City of Bethel

P.O. BOX 1388
Bethel, Alaska 99559
Phone: 907- 543-2047
Fax: 907-543-4171

Regular City Council Meeting
November 27, 2012
6:30 P.M.
Council Chambers; Bethel, Alaska

City Council Meeting Agenda
Regularly Scheduled Meeting
November 27, 2012-6:30 pm
City Hall 300 State Highway, Bethel, AK
City of Bethel Council Chambers

Joseph Klejka
Mayor
Term Expires 2014
543-2984
jklejka@cityofbethel.net

Gene Peltola Jr.
Vice-Mayor
Term Expires 2013
543-3151
gpeltola@cityofbethel.net

Rick Robb
Council Member
Term Expires 2013
543-1879
rrobb@cityofbethel.net

Mary Sattler
Council Member
Term Expires 2013
545-4954
msattler@cityofbethel.net

Mark Springer
Council Member
Term Expires 2013
545-1450
mspringer@cityofbethel.net

Eric Whitney
Council Member
Term Expires 2014
545-1309
ewhitney@cityofbethel.net

Sharon Sigmon
Council Member
Term Expires 2014
543-3452
ssigmon@cityofbethel.net

Lee Foley
City Manager
543-2047
lfoley@cityofbethel.net

Lori Strickler
City Clerk
543-1384
lstrickler@cityofbethel.net

Patty Burley
City Attorney
543-2047
pburley@cityofbethel.net

Paul Richards
Lobbyist
paul_richards@gci.net

I. **CALL TO ORDER**

II. **PLEDGE OF ALLEGIANCE**

III. **ROLL CALL**

IV. **PEOPLE TO BE HEARD** – Five minutes per person

V. **APPROVAL OF CONSENT AGENDA AND REGULAR AGENDA**

VI. **APPROVAL OF MEETING MINUTES**

a) **Pg5***10-29-2012 Special City Council Meeting Minutes

b) **Pg7***11-6-2012 Special City Council Meeting Minutes

VII. **REPORTS OF STANDING COMMITTEES Pg 15**

a) Port Commission

b) Planning Commission

c) Finance Committee

d) Public Works Committee

e) Energy Committee

f) Parks & Recreation Committee

g) Public Safety and Transportation Commission

VIII. **SPECIAL ORDER OF BUSINESS**

a) **Pg29** David Runfola: Alaska Department Of Fish And Game Harvest Study-Support Requested From Governing Body (Mayor Klejka)

IX. **UNFINISHED BUSINESS**

a) **Pg 35** Introduction Of Ord. 12-09: An Ordinance By The Bethel City Council Amending The Bethel Municipal Code To Enact Section 4.17 Excise Tax On Cigarettes And Tobacco Products (Council Member Whitney)

b) **Pg 53** Public Hearing: Council Members' Financial Disclosure Form Modified In Accordance To The Outcome Of The October 6, 2012 Proposition Passage (Mayor Klejka)

c) **Pg 109** Draft MOU with the Lower Kuskokwim School District for the Use of the National Guard Armory Gym for Community Activities after the School Day is over (City Manager Foley)

X. **NEW BUSINESS**

A) **Pg113** *Introduction: Ord. #12-10: An Ordinance Amending Sections 4.20.030m, 4.20.090e, 4.20.100e Of The Bethel Municipal Code, To Amend Local Preference (Finance Committee)

B) **Pg 117** *Introduction: Ord. #12-11: Land Disposal Ordinance Authorizing the City Manager to Enter Into a Lease Agreement for Part of Tower Road Property (City Manager Foley)

Agenda posted on November20, 2012, at City Hall, AC Co., Swansons, and the Post Office.

Kajena Baty, City Clerk's Office

(Items on the agenda noted with an asterisk (*) are considered the consent agenda.
All Resolutions noted with an asterisk (*) will automatically be adopted on the consent agenda unless removed from the consent agenda by Council.
Ordinances introduced with an asterisk (*) on the consent agenda will automatically be introduced and set for **Public Hearing December 11, 2012**)

c) **Pg 119** * Res. #12-23: Resolution By The City Of Bethel Certifying That The Municipality Did Suffer Significant Effects During The Program Base Year From Fisheries Business Activities That Occurred Within The Bethel Fisheries Management Area (City Manager Foley)

d) **Pg 125** *Res. #12-24: Council Approving The Final Plat For Tract B (Ten Acres) Of The City Of Bethel Recreational Center Subdivision, Located In The West Half Of The Southwest Quarter Of Section 8, Township 8 North, Range 71 West, Seward Meridian, Alaska, And In The Akiachak Corridor, Bethel Alaska, 99559 (City Manager Foley)

e) **Pg 126** *Res. #12-25: City of Bethel Support for Institutional Corridor (Council Member Robb)

f) **Pg 127** *AM 12-34: Appointing Susan Taylor To The Parks & Recreation Committee to December 2015 (Mayor Klejka)

g) **Pg 131** *AM 12-35 Authorize City Council to Purchase a Baby Gift for City Clerk (Council Member Robb)

h) **Pg 133** AM 12-36 Approval of the Construction Contract for the Yukon-Kuskokwim Regional Aquatic Health & Safety Center (City Manager Foley)

XI. MAYOR'S REPORT

XII. MANAGER'S REPORT

XIII. CLERK'S REPORT

XIV. ADDITIONAL INFORMATION

XV. COUNCIL MEMBER COMMENTS

XVI. EXECUTIVE SESSION

a) To Discuss Potential Litigation, The Immediate Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The City. AS 44.62.310(c)(1). Discussion and Clarification of BMC 04.16.040F. The Council May Direct The City Attorney To Take Specific Legal Action During Executive Session In Accordance With AS 44.62.310b (City Manager Foley)

b) To permit the City Attorney to Advise the Council Regarding Pending Legal Matters Relating to the Armory, the immediate knowledge of Which Would Clearly Have an Adverse Effect Upon the Finances of the City. The City May Direct the City Attorney to Take Specific Legal Action During Executive Session in accordance with AS 44.62.310b (City Manager Foley)

XVII. ADJOURNMENT

Agenda posted on November20, 2012, at City Hall, AC Co., Swansons, and the Post Office.

Kajena Baty, City Clerk's Office
(Items on the agenda noted with an asterisk (*) are considered the consent agenda.
All Resolutions noted with an asterisk (*) will automatically be adopted on the consent agenda unless removed from the consent agenda by Council.
Ordinances introduced with an asterisk (*) on the consent agenda will automatically be introduced and set for **Public Hearing December 11, 2012**)

Approval of the Minutes

City of Bethel City Council Meeting Minutes

October 29, 2012 Special Meeting Bethel, Alaska

I. CALL TO ORDER

A Special Meeting of the Bethel City Council was held on October 29, 2012 at 4:00pm in the Council Chambers, Bethel, Alaska.

Mayor Klejka called the meeting to order at 4:04pm.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

PRESENT:
Council Member Gene Jr. Peltola
Council Member Joseph Klejka
Council Member Mark Springer
Council Member Sharon Sigmon.
Council Member Mary Sattler (Arrived at 4:07)

ABSENT:
Council Member Rick Robb
Council Member Eric Whitney.

STAFF:
City Clerk KaJena Baty
City Manager Lee Foley

IV. PEOPLE TO BE HEARD

Willy Keppel: Believes we need the gym to stay open.

V. APPROVAL OF THE AGENDA

MOVED:	Sigmon	Motion to approve the agenda.
SECONDED:	Sattler	
VOTE ON MAIN MOTION	All in favor.	

VI. NEW BUSINESS

Item A- Mr. McHugh Pierre, Deputy Director, Department of Military & Veterans' Affairs, Will Address Council With Respect To the Disposition Plans For The Old Armory Building

MOVED:	Peltola	Motion to go into committee of the whole.
SECONDED:	Sigmon	
VOTE ON MAIN MOTION	All in favor.	

MOVED:	Peltola	Motion to come out of a committee of the whole.
SECONDED:	Sattler	
VOTE ON MAIN MOTION	All in favor.	

Item B- Alaska Army National Guard, Lower Kuskokwim School District and The City Of Bethel Discussion On Options in Moving Forward With The Continued Operation Of The Armory

I. ADJOURNMENT

MOVED:	Peltola	Motion to adjourn
SECONDED:	Sigmon	
VOTE ON MAIN MOTION	All in favor.	

_____
Joseph Klejka, Mayor

ATTEST:

_____
Kajena Baty, City Clerk

City of Bethel City Council Meeting Minutes

November 6, 2012 Special Meeting Bethel, Alaska

I. CALL TO ORDER

A Special Meeting of the Bethel City Council was held on November 6, 2012 at 6:32 pm, at the City Council Chambers, Bethel, Alaska.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

PRESENT: Council Member Gene Jr. Peltola
Council Member Joseph Klejka
Council Member Mary Sattler
Council Member Mark Springer
Council Member Rick Robb
Council Member Sharon Sigmon.

ABSENT: Council Member Eric Whitney.

STAFF: City Clerk KaJena Baty
City Manager Lee Foley.

IV. PEOPLE TO BE HEARD

David Compton: Bethel Roller Derby

Carey Steele: Bethel Roller Derby

Mona Whiteside: Bethel Roller Derby on behalf of April Blevins

V. APPROVAL OF THE CONSENT AND REGULAR AGENDA

MOVED:	Springer	Motion to approve the consent and regular agenda.
SECONDED:	Robb	

Ord. 12-09: An Ordinance By The Bethel City Council Amending The Bethel Municipal Code To Enact Section 4.17 Excise Tax On Cigarettes And Tobacco Products, removed from the consent agenda. (Springer)

MOVED:	Robb	Motion to move Item D under New Business up to the first order of business after Reports of Standing Committees.
SECONDED:	Sattler	
VOTE ON MAIN MOTION	All in favor.	

MOVED:	Robb	Motion to move Item E under New Business to the second order of business.
SECONDED:	Sattler	
VOTE ON MAIN MOTION	All in favor.	

MOVED:	Springer	Motion to move Unfinished Item D up to the third item to be considered.
SECONDED:	Robb	
VOTE ON MAIN MOTION	All in favor.	

MOVED:	Sattler	Motion to move New Business Item C up to the presentation of the Parks and Recreation during the Reports of Standing Committees.
SECONDED:	Robb	
VOTE ON MAIN MOTION	All in favor.	

VOTE ON MAIN MOTION	All in favor.

VI. APPROVAL OF THE MEETING MINUTES

Item A – 10-23-2012 Regular City Council Meeting Minutes.

Passed on the consent agenda.

VII. REPORTS OF STANDING COMMITTEES

Public Safety & Transportation Committee- Council Member Sigmon: will report at the next Council meeting.

Port Commission- Council Member Harding and Pete Williams Nov.15 will begin working on the plans for the east timber wall.

Planning Commission- Council Member Robb- will meet this Thursday Nov. 8 at 6:30pm in Council Chambers. Action item to approve plaque for the swimming pool.

Parks and Recreation Committee- Ronda Sargent: Open house set for April 2013, Teen center reunion. 2011 Parks plan.

New Item C – Update On The Progress Of The Tundra Ridge Park Provided By Acting Parks And Recreations Director, Ronda Sargent.

Finance Committee- Bobby Sutton: Sugar sweetened beverages tax ordinance review. Change for local bidding preference.

Public Works Committee- Jennifer Dobson: Next meeting the last Wednesday of the month, one opening.

Energy Committee- No one present to be heard.

VIII. UNFINISHED BUSINESS

New Item D – National Guard Armory Plan For Use Of The Facility And Costs Associated With Operation/Maintenance.

MOVED:	Springer	Motion to go into the Committee of the Whole.
SECONDED:	Peltola	
VOTE ON MAIN MOTION	All in favor.	

New Item E - Key Points In Establishing A Memorandum Of Agreement Between The City Of Bethel And The Lower Kuskokwim School District As Well As Between The City Of Bethel And Users Of The Armory Facility For Community Events.

Unfinished Item D - Discussion/Direction To City Administration To Include The Bethel Basketball League Under The City's Insurance Policy For The 2012/2013 Season

MOVED:	Springer	Motion to come out of a Committee of the Whole.
SECONDED:	Robb	
VOTE ON MAIN MOTION	All in favor.	

MOVED:	Springer	Motion to take a 5 minute break.
SECONDED:	Robb	
VOTE ON MAIN MOTION	All in favor.	

MOVED:	Sattler	Motion to direct the City Manager to develop a draft MOU and negotiate with the Lower Kuskokwim School District for the use of the National Guard Armory Gym for community activities after the school day is over.
SECONDED:	Sigmon	

MOVED:	Sattler	Motion to amend this motion to set a temporal limit for a draft of MOU of November 27.
SECONDED:	Sigmon	
VOTE ON AMENDMENT	All in favor.	

VOTE ON MAIN MOTION	All in favor.

Unfinished Item A- Public hearing on Ordinance 12-06(a): Budget Modification For Fiscal Year 2013 –

MOVED:	Robb	Motion to adopt Ordinance 12-06(a): Budget Modification For Fiscal Year 2013 –Amending the Adopted Annual FY 2013 Budget
SECONDED:	Springer	
VOTE ON MAIN MOTION	Motion passes unanimously- 6 in favor.	

Unfinished Item B – Public Hearing Of Ordinance 12-08: Acquiring An Interest In Real Property Alaska Housing Finance Corporation Old Facility; Lot 10, Block 3, Plat 87-6

MOVED:	Springer	Motion to adopt Ordinance 12-08: Acquiring An Interest In Real Property Alaska Housing Finance Corporation Old Facility; Lot 10, Block 3, Plat 87-6
SECONDED:	Peltola	
VOTE ON MAIN MOTION	Motion passes unanimously- 6 in favor.	

Unfinished Item C – Council Members' Financial Disclosure Form Modified In Accordance To The Outcome Of The October 6, 2012 Proposition Passage.

MOVED:	Robb	Motion to suspend the rules to hear from former Mayor, Hugh Dyment.
SECONDED:	Peltola	
VOTE ON MAIN MOTION	All in favor.	

MOVED:	Springer	Motion to table this item until the next meeting where there will be a public hearing regarding this document.
SECONDED:	Sattler	
VOTE ON MAIN MOTION	Motion passes, 5-1 (Robb opposed)	

IX. NEW BUSINESS

New Item A - *Introduction Of Ord. 12-09: An Ordinance By The Bethel City Council Amending The Bethel Municipal Code To Enact Section 4.17 Excise Tax On Cigarettes And Tobacco Products.

MOVED:	Springer	Move to table this until next regular meeting
SECONDED:	Sattler	
VOTE ON MAIN MOTION	Motion passes, 4-2 (Sigmon & Robb opposed)	

New Item B – Contract Services For City Lobbyist and Consideration of Request for Proposal for Lobbyist Services.

X. MAYOR'S REPORT

XI. MANAGER'S REPORT

XII. CITY CLERK'S REPORT

XIII. COUNCIL MEMBER COMMENTS

Council Member Peltola- Bethel Search and Rescue would like everyone to know that the normal travel route to the villages is not quite frozen yet, please be careful. Happy there were no accidents from trick or treating.

Council Member Robb- Encourages people to support the Bethel Search and Rescue team. Thanks to the committee members of the Bethel Friends of the NRA Committee Banquet and to everyone that attended. Thank you to the election workers. Congratulations to President Obama. Congratulations to Lori Strickler and Brian Lefferts on their new baby.

Council Member Sattler- Thank you to all the election workers and voters. Thankful that we have been working to find solutions for the armory for the community.

Council Member Sigmon- Weather is getting cold, please check on your neighbors and Elders.

Council Member Springer- Elections in the US have always been locally controlled and have been the purview of the community. Thank you to everyone in Bethel who went to vote today.

Council Member Whitney- Not present to be heard.

Mayor Klejka- Concurs with all other comments. Appreciates those who have joined in on the gallery. Would like to support people coming out and sharing their comments on the Armory. Also congratulations to Lori on her new baby. Comments on the recent pedestrian accident, would like pedestrians to wear clothing with reflectors. Would like the City to consider more street lamps.

XV. ADJOURNMENT

MOVED:	Springer	Motion to adjourn.
SECONDED:	Peltola	

VOTE ON MAIN MOTION	All in favor.

Council adjourned at 9:20pm

_____
Joseph A. Klejka, Mayor

ATTEST:

_____
KaJena Baty, Acting City Clerk

Reports of Standing Committees

City of Bethel, Alaska
Planning Commission

Nov. 8, 2012 Regular Meeting Bethel, Alaska

I. CALL TO ORDER

A regular meeting of the Planning Commission was held on November 8, 2012 at 6:30 pm in the City Hall Council Chambers, Bethel, Alaska.

Chair, John Guinn, called the meeting to order at 6:35 pm.

II. ROLL CALL

Compromising a quorum of the Commission, the following members were present for roll call:

Joy Shantz, Rick Robb, Abe Palacios, Cliff Linderoth, John Guinn, and Mike Walter.

Ex -Officio members present were the following:

Rachael Pitts, Planning Director Betsy Jumper, Recorder

III. PEOPLE TO BE HEARD: None.

IV. APPROVAL OF AGENDA

MOTION TO APPROVE THE AGENDA OF November 8, 2012

MOVED:	Abe Palacios	To approve the agenda for the Nov. 8, 2012 meeting.
SECONDED:	Rick Robb	
VOTE ON MAIN MOTION	All in favor 6-0 Motion passes; 6 yes and 0 opposed.	

V. APPROVAL OF MINUTES

MOTION TO APPROVE THE MINUTES FROM the Oct. 11, 2012 Meeting

MOVED:	Joy Shantz	To approve the minutes of the Oct. 11, 2012 meeting.
SECONDED:	Mike Walter	
VOTE ON MAIN MOTION	All in favor 6-0 Motion passes; 6 yes and 0 opposed.	

VI. DIRECTOR'S REPORT: Rachael went over the monthly report.

VII. COMMISSIONER'S COMMENTS: Cliff, none; Bubba, sorry for missing last month; Joy, none; Mike, happy to see snow, get dust down; John, glad to see snow as well; Rick, informed the group of the financial disclosure status now that APOC is gone. Rick came up with a form and also shared the city clerk's form. A motion was made:

MOTION TO APPROVE RICK ROBB'S FINANCIAL STATEMENT FORM TO COUNCIL:

MOVED:	Mike Walter	To recommend to Council to accept Rick Robb's abbreviated financial disclosure form.
SECONDED:	Abe Palacios	
VOTE ON MAIN MOTION	All in favor 5-1 Motion passes; 5 yes and 1 opposed.	

VIII. UNFINISHED BUSINESS: None.

IX. NEW BUSINESS: A. Planning Commission Work Program for 2013 (Sharing Ideas of Goals/Objectives): The Planning Director stated city staff is in the process of re-writing some of the BMC, with some of the items being code enforcement and other various topics. Rachael also shared some ideas/thoughts in regards to changing the BMC, specifically zoning overlays/signage regulations. Other discussions ensued. **B. Swimming Pool Resolution (Action Item).**

MOVED:	Joy Shantz	A resolution #2012-3 to approve the final plat for the swimming pool area.
SECONDED:	Rick Robb	
VOTE ON MAIN MOTION	All in favor 6-0 Motion passes; 6 yes and 0 opposed.	

X. ADJOURNMENT, Motion to adjourn the meeting.

MOVED:	Joy Shantz	To adjourn the meeting at 7:10.
SECONDED:	Mike Walter	
VOTE ON MAIN MOTION	All in favor 6-0 Motion passes; 6 yes and 0 opposed.	

Next meeting December 13, 2012

_____

John Guinn, Chairman

_____

Betsy Jumper, Recorder

City of Bethel
Committees and Commissions

Recommendation to City Council

Committees and Commissions that wish to make a recommendation to City Council should turn this form in to the City Clerk or to the City Council representative on the committee or commission.

Committee/Commission: Planning	**Chairman:** John Guinn
Date Submitted: 11-8-12	**Council Rep:** Rick Robb

Issue: Swimming Pool Area

Recommendation: To accept Resolution #2012-3 to approve the final plat for the swimming pool area.

Other:

Received by: [illegible]
Date: 11/13/2012

Bethel Planning Commission Resolution

Bethel Planning Commission

Resolution No. 2012 – 3

A RESOLUTION OF THE PLANNING COMMISSION APPROVING THE FINAL PLAT FOR TRACT B (TEN ACRES) OF THE CITY OF BETHEL RECREATIONAL CENTER SUBDIVISION, LOCATED IN THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 8 NORTH, RANGE 71 WEST, SEWARD MERIDIAN, ALASKA, AND IN THE AKIACHAK CORRIDOR, BETHEL ALASKA, 99559.

WHEREAS, the Planning Commission has approved the final plat on September 13, 2012; and

WHEREAS, there are no public improvements required for this plat; and

WHEREAS, the Planning Director / Platting officer for the City of Bethel has determined that this plat conforms to the requirements of the Final Plat, pursuant to BMC 17.16, and recommends that the Final Plat be approved.

NOW THEREFORE BE IT RESOLVED that the **PLANNING COMMISSION** has reviewed the Final Plat for Tract B, 10 Acres, for the development of a Recreational / Pool Facility, and hereby has approved the plat for recording in the Bethel District Recorder's Office.

PASSED AND APPROVED BY THE BETHEL PLANNING COMMISSION by a duly constituted quorum on this 8th day of Nov., 2012.

City of Bethel City Planning Commission Action:

Vote: In Favor: 6 Opposed: 0 Abstained: 0

ATTEST:

John Guinn, Chair
City of Bethel Planning Commission

Betsy Jumpet, Recorder
City of Bethel Planning Commission

Bethel Recording District:
After recording please return to:
City of Bethel Planning Department
PO Box 1388
Bethel, Alaska 99559

City of Bethel, Alaska
Finance Committee Minutes

July 26, 2012 Regular Meeting Bethel, Alaska

CALL TO ORDER

A meeting of the Finance Committee was held on July 26, 2012 at 6:45 pm in the City Council Chambers.

Meeting called to order by Chair, Carol Ann Willard at 6:53 pm

ROLL CALL

A quorum was not established of the Committee, the following were present:

Willard Trantham

Excused absence(s): Davis, Peltola, Kristof, McDaniel, Willert
Unexcused absence(s): None

Also in attendance were the following:

Bobby Sutton, Finance Director
Sharri Salyers, Recorder

PEOPLE TO BE HEARD

No one present to be heard

ADJOURNMENT

APPROVED THIS 25 DAY OF OCT, 2012.

Sharri Salyers
Recorder,

Carol A. Willard
Chair,

City of Bethel, Alaska
Finance Committee Minutes

September 27, 2012 Regular Meeting Bethel, Alaska

CALL TO ORDER

A meeting of the Finance Committee was held September 27, 2012 at 6:45 pm in the City Council Chambers.

Meeting called to order by Chair, Carol Ann Willard at 7:02 pm

ROLL CALL

A quorum was not established of the Committee, the following were present:

Willard Trantham Sadie Priem

Excused absence(s): Davis, Peltola, Kristof, Willert
Unexcused absence(s): None

Also in attendance were the following:

Bobby Sutton, Finance Director
Sharri Salyers, Recorder

PEOPLE TO BE HEARD

Johnny M Furlong- Spoke against the proposed ordinance establishing a sales tax on the sale of sugar-sweetened beverages.

ADJOURNMENT

APPROVED THIS 25 DAY OF OCT, 2012.

Sharri Salyers
Recorder,

Carol A. Willard
Chair,

City of Bethel, Alaska
Finance Committee

August 23, 2012 Regular Meeting Bethel, Alaska

I. CALL TO ORDER

A regular meeting of the Finance Committee held on August 23, 2012 at 6:45 pm in the City Hall Council Chambers, Bethel, Alaska.

Chair Carol Ann Willard called the meeting to order at 6:45 pm.

II. ROLL CALL

Comprising a quorum of the Committee, the following members were present for roll call:

Willard Peltola Priem Trantham

Absent:

Davis Kristof Willert

Ex-Officio members present were the following:
Bobby Sutton- Finance Director
Eric Johnson- Assistant Finance Director
Sharri Salyers- Recorder

III. PEOPLE TO BE HEARD

Brian Lefferts –
Public Safety and Transportation Commission, Presented information on the proposed ordinance establishing a sales tax on sales of sugar- sweetened beverages. Brian was in favor of the proposed ordinance and hoped that the ordinance would pass through the finance committee to be presented to the City Council for their review.

Jennifer Dobson-
Spoke in favor for the proposed ordinance establishing a sales tax on sales of sugar-sweetened beverages.

Rob Roehn-
Spoke in favor for the proposed ordinance establishing a sales tax on sales of sugar-sweetened beverages.

Colleen Hoehn-
Spoke in favor of the proposed ordinance establishing a sales tax on sales of sugar-sweetened beverages

Annette Sutton –
Spoke against the proposed ordinance establishing a sales tax on sales of sugar-sweetened beverages.

Donna Bach-
Spoke in favor of the proposed ordinance establishing a sales tax on sales of sugar-sweetened beverages.

IV. APPROVAL OF AGENDA

MOTION TO APPROVE THE AGENDA OF AUGUST 23, 2012

MOVED:	Peltola	
SECONDED:	Priem	
VOTE ON MOTION	Carried unanimously.	

MOTION TO REMOVE

MOVED:	Peltola	Motion remove B from New business
SECONDED:	Priem	
VOTE ON MOTION	Carried unanimously.	

MOTION TO REMOVE

MOVED:	Peltola	Motion remove C from New business
SECONDED:	Priem	
VOTE ON MOTION	Carried unanimously.	

MOTION TO MOVE

MOVED:	Peltola	Motion move E to A of New business
SECONDED:	Priem	
VOTE ON MOTION	Carried unanimously.	

MOTION to APPROVE AMENDED AGENDA

MOVED:	Peltola	
SECONDED:	Priem	
VOTE ON MOTION	Carried unanimously.	

VII. APPROVAL OF MINUTES

MOVED:	Peltola	Motion to approve minutes of April 26, 2012
SECONDED:	Priem	
VOTE ON MOTION	Carried unanimously.	

APPROVAL OF MINUTES

MOVED:	Peltola	Motion to approve minutes of May 24, 2012
SECONDED:	Priem	
VOTE ON MOTION	Carried unanimously.	

APPROVAL OF MINUTES

MOVED:	Peltola	Motion to approve minutes of June 28, 2012
SECONDED:	Priem	
VOTE ON MOTION	Carried unanimously.	

APPROVAL OF MINUTES

MOVED:	Peltola	Motion to approve minutes Special meeting of June 4, 2012
SECONDED:	Priem	
VOTE ON MOTION	Carried unanimously.	

VIII. NEW BUSINESS

A: Review of Proposed Ordinance Establishing a Sales Tax on the Sale of Sugar-Sweetened Beverages.

MOTION TO

MOVED:	Peltola	Motion to send proposed ordinance to city council.
SECONDED:	Priem	
VOTE ON MOTION		

MOTION TO

MOVED:	Peltola	Motion to postpone to next regular meeting, for further discussion
SECONDED:	Priem	
VOTE ON MOTION	Carried unanimously.	

B: Review of Amended Ordinance Purchasing 4.20.030(M), 4.20.090(E), 4.20.100(E), In Reference to Local Business Preference.

MOTION TO

MOVED:	Priem	Motion to send proposed Amended Ordinance to City Council for their review.
SECONDED:	Trantham	
VOTE ON MOTION	4-0 Motion passes, Willard, Peltola, Priem, Trantham	

C: Rescheduling Finance Committee Meeting

MOTION TO

MOVED:	Priem	Motion to cancel regular scheduled meeting for December 2012.
SECONDED:	Peltola	
VOTE ON MOTION	Carried unanimously.	

MOTION TO

MOVED:	Peltola	Motion to postpone rescheduling finance committee meetings for November and Summer to next regular scheduled meeting
SECONDED:	Priem	
VOTE ON MOTION	Carried unanimously.	

IX. COUNCIL MEMBER COMMENTS-

- A RFP is going out for a pool project manager. And purchase of the piles for the pool project.
- RFPs are no longer to be reviewed by commissions or committees.
- Resolution 12-12 was passed by council.

X. FINANCE DIRECTOR COMMENTS

- Introducing new Assistant Finance Director Eric Johnson to the committee.
- Altman and Rogers has completed random sales tax audits on 12 to 13 local businesses.
- Finance Director will be sitting on a committee to review and approve the pool project manager.
- The Finance Department is in the process of year-end audit preparation.
- Auditors are scheduled to perform field tests for our annual audit October 8-13, 2012.

XI. COMMISSION MEMBER'S COMENTS

Dave Trantham

- Had some concerns in regards to the sales tax on sugar-sweetened beverages.
- Great to have a quorum and welcomed Sadie back and congratulated her on her marriage.

Sadie Priem

- Had some concerns in regards to the sales tax on sugar-sweetened beverages.
- Concerns on deposit for Bethel Utility Corporation.
- Was married over the summer and last name is Priem now.

Carol Ann Willard

- Happy to see all the people to be heard this evening. It was very informative.

Gene Peltola

- Questions regarding selection criteria and weighting for random audits of business sales tax returns.

XII. ADJOURNMENT

MOVED:	Peltola	
SECONDED:	Trantham	
VOTE ON MOTION	Carried unanimously.	

Next meeting on September 27, 2012

Chairperson,

ATTEST:

Sharri Salyers , Recorder

Special Order of Business

THE STATE of ALASKA
GOVERNOR SEAN PARNELL

Department of Fish and Game
DIVISION OF SUBSISTENCE
Northern Regional Office
1300 College Road
Fairbanks, Alaska 99701-1551
Main: 907.459.7320
Fax: 907.459.7331

11-9-2012
Approved by [illegible]

November 1, 2012

Lori Strickler
Bethel City Clerk
P.O. Box 1388
Bethel, AK 99559

Dear Ms. Strickler:

The Alaska Department of Fish and Game Division of Subsistence is interested in conducting a subsistence survey and ethnographic interviews in Bethel during winter 2013. The purpose of this project is to document the harvest and use of all subsistence resources by residents of Bethel. Comprehensive surveys from a sample of Bethel households will collect baseline subsistence harvest data for all resources used within the community, as well as information about other aspects of subsistence. The project will also include ethnographic research, during which we will interview key respondents whose unique knowledge and life experience will advance our understanding of the role that subsistence plays in the lives of many Bethel residents.

A comprehensive survey is designed to ask questions about all subsistence resources, resulting in a complete picture of subsistence-related activities. Fish and Game has never conducted a comprehensive survey in Bethel, and as such, subsistence harvest data that are currently available are limited. Fish and Game has identified the need for more information regarding harvest and use of subsistence resources throughout Alaska. As a result, the Alaska State Legislature has allocated funding for the Division of Subsistence to conduct research that will increase our understanding of subsistence practices in Bethel.

As you know, many Bethel residents are active subsistence harvesters who rely extensively on resources they obtain from the natural environment. It is very important for Fish and Game to support Bethel residents' access to these resources. In order to do so, state and federal agencies need updated information from surveys like the one we are proposing. Systematic documentation of harvest information and local and traditional knowledge will also provide agencies with baseline data that will assist managers in planning for issues related to subsistence activities in the region

We would like to talk to you about presenting our proposed project to the Bethel City Council. We will be following this letter up with a phone call next week, or you should feel free to contact one of us ahead of time. Thank you for your consideration.

Sincerely,

David Runfola
Phone: 907-328-6121
Email: david.runfola@alaska.gov

Brandon Chapman
Phone: 907-543-3100
Email: brandon.chapman@alaska.gov

Hiroko Ikuta, Ph.D.
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Unfinished Business

Introduced by: Council Member Eric Whitney
Introduction Date: November 27, 2012
Public Hearing:
Action:
Vote:

CITY OF BETHEL, ALASKA

Ordinance #12-09

AN ORDINANCE BY THE BETHEL CITY COUNCIL AMENDING THE BETHEL MUNICIPAL CODE TO ENACT SECTION 4.17 EXCISE TAX ON CIGARETTES AND TOBACCO PRODUCTS

BE IT ORDAINED by the City Council of Bethel, Alaska, that:

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

SECTION 2. Enactment. Sections 4.17 of the Bethel Municipal Code Excise Tax on Cigarettes and Tobacco Products, is enacted as follows.

Chapter 4.17
Excise Tax on Cigarettes and Tobacco Products

4.17.010 Definitions
4.17.020 Tax on Cigarettes
4.17.030 Tax on Other Tobacco Products
4.17.040 Intent and Purpose of Chapter
4.17.050 Exemptions
4.17.060 Exemption Cards
4.17.070 License required for Dealers in Cigarette or Tobacco Products - Issuance
4.17.080 License Fee
4.17.090 Expiration and Renewal of Licenses
4.17.100 Transfer of License
4.17.110 Refund of Tax or License Fee
4.17.120 Display of License; Surrender of License; Suspension or Revocation of License
4.17.130 Tax Returns
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4.17.150 Amended Tax Returns
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4.17.200 Interest on Unpaid Tax
4.17.210 Taxpayer, licensee, cardholder, or other person remedies
4.17.220 Reports by Manufacturers
4.17.230 Inspection and Maintenance of Documents and Records
4.17.240 Administrative Regulations
4.17.250 Confidential and Non-Confidential Tax Information

4.17.010 – Definitions
The following words, terms, and phrases, when used in this chapter, shall have the meaning ascribed to them in this section, except where the context clearly indicates a different meaning:

A. "Cardholder or Exemption Cardholder" means a person in whose name a valid and current exemption card has been issued by the Finance Director.
B. "Cigarette" means a roll for smoking of any size or shape, made wholly or partly of tobacco, whether the tobacco is flavored, adulterated, or mixed with another ingredient, if the wrapper or cover of the roll is made of paper or a material other than tobacco.
C. "Department" means the finance department of the City.
D. "Distributor" means a person who brings cigarettes or other tobacco products or causes them to be brought into the city, and who sells or distributes them to others for resale in the city.
E. "Exemption Card" means a city cigarette and tobacco products card issued under this chapter.
F. "Finance Director" means the finance director of the City of Bethel or their designee.
G. "Other tobacco products" means:
    - A cigar;
    - A cheroot;
    - A stogie;
    - A perique;
    - Snuff and snuff flour
    - Smoking tobacco, including granulated, plug cut, crimp-cut, and ready-rubbed tobacco, and any form of tobacco suitable for smoking in a pipe or cigarette;
    - Chewing tobacco, including Cavendish, twist, plug, or scrap tobacco, and tobacco suitable for chewing; or
    - An article or product made of tobacco or a tobacco substitute, but not including a cigarette as defined in this section or a tobacco substitute prescribed by a licensed physician.

H. "Sale" includes a sale, barter, exchange, and every other manner of transferring the ownership of personal property.
I. "Tax" means the cigarette and other tobacco products excise tax assessed pursuant to this chapter.
J. "Wholesale price" means the established price for which a manufacturer sells a tobacco product to a distributor or other person, after deduction of a discount or other reduction received by the distributor for quantity or cash.

4.17.020 – Tax on Cigarettes

A. The City hereby levies an excise tax of 100 mills, adjusted annually as provided in subsection B of this section, on each cigarette brought into the City. Cigarettes upon which the tax is imposed are not again subject to the tax when acquired by another person.
B. The annual Consumer Price Index adjustment shall be based on the August release date of the semiannual report for the Municipality of Anchorage from the United States Department of Labor statistics and determined to be the percent change to the current year from the average of the first and second half of the prior year, and will be effective January 1 of each year following the August release date. The first such adjustment date shall be January 1, 2014.

4.17.030 – Tax on Other Tobacco Products

An excise tax of forty-five (45%) percent of the wholesale price is levied on tobacco products, other than cigarettes, brought into the City. Tobacco products upon which this tax is imposed are not again subject to this tax when acquired by another person.

4.17.040 – Intent and Purpose of this Chapter

A. It is the intent and purpose of this chapter to provide for the collection of the excise tax from the distributor who brings cigarettes or other tobacco products into the City. The excise tax is levied when a distributor:

1. First acquires the cigarettes or other tobacco products within the city;
2. Brings or causes cigarettes or other tobacco products to be brought into the city;
3. Makes, manufactures, or fabricates cigarettes or other tobacco products in the city; or
4. Ships or transports cigarettes or tobacco products into the city.

B. Notwithstanding anything to the contrary contained in this chapter, the taxpayer shall be those persons described in this section and no others.

4.17.050 – Exemptions

A. Military. Cigarettes and other tobacco products brought into or acquired in the City by a military exchange, commissary, or ship's store operated by one of the uniformed services of the United States as defined in 5 USC section 2101 are exempt from tax under this chapter if the cigarettes and other tobacco products are sold to and for the sole use of authorized personnel according to current military regulations.

B. The tax imposed under this chapter does not apply to cigarettes and other tobacco products if the United States Constitution or other federal laws prohibit the levying of this tax on such products by the city.

4.17.60 – Exemption Cards

A. Except as otherwise provided herein, no person may acquire cigarettes or other tobacco products in the City exempt of the tax unless that person has been issued an exemption card in accordance with this chapter. No licensee shall claim any exemption under this chapter unless cigarettes or other tobacco products for which exemption is claimed have been sold or transferred to a person presenting a valid and current exemption card issued by the department in accordance with this chapter prior to such sale or transfer.

1. Any person with a current City of Bethel business license may apply for an exemption card under this section as an agent for merchants whose principal places of business are located outside of the City and who acquire from an agent cigarettes or other tobacco products exempt from the tax imposed under this chapter, provided each merchant has a valid State of Alaska business license with a tobacco endorsement and the line of business (LOB) code or equivalent thereon.
2. A merchant acquiring cigarettes and other tobacco products through an agent under this section shall be considered an exemption cardholder for all purposes under this chapter.
3. A person or licensee issued an exemption card as an agent under this section shall comply will all provisions of this chapter except the agent shall not be required to maintain records to prove that cigarettes and other tobacco products for which an exemption is claimed under the agent's exemption card have been resold outside of the City by the merchant. Violation of any provision of this chapter relating to exemption cardholders by a licensee as agent for a merchant shall be grounds for revocation of the licensee's license issued under this chapter.

4. Notwithstanding anything to the contrary contained in or implied by other provisions of this chapter, the licensee shall be and remain the taxpayer liable for the payment of taxes due under this chapter.

B. Application for an exemption card is restricted to person with an active physical business presence in the City of Bethel acting as an agent for merchants whose principal places of business are located outside of the City, shall be on a form provided by the department, and shall include the following information and such other information as the department may require:
   1. The applicant's name and address;
   2. A copy of the applicant's current State of Alaska business license, including a tobacco endorsement and the line of business (LOB) code or equivalent;
   3. The merchant names and locations where cigarettes and tobacco products will be sold;
   4. Each application for an exemption card shall be accompanied by a fee of $50.

C. All exemption cardholders must maintain a valid, current business license, with a tobacco endorsement and line of business (LOB) code or equivalent, issued by the State of Alaska.

D. Each exemption card, unless suspended or revoked by the Finance Director, is valid from its date of issue until the end of that calendar year and may be renewed each year upon application and payment of the fee to the department.

E. The Finance Director may suspend, revoke or refuse to issue an exemption card under this section for any violation of or failure to comply with the requirements of this chapter by agent or cardholder, including any act or omission by such person which withholds, misstates or provides false or misleading information required by the department.

4.17.70 – License Required for Dealers in Cigarettes or Tobacco Products

A. No person may sell, purchase, possess or acquire cigarettes or tobacco products in the City as a manufacturer, distributor, direct-buying retailer, vending machine operator or buyer without a license issued under this chapter.

B. The department, upon application and payment of the fee, shall issue a license to each manufacturer, distributor, direct-buying retailer, vending machine operator or buyer. A copy of the applicant's license required under AS 43.50.010 – AS 43.50.390 must accompany the application. The application must include the following information:
   1. The applicant's name and address;
   2. The name under which the cigarette or tobacco products business will be conducted;

3. The applicant's cigarette or tobacco products business categories as a manufacturer, distributor, direct-buying retailer, vending machine operator or buyer;
4. In the case of vending machine operator, the number of vending machines which will be operated;
5. Proof of a valid State of Alaska Business license with a tobacco endorsement ; and
6. Other information required on the department's application form.

C. The department may refuse to issue a license if there is reasonable cause to believe that the applicant has willfully withheld information requested to determine the applicant's eligibility to receive a license, or if there is reasonable cause to believe that information submitted in the application is false or misleading and is not made in good faith.

D. The department shall refuse to issue a license if the applicant is delinquent on their city sale's tax at the time of their application. If the applicant has been delinquent for more than thirty (30) days in the twelve (12) months preceding the license application, the City shall have the discretion to issue a provisional license subject to monthly review and subject to on-time remittance of City sales taxes.

E. A license required by this chapter is in addition to any other license required by law or City code.

F. A license issued under this chapter shall include:
1. The name and address of the licensee;
2. The type of business to be conducted;
3. The address at which the business is conducted; and
4. The years for which the license is issued.

4.17.080 – License Fee

For each license issued under this chapter, and for each renewal, the fee is One Hundred ($100) per calendar year. This license shall be in addition to the business license required by Bethel Municipal Code (BMC).

4.17.090 – Expiration and Renewal of Licenses.

A license issued under section 4.21.070 expires on December 31. A licensee, on application to the department accompanied by the renewal fee, may, before the expiration of the license, renew the license for two years from the expiration date of the license. If the licensee moves the business to another location within the City, the license shall, upon application to the department, be reissued a license for the new location for the balance of the unexpired term. A person whose license is lost, stolen or defaced shall immediately file an application with the department for reissuance of the license for the balance of the unexpired term.

4.17.100 – Transfer of License

A license issued under this chapter is not assignable or transferable. However, in the case of death, bankruptcy, receivership or incompetency of the licensee, or if the business of the licensee is transferred to another person by operation of law, the department may in its discretion extend the license for a limited time to the executor, administrator, trustee or receiver, or the transferee of the licensee.

4.17.110 – Refund of Tax or License Fee

A. The department shall not refund the license fee paid pursuant to this chapter upon the surrender or revocation of a license after the beginning of the license year. Upon application, the department may refund a license fee that is paid or collected in error.
B. If a remittance by a licensee exceeds the amount due, and the department, on audit of the account in question, is satisfied that this is the case, the department shall, upon written request of the licensee, refund the excess to the licensee without interest.
C. Any claim for refund filed more than one year after the due date of the tax is forever barred.

4.17.120 – Display of License; Surrender of License; Suspension or Revocation of License.

A. A license issued under this chapter must be prominently displayed at the licensee's place of business.
B. A licensee shall surrender a license within ten (10) days after:
    1. A revocation of a license;
    2. A cessation of business;
    3. A change of ownership of; or
    4. A change of a place of business.
C. The Finance Director may suspend or revoke a license issued under this chapter:
    1. For violation of this chapter or a regulation of the City adopted pursuant to this chapter; or
    2. If a licensee ceases to act in the capacity for which the license was issued; or
    3. If the licensee fails to submit their taxes due in a timely manner as required by City Code.

No person whose license is suspended or revoked shall sell cigarettes or tobacco products or permit cigarettes or tobacco products to be sold during the period of the suspension or revocation on the premises occupied or controlled by that person. No disciplinary proceedings or action is barred or abated by the expiration, transfer or surrender, renewal or extension of a license issued under section 4.21.060.

4.17.130 – Tax Returns

On or before the last day of the month following the period for which the return is required to be submitted a licensee shall submit to the office of the finance director all taxes required to be collected, as well as any interest, penalty, costs and charges due. In addition, licensees shall submit a tax return, upon forms provided by the department, for each license.

A. The return shall be signed under penalty of perjury by the licensee or his agent and must include:
    1. The name and address of the licensee.
    2. The name and address of the person filing the return, if different from the licensee.
    3. The number of licenses issued under section 4.17.070
    4. The name under which the cigarette or tobacco business is being conducted.
    5. The number of cigarettes manufactured, brought into or acquired in the City during the preceding month from any source whatsoever.
    6. The wholesale price of all tobacco products brought into or acquired in the City during the preceding month from any source whatsoever
    7. The names of persons from whom cigarettes or other tobacco products were brought into or acquired in the City during the preceding month from any source whatsoever.
    8. The number of cigarettes brought into or acquired in the City from each person named in subsection A.7. of this section.
    9. Deductions claimed for the number of cigarettes and the wholesale price of other tobacco products for which exemptions are claimed under this chapter.
    10. Deductions claimed for the number of cigarettes and the wholesale price of other tobacco products, specified in the return in response to subsections A.5. and A.6. of this section, for which the tax has been paid previously by another person.
    11. The amount of tax due on the nonexempt cigarettes manufactured, brought into or acquired in the City during the preceding month; and the amount of tax due based on the wholesale price of nonexempt other tobacco products manufactured, brought into or acquired in the City during the preceding month.
    12. Other information and supporting documentation which may be required by the department with the return.

B. Each licensee shall report the cigarette and other tobacco product sales for which an exemption is claimed under 4.17.050C as deduction on its monthly tax return

to the department and shall provide a copy of an invoice or other document satisfactory to the department supporting each sale to a cardholder.

C. A tax return must be filed even if there were no cigarettes or tobacco products manufactured, brought into or acquired in the City during the preceding month.

D. The taxes imposed under this chapter and the return required by this section must be received by the department or postmarked on or before the last day of each calendar month following the month covered by the return.

4.17.140 – Estimated Tax

A. On or after the fifth (5th) day of delinquency in the filing of the required tobacco tax return or the failure to remit all taxes, interest and penalty due, or upon a determination of a delinquency based upon an audit, the Finance Director shall assess against the delinquent seller a tobacco tax for the delinquent periods based on a reasonable estimate of the gross taxable tobacco sales computed from an audit or the tax returns submitted by the delinquent seller. If the finance director determines that information from prior tax returns is not adequate for computing a reasonable estimate of the gross taxable tobacco sales, other sources of information, including but not limited to information derived from similar businesses, may be used. Notice of the estimated assessment shall be provided to the seller by certified mail. Such assessment shall be due and owing retroactively from the first (1st) day of delinquency and shall be subject to the interest, penalty and other costs and charges as provided in this chapter.

B. The estimated assessment of tobacco sales tax and other amounts due and owing, as provided in subsection A of this section, shall be deemed to be admitted to be the amount due and owing to the city unless the Finance Director receives, within twenty (20) days of the date of the certified mailing of notice of the estimated assessment, an accurate and complete tobacco tax return for the delinquent periods together with full remittance of all taxes, interest, penalty, costs and other charges due, or the seller remits the amount due under protest under the provisions of BMC 4.17.210.

4.17.150 – Amended Tax Returns

A. Any tax return filed under 4.17.130 may be amended by the licensee.

B. Any tax return prepared and filed by the department on behalf of the licensee under section 4.17.140 may be amended by the licensee within one year of the date filed by the department.

C. No amendment by the licensee shall be allowed after this one year period.

4.17.160 – Application of Payments

Any payment submitted to the department for any taxes, penalties, interest or costs due under any provision of this chapter or any return or any finding or determination by the department under this chapter shall be credited to the monthly tax period for which remitted first to the payment of costs and then to penalties, interest and taxes in that order.

4.17.170 – Prohibited Acts and Penalties

A. No distributor may:
   1. Import cigarettes or other tobacco products into the City;
   2. Sell, transfer or acquire cigarettes or other tobacco products in the City; or
   3. Participate in the importation into the City or in the sale, transfer or acquisition within the City of cigarettes or other tobacco products in violation of or without complying with the provisions of this chapter.

B. A penalty of six (6%) percent of the taxes due shall be incurred automatically when a person fails to pay the full amount of the tax due under this chapter within seven (7) calendar days following its due date. An additional penalty of six (6%) percent of the taxes due shall be incurred automatically when a person fails to file a tax return or report within seven (7) calendar days following its due date under this chapter. If a person fails to pay the full amount of the tax due and/or file a tax return or report required under this chapter with sixteen (16) calendar days after its due date, the six (6%) penalties incurred above shall be increased automatically to fifteen (15%) percent.
   1. The penalty shall be computed on the unpaid balance of the tax liability as determined by the department.
   2. Notice of the penalties incurred and to be incurred shall be given to the person responsible for payment of the taxes or filing the return or report when such tax payment or return or report is delinquent for seven (7) calendar days after its due date.
   3. The penalties provided for in this section shall be in addition to all other penalties and interest provided for under this chapter.

C. If a properly filed, amended return reduces the total tax liability or the tax required to be paid, or the department reduces the tax liability, the related penalty will be reduced accordingly.

D. All penalties and remedies enumerated in this chapter are cumulative.

E. Unless otherwise provided in this section, any person who violates or fails to comply with the provisions of this chapter shall be personally liable for all costs, interest, penalties and taxes due under this chapter plus a penalty equal to thirty (30%) of the tax due. For good cause shown, Finance Director may waive or reduce all or part of any penalty imposed under this subsection.

4.17.180 – Civil Fraud

A. A civil fraud penalty may be assessed against a person in addition to a penalty for failure to file or failure to pay.
B. If it determined by the Finance Director that a tax deficiency or part of a tax deficiency is due to fraud, then a penalty will be added to the tax. The penalty is fifty (50%) percent of the deficiency due or One Thousand ($1,000) Dollars, whichever is greater. The penalty is computed on the total amount of the deficiency due.
C. Fraud is the intentional misrepresentation of a material fact with the intent to evade payment of tax which the person believed to be owing. The person must have had knowledge of its falsity and intended that it be acted upon or accepted as the truth.
D. To establish civil fraud, the Finance Director must prove by clear and convincing evidence that:
    1. The tax liability reported was understated; and
    2. The understatement was the result of an intent to evade tax.
E. An intent to evade tax may be demonstrated by any relevant evidence, including but not limited to the following:
    1. The person has provided false explanations regarding understated or omitted acquisitions of cigarettes or tobacco products;
    2. The person has provided falsified or incomplete source documents;
    3. The person has not justified an omission or understatement of a significant amount of acquisitions of cigarettes or tobacco products; or
    4. The person has substantially overstated a deduction and has failed to justify the overstatement.

4.17.190 – Tax Lien

A. If any person who is liable to pay a tax or license fee under this chapter neglects or refuses to pay the tax or licensee fee after demand, the amount, including interest, additional amounts, or assessable penalty together with costs, is a lien in favor of the City upon all property and right to property, real or personal, belonging to that person.
B. The lien imposed by this section arises upon delinquency and continues until the amount is paid or a judgment against the person arising out of the liability is satisfied.
C. A lien arising out of a tax due under this chapter, including the penalties and interest on the tax, is, subject to AS 29.45.300, a lien prior, paramount and superior to all other liens, mortgages, hypothecation, conveyances and assignments, upon all real and personal property of the person liable for the tax and upon all the real and personal property used with the permission of the owner to carry on the business which is subject to the tax.
D. The lien and real property may be enforced as provided in AS 29.45.300 – 29.45.480 for enforcement of real and personal property tax liens.

4.17.200 – Interest on Unpaid Tax

In addition to any penalties imposed by this chapter, interest at the rate of fifteen (15%) percent annum shall be charged on the unpaid balance of delinquent taxes.

4.17.210 – Administrative Hearings - Taxpayer, Licensee, Cardholder or other Person Remedies

A. Any person aggrieved by any action of the department in issuing, suspending, revoking or refusing to issue any license or exemption card under this chapter or in fixing the amount of taxes, penalties, interest or costs under this chapter may file a written protest to the Finance Director within twenty (20) days from the date the department mails or takes action. Upon timely protest, the Finance Director (the hearing officer) shall review the protest and issue written findings no more than thirty (30) days after receipt of the protest.
B. Any person who disagrees with the decision of the Finance Director may file a written request for an appeal within fifteen (15) days of the Finance Director's written decision by filing a written request for appeal and paying the appropriate appeal fee. An application for a hearing (appeal) must notify the City of the specific action complained of and the amount of tax, interest, cost or penalty contested or action contested and the reason it is contested.
C. Upon timely receipt of a request for appeal, the City Manager shall hold a hearing on the matter to determine whether a correction is warranted. Hearings before the City Manager under this subsection may, at the option of the City Manager, be conducted by an administrative hearing officer designated by the City Manager.
D. The Hearing Officer shall conduct the hearing and prepare written findings and conclusions.
E. Within thirty (30) days after receipt of a written decision by the hearing officer, a person may appeal to the Superior Court of the Fourth Judicial District at Bethel. The person shall be given access to the department's file in the matter for preparation of the appeal.
F. A request for appeal is filed on the date it is personally delivered, or, if delivered to the department by United States mail, the date of the postmark stamped on the properly addressed cover in which the request is mailed. If the due date falls on a Saturday, Sunday or holiday, the due date is the next working day. A current mailing address must be provided to the department with the request for appeal, and any change in mailing address after the request for appeal is filed must be reported to the department.
G. If the notice to the person pursuant to subsection A of this section shows an amount due the department, the uncontested portion of the amount due must be paid within thirty (30) days after the date of the notice. If the uncontested amount is not

paid within thirty (30) days, collection action will be taken on that amount even if the person has filed a request for appeal. Payment of the total amount due may be made at any time before the hearing. If the department has reason to believe that collection of the total amount due might be jeopardized by delay, immediate payment of the total amount will be demanded and the department may pursue any collection remedies provided by law. Payment in full does not affect the person's right to a hearing.

H. If a person requests a hearing and fails to appear at the hearing, the hearing officer may issue a decision without taking additional evidence from that person, unless that person shows good cause for failure to appear within seven (7) days after the date scheduled for the hearing.

I. Taxes, license fees, penalties and interest declared to be due in the final administrative decision must be paid within thirty (30) days after the date of the decision, or a bond must be filed with the court in accordance with Alaska Court Rules of Appellate Procedures.

4.17.220 – Reports by Manufacturers

No later than the end of each calendar month, a manufacturer shall submit a report to the department stating:

1. A list of the tobacco products, the quantity and their wholesale price and the number of cigarettes which were brought into the city from the manufacturer during the preceding month;
2. The names and address of those persons bringing cigarettes and tobacco products into the city from the manufacturer during the preceding month; and
3. A list of the quantity of tobacco products, the wholesale price, and the number of cigarettes brought from the manufacturer into the city by each person named in subsection 2 of this section.

4.17.230 – Inspection and Maintenance of Documents

A. Every person subject to this chapter shall keep a complete and accurate record of all cigarettes and other tobacco products manufactured, purchased, sold, brought into, transported outside of or acquired in the city by such person.
   1. Except in the case of a manufacturer, the records shall include a statement containing the name and address of the person from whom cigarettes or other tobacco products were purchased or acquired, the date of delivery, the quantity of cigarettes and other tobacco products, the trade name and brand, and the price paid for other tobacco products purchased.
   2. Each invoice or other documentation of the sale of cigarettes or other tobacco products within the City shall state whether the tax imposed under this chapter has been paid.

3. Persons subject to this chapter shall keep such other documents and records as the department prescribes.
4. All documents and records required by this section shall be preserved by person subject to this chapter for three years. All records and documents required by this chapter to be kept or retained are subject to inspection within the city upon demand by the department.

B. A licensee transferring or selling cigarettes or other tobacco products to a cardholder must keep a record of cigarettes and other tobacco products transferred or sold to such person, including the serial number of the exemption card.

C. The Finance Director may, during business hours, enter the business premises of a licensee or cardholder where cigarette or other tobacco products are kept or stored, so far as it may be necessary for the purpose of examining such products and the related business records.

4.17.240 – Administrative Regulations

The Finance Director, or his designee, may adopt regulations providing for the application and interpretation of this chapter and providing methods and forms and collecting the tax imposed in this chapter.

4.17.250 – Confidential and Non-Confidential Tax Information

A. The following information is publicly available information:
   1. Names and addresses of business owners who filed tax returns under this chapter;
   2. Whether a business is registered to collect taxes under this chapter in the City of Bethel;
   3. Whether a business is current in filing tax returns and in remitting tax due under this chapter, and the number of returns not filed; and
   4. Names and exemption numbers of those entities which have received a tax-exempt number from the City of Bethel relating to taxes due under this chapter.

B. The City of Bethel may permit any authorized representative of any federal, state or other local government agency to inspect and copy any tax returns filed and reports prepared under this chapter, if the other governmental agency provides substantially similar access to the City of Bethel, files a timely request in accordance with the City's public request for information procedures, and if the City of Bethel determines that the other governmental agency provides adequate safeguards to the confidentiality of the tax returns and reports.

C. Except as otherwise provided in this section, tax forms and their contents are confidential and shall not be disclosed by the finance department except:
   1. In connection with efforts by the City of Bethel to collect the tax;

2. In response to a subpoena issued by a court, state agency or governmental board or commission;
3. In connection with legislative inquiry specifically authorized by the assembly;
4. In connection with the City of Bethel audits for purposes of verifying City of Bethel accounting practices;
5. In compilation of statistics and studies by the finance department for public distribution, so long as information from individual businesses is not identifiable as to source.

SECTION 3. Effective Date. This ordinance shall become effective immediately, upon passage by the City Council.

ENACTED THIS __ DAY OF __ 2012, BY A VOTE OF _ IN FAVOR AND _ OPPOSED.

ATTEST:

_____
Joseph A. Klejka, Mayor

_____
Lori Strickler, City Clerk

CAMPAIGN for TOBACCO-FREE Kids

LOCAL GOVERNMENT CIGARETTE TAX RATES & FEES

Most counties and cities do not have their own cigarette tax rates because they are prohibited by state law, but there are major exceptions. More than 450 local jurisdictions nationwide have their own cigarette tax rates or fees, bringing in more than $500 million in annual revenue and working effectively to reduce smoking rates, especially among youth, and to decrease smoking-caused death, disease, and costs. The following are some examples, including the local jurisdictions with the highest local and state-local cigarette tax rates.

City/County (Partial List)	Local Cigarette Tax (Per Pack)	State Cigarette Tax (Per Pack)	Total State + Local Tax (Per Pack)
Anchorage, Alaska	$2.206	$2.00	$4.206
Cook County, Illinois	$2.00	$1.98	$3.98[1]
New York City, New York	$1.50	$4.35	$5.85
Barrow, Alaska	$1.00	$2.00	$3.00
Matanuska-Susitna Borough, Alaska	$1.00	$2.00	$3.00
Sitka, Alaska	$1.00	$2.00	$3.00
Juneau, Alaska	$1.00	$2.00	$3.00
Falls Church, Virginia	$0.75	$0.30	$1.05
Fairfax, Virginia	$0.75	$0.30	$1.05
Vienna, Virginia	$0.75	$0.30	$1.05
Alexandria, Virginia	$0.80	$0.30	$1.10
Chicago, Illinois	$0.68	$1.98	$4.66[1]
Hampton, Virginia	$0.65	$0.30	$0.95
Newport News, Virginia	$0.65	$0.30	$0.95
Norfolk, Virginia	$0.65	$0.30	$0.95
Dumfries, Virginia	$0.60	$0.30	$0.90
Middleburg, Virginia	$0.55	$0.30	$0.85
Roanoke, Virginia	$0.54	$0.30	$0.84
Chesapeake, Virginia	$0.50	$0.30	$0.80
Portsmouth, Virginia	$0.50	$0.30	$0.80
Suffolk, Virginia	$0.50	$0.30	$0.80
Virginia Beach, Virginia	$0.50	$0.30	$0.80
Leesburg, Virginia	$0.50	$0.30	$0.80
Vienna, Virginia	$0.50	$0.30	$0.80
Franklin, Virginia	$0.50	$0.30	$0.80
Herndon, Virginia	$0.50	$0.30	$0.80
Evanston, Illinois	$0.50	$1.98	$4.48[1]
Lynchburg, Virginia	$0.35	$0.30	$0.65
Cuyahoga County, Ohio	$0.345	$1.25	$1.595
Fredericksburg, Virginia	$0.31	$0.30	$0.61
Harrisonburg, Virginia	$0.30	$0.30	$0.60
Haymarket, Virginia	$0.30	$0.30	$0.60
Purcellville, Virginia	$0.30	$0.30	$0.60
Charlottesville, Virginia	$0.25	$0.30	$0.55
Manassas, Virginia	$0.25	$0.30	$0.55
Williamsburg, Virginia	$0.25	$0.30	$0.55
San Francisco, California	$0.20[2]	$0.97	$1.07

Sources: Orzechowski & Walker, *Tax Burden on Tobacco*, 2011; media reports; state and local tax officials.

The table does not list all localities with their own cigarette tax or fee. Overall, Alabama (42.5 cents per pack) has 240 cities and 46 counties with their own cigarette taxes. Three other Illinois cities not in the above table have their own cigarette taxes, two of which are Cicero (16 cents per pack) and Rosemont (5 cents per pack). Missouri (17 cents per pack) has 120 cities and two counties. Ohio ($1.25 per pack)

[1] In Chicago ($0.68 per pack) and Evanston ($0.50), which are in Cook County, the total state-local tax is higher.
[2] Regulatory fee, not tax, to pay for cigarette litter cleanup. State law prohibits San Francisco from implementing a local cigarette tax.

1400 I Street NW · Suite 1200 · Washington, DC 20005
Phone (202) 296-5469 · Fax (202) 296-5427 · www.tobaccofreekids.org

has one county with its own tax, Cuyahoga County (34.5 cents per pack). Tennessee (62 cents per pack) has one city. Virginia (30 cents per pack) has 50 cities and two counties with their own cigarette taxes.

New York City is the only locality with its own cigarette tax in New York State. Anchorage's cigarette tax is annually adjusted for inflation; Fairbanks' tax is actually 8 percent of wholesale price (about 20 cents per pack); and no unlisted Alaska cities have their own cigarette tax.

The combined cigarette tax rates in the table do not include the federal cigarette tax of $1.01 per pack or any state or local sales taxes that apply to cigarettes.

The U.S. Centers for Disease Control & Prevention (CDC) estimates that total smoking-caused health costs and lost productivity totals $10.47 per pack nationwide.

Some states prohibit localities from having their own cigarette tax rates or limit the maximum amounts.

The average state cigarette tax rate is $1.49 per pack and the highest state-only rate is New York ($4.35 per pack). Currently, 30 states, DC, Puerto Rico, the Northern Marianas, and Guam have cigarette tax rates of $1.00 per pack or higher; 14 states, DC, Puerto Rico, and Guam have cigarette tax rates of $2.00 per pack or higher; five states and Guam have cigarette tax rates of $3.00 per pack or higher; and one state (NY) has a cigarette tax rate higher than $4.00 per pack.

Campaign for Tobacco-Free Kids, June 11, 2012 / Ann Boonn

More information on cigarette taxes and the many public health and economic benefits from increasing them is available at http://www.tobaccofreekids.org/facts_issues/fact_sheets/policies/tax/us_state_local/.

AS 29.20.010. Conflict of Interest.

(a) Each municipality shall adopt a conflict of interest ordinance that provides that
(1) a member of the governing body shall declare a substantial financial interest the member has in an official action and ask to be excused from a vote on the matter;
(2) the presiding officer shall rule on a request by a member of the governing body to be excused from a vote;
(3) the decision of the presiding officer on a request by a member of the governing body to be excused from a vote may be overridden by the majority vote of the governing body; and
(4) a municipal employee or official, other than a member of the governing body, may not participate in an official action in which the employee or official has a substantial financial interest.
(b) If a municipality fails to adopt a conflict of interest ordinance by June 30, 1986, the provisions of this section are automatically applicable to and binding upon that municipality.
(c) This section applies to home rule and general law municipalities.

ALASKA PUBLIC OFFICES COMMISSION
2221 E. NORTHERN LIGHTS, #128
ANCHORAGE, AK 99508-4149
907/276-4176 - FAX 276-7018

ALASKA PUBLIC OFFICES COMMISSION
2007 PUBLIC OFFICIAL FINANCIAL DISCLOSURE STATEMENT
GENERAL INFORMATION

1. This report is required of State and Municipal Public Officials, State Board and Commission Members, Candidates for governor and lieutenant governor, for the legislature (UNLESS YOU ARE AN INCUMBENT LEGISLATOR) and for Municipal Office.

2. This report discloses financial activities for the preceding calendar year; you must **include any information about your financial interests held between January 1, 2006 and December 31, 2006.**

3. The law requires you to disclose your financial interests and those held by your spouse, domestic partner, or dependent children during the preceding calendar year.

NOTES: ***Board & Commission members and Municipal officers are not required to disclose close economic associations;***
Municipal officers are not required to disclose information about their domestic partner.

4. If you need help, call APOC at 276-4176.

THIS REPORT IS A SWORN STATEMENT.
YOU MUST CERTIFY IT WITH YOUR SIGNATURE ON THE LAST PAGE.

NAME: _____

Phone **Fax Number**

MAILING ADDRESS: _____
(Current Street Address or Post Office Box) **E-Mail Address**

_____
(City/Town and Zip Code)

NAME OF SPOUSE OR DOMESTIC PARTNER: _____

NAME(S) OF YOUR DEPENDENT CHILDREN: _____

ARE YOU A CANDIDATE? (CHECK ONE): State ☐ Municipal ☐

WHAT OFFICE DO YOU SEEK? _____

IF YOU ARE **NOT A CANDIDATE** IS THIS YOUR (CHECK ONE):

☐ **INITIAL STATEMENT?** You are a recently appointed state or municipal official,

☐ **ANNUAL STATEMENT?** You are an incumbent Public Official. **(Due by March 15)**

☐ **FINAL STATEMENT?** You have left office. **(Due 90 days after leaving office)**
A Final Statement covers a reporting period beginning January 1, 2007 through the date you leave office.

WHAT POSITION REQUIRES YOU TO FILE THIS STATEMENT? _____

SCHEDULE A
SOURCES OF INCOME OVER $1,000
1. SALARIED EMPLOYMENT

Salaried Employment **If NONE reportable, check box →** ☐

Report the name of each employer who paid you, your spouse, domestic partner or dependent children more than $1,000 during calendar year 2006.

Name of filer, spouse, domestic partner, or child:

Employer's Name:

Employer's Address:

Description of Services Provided:

Total Amount: $ Paid by (check one) Hour ☐ Month ☐ Year ☐ Commission ☐

Approximate Number of Hours Worked to Earn Income

Name of filer, spouse, domestic partner, or child:

Employer's Name:

Employer's Address:

Description of Services Provided:

Total Amount: $ Paid by (check one) Hour ☐ Month ☐ Year ☐ Commission ☐

Approximate Number of Hours Worked to Earn Income

Name of filer, spouse, domestic partner, or child:

Employer's Name:

Employer's Address:

Description of Services Provided:

Total Amount: $ Paid by (check one) Hour ☐ Month ☐ Year ☐ Commission ☐

Approximate Number of Hours Worked to Earn Income

SCHEDULE A

SOURCES OF INCOME OVER $1,000

2. SELF EMPLOYMENT
Non-Retail Business

Self-Employment – Non Retail Business **If NONE reportable, check box →** ☐

For a business that is non-retail, you must list the fist and last name and mailing address of each client or customer who paid the business over $1,000. You must also disclose the amount over $1000 paid by each client. Self-employment includes: a sole proprietor, partnership, limited liability company, shareholder in a professional corporation; or if you held (individually or with another family member) more than 50% of the stock in a corporation.

Name of filer, spouse, domestic partner, or child : _____

Business Name: _____

Business Address: _____

Description of Services Provided: _____

_____

Name and address of client/customer: _____

Total Amount: $_____ Paid by (check one) Hour ☐ Month ☐ Year ☐ Commission ☐

Approximate Number of Hours Worked to Earn Income _____

Name and address of client/customer: _____

Amount: $_____ Paid by (check one) Hour ☐ Month ☐ Year ☐ Commission ☐

Approximate Number of Hours Worked to Earn Income _____

Name and address of client/customer: _____

Total Amount: $_____ Paid by (check one) Hour ☐ Month ☐ Year ☐ Commission ☐

Approximate Number of Hours Worked to Earn Income _____

Name and address of client/customer: _____

Amount: $_____ Paid by (check one) Hour ☐ Month ☐ Year ☐ Commission ☐

Approximate Number of Hours Worked to Earn Income _____

Name and address of client/customer: _____

Amount: $_____ Paid by (check one) Hour ☐ Month ☐ Year ☐ Commission ☐

Approximate Number of Hours Worked to Earn Income _____

Use additional pages for each company or for additional clients/customers.

SCHEDULE A

SOURCES OF INCOME OVER $1,000

3. SELF EMPLOYMENT
Retail Business

Self-Employment – Retail Business **If NONE reportable, check box →** ☐

List the name and address of each self-employment business that was a source of income of more than $1,000 for you, your spouse, domestic partner or dependent child during calendar year 2006.

Self-employment includes: sole proprietor, partnership, limited liability company, shareholder in a professional corporation; or if you held (individually or with another family member) more than 50% of the stock in a corporation.

Name of filer, spouse, domestic partner, or child : _____

Business Name: _____

Business Address: _____

Description of Services Provided: _____

Total Amount: $_____ Paid by (check one) Hour ☐ Month ☐ Year ☐ Commission ☐

Name of filer, spouse, domestic partner, or child : _____

Business Name: _____

Business Address: _____

Description of Services Provided: _____

Total Amount: $_____ Paid by (check one) Hour ☐ Month ☐ Year ☐ Commission ☐

4. Rental Income

Rental Income **If NONE reportable, check box →** ☐

List the first and last name of each tenant who paid more than $1,000 in rent during **calendar year 2006.** If property is located outside Alaska and managed by a person other than you, your spouse, domestic partner or dependent child, you may list the managing agent instead of listing each tenant.

Owner (filer, spouse, domestic partner, or child):

Name(s) of Tenant(s)

Amount of Rent Paid: $_____

Amount of Rent Paid: $_____

SCHEDULE A
SOURCES OF INCOME OVER $1,000

5. Dividends & Interest

Dividends and Interest **If NONE reportable, check box →** ☐

Report the name of the source and amount of all dividends, interest and capital gains over $1,000 earned during calendar year 2006 such as Dean Witter Money Market Acct. or CD's in ABC Bank.

- List the name(s) and amount of the asset(s) (not in a retirement account) which paid you, your spouse, domestic partner or child dividends, interest or capital gains of more than $1,000 last year such as IBM stock or Cordova Municipal Bonds.

(Report the assets of a retirement account or trust on Schedule D, page 7)

Recipient (filer, spouse, domestic partner, or child):	Name of Source	Amount of Income

6. Other Income

Other Income **If NONE reportable, check box →** ☐

List each source and amount of income over $1,000 not listed elsewhere on this statement, including income from public assistance, workman's compensation, unemployment, the name of the buyer of real property; social security; retirement; the name of the person who paid alimony or child support; government entitlements; honoraria and shared living expenses.

Recipient (filer, spouse, domestic partner, or child):	Name of Source	Amount of Income

7. Gifts

Gifts **If NONE reportable, check box →** ☐

List the source and value of gifts which have a value of, or cumulative value of, more than $250 **except** gifts from a spouse, domestic partner, parent, child, sibling, grandparent, aunt, uncle, niece or nephew. **Some** examples of gifts include: cash, a debt that is forgiven, scholarships, and discounts not extended to the general public.

Recipient (filer, spouse, domestic partner or child)	Name of Source	Value of Gift

SCHEDULE B

BUSINESS INTERESTS

Business Interests **If NONE reportable, check box →** ☐

Report all business interests even if they were **NOT** a source of income to you, your spouse, domestic partner, or dependent child during **calendar year 2006.**

- List ownership interests or options to buy more than $1000 as a shareholder in publicly traded stocks that are not listed elsewhere on this form. (A list of the names of publicly traded stocks such as IBM or Intel may be listed by name only on a separate page.)
- List ownership interests or options to buy non-publicly traded companies such as a sole proprietor, shareholder, owner, partner, officer, or director including ownership interests in native corporations.
- List interests in limited liability companies.
- List director or officer position in profit and non-profit organizations.

Describe the business activity with sufficient detail to tell a reader what the organization actually does.

Name of filer, spouse, domestic partner, or child: _____

Business Name: _____

Business Address: _____

Nature of Interest: _____

Description of Business's Activity: _____

Name of filer, spouse, domestic partner, or child: _____

Business Name: _____

Business Address: _____

Nature of Interest: _____

Description of Business's Activity: _____

Name of filer, spouse, domestic partner, or child: _____

Business Name: _____

Business Address: _____

Nature of Interest: _____

Description of Business's Activity: _____

Name of filer, spouse, domestic partner, or child: _____

Business Name: _____

Business Address: _____

Nature of Interest: _____

Description of Business's Activity: _____

SCHEDULE C

REAL PROPERTY INTERESTS/RENT TO OWN

Real Property Interests **If NONE reportable, check box →** ☐

Report all property interests such as your home, neighboring lots, rent to own home, rental property, vacant, recreational, business property or limited partnerships including real estate interests held in an LLC; or held through a trust or sold during **calendar year 2006.**

Include a street address, city and state **or** complete legal description for each piece of property listed. **Do not** use mile post markers or post office boxes.

Use copies of this page if you need additional space to complete this section.

Name of filer, spouse, domestic partner, or child: ______

Street Address or Legal Description: ______

City or Borough and State: ______

Nature of Interest: ______ (Option to Buy, Ownership, Leasehold) ______ Current Use (Optional)

Name of filer, spouse, domestic partner, or child: ______

Street Address or Legal Description: ______

City or Borough and State: ______

Nature of Interest: ______ (Option to Buy, Ownership, Leasehold) ______ Current Use (Optional)

Name of filer, spouse, domestic partner, or child: ______

Street Address or Legal Description: ______

City or Borough and State: ______

Nature of Interest: ______ (Option to Buy, Ownership, Leasehold) ______ Current Use (Optional)

Name of filer, spouse, domestic partner, or child: ______

Street Address or Legal Description: ______

City or Borough and State: ______

Nature of Interest: ______ (Option to Buy, Ownership, Leasehold) ______ Current Use (Optional)

Name of filer, spouse, domestic partner, or child: ______

Street Address or Legal Description: ______

City or Borough and State: ______

Nature of Interest: ______ (Option to Buy, Ownership, Leasehold) ______ Current Use (Optional)

SCHEDULE D

BENEFICIAL INTEREST IN TRUSTS & RETIREMENT ACCOUNTS
Exceeding $1,000

Trusts & Retirement Accounts **If NONE reportable, check box →** ☐

Report each beneficial interest in a trust or retirement account held by you, your spouse, domestic partner or dependent children that exceeded $1,000 during **calendar year 2006**. Retirement accounts include **employee benefit accounts (pension and profit-sharing accounts), deferred compensation plans, and retirement accounts (IRA, 401K, SEP or Keogh)**. Assets of a trust or retirement account include stocks, bonds, mutual funds, cash accounts, CD's, real property.

- Name the trustor (the person or employer who provided the funds or assets for the trust or retirement account).
- If a trust or retirement account is self directed, also list the assets by name such as IBM stock or Templeton Growth Fund.

Name of filer, spouse or domestic partner, or child: Extent of Interest (Percent)

Name of the person, employer or entity that provided the funds or assets (Trustor)

Name(s) of the stocks, bonds, mutual funds or other assets contained in the retirement account or trust

Name of filer, spouse or domestic partner, or child: Extent of Interest (Percent)

Name of the person, employer or entity who provided the funds or assets (Trustor)

Name(s) of the stocks, bonds, mutual funds or other assets contained in the retirement account or trust

Name of filer, spouse or domestic partner, or child: Extent of Interest (Percent)

Name of the person, employer or entity who provided the funds or assets (Trustor)

Name(s) of the stocks, bonds, mutual funds or other assets contained in the retirement account or trust

Name of filer, spouse or domestic partner, or child: Extent of Interest (Percent)

Name of the person, employer or entity who provided the funds or assets (Trustor)

Name(s) of the stocks, bonds, mutual funds or other assets contained in the retirement account or trust

SCHEDULE E
LOANS, LOAN GUARANTEES, AND DEBTS OF $1,000 OR MORE

Loans, Loan Guarantees, and Debts

If NONE reportable, check box → ☐

Report the name of each creditor or lender to whom more than $1,000 was owed during **calendar year 2006** by you, your spouse, domestic partner, or dependent children.

List financial obligations including mortgages on property sold during **calendar year 2006**; loans that have been guaranteed; delinquent taxes, alimony, child support payments; medical bills; mortgage, boat and auto loans; business and personal loans; escrow's; student loans; signature loans; and promissory notes. Loans include secured, unsecured and contingent loans. Do not report credit card obligations or revolving charge accounts.

Circle whether the entity is a lender, creditor or guarantor. See page 23 of the manual for more help with this section.

Name of Debtor (filer, spouse, domestic partner or child)	Name of Lender/Creditor/Guarantor
Name of Debtor (filer, spouse domestic partner or child)	Name of Lender/Creditor/Guarantor
Name of Debtor (filer, spouse, domestic partner or child)	Name of Lender/Creditor/Guarantor
Name of Debtor (filer, spouse, domestic partner or child)	Name of Lender/Creditor/Guarantor
Name of Debtor (filer, spouse, domestic partner or child)	Name of Lender/Creditor/Guarantor
Name of Debtor (filer, spouse, domestic partner or child)	Name of Lender/Creditor/Guarantor

NATURAL RESOURCE LEASES

Natural Resource Leases

If NONE reportable, check box → ☐

List all natural resource leases, including mineral, timber, or oil leases bid held or offered during **calendar year 2006**. Report this information for yourself, your spouse, domestic partner or dependent child who was a sole proprietor, a partnership or professional corporation, a limited liability company; or a corporation in which you or your family members listed above (or a combination of them) held a controlling interest.

Leaseholder	Nature of Lease
Indicate: Bid, held or offer made	Identity of Lease and Description
Leaseholder	Nature of Lease
Indicate: Bid, held or offer made	Identity of Lease and Description

SCHEDULE F
GOVERNMENT CONTRACTS AND LEASES

Contracts and Offers to Contract **If NONE reportable, check box →** ☐

List all contracts and offers to contract with the state or instrumentality of the state or a municipality during **calendar year 2006** held, bid or offered. Report this information for yourself, your spouse, domestic partner or dependent child who was a sole proprietor, a partnership or professional corporation, a limited liability company, or a corporation in which you or your family members listed above (or a combination of them) held a controlling interest.

Name(s) of Contractor _____ Contracting Agency/Department _____

Indicate: Bid, held or offer made _____ Contract number and description _____

Name(s) of Contractor _____ Contracting Agency/Department _____

Indicate: Bid, held or offer made _____ Contract number and description _____

SCHEDULE G
CLOSE ECONOMIC ASSOCIATIONS

Close Economic Associations **If NONE reportable, check box →** ☐

Municipal Officials and Board & Commission members are **NOT** required to disclose close economic associations.

State Public Officials must disclose close economic associations with a legislator, another state public official, a lobbyist, or a Public Officer if the filer is the governor or the lieutenant governor.

A "close economic association" is a financial relationship that exists between a public official required to disclose a close economic association and some other person or entity, including a relationship where the public official serves as a consultant or advisor to, is a member or representative of, or has a financial interest in an association, partnership, limited liability company, business or corporation.

Name of Filer: _____
Please Print

Position and Department of Filer: _____

Name of Person with whom association exists: _____

Person's Status: (public official, legislator, lobbyist etc.) _____

Description of economic association: _____

_____

_____

CLOSE ECONOMIC ASSOCIATIONS (CONTINUED)

For those with a lobbyist spouse or domestic partner, report the name and address of each employer of the lobbyist and the total monetary value received from each of the lobbyist's employers:

Name & Address of Employer of Lobbyist: _____

Amount of monetary value received: _____

Name & Address of Employer of Lobbyist: _____

Amount of monetary value received: _____

Name & Address of Employer of Lobbyist: _____

Amount of monetary value received: _____

You may attach a listing of the Names & Addresses of the Employers of the Lobbyist along with the total amount of monetary value received from each employer.

You must report changes in the lobbyist's employers within 48 hours of the change.

You must disclose the formation of a new close economic association within 60 days.

CERTIFICATION

I certify under penalty of perjury that the information in this Statement is, to the best of my knowledge, true, correct and complete. A person who makes a false sworn certification which he or she does not believe to be true is guilty of perjury.

SIGNATURE	DATE
Printed Name of Filer	Place

Where to file this Statement

MUNICIPAL OFFICIALS AND CANDIDATES - File Statements with the local City or Borough Clerk in the jurisdiction where you hold or seek office

STATE CANDIDATES: - File **Candidate** Statements with the Division of Elections along with your Declaration of Candidacy

State officials: - File **initial and annual** Statements with the Alaska Public Offices Commission at:

2221 E. Northern Lights #128
Anchorage, AK 99508-4149
Telephone 907/276-4176
FAX 907/276-7018

OR

PO Box 110222
Juneau, AK 99811-0222
240 Main, Rm. 201
Telephone 907/465-4864
FAX 907/465-4832

Office of the City Clerk
City of Bethel
300 State Highway
Bethel, AK 99559-1388
Phone: (907)-543-1384
Fax: (907)-543-3817

CITY OF BETHEL REPORT OF FINANCIAL AND BUSINESS INTERESTS

This report is for City of Bethel Planning & Zoning Commission members; the City Manager, City municipal candidates; and all incumbent council members.

This report is for the preceding calendar year, so include any information about financial interests held between January 1, 2012 and December 31, 2012.

NAME: _____ **DATE:** _____

MAILING ADDRESS: _____ Bethel, AK **RESIDENCE ADDRESS:** _____ Bethel, AK

HOME PHONE: _____ **WORK PHONE:** _____ **CELL PHONE:** _____

OCCUPATION: _____ **EMPLOYER:** _____

BUSINESS: _____

OTHER SIGNIFICANT SOURCES OF INCOME (Over $1,000 annually) [Attach separate sheet(s) if necessary)]

_____

_____

_____

_____

Board Member or Significant Officer in any Organization (Please list all):

_____

_____

Do you or any family member conduct any business with the City of Bethel? If yes, please explain.

_____

Return Completed Applications to the City Clerks' Office

Do you agree to declare any potential conflict of interest with yourself or family members and any function of the office you hold/seek?_____

CERTIFICATION

I certify under penalty of perjury that the information in this report is, to the best of my knowledge, true, correct and complete. A person who makes a false sworn certification which he or she does not believe to be true is guilty of perjury.

_____

SIGNATURE DATE

_____

Printed Name of Filer

Return Completed Applications to the City Clerks' Office

Office of the City Clerk
City of Bethel
300 State Highway
Bethel, AK 99559-1388
Phone: (907)-543-1384
Fax: (907)-543-3817

APPLICATION FOR APPOINTMENT TO A COMMITTEE OR COMMISSION

Committee(s)/Commission(s) of interest:

__ **Energy Committee**
__ **Parks and Recreation Committee**
__ **Finance Committee**
__ **Public Works Committee**
__ **Port Commission**
__ **Public Safety and Transportation Commission**
__ **Planning Commission**

All Planning Commissioners are required to provide an Alaska Public Offices Commission (APOC) Statement to the City Clerk's Office within 30 days of appointment. Commissioners must continue to provide an updated APOC statement to the clerk's office by the 15th of March annually.

NAME:

MAILING ADDRESS:

RESIDENCE ADDRESS:

HOME PHONE: **WORK PHONE:**

CELL PHONE: **E-MAIL:**

OCCUPATION: **EMPLOYER:**

1. Do you (or an immediate family member) currently own or operate a business in the City of Bethel? If so please provide the name and the type of business.

2. Are you (or an immediate family member) a member of a board of directors, officer of, or hold a management position with, an organization that has financial dealings of one thousand dollars or more in value with the city of Bethel? If so please provide the name and the type of business.

3. Do you currently have a direct or indirect financial of business interest with the City of Bethel, to include contracting, leaseholder, employee? If so please provide the name and the type of business.

4. Are you a resident of the City of Bethel? __ Yes __ No If so, for how long?

5. Does your schedule permit you to regularly attend required meetings: __ Yes __ No

I understand that this is a voluntary, appointed position to be confirmed by the Bethel City Council. I further understand that this application is public information and the merits of my appointment may be discussed at a public forum. In addition, my name may be published in a newspaper or other media outlet.

I have read Chapter 2.05 of the Bethel Municipal Code regarding Responsibilities of city council members, municipal officers, appointed officials and employees-conflict of interest. I agree to comply with the code and understand that my tenure as a commission/committee member requires such compliance.

I certify that the information in this application is true and accurate.

Signature of Applicant: Date:

FOR OFFICE USE ONLY

Date Received:

Date of Council Approval: Action Memorandum Number:

Date Applicant Notified:

Term Expiration:

Registered voter of the City __Yes __ No

Return completed application to the Office of the City Clerk.

DRAFT

FOR

COUNCIL CONSIDERATION

Office of the City Clerk
City of Bethel
300 State Highway
Bethel, AK 99559-1388
Phone: (907)-543-1384
Fax: (907)-543-3817

CITY OF BETHEL REPORT OF FINANCIAL AND BUSINESS INTERESTS

This report is for City of Bethel Planning & Zoning Commission members; the City Manager, City municipal candidates; and all incumbent council members.

This report is for the preceding calendar year, so include any information about financial interests held between January 1, 2012 and December 31, 2012.

You must show your financial interests and those held by your spouse, domestic partner, non-dependent children residing with you, and depended children during the preceding calendar year.

If you, your spouse, domestic partner, noon-depended child residing with you or dependent child ("covered individual") is a sole proprietor, member of a partnership or limited liability company, shareholder in a corporation or a professional corporation in which the covered individual holds a controlling interest, or the owner of a controlling interest in another business entity, then the disclosures required under this form also apply to the covered individual's sole proprietorship, partnership, limited liability company, corporation professional corporation or the business entity.

NAME: _____ **DATE:** _____

MAILING ADDRESS: _____ Bethel, AK **RESIDENCE ADDRESS:** _____ Bethel, AK

HOME PHONE: _____ **WORK PHONE:** _____ **CELL PHONE:** _____

E-MAIL: _____

OCCUPATION: _____ **EMPLOYER:** _____

NAME OF SPOUSE OR DOMESTIC PARTNER: _____

NAME OF YOUR DEPENDENT CHILDREN: _____

OFFICE HELD OR SOUGHT: _____

TYPE OF STATEMENT (Check One)

- ☐ CANDIDATE STATEMENT — Must be filed with your declaration of candidacy.
- ☐ INITIAL STATEMENT — For newly appointed municipal officers
- ☐ ANNUAL STATEMENT — Due by April 15.

If additional pages are needed to list information, include the schedule and your name at the top of each extra page.

SCHEDULE A

SOURCES OF INCOME OVER $5,000

Salaried Employment **If NONE reportable, check box** ☐

Report the name of each employer who paid you, your spouse, domestic partner, noon-dependent children residing with you, or dependent children more than $5,000 during calendar year 2012.

Name of filer, spouse domestic partner or child: _____

Employer's Name: _____

Name of filer, spouse domestic partner or child: _____

Employer's Name: _____

Name of filer, spouse domestic partner or child: _____

Employer's Name: _____

Name of filer, spouse domestic partner or child: _____

Employer's Name: _____

Name of filer, spouse domestic partner or child: _____

Employer's Name: _____

Name of filer, spouse domestic partner or child: _____

Employer's Name: _____

Name of filer, spouse domestic partner or child: _____

Employer's Name: _____

Name of filer, spouse domestic partner or child: _____

Employer's Name: _____

Name of filer, spouse domestic partner or child: _____

Employer's Name: _____

If additional pages are needed to list information, include the schedule and your name at the top of each extra page.

SCHEDULE A –continued

SOURCES OF INCOME OVER $5,000

Self- Employment **If NONE reportable, check box** ☐

List the name and address of each self-employment business that was a source of income of more than $5,000 for you, your spouse, domestic partner, non-dependent children residing with you, or dependent child during the calendar year 2012.

If the business is non-retail, list the first and last name of each client or customer who paid the business over $5,000.

Self employment includes: sole proprietor, partnership, limited liability company, shareholder in a professional corporation; or if you held (individually or with another family member) more than 50% of the stock in a corporation.

Name of filer, spouse, domestic partner or child: _____

Business Name: _____

Retail ☐ Non-Retail ☐ (If you check non-retail, list clients/customers below.)

Name of client/customer: _____

_____

_____

Name of filer, spouse, domestic partner or child: _____

Business Name: _____

Retail ☐ Non-Retail ☐ (If you check non-retail, list clients/customers below.)

Name of client/customer: _____

_____

_____

Name of filer, spouse, domestic partner or child: _____

Business Name: _____

Retail ☐ Non-Retail ☐ (If you check non-retail, list clients/customers below.)

Name of client/customer: _____

_____

_____

If additional pages are needed to list information, include the schedule and your name at the top of each extra page.

SCHEDULE A –continued

SOURCES OF INCOME OVER $5,000

Retail Income **If NONE reportable, check box** ☐

List the name of each tenant from whom over $5,000 was received during calendar year 2012.

Owner	Tenant(s)

Gifts **If NONE reportable, check box** ☐

List the source of gifts which have a value of or cumulative value of more than $250 except gifts received from a spouse, domestic partner, parent, child, sibling, grandparent, aunt, uncle, niece or nephew.

Recipient	Name of Source

If additional pages are needed to list information, include the schedule and your name at the top of each extra page.

SCHEDULE B
REAL PROPERTY INTERESTS

Real Property Interests **If NONE reportable, check box** ☐

Report all property interest such as your home, real property leased or rented from others, rent-to-own home, rental property, vacant, recreational, business property or limited partnerships including real estate interests held in an LLC, or held through a trust or sold during calendar year 2012.

Name of filer, spouse, domestic partner or child: ______
Street Address or Legal Description: ______
City or Borough and State: ______
Nature of Interest: ______
(Option to Buy, Ownership, Leasehold)

Name of filer, spouse, domestic partner or child: ______
Street Address or Legal Description: ______
City or Borough and State: ______
Nature of Interest: ______
(Option to Buy, Ownership, Leasehold)

Name of filer, spouse, domestic partner or child: ______
Street Address or Legal Description: ______
City or Borough and State: ______
Nature of Interest: ______
(Option to Buy, Ownership, Leasehold)

Name of filer, spouse, domestic partner or child: ______
Street Address or Legal Description: ______
City or Borough and State: ______
Nature of Interest: ______
(Option to Buy, Ownership, Leasehold)

Name of filer, spouse, domestic partner or child: ______
Street Address or Legal Description: ______
City or Borough and State: ______
Nature of Interest: ______
(Option to Buy, Ownership, Leasehold)

If additional pages are needed to list information, include the schedule and your name at the top of each extra page.

SCHEDULE C
GOVERNMENT CONTRACTS AND LEASES

Contracts and offers to Contract **If NONE reportable, check box** ☐

List all contracts and offers to contracts with the sate or instrumentality of the state or a municipality (including the City of Bethel) during calendar year 2012 held, bid or offered. Report his information for yourself, your spouse, domestic partner, non-dependent children residing with you, or dependent children who was a sole proprietor, a partnership or professional corporation of which you are a member, or a corporation in which you or your family members listed above (or a combination of them) held a controlling interest.

Name (s) of Contractor	Contracting Agency/Department
Indicate: Bid, Held or offer made	Contract number and description
Name (s) of Contractor	Contracting Agency/Department
Indicate: Bid, Held or offer made	Contract number and description

If additional pages are needed to list information, include the schedule and your name at the top of each extra page.

SCHEDULE D

BUSINESS OR FINANCIAL DEALING OVER $5,000 WITH ANY MUNICIPAL OFFICER OF THE CITY OF BETHEL

Business or Financial Dealing **If NONE reportable, check box** ☐

List all business or financial dealing over $5,000 with any municipal officer of the City of Bethel during calendar year 2012. Report this information for yourself, your spouse, domestic partner, non-dependent children residing with you, or dependent child who was a sole proprietor, a partnership or professional corporation of which you are a member; or a corporation of which you are a member; or a corporation in which you or your family members listed above (or a combination of them) held an interest in.

Name of filer, spouse, domestic partner or child: _____

Business Name:_____ _____

Business Address: _____

Nature of Interest: _____

Description of Business's Activities: _____

Name of filer, spouse, domestic partner or child: _____

Business Name:_____ _____

Business Address: _____

Nature of Interest: _____

Description of Business's Activities: _____

Name of filer, spouse, domestic partner or child: _____

Business Name:_____ _____

Business Address: _____

Nature of Interest: _____

Description of Business's Activities: _____

CERTIFICATION

I certify under penalty of perjury that the information in this report is, to the best of my knowledge, true, correct and complete. A person who makes a false sworn certification which he or she does not believe to be true is guilty of perjury.

_____

SIGNATURE DATE

_____

Printed Name of Filer

Disclosure Statements

From Other Communities That Have Opted Out Of The

Alaska Public Offices Commission

Financial Disclosure Statements

CITY OF KODIAK

FINANCIAL DISCLOSURE STATEMENT FOR PUBLIC OFFICIAL (KCC 2.10.010)

Covering the period from January 1 to December 31, 2010

REPORTING OFFICIAL (KCC 2.10.020(a))

NAME:	
RESIDENCE ADDRESS:	MAILING ADDRESS:

(Indicate any changes on reverse or on additional sheet)

FAMILY MEMBERS OF REPORTING OFFICIAL

SPOUSE:

DEPENDENT CHILDREN:

NON-DEPENDENT CHILDREN LIVING WITH REPORTING OFFICIAL:

N/a		

(Continue on reverse or additional sheet if more space is needed)

TANGIBLE PERSONAL PROPERTY

Exclusive of assets having a value of less than $500, household goods, and personal property
(KCC 2.10.020(a))

REPORTING OFFICIAL

TANGIBLE PROPERTY:	

(Continue on blank sheet of paper if more space is needed)

FAMILY MEMBERS

NAME	TANGIBLE PROPERTY
N/a	

(Continue on blank sheet of paper if more space is needed)

SOURCES OF ALL INCOME OF $1,000 OR MORE RECEIVED AS DIVIDENDS OR INTEREST

(KCC 2.10.020(b)(1))

REPORTING OFFICIAL

SOURCE OF INCOME	

(Continue on blank sheet of paper if more space is needed)

FAMILY MEMBERS

NAME	SOURCE OF INCOME
N/a	

(Continue on blank sheet of paper if more space is needed)

SOURCES OF ALL OTHER INCOME OVER $5,000 INCLUDING CAPITAL GAINS
(KCC 2.10.020(b)(2))

REPORTING OFFICIAL

SOURCE OF INCOME	

(Continue on blank sheet of paper if more space is needed)

FAMILY MEMBERS

NAME	SOURCE OF INCOME

(Continue on blank sheet of paper if more space is needed)

NAME AND ADDRESS OF EACH BUSINESS ENTITY OWNED OR IN WHICH AN INTEREST WAS HELD DURING THE PRECEDING YEAR
(KCC 2.10.020(b)(3))

REPORTING OFFICIAL

NATURE OF INVOLVEMENT	NAME AND ADDRESS OF BUSINESS
N/a	

(Continue on blank sheet of paper if more space is needed)

FAMILY MEMBERS

NAME	NATURE OF INVOLVEMENT	NAME AND ADDRESS OF BUSINESS
N/a		

(Continue on blank sheet of paper if more space is needed)

NAME AND ADDRESS OF EACH BUSINESS INVOLVEMENT AS A DIRECTOR, OWNER, MANAGER, EMPLOYEE, ETC.

(KCC 2.10.020(b)(4))

REPORTING OFFICIAL

NATURE OF INVOLVEMENT	NAME AND ADDRESS OF BUSINESS

(Continue on blank sheet of paper if more space is needed)

FAMILY MEMBERS

NAME	NATURE OF INVOLVEMENT	NAME AND ADDRESS OF BUSINESS
N/a		

(Continue on blank sheet of paper if more space is needed)

REAL PROPERTY INTERESTS OWNED, INCLUDING OPTIONS TO BUY

(KCC 2.10.020(b)(5))

REPORTING OFFICIAL

IDENTITY OF PROPERTY	NATURE OF INTEREST
N/a	

(Continue on blank sheet of paper if more space is needed)

FAMILY MEMBERS

NAME	IDENTITY OF PROPERTY	NATURE OF INTEREST
N/a		

(Continue on blank sheet of paper if more space is needed)

LOANS, LOAN GUARANTEES OR OTHER FINANCIAL OBLIGATIONS OF $5,000 OR MORE

(KCC 2.10.020(b)(6))

REPORTING OFFICIAL

IDENTITY OF MAKER OF LOAN AND LOAN GUARANTOR, OR CREDITOR	NATURE AND TERMS (SECURED, PERSONAL, ETC.)

(Continue on blank sheet of paper if more space is needed)

FAMILY MEMBERS

NAME	IDENTITY OF MAKER OF LOAN AND LOAN GUARANTOR, OR CREDITOR	NATURE AND TERMS (SECURED, PERSONAL, ETC.)
N/a		

(Continue on blank sheet of paper if more space is needed)

CONTRACTS AND OFFERS TO CONTRACT WITH THE CITY OF KODIAK

(KCC 2.10.020(b)(7))

REPORTING OFFICIAL

IDENTITY OF CONTRACT	INDICATE **HELD, BID, OR OFFERED**
N/a	

(Continue on blank sheet of paper if more space is needed)

FAMILY MEMBERS OR OTHERS

NAME AND RELATIONSHIP	IDENTITY OF CONTRACT	INDICATE **HELD, BID, OR OFFERED**
N/a		

(Continue on blank sheet of paper if more space is needed)

LEASES OR OFFERS TO LEASE MINERAL, TIMBER, OIL, OR OTHER NATURAL RESOURCES

(KCC 2.10.020(b)(8))

REPORTING OFFICIAL

NATURE OF LEASE	IDENTITY OF LEASE	INDICATE HELD OR OFFERED
N/a		

(Continue on blank sheet of paper if more space is needed)

FAMILY MEMBERS

NAME	NATURE OF LEASE	IDENTITY OF LEASE	INDICATE HELD OR OFFERED
N/a			

(Continue on blank sheet of paper if more space is needed)

DECLARATION OF REPORTING OFFICIAL

I, the undersigned, declare under oath and on penalty of perjury that the statements contained in the foregoing financial disclosure statement are, to the best of my knowledge, true and accurate.

_____ SIGNATURE

_____ DATE

State of Alaska)
) s.s.
City of Kodiak)

Subscribed and sworn to before me this _____day of _____, 2011, by _____ whose identity I proved on the basis of:

_____ personal knowledge

_____ identification: _____

Witness my hand and official seal:

L.S.

Notary Public _____

My commission expires: _____

CITY OF HOMER
2012 PUBLIC OFFICIAL CONFLICT OF INTEREST DISCLOSURE STATEMENT

GENERAL INFORMATION

REQUIRED FILERS: Mayor and city council members; city board and commission members; candidates for mayor and city council.

TIME PERIOD: Include all information about your reportable financial interests and activities for the twelve months preceding the due date for this report.

REQUIRED INFORMATION: Homer City Code 1.18.043 requires you to disclose your financial interests using these forms. This includes disclosure of your own financial interests and those held by your spouse and dependent children. Use additional pages if needed.

HELP: If you have questions, contact the City Clerk at 907-235-3130.

THIS REPORT IS A SWORN STATEMENT. YOUR SIGNATURE ON THE LAST PAGE CERTIFIES THAT THIS DISCLOSURE IS TRUE, CORRECT and COMPLETE.

NAME: _____

MAILING ADDRESS: _____
Street address or post office box, city, zip code

_____
Phone: home / work / cell Fax

_____
E-mail address

NAME OF SPOUSE: _____

NAME(S) OF YOUR DEPENDENT CHILDREN: _____

▶ **IF YOU ARE A CANDIDATE: WHAT OFFICE DO YOU SEEK?**
OFFICE: _____

▶ **IF YOU ARE NOT A CANDIDATE: REPORT OFFICE HELD:**
OFFICE: _____

☐ **INITIAL STATEMENT:** Required for recently appointed city officials. **Due 30 days from appointment.** Required for candidates for mayor and city council. **Due with the declaration of candidacy.**

☐ **ANNUAL STATEMENT:** Required for incumbent public officials. **Due by November 1.**

☐ **FINAL STATEMENT:** Required for public officials after leaving office. **Due 90 days after leaving office. The final statement covers a reporting period beginning November 1 through the date you leave office.**

Complete attached Schedules B, C, E, F, and G. Schedules A and D are not required.

CITY OF HOMER
491 E. PIONEER AVENUE
HOMER, ALASKA 99603
907-235-3130

CITY OF HOMER
2012 PUBLIC OFFICIAL CONFLICT OF INTEREST DISCLOSURE STATEMENT

SCHEDULE B
BUSINESS INTERESTS

Business Interests **If NONE reportable, check box ▶ ☐**

Report business interests even if they were **NOT** a source of income to you, your spouse, domestic partner, or dependent child during the reporting period. Include non-profit corporations, businesses, associations, professional trade groups and other non-profit organizations.

- List each business in which you, your spouse, or dependent child held an interest or was a stockholder, owner, officer, director, partner, proprietor or employee during the reporting period.
- List ownership interests of more than $1,000 in a publicly traded corporation.
- List any other ownership interest in a business, including shares in non-publicly traded corporations, sole proprietorships, limited liability companies and include options to buy.

▶ **Name of filer, spouse, or dependent child:** _____

Business name: _____

Business address: _____

Nature of interest: _____

Description of business activity: _____

▶ **Name of filer, spouse, or dependent child:** _____

Business name: _____

Business address: _____

Nature of interest: _____

Description of business activity: _____

▶ **Name of filer, spouse, or dependent child:** _____

Business name: _____

Business address: _____

Nature of interest: _____

Description of business activity: _____

CITY OF HOMER
491 E. PIONEER AVENUE
HOMER, ALASKA 99603
907-235-3130

CITY OF HOMER
2012 PUBLIC OFFICIAL CONFLICT OF INTEREST DISCLOSURE STATEMENT

SCHEDULE C
REAL PROPERTY INTERESTS / RENT TO OWN

Real Property Interests **If NONE reportable, check box ▶** ☐

Report all property interests – including options to buy – owned at any time during the reporting period. Property interests include your home, a rent-to-own-home, rental property, vacant property, recreational property, business property and real estate, including real estate interests held through a limited liability company, limited partnership, or trust that were held or sold during the reporting period.

Report street address, city and state or a complete legal property description. Do not use mileposts or PO boxes.

▶ **Name of filer, spouse, or dependent child:** ______________________

Street address or legal description: ______________________

City or borough / State: ______________________

Nature of interest: ______________________ (Such as option to buy, ownership, leasehold) ______________________ Current use (optional)

▶ **Name of filer, spouse, or dependent child:** ______________________

Street address or legal description: ______________________

City or borough / State: ______________________

Nature of interest: ______________________ (Such as option to buy, ownership, leasehold) ______________________ Current use (optional)

▶ **Name of filer, spouse, or dependent child:** ______________________

Street address or legal description: ______________________

City or borough / State: ______________________

Nature of interest: ______________________ (Such as option to buy, ownership, leasehold) ______________________ Current use (optional)

▶ **Name of filer, spouse, or dependent child:** ______________________

Street address or legal description: ______________________

City or borough / State: ______________________

Nature of interest: ______________________ (Such as option to buy, ownership, leasehold) ______________________ Current use (optional)

CITY OF HOMER
2012 PUBLIC OFFICIAL CONFLICT OF INTEREST DISCLOSURE STATEMENT

SCHEDULE E
NATURAL RESOURCE LEASES

Natural Resource Leases **If NONE reportable, check box ▶ ☐**

List all natural resource leases – including mineral, timber and oil leases – bid, held, or offered during the reporting period. Report this information for yourself, your spouse, and dependent children who held the interest as a sole proprietor; member of a partnership, professional corporation or limited liability company; or through a corporation in which you and/or your family members held a controlling interest.

▶ _____ Leaseholder

_____ Nature of lease

_____ Indicate: bid, held or offer made

_____ Identity of lease and description

▶ _____ Leaseholder

_____ Nature of lease

_____ Indicate: bid, held or offer made

_____ Identity of lease and description

SCHEDULE F
GOVERNMENT CONTRACTS AND LEASES

Contracts and Offers to Contract **If NONE reportable, check box ▶ ☐**

List all contracts and offers to contract with the state or instrumentality of the state or a municipality during the reporting period. Report this information for yourself, your spouse, and dependent child who held the interest as a sole proprietor; as a member of a partnership, professional corporation, or limited liability company; or through a corporation in which you and/or your family members held a controlling interest.

▶ _____ Name of contractor

_____ Contracting agency/department

_____ Indicate: bid, held or offer made

_____ Contract number and description

▶ _____ Name of contractor

_____ Contracting agency/department

_____ Indicate: bid, held or offer made

_____ Contract number and description

CITY OF HOMER
491 E. PIONEER AVENUE
HOMER, ALASKA 99603
907-235-3130

CITY OF HOMER
2012 PUBLIC OFFICIAL CONFLICT OF INTEREST DISCLOSURE STATEMENT

SCHEDULE G
CLOSE ECONOMIC ASSOCIATIONS

Close Economic Associations **If NONE reportable, check box ▶** ☐

City officials must disclose close economic associations with a legislator, another city official, or a lobbyist.

Close economic association means a financial relationship that exists between a city official required to disclose a close economic association and some other person or entity, including a relationship where the city official serves as a consultant or advisor to, is a member or representative of, or has a financial interest in an association, partnership, limited liability company, business or corporation.

Name of filer: _____

Position and department of filer: _____

Name of person with whom association exists: _____

Person's status: (municipal official, legislator, lobbyist etc.) _____

Description of economic association: _____

For city officials with a lobbyist spouse, report the name and address of each employer of the lobbyist and the total monetary value received from each of the lobbyist's employers.

▶ Name and address of employer of lobbyist: _____

Amount of monetary value received: _____

▶ Name and address of employer of lobbyist: _____

Amount of monetary value received: _____

You must report changes in the lobbyist's employer within 48 hours of the change.
You must disclose the formation of a new close economic association within 60 days.

CERTIFICATON

I certify under penalty of perjury that the foregoing is true and that the information in this statement is, to the best of my knowledge, true, correct and complete. A person who makes a false sworn certification which he or she does not believe to be true is guilty of perjury.

SIGNATURE: _____

_____ _____
PRINT NAME OF FILER DATE AND PLACE SIGNED

Where to file:
MUNICIPAL OFFICIALS and CANDIDATES: File with Homer City Clerk

CITY OF HOMER
491 E. PIONEER AVENUE
HOMER, ALASKA 99603
907-235-3130

CITY OF KENAI

2011 PUBLIC OFFICIAL FINANCIAL DISCLOSURE STATEMENT

BACKGROUND INFORMATION

1. This report is for City of Kenai Planning & Zoning Commission members; the City Manager, the City Clerk, the City Attorney, City of Kenai municipal candidates; and incumbent Mayor and Council Members.

2. This report is for the preceding calendar year, so **include any information about financial interests held between January 1, 2010 and December 31, 2010.**

3. You must show your financial interests and those held by your spouse, domestic partner, non-dependent children residing with you, or dependent children during the preceding calendar year.

4. If you, your spouse, domestic partner, non-dependent child residing with you or dependent child ("covered individual") is a sole proprietor, member of a partnership or limited liability company, shareholder in a corporation or a professional corporation in which the covered individual holds a controlling interest, or the owner of a controlling interest in another business entity, then the disclosures required under this form also apply to the covered individual's sole proprietorship, partnership, limited liability company, corporation professional corporation or the business entity.

5. Health care providers*, certified public accountants, stock brokers, or financial advisors, attorneys and their spouses or domestic partners are not required to disclose, as sources of income, the names of individual patients or clients who received professional services. This exemption shall not apply to the identify of any corporation or other business entity having a contract with the professional producing income of $5,000 or more for services to its members or a defined group, nor to the identity of clients receiving services that do not fall within the professional's field of expertise.

6. * "Heath Care Provider" means an acupuncturist licensed under AS 08.06, an audiologist or speech language pathologist licensed under AS 08.11., a chiropractor licensed under AS 08.20, a dental hygienist licensed under AS 08.32, a dentist licensed under AS 08.36, a nurse licensed under AS 08.68, a dispensing optician licensed under AS 08.71, a naturopath licensed under AS 08.45, an optometrist licensed under AS 08.72, a pharmacist licensed under AS 08.80, a physical therapist or occupational therapist licensed under AS 08.84, a physician or physician assistant licensed under AS 08.64 a podiatrist licensed under AS 08.64, a psychologist or psychologist associate licensed under AS 08.86.

7. If you need help, call the Kenai City Clerk at (907) 283-7535, extension 231.

8. **SIGN AND DATE THIS REPORT ON THE LAST PAGE.**

NAME:_____

(Phone) **(Fax number)**

OCCUPATION:_____

MAILING ADDRESS:_____

(Current Street Address or Post Office Box) **(E-Mail Address)**

_____

(City/Town and Zip Code)

OFFICE HELD OR SOUGHT_____

OFFICE:_____TERM OF OFFICE: From _____ to _____

TITLE:_____

If additional pages are needed to list information, include the schedule and your name at the top of each extra page.

TYPE OF STATEMENT (CHECK ONE):

☐ **CANDIDATE STATEMENT** Must be filed with your declaration of candidacy

☐ **INITIAL STATEMENT** For newly appointed municipal officers

☐ **ANNUAL STATEMENT** **Due by April 15.**

SPOUSE:_____

DOMESTIC PARTNER:_____

DEPENDENT CHILDREN:_____

_____

NON-DEPENDENT CHILDREN RESIDING WITH YOU:_____

_____

If additional pages are needed to list information, include the schedule and your name at the top of each extra page.

SCHEDULE A

SOURCES OF INCOME OVER $5,000

Salaried Employment **If NONE reportable, check box** ☐

Report the name of each employer who paid you, your spouse, domestic partner, non-dependent children residing with you, or dependent children more than $5,000 during calendar year 2010.

Name of filer, spouse, domestic partner or child:_____

Employer's Name:_____

Name of filer, spouse, domestic partner or child:_____

Employer's Name:_____

Name of filer, spouse, domestic partner or child:_____

Employer's Name:_____

Name of filer, spouse, domestic partner or child:_____

Employer's Name:_____

Self-Employment **If NONE reportable, check box** ☐

List the name and address of each self-employment business that was a source of income of more than $5,000 for you, your spouse, domestic partner, non-dependent children residing with you, or dependent child during calendar year 2010.

If the business is non-retail, list the first and last name of each client or customer who paid the business over $5,000.

Self-employment includes: sole proprietor, partnership, limited liability company, shareholder in a professional corporation; or if you held (individually or with another family member) more than 50% of the stock in a corporation.

Name of filer, spouse, domestic partner or child:_____

Business Name:_____

Retail ☐ Non-Retail ☐ (If you check non-retail, list clients/customers below.)

Name of client/customer:_____

_____

_____

Name of filer, spouse, domestic partner or child:_____

Business Name:_____

Retail ☐ Non-Retail ☐ (If you check non-retail, list clients/customers below.)

Name of client/customer:_____

_____

_____

If additional pages are needed to list information, include the schedule and your name at the top of each extra page.

Schedule A – continued
SOURCES OF INCOME OVER $5,000

Rental Income **If NONE reportable, check box** ☐

List the first and last name of each tenant from whom over $5,000 was received during **calendar year 2010**.

Owner (filer, spouse, domestic partner or child)	Tenant(s)

Dividends and Interest **If NONE reportable, check box** ☐

Report the name of the source of all dividends, interest and capital gains over $5,000 earned during **CALENDAR YEAR 2010** such as Dean Witter Money market Acct. or CD's in ABC Bank.

- List the name(s) of the asset(s) (not in a retirement account) which paid you, your spouse, domestic partner or child dividends, interest or capital gains of more than $5,000 last year such as IBM stock or Cordova Municipal Bonds.
- **(Report the assets of a retirement account or trust on page 7).**

Recipient (filer, spouse, domestic partner or child)	Name of Source of Income

Other Income **If NONE reportable, check box** ☐

List each source of income over $5,000 not listed elsewhere on this statement, including income from public assistance, worker's compensation, unemployment, the name of the buyer of real property; social security; retirement; the name of the person who paid alimony or child support; government entitlements; honoraria and shared living expenses.

Recipient (filer, spouse, domestic partner or child)	Name of Source

Gifts **If NONE reportable, check box** ☐

List the source of gifts which have a value of or cumulative value of more than $250 **except** gifts received from a spouse, domestic partner, parent, child, sibling, grandparent, aunt, uncle, niece or nephew. **Some** examples of gifts include: cash, a debt that is forgiven, scholarships, and discounts not extended to the general public.

Recipient (filer, spouse, domestic partner or child)	Name of Source

If additional pages are needed to list information, include the schedule and your name at the top of each extra page.

SCHEDULE B
BUSINESS INTERESTS

Business Interests **If NONE reportable, check box** ☐

Report all business interests even if they were not sources of income to you, your spouse, domestic partner, non-dependent child residing with you, or dependent child during **calendar year 2010**.

- List ownership interests of more than $5,000 as a shareholder in publicly traded stocks that are not listed elsewhere on this form. (A list of the names of publicly traded stocks such as IMB or Intel may be listed by name only on a separate page.)
- List ownership interests in non-publicly traded companies such as a sole proprietor, shareholder, owner, partner, officer, or director including ownership interests in Native corporations.
- List interests in limited liability companies.
- List director or officer position in profit and non-profit organizations.

Describe the business activity with sufficient detail to tell a reader what the organization actually does.

Name of filer, spouse, domestic partner or child:____________________

Business Name:____________________

Business Address:____________________

Nature of Interest:____________________

Description of Business's Activity:____________________

Name of filer, spouse, domestic partner or child:____________________

Business Name:____________________

Business Address:____________________

Nature of Interest:____________________

Description of Business's Activity:____________________

Name of filer, spouse, domestic partner or child:____________________

Business Name:____________________

Business Address:____________________

Nature of Interest:____________________

Description of Business's Activity:____________________

Name of filer, spouse, domestic partner or child:____________________

Business Name:____________________

Business Address:____________________

Nature of Interest:____________________

Description of Business's Activity:____________________

If additional pages are needed to list information, include the schedule and your name at the top of each extra page.

SCHEDULE C
REAL PROPERTY INTERESTS/RENT TO OWN

Real Property Interests **If NONE reportable, check box** ☐

Report all property interests such as your home, real property leased or rented from others, rent-to-own home, rental property, vacant, recreational, business property or limited partnerships including real estate interests held in an LLC, or held through a trust or sold during **calendar year 2010.**

Include a street address, city and state **or** complete legal description for each piece of property listed. **Do not** use milepost markers or post office boxes.

Use copies of this page if you need additional space to complete this section.

Name of filer, spouse, domestic partner or child:____________________
Street Address or Legal Description:____________________
City or Borough and State:____________________
Nature of Interest:____________________ ____________________
(Option to Buy, Ownership, Leasehold) Current Use (Optional)

Name of filer, spouse, domestic partner or child:____________________
Street Address or Legal Description:____________________
City or Borough and State:____________________
Nature of Interest:____________________ ____________________
(Option to Buy, Ownership, Leasehold) Current Use (Optional)

Name of filer, spouse, domestic partner or child:____________________
Street Address or Legal Description:____________________
City or Borough and State:____________________
Nature of Interest:____________________ ____________________
(Option to Buy, Ownership, Leasehold) Current Use (Optional)

Name of filer, spouse, domestic partner or child:____________________
Street Address or Legal Description:____________________
City or Borough and State:____________________
Nature of Interest:____________________ ____________________
(Option to Buy, Ownership, Leasehold) Current Use (Optional)

Name of filer, spouse, domestic partner or child:____________________
Street Address or Legal Description:____________________
City or Borough and State:____________________
Nature of Interest:____________________ ____________________
(Option to Buy, Ownership, Leasehold) Current Use (Optional)

If additional pages are needed to list information, include the schedule and your name at the top of each extra page.

SCHEDULE D
BENEFICIAL INTEREST IN TRUSTS & RETIREMENT ACCOUNTS
Exceeding $5,000

Trusts & Retirement Accounts **If NONE reportable, check box** ☐

Report each beneficial interest in a trust or retirement account held by you, your spouse, domestic partner, non-dependent children residing with you, or dependent children that exceeded $5,000 during **calendar year 2010**. Retirement accounts include employee benefit accounts (pension and profit-sharing accounts), and retirement accounts (IRA, 401K, SEP or Keogh). Assets of a trust or retirement account include stocks, bonds, mutual funds, cash accounts, CD's, real property.

- Name the trustor (the person or employer who provided the funds or assets for the trust or retirement account).
- If a trust or retirement account is self directed, also list the assets by name such as IBM stock or Templeton Growth Fund.

Name of filer, spouse, domestic partner or child: Extent of Interest (Percent)

Name of the person, employer or entity who provided the funds or assets (Trustor).

Name(s) of the stocks, bonds, mutual funds or other assets contained in the retirement account or trust.

Name of filer, spouse, domestic partner or child: Extent of Interest (Percent)

Name of the person, employer or entity who provided the funds or assets (Trustor).

Name(s) of the stocks, bonds, mutual funds or other assets contained in the retirement account or trust.

Name of filer, spouse, domestic partner or child: Extent of Interest (Percent)

Name of the person, employer or entity who provided the funds or assets (Trustor).

Name(s) of the stocks, bonds, mutual funds or other assets contained in the retirement account or trust.

Name of filer, spouse, domestic partner or child: Extent of Interest (Percent)

Name of the person, employer or entity who provided the funds or assets (Trustor).

Name(s) of the stocks, bonds, mutual funds or other assets contained in the retirement account or trust.

If additional pages are needed to list information, include the schedule and your name at the top of each extra page.

SCHEDULE E
LOANS, LOAN GUARANTEES, AND DEBTS OF $5,000 OR MORE

NATURAL RESOURCE LEASES

Loans, Loan Guarantees, and Debts

If NONE reportable, check box ☐

Report the name of each creditor or lender to whom more than $5,000 was owed during **calendar year 2010** by you, your spouse, domestic partner, non-dependent children residing with you, or dependent children.

List financial obligations including mortgages on property sold during **calendar year 2010**; loans that have been guaranteed; mortgage, boat and auto loans; business and personal loans; escrows; student loans; signature loans; and promissory notes. Loans include secured, unsecured and contingent loans. Do not report credit card obligations or revolving charge accounts, delinquent taxes, alimony, child support payments or medical bills.

Circle whether the entity is a lender, creditor or guarantor.

Name of Debtor (filer, spouse, domestic partner or child)	Name of Lender/Creditor/Guarantor
Name of Debtor (filer, spouse, domestic partner or child)	Name of Lender/Creditor/Guarantor
Name of Debtor (filer, spouse, domestic partner or child)	Name of Lender/Creditor/Guarantor
Name of Debtor (filer, spouse, domestic partner or child)	Name of Lender/Creditor/Guarantor
Name of Debtor (filer, spouse, domestic partner or child)	Name of Lender/Creditor/Guarantor
Name of Debtor (filer, spouse, domestic partner or child)	Name of Lender/Creditor/Guarantor

Natural Resource Leases

If NONE reportable, check box ☐

List all natural resource leases, including mineral, timber, or oil leases bid, held, or offered during **calendar year 2010**. Report this information for yourself, your spouse, domestic partner, non-dependent children residing with you, or dependent child who was a sole proprietor, a partnership or professional corporation of which you are a member, or a corporation in which you or your family members listed above (or a combination of them) held a controlling interest.

Leaseholder	Nature of Lease
Indicate: Bid, held, or offer made	Identity of Lease and Description
Leaseholder	Nature of Lease
Indicate: Bid, held, or offer made	Identity of Lease and Description

If additional pages are needed to list information, include the schedule and your name at the top of each extra page.

SCHEDULE F
GOVERNMENT CONTRACTS AND LEASES

Contracts and Offers to Contract **If NONE reportable, check box** ☐

List all contracts and offers to contract with the state or instrumentality of the state or a municipality during **calendar year 2010** held, bid or offered. Report this information for yourself, your spouse, domestic partner, non-dependent children residing with you, or dependent children who was a sole proprietor, a partnership or professional corporation of which you are a member, or a corporation in which you or your family members listed above (or a combination of them) held a controlling interest.

Name(s) of Contractor

Contracting Agency/Department

Indicate: Bid, held or offer made

Contract number and description

Name(s) of Contractor

Contracting Agency/Department

Indicate: Bid, held or offer made

Contract number and description

SCHEDULE G
CONTRACTS AND OFFERS TO CONTRACT WITH THE CITY OF KENAI

Contracts and Offers to Contract **If NONE reportable, check box** ☐

List all contracts and offers to contract with the City of Kenai during **calendar year 2010** held, bid or offered. Report this information for yourself, your spouse, domestic partner, non-dependent children residing with you, or dependent children who was a sole proprietor, a partnership or professional corporation of which you are a member, or a corporation in which you or your family members listed above (or a combination of them) held a controlling interest.

Name(s) of Contractor

Contracting Agency/Department

Indicate: Bid, held or offer made

Contract number and description

Name(s) of Contractor

Contracting Agency/Department

Indicate: Bid, held or offer made

Contract number and description

Name(s) of Contractor

Contracting Agency/Department

Indicate: Bid, held or offer made

Contract number and description

Name(s) of Contractor

Contracting Agency/Department

Indicate: Bid, held or offer made

Contract number and description

If additional pages are needed to list information, include the schedule and your name at the top of each extra page.

SCHEDULE H
BUSINESS OR FINANCIAL DEALING OVER $5,000 WITH ANY MUNICIPAL OFFICER OF THE CITY OF KENAI

Business or Financial Dealing **If NONE reportable, check box** ☐

List all business or financial dealing over $5,000 with any municipal officer of the City of Kenai during **calendar year 2010**. Report this information for yourself, your spouse, domestic partner, non-dependent children residing with you, or dependent children who was a sole proprietor, a partnership or professional corporation of which you are a member; or a corporation in which you or your family members listed above (or a combination of them) held a

Name of filer, spouse, domestic partner or child:__________
Business Name:__________
Business Address:__________
Nature of Interest:__________
Description of Business's Activity:__________

Name of filer, spouse, domestic partner or child:__________
Business Name:__________
Business Address:__________
Nature of Interest:__________
Description of Business's Activity:__________

Name of filer, spouse, domestic partner or child:__________
Business Name:__________
Business Address:__________
Nature of Interest:__________
Description of Business's Activity:__________

Name of filer, spouse, domestic partner or child:__________
Business Name:__________
Business Address:__________
Nature of Interest:__________
Description of Business's Activity:__________

Name of filer, spouse, domestic partner or child:__________
Business Name:__________
Business Address:__________
Nature of Interest:__________
Description of Business's Activity:__________

If additional pages are needed to list information, include the schedule and your name at the top of each extra page.

CERTIFICATION

I certify under penalty of perjury the information in this Statement is to the best of my knowledge, true, correct and complete. A person who makes a false sworn certification which he or she does not believe to be true is guilty of perjury.

SIGNATURE	DATE
Printed Name of Filer	Place

Where to file this Statement:

MUNICIPAL OFFICIALS AND CANDIDATES -- File Statements with the

Kenai City Clerk
210 Fidalgo Avenue
Kenai, AK 99611

Telephone: (907) 283-7535, extension 231
Fax: (907) 283-5068

MEMORANDUM OF UNDERSTANDING

REGARDING ARMORY USE

This agreement is made this ___ day of _____, 2012, between and among the City of Bethel ("City") and the Lower Kuskokwim School District ("LKSD").

The City and LKSD agree to the joint use of the Armory building currently located in Bethel, Alaska.

WHEREAS both parties desire to enter into separate leases with the National Guard for use of the Armory. However, if the National Guard does not allow for two separate leases, then both parties agree that the Lessee of the Lease will have the right of a sublease to the other party.

WHEREAS LKSD and the City agree to share in the use of the Armory building and its costs to allow for the mutual benefits and enjoyment of the Armory building.

WHEREAS both LKSD and the City will each designate one point of contact for scheduling purposes for use of the building. All scheduling will be coordinated through the point of contact who will maintain a master calendar. Each party will provide written approval to the other of events or activities scheduled outside the agreed upon annual original master calendar.

WHEREAS it is acknowledged that there are costs to operate the facility, the parties agree to equally share such costs to the extent that such costs exceed any grants which may be received expressly for such purpose.

WHEREAS both the City and LKSD agree to each be separately responsible for the security of the building. Each agrees to lock and unlock the facility as needed and to inspect the facility to ensure there are no persons left inside.

WHEREAS both the City and LKSD agree to keep the premises clean. The City will be the only entity operating the bathrooms thus the City alone will be responsible for cleaning the bathrooms. All other cleaning will be done by each party respectively after each use of the Armory building facility.

WHEREAS the City agrees to indemnify and hold LKSD harmless against any and all acts and use that is non-LKSD related. During those times when the City alone is using the building, the City alone will be responsible for its occupants and any acts which occur during that time.

WHEREAS LKSD agrees to indemnify and hold the City harmless against any and all acts and use that is non-City related. During those times when LKSD alone is using the building, LKSD alone will be responsible for its occupants and any acts which occur during that time.

WHEREAS "Non-LKSD related" shall mean any activity or event scheduled at the Armory building for which the City has given its written approval, and "Non-City related" means

any activity or event scheduled at the Armory building for which the LKSD has given its written approval. Each party shall be solely responsible for risk management and liability during its events or activities.

WHEREAS both parties agree that they are merely tenants to the Armory and by using the space neither party is accepting ownership of the Armory and neither party is accepting responsibility for the demolition of the Armory.

WHEREAS both parties agree to work in good faith to resolve any maintenance issues to the Armory which the anticipated Armory Lease does not cover.

WHEREAS, both parties agree that this MOU, if adopted, will become effective upon signed by both parties and will remain in effect until June 30, 2013.

_____	_____
Lee M. Foley, City Manager	Gary Baldwin, School Superintendent
City of Bethel	Lower Kuskokwim School District
Dated: _____	Dated: _____

110

New Business

Introduced by: Finance Committee
Date: November 27, 2012
Public Hearing:
Action:
Vote:

CITY OF BETHEL, ALASKA

Ordinance #12-10

AN ORDINANCE AMENDING SECTIONS 4.20.030M, 4.20.090E, 4.20.100E OF THE BETHEL MUNICIPAL CODE, TO AMEND LOCAL PREFERENCE

WHEREAS, a local bidders preference has been a long standing provision within the Bethel Municipal Code,

WHEREAS, it is imperative to provide to local businesses a bidding preference based on its operation within Bethel, while remaining fair toward businesses that are not primarily based within the City of Bethel but wish to bid on City projects,

WHEREAS, the City of Bethel must balance the need for a local preference with that of rising project costs with limited funds available,

THEREFORE BE IT ORDAINED by the City Council of Bethel, Alaska, that the Bethel Municipal Code shall be amended and revised as follows:

SECTION 1. Classification. This ordinance is of a permanent nature and shall become a part of the Bethel Municipal Code.

SECTION 2. Amending BMC 4.20.030M. The Bethel Municipal Code section 4.20.030M, is amended as follows (new language is underlined and ~~old language is stricken out~~):

4.20.030 Definitions (M). Local Business "Local business" means:

1. A business with fixed offices or distribution points located within the boundaries of the city of Bethel for a period of at least six (6) months immediately preceding the date of the bid and intends to permanently maintain such place of business;

2. Who has a current city and state of Alaska business license to provide such goods or services; and submits a bid for goods and services under the name of the business appearing on the current city and state of Alaska business license;

3. Who is at the time of bidding or proposing in compliance with all requirements of the city sales tax ordinance; and is not delinquent in the payments of any taxes, charges or assessments owing to the City of Bethel.

4. The City Manager may require such documentation or verification by the bidder claiming to be a local business as deemed necessary to establish the requirements of this section.

5. A Bethel post office box number or residential address may not be used solely to establish status as a local business.

SECTION 3. Amending BMC 4.20.090E. The Bethel Municipal Code section 4.20.090E, is amended as follows (new language is underlined and ~~old language is stricken out~~):

4.20.090 Competitive sealed bidding E. Bid Acceptance and Bid Evaluation. Bids shall be unconditionally accepted without alteration or correction, except as otherwise authorized in this chapter. Bids shall be evaluated based on the requirements set forth in the invitation for bids, which may include criteria to determine acceptability for a particular purpose. Those criteria that will affect the bid price and be considered in evaluation for awards shall be objectively measurable, such as discounts, transportation costs, and total life cycle costs. The invitation for bids shall set forth the evaluation criteria to be used. The criteria shall include a statement that any local business submitting a bid shall be awarded where the bid by such local bidder is, in all material respects, comparable to the lowest responsible non-local bid if the amount bid by such local bidder does not exceed the lowest non-local bid by more than the following percentages, unless such an award is contrary to state or federal law or regulation or unless the Council, at its discretion, determines prior to giving notice soliciting bids that the provisions of this section shall not apply to the contract or purchases:
Non - local bid is: Local bid is not more than:
$0 - $ 500,000.00: 5 percent higher than non-local bid
$0 - $1,000,000.00: 5 percent higher than non-local bid on first $500,000.00 and 2.5 percent higher than non-local bid on amount in excess of $500,000.00 to $1,000,000.00
No additional adjustment for bids above $1,000,000.00
~~receive a five (5) percent preference in determining the lowest responsible and responsive bidder.~~ No criteria may be used in bid evaluation that is not set forth in the invitation for bids.

SECTION 4. Amending BMC 4.20.100E. The Bethel Municipal Code section 4.20.100E, is amended as follows (new language is underlined and ~~old language is stricken out~~):

4.20.100 Competitive sealed proposals. E. Evaluation Factors. The request for proposals shall state the relative importance of price and other evaluation factors. The evaluation factors shall include a statement that any local business submitting a proposal shall receive a five (5) percent preference if Local bid is not more than: $0 - $ 500,000.00, 5 percent higher than non-local bid; $0 - $1,000,000.00, 5 percent higher than non-local bid on first $500,000.00 and 2.5 percent higher than non-local bid on amount in excess of $500,000.00 to $1,000,000.00
No additional adjustment for bids above $1,000,000.00
in evaluating the proposed price.

Introduced by: Finance Committee
Date: November 27, 2012
Public Hearing:
Action:
Vote:

SECTION 5. Effective Date. This section shall become effective immediately upon the passage by the City Council.

ENACTED THIS _____ DAY OF _____ 2012, BY A VOTE OF ___IN FAVOR AND __ OPPOSED.

_____
Joseph A. Klejka , Mayor

ATTEST:

_____
Lori Strickler, City Clerk

Introduced by: City Manager Foley
Date: November 27, 2012
Public Hearing:
Action:
Vote:

CITY OF BETHEL, ALASKA

Ordinance #12-11

AN ORDINANCE AUTHORIZING THE CITY MANANGER TO ENTER INTO A LEASE AGREEMENT FOR PART OF PROPERTY LOCATED ON TOWER ROAD

WHEREAS, Faulker Walsh has indicated its desire to lease real property located on Tower Road commonly known as "the old asphalt plant site" in Bethel Alaska. (A formal legal description is not available as the property has not been surveyed.)

WHEREAS, the land has been vacant for a number of years with no other interested parties and the City desires to derive some revenue from the land;

WHEREAS, it is the intent of this LEASE to transfer from CITY to LESSEE the entire burden of compliance with present or future environmental regulations or controls with respect to LESSEE's operations on the leased land and facilities during the lease term;

WHEREAS, The Lease Term shall be from January 1, 2013 to December 31, 2013. The Lease Term shall commence on the date this LEASE is signed by CITY and that date shall be the effective date of this LEASE (the "Effective Date").

WHEREAS, The Leased Land commonly known as the "old asphalt plant site" is located on Tower Road in the City of Bethel, Alaska. Total land available = 294,030 square feet. However, the LESSEE will lease only a portion of the land currently defined as Two-Hundred Fifty (250) feet by Two-Hundred Fifty (250) feet and properly indicated on Exhibit A attached to the Lease.

WHEREAS, LESSEE shall pay, from January 1, 2013 until the end of the lease term, rent of $450.00 per month for 250 feet by 250 feet equal to 62,500 square feet of 294,030 available land. Rent shall be paid according to the following schedule: On or before the first day of each month, in advance for the ensuing month.

THEREFORE BE IT ORDAINED by the City Council of Bethel, Alaska, that:

SECTION 1. Classification. This ordinance is not permanent in nature and shall not be placed in the Bethel Municipal Code.

Introduced by: City Manager Foley
Date: November 27, 2012
Public Hearing:
Action:
Vote:

SECTION 2. Authorization of Acquisition. In accordance with Section 4.08.020(A) of the Bethel Municipal Code, the City Council hereby authorizes the City Manager to enter into a lease agreement for the portion of the land on Tower Road to be leased by Lessee.

SECTION 3. Effective Date. This ordinance shall become effective immediately upon the adoption by the Bethel City Council.

ENACTED THIS __ DAY OF DECEMBER 2012, BY A VOTE OF _ IN FAVOR AND _ OPPOSED.

_____
Joseph A. Klejka, Mayor

ATTEST:

_____
Lori Strickler, City Clerk

Introduced by: City Manager Foley
Date: November 27, 2012
Action:
Vote:

CITY OF BETHEL, ALASKA

Resolution # 12-23

A RESOLUTION BY THE CITY OF BETHEL CERTIFYING THAT THE MUNICIPALITY DID SUFFER SIGNIFICANT EFFECTS DURING THE PROGRAM BASE YEAR FROM FISHERIES BUSINESS ACTIVITIES THAT OCCURRED WITHIN THE BETHEL FISHERIES MANAGEMENT AREA

WHEREAS, AS 29.60.450 requires that for a municipality to participating the FY 2013 Alaska Shared Fisheries Business Tax Program, the municipality must demonstrate to the Department of Commerce, Community, and Economic Development that the municipality suffered significant effects during calendar year 2011 from fisheries business activities;

WHEREAS, 3 AAC 134.060 provides that if the allocation available for a fisheries management area is less than the long-form threshold value, a municipality may demonstrate that it suffered significant effects during the program base year from fisheries business activities that occurred within that fisheries management area through a resolution of the municipality's governing body;

WHEREAS, the City of Bethel is located within a fisheries management area with an allocation less than the long-from threshold value;

WHEREAS, 3AAC 134.120 provides that this resolution satisfies the Short-Form Application resolution requirements under the FY 2013 Shared Fisheries Business Tax Program;

NOW, THEREFORE, BE IT RESOLVED by the Bethel City Council, this resolution certifies that the City of Bethel did suffer significant effects during calendar year 2011 from fisheries business activities that occurred within the Bethel processing location code 7602.

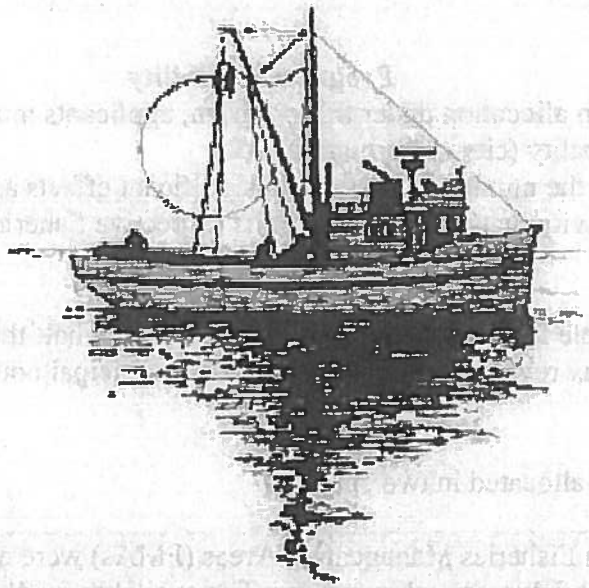
ENACTED THIS 27TH DAY OF NOVEMBER 2012, BY A VOTE OF _ IN FAVOR AND _ OPPOSED.

_____
Joseph A. Klejka, Mayor

ATTEST:

_____
Lori Strickler, City Clerk
City of Bethel, Alaska

DCCED
SHARED FISHERIES BUSINESS TAX PROGRAM
FY 13 SHORT-FORM APPLICATION FOR
FMA 6: LOWER KUSKOKWIM



APPLICATION MUST BE SUBMITTED TO DCCED NO LATER THAN DECEMBER 15, 2012

State of Alaska
Sean Parnell, Governor

Department of Commerce, Community, and Economic Development
Susan K. Bell, Commissioner

Division of Community and Regional Affairs
Scott Ruby, Director

FY 13 SHARED FISHERIES BUSINESS TAX PROGRAM

PROGRAM DESCRIPTION

The purpose of the Shared Fisheries Business Tax Program is to provide for an annual sharing of fish tax collected outside municipal boundaries to municipalities that can demonstrate they suffered significant effects from fisheries business activities. This program is administered separately from the state fish tax sharing program administered by the Department of Revenue which shares fish tax revenues collected inside municipal boundaries.

Program Eligibility

To be eligible for an allocation under this program, applicants must:

1. be a municipality (city or borough); and
2. demonstrate the municipality suffered significant effects as a result of fisheries business activity that occurred within its respective fisheries management area(s).

Program Funding

The funding available for the program this year is equal to half the amount of state fisheries business tax revenues collected outside of municipal boundaries during calendar year 2011.

Program funding is allocated in two stages:

1st Stage: Nineteen Fisheries Management Areas (FMAs) were established using existing commercial fishing area boundaries. The available funding is allocated among these 19 FMAs based on the pounds of fish and shellfish processed in the whole state during the 2011 calendar year. For example, if an area processed 10% of all the fish and shellfish processed in the whole state during 2011, then that area would receive 10% of the funding available for the program this year. These allocations are calculated based on Fisheries Business Tax Return information for calendar year 2011.

2nd Stage: If the total funding available for a Fisheries Management Area (FMA) is less than the long-form threshold value (the value determined by multiplying the number of municipalities in an area by $4,000), then one half of the allocation is divided equally among the eligible applicants in that area. The other half of the area allocation is distributed among the eligible applicants proportionate to the populations of all the eligible applicants in the area. This is known as the short-form method*.

* Because your municipality is located within a Fisheries Management Area with a total allocation less than the long-form threshold value, you have been provided a Short-Form Application.

FY 13 SHARED FISHERIES BUSINESS TAX PROGRAM

PROGRAM DESCRIPTION

Short-Form Application Method: In order to receive funding under the Short-Form Application Method, an applicant must have suffered significant effects during the program base year from fisheries business activities that occurred within its respective fisheries management area(s).

Some important definitions: The Shared Fisheries Business Tax Program provides for a sharing of State Fisheries Business Tax with municipalities that can demonstrate they suffered *significant effects* during the *program base year* from *fisheries business activity* in their respective fisheries management area.

For the purposes of this program, "fisheries business activity" means:

- activity related to fishing, including but not limited to the catching and sale of fisheries resources;
- activity related to commercial vessel moorage and commercial vessel and gear maintenance;
- activity related to preparing fisheries resources for transportation; and,
- activity related to processing fisheries resources for sale by freezing, icing, cooking, salting, or other method and includes but is not limited to canneries, cold storages, freezer ships, and processing plants.

And, "significant effects" means:

- municipal expenditures during the program base year demonstrated by the municipality to the department to be reasonable and necessary that are the result of fisheries business activities on the municipality's:
    - population;
    - employment;
    - finances;
    - air and water quality;
    - fish and wildlife habitats; and,
    - ability to provide essential public services, including health care, public safety, education, transportation, marine garbage collection and disposal, solid waste disposal, utilities, and government administration.

And, "program base year" means:

- calendar year 2011.

FY 13 SHARED FISHERIES BUSINESS TAX PROGRAM

SHORT-FORM APPLICATION for FMA 6: LOWER KUSKOKWIM

Name of Municipality: City of Bethel

Address: P.O Box 1388

Bethel, AK 99559

Contact Person: Bobby Sutton, Finance Director

Phone Number: 907-543-1376

Return this cover page along with
The attached resolution to:

Department of Commerce, Community, and
Economic Development
Division of Community and Regional Affairs
Shared Fisheries Business Tax Program
P.O. Box 110809
Juneau, AK 99811-0809

Introduced by: City Manager Foley
Date: November 27, 2012
Action:
Vote:

CITY OF BETHEL, ALASKA

Resolution # 12-24

A RESOLUTION OF THE CITY COUNCIL APPROVING THE FINAL PLAT FORTRACT B (TEN ACRES) OF THE CITY OF BETHEL RECREATIONAL CENTER SUBDIVISION, LOCATED IN THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 8 NORTH, RANGE 71 WEST, SEWARD MERIDIAN, ALASKA, AND IN THE AKIACHAK CORRIDOR, BETHEL ALASKA, 99559.

WHEREAS, the Bethel City Council (hereinafter BCC) is the Legislative body of the City of Bethel, Alaska; and

WHEREAS, the Planning Commission has approved the final plat on November 8, 2012, by Planning Commission Resolution No. 2012-3; and

WHEREAS, there are no public improvements required for this plat; and

WHEREAS, the Planning Director / Platting Officer for the City of Bethel has determined that this plat conforms to the requirements of the Final Plat, pursuant to BMC 17.16, and recommends that the Final Plat be approved.

NOW THEREFORE BE IT RESOLVED that the Bethel **CITY COUNCIL** has reviewed the Final Plat for Tract B, 10 Acres, for the development of a Recreational / Pool Facility, and hereby has approved the plat for recording in the Bethel District Recorder's Office.

ENACTED THIS 27th DAY OF NOVEMBER 2012 BY A VOTE OF _ IN FAVOR AND _ OPPOSED.

_____
Joseph Klejka, Mayor

ATTEST:

_____
Lori Strickler, City Clerk

Bethel Recording District:
After recording please return to:
City of Bethel City Clerk
PO Box 1388
Bethel, Alaska 99559

Introduced by: Council Member Robb
Date: November 27, 2012
Action:
Vote:

CITY OF BETHEL, ALASKA

Resolution # 12-25

CITY OF BETHEL SUPPORT FOR THE INSTITUTIONAL COORIDOR

WHEREAS, the Bethel City Council is a seven-member body elected by resident voters of Bethel to act in the best interest of the community;

WHEREAS, Several major institutions are located along a short distance of the Chief Eddie Hoffman Highway. These include US Fish and Wildlife Service, Yukon Kuskokwim Health Corporation, the Delta Regional Hospital, YK Correctional Facility, Bethel Youth Facility, a new Swanson's store (under construction), State of Alaska Public Health Service, the US Post Office, Allanavik Hotel, VIP restaurant, Pre-maternal home (under construction) and the Long Term Care Facility (under construction).

WHEREAS, The institutions located along Chief Eddie Hoffman Highway are requesting state capitol to develop the "Institutional Cooridor" providing piped water and sewer.

WHEREAS, Piped water and sewer would increase the health and infrastructure of these important institutions

WHEREAS, Piped water and sewer would increase the financial viability of these institutions, and allow them to concentrate their efforts on their missions and not on water projects

WHEREAS, These institutions are major employers in town, greatly support the local and regional economy, and provide needed services to the people of Bethel and the YK

NOW, THEREFORE, BE IT RESOLVED that the Bethel City Council, as elected representatives of the community and City of Bethel, support in principal the construction of the Institutional Corridor water and sewer project.

ENACTED THIS 27 DAY OF November 2012 BY A VOTE OF _ IN FAVOR AND _ OPPOSED.

_____
Joseph Klejka, Mayor

ATTEST:

_____
Kajena Baty, City Clerk

City of Bethel Action Memorandum

Action memorandum No.	12-34		
Date action introduced:	11-27-12	Introduced by:	Mayor Klejka
Date action taken:		Approved	▒ Denied
Confirmed by:			

SUBJECT/ACTION: *Approve Mayor Klejka's appointment of Susan Taylor to the Parks & Recreation Committee.*

Route to:	Department/Individual:	Initials:	Remarks:
X	Parks and Recreation Director		

Attachment(s): Application

Amount of fiscal impact		Account information:
X	No fiscal impact	
	Funds are budgeted for.	
	Funds are not budgeted. Budget modification is required. Affected account number:	

Action memorandum 12-34 is sponsored by Mayor Klejka at the request of the City Clerk.

Susan Taylor has requested appointment to the Parks & Recreation Committee. If appointed, she would be appointed to a term of three years.

Office of the City Clerk
City of Bethel
300 State Highway
Bethel, AK 99559-1388
Phone: (907)-543-1384
Fax: (907)-543-3817

APPLICATION FOR APPOINTMENT TO A COMMITTEE OR COMMISSION

Committee(s)/Commission(s) of interest:

- _ Energy Committee
- X Parks and Recreation Committee
- _ Finance Committee
- _ Public Works Committee
- _ Port Commission
- _ Public Safety and Transportation Commission
- _ Planning Commission

All Planning Commissioners are required to provide an Alaska Public Offices Commission (APOC) Statement to the City Clerk's Office within 30 days of appointment. Commissioners must continue to provide an updated APOC statement to the clerk's office by the 15th of March annually.

NAME: Susan E Taylor

MAILING ADDRESS: P.O. Box

RESIDENCE ADDRESS:

HOME PHONE: (907) **WORK PHONE:** (907)

CELL PHONE: none **E-MAIL:**

OCCUPATION: **EMPLOYER:**

1. Do you (or an immediate family member) currently own or operate a business in the City of Bethel? If so please provide the name and the type of business.

No

Return completed application to the Office of the City Clerk.

2. Are you (or an immediate family member) a member of a board of directors, officer of, or hold a management position with, an organization that has financial dealings of one thousand dollars or more in value with the city of Bethel? If so please provide the name and the type of business.

NO

3. Do you currently have a direct or indirect financial of business interest with the City of Bethel, to include contracting, leaseholder, employee? If so please provide the name and the type of business.

NO

4. Are you a resident of the City of Bethel? X Yes __ No If so, for how long?

5. Does your schedule permit you to regularly attend required meetings: X Yes __ No

I understand that this is a voluntary, appointed position to be confirmed by the Bethel City Council. I further understand that this application is public information and the merits of my appointment may be discussed at a public forum. In addition, my name may be published in a newspaper or other media outlet.

I have read Chapter 2.05 of the Bethel Municipal Code regarding Responsibilities of city council members, municipal officers, appointed officials and employees-conflict of interest. I agree to comply with the code and understand that my tenure as a commission/committee member requires such compliance.

I certify that the information in this application is true and accurate.

Signature of Applicant: [signature] Date: 11/5/12

FOR OFFICE USE ONLY

Date Received:

Date of Council Approval: Action Memorandum Number:

Date Applicant Notified:

Term Expiration:

Registered voter of the City __Yes __ No

Return completed application to the Office of the City Clerk.

City of Bethel Action Memorandum

Action memorandum No.	AM 12-35		
Date action introduced:	11-27-2012	Introduced by:	Council Member Robb
Date action taken:		☐ Approved	☐ Denied
Confirmed by:			

SUBJECT/ACTION:

Authorize City Council to purchase (up to $200) baby present for Lori Strickler, City Clerk

Route to:	Department/Individual:	Initials:	Remarks:
X	City Manager		
X	Finance		
X	Planning		
X	Public Works		

Amount of fiscal impact		Account information:
	No fiscal impact	
	Funds are budgeted for.	
	Funds are not budgeted. Budget modification is required. Affected account number:	10-52 684

The City Clerk is a direct employee of the Bethel City Council. Our city clerk recently had a baby. As a gesture of employee appreciation and for her public service, the Bethel City Council will provide a baby gift for her and her family.

City of Bethel Action Memorandum

Action memorandum No.	AM 12-36		
Date action introduced:	11-27-2012	Introduced by:	City Manager Foley
Date action taken:		▒ Approved	▒ Denied
Confirmed by:			

SUBJECT/ACTION:

Approval of the Construction Contract for the

Yukon-Kuskokwim Regional Aquatic Health & Safety Center.

Route to:	Department/Individual:	Initials:	Remarks:
X	City Manager		
X	Finance		
X	Planning		
X	Public Works		

Amount of fiscal impact		Account information:
	No fiscal impact	
	Funds are budgeted for.	
	Funds are not budgeted. Budget modification is required. Affected account number:	

The contract is the final action for the City of Bethel to begin construction work on the YK Regional Aquatic Health & Safety Center.

Mayor's Report

DELTA
TOBACCO CONTROL ALLIANCE

The Honorable Joseph Klejka
City of Bethel
P.O. Box 1388
Bethel, AK 99559

October 17, 2012

RE: Support of an Excise Tobacco Tax for the City of Bethel

Dear Mayor Klejka and Bethel City Council:

Alaska has made great strides in tobacco prevention, but there is still much work to be done. The Delta Tobacco Control Alliance is a diverse community coalition that supports tobacco prevention in Bethel, and the YK Delta. We are working together to build a healthier, tobacco-free region by preventing children from using tobacco and eliminating second hand smoke exposure.

In the YK Delta, nearly 50% of our teens have used tobacco. Fortunately, we have good evidence around what works to reduce tobacco use in youth. If utilized as part of a comprehensive plan, a tobacco tax is a proven strategy to help prevent youth from using tobacco products.

"A 10% increase in the price of cigarettes can reduce consumption by nearly 4% among adults and can have an even greater effect among youth and other price-sensitive groups."

Protecting our children from known health hazards is a shared responsibility. By signing below, we indicate our support of the DTCA's mission to implement a tobacco tax in the City of Bethel.

We urge you, as elected leaders within our community, to join with us and commit to the healthy future and well being of all our young people.

Sincerely,

Anne Kosacheff MS, PT, CO

Anne Kosacheff, Owner: Anne's Physical Therapy and Massage

DELTA
TOBACCO CONTROL ALLIANCE

The Honorable Joseph Klejka
City of Bethel
P.O. Box 1388
Bethel, AK 99559

October 8, 2012

RE: Support of an Excise Tobacco Tax for the City of Bethel

Dear Mayor Klejka and Bethel City Council:

Alaska has made great strides in tobacco prevention, but there is still much work to be done. The Delta Tobacco Control Alliance is a community coalition that supports tobacco prevention. We are working together to build a healthier, tobacco-free region by preventing children from using tobacco and eliminating second hand smoke exposure.

In the YK Delta, nearly 50% of our teens have used tobacco. Fortunately, we have good evidence around what works to reduce tobacco use in youth. If utilized as part of a comprehensive plan, a tobacco tax is a proven strategy to help prevent youth from using tobacco products.

"A 10% increase in the price of cigarettes can reduce consumption by nearly 4% among adults and can have an even greater effect among youth and other price-sensitive groups."

Protecting our children from known health hazards is everyone's responsibility. By signing below, we indicate our support of the DTCA's mission to implement a tobacco tax in the City of Bethel.

We urge you, as leaders within our community, to join with us and commit to the healthy future and well being of all our young people.

Sincerely,

Penny Piper RN MSN

Name, Title Bethel Public Health Nurse Manager

RECEIVED IN CITY CLERK'S OFFICE ON: 10/19/12
COPIES FORWARDED TO:

YUKON-KUSKOKWIM HEALTH CORPORATION

"Working Together to Achieve Excellent Health"

September 19, 2012

The Honorable Joseph Klejka
City of Bethel
P.O. Box 1388
Bethel, AK 99559

RE: Support of an Excise Tobacco Tax for the City of Bethel

Dear Mayor Klejka and Bethel City Council:

Alaska has made great strides in tobacco prevention, but there is still much work to be done. The Delta Tobacco Control Alliance is a diverse community coalition that supports tobacco prevention in Bethel, and the YK Delta. We are working together to build a healthier, tobacco-free region by preventing children from using tobacco and eliminating second hand smoke exposure.

In the YK Delta, nearly 50% of our teens have used tobacco. Fortunately, we have good evidence around what works to reduce tobacco use in youth. If utilized as part of a comprehensive plan, a tobacco tax is a proven strategy to help prevent youth from using tobacco products.

"A 10% increase in the price of cigarettes can reduce consumption by nearly 4% among adults and can have an even greater effect among youth and other price-sensitive groups."

Protecting our children from known health hazards is a shared responsibility. The Yukon-Kuskokwim Health Corporation is in support of the DTCA's mission to implement a tobacco tax in the City of Bethel.

We urge you, as elected leaders within our community, to join with us and commit to the healthy future and well being of all our people.

Sincerely,

Gene Peltola
President / CEO

RECEIVED IN CITY
CLERK'S OFFICE ON: 10/19/12
COPIES FORWARDED TO: Council

P.O. Box 528 • Bethel, Alaska 99559 • 907-543-6000 • 1-800-478-3321

YUKON-KUSKOKWIM HEALTH CORPORATION
P.O. Box 287 • Bethel, Alaska 99559 • 907-543-6000 • 1-800-478-3321

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10/10/2012
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Joseph Klejka
City of Bethel
Box 1388
Bethel, Alaska
99559

9955981388

DELTA
TOBACCO CONTROL ALLIANCE

The Honorable Joseph Klejka
City of Bethel
P.O. Box 1388
Bethel, AK 99559

September 25, 2012

RE: Support of an Excise Tobacco Tax for the City of Bethel

Dear Mayor Klejka and Bethel City Council:

Alaska has made great strides in tobacco prevention, but there is still much work to be done. The Delta Tobacco Control Alliance is a diverse community coalition that supports tobacco prevention in Bethel, and the YK Delta. We are working together to build a healthier, tobacco-free region by preventing children from using tobacco and eliminating second hand smoke exposure.

In the YK Delta, nearly 50% of our teens have used tobacco. Fortunately, we have good evidence around what works to reduce tobacco use in youth. If utilized as part of a comprehensive plan, a tobacco tax is a proven strategy to help prevent youth from using tobacco products.

"A 10% increase in the price of cigarettes can reduce consumption by nearly 4% among adults and can have an even greater effect among youth and other price-sensitive groups."

Protecting our children from known health hazards is a shared responsibility. By signing below, we indicate our support of the DTCA's mission to implement a tobacco tax in the City of Bethel.

We urge you, as elected leaders within our community, to join with us and commit to the healthy future and well being of all our young people.

Sincerely,

Pastor

Name, Title

Bethel Family Clinic
Box 1908
Bethel, Alaska 99559

The Honorable Joseph Klejka
City of Bethel
PO Box 1388
Bethel, Alaska 99559

October 26, 2012

RE: Support of an Excise Tobacco Tax for the City of Bethel

Dear Mayor Klejka and Bethel City Council;

Alaska has made great strides in tobacco prevention, but there is still much work to be done. The Bethel Family Clinic support tobacco prevention and has joined Mission 100 Alaska. We are working to build a healthier, tobacco-free region by preventing children from using tobacco and offering smoking cessation products to our patients.

In Alaska, over one-fifth of all adults smoke. Young adults remain a priority group for tobacco prevention efforts. In 2010, almost one-third young adults age 18-29 reported being a smoker. This proportion has remained about the same since 1996, and more than half of all current smokers (57%) were smoking by the time they were 17 years old.

Tobacco-related diseases are a major cause of sky-rocketing medical costs. Treating tobacco use and dependence can prevent the development of many costly chronic diseases, including heart disease, cancers, and lung diseases. In 2010, tobacco use cost Alaska $348 million in direct medical expenditures and an additional $231 million in lost productivity due to tobacco-related deaths. Tobacco treatment is cost-effective no matter how it is calculated (e.g., cost per quality-adjusted-life-year saved (QALY), cost per quit, health care costs and utilization pre-and post-quit, and return on investment (ROI).

Bethel Family Clinic and its Board of Directors support the Delta Tobacco Control Alliance in their efforts that the City imposes an excise tax for tobacco products in the City of Bethel. We would like to see that these funds collected be provided as grants to the Delta Tobacco Alliance and Bethel Family Clinic so that we can provide smoking cessation products to those that cannot afford them.

We urge you to join with us and commit to the healthy future of our community.

Sincerely,

LaTesia Guinn
Executive Director

(907)543-3773 Fax (907)543- 3545

Teens Acting Against Violence

Tundra Women's Coalition

The Honorable Joseph Klejka
City of Bethel
P.O. Box 1388
Bethel, AK 99559

October 26, 2012

RE: Support of an Excise Tobacco Tax for the City of Bethel

Dear Mayor Klejka and Bethel City Council:

Alaska has made great strides in tobacco prevention, but there is still much work to be done. The Delta Tobacco Control Alliance is a community coalition that supports tobacco prevention. We are working together to build a healthier, tobacco-free region by preventing children from using tobacco and eliminating second hand smoke exposure.

In the YK Delta, nearly 50% of our teens have used tobacco. Fortunately, we have good evidence around what works to reduce tobacco use in youth. If utilized as part of a comprehensive plan, a tobacco tax is a proven strategy to help prevent youth from using tobacco products.

"A 10% increase in the price of cigarettes can reduce consumption by nearly 4% among adults and can have an even greater effect among youth and other price-sensitive groups."

Protecting our children from known health hazards is everyone's responsibility. By signing below, we indicate our support of the DTCA's mission to implement a tobacco tax in the City of Bethel.

We urge you, as leaders within our community, to join with us and commit to the healthy future and well being of all our young people.

Sincerely,

Katherine D'Onfro & Lauren Vilardo, TAAV Coordinators
907-543-3444
Kc_donfro@twcpeace.org & Lauren_vilardo@twcpeace.org

DELTA
TOBACCO CONTROL ALLIANCE

The Honorable Joseph Klejka
City of Bethel
P.O. Box 1388
Bethel, AK 99559

Rec'd after 11-6-2012 meeting

October 22, 2012

RE: Support of an Excise Tobacco Tax for the City of Bethel

Dear Mayor Klejka and Bethel City Council:

Alaska has made great strides in tobacco prevention, but there is still much work to be done. The Delta Tobacco Control Alliance is a diverse community coalition that supports tobacco prevention in Bethel, and the YK Delta. We are working together to build a healthier, tobacco-free region by preventing children from using tobacco and eliminating second hand smoke exposure.

In the YK Delta, nearly 50% of our teens have used tobacco. Fortunately, we have good evidence around what works to reduce tobacco use in youth. If utilized as part of a comprehensive plan, a tobacco tax is a proven strategy to help prevent youth from using tobacco products.

"A 10% increase in the price of cigarettes can reduce consumption by nearly 4% among adults and can have an even greater effect among youth and other price-sensitive groups."

Protecting our children from known health hazards is a shared responsibility. By signing below, we indicate our support of the DTCA's mission to implement a tobacco tax in the City of Bethel.

We urge you, as elected leaders within our community, to join with us and commit to the healthy future and well being of all our young people.

Sincerely,

Maro Kargas, Dimitris Restaurant Owner

Maro Kargas

DELTA
TOBACCO CONTROL ALLIANCE

Rec'd after 11-6-2012 meeting

The Honorable Joseph Klejka
City of Bethel
P.O. Box 1388
Bethel, AK 99559

October 29, 2012

RE: Support of an Excise Tobacco Tax for the City of Bethel

Dear Mayor Klejka and Bethel City Council:

Alaska has made great strides in tobacco prevention, but there is still much work to be done. The Delta Tobacco Control Alliance is a diverse community coalition that supports tobacco prevention in Bethel, and the YK Delta. We are working together to build a healthier, tobacco-free region by preventing children from using tobacco and eliminating second hand smoke exposure.

In the YK Delta, nearly 50% of our teens have used tobacco. Fortunately, we have good evidence around what works to reduce tobacco use in youth. If utilized as part of a comprehensive plan, a tobacco tax is a proven strategy to help prevent youth from using tobacco products.

"A 10% increase in the price of cigarettes can reduce consumption by nearly 4% among adults and can have an even greater effect among youth and other price-sensitive groups."

Protecting our children from known health hazards is a shared responsibility. By signing below, we indicate our support of the DTCA's mission to implement a tobacco tax in the City of Bethel.

We urge you, as elected leaders within our community, to join with us and commit to the healthy future and well being of all our young people.

Sincerely,

Owner, Lucy's Cache

Lucy Crow

Manager's Report

Management Team Reports

PARKS & RECREATION MEMORANDUM

DATE: November 5, 2012
TO: Lee Foley

FROM: Ronda Sargent, Acting Director
SUBJECT: OCTOBER 2012 CITY MANAGERS REPORT

Programs/Divisions

- Seasonal/Special Projects
  - We partnered with TWC TAAV program for a teen dance held at the Youth Center on October 12. Good attendance and fun was had by all. Tracy Liberty is donating the use of her lights to TWC for a dance.
  - Preparing for our first Punkin Chunkin- a family activity where you put the old Jack O' Lanterns and Pumpkins from Halloween in a catapult and "chuck-em"!
- 4-H Activities
  - This month our goal was to have the kids say the 4-H Pledge everyday at 4 pm. The staff has really worked hard on the schedule with the kids and it is becoming a routine!
  - Next month's goal is to work on the responsibility of our behavior. Especially regarding bullying.
- 4-H Afterschool Arts & Crafts
  - This month the kids made key chains, friendship bracelets, fleece scarves, Halloween buckets out of #10 cans, paper bats and 3D pumpkins, ghosts and spiders. We had a Scary face tattoo day and Halloween party games and costume fashion show on Halloween.
- 4-H Afterschool Recreation
  - This month the games included crack the whip, lap sit, ghost in the graveyard, zombie game, pin the spider on the web, kickball on warmer days, and Halloween scramble.
  - For the Halloween party the kids did a fashion show, bobbed for apples, and did a scavenger hunt.
- 4-H Science
  - This month was focus on the construction of the Trebuchet Catapult for Punkin Chunkin. The first thing we did was make a small version out of chopsticks, then the kids helped Ricky build a medium version that was about 4 feet high and they tested it at BYC playground. Next was the 16 foot high version, about 12 kids helped Ricky at different stages to build it.
  - Punkin Chunkin will be held after Halloween.

- 4-H Afterschool attendance
- Foods Programs
  - We completed all of the requirements for the CACFP administrative review
  - We have completed re-training on areas that we missed on our administrative review
  - We submitted the PY 13 update application for the CACFP At-Risk Snack program
- Grants
  - No new grant work this month
- Log Cabin
  - Rentals this month include Strong Women, Kozy Kusko Quilters, and 3 birthday parties.
  - Our barge order was received and put away in our storage room at the Log Cabin.
- Parks
  - We have receives the 12 Interruptive Trail Signs Posts from Shorty's Shop. They look great. It will take a good amount of effort to destroy these posts.
  - There has been some damage to the boardwalk around where the pit area is due to a small fire that seems to have happened.
  - We held a community education meeting about Tundra Ridge Park on October 26. 6 adults and 6 children came. We passed out safety information, gave an update on park progress and plans for next season, and answered questions.

Staffing Issues/Concerns/Training

- Held training with the Director of Tundra Center about proper Community Work Service participant check out.
- Staffing changes back to winter level during this month due to the close of Parks season

Budget/Financial

- Budget is looking right on track. We are at 33% expenditures with 34% of the year elapsed. Revenue is at 21%.

Kudos/Thanks

- Thank You/Kudos
  - Thank you to AVCP wood program for donating firewood for the Tundra Ridge Park meeting
  - Thank you to Shane Iverson for loaning us a fire pit for the Tundra Ridge Park meeting
  - Matt Reed for driving through Tundra Ridge posting flyers
  - Thank you to City Manager Foley for attending the Tundra Ridge Park meeting.

PORT OF BETHEL

Post Office Box 1388
Bethel, Alaska 99559
Voice: 907-543-2310
Fax: 907-543-2311

TO: Lee Foley, Bing Santamour

FROM: Peter A. Williams, Port Director

SUBJECT: October 2012 Managers Report

Small Boat Harbor

- Floats were removed starting Oct. 9th and the uplands prepared for dredging that is to start in Feb. 2013
- Larson Consulting and K&L Gates were paid for the survey and legal work determining the boundaries of the SBH, plat 82-13. The next step will be to obtain the sub-surface rights from the Calista Corp. there are 59 ½ acres and they have proposed a purchase price of $250.00 per acre. The last issue is out of control and that is Tract 37 (BLM ?) has to be surveyed so that Tract 37 can be patented and Plat 82-13 transferred legally from BNC to the City of Bethel.
- The State of Alaska boating & Safety Program sponsors the Kids Don't Float Program along with signage & literature. I would like to see if the Port of Bethel could help with this program. With SBH attendants working 24/7 at the SBH this seems like a natural fit for the Port to participate in.
-Alaska Marine Safety Association (AMSEA) provides instructors for hands on instruction in boating safety. These programs are short 2-3 day courses and would benefit our employees. They have a two day course just for women and programs for children. There course to provide for USCG licensing also.
They have not been in Bethel since 2001. This region leads the state in small boat drowning.
- There has been a good response in regards to asking people to put boats into storage and removing cars from the parking areas.
-Street lights were turned off Oct. 15th, L.E.D. lighting was installed Nov. 1st we will keep them on and see what the costs are at the end of Nov. 2012.

East Addition

- Still waiting to hear from the BIA with regards to Jung & Active Parcels.

City Dock

- Design work with the COE for the East Timber Wall should start Nov. 15th.
- The last freight barge departed Oct. 20th.
-There are 19 vessels in winter storage; there is a fair amount of freight & Equipment that will be billed for storage this winter on a monthly basis.
-The dock has been cleaned up for winter. The light plants are available and ready to use if needed.

Port Commission

- We had a meeting Oct. and it was requested that a letter be sent to the Planning Commission voicing the Port Commission's concern about the access to the new Swanson's complex from Beach #2, and the expected congestion at Beach #2 after this complex is completed.

Seawall
Fencing here and there needs repair.

Petro Yard & Beach #2
Will be usable for the winter.
Petro Port
Cleaned up for the winter.
Equipment
-Telehandler still needs repairs.
The new excavator is about ready for use and will be put into operation shortly.

I recently attended the Alaska Assoc. of Harbormasters and Port Administrators and have included my Cert. Of Training to show some of the topics discussed.

Peter A. Williams
Port Director

Alaska Association of Harbormasters and Port Administrators

CERTIFICATE OF

TRAINING

This certifies that during the 2012 Conference held in Sitka, AK

Peter A. Williams

completed 12 hours of continuing education on October 25, 2012 addressing the following marina industry concerns to include:

1 Hr – Certificates of Adequacy & TWIC update – Brett Farrell, Alaska Marine Exchange

1 Hr - Concrete Degradation – Tom Spencer, Moffat & Nichol

.25 Hr – Marine Safety – Jerry Dzugan, Alaska Marine Safety Association

1.25 Hr - Harbor Master Plan – Dick Somerville, PND & Mike Fisher, Northern Economics

.50 Hr – Invasive Species in Alaskan Harbors – Marnie Chapman, University of Alaska Southeast

.25 Hr – Career Training for Ports & Marinas – Marian Allen, University of Alaska Southeast

1 Hr –Clean Harbors Certification Program –Rachel Lord, Cook Inletkeeper Outreach Coordinator

2 Hr - Port of Sitka & Facilities & Allen Marine Floating Dry Dock Tour –Stan Eliason, Sitka Harbormaster

1 Hr – Subsea Maintenance – John Juettner, Global Diving

.75 Hr - Derelict & Abandoned Vessels Work – Michael Lukshin, P.E., Ports & Harbors Engineer ADOPFT.

1 Hr – Recreational Boating Safety Program – Joseph McCullough of DNR

.25 Hr – Federal Bureau of Investigations Introduction – Meredith Garcia

.25 Hr – MSGP & Water Quality Outreach – Shane Serrano, Environmental Specialist – DEC

1 Hr – Sea Lion Behavior & Means of Hazing – Kate Savage of National Marine Fisheries Service

.50 Hr - Business Retention and Expansion Survey of Marine Trade Businesses – Statewide Results – Glenn Haight of Division of Economic Development

1 Hr – Mass Rescue Operations – LCDR Jason Boyer of the USCG

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

October 2012 Monthly Report

Personnel:

CSP officers Wadell and Nelson are attending EMT training this month in addition to CSP duties.

We have made an offer to Manuel Bobbio for the position of CSP officer and he is scheduled to be in Bethel in December.

We have several officer candidates in the selection process for Officer Symmes' position, who had to resign due to medical issues.

Sgt. Corbett attended the ICS 300 class here in Bethel this month.

Dispatchers Elarton and Hirsch have both graduated the Public Safety Telecommunicator instructor class thru APCO. They are both now enrolled in the Communications Training Officer (FTO) program. Both are also enrolled in the EMD course as we begin to transition to an EMD (Emergency Medical Dispatch) capability and have trainers here for EMD. We may send one other dispatcher to EMD but that is pending on availability. Dispatch Supervisor Taylor is enrolled in the Dispatch Supervisor course.

Operations:

Officers responded to 1054 calls this month, 101 resulting in cases which resulted in 45 adult arrests and 3 juveniles referred for prosecution. Out of the 101 cases, 90 cases were cleared by arrest or in another manner (90%). Of note were:

- 18 assault calls were responded to- 15 arrests.
- 4 Sexual Assaults- several still pending evaluation of charges.
- 7 Thefts- 2 arrests
- 0 Stolen Vehicles
- 2 DUI
- 1 Burglaries were reported
- 6 (1 injury) total accidents- 1 arrest.

Several noteworthy cases include:

- On 10-2-12 at approx. 1717 hrs, Officers responded to Kasayuli for the report of a man stopping cars, kicking cars, breaking windshields and threatening the drivers.

fully across the road due to their inability to multitask the driving, cell phone and radio. We will be discussing remedies with the PSTC this month.

Dispatch handled 1273 calls for service last month: AST 81, BFD 138, BPD 1054, OCS 0, and Probation 0.

CSP:

Oct.Stats: 61 males, 37 females, 34 residents, 64 non res., 17 to YKCC, 60 to Sobering Center, 4 to YKHC, 5 to private residence and 12ATCFS (Able to Care for Self)-. **Total** Sept. was 99, August was 102, July was 85, June was 42, May was 25, April was 25, March was 35, February was 39, January was 23, December was 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.

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.

Animal Control:

The following are the dispositions of the animals impounded:

- 14 total dogs impounded during the month
- 9 Returned to owner
- 1 Euthanized
- 0 Dogs still impounded
- 0 Cats still impounded
- 5 released to BFK9
- 0 Adopted

Bethel Friends of Canines = BFK9.

November 2nd 2012, Larry Elarton Chief of Police

Arrest Report

10/01/2012 - 10/31/2012

Bethel Police Department
220 Chief Eddie Hoffman Hwy.
Bethel AK., 99559
907-543-3781

CLASSIFICATION	NUMBER OF ARRESTS
ASSAULT	16
CONTROLLED SUBSTANCE	1
DOMESTIC PROBLEM	2
DUI	1
HARASSMENT	1
HEALTH/SAFETY	1
MENTAL SUBJECT	1
MISC INCIDENTS	1
OBSTRUCT JUSTICE	6
OBSTRUCT POLICE	2
OTHER CRIMES AGAINST SOCIETY	4
OTHER SEX OFFENSE	1
PUBLIC PEACE	5
THEFT	3
TRAFFIC ACCIDENT	1
TRAFFIC PROBLEM	1

47

Department Incident Activity Report

BPD
10/01/2012 – 10/31/2012

Classification	Events Rptd	Unfounded	Actual	Clr Arrest	Clr Exception	Clr Juveniles	Total Clr	Percent Clr
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
ARSON	1	0	1	0	0	0	1	100.0
ARSON, STORAGE, UNINHABITED	1	0	1	0	0	0	1	100.0
ASSAULT	18	0	18	15	0	0	18	100.0
AGGRAVATED ASSAULT, FAMILY, KNIFE/CUT INSTR	1	0	1	0	0	0	1	100.0
AGGRAVATED ASSAULT, POLICE OFFICER, OTH WEAPON	1	0	1	1	0	0	1	100.0
SIMPLE ASSAULT	16	0	16	14	0	0	16	100.0
ASSIST OTHER AGENCY	1	0	1	0	0	0	0	0.0
ASSIST OTHER AGENCY	1	0	1	0	0	0	0	0.0
BURGLARY	1	0	1	0	0	0	1	100.0
BURGLARY, UNFORCED ENTRY RESIDENCE	1	0	1	0	0	0	1	100.0
CONTROLLED SUBSTANCE	2	0	2	1	1	0	2	100.0
MARIJUANA, POSSESSION	2	0	2	1	1	0	2	100.0
DAMAGED PROPERTY	4	0	4	0	0	0	3	75.0
DAMAGED PROPERTY, PRIVATE	4	0	4	0	0	0	3	75.0
DOMESTIC PROBLEM	2	0	2	2	0	0	2	100.0
FAMILY OFFENSE, OTHER	1	0	1	1	0	0	1	100.0
NEGLECT CHILD	1	0	1	1	0	0	1	100.0
DUI	2	0	2	1	0	0	1	50.0
ALCOHOL	2	0	2	1	0	0	1	50.0
FIRE	1	0	1	0	0	0	1	100.0
STRUCTURE	1	0	1	0	0	0	1	100.0
FRAUD	1	0	1	0	0	0	0	0.0
FRAUD, ILLEGAL USE CREDIT CARDS	1	0	1	0	0	0	0	0.0
HARASSMENT	1	0	1	1	0	0	1	100.0
HARASSMENT, OTHER	1	0	1	1	0	0	1	100.0
HEALTH/SAFETY	2	0	2	1	0	0	2	100.0
HEALTH OR SAFETY OTHER	2	0	2	1	0	0	2	100.0
JUVENILE PROBLEM	3	0	3	0	0	1	3	100.0
JUVENILE PROBLEM	3	0	3	0	0	1	3	100.0
MENTAL SUBJECT	1	0	1	1	0	0	1	100.0

Call Type Analysis

10/01/2012 - 10/31/2012

Call Type	00	01	02	03	04	05	06	07	08	09	10	11	12	13	14	15	16	17	18	19	20	21	22	23	Total
SUBP/ SUMMONS SERVICE P	0	0	0	1	0	0	0	0	4	1	1	1	1	1	3	3	1	13	1	7	0	0	0	0	45
SUSPICIOUS INCIDENT P	2	1	0	0	1	2	1	0	0	1	0	0	1	1	1	1	0	0	0	3	1	0	5	0	22
SUSPICIOUS PERSON	0	2	1	1	0	1	0	1	0	0	0	1	0	0	0	0	0	0	0	2	1	0	2	1	14
SUSPICIOUS VEHICLE P	1	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0	1	4	1	9
THEFT P	2	1	0	0	0	0	0	1	0	0	1	0	0	0	1	0	0	1	0	0	1	1	0	0	10
TRAFFIC ACCIDENT P	0	0	0	0	0	0	0	1	1	0	0	2	2	2	0	1	1	1	0	0	1	0	0	0	11
TRAFFIC CONTROL P	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1
TRAFFIC HAZZARD P	0	0	0	0	0	0	0	0	1	0	0	1	0	0	0	0	1	0	0	0	1	0	1	2	8
TRAFFIC STOP	2	1	2	0	0	0	0	0	4	0	0	0	0	0	0	1	0	0	2	0	0	5	0	1	18
TRAFFIC STOP P	3	0	1	1	2	1	1	1	1	0	1	0	0	0	0	1	2	0	0	1	2	4	5	6	33
TRESPASS P	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1
VEHICLE THEFT P	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0	1
VIOLATING PROTECTION ORDER P	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	1	0	0	0	0	0	0	3
WARRANT P	0	0	0	0	0	0	0	0	0	1	0	1	0	0	0	0	0	0	0	0	0	0	1	0	3
WEAPONS OFFENSES P	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	1
WELFARE CHECK P	5	5	2	2	3	2	0	0	1	3	3	4	1	1	4	6	2	6	2	9	1	2	3	0	71
NO CALL TYPE ASSIGNED	1	1	0	1	1	0	0	0	1	2	5	3	0	0	2	2	3	0	2	1	2	5	2	3	38
Totals	64	42	46	54	39	32	28	27	44	46	60	49	46	71	62	69	67	82	54	80	75	78	79	61	1355

Call Type Analysis

10/01/2012 - 10/31/2012

Call Type	00	01	02	03	04	05	06	07	08	09	10	11	12	13	14	15	16	17	18	19	20	21	22	23	Total
911 HANG-UP P	1	0	3	0	0	0	0	0	1	0	1	0	0	0	1	0	0	0	0	0	0	0	0	0	7
ABANDONED VEHICLE P	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	1	0	0	0	0	0	0	2
ALARMS FIRE	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	1
ALARMS P	0	0	0	0	0	0	0	0	0	1	1	0	0	0	0	0	0	1	0	0	0	0	0	1	4
ANIMAL CONTROL P	0	0	0	1	0	0	0	1	4	3	9	1	7	7	1	3	6	2	3	3	2	1	0	1	52
ANIMAL POUND P	0	0	0	2	0	0	2	0	0	1	3	3	3	3	0	1	0	3	1	1	0	0	1	2	24
ASSAULT ON OFFICER P	0	0	0	0	0	0	0	0	0	0	1	0	0	0	1	0	0	0	0	0	0	0	0	0	2
ASSAULT P	2	1	2	4	1	0	3	1	1	1	4	1	2	2	3	1	1	4	0	3	3	4	5	2	51
ASSIST OTHER AGENCY P	1	1	1	0	0	0	0	0	2	1	2	1	1	1	1	1	0	0	0	0	1	1	3	0	20
AST CALL AST	4	3	2	7	2	4	0	1	0	0	1	2	3	3	0	1	5	9	5	5	6	9	12	4	85
ATTEMPT SUICIDE P	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1
BURGLARY P	0	0	0	1	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	2	1	0	0	0	5
CASE NUMBER DRAW	0	0	0	0	0	0	0	3	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	3
CITIZEN ASSISTS P	0	1	2	0	0	1	0	0	0	0	1	3	0	0	1	0	1	0	0	1	1	0	1	0	14
CIVIL PROBLEM P	0	0	0	0	0	0	0	0	0	0	0	0	0	0	2	1	1	0	1	0	0	2	0	0	8
COMMUNITY SERVICE	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	1
CONCEALMENT OF MERCHANDISE P	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	1
COURT PAPERWORK P	0	0	0	0	0	0	0	3	6	3	1	1	0	0	0	0	0	0	0	0	0	0	0	0	14
DAMAGE PROPERTY P	0	0	0	0	0	0	0	1	0	0	1	0	0	0	0	0	1	0	1	0	0	0	0	1	6
DEATH INVESTIGATION P	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	1
DISTURBANCE CALL P	3	5	5	6	4	4	4	2	2	1	1	0	2	2	3	3	1	4	3	3	9	3	1	4	74
DOMESTIC VIOLENCE P	1	0	0	1	1	0	1	0	0	0	1	0	0	0	0	0	1	0	0	0	0	0	0	0	6
DRIVING COMPLAINT	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	2	0	1	2	0	0	1	1	0	8
DROWNING EMS	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	1
DRUG INFORMATION P	0	0	0	1	0	0	0	0	0	0	0	0	1	1	0	0	0	1	0	1	0	0	0	1	5
DUI P	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	1	0	0	2	0	0	0	0	5
EMS CALL EMS	6	2	3	1	1	2	2	3	1	1	0	2	2	2	4	1	4	0	2	4	2	5	4	4	60
EMS CALL FIRE	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	1
EXTRA PATROL P	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	1	0	1	0	0	3
FAMILY OFFENSES P	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	1

EFORCE REPORTS

Clerk's Report

City of Bethel, Alaska

City Clerk's Office

To: City Council
From: Bing Santamour
Subject: Clerk's Report

Upcoming Council Events:

December 11th Regular City Council Meeting
December 25th MEETING IS CANCELLED

Council members or staff member who need to call in for any of the special or regular meetings, please let me know as soon as possible.

City Offices Closed: December 14th in observance of Traditional Chiefs Day
December 25th in observance of Christmas Day

Projects

Prepared a new Claims Against the City Procedure to include new forms. This was so far presented to the attorney and finance director for their review and modification and will be presented to the City Manager for final approval and implementation. ON-GOING

Considering ways to modify Ordinances 07-8, 07-10, 09-25 and 09-31, to allow for the use of the .5% sales tax designated for the operation/maintenance of the BATH Center to be used for other recreational needs within the community, specifically the Armory facility. The drafting of this modification was a request from a council member. ON-GOING

Records Retention

The department heads have been informed of the upcoming records retention review. In January the City Clerk's Office will begin modification of the retention schedule so allow for easier retention throughout the departments as well as updates to the schedule.

Committee and Commission Training

The City Clerk's Office will be putting on Committee and Commission Training for all of the boards the first three months of 2013. As a reminder, the Clerk's Office

is on a bi-annual rotation. In 2013 every committee and commission will get a more personalized training focused specifically on their board. Every committee/commission member as well as council member is encouraged to contact City Clerk's office with any questions regarding board and council procedure.

Committee and Commission Recorder and Ex-Officio Training

The annual training for the committee/commission recorders and ex-officio members will be conducted in January 2013.

City Clerk Out of the Office

Ms Lori Strickler still out of the office with her children. (Ms) Bing Santamour, the Assistant to the City Clerk is taking care of the day to day operations of the office. If you have agenda/packet material please provide those items to her via e-mail. Kajena Baty, the Assistant to the Police Chief will be covering the City Council Meetings during the City Clerk's absence. The City Clerk's Office hours will be Monday – Friday 1-5p.

Additional Information

Additional Information

Federal Budget Sequestration 101

Perspectives through the Municipal Lens

NACo News You Can Use

NACo Virtual Learning Community

What is Sequestration?

Sequestration: Process of applying automatic, across-the-board spending reductions evenly divided between security (defense) and non-security(mandatory/entitlement funds + annual discretionary funds) functions

- ***Because the Super Committee failed to reach an agreement, sequestration is now scheduled to occur beginning on January 2, 2013***
  - *Sequestration was first enacted in 1985 as part of the Balanced Budget and Emergency Deficit Control Act (commonly known as the Gramm-Rudman-Hollings Act)*
  - *Serves as the model for the process to be used during implementation of the Federal Budget Control Act of 2011*

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What is Sequestration?

- ***"However, the report leaves no question that sequestration would be deeply destructive to national security, domestic investments, and core government functions."***

- OMB Report Pursuant to the Sequestration Transparency Act of 2012 (P. L. 112 155), President's Office of Management and Budget, September 14, 2012

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Context for Federal Debt and Deficit Discussion and Actions

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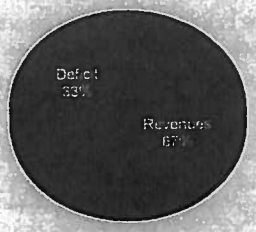
Federal Budget Picture

Fiscal Year 2012 Outlays: $3.63 Trillion

Nearly One-Third of Our Spending is Borrowed



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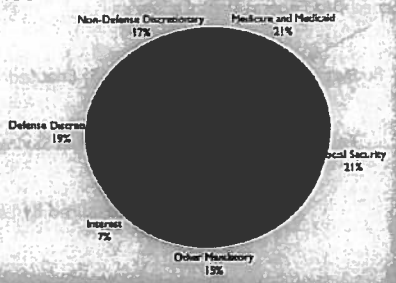
FY2012 Federal Budget Snapshot



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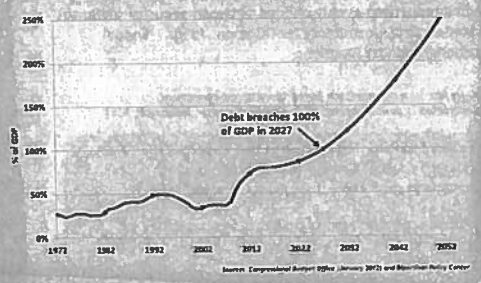
Federal Budget Picture

Absent reforms, U.S. debt is set to skyrocket in the coming decades



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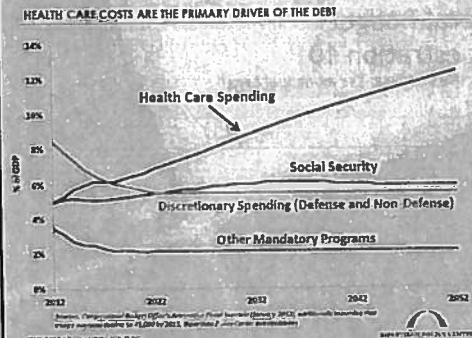
HEALTH CARE COSTS ARE THE PRIMARY DRIVER OF THE DEBT



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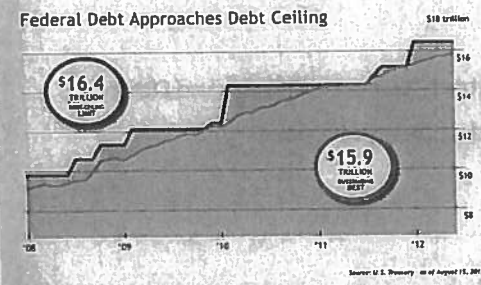
Federal Debt Approaches Debt Ceiling



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How Did We Get Here?

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How Did We Get Here?

Reached *Old* Federal Debt Ceiling

→ Budget Control Act of 2011 (S. 365) Enacted

→ Failure of Super Committee to Find Savings

→ Sequester Required by Law

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How Did We Get Here?

Budget Control Act of 2011 (S. 365)

- Set stage for $2.4 Trillion increase in Federal debt ceiling *BUT* with offsetting reductions in two phases
  - ✓ $900 Billion in savings over next 10 years, including new spending caps for 12 annual appropriations bills
  - ✓ Joint Select Committee on Deficit Reduction ("Super Committee") set up to identify at least $1.5 Trillion in extra savings over 10 years
    - ➢ HOWEVER, if committee fails, automatic trigger of across-the-board cuts in both defense and non-defense accounts each year over the next nine years (thru FY2021)

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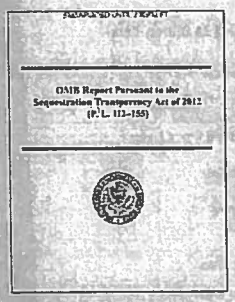

Basics of the Federal Budget Sequestration Process and Impact

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Understanding the Breakdown of Funding Levels Under Sequestration

Total "triggered" cut $1.2 trillion → Subtract 18 percent in debt service savings $216 billion

Distribute remaining $987 billion evenly among fiscal years 2013 to 2021 → $109.3 Billion in Automatic Cuts per Year

Evenly split each year's cut between defense and non-defense accounts → Defense $54.6 billion; Non-defense $54.6 billion

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Translating FY2013 Sequestration Cuts

- 9.4 percent to non-exempt defense discretionary spending
- 8.2 percent to non-exempt domestic discretionary spending
- 2.0 percent to Medicare, 7.6 percent to non-exempt nondefense mandatory programs, and 10.0 percent to non-exempt defense mandatory programs

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Understanding Sequestration

- **What is unique about FY2013**
  - ✓ Cuts occur at start of 2nd quarter of the fiscal year (Jan 2, 2013)
  - ✓ Discretionary cuts occur no matter what Congress appropriates
  - ✓ Sequester cuts happen at "program-project activity" (PPA) level
- **Across-the-board cuts difficult for many PPAs:**
  - ✓ Accounts that are nearly all personnel costs, like those for Border Patrol Agents
  - ✓ Large procurement of construction projects

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What is Exempt from Sequestration?

Here is a snapshot of 149 exempt programs:

- Medicaid
- Social Security
- Medicare Part D - Low-Income Subsidies
- Medicare Payments to States for Qualified Individual Premiums
- Food Stamps (SNAP)*
- Children's Health Insurance Funds
- Transit Formula Grants
- Grants in Aid to Airports
- Childcare Entitlement
- Veteran's Affairs Programs
- Commodity Loans and Conservation Reserve Program
- Crop Insurance
- Military Personnel Funding
- Pell grants
- *Salary and benefits for Members of Congress and the President*

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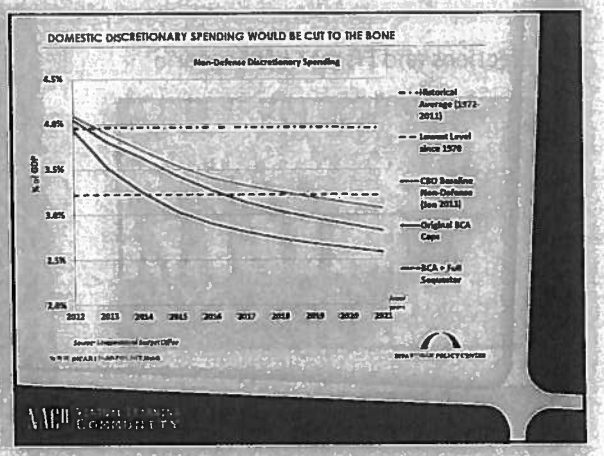

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FY2013 Projected Cuts:
8.2% Domestic Discretionary Reduction = $38 Billion Total

Examples of FY2013 Cuts by Program

- HUD Community Development Block Grant (CDBG) = $242 Million
- HUD HOME Investment Program = $81 Million
- HUD Section 8 Housing = $1.5 Billion
- HUD Homeless Assistance = $156 Million
- U.S. Economic Development Administration (EDA) = $34 Million
- USDA Rural Development = $203 Million
- EPA State and Local Grants = $93 Million
- EPA Hazardous Substance / Superfund = $119 Million
- DOE Energy Efficiency & Renewable Energy = $54 Million
- FEMA State & Local Disaster Preparedness & Recovery Programs = $183 Million
- FEMA Disaster Relief = $580 Million

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FY2013 Projected Cuts:
8.2% Domestic Discretionary Reduction = $38 Billion Total

Examples of FY2013 Cuts by Program

- DOJ State Criminal Alien Assistance Program (SCAAP) = $17 Million
- DOT Essential Air Service* = $12 Million *(Discretionary funds only)*
- Education Dept's Elementary & Secondary Education = $1.3 Billion
- FTA Transit Capital Grants = $163 Million
- HHS Substance Abuse & Mental Health = $275 Million
- HHS Child Care Discretionary = $187 Million
- HHS Older American / Aging Services = $121 Million
- DOJ State & Local Law Enforcement = $92 Million
- DOJ Juvenile Justice = $21 Million
- DOL WIA Title I Formula Grants to States = $262 ll

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FY2013 Projected Cuts:
Mandatory/Direct Allocation = $5 Billion Total

Programs Cut by 7.6%

- Payment in-Lieu of Taxes (PILT) = $30 Million
- HHS Social Service Block Grant (SSBG) = $136 Million
- DOT Essential Air Services* = $4 Million *(Mandatory funds only)*
- HHS Prevention & Public Health Fund = $76 Million
- NTIA State & Local Implementation Program = $5 Million

Programs Cut Less Than 7.6%

- FHWA Federal Aid Highways = $56 Million
- HHS TANF = $2 Million
- SNAP = $8 Million
- Child Nutrition = $4 Million

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FY2013 Projected Cuts:
Medicare - Total $11 billion (2.0%)

- Limited to 2% cut from provider payments under parts A & B
- Medicare Advantage (Part C)
- Drug Plan Contracts (Part D)

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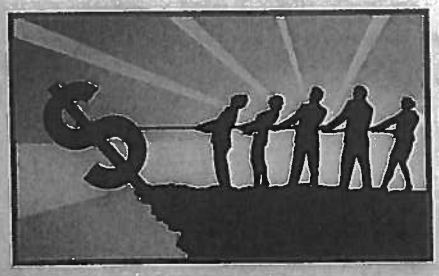
Elections and Fiscal Cliff Scenarios



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Lame Duck Makes Sequestration Negotiations More Tense
Concurrent Fiscal Pressures Cause Legislative Bottleneck

Nov 6, 2012 — Election Day

Nov 13, 2012 — Lame Duck Session Begins

Jan 1, 2013 — Lame Duck Ends

Dec 31, 2012
- ☒ Bush-era tax cuts expire
- ☒ Emergency unemployment benefits end
- ☒ Payroll Tax Holiday ends
- ☒ Alternative Minimum Tax exemptions end

Jan 2, 2013
If no action, sequester takes effect
- ✓ $54.6B in defense cuts
- ✓ $54.6B in non-defense cuts

Source: National Journal, July 2, 2012, Fiscal Cliff to the Lame Duck, Nancy Cook

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Key Factors to Avoid Sequester?

- **Lame Duck Session:** Congress returns November 13 for organizational efforts, but will adjourn for Thanksgiving week and return first week of December for possible Lame Duck session
- **Market Reactions:** In post election environment, Wall Street expects Congress and the White House to address fiscal cliff issues, including tax extensions and potential tax and entitlement reforms, delay of sequestration, and raising of federal debt ceiling
- **Election Outcomes:** Will we have a change in the White House, and one or both chambers of Congress? Who will be the key players in the budget deliberations? How will the 2014 Senate campaigns for Senate Minority Leader Mitch McConnell (R-KY) and Senate Finance Committee Chairman Max Baucus (D-MT) come into play?

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Can Sequestration be Avoided?

- **YES! However...**
  - ✓ Congress must pass legislation and President Obama would need to sign before January 2, 2013
  - ✓ Congress could pass legislation to postpone cuts—and buy time for a grand bargain on the federal debt and deficit
  - ✓ Moody's Investors Services warned it would lower the U.S. credit rating if negotiations do not produce a plan to stabilize and reduce the national debt. So, there is still real pressure to address our nation's long-term debt

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Beyond Sequestration, What Else is on the Table for Fiscal Cliff Discussions?

	Cost
Bush Tax Cuts + AMT	$235 Billion
Unemployment Insurance	$25 Billion
The Sequester	$60 Billion
Medicare "Doc" Fix	$10 Billion
Total	$525 Billion Minimum

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How Can You Get Engaged?

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NACo Position

NACo is advocating for a ***balanced approach*** to deficit reduction negotiations. Our general principles include:

- It is nearly impossible to address the federal debt and deficit crisis by severely cutting domestic, non military discretionary programs
- Federal assistance to state and local governments will help mitigate further layoffs; A new round of cuts will most likely result from sequester
- Federal investments and matching funds in state and local infrastructure projects helps produce private sector jobs and improve our competitiveness
- Deficit reduction should NOT be accomplished by shifting costs to counties, imposing unfunded mandates, or pre-empting county programs and taxing authority
- Special care should be taken to ensure that reforms to Medicaid, in particular, are not simply a shift of health care costs to counties

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Call to Action

Write Call Social Media

Communicate with your Congressional delegation the following message:

"As a fellow elected official responsible for our citizens' well-being, I urge you to work in a bipartisan fashion to seek a balanced compromise on reductions and revenue raising in order to defuse the budget crisis this nation faces Use a balanced fiscal approach in seeking solutions."

NACo Virtual Learning Community

Contact Us!

For questions or more information, feel free to contact us below

Ed Rosado, NACo Legislative Director
202.942.4271
erosado@naco.org

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