphics applied.

Dispatch/Admin

Amy Peterson handled numerous cab renewals, new chauffeur licenses, and vehicle transfers this month.

Dispatch handled 1266 calls for service last month: AST 154, BFD 99, BPD 1008, OCS 4, and Probation.

The final dispatch policy is pending review by administration.

CSP:

October Stats: 36 males, 22 females, 27 residents, 31 non res., 8 to YKCC, 49 to Sobering Center, 1 to YKHC, 0 to private residence and 0 ATCFS (Able to Care for Self)- **Total 58.** November was 80, October was 125, September was 62, August was 100, July was 108, June was 82, May was 115, April was 113, March was 127, and February was 95. January was 68, 2011 total of 1133

These figures do not reflect intoxicated persons contacted and placed by police personnel. CSP was in training for a week and officers placed PC's.

The Sobering Center has begun staying open 24/7 which will benefit everyone involved.

Animal Control:

The following are the dispositions of the animals impounded:

- 5 Returned to owner
- 5 Adopted
- 2 Euthanized
- 3 Dogs still impounded/quarantined
- 0 Cats still impounded

For those that don't know, Bethel Friends of Canines have been assisting us in placing dogs and they have developed contacts in sending adoptable dogs to Anchorage. We appreciate their help and we are currently working on volunteer programs which may benefit both groups.

Final 2011 Stats

Calls for Service

- Dispatch 16866
- AST 1823
- Fire 999
- BPD 13991
- OCS 33
- Prob 20

BPD handled 1341 cases, 631 cases cleared by arrest, 6 cleared by exception, 38 with juvenile arrest, 1257 cases were cleared (94% clearance rate)

Cases by day:

Sunday 249, Mon 172, Tues 191, Wed 165, Thurs 178, Fri 183, Sat 202

Cases by hour:

High was 78 @1300 hrs. and 1500 hours.

Low was 29 @ 0400 hrs, followed by 31 @ 0700 and 0800 hrs

0000 hrs to 2300 hrs. respectively: 57,62,60,62,29,38,32,31,31,53,45,51,70,78,57,78, 62, 69, 57, 66, 69, 57,56,70

As you review, you will notice that we are fairly consistent over days and hours regarding call volume, this issue is what drives our minimum staffing requirements since there is no shift time that reflects any extended "slow" time. We do review our shift times since seasonally there are some differences.

January 4th, 2012, Larry Elarton, Chief of Police

Agency Activity In 2011

Agency	January			February			March			April			May			June			July			August			September			October			November			December			Totals						
	Unit	TS	Callis	Unit	TS	Callis	Unit	TS	Callis	Unit	TS	Callis	Unit	TS	Callis	Unit	TS	Callis	Unit	TS	Callis	Unit	TS	Callis	Unit	TS	Callis	Unit	TS	Callis	Unit	TS	Callis	Unit	TS								
AST	18	178	0	19	110	0	18	127	0	15	163	0	18	163	0	17	188	0	18	163	0	17	153	0	17	163	0	17	144	0	17	144	0	17	123	0	16	164	0	208	1823	0	
BFD	6	79	0	3	69	0	4	79	0	3	71	0	3	64	0	3	85	0	3	64	0	3	75	0	4	85	0	4	129	0	4	129	0	4	91	0	5	99	0	50	999	0	
BPD	23	1163	1	20	1085	0	19	1211	1	19	1037	0	19	1234	0	20	1057	0	20	1057	0	20	1218	0	18	1316	0	18	1488	0	18	1488	0	18	1043	0	22	1008	0	234	13881	2	
OCS	1	5	0	1	3	0	1	5	0	1	1	0	1	3	0	1	1	3	0	1	1	2	0	1	4	0	0	0	1	3	0	1	3	0	1	2	0	1	4	0	11	33	0
PROB	1	0	0	1	1	0	0	0	0	1	2	0	1	3	0	1	1	3	0	1	1	0	0	0	0	0	0	0	1	3	0	1	3	0	1	4	0	1	1	0	9	20	0
Total	49	1445	1	44	1268	0	43	1422	1	39	1274	0	44	1513	0	42	1462	0	42	1288	0	42	1462	0	40	1558	0	40	1767	0	42	1767	0	41	1263	0	45	1266	0	512	16866	2	

Classification	Events Rptd	Unfounded	Actual	Cir Arrest	Cir Exception	Cir Juveniles	Total Cir	Percent Cir
ANIMAL ATTACK	1	0	1	0	0	0	1	100.0
ANIMAL ATTACK	1	0	1	0	0	0	1	100.0
ANIMAL CALL	1	0	1	0	0	0	1	100.0
ANIMAL CALL, OTHER	1	0	1	0	0	0	1	100.0
ASSAULT	21	0	21	15	0	0	21	100.0
AGGRAVATED ASSAULT, NONFAMILY, KNIFE/CUT INSTR	2	0	2	2	0	0	2	100.0
AGGRAVATED ASSAULT, NONFAMILY, OTH WEAPON	1	0	1	1	0	0	1	100.0
AGGRAVATED ASSAULT, NONFAMILY, STRONGARM	2	0	2	2	0	0	2	100.0
SIMPLE ASSAULT	16	0	16	10	0	0	16	100.0
ASSIST OTHER AGENCY	1	0	1	0	0	0	1	100.0
ASSIST OTHER AGENCY	1	0	1	0	0	0	1	100.0
BURGLARY	1	0	1	0	0	0	1	100.0
BURGLARY, FORCED ENTRY NONRESIDENCE	1	0	1	0	0	0	1	100.0
DAMAGED PROPERTY	4	0	4	2	0	0	3	75.0
DAMAGED PROPERTY, PRIVATE	4	0	4	2	0	0	3	75.0
DEATH	4	0	4	0	0	0	3	75.0
UNATTENDED DEATH	4	0	4	0	0	0	3	75.0
FAMILY DISTURBANCE	2	0	2	0	0	0	1	50.0
FAMILY DISTURBANCE	2	0	2	0	0	0	1	50.0
JUVENILE PROBLEM	1	0	1	0	0	0	1	100.0
JUVENILE PROBLEM	1	0	1	0	0	0	1	100.0
MENTAL SUBJECT	2	0	2	0	0	0	2	100.0
MENTAL SUBJECT	2	0	2	0	0	0	2	100.0
MISC INCIDENTS	5	0	5	0	0	0	4	80.0
MISCELLANEOUS INCIDENTS	5	0	5	0	0	0	4	80.0
OBSTRUCT JUSTICE	8	0	8	4	0	0	8	100.0
CONDITIONAL RELEASE VIOLATION	2	0	2	2	0	0	2	100.0
CONTEMPT OF COURT	1	0	1	1	0	0	1	100.0
FAILURE TO APPEAR	2	0	2	0	0	0	2	100.0
PROBATION VIOLATIONS	2	0	2	0	0	0	2	100.0
VIOLATION OF A COURT ORDER	1	0	1	1	0	0	1	100.0
OBSTRUCT POLICE	1	0	1	1	0	0	1	100.0
RESISTING/INTERFERING W/POLICE	1	0	1	1	0	0	1	100.0
OTHER CRIMES AGAINST SOCIETY	6	0	6	5	0	0	6	100.0
WARRANT	6	0	6	5	0	0	6	100.0
PORNOGRAPHY	1	0	1	0	0	0	0	0.0
OBSCENE MATERIAL, DISTRIBUTE	1	0	1	0	0	0	0	0.0
PROCESS SERVICE	3	0	3	3	0	0	3	100.0
WARRANT SERVICE	3	0	3	3	0	0	3	100.0
PROPERTY CRIMES	2	0	2	0	0	0	2	100.0
PROPERT CRIMES	2	0	2	0	0	0	2	100.0
PUBLIC PEACE	2	0	2	2	0	0	2	100.0

DISORDERLY CONDUCT	2	0	2	2	0	0	2	100.0
SEXUAL ASSAULT	2	0	2	0	0	0	0	0.0
SEXUAL ASSAULT, SODOMY GIRL STRONGARM	1	0	1	0	0	0	0	0.0
STATUTORY RAPE	1	0	1	0	0	0	0	0.0
STOLEN VEHICLE	6	0	6	0	0	0	5	83.3
POSSESS STOLEN VEHICLE	1	0	1	0	0	0	0	0.0
VEHICLE THEFT, AUTO	1	0	1	0	0	0	1	100.0
VEHICLE THEFT, OTHER VEHICLE	4	0	4	0	0	0	4	100.0
THEFT	1	0	1	0	0	0	1	100.0
THEFT OTHER	1	0	1	0	0	0	1	100.0
TRAFFIC ACCIDENT	16	0	16	0	0	0	14	87.5
HIT/RUN, PRIVATE PROP DAMG	2	0	2	0	0	0	1	50.0
HIT/RUN, VEHICLE DAMG	2	0	2	0	0	0	2	100.0
TRAFFIC ACCIDENT, INJURY	5	0	5	0	0	0	4	80.0
TRAFFIC ACCIDENT, VEHICLE DAMAGE	7	0	7	0	0	0	7	100.0
TRAFFIC PROBLEM	1	0	1	0	0	0	0	0.0
TRAFFIC, OTHER	1	0	1	0	0	0	0	0.0
TRESPASSING	3	0	3	2	0	0	3	100.0
TRESPASSING, PRIVATE PROPERTY	3	0	3	2	0	0	3	100.0
WEAPONS OFFENSE	2	0	2	2	0	0	2	100.0
POSSESSION OF WEAPON	1	0	1	1	0	0	1	100.0
WEAPONS OFFENSES OTHER	1	0	1	1	0	0	1	100.0
Event Totals	97	0	97	36	0	0	86	88.7

Arrest Report

Bethel Police

12/01/2011 -

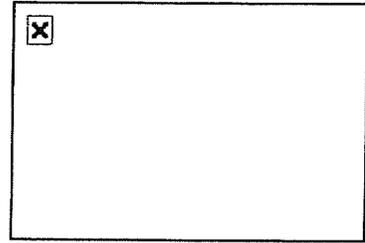
Department

12/31/2011

220 Chief Eddie Hoffman Hwy.

Bethel AK., 99559

907-543-3781



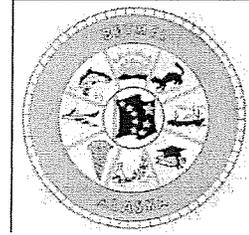
CLASSIFICATION	NUMBER OF ARRESTS
ASSAULT	15
DAMAGED PROPERTY	2
OBSTRUCT JUSTICE	4
OBSTRUCT POLICE	1
OTHER CRIMES AGAINST SOCIETY	5
PROCESS SERVICE	3
PUBLIC PEACE	2
TRESPASSING	2
WEAPONS OFFENSE	2

36

DECEMBER 2011 CSP MONTHLY LOG SHEET

Date					WENT TO				
	(M) P.C.	(F) P.C.	Res	Non-Res	YKCC	Sobering Ctr.	Private Res	ATCFS	YKHC/ER
12/1/2011/									
12/2/2011									
12/3/2011	4	1		5			5		
12/4/2011	1	1		2			2		
12/5/2011									
12/6/2011									
12/7/2011									
12/8/2011	1	1	1	1			2		
12/9/2011									
12/10/2011	1	1	2	0			2		
12/11/2011	1			1			1		
12/12/2011									
12/13/2011	1	1	1	1	1		1		
12/14/2011	1	1		2			2		
12/15/2011	2	2	2	2			4		
12/16/2011	4	0	3	1	0		4		
12/17/2011	3	1	3	1	1		3		
12/18/2011									
12/19/2011	2	2	2	2			3		1
12/20/2011	1	4	2	3	2		3		
12/21/2011	3	2	4	1	1		4		
12/22/2011	2		2				2		
12/23/2011	2	1		3			3		
12/24/2011	2	1	2	1			3		
12/25/2011									
12/26/2011									
12/27/2011	0	1		1			1		
12.28/2011	1	1	1	1	1		1		
12/29/2011	1		1		1				
12/30/2011	1		1				1		
12/31/2011	2	1		3	1		2		
TOTAL	<u>36</u>	<u>22</u>	<u>27</u>	<u>31</u>	<u>8</u>		<u>49</u>		<u>1</u>

Total (58)



MEMORANDUM

DATE: January 3, 2012

TO: Lee Foley, City Manager

FROM: George Young, Fire Chief

SUBJECT: Manager's Report – Month of December, 2011

Programs/Divisions

- All vehicles are up and running with the exception of the 1972 Engine-2 which still has serious problems with its Cummins Diesel engine. It has been looked at by a Cummins diesel specialist from Anchorage to the tune of \$6,400 with no success and may just be worn out and in need of replacement.
- The discharge of personal fireworks was allowed again this year for the New Year's celebration with no problems that I am aware of. We would like to thank the residents of Bethel for having respect for their neighbors and for using fireworks responsibly.

Staffing Issues/Concerns/Training

- We are still recruiting for three vacant Firefighter / EMT positions.
- The building is doing well in the cold, although we are having some problem keeping the apparatus floor area warm enough. The contractors are aware of the issue and have necessary parts to install.
- The Department finished two weeks of EMT II and III initial and refresher classes for staff and volunteers. Final testing was on Sunday December 18th.
- An EMT meeting was held on December 20 in the evening at the Fire Station. A review of recent ambulance runs was conducted followed by training in CPR and cardiac protocols. Medics trained with IV devices and the Zoll cardiac monitor/defibrillator. The next EMT meeting will be held tonight January 3, 2012 at 7 P.M. in the fire station.
- A Fire meeting was held on December 22 in the evening at the Fire Station. A review of recent fire calls was conducted followed by training in fire attack procedures and practice with our self contained breathing apparatus (SCBA).

The next fire training meeting will be held on January 12 in the evening at the fire station.

Budget/Financial

- The department is operating within its allocated budget.

PRESS RELEASE

City of Bethel Fire Department
320 Chief Eddie Hoffman Highway
P.O. Box 1388
Bethel, Alaska 99559
Contact: George S. Young, Fire Chief
Phone: (907) 543-2131
FAX: (907) 543-2702
Cell: (907) 545-4998

FOR IMMEDIATE RELEASE

Date: January 03, 2012

FIRE, MEDIC AND RESCUE CALLS

On 12-09-11 at 10:40 a.m. medics responded to H-Marker Lake Road for the report of a woman who could not breathe. Upon arrival, medics found a 43 year old female who complained of difficulty breathing. The patient was assessed and transported to the hospital.

On 12-10-11 at 2:11 a.m. medics responded to Chief Eddie Hoffman Highway for the report of a man with a possible broken ankle. Upon arrival, medics found a 54 year old male who had twisted his ankle. The ankle was splinted and the patient was transported to the hospital.

On 12-10-11 at 11:10 a.m. medics responded to East Avenue for a report of a patient unconscious on the ground. Upon arrival medics found an intoxicated patient with no injuries sleeping outside. The patient was transported by officers to the Sleep Off Center.

On 12-10-11 at 10 :19 pm. Medics responded to a report of patient needing transport from the Hospital to the airport. Medics transported the patient and flight team to the airport without incident.

On 12 11-11 at 3:50 a.m. medics responded to Ridgecrest Drive for a report of a patient not breathing. The patient was declared deceased at the scene. Medics responded to quarters.

On 12-11-11 at 11:14 a.m. medics responded to Chief Eddie Hoffman Highway for the report of a woman with a possible broken hand. Upon arrival, medics found a 90 year old female who had fallen and hurt her hand. The patient was treated and transported to the hospital.

On 12-11-11 at 2:00 p.m. medics responded to Chief Eddie Hoffman Highway for the report of a woman having an anxiety attack. Upon arrival, medics found a 26 year old female who complained of things closing on her. The patient was assessed and transported to the hospital.

On 12-11-11 at 10:06 medics responded to 4th Avenue for the report of a female who was passed out. Upon arrival, medics found an 18 year old female who was unresponsive. The patient was assessed and transported to the hospital.

On 12-12-11 at 4:40 a.m. medics responded to Ptarmigan Street for the report of an infant having a seizure. Upon arrival, medics found an 8 month old female who had a seizure. The patient was assessed and transported to the hospital.

On 12-12-11 at 9:03 a.m. firefighters responded to Schwalbe Street for a lockout. Firefighters forced entry and then returned to quarters.

On 12-12-11 at 3:46 p.m. medics responded to Front Street for a patient bleeding from the Head. Upon arrival Medics found two head injury patients from a snowmobile accident. Medics dispatched an additional ambulance and EMT's to assist. Both patients were immobilized, given oxygen and IV fluids and then transported to the Hospital.

On 12-12-11 at 4:45 p.m. firefighters responded to Ptarmigan Street for a report of heavy smoke showing from a chimney. Firefighters found no hazardous condition and returned to quarters.

On 12-12-11 at 7:20 p.m. medics responded to Third Avenue for a report of an assault. Medics were cancelled enroute.

On 12-13-11 at 2:30 p.m. medics responded to the airport to provide medical transport to an elder arriving on a commercial flight.

On 12-14-11 at 1;34 p.m. medics responded to the State Highway for a patient having seizures. The patient was treated and transported to the Hospital.

On 12-14-11 at 4:59 p.m. medics responded to the Hospital for a transport. Medics transported an infant and flight nurses to a waiting leer Jet bound for ANMC.

On 12-14-11 at 8:06 p.m. medics responded to BIA road for a back injury. Medics treated and transported one patient to the Hospital.

On 12-14-11 at 22:30 p.m. medics responded to Osier for a patient with a scratch on the wrist. Medics found the patient had received frost bite after lying on the ground. The patient refused transport.

On 12-15-11 at 2:56 a.m. medics responded to the State Highway for a report of an intoxicated patient unresponsive. Upon arrival the patient was treated and transported to the YKER for evaluation.

On 12-15-11 at 10:50 a.m. medics responded to Front Street for report of a man feeling dizzy and short of breath. Medics provided supplemental Oxygen, IV access, and transport to the hospital.

On 12-15-11 at 5:49 p.m. medics responded to the State Highway for report of a man having trouble unable to wake up. Medics assessed and transported the patient to the hospital.

On 12-16-11 at 1:00 a.m. medics responded to Ptarmigan for report of a woman coughing. Medics assessed the patient. The patient refused transport.

On 12-16-11 at 7:59 a.m. medics responded to report of woman not breathing. Medics assessed and transported the patient to the hospital.

On 12-16-11 at 5:21 p.m. medics responded to Akakeek Street for the report of an intoxicated male. Upon arrival, medics found a 22 year old male who was highly intoxicated. The patient was assessed and transported to the hospital.

On 12-17-11 at 4:10 a.m. medics responded to Akakeek Street for the report of an intoxicated female. Upon arrival, medics found a female having an anxiety attack. The patient was assessed and transported to the hospital

On 12-17-11 at 7:31 a.m. medics responded to Chief Eddie Hoffman Highway for the report of an intoxicated male. Upon arrival, medics found a 27 year old male who was highly intoxicated. The patient was assessed and transported to the hospital.

On 12-17-11 at 9:34 a.m. medics responded to Schwalbe Road for report of an elder feeling light headed. Medics assessed and transported the patient to the hospital.

On 12-18-11 at 12:30 p.m. medics responded to 1st Avenue for the report of an elderly female having difficulty breathing. Upon arrival, medics found an 81 year old female feeling sick. The patient was assessed and transported to the hospital.

On 12-18-11 at 1:05 p.m. medics responded to Ridgcrest Drive for the report of an intoxicated male. Upon arrival, medics found a 57 year old male who was highly intoxicated. The patient was assessed and transported to the hospital.

On 12-18-11 at 9:27 p.m. medics responded to Ridgcrest Drive for the report of a motor vehicle accident. Upon arrival, medics found three people involved in a two vehicle MVA. All three patients were fully immobilized and transported to the hospital for further evaluation.

On 12-19-11 at 2:53 p.m. medics responded to Ptarmigan Street for the report of a woman having chest pain. Upon arrival, medics found a 47 year old female stating radiating chest pain. The patient was assessed and transported to the hospital.

On 12-20-11 at 8:04 a.m. medics responded to Ptarmigan Street for the report of a man having difficulty time breathing. Upon arrival, medics found a 43 year old male not breathing. CPR was initiated and the patient was transported to the hospital.

On 12-20-11 at 4:36 p.m. medics responded to the airport for the report of a woman who was intoxicated. Upon arrival, medics found a 27 year old female who was unresponsive. The patient was assessed and transported to the hospital.

On 12-21-11 at 10:17 a.m. medics responded to the State Highway for a report of a person not breathing. Medics found the patient dead on arrival. Medics returned to quarters.

On 12-21-11 at 1:55 p.m. medics responded to Ptarmigan Street for a report of a patient suffering from dehydration. Upon arrival medics gave appropriate treatments and transported to the Hospital.

On 12-21-11 at 8:40 p.m. medics responded to the State Highway for a report of a patient having trouble breathing. Upon arrival medics gave oxygen, IV fluids and transport to the Hospital.

On 12-22-11 at 2:40 a.m. medics responded to the area of Ridgecrest Drive for a report of a patient having trouble breathing. Medics gave oxygen and transported to the Hospital.

On 12-22-11 at 4:37 a.m. medics responded to Ptarmigan Street for a report of a person having a seizure. Upon arrival medics began treatment of a patient for dizziness and nausea. The patient was transported to the Hospital.

On 12-22-11 at 8:14 p.m. medics responded to Ptarmigan for report of a woman unable to stop vomiting. Medics provided transport to the hospital for a patient who reported to have been drinking for one week.

On 12-22-11 at 10:35 p.m. medics responded to Ridgecrest Drive for report of a person with a hurt ankle. Medics provided transport to the hospital.

On 12-23-11 at 11:10 a.m. firefighters responded to Bridge Street for a report of a lockout. Firefighters forced entry and returned to quarters.

On 12-23-11 at 1:23 p.m. firefighters responded to the state Highway for smoke coming from a dumpster. Upon arrival no smoke was found. Firefighters returned to the Station.

On 12-23-11 at 3:20 p.m. medics responded to a report of a motor vehicle accident at the airport. Upon arrival medics found two passenger vehicles involved in a minor low speed collision. All patients declined medical care.

On 12-24-11 at 4:39 p.m. medics responded to Chief Eddie Hoffman Highway for report of a man who had a seizure. Medics transported the patient to the hospital.

On 12-25-11 at 2:04 p.m. medics responded to Hanger Lake Road for the report of stabbing. Upon arrival, medics found patient with a stab wound to the abdomen. The patient was assessed and transported to the hospital.

12-25-11 at 4:26 p.m. medics responded to East Avenue for the report of a man who was assaulted. Upon arrival, medics found a 29 year old male who had significant head trauma. The patient was fully immobilized and transported to the hospital.

On 12-25-11 at 10:09 p.m. medics responded to East Avenue for the report of man who was stabbed in the neck. Upon arrival, medics found a 23 year old male who had stab wounds to his neck. The patient was treated and transported to the hospital.

On 12-26-11 at 3:05 p.m. medics responded to Akakeek Street for report of a woman unable to stand. Upon arrival, medics found an patient who reported to have been drinking for several` days and not eating. Medics transported the patient to the hospital.

On 12-27-11 at 10:31 a.m. medics responded to Akiak Street for the report of a woman with a staple in her leg. Upon arrival, medics found a patient with a fishhook imbedded in her leg. The patient was assessed and refused transport to the hospital.

On 12-27-11 at 10:55 a.m. medics responded to Chief Eddie Hoffman Highway for the report of a man having a seizure. Upon arrival, medics found a 19 year old male who had a seizure. The patient was assessed and transported to the hospital.

On 12-27-11 at 1:5 p.m. medics responded to Pinky's Park for the report of a snow machine accident. Upon arrival, medics were advised that assistance was not needed.

On 12-27-11 at 5:58 p.m. medics responded to Ptarmigan Street for the report of a vehicle vs. pedestrian accident. Upon arrival, medics found a 24 year old female who had been hit by a car. The patient was assessed and transported to the hospital.

On 12-28-11 at 8:48 a.m. medics responded to Atsaq Street for a report of a person with a hurt leg. Medics assessed the patient and transported to the Hospital.

On 12-28-11 at 11:54 a.m. medics responded to a Atsaq Street for a report of a person feeling dizzy. Upon arrival medics gave oxygen, I.V. fluids and then transported the patient to the Hospital.

On 12-28-11 at 6:19 p.m. medics responded to Ptarmigan Street for a report of a patient having chest pain. Upon arrival the patient was given oxygen and IV fluids and then transported to the Hospital.

On 12-28-11 at 7:44 p.m. medics responded to Atsaq Street for a report of a patient with abdominal pain. Upon arrival the patient was treated for dehydration and then transported to the YKER.

On 12-28-11 at 9:33 p.m. medics responded to Ptarmigan for a report of a patient with a head injury. Upon arrival medics gave appropriate treatment including spinal; immobilization prior to transport to the Hospital.

On 12-28-11 at 12:24 a.m. medics responded to the State Highway for a report of an intoxicated patient unresponsive. The patient was transported to the Hospital for evaluation.

On 12-29-11 at 5:14 p.m. medics responded to Uiviq Subdivision for the report of a woman with a possible head injury. Upon arrival, medics found a 50 year old female who was assaulted. The patient was assessed and transported to the hospital.

On 12-29-11 at 9:27 p.m. medics responded to Akula Drive for the report of a woman feeling dizzy. Upon arrival, medics found a 66 year old female needing transport to the hospital. The patient was assessed and transported to the hospital.

MEMORANDUM

DATE: 1/1/2012

TO: Lee Foley, City Manager

FROM: Chuck Willert, Public Works Director

SUBJECT: Manager's Report –

Programs/Divisions

Public Works Director:

We have had a wide variety of weather condition to deal with during the month of December ranging from the lower forties to the mid thirties below zero. This makes it extremely hard to maintain our daily routes to be completed coupled with a shortage of personnel in the hauled utilities department.

We have been trying to keep up with the demands throughout the City owned buildings. The recent weather that we have been experiencing has made it a challenge to keep water and sewer trucks from freezing up as well as the buildings that have been freezing up.

Utility Maintenance:

Fighting air in the A loop in City Subdivision and gaining ground in getting rid of the air in the system.

Working on frozen drain pipes in ASHA water and sewer complex every day in the extreme weather conditions.

Hauled Utilities:

The hauled water and sewer drivers are being challenged with their daily duties. Filling open positions is also a growing challenge. Applicants for the open positions are almost non-existent. All CDL drivers are required to eliminate their off-road restriction and are now also required to possess a physical card which we have been exempt in the past.

Property Maintenance:

The cold weather has been keeping us busy making sure we have heat everywhere. Fuel tanks are running empty and we have to keep on the delivery out fit to adjust their schedule to make sure they get topped off in a timely manner. It might be time again to think about getting our own fuel delivery truck. Building checks are done twice a day on weekends to prevent any major problems. We have encountered more frozen and busted pipes and drain this year do to a number of unforeseen problems.

We set up a different expansion tank at the City Sub Water Treatment plant with an additional one on its way. There has been a lot of air getting into the system and this should help correct the problem. There have been some electrical issues we have had here and there but we were able to get an electrician to take care of it right away.

We are still waiting on some items that were ordered to finish up on some concerns that the Fire Marshall brought up on his visit in November for the Court House. Speaking of the Court House I would to upgrade/evaluate the ventilation system before this summer. It would be a good idea as it has not seen any technician to tune anything up since it has been put in. We just have been servicing it by way of filter changes, change belts, lube

Road Maintenance:

Streets and Roads, has now started plowing to and across H-Marker Lake now that the ice is now over 2 feet thick. This will give the people in Bethel a short cut to drive vehicles between Tundra Ridge Subdivision, and BIA Road over H-Marker Lake.

Streets and Roads, has been working on widening the snow berms on the roads, and in some of the subdivisions. In addition to widening the snow berms, we have been building snow fences on H-Marking Road, Tundra Road, and BIA Road area. This will keep the snow from drifting as fast, and as much when the next's snow storm hits.

Streets and Roads, has also been digging out the ice at the water fills, at the two pump houses with the 420 backhoe when the ice builds up at the fill. This makes it a little easily for the water trucks to fill up at the water plants. When streets and road is not plowing snow during, and after a snow storm, we been scarifying, and

sanding the roads when needed.

Vehicles and Equipment:

Vehicle & Equipment has been busy this month due to the cold freeze. Had a lot of wrecker calls, vehicles with frozen and broken hydraulic lines, frozen brake lines, and some of those who forget to plug in their take home vehicles. The Port Dodge front end was reconstructed and is almost complete.

Transit System:

For the month of December, the Bethel Transit System transported a total of 2053 passengers. 68 of those passengers had a disability and approximately 609 of them were elders. The cash fares totaled \$2567.00 with the total passes used equaled \$845.00.

This was the first full month of not offering a Saturday route and our numbers are still up from December of last year. Comparing month to month (December 2010 to December 2011) the passenger count was up by 176 riders. Although our cash fares were down by \$145.00, our pass usage has more than doubled resulting in an increase by \$436.00. From January 2, 2011 through December 30, 2011, Bethel Public Transit System transported 25,337 passengers. That is an increase of 5,053 over last year.

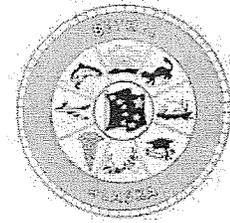
I am excited about the increases in riders. It goes to show how important the Transit System is to the community.

Staffing Issues/Concerns/Training:

Still down three positions in the hauled utility department.

Budget/Financial:

Will have to use last month's numbers as we don't have our new expenditure sheets.



MEMORANDUM

DATE: January 4, 2012
TO: Lee Foley

FROM: Ronda Sargent, Acting Director
SUBJECT: SEPTEMBER 2011 CITY MANAGERS REPORT

Programs/Divisions

- Seasonal Projects
 - December Holiday Projects went well. The Gingerbread House workshop was the most attended
- Foods Programs
 - Number of meals served=288
 - Submitted claims for October and November
- Youth Programs
 - Christmas school break the 4-H Youth Center had 15-25 participants attending each day
 - December attendance (use) numbers: 4-H Afterschool= 874, Teen Time=41
 - Craft projects completed in December: Christmas cards, homemade ice cream in a bag, "Picture me" books about likes and dislikes and what is unique about each one.
 - Teen time made Christmas cards that were mailed to Cooperative Extension Service State Advisory council, Christmas wreaths, Who is Important? Whom to choose for friends and Friends taking a stand-how to set limits and boundaries with friends.
- Log Cabin
 - Almost every day of December was used by at least one group.
 - The new heater is working well.
- Weight Room
 - We currently have contracts with Wells Fargo, UAF KuC, Yuut Elitnaurviat, and YKHC Behavior Health.

Staffing Issues/Concerns/Training

- The staff is working on program plans and will be putting together a calendar of activities to take place during each program

Budget/Financial

- Please see the Department financial statement attached.

Kudos/Thanks

- Thank you to Streets & Roads for getting the Youth Center and Log Cabin parking lots plowed after the last snowfall.
- Thank you to Building Maintenance for taking care of the log cabin frozen toilets over the New Year's weekend.

CITY OF BETHEL
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 6 MONTHS ENDING DECEMBER 31, 2011

GENERAL FUND

	ENCUMBRANCE	YTD ACTUAL	TOTAL	BUDGET	UNEXPENDED	PCNT
<u>PARKS & REC/BYC</u>						
10-71-545 TRAINING/TRAVEL	.00	2,446.63	2,446.63	4,000.00	1,553.37	61.2
10-71-561 SUPPLIES	156.00	14,678.55	14,834.55	22,000.00	7,165.45	67.4
10-71-563 WEARING APPAREL	.00	.00	.00	1,000.00	1,000.00	.0
10-71-564 BYC-SUPPLIES SUMMER FOOD PROG	.00	.00	.00	5,500.00	5,500.00	.0
10-71-565 ARBOR DAY GRANT SUPPLIES	.00	.00	.00	550.00	550.00	.0
10-71-567 ITEMS FOR RESALE	.00	7,083.45	7,083.45	15,000.00	7,916.55	47.2
10-71-570 YKHC SUMMER FOOD PROG SUPPLIES	.00	767.55	767.55	.00	(767.55)	.0
10-71-571 SOA-SUMMER FOOD PROG SUPPLIES	.00	69.98	69.98	.00	(69.98)	.0
10-71-602 GASOLINE/DIESEL/OIL	.00	2,117.39	2,117.39	4,900.00	2,782.61	43.2
10-71-621 ELECTRICITY	.00	3,214.74	3,214.74	8,832.00	5,617.26	36.4
10-71-622 TELEPHONE	.00	2,622.14	2,622.14	6,100.00	3,477.86	43.0
10-71-623 HEATING FUEL	.00	12,493.64	12,493.64	43,750.00	31,256.36	28.6
10-71-624 WATER/SEWER/GARB	.00	11,140.32	11,140.32	22,284.00	11,143.68	50.0
10-71-649 OTHER PROFESSIONAL FEES	.00	.00	.00	600.00	600.00	.0
10-71-661 VEHICLE MAINT/REPAIR	.00	4,423.38	4,423.38	7,361.00	2,937.62	60.1
10-71-666 LWFC-PINKEYS PARK	.00	.00	.00	1,000.00	1,000.00	.0
10-71-668 PARK MAINT	560.00	6,199.45	6,759.45	16,000.00	9,240.55	42.3
10-71-669 OTHER PURCHASED SERVICES	1,625.00	3,142.60	4,767.60	2,000.00	(2,767.60)	238.4
10-71-683 MINOR EQUIPMENT	1,848.00	4,558.69	6,406.69	12,000.00	5,593.31	53.4
10-71-691 YOUTH CENTER REPAIRS/UPGRADES	.00	50,000.00	50,000.00	50,000.00	.00	100.0
10-71-694 CITY PARK DEVELOPMENT	.00	.00	.00	30,000.00	30,000.00	.0
10-71-721 INSURANCE	.00	8,975.92	8,975.92	11,727.00	2,751.08	76.5
10-71-724 DUES/SUBSCRIPTIONS	.00	400.00	400.00	1,000.00	600.00	40.0
10-71-727 ADVERTISING	.00	.00	.00	500.00	500.00	.0
10-71-733 POSTAGE	.00	.00	.00	300.00	300.00	.0
10-71-799 MISCELLANEOUS EXPENSE	.00	.00	.00	200.00	200.00	.0
TOTAL PARKS & REC/BYC	4,189.00	134,334.43	138,523.43	266,604.00	128,080.57	52.0
TOTAL FUND EXPENDITURES	4,189.00	134,334.43	138,523.43	266,604.00	128,080.57	52.0

Bethel City Council

Office of the City Clerk

Clerk's Report

10/10/10
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City of Bethel, Alaska

City Clerk's Office

To: City Council
From: Lori Strickler
Subject: Clerk's Report

Upcoming Council Events:

January 10, 2012 Regular City Council Meeting
January 24, 2012 Regular City Council Meeting

Boards and Commissions

Annual Board Training will be held on January 17th and February 1st at 6:30pm in the council chambers. The two trainings will cover the same items, general training for all committees and commissions.

Records Management

The office is preparing another mailing to Browns River for the restoration and binding of ordinances dated 1985 on.

Website

We are working on uploading the Committee and Commission meeting minutes to the City's website.

In January the committee and commissions will be uploading the packets to the website for easy access by the committee/commission members, public, council and staff.

Alaska Municipal League Summer Meeting

The AML Summer Meeting scheduled for August 14th, 15th and 16th, AML staff expects approximately 100 attendees. It is appropriate for the host community to provide a reception for the conference which the City Clerk's Office is preparing a budget for inclusion in the FY2013 Budget for council's approval.

City Council Training

The City Clerk's Office is looking at January 19th at 6:00 pm as a tentative date for the council's training. Please let me know individually if this date works for you.

Joint Task Force Meeting

Working with ONC two possible dates for the ONC Joint Task Force Meeting are January 12th and January 17th.

Council Chambers Equipment

The City Clerk's Office is looking at upgrade options to the council chambers equipment. Council will find the cost of the upgrades during the FY 2013 budget sessions.

City of Bethel City Council Reoccurring Action Items Deadline by Meetings

	Agenda Item	Action Discription
January		
X	First Meeting Congressional Priority Resolution	The passage of the FY Congressional Priority deadline.
February		
March		
X	First Meeting Camai Resolution	Resolution Camai Dance Sales Tax Reimbursement
X	First or Second Meeting PILT Resolution	Payment in lieu of taxes funding from the Department of Commerce, Community and Economic Development.
April		
X	First Meeting Budget Estimate -Preparation	Annual budget estimates to the council to include annual budget estimate for the following FY and a budget message.
X	First Meeting Fees and Charges Revenue Estimate	Submission of fees and charges revenue estimate preparation not later than March 15th Per BMC 4.04.025. To include the Fee and
May		
June		
X	First Meeting Budget Adoption	The Fiscal Year Budget adoption deadline per BMC 4.04.050 is June 15th annually.

July

August

September

First Meeting

State Priority Resolutoin

The passage of the FY State Priority deadline.

October

First Meeting

Election Certification

Certification of canvass results

First Meeting

Seating of Newley Elected Council Members

Appointment of Office/Oath of Office

First Meeting

Council Travel Approval to AML

Newley Elected Official Training and AML Conference

Special Meeting

Election of Mayor and Vice-Mayor

The Council nominates and elects vice-mayor then mayor for a term of one year.

Special Meeting

Appointment of Committee/Commission

Mayor's appointment of council representatives to city committees and commissions.

November

First or Second Meeting

Determination of State and Federal Priorities

December

First Meeting

Council Meeting Schedule for Next Year

Often the Council will determine the following year calendar for regular scheduled council meetings.



City of Bethel, Alaska

City Clerk's Office

MEMORANDUM

TO: Committee and Commission Members
FROM: Lori Strickler
DATE: December 21, 2011
SUBJECT: Board Training for Committees and Commissions

The City Clerk's Office is holding the annual board training this year on January 17th and February 1st at 6:30p in the council chambers.

In the past, the City Clerk's Office provided individual trainings to each committee and commission. These trainings can last over one hour, taking up a lot of time at the committee/commission's regular meeting. Further, there are many people sitting through the annual training who have sat through the same training just the year before. To prevent taking up the time at the committee and commission meetings, we are transitioning to a bi-annual one-on-one training with each committee and commission which will occur next year (every odd number year) and hold the general training on the even numbered years.

If you are interested in signing up for one of the day's please call the City Clerk's Office at 543-1384 or email lstrickler@cityofbethel.net .

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MEMORANDUM

TO: City Council Members
FROM: Lori Strickler
DATE: December 23, 2011
SUBJECT: Ordinance 11-13 Modification Justifications

Attached is the introduced modification of the Election Code for your review. This document was postponed at the August 23rd, 2011 council meeting for the attorneys review. Mr. Gatti and myself and been piecing this document out off and on since and hope to have an amended Ordinance with the attorneys "stamp" by the end of February.

If you have any questions pertaining to the document, please let me know.

Ordinance 11-13 provides for many modifications to the current Election's title of the Bethel Municipal Code. To better explain the modifications I have provided justifications to the major changes.

To prevent an abundance of time being taken up at the meeting, if you have questions pertaining to the changes please let me know and I can provide a more detailed explanation to the requested change or an amendment can be created to better strengthen the document.

I tried very hard to iron out all of the grammatical errors in the document. If you come across some, please let me know as soon as possible for correction.

This document has not been forwarded to the attorney for review. If the council wishes, the majority may direct me to obtain a legal opinion. Ultamitly, this document will need to be reviewed by the US Department of Justice prior to its enactment to insure it complies with Federal and State law.

Thank you in advance for your time.

7.10.030 Incorporation of state and federal laws. Is included to insure, all laws are followed when facilitating an election.

7.10.040 B. included language in the code referencing the need to obtain preclearance from the Department of Justice prior to making any election changes. If this procedure isn't followed, an election can become invalid.

7.10.110 Simple majority- Prohibition of runoff elections. Included procedure for when there are multiple term lengths available and how the progression of appointment to each seat would take place. In the past it has just been "passed practice" this language makes it official and provides guidance to the clerk's office.

7.30.030 Write-in candidates. Included the requirement that write-in candidates must submit a declaration to the clerk's office in order for their votes to be counted. Under Alaska Statutes 15.25.105 (the state's election guidelines not local government) states: Votes for a write-in candidate may not be counted unless that candidate has filed a letter of intent with the director stating ...(very long section, if you would like to read let me know)

7.30.070 Determination of eligibility of candidate. Same information as provided in previous ordinance however further explains the procedure.

7.30.080 Prohibitions. Included language referencing the recent change to BMC 3.64.060 allowing members of volunteer public safety positions to be an elected official.

7.40.010 Ballot Form. Although it looks like a lot of changes there are very few. The modifications provide for a clearer understanding/ read of the section.

7.50.010

D. It is difficult to obtain election workers to impose an additional requirement that the election works must work in the precinct they are registered may and in current situations, would prevent the precinct from being fully staffed.

H. Per the Nick vs. City of Bethel Consent Decree, all election officials must go through training.

7.50.020 B. There are many times the ballot boxes need to be opened due to jamming of ballots. It is important to insure security of the ballots that the ballot boxes not be opened under closed doors or out of view from voters.

7.50.070 Assisting voters. To include a stronger explanation of what may constitute assistance.

7.50.080 Spoiled ballots. Providing the same guidelines as the state for spoiled ballots.

7.50.100 Questioned voter notification. This section was added to provide necessary information to those voting a questioned ballot.

7.50.110 Closing of the polls. Language included to insure those in line at the time of the closing of the polls will still be able to vote.

7.60 Punch Card Voting. This section is obsolete and therefore stricken.

7.60.020 Write-in votes. Old section 7.70.050- the same basic information provided in a more clearly.

7.60.030 Other election boards and teams. Defining the different duties of the three boards.

7.60.050 Ballot counting-use of computers. Previous section 7.60.020 under punch card voting, the language still applies.

7.60.060 Ballot counting-Test and security. Self explanatory.

7.70.020 Absentee/early voting- Eligible persons –Liberal construction. Language inserted to mimic state procedure for “early” voting.

7.70.040 Absentee voting-By mail. Language stricken to exclude the ability for people to put their name on a life-time mailing list. This list is available with the division of election and is more secure and up-to-date in their office. With the turnover in the city clerk’s office the liability could be too great.

7.70.050 Special needs voting. Old language under 7.80.070 Absentee voting – By personal representative. Updated the language to mimic the state’s procedure.

OLD 7.90.040 Voters not on official registration list. This section is stricken because there is no such section in AS. Also the provision is covered under BMC 7.10.020 M.

7.90.030 Form of application. Slight modifications the one major change was the increase for the deposit from \$100 to \$100 for each of the three precincts. The reason for this, the cost of a recount is expensive to cover the costs of a recount that was invalidated would help the city out financially. If the recount came out valid then the applicant would receive their deposit back in full.

7.100 Initiative, Referendum and recall. Signature requirements needed to be changed to match the requirements outlined in AS 29.26.130. It should be 25% if the population is under 7,500 people. Language inserted to include the recall petitions.

Introduced by: Council Member Rick Robb
Introduction Date July 12, 2011 Postponed
Introduction August 9, 2011
Public Hearing: August 23, 2011
Action:
Vote:

CITY OF BETHEL, ALASKA

Ordinance #11-13

AN ORDINANCE BY THE BETHEL CITY COUNCIL AMENDING TITLE 7 ELECTIONS

NOW, THEREFORE BE IT ENACTED by the City Council of Bethel Alaska as follows:

SECTION 1. Classification. This ordinance is of permanent nature and shall be codified within the Bethel Municipal Code.

SECTION 2. Amendment. Bethel Municipal Code Title 7 is amended as follows (new language is underlined, old language is stricken).

Chapter 7.10 General Provisions

7.10.010 Scope of title.

This title governs all city elections.

7.10.020 Definitions.

In this title, unless the context otherwise requires:

- A. "Business days" means the days the city's administrative offices are open to provide general services to the public.
- B. "City" means city of Bethel.
- C. "City election" means any election:
 - 1. To fill a city office;
 - 2. Upon a proposition submitted to the voters under the ordinances of the city;
or
 - 3. That the city is required by law to administer.
- D. "Clerk" means city clerk or any properly authorized assistant to the city clerk.
- E. "Calendar days" means consecutive days succeeding one (1) another in regular order.
- F. "Election" includes any regular, or special ~~or runoff~~ city election.
- G. "Election official" includes election officials at the polls, the clerk, the clerk's office staff, absentee voting officials, and canvass board.
- H. "Immediate family" means a candidate's grandparents, parents, grandchildren, children, siblings, spouse, spouse's children, spouses of children, or a regular member of the candidate's household.

I. "Oath" means any form of attestation by which a person signifies the person is bound in conscience to perform and act faithfully and truthfully. Oath includes affirmation.

J. "Precinct" means the territory within which resident voters may cast votes at one (1) polling place.

K. "Precinct Register" means the register maintained by the director of the State Division of Elections.

K. ~~L.~~ "Proposition" means an initiative, referendum, recall, or other issue submitted to the public at an election.

L. ~~M.~~ "Qualified voter" means any voter who has the qualifications required by this chapter and is not disqualified under Article V of the Alaska State Constitution.

~~M.N.~~ "Questioned voter" means a voter:

1. Whose name does not appear on the register in the precinct where the voter attempts to vote;

2. Who has received an absentee ballot and does not turn it in when voting at the voter's precinct on election day;

3. Who does not bear present identification or is not personally known to an election official through the voter's name appears on the precinct register; or

4. Who is questioned for good cause at the polls in writing pursuant to BMC 7.50.100.

~~N. "Precinct register" means the register maintained by the Director of the State Division of Elections.~~

O. "Registration" or "registered" refers to the form of registration required by the state election code. For city elections, a person is registered if registered to vote in state elections in the precinct which that person seeks to vote thirty (30) calendar days prior to the city elections.

P. "Regular ballot" means a ballot voted at the polls which is not questioned or an absentee ballot.

Q. "Regular election" means the city election held on the first (1st) Tuesday of October annually, unless a different date or interval of years is provided by ordinance.

R. "Signature" or "subscription" includes a mark intended as a signature or subscription.

S. "Special election" means any election held at a time other than when a regular election is held.

T. "Swear" includes "affirm."

~~U. "Voter" means any person who presents himself or herself for the purpose of registering to vote or voting, either in person or by absentee application for ballot.~~
means a person who votes a ballot either in person or by mail.

7.10.030 Severability. Incorporation of state and federal laws

~~Should any provision of this election code, or its application to any person or set of circumstances, be held invalid, the remainder of its provisions, or of its application to any persons or circumstances, shall not be affected. All provisions of the United States Constitution, the Alaska State Constitution, and the laws enacted pursuant to these constitutions affecting city elections are incorporated in this chapter as if fully set out in this chapter.~~

Introduced by: Council Member Rick Robb
Introduction Date July 12, 2011 Postponed
Introduction August 9, 2011
Public Hearing: August 23, 2011
Action:
Vote:

7.10.040 ~~Administration of election. Powers and duties of the clerk.~~

~~A. The council shall prescribe the general rules for the conduct of city elections.~~

~~B. A. The city clerk, in accordance with the provisions of this title, shall administer all city elections; and shall determine whether candidates for municipal office are qualified in accordance with this title.~~

~~B. The clerk shall comply with the Federal Voting Rights Act and timely submit a preclearance request to preclear each special election date prior to holding the election as required by 28 C.F.R. Part 51.17.~~

7.10.050 Election times.

A. Time of Regular Elections. Annually, on the first (1st) Tuesday of October, a regular election shall be held in the city for the election of vacant city offices, and for the determination of other matters as may be placed on the ballot. The council may provide for different dates for regular election by ordinance.

B. Time of Special Elections. The council, by resolution or adoption of an ordinance, may call a special election at any time at least ninety (90) calendar days prior to the date of the election. Unless the council has set a date for a required special election, the city clerk shall call a special election when required by law or ordinance to place an initiative, referendum, recall or other question before the voters.

7.10.060 Notice of elections.

A. Notice of Voter Registration. The clerk shall post a notice of voter registration prior to the posting of the notice of election. The notice of voter registration shall include the qualifications required of voters, and the manner, time and place of registration.

B. Notice and Posting. The clerk shall post a notice of each election in three (3) public places in the city. The first (1st) such posting shall be accomplished at least thirty (30) calendar days before a regular election and twenty (20) calendar days before a special election. Each notice of election shall include:

1. The type of election: regular or special;
2. The date of election;
3. The hours the polling places shall be open;
4. The offices to which candidates are to be elected and the subjects of propositions and questions to be voted upon;
5. The locations of the polling places;
6. Instructions for absentee voting; and
7. Notification that anyone needing special assistance in casting their vote due to a disability or bilingual need shall contact the clerk at least twenty-four (24) hours before the time of casting their ballot.

C. Notice of Bonded Indebtedness. Before a general obligation bond issue election, the clerk shall post notice of the city's total existing bonded indebtedness. The notice of the city's total existing bonded indebtedness shall state:

1. The current total general obligation bonded indebtedness, including authorized but unsold bonds, of the city; and
2. The cost of the debt service on the current indebtedness.

7.10.070 Propositions and questions.

An ordinance placing propositions and questions before the voters must be adopted not later than forty-five (45) calendar days before a regular or special election.

7.10.080 Nonpartisan requirement.

All city elections shall be nonpartisan.

7.10.090 Bonded indebtedness

A. Only qualified voters may vote on a question of incurring bonded indebtedness by the city.

B. Notice of bonded indebtedness shall be given consistent with the provisions of BMC 7.10.060(C) and AS 29.47.190.

~~7.10.090~~ 7.10.100 Prohibition on use of public moneys to promote passage of ballot propositions.

A. The use of public moneys, or facilities, equipment or supplies purchased with public moneys, and services of public employees in kind, to promote the passage of ballot propositions including public expenditures, appropriations or bond issues is prohibited.

B. The term "promote" means an attempt to influence, whether affirmatively or negatively, the vote of the people upon ballot propositions or bond issues. The term "promote" does not encompass the following and similar activities:

1. The publication, circulation or mailing of informational items or legal notices pertaining to proposed bond issues or ballot propositions, so long as any literature distributed to the public or to news media fairly and fully presents information needed by the public to make an informed vote upon any ballot propositions or bond issue;

2. The participation by city personnel in public discussions, or interviews with news media, relating to proposed ballot propositions or bond issues;

3. The city administration may prepare and disseminate an informational brochure regarding propositions or bond issues placed on the ballot by the city council with accords reasonably equal presentation of facts supporting and opposing the proposition or bond issue.

C. City-owned buildings, and other facilities may be utilized for public meetings, discussions, and other assemblies by private groups supporting or opposing any ballot proposition or bond issue. City employees may arrange for public meetings and assemblies where the advantages and disadvantages of a proposed ballot proposition or bond issue are fairly presented by opponents and proponents of the item.

D. No posters, fliers, or other printed material advocating or opposing a ballot proposition or bond issue may be displayed in any city-owned or controlled building or facility except in a single area of general public access designated by the building supervisor. Both proponents and opponents of the ballot issue shall be accorded reasonably equal access to the space.

Introduced by: Council Member Rick Robb
Introduction Date July 12, 2011 Postponed
Introduction August 9, 2011
Public Hearing: August 23, 2011
Action:
Vote:

E. The constitutional rights of public employees to express their personal views on proposed bond issues and ballot propositions during public meetings or in interviews with news media shall not be abridged by this title. However, any employee expressing personal views shall clearly state that the statements reflect personal or professional beliefs only and do not represent the position of the city.

~~7.10.100~~ 7.10.110 Simple majority – Prohibition on runoff elections.

There shall be no runoff elections. All city offices shall be filled by the candidate receiving the greatest number of votes. Where there is more than one term length, the candidates receiving the larger number of votes will choose from available term length, in sequence until all offices are filled. ~~There shall be no runoff elections.~~

~~7.10.110~~ 7.10.120 Election supplies and equipment.

A. Before the opening of the polls, the clerk shall furnish to the election board of each precinct the state voter registration list for that precinct and shall equip and supply each polling place with sufficient materials for that precinct's election, including those materials required by this section.

B. The clerk shall prepare and provide for posting at the polls, instructions explaining to voters how to obtain ballots, how to mark them, and how to obtain new ballots to replace those destroyed or spoiled. ~~These instructions shall be printed on cards in large, clear type and shall be distributed to the election boards to be prominently displayed in each polling place.~~ The clerk shall provide booths at each polling place with appropriate supplies and conveniences to enable each voter to mark his ballot screened from observation. Ballot boxes shall be placed outside the voting booths in plain view of the election officials, voters and other persons at the polling place.

~~7.10.120~~ 7.10.130 Election expenses.

A. The city shall pay all necessary expenses relating to the conduct of each city election, including those of securing polling places and providing ballot boxes, ballots, voting booths or screens, national flags and other supplies, and any wages due election officials unless otherwise provided by this code.

B. The city shall pay each election board member and canvass board member an hourly rate for time spent at his election duties, including the receiving of instructions and posting of notices. The election supervisor shall set the hourly compensation to be paid for time spent by election officials at a rate comparable to that paid by the state for state elections. The clerk shall retain a record for auditing and payment of election expenses, including the cost of giving notice, renting polling places, paying election officials, securing ballot boxes, booths and other election necessities.

C. All expenses of making a recount shall be apportioned pursuant to BMC 7.100.060.

~~7.10.130~~ 7.10.140 Preservation of election ballots, papers and materials.

~~The clerk shall preserve all precinct election certificates, tallies, registers receipts for ballots, all voted ballots and declarations of candidacy filed for one (1) year after the~~

~~election. These materials may be destroyed after their retention period has lapsed unless their destruction is stayed by an order of the court. Certificates of the canvass board are to be preserved as permanent records.~~

A. The clerk shall preserve all official ballots in a secure manner, unopened and unaltered, for not less than thirty (30) calendar days from the date of the election certification or in cases where the election is contested, until thirty (30) calendar days after the final resolution of the contest. The clerk may permit the inspection of the ballots upon order of court of competent jurisdiction. Upon the expiration of the preservation period, the clerk shall completely destroy the ballots upon direction of the council, and make and keep a written certificate that the ballots have been destroyed.

B. All precinct election certificates, tallies, registers receipts for ballots, declarations of candidacy shall be filled in accordance to the city's most current records management system.

Chapter 7.20 Voter Qualification

7.20.010 Voter qualifications.

~~A person may vote at any election that meets all of the following requirements in a city election only if the person:~~

~~A. Is qualified to vote in state elections under AS 15.05.010;~~

~~B. Is a citizen of the United States;~~

~~B. C. Is eighteen (18) years of age or older;~~

~~C. D. Has been a resident of the city for thirty (30) calendar days immediately preceding the election;~~

~~D. E. Is registered to vote in state elections at a residence address within the city thirty (30) calendar days prior to the city election; and~~

~~E. F. Is not disqualified under Alaska Constitution, Article V.~~

7.20.020 Rules for determining residence of voter.

For the purpose of determining residence for voting, the place of residence is governed by the following rules:

A. The residence of a person is that place in which habitation is fixed, and to which, whenever the person is absent, the person has the intention to return. If a person resides in one (1) place but does business in another, the former is the person's place of residence. Temporary construction camps do not constitute a dwelling place.

B. A change of residence is made only by the act of removal joined with the intent to remain in another place. There can only be one (1) residence.

C. A person does not gain or lose residence solely by reason of a person's presence while employed in civil or military service of the United States or of this state, or because of marriage or dependency to a person in the civil or military service of the United States or of this state, or while a student of an institution of learning, or while kept in an institution or asylum at public expense, or while confined in a public prison, or while residing upon an Indian or military reservation, or while residing in the Alaska Pioneers Home.

~~D. No member, or spouse or dependent of a member, of the armed forces of the United States is a resident of this state solely by reason of being stationed in the state.~~

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ED. A person does not lose residence if the person leaves home and goes to another country, state, or place within this state for temporary purposes only and with the intention of returning.

FE. A person does not gain a residence in a place to which the person comes without a present intent to establish a permanent dwelling there.

GF. A person loses residence in this state if the person votes in an election held in another state, either in person or by mail and will not be eligible to vote in this state until again qualifying under AS 15.05. ~~and has not, upon the person's return, regained residence in this state under the provisions of this chapter and state law.~~

HG. The term of residence is computed by including the day on which the person's residence commences and by excluding the day of election.

7.20.030 Registration.

A. A person may vote in an election only if the person is a qualified voter under the Alaska State Constitution, the laws of Alaska and this chapter and the person has registered as required by the state election code and BMC 7.20.010.

B. The precinct election officials at any election shall allow a person to vote whose name is on the official precinct registration list for that precinct and who is qualified under this chapter and AS 15.05. A person whose name is not on the official registration list shall be allowed to vote a questioned ballot.

7.20.040 Voter disqualification for felony conviction.

A. A person whose qualifications to vote have been questioned on the basis of a felony conviction shall vote a questioned ballot. A person's vote shall not count where the voter has been convicted either by state courts of Alaska, by the courts of another state or by the federal courts of a felony involving moral turpitude under Alaska law unless the person's civil rights have been restored by law or by proper authority in the jurisdiction in which the person was convicted.

B. Felonies involving moral turpitude include, but are not limited to, the crimes of murder, rape, robbery, kidnapping, burglary, incest, and other crimes, which are punishable by imprisonment in the penitentiary under Alaska law and which involve conduct contrary to justice, honesty, modesty or good morals.

~~7.20.050 Bonded indebtedness.~~

~~A. Only qualified voters may vote on a question of incurring bonded indebtedness by the city.~~

~~B. Notice of bonded indebtedness shall be given consistent with the provisions of BMC 7.10.060(C) and AS 29.47.190.~~

7.30 Candidate Qualifications

7.30.010 Candidate qualifications.

Any person is eligible for city office if the person is a qualified voter of the state and a resident of the city for at least one (1) year immediately preceding filing for office.

7.30.020 Declaration of candidacy.

A. A candidate for city council ~~is nominated by executing~~ shall file a declaration of candidacy under oath ~~and filing it~~ with the clerk in accordance with this section.

B. A declaration of candidacy shall be in a form provided by the clerk and shall state the following:

1. The full name of the candidate, and the manner in which he wishes his name to appear on the ballot;
2. The full residence and mailing address of the candidate;
3. The day and evening telephone numbers of the candidate;
4. The office for which the candidate declares;
5. That the candidate is qualified for the office as provided by law;
6. That the candidate is a resident of the city;
7. That the candidate meets, or shall meet, as required by law, the specific requirements of the office the candidate is seeking;
8. The date and notarized statement signed by the candidate;
9. A certification by the candidate that the information in the declaration of candidacy is true and accurate.

C. Declarations of candidacy shall be provided by the clerk not earlier than seven (7) days prior to the opening of the filing period. Declarations of candidacy shall be submitted in original form and shall not be submitted by facsimile.

D. Filing for city office shall be made by filing a declaration of candidacy with the city clerk from 8:00 a.m., August fifth (5th) through 4:00 p.m., August twentieth (20th). Should August twentieth (20th) be a Saturday or Sunday, then candidates shall have until noon on the first (1st) Monday following to file their declaration.

E. Within four (4) business days after the filing of a declaration of candidacy, the clerk shall notify the candidate named in the declaration of candidacy whether or not it is in proper form. If not, the clerk shall immediately return it with a statement certifying wherein the declaration of candidacy is deficient to the candidate. A new declaration of candidacy for the same candidate may be filed within the time for filing declarations of candidacy.

7.30.030 Write-in candidates.

A. Votes for a write-in candidate will not be counted unless that candidate has filed a declaration of candidacy with the clerk in accordance with BMC 7.30.020.

B. A declaration of candidacy filed under this section must be filed with the clerk not earlier than the day immediately following the last day of the filing period and not later than 5:00 p.m. five days prior to the election.

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~~7.30.030~~ 7.30.040 Nominations – Notice of vacancies in office.

At least three (3) calendar days before nominations are open for each regular or special election, the clerk shall post in three (3) public places a notice of offices to be filled at the election and the manner of making nominations.

~~7.30.040~~ 7.30.050 Conflict of interest statements.

A. Candidates for elective city office and declared write-in candidates shall file an Alaskan Public Offices Commission Conflict of Interest Statement with the clerk as required by the provisions of AS 39.50 at the time of:

1. Filing a declaration of candidacy. The clerk shall place the name of the candidate on the ballot only after the candidate has complied with this requirement.
2. Declaring their candidacy as a write-in candidate.

B. Each candidate for an elective office shall file the name and address of the candidate's campaign treasurer with the Alaska Public Offices Commission no later than seven (7) days after the date of filing a declaration of candidacy.

~~7.30.050~~ 7.30.060 Corrections, amendments and withdrawal of declarations of candidacy.

A. Any candidate may withdraw his nomination at any time during the period of filing a declaration of candidacy by written notice to the clerk. After the filing period has closed, no declaration of candidacy may be corrected, amended or withdrawn.

B. If a candidate desires to run for a different office or seat, the candidate shall request a new declaration of candidacy form from the clerk and meet the requirements of BMC 7.20.020.

~~7.30.060~~ ~~Review of candidate qualifications.~~ 7.30.070 Determination of eligibility of candidate.

~~The clerk shall determine whether each candidate for city office is qualified as provided by law. At any time before the election, the clerk may disqualify any candidate whom the clerk finds is not qualified and immediately notify that candidate by certified mail. A candidate who is disqualified may request a hearing before the clerk within five (5) days of receiving the notice. The hearing shall be held no later than five (5) days after the request unless the candidate agrees in writing to a later date.~~

- A. The clerk shall determine whether each candidate for municipal office is qualified as provided by law. At any time before the election the clerk may disqualify any candidate whom the clerk finds is not qualified.
- B. Any person, including the clerk, may question the eligibility of a candidate who has filed a declaration of candidacy by filing a complaint with the clerk.
- C. The complaint must be in writing and include the name, mailing address, contact phone number, signature of the person making the complaint, and a statement describing the grounds on which the candidate's eligibility is being questioned.

- D. The clerk will review only those issues in the complaint related to candidate eligibility.
- E. Upon receipt of a complaint, or if the clerk questions the eligibility of the candidate, the clerk will send notification in writing to the candidate.
- F. The clerk shall review any evidence relevant to the candidate's qualifications, including, but not limited to, the candidate's residency, voter registration, declaration of candidacy, and any other document of public record or as required by Section 7.30.10. Based on the review of the documents, the clerk will determine whether a preponderance of evidence supports or does not support the eligibility of the candidate.
- G. If the clerk determines the preponderance of evidence supports the eligibility of the candidate, the clerk will issue a final determination supporting the candidates eligibility.
- H. If the clerk determines the preponderance of evidence does not support the candidate's eligibility, notice to the candidate will identify any additional information or evidence that must be provided by the candidate. The clerk must receive the requested information no later than three calendar days from the date of notice. The clerk will consider any additional information provided and issue a final determination as to the candidate's eligibility no later than three calendar days from receipt of the additional information.
- I. If the information requested by the clerk is subsection H of this section is not received by the specified deadline, the clerk will issue a final determination regarding the candidate's eligibility based on the information initially reviewed.
- J. The clerk will send notice of final determination in writing to the person making the complaint if applicable, and to the candidate. The determination of the clerk is final.

~~7.30.070~~ 7.30.080 Prohibitions.

- A. No elected official of the city may hold any other compensated city office or city employment, or elected position in the state or federal government while in office.
- B. A public safety volunteer is exemption from this section per BMC 3.64.060.

~~7.30.080~~ 7.30.090 Notice of vacancies.

At least three (3) days before nominations are open for each city election, the clerk shall post in at least three (3) public places in the city a notice of offices to be filled at the election and the procedure for filing a declaration of candidacy for the offices.

7.40 Ballots

7.40.010 Ballot form.

- A. ~~Names of candidates for city offices shall be placed on the ballot in the form prescribed for state elections.~~
- B. ~~The title of the office to be filled shall be followed by the printed names of the candidates for such office, below which shall be blank lines equal in number to the candidates to be elected to such office, upon which the voter may write the names of~~

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persons not listed on the ballot. The words "Vote for no more than _____" with the appropriate number replacing the blank, shall be placed before the list of candidates for each office. The names of the candidates shall be printed as they appear upon the declaration filed with the clerk, except that any honorary or assumed title or prefix shall be omitted. However, the candidate's name appearing on the ballot may include a nickname or familiar form of a proper name.

C. ~~The propositions to be voted on shall follow the candidates for office or shall be on separate ballots, as the clerk may determine. The words "yes" and "no" shall appear below each proposition.~~

D. ~~Each ballot shall bear the words "Official Ballot," and the date of the election.~~

E. ~~Ballots shall be printed on paper or on required stock to be computer counted.~~

F. ~~The ballots shall be consecutively numbered.~~

The City Clerk shall prepare all official ballots to facilitate fairness, simplicity, and clarity in the voting procedure, to reflect most accurately the intent of the voter, and to expedite the administration of elections. The following directives shall be followed when applicable:

- A. The city clerk shall determine the size of the ballot, the type of print, necessary additional instruction notes to voters, and other similar matter of form not provided by law.
- B. The city clerk shall number ballots in series to assure simplicity and secrecy and to prevent fraud.
- C. Each ballot shall bear the words "Official Ballot", and the date of the election.
- D. The title of the office to be filled shall be followed by the printed names of the candidates for such office.
- E. The names of candidates shall be printed as they appear upon the declaration of candidacy filed with the clerk, except that any honorary or assumed title or prefix shall be omitted. However, the candidate's name appearing on the ballot may include a nickname or familiar form of the proper name.
- F. The city clerk shall randomly determine the order of the names of the candidates on the ballot.
- G. Below the printed names of candidates appearing on the ballot shall be blank lines equal in number to the seats to be filled for the office, upon which the voter may write the name(s) of person(s) not listed on the ballot.
- H. Propositions and questions shall be placed on the ballot in the manner prescribed by the clerk. Provisions shall be made for marking the proposition "Yes" or "No". All ballot propositions shall be stated in the affirmative and not the negative so that a yes vote will always mean that the voter approves of the affirmative of a proposition and not the negative; and a no vote disapproves the affirmative statement of an issue.

7.40.020 Preparation and distribution.

A. The clerk shall obtain the printing of all ballots for city elections. The clerk shall possess the printed ballots at least fifteen (15) days before each regular election and at least ten (10) days before each special election. At that time, the ballots may be inspected by any candidate whose name is on the ballot, or by his authorized agent, and any discovered mistake shall be corrected immediately.

B. The clerk may contract for the preparation and printing of the ballots without obtaining competitive bids.

C. The clerk shall arrange for delivery of ballots and sample ballots to each election board prior to or on the date of the election before the opening of the polls. The ballots shall be delivered in separate containers, with the number of ballots enclosed, in each container clearly marked on the outside of it. A receipt for each package shall be taken from the election board to which it is delivered. A receipt for the ballots, including the number and type of ballots, shall be signed and dated by an election official. The clerk shall keep the receipt as part of the election record.

D. No ballots shall be taken from the polling place before the closing of the polls, unless the clerk for good cause directs that the ballots be removed. A record shall be kept by the election officials of the ballots removed from a polling place.

7.40.030 Sample ballots.

~~The clerk shall obtain the printing of sample ballots. Sample ballots shall be printed on nonwhite and which shall be clearly labeled "Sample ballot." Sample ballots shall be delivered to the election board in each precinct.~~

~~7.40.040 Propositions—Clarity—Conciseness.~~

~~All ballot propositions shall be stated in a concise and clear language to avoid verbosity and with the object of informing and advising the voter of the issue in a clear and forthright manner. All ballot propositions shall be stated in the affirmative and not the negative so that a yes vote will always mean that the voter approves of the affirmative of a proposition and not the negative; and a no vote disapproves the affirmative statement of an issue. Ballot propositions shall not be used to obtain a negative result by the casting of a yes vote. Words of multisyllables will be avoided in ballot propositions, and simple sentences shall be used in preference to complex or compound sentences, with the object of making ballot propositions understandable to the average reader.~~

7.50 Operation of polls.

7.50.010 Election officials.

A. Before each election, the clerk, subject to approval by the council, shall appoint at least three (3) election officials in each precinct to constitute the election board for that precinct. The clerk shall designate one (1) election official in each precinct as the chairperson, who shall be primarily responsible for administering the election in that precinct. If no chairperson is appointed for the precinct or the chairperson is unable to fulfill the chairperson's duties, the other election officials shall perform the chairperson's

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duties. ~~After council approval, the clerk may make necessary adjustments to the election boards as required to conduct a properly held election.~~

B. The clerk may appoint clerks and counters at any polling place where they are needed to conduct an orderly election and to relieve the election judges of undue hardship.

C. If any election official fails or refuses to attend and serve, the election chairperson of the precinct or clerk shall appoint a person eligible under this section to serve in place of the absent election official.

D. Each election official shall be a registered qualified voter ~~of the precinct for which the election official is appointed, unless no voter is willing to serve.~~ There shall be no inquiry into an election official's political party as a prerequisite to service.

E. All election officials before entering upon their duties must subscribe to the oath required of all public officers by the Alaska State Constitution in the manner prescribed by the clerk.

F. Candidates or members of the candidate's immediate family may not serve as election officials for an election in which the candidate has filed a declaration of candidacy. Those familial relationships are:

1. Mother, mother-in-law, stepmother, grandmother;
2. Father, father-in-law, stepfather, grandfather;
3. Sister, sister-in-law, stepsister;
4. Brother, brother-in-law, stepbrother;
5. Child, child-in-law, stepchild, grandchild;
6. Spouse; or
7. Person sharing the same living quarters.

G. If the clerk knows or learns that any of these relationships exist, the precinct election judges, clerk or member of the ballot counting team shall be notified and replaced.

H. ~~Unless excused by the clerk,~~ all All election officials shall attend training sessions offered by the clerk.

7.50.020 Opening of polling place.

A. On the day of the election, each election board shall open the polls for voting at 8:00 a.m., shall close the polls for voting at 8:00 p.m., and shall keep the polls continuously open during the time between those hours. The election board shall report to the polling place by 7:30 a.m. so that voting will start promptly at 8:00 a.m. The chairman of the election board shall rotate times at which election judges, board members and clerks may be relieved for breaks and meals; provided, however, that at all times at least two (2) judges from the election board are present at the polling place.

B. Before issuing any ballots, the election board must, in the presence of any persons assembled at the polling place, open and exhibit the ballot box to be used at the polling place. The ballot box then shall be closed and shall not be ~~opened again or~~ removed from the polling place until the polls have closed. Ballot boxes shall not be opened during the stated election time unless for uncontrollable reasons, the election chair

determines it is necessary. In this instance, the ballot box must be opened in plain view of voters and/or poll workers.

7.50.030 ~~Voter registration.~~ Keeping of register

The judges shall keep an original register or registers in which each voter before receiving his ballot shall sign his name and give both his residence and mailing address. A record shall be kept in the registration book, in a space provided, of the names of persons who offer to vote but who actually do not vote, and a brief statement of explanation. The signing of the register constitutes a declaration by the voter that he is qualified to vote. If any election official present believes the voter is not qualified, he may question the vote in accordance with the provisions of this title.

7.50.040 Voter identification at polls.

A. Before being allowed to vote, each voter shall exhibit to an election official one (1) form of identification, including but not limited to an official voter registration card, driver's license, passport, hunting or fishing license, State Identification Card, or Tribal Identification Card.

B. An election official may waive the identification if the election official knows the identity first and last name of the voter.

C. A voter who cannot exhibit a satisfactory form of identification shall be allowed to vote a questioned ballot.

7.50.050 Persons not on official registration list.

If a person's name does not appear on the official registration list in the precinct in which the person seeks to vote, the person may vote a questioned ballot.

7.50.060 Providing ballot to voter and procedure for voting.

A. When a voter has qualified to vote, the election official shall give the voter an official ballot. The voter shall retire to a booth or private place to mark the ballot. After a voter has marked the ballot, the voter may deposit the ballot in the ballot box.

B. Subject to Section 7.50.070, a voter may not exhibit the voter's ballot to an election official or any other person so as to enable any person to ascertain how the voter marked the ballot.

7.50.070 Assisting voter.

~~A qualified voter who cannot read, mark the ballot, or sign his name may request an election official or not more than two (2) persons of his choice to assist him. If the election official is requested, he shall assist the voter. If any other person is requested, the person shall state upon oath before the election official that he will not divulge the vote cast by the person whom he assists.~~

Non-English speaking voters, voters who are blind, physically impaired, or otherwise incapable of marking a ballot, may bring a person, or if necessary two persons, of their choice with them to the poll, or before an election official, to assist the voters in casting their ballots. The persons assisting the voter may not be a candidate for office in that

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election, an immediate family member of the candidate for office in that election, the voter's union. If an election official is requested, the election official shall assist the voter. If a person, other than an election official is to provide assistance, the person must take an oath before an election official not to divulge how the voter cast the ballot.

7.50.080 Spoiled ballots.

~~The election supervisor shall specify uniform procedures for replacement, registration and disposition of spoiled ballots. These uniform procedures shall be provided in writing to the election judges.~~

If a voter mutilates, improperly marks, spoils or otherwise damages the voter's ballot, the voter may request and the election official shall provide another ballot upon the voter returning the damaged ballot to the election official. The election official shall record the replacement ballot number on the ballot accountability form and return the spoiled ballot unexamined to the voter who shall destroy and discard it immediately in the presence of an election official. A voter may obtain a maximum of three replacements for each ballot under this procedure.

~~7.50.090 Placing ballot in ballot box.~~

~~When the voter has marked the ballot, the voter shall inform the election official. The clerk may require that the voter return the ballot to the election official temporarily so that the stub which may be part of the ballot may be removed by the election board. Any such requirement shall protect the secrecy of the ballot. In all cases the ballot shall be deposited in the ballot box by the voter in the presence of the election official unless the voter requests the election official to deposit the ballot.~~

~~7.50.100 Questioning procedure.~~ 7.50.090 Questioned ballots-Issuance.

A. If the polling place of a voter is in question, the voter shall vote a questioned ballot after complying with subsection C of this section.

B. ~~Every election official and election judge shall~~ Any election official and any other person qualified to vote may question, and every watcher and any other person qualified to vote in the precinct, may question a person attempting to vote if the questioner has good reason to suspect that the questioned person is not qualified to vote in the election. All questions regarding a person's qualifications to vote shall be made in writing, setting out the reason that the person has been questioned. The questioned ballots and statements shall remain in the election official's custody and shall be delivered to the clerk. The clerk shall deliver the questioned ballots and statements to the canvass board for canvassing.

C. ~~The questioned person, before voting, shall subscribe to an oath or affirmation on a form provided by the election official attesting to the fact that in each particular the person meets all the qualifications of a voter, is not disqualified, and has not voted at the same election. If the question is to residence within the precinct or voting area, the~~

~~person shall also state the place from which that person came immediately before living in the precinct where offering to vote and the length of time of residence in the former place. After the questioned person has executed the oath or affirmation, the person may vote. If the questioned person refuses to execute the oath of affirmation, the person shall not vote.~~

~~D. C.~~ A voter who casts a questioned ballot shall vote his ballot in the same manner as prescribed for other voters. ~~After the election official or judge removes the numbered stub from the ballot, the~~ The voter shall insert the ballot into a small envelope and put the small envelope into a larger envelope on which the statement he previously signed is located. These larger envelopes shall be sealed and deposited in the ballot box. When the ballot box is opened, these envelopes shall be segregated, counted, compared to the voting list, and delivered to the election canvassing board. The election canvassing board shall review and judge the applicability of questioned ballots in accordance with ~~BMC 7.90.020 and 7.90.030~~ 7.80.020 and 7.80.030.

7.50.100 Questioned voter notification.

The clerk shall prepare and post at every precinct a "Notice to Questioned Ballot Voters." The notice shall contain:

- A. Information as to how the questioned voter's ballot will be counted;
- B. The date, time and place where the canvass board will meet; and
- C. A statement notifying the voter that, within 30 days after election certification, written notification will be sent to the voter informing them of the reason why their ballot was not counted. The notice will further state that if the voter does not receive notification, then the ballot was counted.

7.50.110 Closing of the polls.

A. Fifteen (15) minutes before the closing of the polls, and at the time of the closing of the polls, an election official shall announce both the designated closing time and the actual time at which the announcement is made. Failure to make the announcement at fifteen (15) minutes before closing time shall not in any way invalidate the election or extend the time for closing of the polls. Every qualified voter present and in line at the time prescribed for closing the polls may vote. After closing, no person will be allowed to enter the polling place for purposes of voting.

B. When the polls are closed and the last vote has been cast, the election board shall account for all ballots by completing a ballot statement containing, in a manner prescribed by the clerk, the number of official ballots supplied.

C. The election board shall count the number of questioned ballots and shall compare that number to the number of questioned voters in the register. Discrepancies shall be noted on the ballot statement. .

D. Every qualified voter present and in line at the time prescribed for closing the polls may vote.

~~7.50.120 Voters in line when polls close.~~

~~Every qualified voter present and in line at the time prescribed for closing the polls may vote.~~

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~~7.50.130~~ 7.50.120 Prohibitions.

A. During the hours that the polls are open, no election official may discuss any political party, candidate or issue while on duty and inside the polling places or within two hundred (200) feet of the doors of the polling place.

B. During the hours the polls are open, no person who is in the polling place or within two hundred (200) feet of any entrance to the polling place may attempt to persuade a person to vote for or against a candidate, proposition or question. Nor may any person conduct other political activities that may pertain to any future election or potential ballot proposition. ~~For the purposes of this section, the entrance to a polling place that is in a school is the entrance to the school building.~~ The election board shall post warning notices in the form and manner prescribed by the clerk.

C. No voter may exhibit a ballot to an election official or any other person as to enable any person to ascertain how the voter marked the ballot, except as provided in BMC 7.50.070.

D. While the polls are open, no election official may open any ballot received from a voter, mark a ballot by folding or otherwise so as to be able to recognize it, or otherwise attempt to learn how a voter marked a ballot, or allow the same to be done by another person.

E. No person may leave the polling place with the official ballot that the person received to mark.

~~7.50.140~~ 7.50.130 Unused ballots.

The numbers of all ballots not issued shall be recorded and then all such ballots shall be disposed of as instructed by the clerk before the ballot box is opened. The numbers of ballots damaged by voters and replaced by election officials shall also be recorded. The record of ballots not issued and ballots damaged and replaced shall be preserved for ~~sixty (60)~~ thirty (30) days unless the election is contested.

~~**7.60 Punch Card Voting**~~

~~7.60.010 Authorized.~~

~~The clerk may provide for punchcard voting at one (1) or more voting places for one (1) or more questions or offices on the ballot. [Ord. 98-16 § 4.]~~

~~7.60.020 Use of computers.~~

~~The clerk shall designate the computers to be used in counting the ballots and may negotiate and contract with the state or a private computer service for the needed computer services. [Ord. 98-16 § 4.]~~

~~7.60.030 Manual counting.~~

~~The clerk shall appoint one (1) or more counting teams to count write-in votes and nonprocessable punchcard ballots. If an equipment failure occurs and the clerk~~

determines that the ballots are to be counted manually, the counting teams shall count the punchcard ballots. Manual counting shall be done with written rules issued by the clerk. [~~Ord. 98-16 § 4.~~]

~~7.60.040~~ Ballot counting system authorized.

Nothing in this title prohibits the use of other ballot counting systems which have been approved for use in state elections. The city clerk, subject to any further approval as may be required by law, may prescribe rules for the use of these systems or may adopt such rules, regulations and procedures as have been adopted by the state for use in state elections. [~~Ord. 98-16 § 4.~~]

~~7.70~~ 7.60 Ballot Counting Procedures

~~7.70.010 -7.60.010~~ Report, oath and vacancies of counters. Counting ballots, general.

Counters shall report to the election board at the polls at the time designated by the election supervisor or the chairman of the election board to assume their duties to assist the election board in counting the vote. Before undertaking the duties of office, each counter shall subscribe to an oath to honestly, faithfully, impartially, and promptly carry out the duties of his position. An election judge may administer the oath. If an appointed counter fails to appear and subscribe to the oath at the time designated by the election supervisor, the election board shall appoint any qualified voter to fill the vacancy.

- A. The Ballots shall be counted by the vote tabulation system selected by the clerk.
- B. At no time during the tallying of votes may anyone but the election officials handle the ballots. The ballots shall not be marked in any way by anyone during the tallying.
- C. Hand-counted ballots shall be tabulated according to the following rules:
 1. A voter may mark a ballot only by the use of cross marks, "X" marks, diagonal horizontal, or vertical marks, solid marks, stars, circles, asterisks, checks or plus signs that are clearly spaced in the oval opposite the name of the candidate or proposition the voter desires to designate.
 2. Failure to properly mark a ballot as to one or more candidates does not itself invalidate the entire ballot.
 3. If a voter marks fewer names than there are persons to be elected to the office, a vote shall be counted for each candidate properly marked.
 4. If a voter marks more names than there are persons to be elected to the office, the votes for that office shall not be counted.
 5. Improper marks on the ballot shall not be counted and shall not invalidate marks for candidates of propositions properly made.
 6. An erasure or correction invalidates only that section of the ballot in which it appears, unless the intent of the voter is clear.

~~7.70.020~~ 7.60.020 Commencement of ballot count. Write-in votes.

A. For counting paper ballots, when the polls are closed and the last vote has been cast, the election board and clerks or counters shall immediately proceed to open the ballot box, separate the questioned ballot envelopes from other ballots and then

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~~proceed to count the votes cast. In all cases the election board shall cause the count to be continued without adjournment until the count is complete.~~

~~B. For ballots counted by computer, when the polls have closed and the last vote has been cast, the election board shall immediately proceed to open the ballot box and separate the questioned ballots from the other ballots and place all emergency ballots in an envelope provided by the clerk. Ballots with write in votes shall be segregated, rubber banded, and placed in the back of the special ballot container. All voted ballots are placed in the transfer case for delivery to the election supervisor. The ballot counting unit shall be delivered to the location designated by the election supervisor.~~

A. In order to vote for a write-in candidate, the voter must write in the candidate's name in the space provided and, in addition, mark the oval opposite the candidate's name. Stickers may not be used on ballots.

B. Write-in votes shall be tallied only if the total number of write-in votes for an office exceeds the smallest number of votes cast for a candidate for that office whose name is printed on the ballot.

C. Votes for a write-in candidate will not be counted unless that candidate has filed a nominating petition with the clerk in accordance with BMC 7.30.020.

~~7.70.030 General procedure for ballot count. 7.60.030 Other election boards and teams.~~

~~The election supervisor may issue rules prescribing the manner in which the precinct ballot count is accomplished so as to assure accuracy in the count and to expedite the process. The election board shall account for all ballots by completing a ballot statement containing (1) the number of official ballots received; (2) the number of official ballots voted; (3) the number of official ballots spoiled; (4) the number of official ballots unused and destroyed. The board shall count the number of questioned ballots and shall compare that number to the number of questioned voters in the register. Discrepancies shall be noted and the numbers included in the certificate prescribed by the election supervisor. When hand counting ballots, the election board shall count the ballots in a manner that allows watchers to see the ballots when opened and read. No person handling a ballot after it has been taken from the ballot box may have a marking device in hand or remove a ballot from the immediate vicinity of the polls.~~

~~A. Counting team. The clerk may appoint counting teams as necessary.~~

~~B. Review Board. When using computers to count the ballots the clerk shall appoint a review board. The review board shall consist of at least three members. The review board shall ensure that all ballots are programmed and counted accurately.~~

~~C. Canvass Board. The clerk shall appoint a canvass board consisting of a minimum of three election officials. The canvass board shall tally absentee, early voting and questioned ballots and perform the duties as stated in BMC 7.90.~~

~~7.70.040 Rules for counting hand counted and computer ballots.~~

~~A. The election board shall count hand counted and computer counted ballots according to the following rules:~~

~~1. A voter may mark his computer counted ballot only by filling in the oval with pencil or, if paper ballots are used, a cross mark, "X" mark, diagonal, horizontal or vertical mark, solid mark, star, circle, asterisk, check or plus sign shall be made with pencil or pen and ink. The marks will be counted only if they are clearly spaced in the space provided opposite the name of the candidate the voter desires to designate.~~

~~2. A failure to properly mark a ballot as to one (1) or more candidates does not itself invalidate the entire ballot.~~

~~3. If a voter marks fewer names than there are persons to be elected to the office, a vote shall be counted for each candidate properly marked.~~

~~4. If a voter marks more names than there are persons to be elected to the office, the votes for candidates for that office shall not be counted.~~

~~5. The mark specified in subsection (A)(1) of this section shall be counted only if it is substantially inside the space provided, or touching the space so as to indicate clearly that the voter intended the particular space marked.~~

~~6. Improper marks on the ballot shall not be counted and shall not invalidate marks for candidates properly made.~~

~~7. An erasure or correction invalidates only that section of the ballot in which it appears.~~

~~B. The rules set out in this section are mandatory and there shall be no exceptions to them. A ballot may not be counted unless marked in compliance with these rules. [Ord. 98-16 § 4.]~~

~~7.70.050 Write in votes.~~

~~A. Write in votes are not invalidated by writing in the name of a candidate whose name is printed on the ballot unless the election board determines, on the basis of other evidence, that the ballot was so marked for the purpose of identifying the ballot.~~

~~B. In order to vote for a write in candidate, the voter must write in the candidate's name in the space provided and, in addition, mark the square oval opposite the candidate's name in accordance with BMC 7.70.040(A)(1). Stickers may not be used on punchcard ballots. Use of stickers on punchcard ballots can cause that portion of the ballot to be invalidated.~~

~~C. Write in votes shall only be tabulated by person if the total number of write in votes for an office exceeds the smallest number of votes cast for a candidate for that office whose name is printed on the ballot.~~

~~7.70.060 7.60.040 Disqualified candidate.~~

~~Votes cast for a candidate who is disqualified shall not be counted for any purpose.~~

~~7.70.070 Tally of votes.~~

~~A. Tally of Votes by Paper Ballots. The election supervisor shall issue instructions and shall provide forms and supplies for the tally of votes cast by paper ballot so as to assure accuracy and to expedite the process. The election board shall canvass and count the votes according to the rules for determining marks on ballots prescribed in BMC 7.70.040. The election board shall canvass the ballots in a manner that allows watchers to see the ballots when opened and read. No person handling a ballot after it has been taken from the ballot box and before it is placed in the envelope for delivery~~

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~~to the election supervisor may remove a ballot from the immediate vicinity of the polls or have a marking device in hand.~~

~~B. Tally of Computer Counted Votes.~~

~~1. When a voter has finished marking his ballot, he shall return to the election official overseeing the ballot counting unit.~~

~~2. The voter shall insert his voted ballot into the counting unit. If the voter has over voted a race, proposition or question, he may vote a new ballot up to a maximum of three.~~

~~3. If emergency ballots are brought to the election supervisor with the counting unit, the hand count team will oversee the counting of the emergency ballots into the counting unit for the precinct form which the emergency ballots were voted prior to the results of that precinct being processed.~~

~~4. When the tally of all ballots has been completed, the voted ballots shall be sealed into containers to be preserved by the clerk for one (1) year. Ballot containers may only be opened by the canvass board or recount team or if the clerk is ordered to do so by the council or by the court.~~

~~7.70.080 Completion of ballot count.~~

~~When the tally of hand counted ballots is completed, and in no event later than the day after the election, the election board shall make a certificate in duplicate of the results. The certificate includes the number of votes cast for each candidate, for and against each proposition, yes or no on each question, and any additional information prescribed by the election supervisor. The election board shall, immediately upon completion of the certificate, hand deliver to the election supervisor both copies of the certificate and register. In addition, all ballots properly cast shall be hand delivered to the election supervisor. The package shall clearly indicate the precinct from which it came. To assure adequate protection, the election supervisor shall prescribe the manner in which the ballots, registers and all other election records and materials are thereafter preserved, transferred and destroyed.~~

7.60.050 Ballot counting-Use of computers.

The clerk shall designate the computers to be used in the counting of the ballots or use the same computers as the state. The clerk may negotiate and contract with the state or private computer service for the needed computer services.

7.60.060 Ballot counting-Tests and security.

No later than one week before the election, the vote tabulation system shall be tested in the presence of, and to the satisfaction of, the review board. Upon completion of the testing, a security seal shall be placed on the tabulation system for delivery to the precincts.

~~7.70.090~~ 7.60.070 Determination of tie votes.

A. If two (2) or more candidates tie in having the highest number of votes for the same office for which there is to be elected only one (1) candidate, the clerk shall so notify the candidates who are tied. The clerk shall immediately proceed with the recount of votes in the manner provided by this title.

~~B. If there is still a failure to elect because of a tie vote after completion of the recount, the election shall be determined fairly, by lot, from among the candidates tying, in a meeting of the council and under its direction. After the determination has been made by lot, the council shall certify the result.~~

If after a recount two or more candidates tie in having the highest number of votes for the same office, the clerk shall notify the candidates who are tied. The clerk shall notify the candidates of a reasonably suitable time and place, in a meeting of the council and under its direction, to determine the successful candidate by coin toss if two are tied and by lot if more than two are tied.

~~7.80~~ **7.70 Absentee voting**

~~7.80.010~~ 7.70.010 Administration of absentee voting.

The clerk shall provide general administrative supervision over the conduct of absentee and early voting. The clerk shall make available instructions to absentee voters regarding the procedure for absentee voting.

~~7.80.020~~ Eligibility-7.70.020 Absentee/early voting-Eligible persons- Liberal construction.

~~Any qualified voter may vote an absentee ballot for the precinct in which he resides and is registered (1) if he believes he will be unavoidably absent from his voting precinct on election day, whether inside the city or not, or (2) if he will be unable to be present at the polls because of physical disability.~~

- A. Any registered voter may vote an absentee ballot at any election for any reason, if provided by the clerk or the clerk's designee.
- B. The provisions of this chapter effectuating the constitutional guarantee to absentee voting shall be liberally construed.

~~7.80.030~~ Fee prohibited.

~~No person may receive a fee from the voter for attesting to any voter's certificate required in voting absentee.~~

~~7.80.040~~ Materials for absentee voting.

~~The clerk shall provide ballots for use as absentee ballots for all precincts and shall provide a small envelope in which the voter shall initially place the marked ballot, and shall provide a larger envelope, with the prescribed voter's certificate on the back, in which the smaller envelope with ballot enclosed shall be placed. The clerk shall provide the form of and prepare the voter's certificate on the back, in which the smaller envelope with ballot enclosed shall be placed. The clerk shall provide the form of and~~

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~~prepare the voter's certificate which shall include an oath, for use when required, that the voter is a qualified voter in all respects, a blank for the voter's signature, a certification that the affiant properly executed the marking of the ballot and identified himself, blanks for the witness, and a place for recording the date the envelope was sealed and witnessed.~~

~~7.80.050~~ 7.70.030 Absentee voting – In person.

~~A. A qualified voter may apply in person for an absentee ballot at the office of the city clerk during regular office hours. A qualified voter may vote absentee in person fifteen (15) calendar days or less before a regular or special election.~~

~~B. On receipt of an application in person for an absentee ballot and exhibition of proof of identification as required in this title, the clerk shall issue the ballot to the applicant.~~

~~C. The voter shall proceed to mark the ballot in secret, to place the ballot in the small envelope, to place the small envelope in the larger envelope in the presence of the election official who shall sign as attesting official and date of his signature. The election official shall then accept the ballot.~~

~~D. The election official may not accept a marked ballot that has been exhibited by an absentee voter with intent to influence other voters. If the absentee voter improperly marks or otherwise damages a ballot, the voter may request, and the election official shall provide him with another ballot up to a maximum of three. Exhibited, improperly marked, or damaged ballots shall be destroyed. The numbers of all ballots destroyed shall be noted on the ballot statement.~~

A. Absentee voting in person before an election official, including the clerk, shall not begin prior to 15 calendar days before a regular or special election, up to and including the day of the election. The absentee voter shall appear before an election official, provide his or her name, residence address, and a voter identifier such as a voter number, Social Security number, or date of birth. The voter shall complete the required information and sign the certification on the ballot oath and affidavit envelope and have it witnessed by an election official. The voter shall receive an official ballot, mark the ballot in private, and place the ballot in a secrecy sleeve. The secrecy sleeve shall then be placed in the completed ballot oath and affidavit envelope and the envelope will be sealed. An election official shall deliver the voted absentee ballots to the clerk. The clerk shall deliver the voted absentee ballots to the canvass board for canvassing.

B. Prior to the election, the clerk shall give to the election board in each precinct a list of voters from the precinct who have voted absentee ballots. If a voter who voted an absentee ballot in person returns to the voter's precinct on election day, the voter may not vote a regular ballot but may vote a questioned ballot.

~~7.80.060~~ 7.70.040 Absentee voting – By mail.

~~A. A qualified voter may apply for an absentee ballot by mail if postmarked not earlier than the first (1st) of the year in which the election is to be held, nor less than five (5) calendar days before an election. A voter may request his name be placed on permanent absentee by mail status. The application shall include the address to which~~

~~the absentee ballot is to be returned, the applicant's full Alaska residence, and the applicant's signature. A request may be accepted by facsimile.~~

B. All applications for an absentee ballot by mail shall be in writing either on a form provided by the clerk's office or in a letter containing the following information.

1. The applicant's place of residence;
2. The address the applicant desires the absentee ballot to be mailed;
3. The applicant's signature; and
4. A voter identifier such as voter number, a Social Security number, or date of birth.

~~B. C.~~ After receipt of an application by mail, the clerk shall deliver to the applicant, at the mailing address given in the application, an official ballot for the election and other absentee voting material by the most expeditious mail service. The materials shall be sent as soon as they are ready for distribution. The return envelope sent with the materials shall be addressed to the city clerk.

~~C. D.~~ Upon receipt of an absentee ballot by mail, the voter, in the presence of a witness over the age of eighteen (18) years, may proceed to mark the ballot in secret, to place the ballot in the small envelope, to place the small envelope in the larger envelope, and to sign the voter's certification on the back of the larger envelope. The witness shall sign and date his signature. At any time on or before the day of the election, any voter receiving an absentee ballot by mail may vote the ballot. The voted ballot shall then be placed in the secrecy sleeve, which is then placed in the return envelope, and the voter shall sign the certification on the return envelope and have it witnessed in the presence of an authorized official such as:

1. A notary public, U.S. Postmaster or authorized postal clerk, commissioned military officer, judge, justice, magistrate, clerk of the court, a duly appointed voter registrar, or election official as defined in BMC 7.10.020.
2. Two witnesses who are at least 18 years of age may witness the voter's signature if an authorized official is not reasonably accessible.

E. After witnessing the absentee voter's signature, the official or witness shall return the voted ballot to the voter who shall mail or otherwise deliver the ballot to the clerk. The voted absentee ballot shall be received by mail or returned to an election official no later than 8:00p.m. on election day. A precinct election official shall deliver the voted absentee ballots to the clerk. The clerk shall deliver the voted absentee ballots to the canvass board for canvassing.

~~D. E.~~ The clerk may require a voter casting an absentee ballot by mail to provide proof of identification or other information to aid in the establishment of his identity.

E. G. The clerk shall maintain a record of the name of each voter to whom an absentee ballot is sent by mail. The record must list the date on which the ballot is mailed and the date on which the ballot is received by the city clerk and the date on which the ballot was executed and postmarked. Prior to the election, the clerk shall give the election board a list of voters from the city who have been issued absentee ballots.

H. If a voter who was issued an absentee ballot by mail returns to the voter's precinct on election day, the voter may not vote a regular ballot at the polling place unless the voter first surrenders to the election board the absentee ballot, ballot envelope and return envelop issued to the voter. If the absentee voter does not have the absentee ballot to surrender, the voter may vote a questioned ballot. Surrendered absentee

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ballots, ballot envelopes and return envelopes collected by the election board shall be returned to the clerk.

~~7.80.070 Absentee voting — By personal representative.~~

~~A. A qualified voter who is physically disabled may apply for an absentee ballot through a personal representative to the following election officials at the times specified:~~

- ~~1. The clerk's office on or after the fifteenth (15th) calendar day before a regular or tenth (10th) day before a special election up to one (1) day before the election; or~~
- ~~2. An election boardmember on election day in the precinct in which the voter is entitled to vote.~~

~~B. A request for an absentee ballot by personal representative shall be on a form provided by the election official or by a written statement stating that the applicant is unable to go to the polling place because of a physical disability. The request shall be signed by:~~

- ~~1. A licensed physician; or~~
- ~~2. Two registered qualified voters.~~

~~C. Upon timely receipt of an application for absentee ballot by personal representative, the election official shall provide the ballot and other absentee voting materials to the personal representative.~~

~~D. The personal representative shall deliver the absentee ballot to the voter as soon as practicable. Upon receipt of an absentee ballot through a personal representative, the voter shall proceed to mark the ballot in secret, to place the ballot in the small envelope, to place the small envelope in the larger envelope, and to sign the voter's certification on the return envelope in the presence of the personal representative who shall sign as witness and then date the signature. The personal representative shall deliver the absentee ballot by personal representative to the election official within three (3) days from the date it was obtained but not later than 8:00 p.m. on election day. An absentee ballot by personal representative that is not returned to an election official by the close of business on election day may not be counted but the voter may vote in the election.~~

~~E. The election official shall keep a record of the name and signature of each personal representative requesting an absentee ballot and the name of the person on whose behalf the ballot is requested. The election official shall record the date and time the absentee ballot is provided and the time the ballot is returned to the election official.~~

~~F. A candidate for office at that election, an immediate family member of the candidate for office in that election, the voter's employer, agent of the employer, or office or agent of the voter's union, may not act as a personal representative.~~

7.70.050 Special needs voting.

A. A voter with a disability who, because of that disability, is unable to go to a polling place to vote may vote a special needs ballot.

B. The voter, through a representative, may request a special needs ballot from:

1. The clerk on or after the fifteenth calendar day before a regular election or special election, up to and including the day before the election; or

2. An absentee voting official at an absentee voting station designated by the clerk at a time when the absentee voting station is in operation; or

3. A member of the precinct election board on election day.

C. A representative requesting a special needs ballot shall sign a register provided by an election official. The register must include the following information:

1. The representative's name; and

2. The name of the voter on whose behalf the representative is requesting a ballot and voting materials.

D. The representative shall deliver the special needs ballot and other voting materials to the voter as soon as practicable. The voter shall mark the ballot in secret, place the ballot in a secrecy sleeve, and place the secrecy sleeve in the envelope provided. The voter shall provide the information on the envelope and shall sign the voter's certificate in the presence of the representative. The representative shall witness the voter's signature, and sign and date the representative's oath as provided on the envelope.

E. If a voter's disability precludes the voter from performing any of the requirements of subsection D of this section, the representative may perform those requirements, except making the voting decision, on the voter's behalf.

F. The representative shall deliver the ballot envelope to a city election official at a city precinct not later than 8:00 p.m. on election day. An election official shall deliver the voted special needs ballot to the clerk. The clerk shall deliver the voted special needs ballot to the canvass board for canvassing.

G. No person who is a candidate for office at the election, an immediate family member of the candidate, the voter's employer, an agent of the voter's employer, or an officer or agent of the voter's union may act as a representative for a voter.

~~7.80.080~~ 7.70.050 Counting of ballots.

To be counted in the election, an absentee ballot must be received by the clerk on or before 6:00 p.m. two days following the election. Absentee ballot envelopes received by the clerk after 6:00 p.m. two days following the election shall not be opened, but shall be marked "invalid" and the date of receipt noted thereon. Such envelopes shall be retained with the other election records and destroyed with them as provided by the city's record retention schedule. Absentee ballot envelopes shall be examined by the canvass board, whose members shall determine whether the absentee voter is qualified to vote at the election and whether the ballot has been properly cast.

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~~7.80.090~~ 7.70.060 Names of absentee voters.

The clerk shall maintain a record of the name of each voter to whom an absentee ballot is sent under this section. The record must list the date on which the ballot is mailed or provided by personal representative and the date on which the ballot is received by the clerk. The record shall be available for public inspection.

Chapter ~~7.90~~ 7.80 Canvassing and certification of election results

~~7.90.010~~ 7.80.010 Canvass board.

Before each election, the clerk, subject to approval of the city council, shall appoint four (4) or more qualified voters who shall constitute the election canvass board for that election. All members of the election canvass board, before entering upon their duties, must subscribe to the oath required of all public officials by the Constitution of the State of Alaska in the manner prescribed by the clerk.

~~7.90.020~~ 7.80.020 Canvass of returns.

A. No later than Tuesday following each election, the election canvass board shall meet in public session and canvass all election returns. In full view of those present, the election canvass board shall judge the applicability of absentee and questioned ballots, shall open and tally those accepted, and shall compile the total votes cast in the election. The canvass of the ballot vote counted by the precinct election boards shall be accomplished by reviewing the tallies of the recorded vote to check for mathematical error by comparing totals with the precinct's certificate of results. All obvious errors found by the election canvass in the transfer of totals from the precinct tally sheets to the precinct returns shall be corrected by the canvass board. A mistake which has been made in precinct returns that is not clearly an error in the transfer of the results from the tallies to the certificate of results empowers the canvassing board to recommend a recount of the results of the precinct or precincts for that portion of the returns in question.

B. Upon completion of the canvass, the canvassing board shall prepare a final certificate of the results of votes cast by absentee, questioned and challenged ballots and of votes cast by regular ballot, and shall prepare a written report of the results to be submitted to the city council.

C. After receiving the canvass board report and as soon as practicable after the counting of the ballots, but not later than the second Tuesday after the election, the council shall meet in public session and examine all election returns. The examination may be postponed for cause from day to day, but there shall be no more than three postponements.

D. Unless the council orders an investigation or unless a contest has been previously filed pursuant to BMC 7.90 the council shall declare the election valid and certify the election results. The council shall certify results not in question immediately and shall

complete an investigation or contest procedures as soon as practicable to assure prompt certification.

E. The council shall by resolution certify the election results and enter the results in the minutes along with the following information:

1. The total number of poll, early-voter, absentee, questioned, and special needs ballots cast in the election;
2. The offices, names, and number of votes counted for each candidate at the election;
3. The propositions voted upon at the election; and
4. The number of votes counted for each proposition voted upon.

F. Upon certification of the election by the council, the clerk shall deliver to each person elected a copy of the council's certificate of election.

~~7.90.030 Procedures for handling questioned ballots. 7.80.030 Counting questioned ballots.~~

The canvass board by majority vote may refuse to accept the question and count the ballot of a person properly questioned. If the ballot is refused, the clerk shall return a copy of the statement questioning the ballot to the voter, and shall enclose all rejected ballots in a separate envelope with statements of the basis for the question. The envelope shall be labeled with "rejected ballots" and shall be preserved with other voted ballots. If the ballot is not refused, the large envelope shall be opened, the small inner envelope shall be placed in a container and mixed with other voted ballots envelopes for counting. ~~If the ballot is not refused, the large envelope shall be opened, the small inner envelope shall be placed in a container and mixed with other absentee ballot envelopes or, in the case of counting questioned ballots, with other questioned ballot envelopes. The mixed smaller envelopes shall be drawn from the container and opened, and the ballots shall be counted according to the rules for determining properly marked ballots.~~

~~7.90.040 Voters not on official registration list.~~

~~A person whose registration has been cancelled under AS 15.97.130(b) and who votes a questioned ballot shall not have the ballot counted.~~

~~7.90.050 7.80.040 Certification of the election results.~~

A. As soon as possible after completion of the canvass, but no later than the Tuesday following the election, the council shall meet in public session to receive the report of the canvass board. If, after considering the report, the council determines that the election was validly held, the election shall be certified by resolution and entered upon the minutes of the meeting, together with the total number of votes cast for each candidate and for or against each proposition or question.

B. If the canvass board reports that a failure to comply with provisions of state law and city ordinances, or an illegal election practice has occurred, and that such failure is sufficient to change the outcome of the election, then the council may exclude the votes cast in one (1) or more precincts where such failure or illegal practices occurred from the total returns, or may declare the entire election invalid and order a new election.

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C. If the canvass board reports an apparent discrepancy in the returns of one (1) or more precincts, the council may order a recount of votes cast in said precinct or precincts. Such recount shall be conducted immediately by the canvass board and the results shall be reported to the council. The council shall meet as soon as possible to certify the results of the election recount.

D. Upon certification of a valid election, the clerk shall deliver to each person elected to office a certificate, signed by the clerk and authenticated by the seal of the city.

~~7.100 Election recount.~~ 7.90 Election contests and recounts.

~~7.100.010 Recount application.~~ 7.90.010 Grounds for election contest.

~~A. A defeated candidate, or ten (10) qualified voters who believe there has been a mistake made by an election official or by the canvass board in counting the votes in an election, may file an application with the clerk requesting a recount no later than 5:00 p.m. on the day of the certification of the election results or by delivering the application for recount to the council at its meeting to certify the election returns. The date on which the clerk receives an application rather than the date of mailing or transmission determines whether the application is filed within the time allowed under this subsection.~~

~~B. If two (2) or more candidates tie in having the highest number of votes for the same office, to which only one (1) candidate is to be elected, the clerk shall initiate a recount.~~

A candidate or ten (10) qualified voters may contest the election of any person or the approval or rejection of any question or proposition upon one or more of the following grounds:

- A. Malconduct, fraud or corruption by an election official sufficient to change the results of the election;
- B. The person elected is not qualified under law or ordinance; or
- C. Existence of a corrupt election practice as defined by the laws of the state of Alaska sufficient to change the result of the election.
- D. The number of votes separating candidates is ten (10) or less.

~~7.100.020 Form of application.~~ 7.90.020 Contest procedure.

~~A. A recount application shall state in substance the basis of the belief that a mistake has been made and shall identify the particular precinct, office, proposition or question for which the recount is to be held and shall state that the person making the application is a candidate or that the ten (10) persons making the application are qualified voters. The candidate or person making the application shall designate by full name and mailing address two (2) persons who shall represent the applicant during the recount. Any person may be named representative, including the candidate or any person signing the application. Applications by ten (10) qualified voters shall also include the designation of one (1) of the number as chairman. The candidate or persons~~

~~making the application shall sign and the application and shall print or type their full name and mailing address.~~

~~B. The application shall include a deposit in cash or by certified check for one hundred dollars (\$100). The deposit shall be applied against any costs incurred or refunded if there is not liability for recount costs.~~

A. Notice of contest of an election shall be submitted in writing to the clerk before five p.m. on the day of the certification of the election or to the council at its meeting to certify the election returns. The notice of contest shall specify the election being contested, the grounds of the contest, and shall bear the notarized signature of the candidate or qualified voters bringing the contest. The notice shall be in substantially the following form:

NOTICE OF ELECTION CONTEST

The undersigned contest the regular (or special) election of the City of Bethel held on the _____ day of _____. The ground for the contest are as follows:

Signature and date
(Notarization)

B. Upon receiving a notice of contest, the council shall order an investigation be conducted by the clerk and city attorney. Those contesting the election, those whose election is contested, and the public shall be allowed to attend all investigation and recounting proceedings.

C. If the contest involved the eligibility of voters, the council shall direct the clerk to check the voter qualifications set forth in Section 7.20. After considering the report provided by the clerk and any other proof, the council shall determine whether any illegally cast votes could have affected the election results. If they could not have, the council may declare the election valid and certify the results.

D. If the contest involves other prohibited election practices which are shown to have taken place, the council shall exclude the vote of the precincts were the practices occurred. If it is determined that the exclusion could not affect the election results, the council shall declare the election valid and certify the results.

E. The contestants shall pay all costs and expenses incurred in a recount of an election as provided by Section 7.100.030.

~~7.100.030 Date of recount– Notice: 7.90.030 Form of application.~~

~~A. If the clerk determines that the application is substantially in the required form, the clerk shall fix the date of the recount to be held within ten (10) days after the receipt of an application requesting a recount of the votes. in a city election after it has been initiated under BMC 7.100.010.~~

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~~B. The clerk shall give the recount applicant and other directly interested parties notice of the time and place of the recount by certified mail, by telegram telegraph, by telephone, facsimile or by electronic transmission.~~

A. A recount application shall state in substance the basis of the belief that a mistake has been made and shall identify the particular precinct, office, proposition or question for which the recount is to be held, and shall state that the person making the application is a candidate or that the ten (10) persons making the application are qualified voters. The candidate or person making the application shall designate by full name and mailing address two persons who shall represent the applicant during the recount. Any person may be named representative, include the candidate or any person signing the applications. Applications by ten qualified voters shall also include the designation of one of the number as contact person. The candidate or persons making the application shall sign the application and shall print their full name and mailing address.

B. The application shall include a deposit in cash, or by certified check. The amount of the deposit shall be one hundred dollars (\$100.00) for each precinct.

~~7.100.040 Procedure for recount. 7.90.040 Appeal or judicial review.~~

~~A. If a recount of ballots is demanded, the clerk shall appoint a recount board of four (4) or more qualified voters to conduct the recount of ballots or those precincts cited in the application for recount.~~

~~B. In conducting the recount, the recount board shall review all ballots to determine which ballots, or parts of ballots, were properly marked and which ballots are to be counted in the recount, and shall check the accuracy of the original count, the precinct certificate, and the review. For administration, the clerk may join and include two (2) or more applications in a single review and count of votes. The rules governing the counting of marked ballots shall be followed in the recount.~~

~~C. The ballots and other election material shall remain in the custody of the clerk during the recount and the highest degree of care shall be exercised to protect the ballots against alteration or mutilation. The recount shall be completed within ten (10) days.~~

A person qualified to file an election contest pursuant to Section 4.20.010 may not appeal or seek judicial review of an election for any cause unless the person is qualified to vote in the city; has exhausted the administrative remedies before the council; and has commenced an action in the Superior Court within ten (10) calendar days after the council has finally certified the election results. If an action under this section is not commenced within the ten (10) day period, the election and the election results shall be conclusive, final, and valid in all respects.

~~7.100.050 Certification of recount results. 7.90.050 Date of recount – Notice.~~

~~Upon completion of the recount, the recount board shall meet and adopt a report of the results of the recount for submission to the council. The council shall abide by procedures for issuing a certificate of the election as set forth in this title.~~

~~A. If the clerk determines that the application is substantially in the required form, the clerk shall fix the date of the recount to be held within ten (10) days after the receipt of an application requesting a recount of the votes.~~

~~B. The clerk shall give the recount applicant and other directly interested parties notice of the time and place of the recount by certified mail, telegraph, telephone, facsimile or by electronic transmission.~~

~~7.100.060 Return of deposit and apportionment of expenses upon recount. Procedure for recount.~~

~~If, upon recount, a different candidate or position on a proposition or question is certified or if the vote on recount is two (2) percent or more in excess of the vote originally certified for the candidate or position on a proposition or question supported by the recount application, the entire deposit shall be refunded to the recount application. If this section does not require that the entire deposit be refunded, the clerk shall refund any money remaining after the cost of the recount has been paid from the deposit. If it is determined that the contestant shall bear the costs of the recount pursuant to this section and the deposit is insufficient to cover the costs, the city may recover the excess costs from the contestant. If the recount is obtained by voters, each of them shall be individually liable for the whole amount of such expense.~~

~~A. If a recount of ballots is demanded, the clerk shall have the canvass board perform the recount.~~

~~B. In conducting the recount, the canvass board shall review all ballots to determine which ballots, or parts of ballots, were properly marked, which ballots are to be counted in the recount, and shall check the accuracy of the original count and all documentation provided by the election officials. The canvass board shall check the number of ballots and questioned ballots cast in a precinct against the registers and shall check early and absentee ballots voted against early and absentee ballots distributed. The rules in BMC 7.60 governing the counting of ballots shall be followed in the recount.~~

~~C. The ballots and other election materials shall remain in the custody of the clerk during the recount and the highest degree of care shall be exercised to protect the ballots against alteration or mutilation. The recount shall be completed within ten (10) calendar days. The clerk may employ additional personnel necessary to assist in the recount.~~

~~7.90.070 Certification of recount results.~~

~~Upon completing the recount, the canvass board shall provide a report of the results of the recount for submission to the council. The council shall issue a certification of the election.~~

Introduced by: Council Member Rick Robb
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Introduction August 9, 2011
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7.90.080 Return of deposit and apportionment of expenses upon recount.

A. If, upon recount, a different candidate or position on a proposition is certified, or if the difference between the winning and losing vote on the result contested is two percent or more in excess of the vote originally certified or the candidate or position on a proposition or question supported by the recount application, the entire deposit shall be refunded to the recount application.

B. If none of the requirements of this section are met, the clerk shall refund any money remaining after the cost of the recount has been paid from the deposit. If the deposit posted is insufficient to cover the cost of the recount, the city may recover the excess cost from the contestant. If voters obtain the recount, each of them shall be individually liable for the whole amount of the expenses.

7.110 Contest of Elections

~~7.110.010 Grounds for election contest.~~

~~A candidate or ten (10) qualified voters may contest the election of any person or the approval or rejection of any question or proposition upon one (1) or more of the following grounds:~~

~~A. Malconduct, fraud or corruption by an election official sufficient to change the result of the election;~~

~~B. The person elected is not qualified under law or ordinance; or~~

~~C. Existence of a corrupt election practice as defined by the laws of the state of Alaska sufficient to change the result of the election.~~

~~7.110.020 Contest procedure.~~

~~A. Notice of contest of an election shall be submitted in writing to the clerk before 5:00 p.m. on the day of the certification or to the council at its meeting to certify the election results. The notice of contest shall specify the election being contested, the grounds of the contest, and shall bear the notarized signatures of the candidate or qualified voters bringing the contest. The notice shall be in substantially the following form:~~

~~NOTE OF ELECTION CONTEST~~

~~The undersigned contest the regular (or special) election of the City of Bethel held on the _____ day of _____.~~

~~The grounds for the contest are as follows:~~

~~_____

_____~~

Signature and date

(Notarization)

~~B. Upon receiving a notice of contest, the council shall order an investigation by conducted by the clerk and city attorney. Those contesting the election, those whose election is contested, and the public shall be allowed to attend all investigation and recounting proceedings.~~

~~C. If the contest involves the eligibility of voters, the council shall direct the clerk to recheck the most current state registration lists. After considering the reports of the investigating officials and any other proof, the council shall determine whether any illegally cast votes could have affected the election results. If they could not have, the council may declare the election valid and certify the results.~~

~~D. If the contest involves other prohibited election practices which are shown to have taken place, the council in certifying the election returns shall exclude the vote of the precincts where the practices occurred. If it is determined that the exclusion could not affect the election results, the council shall declare the election valid and certify the results.~~

~~E. The contestants shall pay all costs and expenses incurred in a recount of an election as provided by BMC 7.100.060.~~

~~7.110.030 Appeal or judicial review.~~

~~A person may not appeal or seek judicial review of an election for any cause or reason unless the person is qualified to vote in the city; has exhausted all administrative remedies before the council; and has commenced, within ten (10) calendar days after the council has finally certified the election results, an action in Superior Court. If an action under this section is not commenced within the ten (10) day period, the election and the election result shall be conclusive, final, and valid in all respects.~~

~~Chapter 7.120 Elections by Mail~~

~~7.120.010 Voting by mail—Ballots—Ballot review—Ballot envelopes.~~

~~A. The clerk may conduct a special election by mail.~~

~~B. When the clerk conducts a special election by mail, the clerk shall send a ballot to each person whose name appears on the official voter registration list prepared under AS 15.07.125 for that election. The ballot shall be sent to the address stated on the official registration list unless the voter has notified the clerk in writing of a different address to which the ballot should be sent. The clerk shall send ballots by first (1st) class, nonforwardable mail on or before the twenty-second (22nd) day before the election.~~

~~C. The clerk shall review ballots voted under this section under procedures established for the review of absentee ballots.~~

~~D. There shall be a small blank envelope and a return envelope supplied to each by-mail voter. The return envelope shall have printed upon it an affidavit by which the voter shall declare his qualification to vote, followed by provision for attestation by one (1) attesting witness who is at least eighteen (18) years of age. Specific instructions for voting a by mail ballot will be mailed to each voter with the ballot.~~

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~~7.120.020 Casting ballot.~~

~~A. Upon receipt of a mail-in ballot, the voter shall cast his ballot in the manner specified in BMC 7.80.060. If the ballot is cast in the clerk's office, the clerk shall retain it for delivery to the canvass board. If the ballot is cast in another location, the voter shall return it by mail to the clerk immediately for delivery to the canvass board.~~

~~B. A voter who does not receive a mail-in ballot may cast his ballot in person as specified in BMC 7.80.050.~~

~~C. A voter may deliver his mail-in ballot to the city clerk.~~

~~7.120.030 Notice of election — Election date — Public notice.~~

~~The notice of election calling for the election must state that the election is to be conducted by mail and that there will be no polling place open for regular in-person voting on election day. In a by-mail election, election day is the deadline by which a voter's ballot must be received by the city clerk.~~

~~7.120.040 Storing ballots.~~

~~The clerk shall provide for the secure storage of the mail-in ballots received from the voters until the date set by the clerk for the counting of the ballots.~~

Chapter ~~7.130~~ 7.100 Initiative, and Referendum and Recall

~~7.130.010 Purpose. 7.100.010 Reservation of powers.~~

~~It is the purpose of this chapter to define and clarify the procedures to be followed in initiative and referendum proceedings. The initiative and referendum are forms of direct democracy and as such their availability to, and utilization by, the public must be facilitated while, at the same time, the integrity of the procedures must be maintained through mechanisms which discourage, reduce, and prevent both the occurrence and appearance of fraud. Further, in order to ensure clear, fixed and reliable standards, it is necessary that citizens and those officials charged with the validation of petitions be able to rely on designated official, published maps, plats and records of the city and on the published voter registration records of the state.~~

- ~~A. The powers of initiative and referendum are reserved to the qualified voters of the city as provided by state law and by the Bethel Municipal Code. The voters of the city, by initiative, may propose and enact any ordinance which the city council has power to enact under the BMC except as otherwise provided in this section. The voters of the city, by referendum, may approve or reject any ordinance passed by the city council excepts as otherwise provided in this section~~
- ~~B. Ordinances dedicating revenues; ordinance making, repealing, transferring, or otherwise changing appropriations; ordinance fixing mill levies; and ordinances authorizing the issuance of bonds shall not be subject to either initiative or referendum.~~

~~7.130.020~~ 7.100.020 Application for petition.

A. An initiative or referendum is proposed by filing an application with the city clerk containing the ordinance or resolution to be initiated or the ordinance or resolution to be referred and the name and address of the contact person and an alternate to whom all correspondence relating to the petition may be sent. The application shall be on a form provided by the clerk. An application shall be signed by at least ten (10) voters who will sponsor the petition. An additional sponsor may be added at any time before the petition is filed by submitting the name of the sponsor to the clerk. Within two (2) weeks the clerk shall certify the application if the clerk finds that it is in proper form and, for an initiative petition, that the matter:

1. Is not restricted by AS 29.26.100 or BMC 7.100.010 (B);
2. Includes only a single subject;
3. Relates to legislative rather than to an administrative matter; and
4. Would be enforceable as a matter of law.

B. Upon receipt of a completed application for a petition the municipal clerk shall immediately remit a copy of the application to the municipal attorney for review. The municipal clerk shall verify the sponsors' qualifications and, after consultation with the municipal attorney, determine and certify the legal sufficiency, or lack thereof, of the application and the proposed initiative or referendum.

~~B.C.~~ A decision by the clerk on an application for petition is subject to judicial review.

~~7.130.030~~ 7.100.030 Petition format.

A. The petition prepared by the clerk for issuance to the petitioner sponsors shall be in substantial compliance with this section. The petition shall be prepared within two (2) weeks after certification of the application. Each copy of the petition shall contain:

1. Each page must contain a summary of the ordinance or resolution to be initiated or the ordinance or resolution to be referred;
2. The complete ordinance or resolution sought to be initiated or referred as submitted by the sponsors;
3. The date on which the petition is issued by the clerk;
4. Notice that signatures must be secured within 90 days after the date the petition is issued;
5. Space for each signature, the printed name of each signer, the date each signature is affixed, and the residence and mailing address of each signer;
6. A statement, with space for the sponsor's sworn signature and date of signing, that the sponsor personally circulated the petition, that all signatures were affixed in the presence of the sponsor, and that the sponsor believes the signatures to be those of the persons whose names they purport to be; and
7. Space for indicating the total number of signatures on the petition.

~~B. The front of the cover page of the petition shall provide a space for the name of the person who is circulating the petition and shall contain a statement in bold type identifying the petition as a referendum or initiative petition as appropriate, the initiative or referendum request, an impartial summary of the ordinance to be initiated or referred, a statement in bold type that a notice to petition signers is on the back of the~~

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~~cover sheet and that the ordinance to be initiated or referred is inside the first (1st) page of the petition, the date on which the petition is used by the clerk, a notice that all signatures must be secured within ninety (90) days after the date the petition is issued, and that petition signers' signatures must be in ink, the residence address and printed name must be legible, that the signer must be a registered voter, and the acceptable and unacceptable forms of residence address which appear in BMC 7.130.100(B) and (C).~~

~~C. The second (2nd) and such subsequent pages as are necessary shall contain the full text of the ordinance to be initiated or referred.~~

~~D. Following the full text of the ordinance shall be not less than five (5) nor more than ten (10) signature pages. Each signature page shall be ruled in lines and shall contain six (6) columns which shall be titled as follows: Voter Registration No., Signature, Printed Name, Residence Address, Mailing Address and Zip Code, Date Signed. The clerk shall number each signature page serially in a sequence of numbers which shall be continuous through all booklets issued. Above the column titles shall be the petition request which shall make reference to the ordinance or measure to be initiated or referred and its location in the booklet. At the bottom of each signature page shall be a statement that to be valid, the signature must be in ink, the name as printed and signed must be the same form as the name appears on the state voter registration rolls and the printed name and residence address must be legible.~~

~~E. Following the last signature page shall be the sponsor's sworn statement and date of signing, that the sponsor personally circulated the petition, that all signatures were affixed in the presence of the sponsor, and that the sponsor believes the signatures to be those of the persons whose names they purport to be. This page shall be the last page of the petition booklet.~~

~~F. B. Each booklet shall be assembled by the clerk and all pages within each booklet shall be stapled or otherwise fastened together.~~

~~G. C. The clerk shall notify the contact person in writing when the petition is available. The contact person is responsible for notifying sponsors. Copies of the petition shall be provided by the clerk to each sponsor who appears in the clerk's office and requests a petition, and the clerk shall mail the petition to each sponsor who requests that the petition be mailed.~~

~~7.130.040~~ 7.100.040 Instructions to sponsors.

~~The clerk shall issue written instructions to the sponsors setting forth the requirement that to be valid the signature line must contain the signature in ink, the legible printed name, and the legible residence address of the municipal voter signing the petition. The instructions shall also include the types of addresses which are and are not acceptable as residence addresses.~~

~~7.130.050~~ 7.100.050 Submission and receipt of petitions.

A. The sponsors shall file the petitions as a single instrument. After the filing, no additional petition booklets may be received by the clerk for validation whether such additional booklets are submitted before or after the expiration of the petition period. Such late booklets shall be received only for the purpose of preservation for the record.

B. Filing shall be done during city business hours. If the last day of the period falls on a Saturday which is not a city holiday, the clerk shall make arrangements with the sponsors to receive the petitions at the clerk's office at or before 4:30 p.m. on that Saturday. If the last day of the period falls on a Sunday or other city holiday, the sponsors may file the petition no later than 9:00 a.m. on the first (1st) weekday which is not a holiday.

C. Immediately upon receipt of the petition, and in the presence of the person submitting the petition, the clerk shall check each booklet and shall mark as rejected on its face, and the reason for rejection, any petition booklet which:

1. Shows evidence of having been disassembled and reassembled;
2. Does not contain all pages of the ordinance to be initiated or referred;
3. Does not contain the fully completed, signed and notarized affidavit of the sponsor.

~~7.130.060~~ 7.100.060 Signature requirements.

A. The signatures on an initiative or referendum petition shall be secured within ninety (90) days after the clerk issued the petition. The statement provided under BMC 7.100.030(E) ~~(A) (6)~~ shall be signed and dated by the sponsor. Signatures shall be in ink.

B. The clerk shall determine the number of signatures required and inform the contact person in writing. Except as provided in subsection D of this section, a petition shall be signed by ~~fifteen (15)~~ twenty-five 25 percent of votes cast at the last regular election held before the date written notice is given to the contact person that the petition is available.

C. A petition signer may withdraw the signer's signature on written application to the clerk before certification of the petition.

D. If the ordinance or resolution that is the subject of an initiative or referendum petition affects only an area that is less than the entire area of a municipality, only voters residing in the affected area that is less than the entire area of the city, only voters residing in the affected area may sign the petition. The clerk shall determine the number of signatures required on the petition and inform the contact person in writing. The petition shall be signed by a number of voters equal to twenty-five 25 percent of ~~based on~~ the number of votes cast in that area at the last regular election held before the date written notice is given to the contact person that the petition is available. ~~equal to:~~

- ~~1. Twenty-five (25) percent of the votes cast if the area has fewer than seven thousand five hundred (7,500) persons; or~~
- ~~2. Fifteen (15) percent of the votes cast if the area has seven thousand five hundred (7,500) persons or more.~~

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~~7.130.070~~ 7.100.070 Sufficiency of petition.

All copies of an initiative or referendum petition shall be assembled and filed as a single instrument. Within ten (10) days after the date the petition is filed, the clerk shall:

- A. Certify on the petition whether it is sufficient; and
- B. If the petition is insufficient, identify the insufficiency and notify the contact person by certified mail.

~~7.130.080~~ 7.100.080 Supplemental petition.

A. If the clerk determines that there is an insufficient number of valid signatures on the petitions filed during the ninety (90) day period, ~~he shall send~~ a notice of the insufficiency shall be provided to the contact person by certified mail, return receipt requested. The sponsors shall have an additional ten (10) days from receipt of the notice to gather additional signatures on petitions supplied to the sponsors by the clerk for that purpose. The petitions supplied by the clerk for the supplemental period shall be in the format specified in BMC ~~7.130.030~~ 7.100.030, except that the signature page numbering shall not duplicate that utilized for the ninety (90) day period.

B. Petitions shall be submitted and received in the manner provided in BMC ~~7.130.050~~ 7.100.050.

C. No signatures obtained on booklets issued during the first (1st) ninety (90) day period shall be valid if submitted with the supplemental petition.

~~7.130.090~~ 7.130.090 Validation of signatures.

A. The clerk shall reject the signature of any person whose name does not appear on the most recent printed voter registration list available from the state elections office and is determined by the state elections office to be a person who is not registered on the day the clerk requests state verification of the voter status of the person.

B. The clerk shall reject the signature of any person whose signed and printed name are so illegible that the clerk cannot identify the name; provided, however, the clerk may accept an otherwise illegible name if the voter has provided a registration number and the legible address information given by the person corresponds to voter registration information of the person registered to the voter registration number given.

C. The clerk shall reject all but one (1) signature of any person who has signed his or her name two (2) or more times to petition booklets.

D. The clerk shall reject the signature of any person whose signature is not executed in ink.

E. The clerk shall reject the signature of any person who fails to provide a legible and adequate residence address as provided in this section.

F. The clerk shall reject the signature of any person whose petition signature and printed name are not the form in which the person is registered to vote unless the clerk is able to determine from the voter registration number of the address information from the state elections officer that the signature is that of a registered voter.

~~7.130.100~~ 7.100.100 Residence address requirements.

A. A residence address for the purpose of initiative and referendum petition requirements is a locatable address where the person lives. A residence address is adequate only if it contains sufficient information to permit the person's place of residence to be found by an ordinary person with no particular knowledge of the city area if such person is given the residence address information which appears on the petition, the official map of the city, the approved house number maps of the city, and relevant approved plan maps.

B. Notwithstanding the general definition provided in subsection A of this section, the following shall be deemed to be adequate residence addresses:

1. A subdivision name with a lot and block number;
2. A United States survey number when the smallest recorded subdivision which is applicable to the property is included;
3. A milepost when accompanied by a road or highway name;
4. A boat harbor or marina name when the stall, slip, or boat name is also included;
5. A hotel or motel if the room number is included;
6. A trailer court if the space number or street name and number within the trailer court is given;
7. A house number with a street or highway name;
8. An apartment or condominium name when accompanied by an apartment or unit number.

C. The following types of addresses are inadequate as a residence address:

1. A street name without a house number;
2. A milepost without a highway or road name;
3. A highway or road name without a milepost or house number;
4. Alaska, Bethel, City Sub, Tundra Ridge, BIA housing, or any other similar designation by a geographic area or subdivision only;
5. A rural route box number;
6. A post office box number;
7. A street, highway or road intersection;
8. Any address which is ambiguous either on its face or becomes ambiguous upon consulting a map or plat to which one (1) would be led from the residence address information;
9. An illegible address.

D. If there is a dispute as to the adequacy of a residence address given by a person whose name has been rejected by the clerk, the name shall be rejected if it is determined that a house number has been assigned to the place of residence of the person whose name has been rejected unless the assigned street name and house number or an accurate legal description of the property has been used on the petition.

~~7.130.110~~ ~~Petition and signature rejection for other reasons.~~ 7.100.110 Protest

~~A. If any allegation of fraud or misconduct is filed with the clerk prior to the certification or notice of insufficiency of the petitions, he shall immediately investigate~~

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~~such allegations and reject the challenged petitions or signatures if such investigation reveals fraud or other irregularities which warrant rejection.~~

~~B. Any allegation of fraud or misconduct filed after certification of the petition which would or may result in the invalidation of a sufficient number of signatures to cause a petition to be insufficient shall be referred immediately to the city council. The council shall schedule a hearing on the matter and take such action as it deems appropriate with respect to signatures or petitions which are affected by any fraud or misconduct it finds.~~

~~C. It shall be fraud sufficient to reject an entire petition booklet if it is shown that a petition sponsor has either failed to do any act or had no reasonable basis for a belief to which he is required to swear under BMC 7.130.030(E).~~

If the clerk certifies that an initiative or referendum petition is insufficient, a signer of the petition may file a protest with the city manager within seven days after the certification. The city manager shall present the protest at the next regular meeting of the city council. The city council shall hear and decide the protest.

~~7.130.120~~ 7.100.120 New petition.

Failure to secure sufficient signatures does not preclude the filing of a new initiative or referendum petition. However, a new petition on substantially the same matter may not be filed sooner than six (6) months after a petition is rejected as insufficient.

~~7.130.130~~ Termination of suspension of ordinance effective date.

~~An ordinance which has been suspended by the filing of a petition shall become effective five (5) working days after notice of insufficiency has been delivered to the prime sponsor unless an appeal of the clerk's decision is filed within that time.~~

~~7.130.140~~ 7.100.140 Initiative election.

A. Unless substantially the same matter is adopted, when a petition seeks an initiative vote, the clerk shall submit the matter to the voters at the next regular election occurring no sooner than ~~forty five (45)~~ sixty 60 days after certification of the petition. ~~If no regular election occurs within seventy five (75) days after the certification of a petition, the council shall hold a special election within seventy five (75) days, but not sooner than forty five (45) days after certification.~~

B. If the council adopts substantially the same measure, the petition is void and the matter initiated may not be placed before the voters.

C. The ordinance or resolution initiated shall be published in full in the notice of the election, but may be summarized on the ballot to indicate clearly the proposal submitted.

D. If a majority vote favors the ordinance or resolution, it becomes effective upon certification of the election, unless a different effective date is provided in the ordinance or resolution.

~~7.130.150~~ 7.100.150 Referendum election.

A. Unless the ordinance or resolution is repealed, when a petition seeks a referendum vote the clerk shall submit the matter to the voters at the next election occurring no sooner than ~~seventy five (75)~~ sixty 60 days after certification of the petition. ~~If no election occurs within seventy five (75) days of certification of a petition, the council shall hold a special election within seventy five (75) days, but not sooner than forty five (45) days after certification.~~

B. If a petition is certified before the effective date of the matter referred, the ordinance or resolution against which the petition is filed shall be suspended pending the referendum vote. During the period of suspension, the council may not enact an ordinance or resolution substantially similar to the suspended measure.

C. If the council repeals the ordinance or resolution before the referendum election, the petition is void and the matter referred shall not be placed before the voters.

D. If a majority vote favors the repeal of the matter referred, it is repealed. Otherwise, the matter referred remains in effect or, if it has been suspended, becomes effective on certification of the election.

~~7.130.160~~ 7.100.160 Effect.

A. The effect of an ordinance or resolution may not be modified or negated within two (2) years after its effective date if adopted in an initiative election or if adopted after a petition that contains substantially the same measure has been filed.

B. If an ordinance or resolution is repealed in a referendum election or by the council after a petition that contains substantially the same measure has been filed, substantially similar legislation may not be enacted by the council for a period of two (2) years.

C. If an initiative or referendum measure fails to receive voter approval, a new petition application for substantially the same measure may not be filed sooner than six (6) months after the election results are certified.

7.100.170 Recall.

An official who is elected or appointed to an elective city office may be recalled as provided by state law.

SECTION 3. Effective Date. This ordinance shall become effective upon notice of preclearance from the Department of Justice.

PASSED AND APPROVED THIS _ DAY OF __, 2011 BY A VOTE OF _IN FAVOR AND _ OPPOSED.

Introduced by: Council Member Rick Robb
Introduction Date July 12, 2011 Postponed
Introduction August 9, 2011
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ATTEST:

Eric Middlebrook, Mayor

Lori Strickler, City Clerk

Additional Information

SOUTHCENTRAL FOUNDATION



3210 Lark Street

Anchorage, AK 99507

Contact: Ronda Pokupec, Supervisor of Outreach

(907) 729-6118

rpokupec@scf.cc

Background – In 1999 Southcentral Foundation (SCF) developed Family Wellness Warriors Initiative (FWWI), a prevention program with a unique approach to address the needs of adult survivors of domestic violence, sexual abuse, and child abuse/neglect. This is a culturally centered resiliency model aimed to reduce the cycle of abuse in the Native community and has been a successful program as indicated by the Family Environment Scale and extensive evaluation measures.

The Program – FWWI offers hope, teaches the skills, and provides tools necessary to effect change. We work (by request) with each community to gain the trust and commitment of the tribal and community leadership targeting prevention at individual, family and community levels through intensive training and education. Thoroughly grounded in traditional values; using Alaska Native strengths to break the silence; the goal of the FWWI program is to **end domestic violence, child sexual abuse and child neglect in the State of Alaska in this generation!** This centers on a faith-based curriculum to address core issues arising from abuse for the purpose of spiritual and emotional wellness. Skills are taught to walk along side those who have experienced domestic violence, abuse, and/or neglect; tools are given to deal effectively with pain, disappointment and hardship; training provides techniques to safely enter conflict all of which invite healthier, interpersonal relationships.

PROGRAM TYPE:

Education and Training providing skills and tools for people to effect change in family violence and child maltreatment.

TARGET POPULATION:

Alaska Native/American Indian people, adults in the helping professions: natural helpers, community or tribal leaders; in addition to parents/adults with histories of harm, and/or at-risk for extending child abuse/neglect.

ESSENTIAL COMPONENTS:

Education and Training
Community Leadership Development
Parent Education and Support Groups
Family/Community Support
Technical Assistance

WHAT – Types of Trainings

FWWI offers several training options: Beauty for Ashes (BFA), Arrigah House (AH), Advanced Leadership Education and Training (ALET) and tailored workshops (based on who requests it):

Beauty for Ashes (BFA) - A five-day, four-night intensive training designed to educate and train Natural Helpers to use culturally appropriate means to work with individuals and communities impacted by violence. This training is held locally and is designed to host approximately 100 - 150 people.

Arrigah House (AH) - A five-day, four-night intensive training designed to host up to 50 people in rural communities as part of the FWWI 3-Year Model for Alaska Native areas. Upon request, Arrigah House can be customized for other specific groups and communities.

Advanced Leadership Education and Training (ALET) – A nine-day advanced training component of FWWI that provides intensive workshops for individuals who have completed the prerequisite of a minimum of two Arrigah House’s or Beauty for Ashes trainings. ALET teaches advanced group process and provides tools and techniques necessary to become an effective group facilitator. Participants learn the fundamentals of the small group process, including the four stages of group; Practice co-leading small groups under the mentorship of trained group facilitators and practice skills in becoming an effective speaker in the areas of abuse, neglect, and domestic violence.

WHO – Is Providing Services

Present at all FWWI trainings: Presenters, Group Leaders, Care Team and Individualized Care:

Presenters – Each Presenter is selected by the FWWI Training Team. Presenters teach 30 minutes on one of the curriculum topics (i.e. childhood, anger, shame, redemption) and each shares a portion of their personal story applicable to the topic. Prequalification and approval processes are detailed below.

Group Leaders –Have direct interaction and the highest amount of involvement with participants. In order to qualify as a group leader they must progress through a series of referral processes and graduate from ALET. The role of a group leader is to facilitate the small groups. They are not counselors or mental health professionals. They insure:

- each group member has opportunity to participate
- all group members are heard and responded to including the co-leader
- group starts and ends on time
- group guidelines and confidentiality standards are followed
- they model appropriate conduct to group members

Clinical Support - In addition, because discussions surrounding scenarios of domestic violence and sexual abuse can serve as triggers, a clinical support team is always available during trainings. This team functions in two capacities, both as a Care Team (CT) and Individualized Care (IC). Care Team members are assigned to oversee 3 to 4 groups during an event. A CT member provides additional support to participants. They are considered “first responders” when group is in a “stuck” place, or when a leader is struggling. The IC consists of PhD or Masters Level Therapists who are present around the clock during an event for one-on-one support. IC also provides extra support in the development of action plans for participants who are considered to be in a vulnerable place. This may include domestic violence victims who need assistance developing safety plans, mechanisms for safety, and/or exploring options. IC remains available post training and continues providing personalized care by following up with every participant within two weeks of each training.

HOW: Does a Participant Apply?

Initial Referral and Placement: Applicants do not need to have experienced trauma to attend, but must be 21 or older to apply. All are required to fill out an application packet which includes a confidential Pre-Screening Questionnaire reviewed only by the FWWI Clinical Counselors.

The target population is Alaska Native/American Indian people particularly those who have experienced domestic violence, child sexual or physical abuse and/or neglect. FWWI also trains those who desire personal growth in their lives and those in the helping professions who desire to learn how to respond to individuals who have experienced trauma in said areas. FWWI does not discriminate against gender, race, or faith.

APPROVAL PROCESS

IF APPROVED - by FWWI Clinical Staff the applicant is contacted by the Event Staff with the conference fees, a list of materials to bring, travel suggestions, directions and registration times, etc.

IF Initially DENIED –The Clinical Staff will interview the applicant to determine appropriateness of attendance. If the applicant is currently seeing a counselor, an interview with the applicant's counselor is required to determine appropriateness of attendance. If applicants are screened out they are provided with options more appropriate to their needs and may apply for training in the future.

PRE-TRAINING

PARTICIPANTS - Are selected by the Clinical Staff, based on that individual's confidential pre-screening information and placed in a small group of six with two FWWI trained Group Leaders. The non-confidential information (i.e. Group Leaders, Care Team and other small group members) is provided to each participant on the day of arrival.

LEADERSHIP TRAINING- BFA and AH each have a three-day training for Group Leaders and Care Team that is held prior to the event. This is preparation time for Group Leader pairs to get to know one another and to prepare for their small group sessions.

TRAINING EVENT

Participants usually arrive the day before the registration and training begins and they depart on the final day of the training. "Kick-off" days typically start with a welcome message, worship and time to meet your small group. The last day of the training usually ends during late afternoon. Each training day following the "Kick-off" usually starts by 8:00 am and ends at 9:00 pm.

The primary activities during training are all on the FWWI campus and consist of large group 30 minute teachings and small group 90 minute sessions.

Large Group 30 Minute Teachings (approximately 3-4 per day)

- Teachings are from an established curriculum - topics such as Anger, Shame, Disappointment and Recovery are taught by trained FWWI Presenters. Personal stories are woven throughout the teachings.
- Drumming / Singing / Native Dance

Small Group Sessions (approximately three per day)

- Each small group contains six participants and two trained group leaders
- Small groups provide an opportunity to share personal stories applicable to the session's teaching topic as well as the opportunity to learn how to respond to others.

Evening activities provided may include, but are not limited to: in-house movies, beading, dance lessons, exercise activities and board games.

POST TRAINING

Post Support: After two weeks each participant's Group Leader is asked to call and "check in" with him/her. The FWWI Training Team schedules quarterly Alumni gatherings and invitations are sent by mail and follow up phone calls are made. The FWWI campus is available to small groups to continue meeting if and when space and time permit outside of trainings.

Participant Advancement: There is a process by which participants are evaluated and recommended for continuation. A participant must go through a BFA or AH as a first step then attend a second training for a total of two events (in any combination of BFA or AH) prior to being considered to attend ALET (as outlined above FWWI Counselors also evaluate Alumni who may be ready for advanced training.

Post ALET: FWWI Counselors determine who is ready to lead and how that individual will serve in a leadership role. Not everyone who graduates from ALET will be a leader for FWWI.

SOUTHCENTRAL FOUNDATION



Southcentral Foundation (SCF), is a (501c3) private non-profit organization, serving 50,000 Alaska Native/American Indians with primary, behavioral and other healthcare related services.

In 1999, SCF developed a prevention program with a unique approach using a culturally centered resiliency model to address the needs of adult survivors of domestic violence, child sexual abuse, and child neglect to reduce the cycle of abuse in the Native Community. The Family Wellness Warriors Initiative (FWWI) is a movement that brings together leaders of the Alaska Native Community, the faith community, regional corporations and agencies, health care providers, and many other interested people, in an effort to restore wellness to the Alaska Native Community. Today, over 1,300 people in Alaska stand strong, utilizing long traditions of Native people's strength, ready to counter all types of abuse within this population.

The ability to counter abuse has never been more needed or more important than today. Southcentral Foundation continues to compile scientific evidence to demonstrate that family violence and child maltreatment are progenitors to a host of physical and psychological problems throughout the lifespan of those involved. Individuals with a history of multiple adverse childhood experiences had nearly twice the rate of cancer than individuals without a history of abuse;¹ a history of childhood neglect more than doubled the risk for adult diabetes²; and 51-98% of public mental health clients with severe mental illness have been exposed to childhood physical and/or sexual abuse. Most have multiple experiences of trauma³.

The above stated evidence provides clear indicators of the nation's need to focus preventive efforts on issues of abuse. This is where FWWI is confident that our methodologies and processes serve as a viable answer. Over the last several years, through extensive evaluation measures, it has been proven that FWWI's training builds protective factors and resiliency skills to increase a person's ability to deal effectively with the issues of domestic violence, abuse, and neglect. FWWI incorporates many aspects of the most cutting-edge trauma therapies. Research demonstrates that the support and structure of a faith-based organization provides an additional asset when child abuse and neglect are addressed, and that individuals who resolve their own history of childhood abuse develop resiliency that reduces the likelihood they will abuse their own children.

FWWI's trainings provide the Native Community with resources to reduce levels of child abuse and neglect, offering hope for change and providing the skills and tools necessary to effect change. Participants of these trainings often describe their powerful transformative effects. Of the 1,300+ participants who have participated in at least one of FWWI's trainings, 63% are Alaska Native/American Indian people and 47% are male. FWWI provides a call to our men to use their strength to be the protectors of the family. And our men are responding. Those who have used their strength to harm are beginning to use their strength toward wellness.

FWWI is in high demand. Wait lists for people desiring to receive this training currently average between three to four months. With an Alaskan population of about 650,000—and FWWI's goal to put as many adults through training as possible—there continues to be a need to increase services.

Alaska's statistics continue to reflect the extent to which these services are needed. Between July 2004 and July 2005, a new incident of domestic violence occurred every 90 minutes in Alaska. A child in Alaska is abused or neglected every hour. During 2006, the Council on Domestic Violence and Sexual Assault reported that 40% of all cases of domestic violence involved Alaska Native people. The rates of domestic violence and abuse put Alaska in the top five states per capita. A disproportionate share of child abuse and neglect occurs in Alaska Native families. While Alaska Native people make up only 21.5% of the entire state population, Alaska Native children constitute 51% of all children experiencing harm because of family violence and 54% of children removed from the home by the State Child Protection Agency.

Alaska's latest published National Outcome Measurement System (2006) information from Substance Abuse Mental Health Services Administration indicates that 33.5% of the users of the public mental health system in Alaska are Native people with an incidence of 66.4 per 1000 people (compared to 31.7 and 19.9 for all Alaska and the U.S. respectively). This data lends credence to the need for interventions that are specifically designed for Native people by Native people.

FWWI works within the culture, within the traditions, embracing the essence of our Native people. It seeks not to change, but to restore. FWWI has exceeded initial expectations as indicated by the Family Environment Scale (FES) and extensive evaluation measures. Evaluation measures by the FES have continually shown statistically significant results from multiple independent evaluators (See Appendix A). There are two forms of the FES: the Real Form, which assesses an individual's perceptions of his/her family as it is; and the Ideal Form, which assesses an individual's perceptions of his/her family as it would be in a perfect situation. The difference between the two sets of perceptions is calculated as the Incongruence Score. Participants are administered the FES several times: prior to participation; immediately following the training; six months post training; and twelve months post training. It was hypothesized that the Incongruence Scores of individuals who participate in one of the FWWI trainings would be lower six and twelve months after the training than prior to participation (indicating that after the FWWI training, participants perceive their families as more consistent with how they idealized them). This was equated to a greater sense of family satisfaction and less stress and conflict within the family- inversely associated with domestic violence, abuse, and neglect. FWWI is showing statistically significant results.

Designed for Native people, by Native people, FWWI's techniques have proven to have universal appeal and effectiveness. FWWI's training and education program is not only having a major impact on the lives of Alaska Native people and others in our state, but is currently receiving international recognition. Twenty-four lower-48 states have participated in FWWI's trainings. Members of the Navajo Nations, state of Alaska leaders, and multiple Alaska Native associations have also participated in trainings. After a search throughout the nation for programs most impacting Inuit men's health, the National Aboriginal Health Organization in

Ottawa ON Canada, has selected to highlight FWWI as a national model on a three-day television series in May 2009. FWWI is moving toward becoming a national prevention model for family violence among indigenous populations.

FWWI is mobilizing the resources of numerous organizations, agencies and communities statewide, both urban and rural to combat abuse. Our mission and vision—to break the cycle of abuse in Alaska **in this generation**—is being pursued by our people with a passion. By partnering with FWWI, you can step into the gap. Become a warrior in the fight against violence, abuse, and neglect in the Native community.

For more information on how you can become involved with FWWI, receive training and gain tools to combat Child Maltreatment, please contact 907-729-5440 or go to www.fwwi.org

FWWI appreciates receiving funding from the following: Rasmuson Foundation, Murdock Trust, Paul G. Allen, State of Alaska, Robert Wood Johnson Foundation, U.S. Department of Justice, ConocoPhillips, ChangePoint, and Southcentral Foundation.

1. VJ Felitti et al., 1998
2. RD Goodwin, 2004
3. Goodman et al., 1999; Mueser et al., 1998; Cusak et al., 2003

Appendix A

Psychologists and psychiatrists, medical doctors, and tribal leader feedback on FWWI trainings and its resiliency model have unanimously supported FWWI as a program founded according to best practices.

Dr. Edward Deaux, Psychologist, FES Independent Evaluator for FWWI from 2004 to 2008

Comparing the pre-session and post-session Incongruence Scores shows a pre-session mean of 99.51 and a post-session mean of 75.03, which represents a statistically significant change, as shown by a two-tailed, paired-sample Student's t test ($t=3.7239$, $df=71$, $p=0.00039$). Thus the first objective of the Family Wellness Warriors Initiative, to reduce the disparity between participants' real family life and their perceived ideal, is being successfully accomplished.

Dr. Gary Leonardson, Psychologist, FES Independent Evaluator for FWWI from 2008 to Current

Most of the individual trainings showed a decrease in Incongruency, along with the overall results. If the Incongruency score variations were standardized (made to be normally distributed) the overall results would be statistically significant for both methodologies. Comparing the pre-session and post-session Incongruence Scores shows a pre-session mean of 84.0 and a post-session mean of 71.6; which represents a statistically significant change.

Dr. Denise Dillard, Psychologist, Focus Group Independent Evaluator for FWWI from 2008 to Current

Many participants were able to see how the abuse itself as well as the behaviors occurring after the abuse or neglect created and perpetuated disharmony in their families and community. They reported a shift in perspective towards themselves as Alaska Native or non-Native people as well as a shift in perspective of some behaviors towards others which were conducive to more harmonious interactions with others.

Participants seemed to view each other as a large support system. Some contextual benefits of the program appear to be: sense of camaraderie, importance of shared experiences, social support, empathic understanding, sense of community and sense of cultural pride.

Appendix B—Professional Reviews

Dr. Bob Chaney, PhD (Psychologist)

The Family Wellness Warriors Initiative (FWWI) provides a safe path toward wellness. I have participated in the FWWI both as a participant and as a consulting psychologist with over 20 years of experience. As a participant I felt invited and accepted for who I am. With this acceptance I took the risk to share parts of my story that were still causing me pain. In the process of sharing, I let go of some unwanted baggage and also made some great friends. As a psychologist evaluating the safety and effectiveness of the overall program I have found it to be a cutting edge program built upon the very best of "best practices". I'm grateful to be an active member of the FWWI community. It is a community based upon non-judgment, acceptance, sharing and the healthiest of principles

Dr. Allan Crandell, MD (Child Psychiatrist)

I found Beauty for Ashes/FWWI to have been quite a rich and surprising experience, therefore quite hard to capture in mere words. The actual experience itself was intensely vivid, emotional, and far-reaching. In

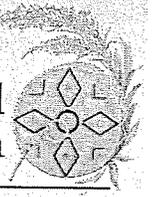
my practice I have found that I listen more closely to Native Alaskans and this has helped me understand the stunning experiences of Native Alaskans.

Dr. Mark Erickson, MD (Psychiatrist)

For me personally Beauty for Ashes was a remarkable journey into my life story and into Alaska Native cultures and history. I will attend again. Because of BFA I am better able to understand and help those I see with their story and healing. My one piece of advice is to leave your professional hat at the door and engage fully and openly.

Profile

Southcentral
Foundation



NAME: Family Wellness Warriors Initiative

PRIMARY CONTACT: Bobbi Outten, MA, LPC, Clinical Director

CONTACT INFO: 3210 Lark Street
Anchorage, AK 99507
www.fwwi.org

ORGANIZATION AND MANAGEMENT: 501(c)(3) private non-profit organization
Faith-based, health care program of Southcentral Foundation, an Alaska Native non-profit health care corporation.

SERVICE FOCUS: Mental & Behavioral Health care

SERVICE AREA: State of Alaska

POPULATION: Alaska Native and American Indian people

NUMBER OF EMPLOYEES: 22

ANNUAL OPERATING BUDGET: \$1,500,000

SOURCE OF FUNDS: Private foundations, third party billing, and donations.

TYPES OF SERVICES: Primary health care

SPECIFIC:

- Education and training conferences
- domestic violence prevention
- traditional healing
- child maltreatment prevention
- substance abuse support
- mental health and spiritual healing
- trauma related healing

GOAL: To end domestic violence, child sexual abuse, and child neglect, in the State of Alaska, in this generation.

ORGANIZATIONAL HISTORY, BACKGROUND, AND ADMINISTRATION

Family Wellness Warriors Initiative (FWWI), developed in 1999, is Southcentral Foundation's state-wide program that addresses domestic violence, child sexual abuse, and child neglect in the Alaskan Communities. While the Alaska Native community is FWWI's targeted population, all individuals, regardless of race, are encouraged to attend. The FWWI Model equips individuals and communities with education, tools and skills to reverse the escalating levels of domestic violence and child maltreatment using culturally appropriate strategies.

Today, over 2,000 people in Alaska stand strong, utilizing long traditions of Native people's strength, ready to counter all types of abuse within this population. Of the 2,000+ participants who have participated, 63% are Alaska Native/American Indian people and 47% are male. FWWI is calling out our men to use their strength to be the protectors of the family. And our men are responding. Those who have used their strength to harm are beginning to use their strength toward wellness.

FWWI provides a three-year, comprehensive development model that includes intensive education and training, leadership development, parent education, and family and community support. The program works with Tribal and community leaders and begins with a dialog that establishes a partnership for determining the next steps to be taken in creating the attitudes and structures for preventing domestic violence, child sex abuse and child neglect in that community. FWWI has gained acceptance and trust in rural areas because it provides training only by invitation from the community. The FWWI training model can be a template for creating similar community change throughout Alaska since it was created for replication and adaptation. The FWWI training campus has a conference center and lodging available onsite. However, trainings also occur in participating rural communities.

Designed for Native people, by Native people, FWWI's techniques have proven to have universal appeal and effectiveness. FWWI's training and education program is not only having a major impact on the lives of Alaska Native people and others in our state, but is currently receiving international recognition. Twenty-four lower-48 states have participated in FWWI's trainings. Members of the Navajo Nations, State of Alaska leaders, and multiple Alaska Native associations have also participated in trainings. After a search throughout the nation for programs most impacting Inuit men's health, the National Aboriginal Health Organization in Ottawa ON Canada, has selected to highlight FWWI as a national model on a three-day television series in May 2009. Also in 2009 FWWI received The Regional/Area Award from the National Indian Health Board. FWWI is moving toward becoming a national prevention model for family violence among indigenous populations.

Profile

Southcentral
Foundation



NAME: Southcentral Foundation

PRIMARY CONTACT: Katherine Gottlieb, MBA; President/CEO

CONTACT INFO: 4501 Diplomacy Drive
Anchorage, Alaska 99508
scfweb@southcentralfoundation.com

ORGANIZATION AND MANAGEMENT: 501(c)(3) private non-profit organization
Health care affiliate of Cook Inlet Region, Inc., a tribal organization
Seven-member Native Board of Directors

SERVICE FOCUS: Health care

SERVICE AREA: Anchorage Service Unit; a geographic area of 107,413 square miles.

TOTAL USER POPULATION (2007): 55,326 Alaska Native and American Indian people

NUMBER OF EMPLOYEES: 1,400

ANNUAL OPERATING BUDGET: \$181,000,000

SOURCE OF FUNDS: Federal, state, and local governments, private foundations, third party billing

TYPES OF SERVICES: Primary health care and health related services

SPECIFIC:

- medical care
- dentistry
- optometry
- psychiatry
- physical therapy
- substance abuse treatment
- transitional living
- prenatal support
- adolescent residential
- women's residential
- domestic violence prevention
- mental health counseling
- traditional healing
- complementary medicine
- home health
- health education
- Elder programs
- research
- employment internships

MISSION: Working together with the Native Community to achieve wellness through health and related services.

VISION: A Native Community that enjoys physical, mental, emotional and spiritual wellness.

KEY POINTS: Shared Responsibility, Commitment to Quality and Family Wellness

ORGANIZATIONAL HISTORY, BACKGROUND, AND ADMINISTRATION

Southcentral Foundation is an Alaska Native health care organization established under the tribal authority of Cook Inlet Region, Inc. in 1982 to improve the health and social conditions of Alaska Native people, enhance culture, and empower individuals and families to take charge of their lives. The seven-member Alaska Native board of directors is the chief policy-making body and exercises overall control and management of the organization. Katherine Gottlieb has served as Southcentral Foundation's President and Chief Executive Officer since the board elected her in 1991. Under her leadership, Southcentral Foundation has grown from fewer than 100 employees to 1,400, and from an annual operating budget of \$3 million to \$181 million. Gottlieb reports directly to the SCF board of directors and supervises six divisions, each headed up by a vice president who administers the operations and staff for medical and behavioral health services through 65 programs.

A wide range of medical and human services are provided to some 40,000 Alaska Native and American Indian people living in the Municipality of Anchorage, Matanuska-Susitna Borough, and nearby villages. Southcentral Foundation also provides health care services to an additional 10,000 residents of 55 rural villages in the Anchorage Service Unit (ASU), a geographical area stretching 107,400 square miles across Southcentral Alaska, extending from the Canadian border on the east to the Aleutian Chain and Pribilof Islands on the west. In 1998, Southcentral Foundation established the Village Services Management Team, which serves as liaison between the organization and Native representatives of the ASU regions. Team members advise the Southcentral Foundation board of directors on the health care needs of their villages and help village residents understand what services are available to them.

Services provided by Southcentral Foundation include primary medical care, dentistry, optometry, complementary medicine, physical therapy, fetal alcohol syndrome prevention, substance abuse treatment, domestic violence prevention, diabetes prevention, suicide prevention, residential for pregnant women, residential for adolescents, psychiatry, mental health counseling, traditional healing, home health, health education, Early Head Start, Head Start, youth mentor, and Elder programs.

In 1998, Southcentral Foundation assumed ownership and management of programs located in the new Anchorage Native Primary Care Center. In January 1999, Southcentral Foundation's responsibilities expanded as it became co-owner and co-manager of all Indian Health Service programs on the Alaska Native Medical Campus, along with the Alaska Native Tribal Health Consortium (comprised of 15 Native organizations of Alaska). With this transition, Alaska became the first state in the nation to have all of its health facilities for Native American people managed by Native organizations. This responsibility includes the Alaska Native Medical Center, Anchorage Native Primary Care Center, administration buildings and other health-care-related facilities. The 150-bed hospital of the Alaska Native Medical Center provides health care for an estimated 130,000 Native people from throughout Alaska.

SOUTHCENTRAL FOUNDATION



Health Related Statistics of Alaska and Alaska Native/American Indian People

- ◆ Cancer has been the **leading cause of death** among Alaska Native people since the mid 1990s. Today, cancer accounts for 1 out of every 5 Alaska Native deaths.
- ◆ Individuals with a history of multiple adverse childhood experiences (physical/sexual abuse, domestic violence; 4 or more) had nearly **twice the rate of cancer**.
- ◆ A history of childhood neglect **more than doubled** (2.2 times) the risk for adult diabetes
- ◆ Experiencing complex childhood abuse increases risk for heart disease by 3.6 times
- ◆ Child sexual assault in Alaska is almost **six times** the national average.
- ◆ **More than 3 out of every 4** American Indian and Alaska Native women will be physically assaulted in her lifetime.
- ◆ During State of Alaska FY 2007, Alaska Native and American Indian people represented **41%** of the victims of reported domestic violence incidents in Alaska.
- ◆ Alaska ranks first in the nation with the highest homicide rate for female victims of domestic violence.
- ◆ 1 in every 6 boys and 1 in every 4 girls will be sexually abused in their lifetime.

Source/References: (J.G. Noll et al.(2007) Pediatrics v120 pp61-67., RD Goodwin (2004) Psychol. Medicine v34:509-20., SR Dube et al. (2003) Pediatrics, v111, pp564-572., M Dong et al. (2004) Circulation v110 pp1761-66., VJ Felitti et al (1998) Am J Prev. Med. v14 pp 245-58., Childhelpusa.org, (2005), Anchorage Police Department Report, (2005), State of Alaska Council on Domestic Violence and Sexual Assault, (2008), National Violence Against Women, (2000) (ANDVSA, (2006),

Dear Mayor Joseph Klejka,

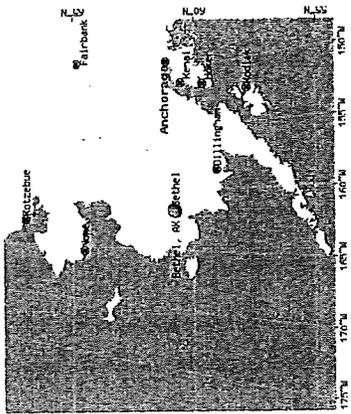
Hello Mr. Klejka, I am writing a letter concerning Lakes and Tundra's in Bethel, Alaska. If you are not aware of this problem, I suggest you discover the horrific problem sooner or later. In Bethel, I have seen this problem for years, and nothing has been done to solve these problems. Every day in the summer, I would walk to work on the boardwalk from Mallard Lane, to the hospital. As I was walking to work, I would examine the rust surrounding the boardwalk, and it disgusts me. I would look down at the lake where there are different types of bicycles, and oddly a shopping cart. The metal material in the lake has caused rust to form ruining the environment that surrounds this lake. Also, I am sure that this lake leads to another lake further down its path. There are a lot of chemicals in rust that is unhealthy for our environment that should be preserved.

The purpose I am writing this letter to you Mr. Richards is because I would like to see a change upon Bethel. The environment has been exposed to garbage causing what used to be a Beautiful habitat, to a huge city dump. This I assure you is fact. Bethel has been through a lot of aspects, but garbage is the worst. This is an unhealthy state that Bethel holds. One day, Bethel could be so disgusting it ruins the environment completely. I for one am a person that would love to help Clean Bethel, and I am asking if you would be able to help me with solutions to help our town become a better place for the sake of the tundra habitat.

The solution I would like to purpose would be different programs such as; a program that is structured to help Bethel become an environment friendly to our tundra's. Like a annual city clean up with our companies helping clean up. We would have door prizes to who has the most garbage hauled. I'm sure doing this would give more motivation to a cleaner environment. Also, another solution would be community service appointees, to help clean Bethel. Another would be what if we could have people in jail to be supervised to clean up Bethel. I think that would be a great solution. I mean it'd be perfect. All they do is sit in jail all day, I assure that they would love to be in the outdoors to clean. Those are just suggestions; I would like to throw out there. I'm sure if this is passed. We could figure out much better solutions. Thank you, for your time.

Sincerely, Natalie Jenkins

Plan of Action: Bethel, Alaska



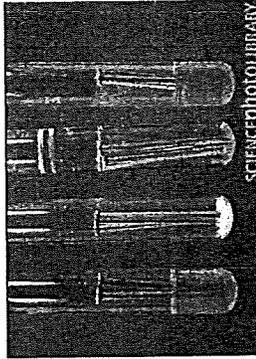
Problems in Bethel include garbage surrounding tundra's, and lakes. The history of this problem has been here for a while now. It'd be nice if it could be enforced, for the sake of our lakes and tundra's.



Nothing has been done to resolve these problems.



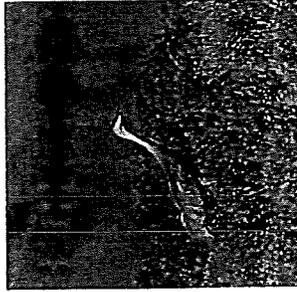
One Problem needs to be resolved due to a particular lake on the boardwalk in the Housing area leading to Pinky's Park.



The lake has been damaged by Teenagers, and kids throwing bikes down to the lake, causing rust in the waters that damage the tundra environment.



The lake also runs down to other lakes causing those lakes to be exposed to rust. The chemicals in rust are harmful to our wildlife.



I would like to resolve these problems with a community clean up, and other solutions such as; community work service appointees, help from the Yukon Delta National Wildlife Refuge.

**City of Bethel
Attention Mayor
P.O. Box 1388
Bethel, AK 99559**

Dear Mayor Joseph Klejka,

My name is Tiana Williams; I am currently a senior at Mt. Edgecumbe High School. I am from Bethel, but chose to get my higher education at Mt. Edgecumbe High school. Our Alaska Issues class is working on a community project. My project is a problem I think that is a BIG issue in Bethel Alaska.

The current problem in the City of Bethel is that the community members are trying really hard to get a "bath house." Other known as a "pool." I propose that the community get a facility that would include a "bath house", gymnasium, and a weight room. This would be a place for children, teenagers, adults, etc. to go and work out, swim, and play. This would provide teenagers with a safe place to hang out and would prevent more teenagers from going to parties, smoking weed, and dropping out of high school. It would help the community in many ways. They have been talking about this "bath house" for a few years now, but they never get the chance to get the money or to build it. This project has come about by a community member that wanted this "bath house" for the community and tried to get donations and raised money for it to happen.

I would like to do something about this because I feel like the community of Bethel needs not just a "bath house" but also a gym for teens and everyone else to go and work out, to play, or swim in

the pool. I think a great solution to fix this problem would be for everyone in the community to help pitch in and build a facility, for companies and other offices to probably donate money or supplies.

I am writing this letter for support. I know that you may be really busy but I would like to thank you for reading this letter and taking it to consideration. If you could pass this along to maybe someone who would love to help that would be greatly appreciated.

Thank you,
Tiana Williams

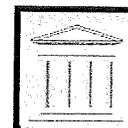
A handwritten signature in black ink that reads "Tiana Williams". The signature is written in a cursive style with a large, looping initial "T".

CONFIDENTIAL

RICHARDS AND ASSOCIATES



JUNEAU, ALASKA
PHONE 907-250-1660
FAX 907-463-4660



HOME OFFICE FAX 541-772-6351

FACSIMILE TRANSMITTAL SHEET

TO:	Lee Foley, City Manager	FROM:	Paul M. Richards
COMPANY:	city of Bethel, Alaska	DATE:	12-27-11
FAX NUMBER:	907-543-1394	TOTAL NO. OF PAGES INCLUDING COVER:	
PHONE NUMBER:	907-543-1373		
RE:	LETTER RECEIVED FROM A BETHEL STUDENT WHO IS GOING TO SCHOOL AT MT. EDGCUMBE, ALASKA IN SITKA		

URGENT FOR REVIEW FOR YOUR INFORMATION REPLY ACTION

Hi Lee,

Enclosed is a copy of my response letter to Ms. Tiana Williams, of Bethel who as a high school Senior at Mt. Edgecombe in Sitka. Her letter also enclosed covers her request to me about supporting the BATH project that is on the City's priority list as number #4.

I like her positive activist for her community and clearly illustrates what it is like for young people in Bethel, who need something better to do with their time and to learn new, safe ways to improve their lives and the BATH facility is seen by Tirana as that opportunity.

I ask her that she needs to get more young people to write letters and email the Legislature and the Governor on how important this project is for youth as well as the elders in the community. I hope she does act and get the word out. I hope my letter is ok to her and that maybe John Stewart could mail the project information and letters we have sent to the Governor for her use in her class? Is that a possibility? I hope so. All my best and Happy New year. Paul

3466 PARKWAY DRIVE, MEDFORD, OREGON 97504
E-MAIL: PAUL_RICHARDS@GCI.NET
CELL PHONE: 907-250-1660

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1. The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that proper record-keeping is essential for the integrity of the financial system and for the ability to detect and prevent fraud. The text notes that without reliable records, it would be difficult to track the flow of funds and identify any irregularities.

2. The second part of the document outlines the specific procedures for recording transactions. It details the steps involved in the accounting cycle, from identifying the transaction to posting it to the appropriate ledger account. The text stresses the need for consistency and accuracy in these procedures to ensure that the financial statements are reliable.

3. The third part of the document discusses the role of internal controls in the accounting process. It explains how internal controls help to minimize the risk of errors and fraud by establishing a system of checks and balances. The text highlights the importance of segregation of duties and the use of independent verification to ensure the accuracy of the accounting records.

4. The fourth part of the document discusses the importance of the closing process. It explains how the closing process ensures that the accounts are balanced and that the financial statements are prepared for the next period. The text notes that the closing process is a critical step in the accounting cycle and that it must be performed carefully to avoid any errors.

5. The fifth part of the document discusses the role of the auditor in the accounting process. It explains how the auditor provides an independent opinion on the accuracy and reliability of the financial statements. The text notes that the auditor's role is essential for the confidence of investors and other stakeholders in the financial system.

6. The sixth part of the document discusses the importance of the financial statements. It explains how the financial statements provide a summary of the company's financial performance and position. The text notes that the financial statements are a key tool for management and investors to make informed decisions about the company's future.

7. The seventh part of the document discusses the role of the accounting profession. It explains how accountants are responsible for providing accurate and reliable financial information. The text notes that accountants play a vital role in the financial system and that they must adhere to high standards of professional conduct.

8. The eighth part of the document discusses the importance of the accounting system. It explains how the accounting system is the backbone of the financial system and that it must be designed and implemented carefully. The text notes that the accounting system should be able to handle all the transactions of the company and provide accurate and reliable financial information.

9. The ninth part of the document discusses the role of the accounting system in the business. It explains how the accounting system provides the financial information that management needs to make decisions about the company's operations. The text notes that the accounting system is an essential tool for management and that it must be used effectively to ensure the success of the company.

10. The tenth part of the document discusses the importance of the accounting system in the economy. It explains how the accounting system provides the financial information that investors and other stakeholders need to make decisions about the economy. The text notes that the accounting system is a key component of the financial system and that it plays a vital role in the economy.

**3466 Parkway Drive
Medford, OR 97504**

Dear Mr. Paul Richards,

My name is Tiana Williams; I am currently a senior at Mt. Edgecumbe High School. I am from Bethel, but chose to get my higher education at Mt. Edgecumbe High school. Our Alaska Issues class is working on a community project. My project is a problem I think that is a BIG issue in Bethel Alaska.

The current problem in the City of Bethel is that the community members are trying really hard to get a "bath house." Other known as a "pool." I propose that the community get a facility that would include a "bath house", gymnasium, and a weight room. This would be a place for children, teenagers, adults, etc. to go and work out, swim, and play. This would provide teenagers with a safe place to hang out and would prevent more teenagers from going to parties, smoking weed, and dropping out of high school. It would help the community in many ways. They have been talking about this "bath house" for a few years now, but they never get the chance to get the money or to build it. This project has come about by a community member that wanted this "bath house" for the community and tried to get donations and raised money for it to happen.

I would like to do something about this because I feel like the community of Bethel needs not just a "bath house" but also a gym for teens and everyone else to go and work out, to play, or swim in the pool. I think a great solution to fix this problem would be for

The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that every entry should be supported by a valid receipt or invoice. This ensures transparency and allows for easy verification of the data.

In the second section, the author details the various methods used to collect and analyze the data. This includes both manual and automated processes. The goal is to ensure that the data is both reliable and comprehensive.

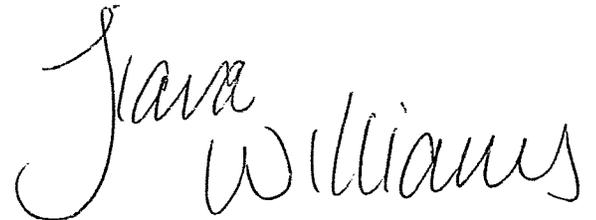
The third part of the document focuses on the results of the analysis. It shows a clear upward trend in the data over the period studied. This indicates that the measures taken were effective in achieving the desired outcomes.

Finally, the document concludes with a series of recommendations for future work. It suggests that further research should be conducted to explore the long-term effects of the current findings.

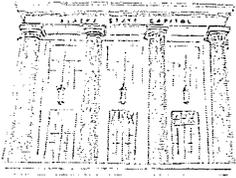
everyone in the community to help pitch in and build a facility, for companies and other offices to probably donate money or supplies.

I am writing this letter for support. I know that you may be really busy but I would like to thank you for reading this letter and taking it to consideration. If you could pass this along to maybe someone who would love to help that would be greatly appreciated.

Thank you,
Tiana Williams

A handwritten signature in cursive script that reads "Tiana Williams". The signature is written in black ink and is positioned below the typed name.

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RICHARDS AND ASSOCIATES Government Relations ♦ Lobbying

(907) 463-4664 ♦ Fax 463-4660 ♦ Pager 1-888-789-8730 ♦ 217 Second Street, Suite 201 ♦ Juneau, Alaska 99801

December 25, 2011

Tiana Williams

P.O. Box 1986

Bethel, Alaska 99559

Dear Tiana,

Thank you for your letter outlining the importance of your "Bath House" project and your trying to get the Community, local Government and Business leaders as well as your Legislative Representatives, the Governor and the Alaska Legislative Leadership to help bring influence to build a community "Bath House, gymnasium and weight room" which is so important and we know will improve the health and happiness and safety for the Bethel Community.

Tiana, I can tell from your letter you are the kind of person who has learned at an early age, that if you want something done that you have to take the initiative to reach out to others to get support and ideas in solving issues.

I congratulate you also for choosing Mt. Edgecumbe for your secondary education. Many Alaskans who attended Mt. Edgecumbe have become leaders in the State who developed new businesses and are leaders in the large Corporations of today.

I am also pleased to hear that Mt. Edgecumbe has an Alaska Issues course which provides the opportunity to take steps to help change community environment and provide opportunity for the health and safety of Community life such as your project, the Bethel Aquatic Training and health Center which you refer to as the "Bath House Project."

You correctly outlined in your letter the reasons which a "bath house" needs to be built to bring opportunity and community support to the young people of Bethel. Exercise, educational health learning, friendship, safe location to meet and enjoy swimming, weight training, and a gymnasium to meet and learn new sport programs away from the school building. You're City Council, Mayor, business leaders and City Manager agree with you and have been trying for the past number of years in requesting financial capital funding for your project.

Resolutions recently signed by the current City Council as their priority have been forwarded to and discussed with the Office of the Governor; his Budget Director, Leadership in the House and Senate and also with Alaska's Representatives in Congress and your local Legislators. BUT, so far it continues to be a struggle to get the attention of the Governor that the Bethel Bath House project is equal to other projects for improved infrastructure around the State such as roads, schools, water/sewer systems and health clinics, and airports as well as repairs to fire stations, police stations etc.....

That has been the problem to get funding in the Capitol Budget for Bethel even though your Legislative Delegation has been working very hard to get the Governor and the Finance Committees to support and provide the funding for the Bethel "Bath House" project. The Governor wants to cut back on any new project requests outside of those his office has identified as important for the economic growth as well as security and safety for all Alaskans and the example is to put money in the budget for increasing oil development in order to stop the downturn of production and transportation of oil from the north slope plus put money for security improvement to get more local people trained as troopers in most cities and villages as just to issues he sees as important.

With that current situation as we go forward with the coming Legislative Session I wanted you to know what has been going on in the past number of years by the Mayor and City Council members actively pushing forward for support for the Bath House by submitting Resolutions; plus they have active planning, engineering design and tax support by the community as their commitment to help make your project a success. Their efforts and actions have been tremendous in trying to

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changes the mindset of the Governor and legislature to put money forward to make it happen!

BUT, now that I outlined, what has been happening by the City of Bethel, and also to note your letter to me is very important and I will use it to help those who need to better understand the importance of the project and their action to make it happen for the young people in the community helping to find a better way to be healthier, happier, and change their activity from being bored and hopefully feel safer by getting away from drugs, smoking pot and getting into trouble. The "Bath House" is one of the answers to solve this issue you so well described.

I will help by lobbying hard for you and the city's priority this year but before I close this letter, I also need your continued help. If you could get others like yourself, from Bethel and Mt. Edgecumbe's Issues Class to write the same request to Governor Parnell, his Budget Director, and each one of the 60 Legislators, the importance of this project not only for Bethel but to the local area villages that come to Bethel to socialize, shop and be with extended family members. This project has a broad need for all in the Kuskokwim area.

Also, I will ask the City of Bethel City Manager Lee Foley and his Grants Manager John Sargent by this letter to send you a full copy of the Bath House design and background, so you will have all of the information which you can share with others to also write and help with your project.

Please keep in touch on how things are going and I will let you know what is happening in the Legislature.

This action you have taken is very important and I again congratulate you for your getting the message out and it is how things get done.

Sincerely,

Paul M. Richards

pmrichards@gci.net



