

**WHITTIER CITY COUNCIL
WILL HOLD
A REGULAR MEETING
TUESDAY, JUNE 21, 2016
AT 7:00 PM**

**COUNCIL CHAMBERS
P-12 BUILDING**

AGENDA

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3. ROLL CALL	
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C. ARRC negotiations – Matters that, if immediately disclosed, would tend to adversely affect the finances of the City.	
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C. Improve Salmon sport fishing in Northwest PWS	
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**WHITTIER CITY COUNCIL
REGULAR MEETING
TUESDAY, MAY 17, 2016
7:00 PM
COUNCIL CHAMBERS
P-12 BUILDING**

MINUTES

1. CALL TO ORDER

Mayor Daniel Blair called the meeting to order at 7:16 p.m.

2. OPENING CEREMONY

Dan Blair led the Pledge of Allegiance.

3. ROLL CALL

A. Council Members Present: Victor Shen, Debra Hicks, Ata Ma'ae, Monty Irvin, Dan Blair and Peter Denmark.

B. Council Members Absent: Dave Pinguoch

MOTION: Victor Shen made a motion to excuse Dave Pinguoch from the meeting.

SECOND: Ata Ma'ae seconded the motion.

VOTE: Victor Shen: Yes, Ata Ma'ae: Yes, Debra Hicks: Yes, Dan Blair: Yes, Peter Denmark: Yes, Monty Irvin: Yes.

Motion passed 6-0

C. Administration Present: Mark Lynch, City Manager, Jennifer Rogers, Acting City Clerk, Scott Korbe, Public Works Director, Andy Dennis, Harbormaster, Lynette Dennis, Finance Officer, Dave Schofield, Public Safety Director,

Others Present: City attorney, Holly Wells (telephonically), Moe Zamarron, Dave Goldstein, Gregg Clifford, Mike Bender, Ted Spencer, and Larry Gilman (telephonically).

4. APPROVAL OF MINUTES

A. February 16, 2016 Regular Meeting Minutes

B. April 19, 2016 Regular Meeting Minutes

C. April 26, 2016 Special Meeting Minutes

MOTION: Peter Denmark made a motion to approve the meeting minutes of February 16, 2016 and April 26, 2016 as is.

SECOND: Ata Ma'ae seconded the motion.

VOTE: Peter Denmark: Yes, Ata Ma'ae: Yes, Debra Hicks: Yes, Dan Blair: Yes, Victor Shen: Yes, Monty Irvin: Yes.

Motion passed 6-0

MOTION: Peter Denmark made a motion to approve the meeting minutes of April 19, 2016 with an amendment to correct the amount shown on page 10 from \$4,485,000 to \$485,000.

SECOND: Ata Ma'ae seconded the motion.

VOTE: Peter Denmark: Yes, Ata Ma'ae: Yes, Debra Hicks: Yes, Dan Blair: Yes, Victor Shen: Yes, Monty Irvin: Yes.

Motion passed 6-0

5. APPROVAL OF REGULAR MEETING AGENDA

MOTION: Peter Denmark made a motion to approve the agenda as is.

SECOND: Ata Ma'ae seconded the motion.

VOTE: Peter Denmark: Yes, Ata Ma'ae: Yes, Debra Hicks: Yes, Victor Shen: Yes, Dan Blair: Yes, Monty Irvin: Yes.

Motion passed 6-0

6. MAYOR'S REPORT

A. Mayor Report

Mayor Dan Blair stated that the latest he heard regarding Great Pacific is that they'll try to open up this summer, but it's unsure if that's certain or not.

B. Vice Mayor Report

None

7. MANAGER'S REPORT

A. City Manager's Report- Mark Lynch

See written manager's report in original council packet.

Mark Lynch briefly went over his written report and had the following updates to share.

- Harbor roof is almost complete and the siding is progressing.
- Policing for Girdwood is moving forward and they're working on negotiating a contract.
- Is in negotiations with a welder for the ocean dock.
- Briefly discussed the resolution in the packet regarding the issue with the railroad and the prices on the processing on the DeLong Dock.
- He has been in contact with Roger Stiles from Great Pacific. Mark was informed that Great Pacific is not formally closing and would like to move forward with the lease approval for the egg room.
- Reported that finance officer, Lynette Dennis, has been working on the audit and has modified the financial reports to help identify the amount of revenue collected.

Peter Denmark asked Mark Lynch if he has the name of the fish processors who have stopped or reduced operations. Dan Blair replied that Pack Star is not going to operate. There were five processors last year, this year there will be two.

1. Financial Report- Lynette Dennis

See Revenues with Comparison to Budget for the 4 months ending April 30, 2016.

B. City Attorney's Report – Holly Wells

Holly Wells reported that she is working on the Girdwood policing contract, railroad issues and the Whittier Manor Lease.

C. Directors Reports

● **Harbor Report- Andy Dennis**

See written report in original council packet.

Addressing the harbormaster, Peter Denmark stated that the city manages water access at Smitty's Cove and collect fees for the use of the ramp. He said that they've received complaints from people trying to use Smitty's Cove and being impolitely confronted by the railroad. He asked if we're having a boundary war over there. Andy Dennis replied that the railroad has marked their property line in bright orange paint and has a sign stating that vehicles will be towed or ticketed if they park on their side of the line.

Andy noted that there is only room to park five or six cars. There is a sign which informs people that they must pay a fee in order to park there. Andy said that his employees monitor the area sporadically.

There was a brief discussion on where the lot lines are at Smitty's Cove. Peter Denmark asked Andy Dennis to look into where the actual lot lines are.

● **Public Safety Report- Dave Schofield**

See written report in original council packet.

● **Public Works Report – Scott Korbe**

See written report in original council packet.

8. COMMISSION REPORTS

● **Planning Commission**

None

● **Port and Harbor Commission**

See minutes from the March 3, 2016 meeting in the original council packet.

● **Parks & Recreation Committee**

Victor Shen announced that the Parks & Rec. Committee received a small grant in the amount of \$7,000 from the Kenai Mountain - Turnagain Arm National Heritage Area, which is to be used for park improvements. They are still trying to find a suitable location for a volleyball court.

● **PWSAC**

None

9. CITIZEN'S COMMENTS ON AGENDA ITEMS NOT SCHEDULED FOR PUBLIC HEARING

None

10. CONSENT CALENDAR

None

11. PUBLIC HEARING (NON-ORDINANCE)

None

12. PRESENTATIONS

A. Larry Gilman – Lease Exchange Proposal

Larry Gilman proposed that the city consider a short term special use permit for the summer. He recently purchased property in the Whittier Harbor District and would like to exchange it for property located on the lot on which the city sewer treatment station is located. Larry added that the city would receive prime real estate next to the harbormaster's office and Custom Marine Services would have a place to store and work on boats.

Debra Hicks asked if he is still planning on moving forward with his sandwich shop. Larry replied that the sandwich shop is a long term goal and the lot exchange would be a short term use. He'd like to have a place to provide boat parking and be able to work on boats.

Peter Denmark asked Larry Gilman, "Are you looking for a short term lease to operate Custom Marine Services on property that your boats are already on?" Larry's response was inaudible. Victor asked, "What is the current city land being used for?" Mark replied, "Larry's boats are currently parked there. Historically, it has been kept unleased because it's a snow dump area. In the summer time, we've allowed SERVUS to use the lot for their drills."

Mark Lynch stated that there are other entities who are also interested in the same piece of property. For short term use, Mark doesn't have a good number on what should be charged. The only other property comparable would be the property that is leased to the Marine Highway System. A parking area is leased to them at \$1.60 sq. ft. per year. Whether property here is worth as much as down there is debatable.

Larry proposed a percentage of the gross. Mark replied, "The concern is that if the lot gets full and for some reason something happens to the lessor and they're not able to remove their property by winter, then snow will have to be trucked to another location which will get costly."

Scott Korbe encouraged the council to consider the intended use. "It's one thing to park and store vessels, that's one thing. To work on vessels and the environments risks that you can have potentially next to a water way is extremely important. i.e. grinding bottom paint off right next to a water way."

Larry Gilman stated that, "My key words are I'm not going to use it for storage, just maintenance. So it'll basically be a moving stock." Peter asked Larry, "Is boat work being done on that lot. Are you working on hulls, or is it storage only?" Larry replied that there is currently a little work being done right now. Peter asked Larry if he was concerned with doing hull work so close to a water way. Larry's response was inaudible.

Larry Gilman said, "The boat repair service will enable boat owners to hire local people to work on their boats which will create jobs which will be a positive input on the community."

Victor Shen announced, "I have concerns if the lot has been used as long term snow storage in the past; then there is planned future use with the City. It'll create cost for us if we have to haul the snow."

Scott Korbe added, "The land is part of the master lease with the railroad; any revenue generated will be shared with the railroad."

There was further discussion about this topic by the council members.

Mark Lynch stated that if council is considering offering a short term lease, they should consider putting a firm end date and a restriction that they can't do bottom work there which would contaminate the soil. Mark's understanding was that it was going to be used as a staging area where he could pull boats out and

park them there until he can move them to his shop to work on them. Mark added, “Larry did not get permission to do work there. The boats are not there by any city’s permission, they just went there.” Dan Blair asked Larry “In the event that SERVS need to deploy their equipment there, would this operation interfere with that deployment?” Larry replied, “Absolutely not.” Mark reminded Larry that this was an opportunity for him to present his idea to the council, if action is taken, it will be done under New Business.

B. Ted Spencer – Tourism Signs & Earthquake Memorial

Ted Spencer stated that is he interested in marketing Whittier to the world as a destination for summer tourism. He would like to add point of interest signs along the waterfront walkway which explains the history of Whittier. He also wants to create a brochure which identifies the amenities of Whittier and what there is to do here. He requested matching funding from the City to purchase the walking tour signs.

There was a lengthy discussion on whether or not the Whittier Chamber of Commerce should tackle this project. Peter Denmark requested more specifics for the plan.

There was further discussion about who would install and maintain the signs.

Victor Shen asked the harbormaster and public works director if this is within their capabilities and capacities to have more signs. The harbormaster replied that it is, as long as the signs are metal and low maintenance. He then asked Ted, “What will the signs be mounted to and will the costs include what it will be mounted to.” Ted replied that it did not.

Victor Shen requested that they be able to preview the signs before they’re constructed since they’ll be our responsibility. Ted Spencer replied that he will involve the city in the process.

Dan Blair asked Mark Lynch if this can be put in the 2017 budget. Mark replied that it’s an option, once the actual cost is known.

13. ORDINANCES

A. Introduction (1st reading)

1. #04-2016- An ordinance amending WMC 8.04, “Fireworks”

MOTION: Victor Shen made a motion to introduce ordinance #04-2016, amending the word Fire Chief on section 2, A to Director of Public Safety, and setting the public hearing for June 21, 2016.

SECONDED: Peter Denmark

VOTE: 6-0

2. #05-2016- An ordinance amending WMC 2.26.050, “Duties of the City Clerk”

MOTION: Victor Shen made a motion to introduce ordinance #05-2016, setting the public hearing for June 21, 2016.

SECONDED: Ata Ma’ae

VOTE: 6-0

3. #06-2016- An ordinance enacting WMC 10.24, “Stopping, Standing and Parking”

MOTION: Peter Denmark made a motion to introduce ordinance #06-2016, with an amendment to remove City Clerk on Section 10.24.240 Appeals, and setting the public hearing for June 21, 2016.

SECONDED: Ata Ma’ae

VOTE: 6-0

B. PUBLIC HEARING (2ND reading)

None

The council recessed at 9:10 pm and reconvened at 9:25 pm.

15. RESOLUTIONS

1. #17-2016- A resolution requesting FY2017 PILT

MOTION: Peter Denmark made a motion to adopt resolution #17-2016, with an amendment to change heading of the resolution from 2017 to 2016.

SECONDED: Victor Shen

VOTE: 6-0

2. #18-2016- A resolution declaring an economic hardship.

MOTION: Victor Shen made a motion to adopt resolution #18-2016 with the following amendments.

Change the amount of \$5,000,000 on the 10th paragraph to “more than \$2,500,000” and delete paragraphs 17 and 18.

SECONDED: Debra Hicks

VOTE: 6-0

3. #19-2016- A resolution adopting the Port & Harbor Commission Goals and Priorities for 2016.

MOTION: Victor Shen made a motion to adopt resolution #19-2016 with the following amendments to the Goals and Priorities list.

1. Change “Complete the Whittier Harbor” to Complete the Whittier Harbor Renovation
2. Change “Review and Develop Current Harbor Policy and Procedures” to Review and Advise Updates to Harbor Policy and Procedures

SECONDED: Peter Denmark

VOTE: 6-0

16. COUNCIL DISCUSSION

Peter Denmark thanked the Mayor and City Manager for the Economic Hardship Resolution. He stated it was very timely and will be a powerful tool in the ongoing railroad land swap negotiations.

Victor Shen stated upon receipt of the grant they received from the Kenai Mountain Turnagain Heritage Area, the recommendation they had for the committee was that they gain support from the council in acknowledging that the land south of the school would be designated as a city park. He added that it might help them acquire grants in the future.

Dan Blair asked if the Parks & Rec. Plan can be amended to include the land as a designated park. He also stated that he'd like a trail that would connect the park to the west side of the parking area along Whittier Creek so that there will be a safe pedestrian egress to the park.

Scott Korbe reminded the council that city employees and staff are not permitted to talk to the property owner, Jim Barnett. A local citizen and member of the Parks & Rec. Committee talked to Jim Barnett and the general manager, Gwen and obtained permission to recreate the original dike trail this summer.

Peter Denmark would like to explore finding funding to complete the new public safety building. There was discussion about possible options.

Due to time restraints, Peter Denmark suggested that the Executive Session be postponed until the next meeting.

17. CITIZEN'S DISCUSSION

None

18. EXECUTIVE SESSION

Postponed until the next meeting.

19. UNFINISHED BUSINESS

A. Shotgun Cove Road Project

Work began again on May 1st and substantial progress has been made. Scott Korbe provided the council members with pictures showing progress of the work. One culvert has been completed and the one on the other side is ¾ done. Installation of the head walls and tail walls have begun. The estimated substantial completion date is June 15th with the final completion by July 4th.

B. ARRC/COW Land Swap

Covered in the City Manager's report.

C. Improve Salmon Sport Fishing in Northwest PWS

Nothing new to report.

D. Whittier Manor Lease

Not discussed during this meeting.

E. Public Safety Complex- Phase 2

Discussed under Council discussion, item #16.

F. Paddle Craft Launch

Scott Korbe stated that pricing did not come in as expected for the kayak road access. He and the city manager will develop a bid strategy for the future on what will be done.

20. NEW BUSINESS

A. Safe Boating Proclamation

With all council members in favor of the proclamation, Mayor Dan Blair signed the Safe Boating Proclamation.

B. Lease Extension – Great Pacific

Mark reported that he has been working with Roger Stiles. Roger requested that they be able to lease land that would replace the land they lost. Mark asked Roger if they were closing down and he replied that they have not committed to anything except that they would not do fish from the flats. He would like to continue with the lease on the egg house. The lease rate has been reduced because they lost the outside storage area. The lease extension will have taken effect January 1, so this is done in retrospect.

Roger is in favor of getting the lease extension approved through the end of December. He would like to lease additional property to store boats and equipment.

MOTION: Victor Shen made a motion to authorize the City Manager to extend the lease extension of Great Pacific.

SECONDED: Debra Hicks

VOTE: 6-0

C. Tourism Signs & Earthquake Memorial

Council requested more information from Ted Spencer before making a decision. Council member, Debra Hicks, requested that they preview the designs of the signs.

Scott Korbe reported that Col. Brooks was in town along with Col. De Rocky working on the monument. They directed Scott to contact Bruce Sexauer. He'll try to schedule a meeting with the US Army Corps Regulatory, Stevenson, to discuss a potential launch facility.

D. Gilman Lease Exchange

Peter Denmark stated that there is no policy in place, and what they do will set a precedence regarding lease exchanges. Mark added, "Larry came and asked me if f he could lease the property down at the sewer plant, I told him no. We told him no because at that time, GP had already asked about space so he told him no; it wasn't available. He went there and moved anyways. I told Schofield to call him and tell him that he needed to move his stuff. That was what prompted the temporary use permit."

"His stuff appeared on city property and he's had it there for a couple of months now and he hasn't paid us anything. Now he wants to do a short term thing because if we don't do this tonight, I'm going to give Chief Schofield the opportunity to once again call him and say move your stuff."

Peter stated that they have a process problem.

21. ADJOURNMENT

MOTION: Peter Denmark moved to adjourn the meeting at 10:34 p.m.

SECONDED: Ata Ma'ae seconded the motion.

VOTE: Motion passed unanimously.

Attest:

Jennifer Rogers
Interim City Clerk

Daniel Blair
Mayor

**THE BOARD OF EQUALIZATION HEARING
TUESDAY, MAY 17, 2016
6:15 P.M.
THE COUNCIL CHAMBERS
P-12 BUILDING**

MINUTES

1. CALL TO ORDER

Mayor Daniel Blair called the meeting to order at 6:06 pm

2. ROLL CALL

A. Council Members Present: Victor Shen, Debra Hicks, Ata Ma'ae, Monty Irvin and Dan Blair

B. Council Members Absent: David Pinguoch

C. Administration Present; Jennifer Rogers, Interim City Clerk; Dyanna Pratt, Tax Administrator and Mark Lynch, City Manager

Others Present included: Arnie Erickson, Assessor from Appraisal Company of Alaska and Peter Denmark.

3. TURN MEETING OVER TO ASSESSORS – Arnie Erickson

A. Assessor will read appeal or Appellant to state appeal.

B. Assessor will present a recommendation

C. Board to ask questions

D. Board to make a motion

E. Board to vote

F. Repeat the process for each appeal

Mayor Dan Blair turned the meeting over to Mr. Arnie Erickson, Assessor from the Appraisal Company of Alaska.

Arnie Erickson reported to council that he received 21 appeals this year, 19 in the marina and 2 in the lease area. Of the 19 in the marina, 14 were resolved. The five presented to the council have not been resolved despite numerous attempts to contact the appellants. Mr. Erickson asked the council concur with his recommendations. Of the five appeals not resolves, two are from Steve Lloyd, one from Steven Kulin, one from Tom Loret and Bob Hunt and one from Noel Therrien.

Arnie Erickson stated that this is the fourth year that Peter Denmark has appealed the assessment to Lots 11 and 13 of the harbor view. Both leased lots have severe erosion. Photos of the erosion were included in the packet. Mr. Erickson stated that he takes pictures of the erosion annually. He added that the erosion is creeping under the building.

Peter Denmark mentioned in his letter that there has been survey work done which identifies the percentage of loss. Mr. Erickson recommended that the land value not be changed as he feels he adequately addressed it at this time. He recommended that the building value be lowered on the kayak operation located at the triangle, which isn't under appeal. No changes in land value, but a change in the structure value.

Dan Blair asked Peter Denmark if he agreed with the land value change for Lot 11. Peter Denmark stated this has been an ongoing problem since he bought the property in 2004. He said, "I have a file of letters, six inches thick, to the City addressing these issues to which no official response has ever been generated. With the lot approaching half of what it's supposed to be platted for, we had hoped to bring our operation onto the two lots and get out of the lease lot at the triangle." Peter described the difficulties he has faced in maintaining the property; he can't expand his business or improve the building because the infrastructure is disappearing.

Peter would like the responsible party to recognize the problem, whether it be the city or the railroad. There was discussion about the possible ways and costs involved to remedy the problem.

There was some brief discussion regarding the parcels being appealed.

Mark Lynch asked Scott Korbe what are the chances of restoring the property to its original state. Scott Korbe replied that the probability is good. A new Corps permit might not be required if it falls under emergency restoration.

Peter Denmark reported that he'd like to sell the business or the lots in the future but he feels that he won't be able to get what he paid for them.

MOTION: Victor Shen made a motion to uphold the assessor's value as stated in his document for Peter Denmark, Lot 11 of the Harborview, Alaska Sea Kayakers.

SECONDED: Debra Hicks seconded the motion.

VOTE: Ata Ma'ae: Yes, Debra Hicks: Yes, Victor Shen: Yes, Monty Irvin: Yes, Dan Blair: Yes

Motion passed 5-0

MOTION: Victor Shen made a motion to uphold the assessor's value as stated in his document for Peter Denmark, Lot 13 of the Harborview, Alaska Sea Kayakers.

SECONDED: Debra Hicks seconded the motion.

VOTE: Ata Ma'ae: Yes, Debra Hicks: Yes, Victor Shen: Yes, Monty Irvin: Yes, Dan Blair: Yes

Motion passed 5-0

Mayor Dan Blair excused himself from the hearing and asked Peter Denmark to chair the meeting at 7:01 pm.

MOTION: Ata Ma'ae made a motion to uphold the assessor's value as stated in his document for Noel Therrien, Whittier Marina Condo- J-05.

SECONDED: Monty Irvin seconded the motion.

VOTE: Ata Ma'ae: Yes, Debra Hicks: Yes, Victor Shen: Yes, Monty Irvin: Yes

Motion passed 4-0

MOTION: Victor Shen made a motion to uphold the assessor's value as stated in his document for Steve Lloyd, Whittier Marina Condo, L-04.

SECONDED: Debra Hicks seconded the motion.

VOTE: Ata Ma'ae: Yes, Debra Hicks: Yes, Victor Shen: Yes, Monty Irvin: Yes

Motion passed 4-0

MOTION: Victor Shen made a motion to uphold the assessor's value as stated in his document for Steve Lloyd, Whittier Marina Condo, L-09.

SECONDED: Debra Hicks seconded the motion.

VOTE: Ata Ma'ae: Yes, Debra Hicks: Yes, Victor Shen: Yes, Monty Irvin: Yes

Motion passed 4-0

MOTION: Victor Shen made a motion to uphold the assessor's value as stated in his document for Tom Laret, Whittier Marina Condo, J-24.

SECONDED: Debra Hicks seconded the motion.

VOTE: Ata Ma'ae: Yes, Debra Hicks: Yes, Victor Shen: Yes, Monty Irvin: Yes

Motion passed 4-0

MOTION: Victor Shen made a motion to uphold the assessor's value as stated in his document for Stephen Kulin, Whittier Marina Condo, L-03

SECONDED: Debra Hicks seconded the motion.

VOTE: Ata Ma'ae: Yes, Debra Hicks: Yes, Victor Shen: Yes, Monty Irvin: Yes

Motion passed 4-0

4. ADJOURNMENT

Victor Shen made a motion was made to adjourn at 7:08 pm

Seconded by Debra Hicks

Motion passed unanimously.

ATTEST:

Jennifer Rogers
Interim City Clerk

Daniel Blair
Mayor



THE CITY OF WHITTIER

Gateway to Western Prince William Sound

P.O. Box 608 • Whittier, Alaska 99693 • (907) 472-2327 • Fax (907) 472-2404

To: Mayor and Council

From: Mark Lynch, City Manager

Subject: Manager's report

Date: June 16, 2016 (for 6/21/16 Council meeting)

ARRC: The City Attorney, Mayor and City Manager met with ARRC on June 6th, 2016. The meeting centered on terms for management of the DeLong Dock. We will be meeting with ARRC again soon to continue this discussion as well as expand to include matters of the Master Lease and Land Swap.

Personnel: We have posted locally for an office receptionist and will be posting for the City Clerk and Assistant City Manager within the next few weeks.

Insurance: I have been working with Doug Brown to increase coverages on City property while reducing costs. Doug will be at our meeting to discuss any questions. While there may be some variations between departments and line items as insurance costs are appropriately allocated, overall we are well within budgeted amounts.

Harbor: The Harbormaster office roof and siding is nearly complete. Andy is managing the Harbor operations very well, and is

IRT (Innovative Readiness Training): We are on their list of projects for the summer of 2017.

Tideland Zoning: We are working on creating maps to identify the tidelands and the appropriate zoning.

Girdwood Policing: Due to the delay in decision making by Girdwood we are unable to have policing in place by July 1. We have been asked to provide coverage during Forest Fair. Chief Schofield has been working to calculate pricing, since officers will need to be hired on a temporary basis for this, as well as locating housing, etc. This will be discussed at the Council meeting.

Public Safety Building: We are told that foundation work will begin this week and steel will begin arriving in July. I plan to approve a change order for adding concrete to the 2nd & 3rd floors. This can be covered from existing contingency in the project. There is some risk that some other unknown cost may arise, but the change order cost has been examined closely and is determined to be a significant cost savings if done now rather than later.

Ocean Dock: The Ocean Dock has been repaired with a total cost of around \$50,000. This is much less than the initial estimates of around \$150,000.

GP: GP has filed bankruptcy and is no longer operating.

Historic Railroad Monument: Significant progress has been made on relocation of the historic Railroad Monument to the area near the South entrance to the pedestrian tunnel. Many thanks to volunteers from the Corps of Engineers.

Audit: The on-site work is complete and we are awaiting a draft audit report.

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 5 MONTHS ENDING MAY 31, 2016**

GENERAL FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>TAXES</u>						
01-310-4005	FISH TAX	0.00	28,503.60	150,000.00	121,496.40	19.0
01-310-4006	MOTOR VEHICLE REGISTRATION	0.00	0.00	4,000.00	4,000.00	-
01-310-4007	LIQUOR TAX	0.00	5,600.00	5,600.00	0.00	100.0
01-310-4009	ELEC & TELE CO-OP TAX	0.00	0.00	3,000.00	3,000.00	-
01-310-4200	SALES TAX	4,032.76	19,689.88	575,000.00	555,310.12	3.4
01-310-4201	PROPERTY TAX - REAL	0.00	693.48	380,000.00	379,306.52	0.2
01-310-4202	PROPERTY TAX - PERSONAL	0.00	-1,724.44	250,000.00	251,724.44	(0.7)
01-310-4205	BUSINESS TRANSPORTATION TAX	2,806.51	2,979.01	300,000.00	297,020.99	1.0
TOTAL TAXES		6,839.27	55,741.53	1,667,600.00	1,611,858.47	3.3
<u>LICENSES & PERMITS</u>						
01-320-4250	BUSINESS LICENSES	0.00	700.00	3,500.00	2,800.00	20.0
01-320-4251	USER FEES & PERMITS	0.00	70.00	2,500.00	2,430.00	2.8
01-320-4312	AMBULANCE FEES	0.00	0.00	60,000.00	60,000.00	-
TOTAL LICENSES & PERMITS		0.00	770.00	66,000.00	65,230.00	1.2
<u>INTERGOVERNMENTAL REVENUE</u>						
01-330-4002	STATE REVENUE SHARING	0.00	0.00	50,000.00	50,000.00	-
01-330-4003	STATE PAY-IN-LIEU OF TAXES	0.00	0.00	35,000.00	35,000.00	-
01-330-4011	EMS SMALL GRANT	0.00	0.00	2,500.00	2,500.00	-
01-330-4025	NAT'L FOREST SERVICE RECEIPTS	0.00	33,934.67	30,000.00	-3,934.67	113.1
TOTAL INTERGOVERNMENTAL REVENUE		0.00	33,934.67	117,500.00	83,565.33	28.9
<u>LEASES</u>						
01-345-4505	LEASE INCOME OTHER NOT THRU AR	0.00	1,834.35	0.00	-1,834.35	-
01-345-4512	LEASE INCOME - ARRC AGREEMENT	1,120.00	4,480.00	0.00	-4,480.00	-
01-345-4515	LEASE INCOME - CITY LAND	9,051.75	36,207.00	160,000.00	123,793.00	22.6
01-345-4525	LAND USE RENT	100.00	400.00	0.00	-400.00	-
TOTAL LEASES		10,271.75	42,921.35	160,000.00	117,078.65	26.8
<u>FINES & CITATIONS</u>						
01-350-4261	PSD FINES & CITATIONS	0.00	217.00	5,000.00	4,783.00	4.3
01-350-4262	PSD PARKING TICKETS CIVIL	100.00	100.00	0.00	-100.00	-
TOTAL FINES & CITATIONS		100.00	317.00	5,000.00	4,683.00	6.3

**CITY OF WHITTIER
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GENERAL FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>MISCELLANEOUS</u>						
01-360-4099	MISCELLANEOUS REVENUE	56.25	548.00	0.00	-548.00	0
01-360-4204	INTEREST & PENALTIES	1,141.54	1,141.54	3,000.00	1,858.46	38.1
01-360-4271	DONATIONS - EMS/FIRE/POL	0.00	180.00	500.00	320.00	36
01-360-4900	INTEREST ON BANK ACCOUNTS	111.79	640.62	16,238.00	15,597.38	4
01-360-4902	INTEREST ON ESCROW ACCOUNTS	0.00	154.00	1,200.00	1,046.00	12.8
01-360-4914	TRANSFIELD - TUNNEL CONTRAC	0.00	0.00	60,000.00	60,000.00	0
TOTAL MISCELLANEOUS		<u>1,309.58</u>	<u>2,664.16</u>	<u>80,938.00</u>	<u>78,273.84</u>	<u>3.3</u>
 <u>TRANSFERS & OTHER</u>						
01-390-4990	TRANSFER FROM CVP FUND	0.00	158,000.00	158,000.00	0.00	100
TOTAL TRANSFERS & OTHER		<u>0.00</u>	<u>158,000.00</u>	<u>158,000.00</u>	<u>0.00</u>	<u>100</u>
 TOTAL FUND REVENUE		 18,520.60	 294,348.71	 2,255,038.00	 1,960,689.29	 13.1

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
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GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT	
<u>ADMIN</u>						
01-400-6000	SALARIES & WAGES	21,490.97	110,303.87	276,242.00	165,938.13	39.9
01-400-6030	FICA TAXES	311.64	1,554.15	4,006.00	2,451.85	38.8
01-400-6040	WORKER'S COMP.	248.74	940.97	1,774.00	833.03	53.0
01-400-6050	ESC TAXES	319.31	1,843.15	4,608.00	2,764.85	40.0
01-400-6060	HEALTH & LIFE INSURANCE	2,707.61	12,560.65	52,920.00	40,359.35	23.7
01-400-6070	PERS RETIREMENT	3,458.85	18,750.83	60,773.00	42,022.17	30.9
01-400-6205	ADVERTISING	0.00	0.00	2,100.00	2,100.00	-
01-400-6210	B.T.I. CONDO FEES	470.81	3,756.37	10,643.00	6,886.63	35.3
01-400-6212	CONDO MAINTENANCE	0.00	3,370.25	3,000.00	-370.25	112.3
01-400-6220	BANK SERVICES CHARGES	809.18	1,621.92	4,000.00	2,378.08	40.6
01-400-6240	COMMUNITY SUPPORT-DONATIONS	0.00	0.00	500.00	500.00	-
01-400-6280	DUES & SUBSCRIPTIONS	0.00	873.88	1,800.00	926.12	48.6
01-400-6410	INSURANCE - LIABILITY	0.00	0.00	20,112.00	20,112.00	-
01-400-6440	INSURANCE - PROPERTY	0.00	0.00	5,783.00	5,783.00	-
01-400-6540	LICENSES & PERMITS	0.00	0.00	150.00	150.00	-
01-400-6541	PENALTIES & FEES	0.00	0.00	350.00	350.00	-
01-400-6565	OUTSIDE CONTRACTORS	452.45	6,163.95	15,000.00	8,836.05	41.1
01-400-6570	PHYSICAL EXAMS & BACKGROUND CK	0.00	78.00	250.00	172.00	31.2
01-400-6580	POSTAGE	10.72	868.51	5,000.00	4,131.49	17.4
01-400-6600	PROF. FEES - AUDIT	740.00	740.00	39,000.00	38,260.00	1.9
01-400-6610	PROF. FEES - ACCOUNTING	900.00	4,950.00	120,000.00	115,050.00	4.1
01-400-6620	PROF. FEES - APPRAISAL	3,000.00	5,000.00	20,000.00	15,000.00	25.0
01-400-6625	PROF. FEES - FINANCIAL SOFTWARE	3,725.00	14,900.00	45,000.00	30,100.00	33.1
01-400-6635	PROF. FEES - COMPUTER SUPPORT	297.50	297.50	15,000.00	14,702.50	2.0
01-400-6636	PROF FEES - WEB SITE SUPPORT	420.00	1,345.00	3,000.00	1,655.00	44.8
01-400-6645	PROF. FEES - GRANT ADM.	0.00	0.00	30,000.00	30,000.00	-
01-400-6650	PROF. FEES - LEGAL	8,903.35	26,293.42	150,000.00	123,706.58	17.5
01-400-6675	COMPREHENSIVE PLAN	0.00	250.00	20,000.00	19,750.00	1.3
01-400-6770	TRAVEL, TRAINING & DEV.	0.00	4,471.61	20,000.00	15,528.39	22.4
01-400-7351	EQUIPMENT MAINT. AGREEMENTS	0.00	668.40	8,600.00	7,931.60	7.8
01-400-7450	REPAIRS-OFFICE EQUIPMENT	0.00	0.00	500.00	500.00	-
01-400-8550	SUPPLIES - OFFICE	-140.98	1,802.34	7,500.00	5,697.66	24.0
01-400-8750	SUPPLIES - PRINTING	0.00	244.98	1,000.00	755.02	24.5
01-400-9000	UTILITIES - INTERNET	455.00	2,840.92	10,000.00	7,159.08	28.4
01-400-9070	UTILITIES - TELEPHONE	272.97	2,403.41	7,000.00	4,596.59	34.3
01-400-9100	MISCELLANEOUS EXPENSES	61.36	61.36	1,000.00	938.64	6.1
01-400-9300	PROJECT DEVELOPMENT	473.00	1,659.70	35,000.00	33,340.30	4.7
01-400-9900	INTERDEPARTMENT SUPPORT	-11,794.84	-58,974.20	-176,538.00	-117,563.80	(33.4)
	TOTAL ADMIN	37,592.64	171,640.94	825,073.00	653,432.06	20.8

**CITY OF WHITTIER
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GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>COUNCIL</u>					
01-401-6240					
CITY COUNCIL-COMMUNITY SUPPORT	0.00	0.00	3,000.00	3,000.00	-
01-401-6280					
DUES & SUBSCRIPTIONS	0.00	50.00	150.00	100.00	33.3
01-401-6325					
FIREWORKS	0.00	0.00	12,500.00	12,500.00	-
01-401-6710					
PUBLIC RELATIONS	0.00	0.00	250.00	250.00	-
01-401-6770					
TRAVEL, TRAINING & DEV.	84.95	342.71	10,000.00	9,657.29	3.4
01-401-6800					
COUNCIL CHAMBER IMPROV	0.00	0.00	40,000.00	40,000.00	-
01-401-8550					
SUPPLIES - OFFICE	62.95	62.95	100.00	37.05	63.0
01-401-9070					
UTILITIES - TELEPHONE	0.00	22.00	400.00	378.00	5.5
01-401-9500					
LOBBYIST FEES	6,250.00	35,500.00	108,000.00	72,500.00	32.9
TOTAL COUNCIL	<u>6,397.90</u>	<u>35,977.66</u>	<u>174,400.00</u>	<u>138,422.34</u>	<u>20.6</u>
<u>COMMISSION</u>					
01-402-6000					
SALARIES & WAGES	499.43	2,265.14	11,070.00	8,804.86	20.5
01-402-6030					
FICA TAXES	7.24	34.23	161.00	126.77	21.3
01-402-6040					
WORKER'S COMP	48.15	163.85	345.00	181.15	47.5
01-402-6050					
ESC TAXES	9.44	94.03	310.00	215.97	30.3
01-402-6060					
HEALTH & LIFE INSURANCE	198.96	596.88	2,520.00	1,923.12	23.7
01-402-6070					
PERS RETIREMENT	109.87	315.84	2,435.00	2,119.16	13.0
01-402-6760					
TRAINING & PROF DEVELOPMENT	0.00	0.00	250.00	250.00	-
01-402-9100					
MISCELLANEOUS EXPENSES	0.00	210.92	250.00	39.08	84.4
TOTAL COMMISSION	<u>873.09</u>	<u>3,680.89</u>	<u>17,341.00</u>	<u>13,660.11</u>	<u>21.2</u>
<u>ELECTIONS</u>					
01-420-6100					
VOLUNTEER SUPPORT	0.00	0.00	1,200.00	1,200.00	-
01-420-6205					
ADVERTISING	0.00	0.00	600.00	600.00	-
TOTAL ELECTIONS	<u>0.00</u>	<u>0.00</u>	<u>1,800.00</u>	<u>1,800.00</u>	<u>-</u>

**CITY OF WHITTIER
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GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>PUBLIC SAFETY</u>				
01-510-6000	33,848.77	120,548.40	354,198.00	233,649.60	34.0
01-510-6030	741.24	2,879.22	8,540.00	5,660.78	33.7
01-510-6040	2,973.07	11,251.13	21,220.00	9,968.87	53.0
01-510-6050	628.00	2,346.94	6,761.00	4,414.06	34.7
01-510-6060	4,064.05	11,268.68	63,000.00	51,731.32	17.9
01-510-6070	7,563.17	22,381.89	70,492.00	48,110.11	31.8
01-510-6091	160.00	470.00	2,300.00	1,830.00	20.4
01-510-6100	0.00	0.00	1,500.00	1,500.00	-
01-510-6205	0.00	0.00	50.00	50.00	-
01-510-6210	165.65	978.90	2,500.00	1,521.10	39.2
01-510-6280	0.00	0.00	100.00	100.00	-
01-510-6410	0.00	5,444.25	4,938.00	-506.25	110.3
01-510-6420	0.00	0.00	10,524.00	10,524.00	-
01-510-6440	0.00	0.00	289.00	289.00	-
01-510-6490	0.00	0.00	10,000.00	10,000.00	-
01-510-6540	0.00	0.00	100.00	100.00	-
01-510-6565	0.00	316.00	1,500.00	1,184.00	21.1
01-510-6570	0.00	114.13	1,000.00	885.87	11.4
01-510-6580	0.00	32.87	200.00	167.13	16.4
01-510-6700	0.00	0.00	1,000.00	1,000.00	-
01-510-6735	38.12	8,384.73	14,000.00	5,615.27	59.9
01-510-6761	1,000.00	4,000.00	12,000.00	8,000.00	33.3
01-510-6770	180.88	3,008.79	9,000.00	5,991.21	33.4
01-510-7100	0.00	53.70	1,500.00	1,446.30	3.6
01-510-7150	119.96	387.64	1,800.00	1,412.36	21.5
01-510-7200	667.70	1,227.66	500.00	-727.66	245.5
01-510-7350	355.80	2,731.01	3,050.00	318.99	89.5
01-510-7400	4,485.02	10,745.16	18,300.00	7,554.84	58.7
01-510-7750	0.00	2,647.39	22,500.00	19,852.61	11.8
01-510-8020	0.00	0.00	1,200.00	1,200.00	-
01-510-8100	0.00	548.98	750.00	201.02	73.2
01-510-8150	2,047.88	2,234.39	5,000.00	2,765.61	44.7
01-510-8550	0.00	540.45	3,500.00	2,959.55	15.4
01-510-8650	3,146.44	3,146.44	4,800.00	1,653.56	65.6
01-510-8950	1,323.24	1,323.24	10,700.00	9,376.76	12.4
01-510-9000	611.66	4,871.92	15,000.00	10,128.08	32.5
01-510-9010	257.20	1,268.77	3,200.00	1,931.23	39.7
01-510-9040	240.18	2,782.14	6,400.00	3,617.86	43.5
01-510-9070	431.10	4,059.69	14,000.00	9,940.31	29.0
01-510-9200	0.00	0.00	2,000.00	2,000.00	-
	<u>65,049.13</u>	<u>231,994.51</u>	<u>709,412.00</u>	<u>477,417.49</u>	<u>32.7</u>

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
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GENERAL FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>CLINIC</u>						
01-535-6210	B.T.I. CONDO FEE	909.07	4,675.35	11,684.00	7,008.65	40.0
01-535-6211	RENTAL UNIT	0.00	535.96	1,000.00	464.04	53.6
01-535-9100	MISCELLANEOUS EXP	0.00	0.00	9,000.00	9,000.00	-
	TOTAL CLINIC	909.07	5,211.31	21,684.00	16,472.69	24.0

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
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GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>PUBLIC WORKS</u>					
01-600-6000	7,859.18	49,111.79	153,694.00	104,582.21	32.0
01-600-6030	113.96	1,218.41	5,205.00	3,986.59	23.4
01-600-6040	917.46	3,471.71	6,548.00	3,076.29	53.0
01-600-6050	148.54	1,047.40	2,911.00	1,863.60	36.0
01-600-6060	1,524.10	6,147.30	18,900.00	12,752.70	32.5
01-600-6070	1,729.04	10,766.19	23,283.00	12,516.81	46.2
01-600-6091	0.00	10.00	0.00	-10.00	-
01-600-6420	0.00	0.00	3,870.00	3,870.00	-
01-600-6440	0.00	0.00	12,154.00	12,154.00	-
01-600-6490	0.00	0.00	5,000.00	5,000.00	-
01-600-6540	180.00	244.38	250.00	5.62	97.8
01-600-6565	0.00	0.00	10,000.00	10,000.00	-
01-600-6570	206.00	206.00	500.00	294.00	41.2
01-600-6740	0.00	707.53	1,500.00	792.47	47.2
01-600-6770	61.00	308.50	2,000.00	1,691.50	15.4
01-600-7100	0.00	578.12	5,000.00	4,421.88	11.6
01-600-7210	0.00	0.00	15,000.00	15,000.00	-
01-600-7350	0.00	784.97	30,000.00	29,215.03	2.6
01-600-7750	153.56	2,323.57	45,000.00	42,676.43	5.2
01-600-8550	0.00	0.00	500.00	500.00	-
01-600-8950	0.00	0.00	1,000.00	1,000.00	-
01-600-8970	0.00	0.00	2,000.00	2,000.00	-
01-600-8995	313.05	313.53	15,000.00	14,686.47	2.1
01-600-9000	243.00	1,215.00	5,938.00	4,723.00	20.5
01-600-9010	2,104.28	12,536.76	31,500.00	18,963.24	39.8
01-600-9040	1,080.82	12,251.21	35,000.00	22,748.79	35.0
01-600-9070	100.87	1,028.93	2,500.00	1,471.07	41.2
01-600-9095	0.00	113.16	8,000.00	7,886.84	1.4
01-600-9900	-2,916.66	-14,583.30	-35,000.00	-20,416.70	(41.7)
	<u>13,818.20</u>	<u>89,801.16</u>	<u>407,253.00</u>	<u>317,451.84</u>	<u>22.1</u>
<u>PROPERTY & FACILITIES</u>					
01-700-6210	944.88	3,211.08	5,407.00	2,195.92	59.4
01-700-6215	0.00	186.13	1,000.00	813.87	18.6
01-700-7100	0.00	65.00	5,000.00	4,935.00	1.3
01-700-9000	122.00	580.00	1,500.00	920.00	38.7
	<u>1,066.88</u>	<u>4,042.21</u>	<u>12,907.00</u>	<u>8,864.79</u>	<u>31.3</u>
<u>PARKS AND RECREATION</u>					
01-800-8950	0.00	3,273.00	20,000.00	16,727.00	16.3
	<u>0.00</u>	<u>3,273.00</u>	<u>20,000.00</u>	<u>16,727.00</u>	<u>16.3</u>

**CITY OF WHITTIER
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GENERAL FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
01-910-9530	GF ADMN CAPITAL OUTLAY					
	CAPITOL OUTLAY - COMP	0.00	1,024.83	5,000.00	3,975.17	20.5
	TOTAL GF ADMN CAPITAL OUTLAY	0.00	1,024.83	5,000.00	3,975.17	20.5
TOTAL FUND EXPENDITURES		125,706.91	546,646.51	2,194,870.00	1,648,223.49	20.3
NET REVENUE OVER EXPENDITURES		-81,044.49	-271,347.23	60,168.00	331,515.23	(281.9)

**CITY OF WHITTIER
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CRUISE SHIP TAX

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>TAXES - REVENUE</u>				
20-310-4008	0.00	721,325.00	800,000.00	78,675.00	90.2
	<u>CRUISE SHIP TAX</u>				
	0.00	721,325.00	800,000.00	78,675.00	90.2
	<u>TOTAL TAXES - REVENUE</u>				
	0.00	721,325.00	800,000.00	78,675.00	90.2
	<u>INVESTMENT EARNINGS</u>				
20-360-4900	2,004.50	11,487.25	15,044.00	3,556.75	76.4
	<u>EARNINGS ON INVESTMENT</u>				
	2,004.50	11,487.25	15,044.00	3,556.75	76.4
	<u>TOTAL INVESTMENT EARNINGS</u>				
	2,004.50	11,487.25	15,044.00	3,556.75	76.4
	<u>TOTAL FUND REVENUE</u>				
	2,004.50	732,812.25	815,044.00	82,231.75	89.9

CRUISE SHIP TAX

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>DONATIONS - SUPPORT</u>				
20-400-6240	0.00	0.00	10,000.00	10,000.00	-
	<u>MUSEUM SUPPORT - DONATIONS</u>				
	0.00	0.00	10,000.00	10,000.00	-
	<u>TOTAL DONATIONS - SUPPORT</u>				
	0.00	0.00	10,000.00	10,000.00	-
	<u>TRANSFERS OUT</u>				
20-990-9990	0.00	158,000.00	158,000.00	0.00	100.0
	<u>TRANSFER TO GENERAL FUND</u>				
20-990-9993	0.00	0.00	2,500,000.00	2,500,000.00	-
	<u>TRANSFER TO PUBLIC SFTY BLDG</u>				
	0.00	158,000.00	2,658,000.00	2,500,000.00	5.9
	<u>TOTAL TRANSFERS OUT</u>				
	0.00	158,000.00	2,668,000.00	2,510,000.00	5.9
	<u>TOTAL FUND EXPENDITURES</u>				
	0.00	158,000.00	2,668,000.00	2,510,000.00	5.9
	<u>NET REVENUE OVER EXPENDITURES</u>				
	2,004.50	574,812.25	-1,842,956.00	-2,417,768.25	30.4

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 5 MONTHS ENDING MAY 31, 2016**

RAILROAD STATION IMPROVEMENT

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT	
	<u>GRANT REVENUE</u>					
22-330-4000		0.00	0.00	280,817.00	280,817.00	-
		0.00	0.00	280,817.00	280,817.00	-
		0.00	0.00	280,817.00	280,817.00	-

RAILROAD STATION IMPROVEMENT

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT	
	<u>GRANT EXPENDITURES</u>					
22-900-9200		2,570.24	2,570.24	280,817.00	278,246.76	0.9
		2,570.24	2,570.24	280,817.00	278,246.76	0.9
		2,570.24	2,570.24	280,817.00	278,246.76	0.9
		-2,570.24	-2,570.24	0.00	2,570.24	-

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 5 MONTHS ENDING MAY 31, 2016**

COMMUNITY DEVELOPMENT

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>GRANT REVENUES</u>				
24-330-4000					
	850.68	19,933.42	25,482.00	5,548.58	78.2
	<u>850.68</u>	<u>19,933.42</u>	<u>25,482.00</u>	<u>5,548.58</u>	<u>78.2</u>
	850.68	19,933.42	25,482.00	5,548.58	78.2

COMMUNITY DEVELOPMENT

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>GRANT EXPENDITURES</u>				
24-900-9200					
	220.53	1,316.20	25,482.00	24,165.80	5.2
	<u>220.53</u>	<u>1,316.20</u>	<u>25,482.00</u>	<u>24,165.80</u>	<u>5.2</u>
	220.53	1,316.20	25,482.00	24,165.80	5.2
	630.15	18,617.22	0.00	-18,617.22	-

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 5 MONTHS ENDING MAY 31, 2016**

PUBLIC WORKS/SAFETY COMPLEX

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>GRANT REVENUE</u>				
29-330-4010	1,131,681.55	1,504,821.55	1,939,729.00	434,907.45	77.6
	<u>GRANT REVENUE - STATE DCCED</u>				
	1,131,681.55	1,504,821.55	1,939,729.00	434,907.45	77.6
	<u>TOTAL GRANT REVENUE</u>				
	1,131,681.55	1,504,821.55	1,939,729.00	434,907.45	77.6
	<u>TRANSFERS FROM OTHER FUNDS</u>				
29-390-4982	0.00	0.00	2,500,000.00	2,500,000.00	-
	<u>TRANSFER IN</u>				
	0.00	0.00	2,500,000.00	2,500,000.00	-
	<u>TOTAL TRANSFERS FROM OTHER FUNDS</u>				
	0.00	0.00	2,500,000.00	2,500,000.00	-
	<u>TOTAL FUND REVENUE</u>				
	1,131,681.55	1,504,821.55	4,439,729.00	2,934,907.45	33.9

PUBLIC WORKS/SAFETY COMPLEX

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>CAPITAL EXPENDITURES</u>				
29-600-9200	85,143.59	1,809,124.78	4,439,729.00	2,630,604.22	40.8
	<u>CAPITAL EXPENDITURES-PUBLIC WO</u>				
	85,143.59	1,809,124.78	4,439,729.00	2,630,604.22	40.8
	<u>TOTAL CAPITAL EXPENDITURES</u>				
	85,143.59	1,809,124.78	4,439,729.00	2,630,604.22	40.8
	<u>TOTAL FUND EXPENDITURES</u>				
	85,143.59	1,809,124.78	4,439,729.00	2,630,604.22	40.8
	<u>NET REVENUE OVER EXPENDITURES</u>				
	1,046,537.96	-304,303.23	0.00	304,303.23	-

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 5 MONTHS ENDING MAY 31, 2016**

SHOTGUN COVE

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>STATE GRANT REVENUE</u>				
30-320-4068	17,081.81	674,310.67	1,191,999.00	517,688.33	56.6
30-320-4070	0.00	59,400.00	2,000,000.00	1,940,600.00	3.0
	<u>17,081.81</u>	<u>733,710.67</u>	<u>3,191,999.00</u>	<u>2,458,288.33</u>	<u>23.0</u>
	<u>FEDERAL GRANT REVENUE WFL</u>				
30-350-4063	0.00	0.00	1,951,875.00	1,951,875.00	-
	<u>0.00</u>	<u>0.00</u>	<u>1,951,875.00</u>	<u>1,951,875.00</u>	<u>-</u>
	17,081.81	733,710.67	5,143,874.00	4,410,163.33	14.3

SHOTGUN COVE

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>STATE GRANT EXPENDITURES</u>				
30-820-9204	0.00	17,081.81	1,191,999.00	1,174,917.19	1.4
30-820-9542	0.00	0.00	2,000,000.00	2,000,000.00	-
	<u>0.00</u>	<u>17,081.81</u>	<u>3,191,999.00</u>	<u>3,174,917.19</u>	<u>0.5</u>
	<u>FEDERAL GRANT EXPENDITURES WFL</u>				
30-850-9543	0.00	0.00	1,951,875.00	1,951,875.00	-
	<u>0.00</u>	<u>0.00</u>	<u>1,951,875.00</u>	<u>1,951,875.00</u>	<u>-</u>
	0.00	17,081.81	5,143,874.00	5,126,792.19	0.3
	17,081.81	716,628.86	0.00	-716,628.86	-

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 5 MONTHS ENDING MAY 31, 2016**

WATER AND WASTEWATER

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>CHARGES FOR SERVICES</u>				
50-340-4300	13,856.80	41,867.40	295,000.00	253,132.60	10.5
50-340-4350	6,736.13	25,057.70	155,000.00	129,942.30	12.8
50-340-4500	0.00	0.00	100.00	100.00	-
	<u>20,592.93</u>	<u>66,925.10</u>	<u>450,100.00</u>	<u>383,174.90</u>	<u>11.7</u>
	<u>MISCELLANEOUS</u>				
50-360-4901	610.85	3,500.61	5,000.00	1,499.39	70.0
50-360-4910	1,133.74	1,324.75	0.00	-1,324.75	-
	<u>1,744.59</u>	<u>4,825.36</u>	<u>5,000.00</u>	<u>174.64</u>	<u>96.5</u>
TOTAL FUND REVENUE	22,337.52	71,750.46	455,100.00	383,349.54	15.8

WATER AND WASTEWATER

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>OPERATION EXPENSES</u>				
50-800-6000	11,875.19	68,300.05	171,828.00	103,527.95	39.8
50-800-6030	172.18	989.82	2,491.00	1,501.18	39.7
50-800-6040	905.00	3,609.25	7,197.00	3,587.75	50.2
50-800-6050	218.23	1,213.43	2,775.00	1,561.57	43.7
50-800-6060	2,564.25	10,613.47	33,390.00	22,776.53	31.8
50-800-6070	2,612.54	14,740.28	37,802.00	23,061.72	39.0
50-800-6410	0.00	0.00	1,469.00	1,469.00	-
50-800-6420	0.00	0.00	2,025.00	2,025.00	-
50-800-6490	0.00	0.00	5,000.00	5,000.00	-
50-800-6540	0.00	150.00	1,400.00	1,250.00	10.7
50-800-6565	0.00	0.00	10,000.00	10,000.00	-
50-800-6570	0.00	0.00	500.00	500.00	-
50-800-6580	0.00	22.88	250.00	227.12	9.2
50-800-6740	0.00	119.98	2,500.00	2,380.02	4.8
50-800-6750	1,680.00	1,985.00	5,000.00	3,015.00	39.7
50-800-6770	0.00	0.00	5,000.00	5,000.00	-
50-800-7100	0.00	17.48	5,000.00	4,982.52	0.4
50-800-7350	0.00	473.14	8,000.00	7,526.86	5.9
50-800-7650	0.00	0.00	5,000.00	5,000.00	-
50-800-7750	0.00	194.39	3,500.00	3,305.61	5.6
50-800-8550	0.00	166.50	500.00	333.50	33.3
50-800-8950	0.00	0.00	400.00	400.00	-
50-800-8970	0.00	0.00	2,500.00	2,500.00	-
50-800-8995	0.00	0.00	4,000.00	4,000.00	-
50-800-9010	2,033.31	10,091.61	32,250.00	22,158.39	31.3
50-800-9040	465.92	5,055.42	13,500.00	8,444.58	37.5
50-800-9070	0.00	12.16	500.00	487.84	2.4
50-800-9900	3,792.50	18,962.50	45,510.00	26,547.50	41.7
	<u>26,319.12</u>	<u>136,717.36</u>	<u>409,287.00</u>	<u>272,569.64</u>	<u>33.4</u>
	<u>CAPITAL OUTLAY - FROM RESERVE</u>				
50-900-9580	0.00	0.00	495,000.00	495,000.00	-
	<u>0.00</u>	<u>0.00</u>	<u>495,000.00</u>	<u>495,000.00</u>	<u>-</u>
TOTAL FUND EXPENDITURES	26,319.12	136,717.36	904,287.00	767,569.64	15.1
NET REVENUE OVER EXPENDITURES	-3,981.60	-64,966.90	-449,187.00	-384,220.10	14.5

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 5 MONTHS ENDING MAY 31, 2016**

SMALL BOAT HARBOR

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT	
<u>CHARGES FOR SERVICES</u>						
51-340-4251	USER FEES & PERMITS	0.00	0.00	75.00	75.00	-
51-340-4401	MOORAGE - PREFERENTIAL (Billings)		516,718.74			
	ACTUAL Preferential Revenue	9,699.46	340,270.26	420,000.00	79,729.74	81.5
	MOORAGE - PREFERENTIAL (Balance-Aging)		176,448.48			
51-340-4402	MOORAGE - TRANSIENT (Billings)		185,584.72			
	<i>MOORAGE - TRANSIENT (Payments)</i>		<i>102,620.32</i>			
	MOORAGE - TRANSIENT (Balance-Aging)		82,964.40			
	<i>MOORAGE - TRANSIENT (Non-Billed Revenue)</i>	<i>26,990.34</i>	<i>64,278.60</i>			
	ACTUAL Transient Revenue	26,990.34	166,898.92	440,000.00	273,101.08	38.0
51-340-4403	BOAT LIFT FEES	808.50	2,525.50	13,000.00	10,474.50	19.4
51-340-4404	UTILITY FEES	4,465.59	15,726.00	60,000.00	44,274.00	26.2
51-340-4406	WHARFAGE FEES	440.27	7,643.11	10,000.00	2,356.89	76.4
51-340-4407	VESSEL TOW FEES	150.00	781.50	500.00	-281.50	156.3
51-340-4408	USED OIL COLLECTION F	180.30	258.90	1,200.00	941.10	21.6
51-340-4409	WAITING LIST FEES	300.00	14,700.00	18,000.00	3,300.00	81.7
51-340-4410	PUMP OUT FEES	225.00	900.00	500.00	-400.00	180.0
51-340-4411	LAUNCH FEES	12,755.00	24,105.00	100,000.00	75,895.00	24.1
51-340-4412	SHOWERS	240.00	324.00	2,500.00	2,176.00	13.0
51-340-4413	GRID	382.80	499.40	1,000.00	500.60	49.9
51-340-4414	VESSEL MAINTENANCE	262.50	262.50	6,000.00	5,737.50	4.4
51-340-4415	DRY STORAGE FEES	0.00	1,224.00	4,000.00	2,776.00	30.6
51-340-4416	PARKING - ANNUAL	28,050.00	32,300.00	73,000.00	40,700.00	44.3
51-340-4418	USER FEES	0.00	24.00	4,000.00	3,976.00	0.6
51-340-4426	PARKING DAILY	10,883.00	16,918.00	60,000.00	43,082.00	28.2
51-360-4430	CAMPING	1,067.00	1,067.00	0.00	-1,067.00	
51-340-4445	MISC. SERVICES	0.00	75.00	1,000.00	925.00	7.5
	TOTAL CHARGES FOR SERVICES	96,899.76	821,637.37	1,214,700.00	588,196.91	67.6
<u>LEASES INCOME</u>						
51-345-4512	LEASE - ARRC NET OF RR SHARE	9,605.39	38,211.56	66,000.00	27,788.44	57.9
	TOTAL LEASES INCOME	9,605.39	38,211.56	66,000.00	27,788.44	57.9
<u>OTHER REVENUE</u>						
51-360-4417	FUEL FLOAT INCOME	0.00	1,305.27	20,000.00	18,694.73	6.5
51-360-4900	INTEREST & LATE FEES ON A/R	0.00	0.00	4,000.00	4,000.00	-
51-360-4901	INTEREST ON BANK ACCO	610.90	3,500.89	5,000.00	1,499.11	70.0
51-360-4910	MISCELLANEOUS INCOME	5,903.34	6,403.34	0.00	-6,403.34	-
51-360-4914	RESALE ITEMS	0.00	0.00	500.00	500.00	-
	TOTAL OTHER REVENUE	6,514.24	11,209.50	29,500.00	18,290.50	41.6
	TOTAL FUND REVENUE	113,019.39	871,058.43	1,310,275.00	439,216.57	66.5

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 5 MONTHS ENDING MAY 31, 2016**

SMALL BOAT HARBOR

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>HARBOR OPERATIONS EXP</u>					
51-800-6000	31,116.20	157,544.29	461,555.00	304,010.71	34.1
51-800-6030	1,043.07	4,214.99	11,624.00	7,409.01	36.3
51-800-6040	3,148.25	7,575.66	15,949.00	8,373.34	52.5
51-800-6050	557.05	3,504.74	10,391.00	6,886.26	33.7
51-800-6060	4,419.48	21,478.85	94,500.00	73,021.15	22.7
51-800-6070	4,745.25	28,774.99	84,080.00	55,305.01	34.2
51-800-6205	0.00	0.00	1,500.00	1,500.00	-
51-800-6215	0.00	0.00	5,000.00	5,000.00	-
51-800-6220	1,298.29	7,988.63	14,000.00	6,011.37	57.1
51-800-6260	0.00	0.00	10,000.00	10,000.00	-
51-800-6280	0.00	75.00	500.00	425.00	15.0
51-800-6410	0.00	0.00	62,256.00	62,256.00	-
51-800-6420	0.00	0.00	2,638.00	2,638.00	-
51-800-6440	0.00	0.00	16,158.00	16,158.00	-
51-800-6490	0.00	0.00	5,000.00	5,000.00	-
51-800-6540	60.00	60.00	250.00	190.00	24.0
51-800-6565	0.00	132.55	25,000.00	24,867.45	0.5
51-800-6570	0.00	173.00	500.00	327.00	34.6
51-800-6580	0.00	563.06	2,500.00	1,936.94	22.5
51-800-6635	716.65	2,391.53	5,000.00	2,608.47	47.8
51-800-6636	0.00	800.00	2,500.00	1,700.00	32.0
51-800-6650	827.30	1,197.80	10,000.00	8,802.20	12.0
51-800-6700	0.00	0.00	350.00	350.00	-
51-800-6730	0.00	989.10	2,000.00	1,010.90	49.5
51-800-6740	0.00	57.78	3,000.00	2,942.22	1.9
51-800-6770	0.00	3,086.00	4,000.00	914.00	77.2
51-800-6780	0.00	210.00	2,000.00	1,790.00	10.5
51-800-7100	34.14	1,217.09	3,000.00	1,782.91	40.6
51-800-7350	620.47	2,195.35	16,000.00	13,804.65	13.7
51-800-7400	0.00	108.98	2,000.00	1,891.02	5.5
51-800-7500	1,370.55	1,551.49	1,500.00	-51.49	103.4
51-800-7610	11.94	578.74	6,000.00	5,421.26	9.7
51-800-7750	92.31	867.16	9,300.00	8,432.84	9.3
51-800-7820	359.00	3,230.54	20,000.00	16,769.46	15.9
51-800-8150	449.26	2,221.96	8,000.00	5,778.04	27.8
51-800-8151	0.00	0.00	1,750.00	1,750.00	-
51-800-8200	0.00	748.69	4,000.00	3,251.31	18.7
51-800-8400	0.00	0.00	7,000.00	7,000.00	-
51-800-8550	171.97	298.83	6,000.00	5,701.17	5.0
51-800-8750	0.00	0.00	1,500.00	1,500.00	-
51-800-8800	0.00	0.00	500.00	500.00	-
51-800-8950	0.00	1,475.90	2,000.00	524.10	73.8
51-800-8970	0.00	805.96	2,000.00	1,194.04	40.3
51-800-9000	243.00	1,215.00	7,000.00	5,785.00	17.4
51-800-9010	4,592.74	29,787.14	60,000.00	30,212.86	49.7
51-800-9040	257.61	2,267.09	4,500.00	2,232.91	50.4
51-800-9050	0.00	23,730.53	80,000.00	56,269.47	29.7
51-800-9070	96.86	1,252.76	6,000.00	4,747.24	20.9
51-800-9095	0.00	1,141.60	25,000.00	23,858.40	4.6
51-800-9500	2,750.00	2,750.00	0.00	-2,750.00	-
51-800-9510	0.00	0.00	35,000.00	35,000.00	-
51-800-9900	10,919.00	54,595.00	131,028.00	76,433.00	41.7
	<u>69,900.39</u>	<u>372,857.78</u>	<u>1,291,329.00</u>	<u>918,471.22</u>	<u>29.1</u>
<u>CAPITAL OUTLAY - FROM RESERVE</u>					
51-900-9510	77,735.00	77,735.00	120,000.00	42,265.00	64.8
51-900-9520	0.00	0.00	150,000.00	150,000.00	-
51-900-9530	0.00	0.00	5,000.00	5,000.00	-
	<u>77,735.00</u>	<u>77,735.00</u>	<u>275,000.00</u>	<u>197,265.00</u>	<u>28.3</u>
TOTAL FUND EXPENDITURES	147,635.39	450,592.78	1,566,329.00	1,115,736.22	28.9
NET REVENUE OVER EXPENDITURES	-34,616.00	420,465.65	-256,054.00	-676,519.65	163.2

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 5 MONTHS ENDING MAY 31, 2016**

HARBOR RENOVATION C.I.P.

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>NON-GRANT EXPENDITURES</u>						
73-800-9305	OCEAN DOCK REPAIR	7,500.00	22,295.00	0.00	-22,295.00	-
	TOTAL NON-GRANT EXPENDITURES	<u>7,500.00</u>	<u>22,295.00</u>	<u>0.00</u>	<u>-22,295.00</u>	<u>-</u>
	TOTAL FUND EXPENDITURES	7,500.00	22,295.00	0.00	-22,295.00	-
	NET REVENUE OVER EXPENDITURES	-7,500.00	-22,295.00	0.00	22,295.00	-

Investment & Cash on Hand as of 5/31/2016

General Fund

General Fund Cash on Hand (operating accounts) 6 month Average	\$2,329,363
General Fund Committed to PS Building	\$920,000
General Fund Investment in UBS	\$121,819
Minimum Operating Reserve	\$1,500,000
General Fund Reserve remaining	<u>\$31,182</u>

CVP

CVP Invested in UBS	\$2,973,315
CVP not yet transferred to UBS (Cash on Hand)	\$721,325
CVP Committed to PS Building	\$3,500,000
CVP remaining	<u>\$194,640</u>

Exxon

Exxon Settlement invested in UBS	\$172,485
Exxon Settlement Committed to PS Building	\$100,000
Exxon Settlement Remaining	<u>\$72,485</u>

PW Equipment Replacement

PW Equipment Replacement invested in UBS	\$122,075
PW Equipment Cash on Hand	\$50,000
PW Equipment Replacement total	<u><u>\$172,075</u></u>

Parks & Rec

Parks invested in UBS	<u><u>\$36,998</u></u>
-----------------------	------------------------

Harbor

Harbor Invested in UBS	\$906,162
Harbor Cash on Hand	\$776,198
Harbor Capital Expenses budgeted to be spent in 2016	\$270,000
Harbor Remaining	<u><u>\$1,412,360</u></u>

Water/Wastewater

Water/Wastewater invested in UBS	\$906,086
Water/Wastewater Cash on Hand	\$575,929
W/WW Capital Expense Budgeted to be spent in 2016	\$495,000
Water/Wastewater Remaining	<u><u>\$987,015</u></u>

June 15, 2016

From: Harbormaster
To: City Manager

Subj: Monthly Harbor Report

Administration:

- Contractors will complete work on the roof and siding this week.
- The campground has been busy most weekends. 71 people paid to use the campground last month.
- One derelict vessel is being offered for public sale.

Harbor:

- Several electrical meters have failed recently and will be replaced under warranty.
- The annual crane and boat lift inspections were completed on June 9. Minor deficiencies were identified and will be corrected this month.
- Water heaters were repaired in all the public restrooms.
- A cart storage rail was built near the gangway.
- A cardboard recycling container is now available near the launch ramp.
- A new generator is on order and should arrive in about 2 months.
- Repairs to the ocean dock are expected to complete this week.

Meetings attended:

- Army Corps of Engineers, discussed prospects for a breakwater and boat ramp at the head of the bay.

Copy to:
File

Memorandum

To: Mark Lynch - City Manager

From: Scott Korbe

Subject: Monthly Public Works Report

Date: June 16, 2016

During the past month the Publics Works Department has been focused on the following:

Equipment:

- ▶ WPD 2005 Expedition – Tie rod Ends and Power Steering Pump
- ▶ W/WW Ram3500- Install battery and disconnect switch
- ▶ W/WW Chevy – Oil Service
- ▶ P12 – Genarator – Annual Maintenance and replace batteries
- ▶ WPD 2008 – Replace Driver and Passenger side window regulators
- ▶ L150 Loader- Clean, lube and inspect
- ▶ Troy Built Mower – Oil Change and Sharpen Blades

Sanitary Sewer

- ▶ Lift Station 1, 2, 3, 4 – Remove all Fog and clean floats
- ▶ Diagnose and Fix power failure at lift station 4
- ▶ Monthly Testing and Reporting
- ▶ Detention Facility – Sludge Judge.
- ▶ Summer Maintenance
- ▶ Service on remote restrooms – Pump and steam clean.

Water

- Water Meter Service install – 19 each
- Hydrant Inspections
- Valve Inspections
- Monthly Testing
- Annual Consumer Confidence Report – Posted and available on website.
- Locate valves in RR Yard.

Roads

- ▶ Grade SCR
- ▶ Brush road side ditches and along SCR and Lou Young Park
- ▶ Brush the Ped Tunnel Entrances
- ▶ Mow and Brush City Park
- ▶ Grade and sweep the Kamp Road Path
- ▶ SCR – removed rock debris on the road

Harbor & Misc:

- ▶ Install the Headwall at the Ocean Dock
- ▶ Install fish pens
- ▶ Provide concrete bases and help install the signs at the HOB and Smitties
- ▶ Pick up 8ea steel wheels and turn them into fire rings
- ▶ Pump out and decommission UST
- ▶ Located Ocean Dock Private Electrical service.

Construction Projects

- ▶ SCR Phase 4 (Second Salmon Run Culverts)
 - Arch Culverts 100% Complete
 - Head Walls 95% Complete
 - Next Weeks – Road grading, Guardrail installation, and Signage
 - Final Completion July 1, 2016
- ▶ Well House Electrical and emergency generator –
 - Working with Supreme Electric on finalized pricing.
- ▶ RR Plaza at the Pedestrian Tunnel
 - Waiting for the Corp to install rock work and plaque.

Notes from the PW Director This month I have focused my attention on the following areas:

- ▶ PSB – Involved as requested
- ▶ Submitted 2ea PWSRAC Grant proposals
- ▶ Working with the Moe – Western Federal Lands – FLAP Grant
- ▶ Working with City Manager – PCD & Triangle Platting and Survey
- ▶ Participated in the following meetings
 - Council Meeting
 - Staff Meetings
 - SCR Phase 4 – Construction meetings
 - PSB
 - P&H
 - P&Z
 - Army Corp
 - RR Plaza
 - Permitting requirements for tidelands work.

Whittier Public Safety Facility Construction Project

Monthly Report: 16 June 2016

Prepared by Moe Zamarron, Project Manager

DESIGN:

Received updated construction schedule June 6

Received plan approval from the Alaska State Fire Marshal's Office on June 8

Metal building drawings were revised to meet the expectations of the Architect

Metal building drawing submitted for review on May 31, approved June 2

Foundation load calculations and footing design was completed by the design team June 6

Reinforcing steel drawing were completed and submitted for review June 10 and 14.

ON-SITE

Held a pre-concrete meeting in Whittier on June 8

Concrete and rock debris were cleared from the site, June 2 – June 7

Foundation excavation to begin with approved reinforcing steel drawings

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**CITY OF WHITTIER
ORDINANCE #04-2016**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WHITTIER, ALASKA
AMENDING WHITTIER MUNICIPAL CODE CHAPTER 8.04, FIREWORKS; SECTION
8.04.010, POSSESSION OR DISCHARGE UNLAWFUL-EXCEPTIONS; WHITTIER
MUNICIPAL CODE SECTION 8.04.020, VIOLATION-PENALTY.**

Section 1. Classification. This Ordinance is a permanent code ordinance.

Section 2. Amendment of Section. Whittier Municipal Code Section 8.40.010, Possession or Discharge Unlawful--Exceptions, is amended to read as follows:

8.04.010 Possession or discharge unlawful – Exceptions.

It shall be unlawful for any person(s) to sell, possess or discharge fireworks of any kind within the City limits, except as follows:

- A. Duly recognized charitable, fraternal or veterans’ organizations may conduct a controlled and supervised fireworks display after receiving written permission from the ~~City Council~~ **City Manager after approval of the Fire Chief or their designee;**
- B. As may be expressly authorized by the ~~City Council. [Ord. 12-7-82 § 1, 1982].~~ **City Manager.**
- C. **Restrictions to any permitted fireworks display may be implemented by the City Manager, or his designee, as deemed necessary for public safety and welfare without any form of advance notice.**

Section 3. Amendment of Section. Whittier Municipal Code Section 8.04.020, Violation-Penalty, is amended to read as follows:

8.04.020 Violation – Penalty.

Person or persons, companies, firms, partnerships, corporations or any entity violating the provisions of this chapter shall, upon conviction thereof, be fined not to exceed the sum of ~~\$300.00~~ **\$500.00** with a formal complaint. ~~[Ord. 12-7-82 § 2, 1982].~~

Section 3. Effective date. This ordinance shall be effective immediately upon adoption.

44 ENACTED this ____ day of _____ 2016.

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51 ATTEST:

52

53

54

55 _____
56 Jennifer Rogers
57 Acting City Clerk

Daniel Blair
Mayor

[SEAL]

**CITY OF WHITTIER, ALASKA
ORDINANCE #05-2016**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WHITTIER,
ALASKA AMENDING WHITTIER MUNICIPAL CODE SECTION 2.26.050
ENTITLED “DUTIES OF THE CITY CLERK.”**

THE WHITTIER CITY COUNCIL HEREBY ORDAINS:

Section 1. Classification. This Ordinance is permanent in nature and upon approval of the City Council shall be codified in the Whittier Municipal Code.

Section 3. Amendment of Section 2.26.050. Section 2.26.050 is hereby amended to read as follows: [deletions in strikethrough, additions underlined]

Under the supervision of the ~~Assistant~~ City Manager, the City Clerk shall have the duties specified in AS 29.20.380(a), and such other duties as may be specified in the City Clerk Job Description. ~~following duties:~~

- ~~A. Assure that notice requirements of the time and place of City Council meetings and other requirements pertaining to public meetings are complied with;~~
- ~~B. Attend City Council meetings and be responsible for keeping in a journal the minutes of such meetings;~~
- ~~C. Arrange publication of notices, ordinances, and resolutions;~~
- ~~D. Maintain and make available for public inspection an indexed file containing City ordinances, resolutions, rules, regulations, and codes;~~
- ~~E. Attest deeds and other documents;~~
- ~~F. Administer all oaths, affirmations and acknowledgments as necessary;~~
- ~~G. Be the custodian of the City seal and the official records of the City;~~
- ~~H. Maintain records and files of all official documents, deeds, contracts, and agreements;~~
- ~~I. Be the registrar of the City and be responsible for the calling and supervision of all City elections, unless otherwise provided by law;~~

~~J. Arrange the tax calendar, compile and be responsible for the tax rolls and all tax billings and collections by the City;~~

~~K. Assure that public records are available for public inspection as required by law;~~

~~L. Manage municipal records and develop retention schedules and procedures for inventory, storage, and destruction of records as necessary;~~

~~M. Prepare agendas and agenda packets as required by the City Council;~~

~~N. Administer all municipal elections;~~

~~O. Assure that the municipality complies with 42 U.S.C. 1971 through 1974 (Voting Rights Act of 1965, as amended);~~

~~P. Act as the parliamentary advisor to the governing body; and~~

~~Q. Perform other duties required by law or prescribed by the City Council or City Manager.~~

Section 5. Effective Date. This ordinance shall be effective upon adoption.

PASSED AND APPROVED by a duly constituted quorum of the Whittier City Council on this ____ day of _____, 2016.

Daniel Blair
MAYOR

ATTEST:

Jennifer Rogers
ACTING CITY CLERK

Ayes:
Nays:
Absent:
Abstain:

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**CITY OF WHITTIER
ORDINANCE #06-2016**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WHITTIER, ALASKA
AMENDING WHITTIER MUNICIPAL CODE 1.04.010, DEFINITIONS, AND
ENACTING WHITTIER MUNICIPAL CODE CHAPTER 10.24, STOPPING,
STANDING AND PARKING GENERALLY.**

Section 1. Classification. This Ordinance is a permanent code ordinance.

Section 2. Amendment of Section. Whittier Municipal Code 1.04.010, Definitions, is amended by adding definitions as follows:

“Business day” means a day other than a Saturday, Sunday, or day when City offices are authorized to be closed.

“Day” means a calendar day.

Section 3. Enactment of Chapter. Whittier Municipal Code Chapter 10.24.020, Stopping, Standing and Parking Generally, is enacted to read as follows:

Chapter 10.24 - Stopping, Standing and Parking Generally

Sections:

- 10.24.010 - Stopping, standing or parking outside business or residence districts.
- 10.24.020 - Officers authorized to remove vehicles.
- 10.24.030 - Stopping, standing or parking prohibited in specified places.
- 10.24.040 - Parking not to obstruct traffic.
- 10.24.050 - Parking for certain purposes prohibited.
- 10.24.060 - Parking adjacent to schools.
- 10.24.070 – Regulation of parking.
- 10.24.080 - Parking during street cleaning and snow removal.
- 10.24.090 - Parking for longer than 72 hours.
- 10.24.100 - Vehicle license plates and registration.
- 10.24.110 - Regulations not exclusive.
- 10.24.120 - Applicability of chapter.
- 10.24.130 - Parking method.
- 10.24.140 - Parking of trailers, travel trailers, motor homes or campers.
- 10.24.150 - Parking vehicle with studded tires out of season.
- 10.24.160 - Parking reserved for persons with disabilities.
- 10.24.170 - Enforcement authority.
- 10.24.180 - Notice of violation.
- 10.24.190 - Impoundment of improperly parked vehicle as public nuisance
- 10.24.200 - Impound Procedure
- 10.24.210 - Interference with impoundment.
- 10.24.220 - Conditions for release from impoundment.

- 47 10.24.230 - Civil penalties for parking violations.
48 10.24.240 - Appeals.
49 10.24.250 - Owner of vehicle presumed responsible for violations.
50
51 10.24.010 - Stopping, standing or parking outside business or residence districts.
52 A. No person may stop, stand or park a vehicle, whether attended or unattended, on the paved or
53 main-traveled part of street outside of a business or residence district when it is practicable to
54 stop, stand or park the vehicle off the paved or main-traveled part of the street, but whether
55 stopped, standing or parked on or off the paved or main-traveled part of the street, the vehicle
56 shall be positioned so that an unobstructed width of street remains for the free passage of
57 other vehicles, and the stopped, standing or parked vehicle shall be clearly visible from the
58 street for a distance of 200 feet in each direction.
59 B. This section shall not apply to the driver of a vehicle which is disabled in a manner and to an
60 extent that it is impossible to avoid stopping and temporarily leaving the vehicle on the paved
61 or main-traveled part of the street.
62
63 10.24.020 Officers authorized to remove vehicles.
64 A. If an officer finds a vehicle standing on a street in violation of WMC 10.24.010, the officer
65 may move the vehicle, or require the driver or other person in charge of the vehicle to move
66 the vehicle, to a position off the paved or main-traveled part of the street.
67 B. An officer may remove or cause to be removed to a place of safety any unattended vehicle
68 illegally left standing on a street, bridge or causeway, or in a tunnel, in a position or under
69 circumstances that it obstructs the normal movement of traffic.
70 C. An officer may remove or cause to be removed to a place of safety any vehicle when:
71 1. A report has been made that the vehicle has been stolen or taken without the consent of
72 its owner;
73 2. The vehicle is found upon a street or other City owned or controlled property and the
74 person in charge of the vehicle is unable to provide for its custody or removal;
75 3. The person driving or in control of the vehicle is arrested for an offense for which the
76 officer is required by law to take the person before a judge or magistrate without
77 unnecessary delay;
78 4. The vehicle is parked in violation of a provision of this chapter; or
79 5. The vehicle is parked in a manner that creates a danger to the safety of persons or
80 property.
81
82 10.24.030 Stopping, standing or parking prohibited in specified places.
83 Except when necessary to avoid conflict with other traffic, or in compliance with law, the
84 directions of a police officer or an official traffic control device, no person may:
85 A. Stop, stand or park a vehicle:
86 1. On the roadway side of any vehicle stopped or parked at the edge or curb of a street.
87 2. On a sidewalk.
88 3. Within an intersection.
89 4. On a crosswalk.
90 5. Within 50 feet of a marked crosswalk in a designated school zone.
91 6. Alongside or opposite any street excavation or obstruction when stopping, standing or
92 parking would obstruct traffic.

- 93 7. On a bridge or other elevated street structure.
 94 8. On or within 20 feet of a railroad track.
 95 9. At any place where an official traffic control device prohibits stopping.
 96 10. On a street immediately adjacent to a red painted curb.
 97 11. Within 15 feet of a fire hydrant or within 15 feet of a fire safety sprinkler, standpipe or
 98 other fire protection system control valve, whether such valve is mounted on a building
 99 or the ground.
 100 12. Within a fire lane designated as such by posted signs.
 101 13. In the middle of a cul-de-sac.
 102 14. In a designated bicycle lane.
- 103 B. Park a vehicle, whether occupied or not, except temporarily for the purpose of and while
 104 actually engaged in loading or unloading merchandise or passengers:
 105 1. In front of a public or private driveway.
 106 2. Within 20 feet of a marked crosswalk not located within a designated school zone.
 107 3. Within 20 feet from the point of tangent of curb return at any intersection.
 108 4. Within 50 feet of the nearest rail of a railroad crossing.
 109 5. At any place where an official traffic control device prohibits parking, with the exception
 110 of fire lanes and handicapped parking areas.
 111 6. On a street immediately adjacent to a yellow painted curb.
- 112 C. No person may park a vehicle on a street or public property in a place that is not marked,
 113 designated or otherwise provided for parking, or park a vehicle in a position other than the
 114 indicated or conventional position for vehicle parking in an area where parking is permitted.
 115
- 116 10.24.040 Parking not to obstruct traffic.
 117 No person may park a vehicle on a street in a manner or under conditions that leave less than 20
 118 feet of roadway available for the free movement of vehicular traffic.
 119
- 120 10.24.050 Parking for certain purposes prohibited.
- 121 A. No person may park a vehicle on a street, roadway, alley or City parking lot for the purpose
 122 of:
 123 1. Washing the vehicle when the person parking the vehicle is a dealer, garage, filling
 124 station, carwash or other motor vehicle business or its agent or employee.
 125 2. Greasing, repairing or performing any work on the vehicle, except repairs necessitated by
 126 an emergency.
 127 3. Displaying the vehicle for sale or hire in the regular course of the person's business as a
 128 dealer for sale or hire of vehicles.
 129 4. Storing or parking, without being attended by an operator, a vehicle to be used by the
 130 person for hire to another person.
 131 5. Commercial advertising.
- 132 B. Subsections (A)(3) and (A)(5) of this section shall not apply to a motor bus, sightseeing
 133 vehicle, airline service vehicle or taxicab.
 134
- 135 10.24.060 Parking adjacent to schools.
 136 The City of Whittier may place official traffic control devices prohibiting parking on either or
 137 both sides of a street adjacent to a school property when such parking would interfere with traffic

138 or create a hazardous situation. No person may park a vehicle in violation of such an official
139 traffic control device.

140

141 10.24.070 Regulation of parking.

142 A. The City of Whittier may by placing official traffic control devices designate parking time
143 limits, restrict hours during which stopping, standing or parking vehicles is permitted, or
144 prohibit stopping, standing or parking of vehicles, on those parts of a street where the City of
145 Whittier has determined that demand for parking, traffic congestion or public safety warrants
146 the designation, restriction or prohibition. No person may stop, stand, or park a vehicle in
147 violation of such an official traffic control device; provided that a person may stop, stand, or
148 park a vehicle that displays a valid handicapped parking permit for a time not longer than one
149 and one-half times a parking time limit that is designated by an official traffic control device.

150 B. The City of Whittier may by placing official traffic control devices establish parking by
151 permit only on those parts of a street where the City of Whittier has determined that demand
152 for parking warrants the designation. No person may stop, stand, or park a vehicle in
153 violation of such an official traffic control device.

154 C. Notwithstanding subsections (A) and (B) of this section, the City of Whittier may issue
155 permits to occupy parking spaces on a street for a duration that the applicant demonstrates is
156 necessary to accommodate a temporary activity such as a special event, construction project,
157 or loading or unloading.

158

159 10.24.080 Parking during street cleaning and snow removal.

160 The City of Whittier may by placing official traffic control devices prohibit stopping, standing or
161 parking of vehicles during hours required for the removal of snow, ice, rocks, gravel, dirt, debris,
162 litter or other accumulation from a street or other City owned or controlled property. No person
163 may stop, stand, or park a vehicle in violation of such an official traffic control device.

164

165 10.24.090 Parking for longer than 72 hours.

166 No person may park a vehicle on a street or other City owned or controlled property for a period
167 exceeding 72 hours.

168

169 10.24.100 Vehicle license plates and registration.

170 A. No person may stop, stand or park a vehicle on a street or other City owned or controlled
171 property, if:

172 1. Valid, clearly legible license plates are not securely fastened to the outside of the vehicle
173 in compliance with the law of the state in which the vehicle is required to be registered;

174 2. The vehicle bears a license plate that is painted or otherwise altered, or a license plate
175 other than those permitted or required under the law of the state in which the vehicle is
176 required to be registered;

177 3. A license plate on the vehicle bears stickers, labels or emblems other than those permitted
178 or required under the law of the state in which the vehicle is required to be registered; or

179 4. Currently valid registration month and year stickers are not affixed to the license plate on
180 the motor vehicle in accordance with the law of the state in which the vehicle is required
181 to be registered.

182 B. Reduced penalty for motor vehicle with current registration.

183 A violation of subsection (A) of this section shall be reduced to a violation of this subsection
184 if an officer can determine that a vehicle violating subsection (A) of this section is currently
185 registered, or a person who has been cited for violating subsection (A) of this section presents
186 reliable evidence to the City of Whittier within 30 days after the date the citation was issued
187 that currently valid registration month and year stickers had been obtained for the vehicle
188 prior to the date the citation was issued. This reduction shall not apply to any late penalties or
189 collection charges.

190 C. Notices of violation of subsection (A)(4) of this section are subject to the following
191 limitations:

192 1. A notice of violation of subsection (A)(4) of this section may not be issued because a
193 motor vehicle bears expired registration month and year stickers, unless the violation
194 occurs after the fifteenth day of the month following the month in which the registration
195 month and year stickers expired. The City of Whittier shall cancel any notice of violation
196 issued contrary to this subsection.

197 2. A notice of violation of subsection (A)(4) of this section may not be issued because a
198 motor vehicle bears expired registration month and year stickers, if a notice of violation
199 for the same violation has been issued for the same motor vehicle either (a) twice within
200 the preceding 30 days, or (b) once within the preceding three days. The City of Whittier
201 shall cancel any notice of violation issued contrary to this subsection that is presented for
202 cancellation within 30 days after the date of its issuance.

203 D. An officer may immediately impound a motor vehicle parked, stopped or standing on a street
204 or within any area of the City used for public parking if the motor vehicle (1) has no license
205 plates displayed, (2) has no registration month and year stickers displayed, or (3) bears
206 registration month and year stickers that have been expired for more than 12 months.

207
208 10.24.110 Regulations not exclusive.

209 The provisions of this chapter imposing a time limit on parking shall not relieve any person from
210 the duty to observe other and more restrictive provisions prohibiting or limiting the stopping,
211 standing or parking of vehicles in specified places or at specified times.

212
213 10.24.120 Applicability of chapter.

214 The provisions of this chapter prohibiting the standing or parking of a vehicle shall apply at all
215 times, or at those times specified in this chapter or as indicated on an official traffic control
216 device, except when it is necessary to stop a vehicle to avoid conflict with other traffic or in
217 compliance with the directions of a police officer or official traffic control device.

218
219 10.24.130 Parking method.

220 Every vehicle stopped or parked upon any roadway shall be stopped or parked with the curbside
221 wheels parallel to and within 18 inches of the curb or edge of the roadway.

222
223 10.24.140 Parking of trailers, travel trailers, motor homes or campers.

224 A. No person may park a trailer, truck/trailer or tractor/trailer combination on any City owned or
225 controlled property for a period longer than two hours at any one time, except as may be
226 seasonally allowed in the Harbor parking area or other designated areas.

227 B. No person may park a travel trailer, motor home or camper upon any City owned or
228 controlled property for the purpose of residing therein, whether temporarily or not, except in
229 areas that are designated for that purpose.

230 C. A vehicle parked upon a designated parking space on City owned or controlled property must
231 be parked entirely within the boundaries of the designated parking space.
232

233 10.24.150 Parking vehicle with studded tires out of season.

234 No person may stop, stand, or park a vehicle on a street a street or other City owned or controlled
235 property May 1st through September 15th, if equipped with any studded tire or with any material
236 other than rubber projecting beyond the tread of the traction surface of the tire, except during an
237 extension of the season for use of studded tires by emergency order of the State.
238

239 10.24.160 Parking reserved for persons with disabilities.

240 A. No person may stop, stand or park a vehicle in a parking space reserved for persons with
241 disabilities, whether the parking space is on public or private property, unless:

242 1. The person operating the vehicle has a special permit issued or approved for that person
243 by the State Division of Motor Vehicles;

244 2. The person operating the vehicle has parked the vehicle for the purpose of transporting a
245 person who has a special permit issued or approved by the State Division of Motor
246 Vehicles and the person who has the special permit actually exits or enters the vehicle;

247 3. The vehicle displays a valid special license plate or permit issued to a person by the State
248 Division of Motor Vehicles for disabled parking privileges and is operated by or used for
249 the purpose of transporting the disabled person; or

250 4. The motor vehicle displays a valid special license plate or permit issued by another State,
251 province, territory or country to a person for disabled parking privileges and is operated
252 by or used for the purpose of transporting the disabled person.

253 B. An officer may enforce this section within any public or private parking area by issuing a
254 citation pursuant to WMC 10.24.180, or within any public parking area by causing the
255 vehicle to be immediately removed as provided by WMC 10.24.020(C)(4).
256

257 10.24.170 Enforcement authority.

258 The provisions of this chapter may be enforced by, and the term “officer” in this chapter shall
259 mean, any police officer or other person to whom the city manager has delegated parking
260 enforcement authority.
261

262 10.24.180 Notice of violation.

263 A. A vehicle stopped, standing or parked in violation of a provision of this chapter is a public
264 nuisance. An officer may issue a notice of violation for a vehicle stopped, standing or parked
265 in violation of a provision of this chapter, and either deliver it to the operator of the vehicle
266 or affix it to the vehicle if it is unattended at the time of issuance. The notice of violation
267 shall identify the vehicle, the nature of the violation and the means of resolving it.

268 B. If the violation is not resolved within 30 days after the date of the notice required by
269 subsection (A) of this section, the City of Whittier shall cause an additional notice of the
270 violation to be issued and mailed to the registered owner of the vehicle at the address listed in
271 the State Division of Motor Vehicle records, and the additional penalty prescribed by WMC
272 10.24.230(C) shall apply.

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10.24.190 Impoundment of vehicles.

- A. A vehicle that has been the subject of four or more unresolved citations for stopping standing or parking in violation of this title is a public nuisance subject to abatement by immediate impoundment by an officer. This section shall not affect the independent authority of an officer to impound a vehicle as provided in WMC 10.24.020.
- B. An officer may immediately impound a vehicle stopped, standing or parked in violation of any section of this title, when the officer determines such a violation poses an imminent threat to the public health, safety or welfare.

10.24.200 Impound procedure.

- A. An impoundment authorized by WMC 10.24.190 may be accomplished either by seizing the vehicle and removing it to a place of safety, or by immobilizing the vehicle in place by use of an impoundment boot or similar mechanical device approved by the Police Department.
- B. A vehicle initially impounded by immobilization in place may be impounded by removal to a place of safety if not released from in-place impoundment by 3:00 p.m. of the day the vehicle was initially impounded in place.
- C. Upon impoundment, a notice of impoundment shall be placed on the vehicle, and within two business days a copy shall be personally delivered or placed in the U.S. mail addressed to the registered owner of the vehicle. The notice shall identify the vehicle, state the reasons for impoundment and the date of impoundment, and describe the post-impoundment procedure substantially as follows:

ATTENTION: Your vehicle has been impounded by the City of Whittier. As the owner of an impounded vehicle, you have the following options:

- 1. You may recover possession of the vehicle by paying to the person having custody of the vehicle the towing and storage fees that have accrued.
- 2. If you take issue with the impoundment of your vehicle, you may:
 - a. Recover possession of the vehicle by paying to the person having custody of the vehicle the towing and storage fees that have accrued and claim a refund by filing an appeal (on a form provided by the city) of the impoundment; or
 - b. File an appeal (on a form provided by the city) of the impoundment.

To be entitled to such a hearing, your written appeal must be filed with the City Manager or his designee within the earlier of (i) five business days after you learned that your vehicle was impounded or was missing; or (ii) 15 business days after the city mailed notice to the vehicle's registered owner that the vehicle had been impounded. If you fail to file a timely appeal you will lose all right to challenge the sufficiency of the basis for impoundment.

If timely requested, the hearing must be held within 20 business days after the filing of your appeal. A determination that there was an insufficient factual or legal basis for impounding your vehicle will require the release of the vehicle to you without your having to pay the towing and storage fees, or will entitle you to a refund if you have already paid the fees. An appeal is filed with the City Manager.

319
 320 10.24.210 Interference with impoundment.
 321 Unless authorized by the Police Department, no person may:
 322 A. Remove an impoundment notice posted on a vehicle;
 323 B. Move a vehicle after it is posted with an impoundment notice; or
 324 C. Tamper with, damage, attempt to remove, or remove an impoundment boot or similar
 325 mechanical device approved by the Police Department placed on a vehicle to impound the
 326 vehicle under WMC 10.24.200.

327
 328 10.24.220 Conditions for release from impoundment.
 329 A vehicle impounded under this title shall be released from impoundment only to the registered
 330 owner or a person that the registered owner has authorized in writing to receive possession of the
 331 vehicle:
 332 A. Upon a successful appeal of the impoundment under WMC 10.24.240; or
 333 B. Upon payment of each of the following:
 334 1. The civil penalty for each violation that was a cause of the impoundment, and that has not
 335 been successfully appealed under WMC 10.24.240;
 336 2. Each unpaid civil penalty for a violation by the registered owner of the vehicle of a
 337 provision of this title, where the violation is not subject to an appeal filed prior to the
 338 impoundment; and
 339 3. The impoundment administrative fee, and any towing and storage charges arising from
 340 the impoundment.

341
 342 10.24.230 Civil penalties for parking violations.
 343 A. A person who violates a provision of this chapter pertaining to standing stopping or parking
 344 shall be subject to a civil penalty in an amount set forth in this section.
 345 B. In addition to any other penalty provided by law, a person who violates any of the following
 346 provisions shall be subject to the applicable civil penalties stated below:
 347

Code Provision	Civil Penalty
10.24.030(A)(11), (A)(12)	\$200.00
10.24.060	30.00
10.24.150, per tire	30.00
10.24.210	1,000.00
10.24.160	
First violation	250.00
Second violation	350.00
Third and subsequent violation	500.00
10.24.100(A)	90.00
10.24.100(B)	45.00
All other provisions of Chapter 10.24 not addressed above	50.00

348

349 C. A person who fails to resolve a notice of violation of a provision of this chapter within the
350 time stated on the face of the notice shall be subject to a civil penalty in the amount of
351 \$15.00, in addition to any other penalty provided by law. Failure to resolve a notice of
352 violation within 30 days after the time stated on the face of the notice may result in
353 imposition of an additional collection fee equal to up to 40 percent of the amount that then is
354 due. A notice of violation is resolved by payment of the amount due under this section on the
355 earlier of:

- 356 1. The date the payment is received by the City of Whittier; or
 - 357 2. The legible postmark date on a payment the City of Whittier receives by mail.
- 358

359 10.24.240 Appeals.

360 A. A person who has been issued a notice of violation for vehicle stopping, standing or parking
361 in violation of this title, or the owner or the person entitled to possession of a vehicle
362 impounded by the City under this chapter may appeal that action to a hearing officer
363 designated by the city manager by completing an appeal form and delivering the form to the
364 city manager no later than:

- 365 1. For an appeal of a notice of violation, 15 business days after the date of the notice of
366 violation.
- 367 2. For an appeal of the impounding of a vehicle, within the earlier of (i) five business days
368 after learning that the vehicle was impounded or was missing; or (ii) 15 business days
369 after the city mailed notice to the vehicle's registered owner that the vehicle had been
370 impounded.

371 B. The hearing officer shall schedule an appeal hearing no more than 20 business days after the
372 date of delivery of the violation appeal form.

373 C. The appeal hearing shall be conducted informally and may be governed by such rules and
374 procedures as the hearing officer may establish, provided that:

- 375 1. Each party may appear in person or by telephone.
- 376 2. Each party may present witnesses and evidence.
- 377 3. Each party or the party's counsel may cross examine opposing witnesses on matters
378 relevant to the issues, impeach witnesses regardless of which party first called the
379 witness to testify, and rebut evidence against the party.
- 380 4. Relevant evidence shall be admitted if it is the sort of evidence on which responsible
381 persons are accustomed to rely in the conduct of serious affairs, regardless of the
382 existence of a common law or statutory rule which makes improper the admission of
383 the evidence over objection in a civil action. Hearsay evidence may be considered
384 provided there are guarantees of its trustworthiness and that it is more probative on the
385 point for which it is offered than any other evidence which the proponent can procure
386 by reasonable efforts.
- 387 5. The hearing shall be open to the public.
- 388 6. An electronic recording shall be made of the hearing.

389 D. The hearing officer may exercise independent judgment as to the weight of evidence
390 supporting or refuting the notice of violation or impoundment, and may exercise independent
391 judgment on legal issues raised by the parties.

392 E. No later than fifteen days following the hearing the hearing officer shall issue a written
393 decision based on findings and conclusions adopted by the hearing officer. Such findings
394 must be in writing and must be reasonably specific so as to provide interested persons and,

395 where appropriate, reviewing authorities, a clear and precise understanding of the reasons for
396 the decision entered. The decision, findings of fact and conclusions of law shall be forwarded
397 to all parties to the appeal. The decision shall state that it is a final order and that a party
398 disputing the decision has thirty days to appeal.

399 F. If the hearing officer determines there was an insufficient factual or legal basis for
400 impounding a vehicle, the vehicle shall be released to the registered owner or a person that
401 the registered owner has authorized in writing to receive possession of the vehicle and to a
402 refund from the City of any towing and storage fees that were paid.

403 G. A final decision issued under subsection E of this section may be appealed to the superior
404 court within thirty days after the date upon which the decision was mailed or delivered to the
405 parties.

406
407 10.24.250 Owner of vehicle presumed responsible for violations.
408 It shall be presumed that a vehicle that is stopped, standing or parked in violation of this chapter
409 has been so operated by its registered owner or a person acting with the consent of the registered
410 owner, the vehicle to which a citation pertains being a public nuisance for which the registered
411 owner holds legal responsibility. That presumption may be rebutted by evidence that the vehicle
412 was being operated at the time of the violation without the consent and beyond the control of the
413 registered owner.

414
415 **Section 4. Effective date.** This ordinance shall be effective immediately upon adoption.

416
417 ENACTED this 21st day of June, 2016.

418
419
420
421 _____
422 Daniel Blair, Mayor

423 ATTEST:
424
425
426 _____ [SEAL]
427 Jennifer Rogers, Acting City Clerk

**CITY OF WHITTIER, ALASKA
RESOLUTION #20-2016**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WHITTIER, REQUESTING THAT THE ALASKA DEPARTMENT OF FISH AND GAME DEVELOP A SPORT FISH MANAGEMENT PLAN FOR PRINCE WILLIAM SOUND, AND THAT THE SPORT FISHERY MANAGEMENT PLAN INCORPORATE PROTECTION AND RESTORATION FOR NATURAL RUN SALMON, PARTICULARLY COHO AND SOCKEYE SALMON.

WHEREAS, the shoreline sport harvest of Coho salmon in Passage Canal has diminished approximately 94% from 2011-2014 compared to the previous 10 year average; and

WHEREAS, the sport harvest of Coho salmon in the Western Prince William Sound/Chenega statistical area has diminished approximately 37% from 2011-2014 compared to the previous 10 year average; and

WHEREAS, the commercial harvest of Coho salmon in the southwest district of Prince William Sound increased approximately 294% from 2011-2014 when compared to the previous 10 year average; and

WHEREAS, the commercial harvest management changes were implemented in 2011; and

WHEREAS, reduced sport fishing opportunities have been detrimental to the City of Whittier and Whittier based businesses, and to sport fisherman who frequent Prince William Sound including many Whittier residents; and

WHEREAS, the average annual sport harvest of Sockeye Salmon in Prince William Sound is approximately Eight Thousand Four Hundred based on a 10 year average; and

WHEREAS, the average annual commercial harvest of Sockeye Salmon in Prince William Sound is more than One Million based on a 10 year average; and

WHEREAS, WHEREAS, even though sport fishermen harvest less than 1% of Prince William Sound Sockeye Salmon, regulations that reduce sport harvest of Sockeye Salmon have recently been placed on sport fishermen specific to hatchery common stock and natural run Sockeye Salmon; and

WHEREAS, the "common stock" fish produced by hatcheries by regulation are to be available for commercial, sport and subsistence users; and

WHEREAS, 1% of Sockeye Salmon harvest by sport fishermen is not a fair allocation to sport fishermen; and

WHEREAS, the City of Whittier understands and appreciates the value and economic benefit of commercial fishing and is supportive of commercial interests; and

NOW, THEREFORE, BE IT RESOLVED BY THE WHITTIER CITY COUNCIL, that:

1. The City of Whittier requests the State of Alaska, Dept. of Fish and Game develop a sport fish management plan for Prince William Sound, particularly for salmon, to restore and improve access to sport fishermen in western Prince William Sound.
2. In addition to restoring and improving sport fishing through a sport fish management plan, the City of Whittier strongly recommends the sport fish management plan incorporates specific protection and restoration for natural run salmon, particularly Coho Salmon and Sockeye Salmon.

PASSED AND APPROVED by a duly constituted quorum of the Whittier City Council on this 21st day of June, 2016.

Introduction date: 21 June 2016

ATTEST:

Jennifer Rogers
Acting City Clerk

Daniel Blair
Mayor

Ayes:
Nays:
Absent:
Abstain:

**CITY OF WHITTIER, ALASKA
RESOLUTION #21-2016**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WHITTIER, ALASKA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE MUNICIPALITY OF ANCHORAGE, AGREEING TO PROVIDE POLICE SERVICES DURING THE 2016 FOREST FAIR JULY 1, 2016 THROUGH JULY 4, 2016 FOR NO LESS THAN FIVE THOUSAND TWO HUNDRED DOLLARS (\$5,200.00) PER DAY.

WHEREAS, the Municipality of Anchorage (“MOA”), on behalf of the Girdwood District, and the City of Whittier (“City”) are currently negotiating an agreement for police services on a long-term basis but the terms of that agreement have not yet been finalized;

WHEREAS, the Girdwood community is in need of police services for the 2016 Forest Fair, which is scheduled for the first week in July, prior to the anticipated execution of any police services agreement between the parties;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Whittier that:

Section 1. the City Manager is hereby authorized and empowered to execute and deliver an agreement for the Whittier Police Department to provide police services to the MOA Girdwood District during the 2016 Girdwood Forest Fair scheduled for July 1, 2016 through July 4, 2016. The Agreement shall be for no longer than ten days and shall require payment of no less than Five Thousand Two Hundred dollars (\$5,200.00) per day for services. Subject to the terms identified in this Resolution, the City Manager is hereby authorized and empowered to perform all acts and execute all documents as may be necessary to carry out and comply with the provisions of an agreement as executed.

Section 2. This Resolution shall become effective upon passage and approval.

PASSED AND APPROVED by a duly constituted quorum of the Whittier City Council on this 21st day of June 2016.

ATTEST:

Jennifer Rogers
ACTING CITY CLERK

Daniel Blair
MAYOR

Ayes:
Nays:
Absent:
Abstain:

