

Introduced by: Council Member Albertson  
Introduction Date: April 11, 2017  
Action: Passed  
Vote: 4-0

*CITY OF BETHEL, ALASKA*

**Resolution #17-08**

**A RESOLUTION IN SUPPORT OF LEGISLATION CORRECTING PROBLEM  
CAUSED BY COURT RULING AND RETURNING AUTHORITY OF  
MUNICIPALITIES TO FILE AND ENFORCE LIENS FOR NON-PAYMENT OF  
SERVICES**

**WHEREAS** the City of Bethel provides water and sewer services to residents and businesses located within the City;

**WHEREAS** the City also provides ambulance, police, safety, port, parks and recreation, planning and other services to all who reside or visit Bethel;

**WHEREAS** in 2012 the Alaska Supreme Court found that because liens based on municipal law were not included in AS 09.45.169(2), that municipal liens for services were no longer valid;

**WHEREAS** prior to the 2012 decision, municipalities had utilized liens for decades as a last resort method to help collect and recover costs of providing services when all other methods to collect from the responsible party had failed;

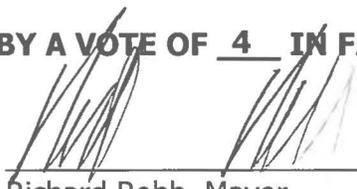
**WHEREAS** the legislature, specifically, Senator Egan, is sponsoring SB-100 that would give liens issued under municipal law the same authority as liens under state law;

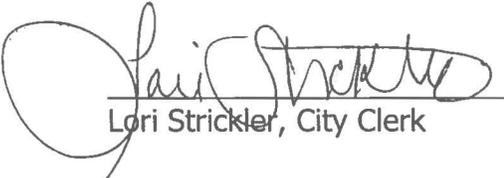
**WHEREAS** the bill would give the City of Bethel back its lien powers and would go a long way towards collection efforts;

**NOW, BE IT RESOLVED**, that the Bethel City Council supports legislation giving liens under municipal law the same authority as liens under state law.

**ENACTED THIS 11<sup>th</sup> DAY OF APRIL 2017, BY A VOTE OF 4 IN FAVOR AND 0 OPPOSED.**

ATTEST:

  
Richard Robb, Mayor

  
Lori Strickler, City Clerk