



CITY COUNCIL SPECIAL MEETING

Thursday, October 12, 2023 at 5:30 PM

AGENDA

In compliance with the Americans with Disabilities Act, individuals needing special accommodations / during this meeting should notify the City of Dillingham at 907-842-5212 at least three working days before the meeting.

MEETING INFORMATION

AMENDED AGENDA

CITY COUNCIL SPECIAL MEETING CITY HALL COUNCIL CHAMBERS / 5:30 p.m.

141 Main Street, Dillingham, AK 99576 (907) 842-5212

This meeting will also be available at the following online location:

<https://us02web.zoom.us/j/88390725697?pwd=RnNRUnR2VzU2ZDcxc2ZTQlVYUQUwUT09>

Meeting ID: 883 9072 5697; passcode: 800987

Or dial (346) 248-7799, or (669) 900-6833

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

CITIZEN'S DISCUSSION (Prior Notice or Agenda Items)

SPECIAL BUSINESS

- 1. RESOLUTION NO. 2023-29 A RESOLUTION OF THE DILLINGHAM CITY COUNCIL ACCEPTING THE CERTIFICATION OF THE CANVASSING COMMITTEE RESULTS AND CERTIFYING THE OCTOBER 3, 2023, REGULAR CITY ELECTION**
- 2. Resolution 2023-30 A RESOLUTION AMENDING THE AGREEMENT BETWEEN THE CITY OF DILLINGHAM AND ACTING CITY MANAGER KIMBERLY JOHNSON**
- 3. ACTION MEMORANDUM 2023-31**
- 4. Swearing in New City Council and School Board Members**

COUNCIL COMMENTS

MAYOR'S COMMENTS

ADJOURNMENT

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

CITIZEN'S DISCUSSION

SPECIAL BUSINESS

CITY OF DILLINGHAM, ALASKA

RESOLUTION NO. 2023-29

A RESOLUTION OF THE DILLINGHAM CITY COUNCIL ACCEPTING THE CERTIFICATION OF THE CANVASSING COMMITTEE RESULTS AND CERTIFYING THE OCTOBER 3, 2023, REGULAR CITY ELECTION

WHEREAS, the Election Judges tallied the votes cast at the polls on October 3, 2023, The Canvassing Committee, met on October 5, 2023, and tallied the votes of Absentee and Questioned ballots cast by voters; and

WHEREAS, the tallies recorded by the Canvassing Committee are as follows:

City Council Seat A; a two year remaining term ending October 2025.

Name	Poll Votes	Questioned/Absentee	Total
Bertram Luckhurst	216	11	227
Tracy Hightower	62	2	64

City Council Seat C; a three year term ending October 2026.

Name	Poll Votes	Questioned/Absentee	Total
Steven Carriere	174	7	181

City Council Seat D; a three year term ending October 2026.

Name	Poll Votes	Questioned/Absentee	Total
Niel Curtis Armstrong	256	12	268

City Council Seat F; a one year term ending October 2024.

Name	Poll Votes	Questioned/Absentee	Total
Ronal L. Johnson	40	3	43
Kevin McCambly	225	8	233

School Board Seat B; a three year term ending October 2026.

Name	Poll Votes	Questioned/Absentee	Total
Karl R. Clark	254	10	264

School Board Seat C; a three year term ending October 2026.

Name	Poll Votes	Questioned/Absentee	Total
Nick Schollmeier	256	12	268

A write-in vote is counted only if the write-in named has met the qualifications to run and has filed a letter of intent with the City Clerk’s office prior to the election. There were no letters of intent received for write-ins.

<u>Ballots Cast</u> on Election Day	297	<u>Ballots Counted</u> on Election Day	297
Absentee in Person Ballots Received	10	Absentee in Person Ballots Counted	10
Absentee by Mail Ballots Received	0	Absentee by Mail Ballots Counted	0
Absentee by Personal Rep Ballots Received	1	Absentee by Personal Rep Ballots Counted	1
Questioned Ballots Received	2	Questioned Ballots Counted	1
Number of Spoiled or Mismatched	3	Mismatched Ballot Counted	3
Total Ballots Issued	311	Total Ballots Counted	312

NOW, THEREFORE, BE IT RESOLVED by the Dillingham City Council that the October 3, 2023, Regular City Election was held valid to the best of our knowledge; and

BE IT FURTHER RESOLVED the results are certified as follows:

1. That Bertram Luckhurst was elected to City Council Seat A, a two year remaining term ending October 2025, having received the greatest number of votes cast for this seat.
2. That Steven Carriere was elected to City Council Seat C, a three-year term ending October 2026 having received the greatest number of votes cast for this seat.
3. That Niel Curtis Armstrong was re-elected to City Council Seat D, a three-year term ending October 2026, having received the greatest number of votes cast for this seat.
4. That Kevin McCambly was elected to City Council Seat F, a one year term ending October 2024, having received the greatest number of votes cast for this seat.
5. That Karl R. Clark was elected to School Board Seat B, a three-year term ending October 2026, having received the greatest number of votes cast for this seat.
6. That Nick Schollmeier was elected to School Board Seat C, a three-year term ending October 2026, having received the greatest number of votes cast for this seat.

PASSED and ADOPTED by the Dillingham City Council on October 12, 2023.

Alice Ruby, Mayor

ATTEST:

SEAL:

Daniel E. Decker Sr, City Clerk

CITY OF DILLINGHAM, ALASKA`**RESOLUTION NO. 2023-30****A RESOLUTION AMENDING THE AGREEMENT BETWEEN THE CITY OF DILLINGHAM AND ACTING CITY MANAGER KIMBERLY JOHNSON**

WHEREAS, On June 29, 2023, the City Council passed Resolution No. 2023-23; and

WHEREAS, Resolution No. 2023-23 recognized the resignation of Lori Goodell, and appointed Ms. Johnson Acting City Manager pursuant to the terms of a contract attached to the resolution and presented to the Council; and

WHEREAS, the contract provided for a six-month term and provided that Ms. Johnson would be paid \$11,250 per month; and

WHEREAS, the contract further provided that the “salary shall be paid with the City’s regular semi-monthly payroll;” and

WHEREAS, the contract term “normal semi-monthly” payroll is not accurate; amending the contract to a biweekly payment is consistent with normal city pay practices;

WHEREAS, Resolution No. 2023-23 and the accompanying contract did not have the benefit of a normal contract negotiation due to the pending resignation of Ms. Goodell and the desire to appoint Ms. Johnson to begin promptly to provide continuity of management; and

WHEREAS, City Council recently directed staff to prepare a contract amendment to more closely align the Acting Manager’s pay with former acting managers’ pay.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Dillingham City Council authorizes Mayor Ruby to sign a contract addendum, amending the contract to make Ms. Johnson’s compensation \$145,280 annually. The amendment is retroactive to her first day of employment. Payment shall be made biweekly.
2. The Finance Director is authorized to reconcile payments, as necessary, to cure any deficiency in Ms. Johnson’s pay since the beginning of her term, consistent with this resolution and the contract addendum.

PASSED and ADOPTED by the Dillingham City Council on October 12, 2023.

Alice Ruby, Mayor

ATTEST:

[SEAL]

Daniel Decker, City Clerk

ADDENDUM TO EMPLOYMENT CONTRACT

For good and valuable consideration, the receipt whereof is hereby acknowledged, the June 29, 2023 agreement between the City of Dillingham and Kimberly Johnson is hereby amended as follows:

- 1. Section 4(a) is amended to change the consideration to \$145,280 annually, paid consistently with the city’s normal biweekly payroll.

This change is intended to be retroactive. No other term of the Agreement is changed or modified by this addendum.

DATED this 12th day of October, 2023.

CITY OF DILLINGHAM

BY: _____
ALICE RUBY, MAYOR

Date: _____

BY: _____
KIMBERLY JOHNSON

Date: _____

City of Dillingham Action Memorandum

Agenda of: October 5, 2023

Action Memorandum No. 2023-31

Subject:

Monitor Landfill Wells for Fall



City Manager: Recommend Approval

Signature: *[Handwritten Signature]* 10/3/23

Fiscal Note: Yes No

Funds Available: Yes No

Other Attachments:

Summary Statement:

Bristol Engineering Services Company, LLC - Dillingham Landfill - Well Monitoring

\$37,432.00

Action Memorandum No. 2023-30

Summary Statement continued:

PASSED and APPROVED by a duly constituted quorum of the Dillingham City Council on _____.

Mayor

ATTEST:

[SEAL]

City Clerk

Route to	Department Head	Date
	Finance Director	
X	City Clerk	

City of Dillingham
Fiscal Note

Agenda Date: October 5, 2023

Bristol Engineering Services Company, LLC - Dillingham Landfill -Monitoring Wells

ORIGINATOR: Finance Director

FISCAL ACTION (TO BE COMPLETED BY FINANCE)		FISCAL IMPACT <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
AMOUNT REQUESTED:		FUNDING SOURCE	
FROM ACCOUNT		City of Dillingham	
2200 8220 30 81 0000 0	Landfill Special Funds	Project Monitor Landfill Wells for Fall	
TO ACCOUNT:	VERIFIED BY: Anita Fuller	Date:	10/2/2023

EXPENDITURES

OPERATING	FY24	FY25	FY26	FY27
2200 8220 30 81 0000 0	\$ 37,432.00			
	-	-		
	-	-		
TOTAL OPERATING	\$ 37,432.00	\$ -	\$ -	\$ -

CAPITAL	\$ -			
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REVENUE	-			
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FUNDING

General & Special Rev. Funds	\$ 37,432.00			
State/Federal Funds				
Capital Project				
Other				
TOTAL FUNDING	\$ 37,432	\$ -	\$ -	\$ -

POSITIONS

Full-Time				
Part-Time				

Analysis: (Attach a separate page if necessary) See Action Memorandum
Budget supports the amount needed for the project.

PREPARED BY: Anita Fuller

October 2, 2023

DEPARTMENT: Finance

APPROVED BY: 

10/3/23

OATH OF CITY COUNCIL MEMBER

United States of America)
State of Alaska)
) ss.
Third Judicial District)

I, _____, do solemnly affirm that I will support the Constitution of the United States of America and the laws of the State of Alaska and laws and ordinances of the City of Dillingham, and that I will honestly, faithfully, and impartially perform the duties as a Member of the City Council.

OATH OF SCHOOL BOARD MEMBER

United States of America)
State of Alaska) ss.
Third Judicial District)

I, _____do solemnly affirm that I will support the Constitution of the United States of America and the laws of the State of Alaska and laws and ordinances of the City of Dillingham, and that I will honestly, faithfully and impartially perform the duties as a Member of the School Board of the City of Dillingham.

COUNCIL COMMENTS

MAYOR'S COMMENTS

ADJOURNMENT