

LEGISLATIVE FINANCE-HOUSE / SENATE FINANCE COMM. FILES 8879

HB 428 cont. - HB 453 525

116

SECTION	AMENDED	AGENCY	TITLE	GENERAL FUND	OTHER FUNDS	TOTAL	
				108,825	0	108,825	Sum
				79,617,391	14,641,490	94,258,881	Sum

STATE OF ALASKA

DEPARTMENT OF EDUCATION

OFFICE OF THE COMMISSIONER

April 2, 1990

4/23/90
JD
STEVE COWPER, GOVERNOR

GOLDBELT PLACE
801 WEST 10TH STREET
P.O. BOX F
JUNEAU, ALASKA 99811-0500

The Honorable Ron Larson
Alaska State House of Representatives
P.O. Box V
Juneau, Alaska 99811

Dear Representative Larson:

Your staff has requested updated information on the FY91 cost estimate for the School Construction Debt Retirement Program. It is my understanding that a number of questions regarding the Department's estimate have been raised, particularly in light of the Fairbanks voters' decision. Although the voters of Fairbanks have turned down a bond proposition which reduces the Fairbank's projected entitlement included in our previous FY91 entitlement estimate, a number of other variables affect the overall cost of the debt retirement program, and generally offset this projected savings.

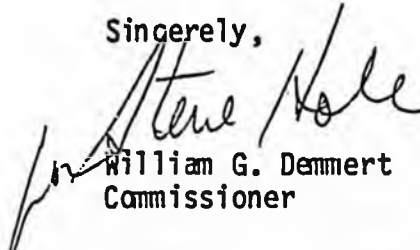
Below is the Department's best estimate based upon all data available as of this date. Outstanding bond issues which may increase the cost to the program in FY91 are listed separately and reflect Department speculation about municipal actions which may occur. These numbers are in thousands.

FY91 Base estimate of cost	\$126,356.0
Payments on Anchorage & Juneau outstanding authorization (Fall 1989)	\$2,500.0
Payments on Valdez outstanding authorization (1976)	\$ 200.0
Payments on Aleutians East voter authorization (March 1990)	\$ 200.0
CIP Overhead	\$ 398.0
Total	\$129,654.0

As you are aware, a number of outstanding variables, such as interest rates and refinancing of issues could also impact this estimate.

Please contact John Anttonen at 465-2865 or Mary Hakala at 465-2800 if additional information is needed.

Sincerely,


William G. Demmert
Commissioner

cc: Alison Elgee, OMB

1 ALASKA PUBLIC SCHOOL FOUNDATION FUNDING PROGRAM
 2 FY90 AT 100% OF ENTITLEMENT (COLUMN 2)
 3 LESS CURRENT FUNDING LEVEL (COLUMN 3)
 4 PREPARED 4/3/90

5 =====	6	7	8	9
	AT \$60,000	AT \$58,239.31	COLUMN 3	
	FY90	FY90	MINUS	
	STATE AID	STATE AID	COLUMN 2	
10 -----				
11 ADAK	\$2,154,483	\$2,028,170	(\$126,313)	
12 ALASKA GATEWAY	\$4,267,612	\$4,128,668	(\$138,944)	
13 ALEUTIAN EAST	\$3,324,914	\$3,214,209	(\$110,705)	
14 ALEUTIAN REGION	\$653,518	\$631,867	(\$21,651)	
15 ANCHORAGE	\$145,657,453	\$140,097,119	(\$5,560,334)	
16 ANNETTE ISLAND	\$1,319,535	\$1,245,632	(\$73,903)	
17 BERING STRAIT	\$12,508,105	\$12,033,418	(\$474,687)	
18 BRISTOL BAY	\$1,622,327	\$1,555,524	(\$66,803)	
19 CHATHAM	\$2,548,357	\$2,450,618	(\$97,739)	
20 CHUGACH	\$1,421,262	\$1,375,018	(\$46,244)	
21 COPPER RIVER	\$5,338,389	\$4,932,515	(\$155,874)	
22 CORDOVA	\$2,217,965	\$2,138,759	(\$79,206)	
23 CRAIG	\$1,430,612	\$1,382,800	(\$47,812)	
24 DELTA GREELY	\$4,232,901	\$4,082,012	(\$150,889)	
25 DILLINGHAM	\$2,849,957	\$2,745,330	(\$104,627)	
26 FAIRBANKS	\$53,278,011	\$51,280,624	(\$1,997,387)	
27 GALENA	\$1,195,319	\$1,154,025	(\$41,294)	
28 HAINES	\$2,002,559	\$1,930,400	(\$72,159)	
29 HOONAH	\$1,500,185	\$1,449,554	(\$50,631)	
30 HYDABURG	\$908,269	\$879,694	(\$28,575)	
31 IDITAROD	\$4,591,549	\$4,435,287	(\$156,262)	
32 JUNEAU	\$18,768,931	\$18,058,265	(\$710,666)	
33 KAKE	\$1,019,349	\$981,596	(\$37,753)	
34 KASHUNAMIUT	\$1,200,330	\$1,150,650	(\$49,680)	
35 KENAI	\$32,952,328	\$31,567,094	(\$1,385,234)	
36 KETCHIKAN	\$9,489,563	\$9,112,790	(\$376,773)	
37 KLAWOCK	\$1,339,238	\$1,296,517	(\$42,721)	
38 KODIAK	\$11,572,609	\$11,154,172	(\$418,437)	
39 KUSPUK	\$4,643,042	\$4,492,083	(\$150,959)	
40 LAKE & PENINSULA	\$5,147,611	\$4,968,359	(\$179,252)	
41 LOWER KUSKOKWIM	\$26,790,144	\$25,847,834	(\$942,310)	
42 LOWER YUKON	\$10,009,881	\$9,606,507	(\$403,374)	
43 MAT-SU	\$33,881,829	\$32,617,323	(\$1,264,506)	
44 NENANA	\$1,530,226	\$1,483,189	(\$47,037)	
45 NOME	\$4,718,390	\$4,563,132	(\$155,258)	
46 NORTH SLOPE	\$7,780,980	\$7,417,297	(\$363,683)	
47 NORTHWEST ARCTIC	\$13,128,010	\$12,637,908	(\$490,102)	
48 PELICAN	\$581,379	\$563,057	(\$18,322)	
49 PETERSBURG	\$2,960,639	\$2,852,506	(\$108,133)	
50 PRIBILOF	\$1,423,249	\$1,369,148	(\$54,101)	
51 RAILBELT	\$3,059,920	\$2,968,893	(\$91,027)	
52 SITKA	\$6,216,073	\$5,975,602	(\$240,471)	
53 SKAGWAY	\$906,669	\$873,532	(\$33,137)	
54 SOUTHEAST ISLAND	\$5,149,771	\$4,976,808	(\$172,963)	
55 SOUTHWEST REGION	\$4,292,800	\$4,122,832	(\$169,968)	
56 ST. MARY'S	\$1,286,091	\$1,246,559	(\$39,532)	
57 TANANA	\$977,289	\$944,469	(\$32,820)	
58 UNALASKA	\$1,428,831	\$1,375,469	(\$53,362)	
59 VALDEZ	\$2,830,221	\$2,707,326	(\$122,895)	
60 WRANGELL	\$2,577,818	\$2,489,716	(\$88,102)	
61 YAKUTAT	\$1,047,022	\$1,013,109	(\$33,913)	
62 YUKON FLATS	\$4,166,505	\$4,017,589	(\$148,916)	
63 YUKON-KOYUKUK	\$5,588,154	\$5,389,242	(\$198,912)	
64 YUPIIT	\$3,581,736	\$3,451,177	(\$130,559)	
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68 =====				
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70 TOTALS	\$486,819,910	\$468,462,993	(\$18,356,917)	
71				
72 =====				
73 STATE CORR STUDY ---->>>	\$3,423,030	\$3,322,525	(\$100,505)	
74 VALDEZ CONTRACT ---->>>	\$600,000	\$600,000	\$0	
75 MT. EDGEUMBE ---->>>	\$1,428,801	\$1,390,678	(\$38,123)	
76 PL874 PASS THRU ---->>>	\$1,486,000	\$1,486,000	\$0	
77 UNREALIZED PL874 ---->>>	\$260,000	\$260,000	\$0	
78				
79 TOTAL STATE AID ---->>>	\$494,017,741	\$475,522,196	(\$18,495,545)	

Alaska Department of Education
FY90 Foundation Estimate
FY90 First and Second Student Counts (3/30/90)
April 3, 1990

Foundation Est. Cost	\$493,757.7
Plus unrealized PL81-874 Revenue	260.0
Net	<u>\$494,017.7</u>
Versus FY90 CC Authorization	\$475,522.2
Difference	(\$18,495.5)

ALASKA PUBLIC SCHOOL FOUNDATION FUNDING PROGRAM											
FY90 ACTUAL STUDENT COUNTS AS 11.17											
INCLUDING SECOND STUDENT COUNT											
PREPARED 1/8/90 REVISED 3/30/90											
EST. FY89											
FY90	AREA	FY90	FY90	FY89	REQUIRED	PL874 LESS	DEDUCTIBLE	ESTIMATED	ONE HUNDRED		
UNITS	COST	ADJUSTED SCHOOL	BASIC NEED	53% OF	LOCAL	SPEC. ED.	PL874	FY90	FY90	PERCENT	
	DIFF.	UNITS	DISTRICT	\$60,000	BASIC NEED	EFFORT	PL874	STATE AID	LOCAL REV	ASSESSED VALUE	
							% INDIAN				
11	56.46	1.27	71.70 ADAM	84,302,000	81,460,970	80	92,386,130	100.00%	\$2,147,917	\$2,154,483	0
12	66.28	1.19	78.87 ALASKA GATEWAY	84,732,200	81,646,610	80	8516,209	100.00%	8464,588	84,267,612	0
13	67.97	1.31	62.84 ALEUTIAN EAST	83,770,400	81,442,624	80	8494,984	100.00%	8445,486	83,324,914	80
14	9.38	1.31	12.27 ALEUTIAN REGION	8737,400	8235,065	80	893,203	100.00%	883,682	8653,518	0
15	3,156.25	1.00	3,156.25 ANCHORAGE	8189,375,000	863,399,670	843,334,202	8635,161	67.06%	8383,345	8145,657,653	864,624,322
16	40.73	1.03	41.95 ANNETTE ISLAND	82,517,000	8915,390	80	81,330,517	100.00%	81,197,465	81,319,535	80
17	192.85	1.39	269.45 BERING STRAIT	816,167,000	85,410,650	80	84,065,438	100.00%	83,658,895	812,508,105	80
18	29.86	1.27	37.92 BRISTOL BAY	82,275,200	8791,910	8472,721	8301,188	66.46%	8180,152	81,622,327	8711,336
19	53.86	1.03	55.48 CYPHAR	83,328,800	81,066,380	80	8867,159	100.00%	8780,443	82,548,357	80
20	23.03	1.14	26.25 CHUGACH	81,575,000	8495,390	80	8170,820	100.00%	8153,738	81,421,262	80
21	77.61	1.14	88.48 COPPER RIVER	85,308,800	81,845,690	80	8244,901	100.00%	8220,411	85,086,389	80
22	40.50	1.11	44.96 CONDOMA	82,697,600	8945,420	8464,616	823,017	73.48%	815,221	82,217,965	8632,065
23	26.35	1.03	27.16 CRAIG	81,628,400	8507,150	8155,135	847,393	100.00%	842,653	81,430,612	8151,034
24	73.84	1.16	85.65 DELTA GREELY	85,139,000	81,889,370	80	81,006,777	100.00%	8906,099	84,232,901	80
25	46.76	1.27	59.39 DILLINGHAM	83,563,400	81,225,980	8486,205	8342,866	73.64%	8227,238	82,849,957	8660,205
26	1,090.18	1.04	1,133.79 FAIRBANKS	868,027,400	823,253,930	814,683,509	8112,236	65.22%	845,880	853,278,011	822,515,000
27	18.03	1.30	23.54 GALENA	81,406,400	8513,450	878,340	8414,530	35.58%	8132,741	81,195,319	8220,152
28	39.01	1.05	40.96 HAINES	82,457,600	8841,260	8450,452	810,125	50.36%	84,589	82,002,559	8894,491
29	26.61	1.08	28.74 HOONAH	81,724,400	8595,980	890,888	8159,506	98.43%	8133,327	81,500,185	892,341
30	15.75	1.03	16.22 HYDABURG	8973,200	8347,760	837,996	846,836	63.90%	826,935	8908,269	859,459
31	66.69	1.33	88.70 IDITKAT	85,322,000	81,755,600	80	8811,612	100.00%	8730,451	84,591,549	80
32	403.40	1.00	403.40 JUNEAU	824,204,000	88,039,010	85,613,248	846,121	52.57%	821,821	818,768,931	810,298,000
33	20.81	1.03	21.43 KAKE	81,285,800	8483,840	870,921	8365,074	59.51%	8195,530	81,019,349	8119,169
34	21.20	1.33	28.20 KASHUNAWIUT	81,692,000	8616,350	80	8546,300	100.00%	8491,670	81,213,330	80
35	786.31	1.00	786.31 KENAI	847,178,600	815,965,460	814,086,137	8263,293	58.80%	8139,335	832,952,328	823,955,618
36	213.87	1.00	213.87 KETCHIKAN	812,832,200	84,342,803	83,331,958	820,832	57.51%	810,679	89,489,563	85,793,899
37	23.54	1.03	24.25 KILNOCK	81,455,000	8499,170	838,772	8333,898	25.64%	877,050	81,339,238	8150,975
38	217.91	1.09	237.52 KODIAK	816,251,200	84,916,940	82,378,561	8353,247	94.39%	8300,087	811,572,609	82,520,000
39	64.43	1.33	85.69 KUSKOKUM	85,141,400	81,757,700	80	8553,732	100.00%	8498,358	84,643,042	80
40	77.67	1.31	101.75 LAKE & PENINSULA	86,105,000	81,887,480	80	81,063,766	100.00%	8957,389	85,147,611	80
41	376.68	1.42	334.89 LOWER KUSKOKUM	832,093,400	811,081,700	80	83,892,507	100.00%	85,303,256	826,790,144	80
42	169.61	1.35	228.97 LOWER YUKON	813,738,200	84,749,150	80	84,142,577	100.00%	83,728,319	810,009,881	80
43	717.78	1.00	717.78 MAT-SU	843,066,800	816,347,410	89,159,961	849,702	55.91%	825,010	833,881,829	816,384,206
44	22.25	1.20	26.70 NENANA	81,602,000	8582,540	846,062	811,247	56.43%	85,712	81,530,226	8117,062
45	65.77	1.34	88.13 NOIVE	85,287,800	81,866,060	8560,332	813,778	73.21%	89,078	84,718,390	8765,332
46	142.37	1.45	206.44 NORTH SLOPE	812,386,400	84,132,170	84,132,170	82,384,734	22.05%	8473,250	87,780,980	818,742,000
47	191.86	1.45	278.20 NORTHWEST ARCTIC	816,692,000	85,808,240	8632,184	83,257,562	100.00%	82,931,806	813,128,010	8960,000
48	9.63	1.08	10.40 PELICAN	8426,000	8202,020	842,621	80	100.00%	80	8581,379	841,221
49	61.38	1.00	61.38 PETERSBURG	83,682,800	81,231,020	8692,336	835,097	94.42%	829,822	82,900,639	8733,236
50	23.62	1.30	30.71 PRIBILOF	81,842,600	8640,290	80	8465,945	100.00%	8419,351	81,424,249	80
51	42.01	1.23	51.67 RAILBELT	83,100,200	81,072,470	80	844,755	100.00%	840,200	83,059,920	80
52	136.50	1.00	136.50 SITKA	88,190,000	82,866,920	81,896,637	8150,980	56.88%	877,290	86,216,073	83,334,604
53	17.91	1.05	18.81 SKAGWAY	81,128,600	8394,800	8221,634	8112	95.77%	897	8906,669	8231,634
54	94.40	1.04	98.18 SOUTHEAST ISLAND	85,890,800	81,938,300	80	8823,366	100.00%	8741,029	85,149,771	80
55	73.65	1.31	96.48 SOUTHWEST REGION	85,788,800	82,224,530	80	81,662,223	100.00%	81,496,000	84,292,800	80
56	17.26	1.30	22.44 ST. PARRY'S	81,346,400	8466,620	816,739	8224,852	21.53%	843,570	81,286,091	877,739
57	14.33	1.30	18.63 TAMANA	81,117,800	8404,880	846,048	8253,311	61.11%	894,463	8977,289	8112,000
58	23.85	1.27	30.29 UNALASKA	81,817,400	8599,550	8386,275	83,522	72.37%	82,294	81,428,831	8533,775
59	62.85	1.11	69.76 VALDEZ	84,185,600	81,337,280	81,337,280	849,964	40.25%	818,099	82,830,221	83,322,797
60	50.01	1.00	50.01 WRANGELL	83,000,600	81,024,380	8417,379	810,489	57.23%	85,403	82,577,818	8729,284
61	17.82	1.08	19.25 YAKUTAT	81,155,000	8406,350	876,168	870,817	49.91%	831,810	81,047,022	8152,620
62	57.90	1.46	84.53 YUKON FLATS	85,071,800	81,818,810	80	81,005,883	100.00%	8905,295	84,166,505	80
63	84.26	1.34	112.91 YUKON-KOYUKUK	86,774,600	82,274,300	80	81,318,273	100.00%	81,186,446	85,588,154	80
64	52.56	1.41	74.11 YUPIIT	84,446,600	81,531,950	80	8960,960	100.00%	8864,864	83,581,736	80

69	9,554.40	10,420.06	TOTALS	8425,203,600	8214,093,739	8105,258,168	840,452,528	833,125,522	8486,619,910	8179,635,537	838,696,280,120
72									83,423,030		
73									8600,000		
74									81,427,801		
75									81,476,000		
76											
77									8493,757,741		

1 DEPARTMENT OF EDUCATION
 2 FL874 FOR FY90 FUNDATION
 3 PREPARED 1/8/90
 4 REVISED 3/12/90

INDIAN &
 SPEC. ED.

5	=====			
6	TOTAL AMOUNT	AMOUNT	AMOUNT	
7	RECIEVED FROM	DISTRICT	ELIGIBLE FOR	
8	FY89 & PRIOR	KEEPS	FOUNDATION	
9	-----			
10				
11	ADAK	\$2,461,367.90	\$75,237.98	\$2,386,129.92
12	ALASKA GATEWAY	\$736,621.40	\$220,412.73	\$516,208.67
13	ALEUTIAN EAST	\$674,531.37	\$179,547.03	\$494,984.34
14	ALEUTIAN REGION	\$130,272.11	\$37,069.39	\$93,202.72
15	ANCHORAGE	\$771,164.58	\$136,004.00	\$635,160.58
16	ANNETTE ISLAND	\$1,835,220.05	\$504,703.48	\$1,330,516.57
17	BERING STRAIT	\$5,595,725.33	\$1,530,286.97	\$4,065,438.36
18	BRISTOL BAY	\$393,443.07	\$92,255.48	\$301,187.59
19	CHATHAM	\$1,195,696.81	\$328,537.89	\$867,158.92
20	CHUGACH	\$221,406.13	\$50,586.16	\$170,819.97
21	COPPER RIVER	\$315,258.21	\$70,356.81	\$244,901.40
22	CORDOVA	\$32,706.18	\$9,689.34	\$23,016.84
23	CRAIG	\$58,677.24	\$11,284.59	\$47,392.65
24	DELTA GREELY	\$1,130,408.30	\$123,631.68	\$1,006,776.62
25	DILLINGHAM	\$424,322.58	\$81,456.10	\$342,866.48
26	FAIRBANKS	\$112,236.18	\$0.00	\$112,236.18
27	GALENA	\$517,367.78	\$102,837.36	\$414,530.42
28	HAINES	\$11,257.43	\$1,132.30	\$10,125.13
29	HOONAH	\$203,841.52	\$53,337.62	\$150,503.90
30	HYDABURG	\$54,074.84	\$7,238.77	\$46,836.07
31	IDITAROD	\$1,095,032.98	\$283,420.96	\$811,612.02
32	JUNEAU	\$50,768.43	\$4,647.70	\$46,120.73
33	KAKE	\$514,570.46	\$149,496.54	\$365,073.92
34	KASHUNAMIUT	\$783,809.21	\$237,509.17	\$546,300.04
35	KENAI	\$400,089.39	\$136,796.25	\$263,293.14
36	KETCHIKAN	\$27,996.34	\$7,364.16	\$20,632.18
37	KLAWOCK	\$486,958.90	\$153,060.53	\$333,898.37
38	KODIAK	\$444,247.33	\$91,000.70	\$353,246.63
39	KUSPUK	\$770,381.20	\$216,649.64	\$553,731.56
40	LAKE & PENINSULA	\$1,458,188.73	\$394,422.63	\$1,063,766.10
41	LOWER KUSKOKWIM	\$7,858,605.64	\$1,966,098.80	\$5,892,506.84
42	LOWER YUKON	\$5,653,147.22	\$1,510,570.38	\$4,142,576.84
43	MAT-SU	\$60,952.63	\$11,250.21	\$49,702.42
44	NENANA	\$14,494.26	\$3,247.01	\$11,247.25
45	NOME	\$13,778.42	\$0.00	\$13,778.42
46	NORTH SLOPE	\$3,160,433.25	\$775,699.75	\$2,384,733.50
47	NORTHWEST ARCTIC	\$4,357,127.52	\$1,099,565.82	\$3,257,561.70
48	PELICAN	\$0.00	\$0.00	\$0.00
49	PETERSBURG	\$35,097.44	\$0.00	\$35,097.44
50	PRIBILOF	\$646,552.89	\$180,607.54	\$465,945.35
51	RAILBELT	\$45,684.79	\$929.35	\$44,755.44
52	SITKA	\$202,252.84	\$51,272.78	\$150,980.06
53	SKAGWAY	\$112.07	\$0.00	\$112.07
54	SOUTHEAST ISLAND	\$916,648.20	\$93,282.39	\$823,365.81
55	SOUTHWEST REGION	\$2,162,207.48	\$499,984.77	\$1,662,222.71
56	ST. MARY'S	\$302,860.73	\$78,008.33	\$224,852.40
57	TANANA	\$341,660.09	\$86,349.10	\$255,310.99
58	UNALASKA	\$18,875.95	\$15,354.42	\$3,521.53
59	VALDEZ	\$57,290.04	\$7,326.32	\$49,963.72
60	WRANGELL	\$10,943.33	\$454.19	\$10,489.14
61	YAKUTAT	\$106,826.19	\$36,008.76	\$70,817.43
62	YUKON FLATS	\$1,374,357.39	\$368,474.39	\$1,005,883.00
63	YUKON-KOYUKUK	\$1,803,683.02	\$485,409.76	\$1,318,273.26
64	YUPIIT	\$1,297,527.32	\$336,567.76	\$960,959.56
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66				
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68	TOTALS	\$53,348,760.69	\$12,896,435.79	\$40,452,324.90
69				
70				

MEMORANDUM

State of Alaska

\$2,826.7

TO: The Honorable Steve Cowper
Governor of Alaska

DATE: March 15, 1990

THRU: Garrey Peska
Chief of Staff

FILE NO:

THRU: Mike Irwin
Special Assistant

TELEPHONE NO: 376-2337

FROM: Ervin Paul Martin, ^{Ervin} Director
Division of Emergency Services
Department of Military
and Veterans Affairs

SUBJECT: Kotzebue/Northwest
Arctic Borough
water/sewer freeze-up

I. BACKGROUND:

Beginning in late January and continuing through early February 1990, a number of communities within the Northwest Arctic Borough experienced freeze-up of their water and sewer systems. Specific communities that requested disaster assistance were: Kotzebue, Kiana, Noorvik, Ambler, Shungnak and Kobuk. The water and sewer system in Uotak also froze; however, the community did not formally request assistance from the State. As a result of these requests, the Alaska Division of Emergency Services (ADES) recommended, and the Governor approved, the formation of a Task Group to investigate the causes for the reoccurring water/sewer problems within the region and determine immediate, short term and long term needs. The Task Group was composed of representatives from ADES, DEC/Village Safe Water, U.S. Public Health Services, Alaska Energy Authority, and Gary Eddy, P.E., a consulting engineer, who was hired to serve as Team Chief for the group. The Governor further requested that a report of the Task Group's finding and recommendations be forwarded to him not later than March 16, 1990. A copy of the final report, which was developed by Gary Eddy and coordinated with the Task Group members, is enclosed. A summary of our findings and recommendations follows:

II. SUMMARY OF REPORT:

A. HISTORY: The problems with water and sewer systems within the Northwest Arctic Borough are long-standing. Since 1984, Kotzebue has experienced four major failures of their system.

1984 - \$ 662,800 (State Disaster Fund)
1987 - \$1,228,069 (State Disaster Fund)
1989 - \$ 654,203 (State/Federal Disaster Funds)

Estimate 1990 - \$ 862,000 (Immediate emergency needs)
\$1,925,000 (Add'l work required in 1990 to bring system up to pre-disaster condition and to lessen chance of freeze-up next year).

Other communities within the Borough received approximately \$400,000 in State and Federal Disaster Funds for water/sewer freeze-up problems in 1989.

B. PROBABLE CAUSE: Although the region experienced very cold temperatures during January and February, they were not what could be truly termed abnormal or record setting for the Arctic. No single cause could be identified as the primary reason for systems failure. Rather a combination of factors contributed to their demise. The most common problems include:

1. Failure to maintain water temperatures in distribution loop.
2. Water leaks in distribution lines.
3. Piecemeal design of system expansion.
4. Lack of preventative maintenance.
5. Poorly trained or inattentive operators.
6. Electrical, mechanical or heating malfunctions in the systems.
7. Low level of community commitment and support has resulted in low expectations of what's expected from the local water/sewer utility.
8. Inability or unwillingness of communities to raise and collect water/sewer service fees.

Most of these problems were observed to some degree in each of the communities visited. The exact impact of each was impossible to measure. The Task Group felt that every item must be addressed if real progress is to be made and the cycle of chronic freeze-ups broken. Merely spending money is not the answer.

One potential cause that should be firmly and finally put to rest is the often stated excuse that the problems are due to the age of the systems, their poor original design and the supposed fact that they were experimental. This is simply not the case. The systems were designed and installed, for the most part, during the 1960-70 time frame and used state-of-the-art technology. Similar systems have been installed and successfully operated in other Arctic communities with relatively few problems. Nor does the age of the system really have a bearing on the problem. The City of Nome, as an example, has a system with sections that literally go back to the "Gold Rush" era, yet they seldom experience freeze-up

situations. To use age or poor design as an excuse is not only inaccurate but detracts from the multitude of real problems that do exist.

- C. **FINDINGS:** Specific findings regarding each community are contained in the enclosed report. The Task Group met in Anchorage on March 1, 1990, to review the findings developed during the visitations to the affected communities. A representative from the Governor's Office was in attendance. After considering all factors, the group concluded that the immediate emergencies that exist in the communities of Kiana, Noorvik, Ambler, Shungnak, Kobuk and Noatak could be adequately addressed through community effort, technical assistance from VSW and PHS, and through pre-existing water and sewer grant funds that were believed to be available in several of the communities. The mayors of each village have been so notified and copies of the notification letters are on file in the Governor's Office. It should be noted that some of the villagers responded admirably after the freeze-up occurred. In particular, the response of the plant operators in Kiana and Noorvik resulted in a more rapid restoration of services.

In Kotzebue, the uptown loop was frozen affecting approximately 250 services. 150 services were saved by the City by-passing the frozen area, 50 services are being thawed and 55 services need to be provided with either a temporary system or water/sewer haul service until the frozen pipe is replaced. Factors that contributed to the failure include:

1. Failure to add heat to the water supply or its distribution system.
2. "No-Flow" alarms on distribution system had been disconnected.
3. Temperature gauges were giving erroneous readings (City was aware of the problem).
4. No temperature alarms on the water distribution system.
5. Distribution loops are too long. (The system just grew).
6. Waste heat system has been abandoned.
7. Water system pressure is too low.
8. The City cannot supply and process enough water to meet existing demand.
9. Water/sewer revenues are too low to ensure proper maintenance/operation of the system.

- D. **RECOMMENDATIONS:** See Executive Summary in the Report for a complete listing of all recommendations. Basically, these can be summarized as follows:

1. Training/certification of operators (absolutely essential).
2. Addition of heat to water systems.
3. Maintain monitoring and alarm systems.
4. Raise (and collect) water/sewer rates to handle future problems.
5. The State Disaster Assistance Program takes away any incentive to properly operate and maintain systems. (It is being used as a crutch).

The immediate emergency needs for the City of Kotzebue are estimated to be \$862,000. This is for work that was accomplished during the emergency phase plus purchasing and installation of temporary pipe to portions of the City still without water/sewer services. Allocation of these funds must be closely verified for authorized or allowable expenditures. An additional \$1,925,000 is also required this year in order to restore services to its pre-disaster condition and, more importantly, lessen the chance of system failure next year. Long term needs are estimated to be approximately \$19,000,000; much of which would be devoted to a new water supply system.

III. CONCLUSION:

In summary, there are a host of problems associated with the water and sewer systems within the Northwest Arctic Borough, not all of which are the fault or within the control of the various local government bodies. Nevertheless, it is the consensus of the Task Group that this is a disaster that need not have occurred. Proper maintenance and operations of the various systems could have precluded much of the damage that was incurred. Key to proper maintenance and operations is the training and certification of local plant operators. In general, the communities within the Borough have shown a singular lack of interest in participating in the training/certification program offered by DEC. In fact, last year's FEMA Mitigation Report recommended certification for local operators. However, DEC's efforts have been frustrated and certification and other mitigation measures have not been implemented throughout the region. Until these issues are fully addressed and resolved, the State can expect to have continuing water/sewer problems in this region. Continued use of Disaster Funds is not the answer.

cc: MG John W. Schaeffer

IV.

COMMUNITIES INVESTIGATED

A. Kotzebue

Findings:

1. The City does not add heat to the water supply or its water distribution systems. The Kotzebue system originally had the capability to add heat at the Vortac boiler house, the water treatment plant and to one of the circulating water loops as it passed by the electric power plant. The City indicated that all these systems were removed/disabled and never repaired or upgraded.
2. "No-flow" alarms on distribution system were disconnected because the operator got tired of answering the alarm. The cause of the alarm condition is no flow or low flows that give an intermittent alarm.
3. Temperature gauges do not read actual water distribution temperatures. The City was in the process of changing the temperature gauges. There are hose bibs on each return loop where the water temperature can be monitored. Monitoring the water temperature has not been a high priority in the operation of the Water Treatment Plant.
4. No temperature alarms on the water distribution systems.
5. Water distribution loops are too long. The KEA and uptown loops have been expanded with no upgrading in the water treatment plant to handle increased water flows and heating requirements.
6. Current water/sewer revenues are approximately \$500,000/year. A 1986 rate study for the City indicated the City needs \$1.2 million/year in revenues to operate and maintain their water and sewer system.
7. Waste heat systems have been abandoned. The City could not give any reason for this. They did state the heat was low grade (90 degrees - 120 degrees F.).
8. Standby power is inadequate. The City was in the

process of replacing the existing generator. The City stated it would complete the installation after the current problems are repaired and put back into service.

9. Dual pumping per loop converted to common header.
10. Water system pressure too low for proper circulation. 20 psi.
11. No chlorination at source.
12. The City cannot supply and process enough water to meet existing demand. The City has lowered the operating pressure (20 psi) to reduce the demand.
13. The City could have lost two distribution loops (approx. 500 services). The uptown loop froze-up (approx. 250 services). 150 services were saved by the City by-passing the frozen area, 50 services are being thawed, and 55 temporary services need to be installed or a haul system must be provided until the frozen PVC portion is replaced.
14. City requested \$996,750 in Disaster Aid.

Immediate (Emergency) Recommendations:

1. Add heat to distribution loops and raise water temperature to 45 degrees F. City has a temporary boiler adding heat.
2. Increase the production of the Water Treatment Plant to meet current demand, (300 gpm). City is in the process of doing this.
3. Raise water system line pressure to 35 psi, after the storage tank has been filled and the water processing has been increased (300 gpm).
4. By-pass frozen PVC mainline, thaw HDPE mains, thaw frozen services, provide haul system for water and sewer. Install temporary service for frozen area. Estimated Cost: Personnel \$325,000; Materials and temporary service \$497,000; Equipment \$40,000 for a total of \$862,000.

Short Term (1990 Work) Recommendations:

1. Develop operation and maintenance plan. Est. Cost

of \$25,000.

2. Put boiler plant at the water source back in service and replace boiler in the Water Treatment Plant. Raise water temperature in KEA loop (70 degrees F.) by re-activating the waste heat system at the KEA power plant. Estimated cost \$300,000.
3. Complete installation of new stand-by power for the Water Treatment Plant. City has funds to complete the installation.
4. Develop Water and Sewer Master Plan. Estimated cost of \$100,000.
5. Split Uptown loop and replace damaged PVC pipe. Estimated Cost \$500,000.
6. Increase ability to process water (500 gpm). Expand Water Treatment Plant to handle additional water treatment and boiler heating systems. Estimated Cost of \$1.0 Million.

Long-Term Recommendations:

1. Split KEA loop into two loops. Replace 4" PVC pipe with HDPE pipe. Estimated Cost \$1.0 Million.
2. Complete design of waste heat system. Add heat to water supply and water storage tank. Estimated Cost \$1.15 Million.
3. Increase water storage capacity. Estimated Cost \$1.6 Million.
4. Build dam on June Creek, intake structure, boiler plant and water transmission line. Estimated Cost \$15.0 Million.

4/23/90

DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES

HOUSE BILL NO. 428, SECTION 46, SNOW AND ICE SUPPLEMENTAL

BRU/COMPONENT	HB 428 1/19 ORIGINAL (GOVERNOR'S)	HB 428 2/22 AMENDMENT (GOV'S AMENDED)	HB 428 TOTAL	PROPOSED 3/21 AMENDMENT SNOW & ICE	PROPOSED 3/21 AMENDMENT SPRING BREAKUP	HB 428 REVISED TOTAL
Interior Hwys & Aviation	250.0		250.0	100.0	300.0	650.0
Interior Facilities		75.0	75.0	45.0		120.0
Dalton Hwys & Aviation	250.0		250.0	50.0	300.0	600.0
Southcentral Hwys & Avtn	308.0	299.9	607.9	226.9	330.0	1164.8
Southcentral Facilities		92.0	92.0	47.5	95.0	234.5
Western Hwys & Aviation	250.0		250.0			250.0
Central Hwys & Aviation	300.0	440.0	740.0	892.0	1720.0	3352.0
Central Facilities		27.0	27.0			27.0
Southeast Hwys & Aviation		232.0	232.0			232.0
<hr/>						
GENERAL FUND TOTAL	1358.0	1165.9	2523.9	1361.4	2745.0	6630.3
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Central State Equip Fleet (HWCF)		262.4	262.4	616.3		878.7
<hr/>						
ALL FUNDS TOTAL	1358.0	1428.3	2786.3	1977.7	2745.0	7509.0

INCREMENT/DECREMENT DESCRIPTION (Limit to 98 characters)
FY90 Judgments Supplemental - Second Amended Request

AGENCY CONTACT/PHONE NUMBER:
 Ronald W. Lorensen, Deputy Attorney General / 465-3600

DESCRIBE WHY THIS INCREMENT/DECREMENT IS NEEDED AND WHAT IT PURCHASES:

This is to request that the amount of the supplemental appropriation to pay judgments against the state be increased to \$267,167.44. This increase is requested in order to pay four new judgments that have been received since the Department of Law's last request of March 15, 1990. A revised listing of the current pending judgments is attached.

CODE	EXPENDITURE BY OBJECT	AGENCY REQ.	GOV'S REQ.
100	Personal Services		
200	Travel		
300	Contractual Services		
400	Supplies		
500	Equipment		
600	Lands, Buildings, Etc.		
700	Grants, Claims, Etc.	267.2	
800	Miscellaneous		
TOTAL			
I-A Transfer (NON-ADD)			
1002	Federal Receipts		
1003	General Fund Match		
1004	General Fund	267.2	
1005	GF/Program Receipts		
1007	I-A Receipts		
POSITION INFORMATION		PFT	
		PPT	
		Non Permanent	
		Staff Months	
<input type="checkbox"/> Enhance Existing Service <input type="checkbox"/> Compared to FY 90		<input type="checkbox"/> Formula Program	
<input type="checkbox"/> New Service Compared to FY 90		<input type="checkbox"/> New Facility Oper.	
<input type="checkbox"/> Continuation of FY 90 Service Level			
IMPACT FROM CAPITAL PROJECT (NAME)			
Chapter _____ SLA _____ Page/Line _____			

C5 INCREMENT/DECREMENT REQUEST
 Agency Priority _____ of _____

AGENCY Department of Law
 BRU Legal Services
 COMPONENT Operations
 PROJECT _____

FY 91

Page 1 of 4
 Revised Date: 04/20/90

Department of Law
FY90
Supplemental Judgements

<u>Judgement</u>	<u>Date of Judgement</u>	<u>Amount</u>	<u>Interest thru 06/30/90 Anticipated</u>	<u>Total</u>	<u>Cumulative Total</u>
1) AK Legal Svcs Arkanakyak v. State	07/20/88	1,000.00	135.04	1,135.04	1,135.04
2) Peter Mysing Thorne v. State	06/26/89	1,177.29	51.62	1,228.91	2,363.95
3) Donald Logan Swenson v. State	09/21/89	135.00	N/A	135.00	2,498.95
4) City of Wasilla Wasilla v. State	08/15/90	69,276.88	N/A	69,276.88	71,775.83
5) Timothy Porter Porter v. State	08/01/89	1,500.00	146.13	1,646.13	73,421.96
6) Phillip Volland Cleary v. State (1)	05/04/89	21,678.72	2,674.61		
Cleary v. State (2)	01/03/90	31,281.31	1,633.17		
Cleary v. State (3)	05/01/89	4,587.95	570.05	62,425.81	135,847.77
7) AK Legal Svcs Green v. State	05/04/89	3,000.00	370.13	3,370.13	139,217.90
8) Our Lady Comp. CC State v. L. Bulen	05/09/87	8,000.00	2,678.64	10,678.64	149,896.54

C5

**ADDITIONAL
EXPLANATION
FORM**

AGENCY Department of Law

BRU Legal Services

COMPONENT Operations

FY 91

Page 2 of 4

Revised Date: 04/20/90

Department of Law
FY90
Supplemental Judgements

<u>Judgement</u>	<u>Date of Judgement</u>	<u>Amount</u>	<u>Interest thru 06/30/90 Anticipated</u>	<u>Total</u>	<u>Cumulative Total</u>
9) J. R. Luffberry Anderson v. State	04/28/89	1,147.90	143.63	1,291.53	151,188.07
10) H. Wassink Wassink v. State	11/04/88	1,176.25	150.61	1,328.92	152,516.99
11) Paul Craig Craig v. State	09/25/89	5,000.00	406.85	5,406.85	157,923.84
12) Trustees for AK Miners Advoc. v. State	09/12/89	16,784.75	1,429.39	18,214.14	176,137.98
13) H. Chambers Chambers, et al. v. State	07/05/89	31,252.60	3,290.59	34,543.19	210,681.17
14) K. Kirk Warner v. State	09/11/89	351.50	13.12	364.62	211,045.79
15) T. E. Meacham Urling v. State	07/31/89	10,277.00	1,004.06	11,281.06	222,326.85
16) N.L. Mark State v. Ayarza	01/24/90	500.00	N/A	500.00	222,826.85

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**ADDITIONAL
EXPLANATION
FORM**

AGENCY Department of Law
BRU Legal Services
COMPONENT Operations

FY 91

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Revised Date: 04/20/90

Department of Law
FY90
Supplemental Judgements

<u>Judgement</u>	<u>Date of Judgement</u>	<u>Amount</u>	<u>Interest thru 06/30/90 Anticipated</u>	<u>Total</u>	<u>Cumulative Total</u>
17) McKeen/Matson Matson v. State	02/02/90	1,100.00	N/A	1,000.00	224,188.01
18) AK Petroleum Johnson v. State	02/01/90	3,000.00	131.25	3,131.25	227,319.26
19) C. Jacobus McDowell v. State	03/06/90	13,020.40	444.33	13,464.73	240,783.99
20) A. Robinson Carney v. State	02/21/90	5,164.80	195.88	5,360.63	240,090.97
21) Phillip Volland Cleary v. State	04/11/90	15,199.08	359.08	15,558.16	255,649.13
22) J.W. Sedwick Enserch v. Alaska	02/23/90	1,429.40	53.36	1,482.76	263,185.54
23) J.W. Sedwick Osborne v. State	04/20/90	3,900.00	81.90	3,981.90	267,167.44
Total		251,201.99	15,965.45	267,167.44	

FY 91

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**ADDITIONAL
EXPLANATION
FORM**

AGENCY Department of Law
BRU Legal Services
COMPONENT Operations

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Revised Date: 04/20/90

THE FOLLOWING DOCUMENT HAS
NOT BEEN FILMED BUT IS
AVAILABLE IN THE ORIGINAL
FILE

The City of Kotzebue

Kotzebue, Alaska

Response to the Governor's Task Force Report

April 1990

JMM James M. Montgomery
Consulting Engineers Inc.



Executive Summary

JMM James M. Montgomery
Consulting Engineers Inc.



EXECUTIVE SUMMARY

The City of Kotzebue declared a state of emergency due to freeze up of a water main on February 10, 1990. The City requested funds from the Governor's office to assist with restoring water service to the affected area. The Governor formed a Task Force with representatives from Alaska Division of Emergency Services, Department of Environmental Conservation - Village Safe Water, the U.S. Public Health Service, Alaska Energy Authority, and Gary Eddy, P.E., Gary Eddy Company. Between February 22 and February 27, 1990, the task force visited Kotzebue and other Northwest Villages having similar problems. The Task Force then presented a report of their findings and recommendations to the Governor, on March 16, 1990.

The report provided a general analysis of freeze-up causes and specific findings at Kotzebue and other communities in the region. Following their evaluation, the Task Force provided various recommendations for improvements in the facilities and operations that would prevent future emergencies. This report on the behalf of the City of Kotzebue addresses these recommendations.

In general, the City of Kotzebue agrees with recommendations of the Task Force. The City is strongly committed to accomplishing the recommendations; improving the operation, maintenance, and physical plant of the water system to prevent recurrences of the February 1990 emergency.

The City of Kotzebue's commitment includes:

- Provide heat to the water distribution system
- Upgrade and repair water lines to reduce leaks
- Integrate designs through utility Master Planning
 - 1) Provide a 20 year Master Plan
 - 2) Provide a 5 year improvement plan
 - 3) Provide an annual review and update of the plan
- Provide better preventive maintenance through:
 - 1) Creation of a utility procedures manual
 - 2) Updating of the 1980 Operation and Maintenance Manuals
 - 3) Continuous review of operators' performance

- Advance operators' skill level:
 - 1) Continued training of operators
 - 2) Operator participation in certification exams
 - 3) Continued incentive and recognition programs
- Reduce equipment failure through operator training and an aggressive preventive maintenance program
- Raise the level of community expectations by providing improved utility service
- Match utility revenues to actual operation and maintenance costs, provide for amortization of capital/replacement expenditures through funded depreciation, and establish a reserve fund for possible future emergencies

The estimated cost of 10 million dollars to fund these improvements is based on current estimates provided by the Task Force and several other sources. In addition to financial assistance from the State and Federal Governments, the City of Kotzebue is prepared to commit to a three million dollar FmHA (Farmer's Home Administration) loan to accomplish these recommendations. Consequently, for the first time the City will be making a major financial contribution to its utility improvements and the three million dollar obligation represents the largest increment of funding from any single agency.

The following response to the Task Force Report addresses the City's current efforts and future commitment to implementing the Task Force recommendations for water system improvements. In addition, the City will be improving its sewer and solid waste facilities.

Introduction

JM James M. Montgomery
Consulting Engineers Inc.



INTRODUCTION

The City of Kotzebue declared a state of emergency on February 10, 1990 due to the freeze-up of the Uptown Loop water main. An estimated 18,000 feet of main (approximately 250 services) could have been lost. Extraordinary efforts by the City saved approximately 10,000 feet of water main within the first 72 hours of the emergency. During the following weeks, thawing operations recovered another 5200 feet of main. A total of 3100 feet of water main was lost due to freezing which shattered the PVC pipe material.

The City requested State of Alaska assistance through the Division of Emergency Services. A Governor's Task Force was then formed to investigate the causes of the declarations of emergency in Kotzebue and several other communities and to provide recommendations for prevention of future utility freeze-ups.

The Task Force conducted its investigation from February 22 through February 27, 1990, and submitted a report to the governor dated March 16, 1990.

The City of Kotzebue commissioned James M. Montgomery, Consulting Engineers, Inc. (JMM) on April 2, 1990, to respond to the Task Force Report, addressing the City's position on the recommendations and other issues in the report.

In general, the City agrees with the findings, conclusions, and recommendations of the Governor's Task Force. Many of the recommendations were being accomplished prior to the Task Force investigation of the state of emergency. As shown in the following response, the remaining items are being actively pursued for implementation.

The City of Kotzebue is firmly committed to assuring that this type of emergency will not happen again. The City's commitment includes securing a 3 million dollar loan from the Farmer's Home Administration (FmHA), which combined with State and Federal funding will meet the 10 million dollar goal needed to achieve the Task Force Report recommendations. In addition, the City plans to correct existing problems with the Wastewater Collection System and the Solid Waste Disposal facility.

The estimates for these projects are based on best available information including the Task Force Report cost estimates for water system improvements. R&M Engineers provided estimates on the water source, R&J Services provided the sewer system rehabilitation estimates, and the Department of Environmental Conservation provided estimates for the Solid Waste Disposal System.

The break down of costs are as follows:

- Water System: \$7,612,000
- Sewer System \$2,500,000
- Solid Waste \$750,000
- Total: \$10,862,000

Response

JM James M. Montgomery
Consulting Engineers Inc.



RESPONSE

The following response addresses the Executive Summary, the Findings, and the Recommendations in the Task Force Report including immediate, short-term and long-term recommendations. The responses to the Report indicate a strong commitment by the City to correcting problems which caused the February, 1990, emergency and preventing a reoccurrence.

Task Force Executive Summary:

The Executive Summary of the Task Force Report addresses general aspects common to all communities investigated in the Northwest Arctic Borough area. The responses below are relevant to the City of Kotzebue, and the bold-faced statements are direct quotes from the Task Force Report Executive Summary.

A. Cities need trained and State certified water/sewer operators.

- 1) The City is committed to hiring a Level 3 operator for the water treatment and distribution facilities.
- 2) During the past year, the City has been actively training existing operators as well as providing the opportunity for certification examinations. The Plant Supervisor currently holds a Level 1 System Operator's certificate and an Operator In Training (OIT) certificate for the plant. He is currently eligible to take the Level 1 Plant Operator examination and is also qualified to take the Level 2 System Operator examination. The other two plant operators are currently eligible to take the OIT examination. The freeze-up emergency prevented the operators from participating in the last certification examination. Administration of the certification examination is scheduled for June or July, 1990.
- 3) The City is currently producing a procedures manual. The manual will stipulate specific activities for the operators on a daily, weekly, monthly, quarterly, and an annual basis. The manual will be designed to deal with the "attentiveness" problem. The operators' performance will be periodically reviewed by management to assure compliance with the requirements of the procedures manual.
- 4) The Public Works management and City Administration are committed to continuing the advancement of training and skill levels of the operators by providing time for training, merit awards for outstanding service, and encouraging personal initiative to excel in job performance.

B. City, State, and Federal governments need to encourage the construction of waste heat systems for the electrical generating systems.

- 1) The local power authority, Kotzebue Electric Association (KEA), is currently evaluating the requirements necessary to extend a waste heat line to the Water Treatment Plant by up-sizing and extending a planned waste heat line from the power plant to the proposed new hospital. This line to the water plant will provide a good solution to utilization of waste heat. Approximately 2.3 million BTU's per hour of firm waste heat is available. Funding for this extension should be directed to the KEA utility which is independent of the City government. The City is committed to connecting the water distribution system to the waste heat system as a part of the water treatment expansion.

C. Cities need to raise the water supply temperature (45 °F) to provide safe operating limits via boiler or waste heat.

- 1) Prior to freeze-up the City was in the process of rehabilitating the boilers at the boiler house near Vortac Lake. The City will continue the rehabilitation and connect the boilers to the water supply line. The project will provide heat to the incoming plant water, enhance water treatment, and raise the temperature in the water storage tank.
- 2) In January, 1990, RSA Engineering completed a design to provide two new boilers in the Water Treatment Plant. One of the two original boilers was removed to accommodate a waste heat facility. The second boiler is on its last leg. A new boiler will be installed capable of providing building heat, and heating the distribution system enabling an outgoing loop temperature of 45 °F to be maintained. A second boiler will be installed to provide back up to the first.
- 3) As a short-term solution, the existing KEA water loop will be connected at the power plant to a heat exchanger. The heated return water from the KEA loop will be mixed with other flow in the common return manifold. While this is not the most efficient use of the energy available, it is a quick, easy, short-term solution. This project is planned for the summer of 1990.

- D. **Cities need to improve operations and maintenance, raise and collect water/sewer rates, and create a water and sewer reserve account to handle future problems with their water/sewer systems.**

This statement requires a two part response dealing first with operation and maintenance, and secondly with user rates and reserve accounts.

1) **Improvement of operation and maintenance.**

- a) The City is in the process of writing a procedure manual which will provide a daily, weekly, monthly, quarterly and annual schedule for the operators.
- b) Identification and correction of deficiencies in operation and maintenance manuals will be completed. The existing O&M manuals were written in 1980 and need to be updated.
- c) The City will provide a firm commitment by management and administration to support good operation and preventive maintenance of the water and sewer system.

2) **User rates and reserve accounts.**

- a) In March of 1989, the City commissioned Honchen & Uhlenkott, Inc. (H&U), a Public Utility Consultant, to update their December 1986 Kotzebue Municipal Utilities Service Rate Analysis. Due to a reduction in operation costs and user rate increases of 24% since 1987, H&U reported that the user rates were matching actual operation costs. At the recommendation of H&U, the City increased user rates by another 5% in order to start building a reserve for capital facilities replacement.
- b) The City is aggressively pursuing utility operation, maintenance, and amortization funding to meet the true requirements to operate and maintain the Water, Sewer, and Solid Waste facilities.
- c) The City will also establish a reserve account with adequate funding to deal with possible future emergency situations.

E. Cities need to maintain monitoring and alarm systems on their water/sewer systems.

1) Flow alarms:

- a) The existing distribution system is designed for inflow and outflow via a common pump manifold. This design allows backflow into the various loops for severe demand situations such as a fire. In the past, the demand on the system was more closely matched to the supply and the alarms would rarely activate due to no-flow or reverse-flow. As the demands on the distribution system increased, brief periods of low-flow, no-flow, or reverse-flow became more and more frequent. Rather than change the existing alarms to new time-delay alarms or upgrade the circulation pumps to meet demands, the old alarms were simply disconnected.
- b) As an immediate solution, all the flow switches will be changed to differentiate between a no-flow or reverse-flow condition. Further, the flow switches will have a time-delay to allow transient changes in flow (such as reversals) to occur without triggering the alarms. The City retained Motorola during the summer of 1989 to investigate the flow alarm situation in preparation for changing the alarms pending availability of funding.
- c) As a long range solution, the proposed Master Plan should address the sizing of the distribution pumps in relation to the draw on the distribution system. This will help eliminate the alarm problems.

2) Temperature alarms:

- a) Currently there are no low temperature alarms in the plant, however there are thermometers on the supply manifold and on the return lines. In lieu of an alarm system, the operators are required to read both the thermometers and the flow meters daily. Since the thermometers are not mounted in-line with the flow, water has to be bled off past the thermometer probe to accurately measure the temperature. Otherwise, the probes indicate the temperature of stagnant water which approximates room temperature. Records indicate that the bleed-off procedure has not been used.

- b) To improve plant operations in-line thermocouples should be installed providing an audible and visible low temperature alarm. This system can also provide direct readout for the operators, however periodic calibration will be required to ensure reliability.

F. State Disaster Program takes away incentive to properly operate and maintain the City's water/sewer systems.

Comment on this item by the City of Kotzebue is not appropriate.

G. The following is a summary of immediate, short-term, and long-term monetary needs in the communities investigated.

- 1) The funding level for the immediate recommendation for the City of Kotzebue is appropriate. However, this response will indicate that two of the long-term recommended needs are not appropriate for the City of Kotzebue. They are the 15 million dollar development of June Creek and the \$1.15 million development of KEA waste heat system.

TASK FORCE REPORT SECTION IV. COMMUNITIES INVESTIGATED, SUB-SECTION A. KOTZEBUE - FINDINGS:

1. The City does not add heat to the water supply or its water distribution systems. The Kotzebue system originally had the capability to add heat at the Vortac boiler house, the Water Treatment Plant, and to one of the circulating water loops as it passed by the electric power plant. The City indicated that all these systems were removed/disabled and never repaired or upgraded.

Item C.3, page 6 of this response addresses the actions planned by the City of Kotzebue to resolve this problem.

2. "No-flow" alarms on distribution system were disconnected because the operator got tired of answering the alarm. The cause of the alarm condition is no-flow or low flows that give an intermittent alarm.

Item E.1, page 8 of this response addresses the actions planned by the City of Kotzebue to resolve this problem.

3. Temperature gauges do not read actual water distribution temperatures. The City was in the process of changing the temperature gauges. There are hose bibs on each return loop where the water temperature can be monitored. Monitoring the water temperature has not been a high priority in the operation of the operation of the Water Treatment Plant.

Item E.2, page 8 of this response addresses the actions proposed by the City of Kotzebue to resolve this issue.

4. No temperature alarms on the water distribution systems.

Item E. 2, page 8 of this response addresses the actions planned by the City of Kotzebue to resolve this problem.

5. Water distribution loops are too long. The KEA and Uptown loops have been expanded with no upgrading in the Water Treatment Plant to handle increased water flows and heating requirements.

- a) The design for splitting the Uptown Loop into two loops has been completed. Some parts of this project have already been implemented. Due to the freeze-up there will be some modifications to the design. The end of the original Uptown Loop is being replaced with new 6" HDPE pipe and will be added to the new Swan Lake Loop system.

- b) It is obvious that the KEA Loop is in need of splitting, however this should be done only after long-range planning has been completed. The planning should incorporate consideration of additional storage and future development in the area served by the KEA/Front Street Loops. This evaluation will be accomplished in the Master Plan.

- c) An evaluation of the capacity of each water loop must be done to provide an accurate evaluation of the capacity of the loop to provide for additional services. This planning should be done immediately, but could be done as a part of the Master Planning effort. The sewer system should also be included in this study.

6. Current water/sewer revenues are approximately \$500,000/year. A 1986 rate study for the City indicated the City needs \$1.2 million/year in revenues to operate and maintain their water and sewer system.

- a) The annual financial report covering the fiscal year July 1, 1988 to June 30, 1989 indicates that the water, sewer, and refuse utilities received revenues of \$1,195,231. The operating and maintenance expenses including general and administrative allocations were \$786,459. The depreciation expense was \$1,337,399 resulting in a total expense of \$2,123,858. While the utility operations were able to meet their current requirements (\$786,459) through user charges, the utilities were underfunded by \$928,627 to meet all funding requirements.

- b) Refer item D.2, page 7 of this response to clarify the user rate issue.
7. **Waste heat systems have been abandoned. The City could not give any reason for this. They did state the heat was low grade (90 degrees - 120 degrees F).**
- a) The original KEA waste heat system installed by the Public Health Service (PHS) in the early 1970's was disconnected when a new waste heat line was installed.
- b) Following the installation of the new waste heat line, the City experienced problems with the waste heat system due to low temperatures. John Herring, Engineer for KEA, reviewed the entire waste heat system and found it not only deficient, but a liability to the City. He recommended disconnecting the system, based on this recommendation the City did disconnect the system.
- c) The remediation to this problem is addressed in paragraph C, page 6 of this response.
8. **Standby power is inadequate. The City was in the process of replacing the existing generator. The City stated it would complete the installation after the current problems are repaired and put back into service.**
- a) The new standby generator was ordered prior to the freeze-up and arrived in Kotzebue approximately February 20, 1990. The freeze-up caused a delay in installation, and the installation is now scheduled for April 16, 1990.
9. **Dual pumping per loop converted to common header.**
- a) One pump serves as a backup to the second in case of failure. The common header serves to unify the system in the event of a major demand on any one of the loops such as a fire. This was the purpose of the original system design by PHS.
- b) Pacific Management and Engineering modified the original common header, converting the 4-inch pipe to 6-inch pipe on the suction side of the circulation pumps.

10. **Water system pressure is too low for proper circulation. 20 psi.**
- a) The common return and supply manifold for the circulation pumps operates at 20 psi. A design operating pressure of 20 to 25 psi for the manifold was established by PHS as indicated in their operation and maintenance manual. This is also the suction side pressure for the circulation pumps. The circulation loop pumps also provide pressure to each loop. Actual exit pressures on each of the loops vary between 50 and 65 psi based on the circulation pump sizes and demand on the loops.
 - b) The pressure in the common manifold could be raised. However as the residual pressure is raised, more water leaks from the system. This is particularly true in the older PVC piping. The Water Treatment Plant cannot keep up with the artificial demand created by the leaks. This problem affects the total water supply issue as well since there is a finite amount of water available at the source. Until replacement of the older water distribution system is accomplished, suction side pressure on the circulation pumps cannot be increased.
 - c) Another approach would be to isolate the loops from each other. However, this would void the ability of the system to react to fire-flows by backflow through the common manifold.
11. **No Chlorination at source.**
- a) The practice of chlorination at the source to eliminate the formation of organic growth in the water supply line was common in earlier days. It has been shown that chlorination of "tundra water" forms trihalomethanes which are undesirable in domestic water. A more appropriate solution to the problem would be to provide pig-ports in the supply line so that the line could be periodically cleaned by pigging.
12. **The City cannot supply and process enough water to meet existing demand. The City has lowered the operating pressure (20 psi) to reduce the demand.**
- a) Refer to paragraph 10 above regarding the 20 psi issue.
 - b) Expansion of the Water Treatment Plant has been under consideration since the existing plant began operating at full capacity. During the winter, there are times when treatment cannot keep up with the demand and still meet recommended drinking water standards. This was clearly illustrated by the freeze-up during February, 1990.

13. The City could have lost two distribution loops (approx. 500 services). The Uptown loop froze-up (approx. 250 services). 150 services were saved by the City by-passing the frozen area, 55 temporary services need to be installed or a haul system must be provided until the frozen PVC portion is replaced.
- a) There were 55 services lost when the PVC line froze. Of these services 11 were reconnected to other areas of the Uptown Loop. The remaining 44 services are currently being supplied water by truck haul until a temporary above-ground line is constructed. These services will then be connected to the temporary line. Construction on the above-ground line started the week of April 2, 1990.
 - b) When funding is available, this temporary line will be replaced by a permanent buried line which will become a part of the new Swan Lake loop.

The following responses are related to the recommendation portion of the Task Force Report and follow the report format of Immediate (Emergency) Recommendations, Short-term (1990) Recommendations, and Long-term Recommendations.

IMMEDIATE (EMERGENCY) RECOMMENDATIONS:

1. **Add heat to distribution loops and raise water temperature to 45° F. City is (sic) has a temporary boiler adding heat.**
 - a) Initial efforts were made to tie the water plant boiler and the boilers of the Public Works building into the existing heat exchangers, the heat exchangers were found to be unusable.
 - b) A new PVI hot water heater had been scheduled for installation in the City Recreation Center. This instead was installed in the Water Treatment Plant as a temporary measure and used achieve a return temperature into the Plant of 36° F for two of the loops.
 - c) A new temporary heat exchanger was installed to supply building heat to the Water Treatment Plant in case the existing boiler failed. This provides the required redundancy to prevent freezing in the Water Treatment Plant. A more permanent solution will be installed with the new boilers in the plant.

2. Increase the production of the Water Treatment Plant to meet current demand, (300 gpm). City is in the process of doing this.
 - a) The maximum production rate for the Water Treatment Plant to achieve desired treated water quality during winter months when the raw water quality is at the lowest level, is 170 gpm. The maximum raw water feed rate is 260 gpm. Increasing the raw water feed rate in the winter above 170 gpm results in inadequate treated water.
 - b) We concur with this recommendation. Attention is directed to comment 12, page 12 of this response regarding the need for expanding the treatment plant.
3. Raise water system line pressure to 35 psi, after the storage tank has been filled and the water processing rate has been increased (300 gpm).
 - a) See paragraph 10, page 12 of this response.
4. By-Pass frozen PVC mainline, Thaw HDPE mains, Thaw frozen services, provide haul system for water and sewer. Install temporary service for frozen areas. Estimated Cost: Personnel \$325,000; Material and temporary service \$497,000; Equipment \$40,000 for a total of \$862,000.
 - a) All of these recommendations have been accomplished and many were in progress while the task force was in the process of conducting their investigation.
 - b) Actual costs:
 - 1) Labor \$420,000
 - 2) Equipment \$150,000
 - 3) Materials \$640,000

Total \$1,210,000

SHORT-TERM (1990 WORK) RECOMMENDATIONS:

1. Develop operation and maintenance plan.
 - a) We concur with this recommendation. This issue is addressed in paragraph D.1 , page 7 of this response.

2. **Put boiler plant at the water source back in service and replace boiler in the Water Treatment Plant. Raise water temperature in KEA loop (70 degrees F.) by reactivating the waste heat system at the KEA power plant. Estimated cost \$300,000.**
 - a) We concur with this recommendation. Attention is directed to paragraph C, page 6 of this response.
3. **Complete installation of new stand-by power for the Water Treatment Plant. City has funds to complete the installation.**
 - a) This item is addressed in paragraph 8, page 11 of this response.
4. **Develop Water and Sewer Master Plan. Estimated cost of \$100,000.**
 - a) We concur with this recommendation. The City is committed to preparing a Master Plan for the development of the water, wastewater and solid waste systems for the community. This Plan should address at least a 20 year planning horizon with a definitive 5 year plan that should be updated annually. The Master Plan should be used as the guide for water and wastewater expansion projects that are proposed to the City. If unexpected developments occur, the City should evaluate these developments against the Master Plan.
5. **Split Uptown loop and replace damaged PVC pipe. Estimated Cost \$500,000.**
 - a) We concur with this recommendation. Attention is directed to paragraphs 5.a, page 10, and 13.b, page 13 of this response.
6. **Increase ability to process water (500 gpm). Expand Water treatment Plant to handle additional water treatment and boiler heating systems. Estimated Cost of \$1.0 Million.**
 - a) We concur with this recommendation. Attention is directed to paragraph 12.b, page 12 in this response regarding the expansion of the Water Treatment Plant.
 - b) It is important to note that the City aggressively sought State funding to accomplish this exact recommendation in 1989, but the effort was unsuccessful.

UNDER LONG-TERM RECOMMENDATIONS:

1. **Split KEA loop into two loops. Replace 4"PVC pipe with HDPE pipe. Estimated Cost \$1.0 Million.**
 - a) Concurrence with the recommendation is in order. However, the recommendation of where and when should be an issue addressed in the proposed "Water and Sewer Master Plan."
2. **Complete design of waste heat system. Add heat to the water supply and water storage tank. Estimated Cost \$1.15 Million.**
 - a) It is the opinion of the City that KEA should take the lead in development of this project. Accordingly, KEA would provide for the funding, design, and construction of the facility. The City would coordinate with KEA and take responsibility for the in-plant improvements in the Water Treatment Plant necessary to complete the project. KEA will have responsibility for operating the waste heat system including the heat exchanger. The City would interface at the heat exchanger and be responsible for the operation and maintenance of the in-plant improvements.
3. **Increase water storage capacity. Estimated cost \$1.6 Million.**
 - a) We concur with this recommendation. It should be carefully coordinated with the Water and Sewer Master Plan Update.
4. **Build a dam on June Creek, intake structure, boiler plant and water transmission line. Estimated cost of \$15.0 Million**
 - a) Dredging of Devil's Lake captures the essence of the June Creek drainage area. Past studies indicate that on a high development/usage range the Devil's Lake supply will last until the year 2010. Under a low use scenario this water source will last until the year 2030. Consequently, we do not concur with this recommendation.

In addition to the Task Force Report there was a Memorandum to Governor Cowper from Mr. Ervin Paul Martin, thru Mike Irwin, thru Garrey Peska, dated March 15, 1990. This memo appears to be a cover memo to the Governor providing a synopsis of the Task Force Report. There are a number of issues in this Memo that are not line-items in the Task Force Report which require response. These items begin under the Memorandum to the Governor, Section B "Probable Cause".

II Summary of Report: Paragraph B. Probable Cause: As in the response to the Task Force Report the line-by-line items will be addressed. The boldfaced type is a verbatim quote from the memo.

1. Failure to maintain water temperature in the distribution loops.

- a) Prior to the February freeze-up, the City was investigating rehabilitation of boilers at the boiler house near Vortac Lake and the possibility of connecting them to the water supply line. One of the boilers requires a major overhaul. The second boiler is operable, but attempting to bring it online during the winter will be a high risk project. Connecting the boiler would provide heat to the incoming plant water, enhancing treatment, and raising the water temperature in the water storage tank. The boiler will be connected during the summer of 1990.
- b) Before the freeze-up, the City had commissioned RSA Engineering to look into installing new boilers in the Water Treatment Plant. One of the original boilers was removed after allowing waste heat into the buildings, and the second boiler is on it's last leg. Two new boilers will be installed and will provide building heat. The new boilers would also heat the distribution system, maintain an outgoing loop temperature of 42°F to 45°F, and a return temperature of at least 40°F. The system will operate on one boiler, the second boiler will serve as a back up to the first.
- c) Another solution is to connect the existing KEA water loop to a heat exchanger at the power plant to obtain waste heat and mix it into the common return manifold. This would be a quick, easy, short-term solution. This project is scheduled for the summer of 1990.
- d) On a long-term basis, the City water system should be permanently connected to the Kotzebue Power Plant utilizing supplemental waste heat necessary to achieve the desired temperatures. A waste heat supply line from the power plant to the new hospital is being planned. An extension of the hospital line to the water plant is a good solution to utilization of waste heat. A firm 2.3 million BTU's per hour of waste heat is available. This project should be done by the KEA.

2. Water leaks in the distribution lines.

- a) During the freeze-up recovery period there was considerable effort made to repair leaks in the water line as they were discovered. Most leaks appear at house service connections or in the older PVC section of the main lines. One procedure for discovering leaks is to increase the manifold pressure on the suction side of the

distribution pumps. However, forcing leaks may overburden the treatment plant's ability to accommodate water losses due to the limited treatment and storage capacity.

- b) Plans must be considered for eventual replacement of the older PVC water mains with PE pipe. This will provide a tighter system and facilitate recovery in the event of freeze-up.
- c) Expansion of the Water Treatment Plant is necessary. The existing plant is often operating at capacity. The demand sometimes exceeds the treatment capacity of the plant for several days. If leaks, water line breaks, or necessary water wastage occurs the plant has difficulty keeping up with the flow. This problem was clearly illustrated during the February, 1990, freeze-up.

3. Piecemeal design of system expansions.

- a) The piecemeal design is a very real problem and warrants discussion. The problem begins with piecemeal funding that causes limitations on what can be designed and built. There have been a number of expansions on the water system, along with additions of service, without consideration of the impact on connections. During the design phase of expansions, there is often pressure to compromise and provide more services rather than meet other design criteria.
- b) Suggested solutions to this problem:
 - 1) Prepare a Master Plan for the development of community water and wastewater systems. The Master Plan should address at least a 20 year planning horizon, and include a definitive 5 year plan to be updated annually. This Master Plan should be used as a "bible" for proposed water and wastewater expansion projects. If unexpected developments occur, the City should evaluate these developments in comparison with the Master Plan.
 - 2) Loop capacity study - the existing supply and capacity of the water loops should be evaluated. A degree of certainty needs to be achieved regarding how many additional services can be connected without causing failure of the loop. This should be done immediately, but may be delayed until the Master Plan effort. The project should extend into the sewer system as well.

- 3) The City intends to retain a single engineering firm through established procurement procedures to provide the necessary engineering, design, and construction support services necessary to implement all of the improvements discussed in this response. Having one "Engineer of Record" will ensure continuity and a single point of responsibility for the entire program.
 - c) The City is in the process of hiring a City Engineer. The position will provide the City with plan review capacity, continuity in planning efforts, and consistency with City Utility Systems design requirements. A City Engineer will also provide the City with construction management capability providing higher quality assurance on projects.
4. Lack of preventive maintenance.
- a) The City is in the process of producing a procedures manual that will provide a daily, weekly, monthly, quarterly, and annual schedule for the operators.
 - b) Additionally, any deficiencies in operation and maintenance should be identified and corrected. This can be accomplished through a review process of existing operations and the existing operations and maintenance manuals.
 - c) The City will provide the commitment of management to support proper operation and preventive maintenance of the system.
5. Poorly trained or inattentive operators.
- a) The City is committed to hiring a Level 3 operator for the water treatment and distribution facilities.
 - b) The City has been very active during the past year in securing training for the current plant operators, in addition to providing the opportunity for certification examinations. The Plant Supervisor currently holds a Level 1 System Operator's certificate and an Operator In Training (OIT) Certificate for water treatment. He is also eligible to take the Level 1 Plant Operator examination and the Level 2 System Operator examination. The other two plant operators are currently eligible to take the OIT plant examination. The freeze-up emergency prevented the operators from participating in the last certification examination.

- c) As previously indicated, the City is committed to providing a procedures manual which will stipulate specific activities for the operators on a daily, weekly, monthly, quarterly, and annual basis. The manual will be designed to deal with the "attentiveness" problem. The operators will be periodically reviewed by management to assure compliance with the requirements of the procedures manual.
 - d) The Public Works management and City Administration is committed to continuing the advancement of training and skill levels of the operators by providing time for training, merit awards, and encouraging personal initiative to excel on the job.
6. **Electrical, mechanical or heating malfunctions in the system.**
- a) The City Public Works Department and the City Administration is Committed to providing an aggressive preventive maintenance program as indicated in the procedures manual discussion above.
 - b) Training and certification of the operators will emphasize the importance of recognizing and repairing malfunctioning equipment and getting it online as quickly as practical.
7. **Low level of community commitment and support has resulted in low expectations of what is expected from the local water and sewer utility.**
- a) The City Administration and the Public Works is committed to raising the level of service for the community. This will raise the level of community expectation for the utilities and create a demand for better service.
 - b) The City Administration and Public Works Management is committed to raising the Public Works Employees' level of pride in their work by promoting initiative and continued recognition of outstanding work.
8. **Inability or unwillingness of communities to raise and collect water/sewer service fees.**

This issue was addressed in paragraph D.2., page 7 of this response.

The remainder of the "transmittal" memorandum has been addressed in previous responses to the Task Force Report. However, there are two issues not addressed in the Task Force Report that will be presented here. They are the Sewer system, and the Solid Waste Disposal Facilities.

Sewer System:

During the summer of 1989, the City retained a contractor to inspect the sewer system with a video camera. The results indicated a major repair and rehabilitation program were in order. The Sewer Rehabilitation Project is currently in the City's capital improvement program. The estimated cost of repair, rehabilitation, and upgrading is \$2.5 million.

Solid Waste Disposal:

A report completed under the auspices of the Alaska Department of Environmental Conservation (ADEC) on the City's Refuse Disposal facility recommends that the existing site be closed and a new Sanitary Landfill be established. The estimated cost for the project is \$750,000.

Conclusion:

Based on the responses in this document it is clear that the City of Kotzebue is committed to preventing recurrences of the February 1990 freeze-up emergency. Many of the activities recommended by the Task Force were already in progress or awaiting funding for implementation. The City is aggressively committed to closing the gaps in the areas of deficiency pointed out by the Task Force Report as funding permits. The City of Kotzebue's most significant commitment is the \$3 million loan from the Farmer's Home Administration (FmHA) which combined with FmHA matching funds, State appropriations, and grant funding from the Federal Government will allow the City financial means to accomplish the recommendations and prevent further recurrences of the February 1990, event.

HB

452

SENATE FINANCE COMMITTEE REPORT

DATE: 3/6/90

FURTHER:

DATE TURNED INTO OFFICE: 3/8/90

The Finance Committee considered CSHB 452 (State Affairs) an

Act relating to the office of the ombudsman and to the powers and duties of the ombudsman.

and recommended:

- | | |
|---|---|
| <input type="checkbox"/> replace with _____ CS _____ | <input type="checkbox"/> same title |
| <input type="checkbox"/> or adopt _____ CS _____ | <input type="checkbox"/> new title |
| | <input type="checkbox"/> technical title change (HB only) |
| <input type="checkbox"/> attached amendment(s) | |
| <input type="checkbox"/> _____ letter of intent adopted | |

do pass

do not pass

no recommendation

individual recommendations

further referral to _____

ATTACHES NEW FISCAL NOTE(S):

Dept/Date:

fiscal note(s) _____

zero fiscal note(s) _____

appropriation-no fiscal note

APPROVES PREVIOUS:

Dept/Date:

fiscal note(s) _____

zero fiscal note(s) Ombudsman ^{8/1/90}

SIGNING DO PASS:

OTHER RECOMMENDATIONS:

[Handwritten signatures]

1. Sen. Keith Uehry (DO PASS) Sen. John R. ... No Rec
Co-Chairs: Signatures and Recommendations

FISCAL NOTE

REQUEST:

Revision Date: _____
Title: An Act Relating to the Office of the Ombudsman
Sponsor: _____
Requestor: Office of the Ombudsman

Agency Affected: Legislative
BRU: Office of the Ombudsman
Comments: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 91	FY 92	FY 93	FY 94	FY 95	FY 96
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

This bill has no fiscal impact on the State Operating budgets

Prepared by: Duncan C. Fowler Phone: 465-4970
Division: Ombudsman Date: 2-7-90
Approved by Commissioner: [Signature] Date: 2-7-90
Agency: Ombudsman

Distribution (by preparer):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

Adopted

Original sponsor(s): Rules/Legislative Council

1 IN THE HOUSE BY THE STATE AFFAIRS COMMITTEE
2 CS FOR HOUSE BILL NO. 452 (State Affairs) am
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 SIXTEENTH LEGISLATURE - SECOND SESSION
5 A BILL

6 For an Act entitled: "An Act relating to the office of the ombudsman and
7 to the powers and duties of the ombudsman."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 24.55.040(b) is amended to read:

10 (b) If the term of an ombudsman expires without the appointment
11 of a successor under this chapter, the incumbent ombudsman may con-
12 tinue in office until a successor is appointed. If the ombudsman
13 dies, resigns, becomes ineligible to serve, or is removed or suspended
14 from office, the person appointed as [DEPUTY OMBUDSMAN BECOMES] acting
15 ombudsman under 24.55.070(a) serves until a new ombudsman is ap-
16 pointed for a full term.

17 * Sec. 2. AS 24.55.070(a) is amended to read:

18 (a) The ombudsman shall [MAY] appoint a person to serve as
19 acting [DEPUTY] ombudsman in the absence of the ombudsman. The om-
20 budsman shall also appoint assistants and clerical personnel necessary
21 to carry out the provisions of this chapter.

22 * Sec. 3. AS 24.55.070(b) is amended to read:

23 (b) The ombudsman may delegate to the [DEPUTY OR] assistants any
24 of the ombudsman's duties except those specified in AS 24.55.190 and
25 24.55.200, however, during the ombudsman's absence from the principal
26 business offices, the ombudsman may delegate the duties specified in
27 AS 24.55.190 and 24.55.200 to the acting ombudsman [DEPUTY] for the
28 duration of the absence. The duties specified in AS 24.55.190 and
29 24.55.200 shall be performed by the acting [DEPUTY] ombudsman when

1 serving [AS ACTING OMBUDSMAN] under AS 24.55.040(b).

2 * Sec. 4. AS 24.55.080(a) is repealed and reenacted to read:

3 (a) Subject to restrictions and limitations imposed by the
4 executive director of the Legislative Affairs Agency, the administra-
5 tive facilities and services of the Legislative Affairs Agency, in-
6 cluding computer, data processing, and teleconference facilities, may
7 be made available to the ombudsman to be used in the management of the
8 office of the ombudsman and to carry out the purposes of this chapter.

9 * Sec. 5. AS 24.55.090 is amended to read:

10 Sec. 24.55.090. PROCEDURE. (a) The ombudsman shall, by regula-
11 tions adopted under the Administrative Procedure Act (AS 44.62),
12 establish procedures for receiving and processing complaints, conduct-
13 ing investigations, [AND] reporting findings, and ensuring that confi-
14 dential information obtained by the ombudsman in the course of an
15 investigation will not be improperly disclosed.

16 (b) The [HOWEVER, THE] ombudsman may not charge fees for the
17 submission or investigation of complaints.

18 * Sec. 6. AS 24.55.130 is amended by adding a new subsection to read:

19 (c) Notice given under this section may be oral but the om-
20 budsman shall state in writing the reasons for not investigating a
21 complaint if requested by the complainant.

22 * Sec. 7. AS 24.55.140 is amended to read:

23 Sec. 24.55.140. NOTICE TO THE AGENCY. If the ombudsman decides
24 to investigate a complaint, the ombudsman shall notify the agency of
25 the intention to investigate unless the ombudsman believes that ad-
26 vance notice will unduly hinder the investigation or make it ineffec-
27 tual. Notice given under this section may be oral or written, at the
28 discretion of the ombudsman.

29 * Sec. 8. AS 24.55.160(a) is amended to read:

- 1 (a) In an investigation, the ombudsman may
2 (1) make inquiries and obtain information considered neces-
3 sary;
4 (2) enter without notice to inspect the premises of an
5 agency, but only when agency personnel are present; [AND]
6 (3) hold private hearings; and
7 (4) notwithstanding other provisions of law, have access at
8 all times to records of every state agency, including confidential
9 records, except sealed court records, production of which may only be
10 compelled by subpoena, and except for records of active criminal
11 investigations and records that could lead to the identity of confi-
12 dential police informants.

13 * Sec. 9. AS 24.55.170(a) is amended to read:

14 (a) Subject to the privileges that [WHICH] witnesses have in the
15 courts of this state, the ombudsman may compel by subpoena, at a
16 specified time and place, the

17 (1) [COMPEL BY SUBPOENA, AT A SPECIFIED TIME AND PLACE,
18 THE] appearance and sworn testimony of a person who the ombudsman
19 reasonably believes may be able to give information relating to a
20 matter under investigation; and

21 (2) production by [COMPEL] a person of a record or object
22 that [, BY SUBPOENA, TO PRODUCE DOCUMENTS, PAPERS, OR OBJECTS WHICH]
23 the ombudsman reasonably believes may relate to the matter under
24 investigation.

25 * Sec. 10. AS 24.55.180 is amended to read:

26 Sec. 24.55.180. CONSULTATION [WITH AGENCY]. Before giving an
27 opinion or recommendation that [WHICH] is critical of an agency or
28 person, the ombudsman shall consult with that agency or person. The
29 ombudsman may make a preliminary opinion or recommendation available

1 to the agency or person for review, but the preliminary opinion or
2 recommendation is confidential and may not be disclosed to the public
3 by the agency or person.

4 * Sec. 11. AS 24.55.190 is amended by adding a new subsection to read:

5 (c) The report provided under (a) of this section is confiden-
6 tial and may not be disclosed to the public by the agency. The om-
7 budsman may disclose the report under AS 24.55.200 only after provid-
8 ing notice that the investigation has been concluded

9 (1) to the agency; and

10 (2) if the investigation was conducted in response to a
11 complaint, to the complainant under AS 24.55.210.

12 * Sec. 12. AS 24.55.310 is amended to read:

13 Sec. 24.55.310. CONFLICT OF INTEREST. The ombudsman, the acting
14 [DEPUTY] ombudsman and their professional staff are subject to AS 39.-
15 50 (conflict of interest).

16 * Sec. 13. AS 24.55.320 is amended to read:

17 Sec. 24.55.320. MUNICIPALITIES AND SCHOOL DISTRICTS. A munic-
18 ipality or school district may [BY ORDINANCE] elect to become subject
19 to the jurisdiction of the ombudsman appointed under this chapter. If
20 a municipality or school district so elects, it shall notify the
21 ombudsman of that election and shall thereafter be considered an
22 agency for the purposes of this chapter. If a municipality or school
23 district subjects itself to the jurisdiction of the ombudsman, the
24 municipality or school district shall pay its pro rata share of the
25 cost of the operation of the office of the ombudsman based on the
26 number of complaints or the case load emanating from that municipality
27 or school district, as prescribed by the ombudsman. If a municipality
28 or school district elects to remove itself from the jurisdiction of
29 the ombudsman, it [SHALL DO SO BY ORDINANCE,] shall notify the

1 ombudsman of that election and shall not thereafter be considered an
2 agency for the purposes of this chapter. A municipality that elects
3 to become subject to the jurisdiction of the ombudsman or to remove
4 itself from that jurisdiction must do so by ordinance. A school
5 district that elects to become subject to the jurisdiction of the
6 ombudsman or to remove itself from that jurisdiction must do so by
7 resolution.

8 * Sec. 14. AS 24.55.330 is amended by adding a new paragraph to read:

9 (4) "record" means a document, paper, memorandum, book,
10 letter, file, drawing, map, plat, photo, photographic file, motion
11 picture, film, microfilm, microphotograph, exhibit, magnetic or paper
12 tape, punched card, or other item developed or received under law or
13 in connection with the transaction of official business, but does not
14 include an attorney's work product.



State of Alaska
Ombudsman

Duncan C. Fowler

March 6, 1990

MAR 6 1990

Senator Rick Uehling, Co-Chairman
Senate Finance Committee
Post Office Box V
Juneau, Alaska 99811-3100

RE: CSSB-416(SA)/CSHB-452(SA) am,
Proposed ombudsman legislation

Dear Senator *Uehling* Uehling:

This bill is scheduled to come before the Senate Finance Committee at its March 8 meeting. I thought it might be useful for you to receive some background on the matter prior to the meeting. You may be interested to know SB-416, was heard by the Senate State Affairs Committee. Because of the similarity of CSSB-416(SA) and CSHB-452(SA)am, the Senate State Affairs passed on hearing the house version and forwarded it to your committee. I would appreciate a positive recommendation by the Senate Finance Committee. There is a zero fiscal note associated with this bill.

I had asked the Legislative Council to introduce this bill as I was seeking the support of a non-partisan body legislative group for this matter. This bill is a product of review and modification by the council, as well as the Court System, Attorney Generals' civil and criminal divisions plus committee work and debate on the House floor. If passed, this bill would significantly improve and strengthen my office's ability to function as an independent investigative agency within the legislative branch of government.

Despite the fact the Alaska Ombudsman Act is considered model legislation, weakness have been identified over the past 15 years. The proposed bill offers solutions to those weakness.

The improvements include: a provision to keep preliminary reports to agencies confidential while the agencies prepare their responses to ombudsman investigations; a provision to ensure the ombudsman's access to confidential records; and general administrative changes such as requiring the appointment of a designee should the ombudsman become incapacitated, formalizing the office's relationship with the Legislative Affairs Agency (LAA) and clarifying how school districts could opt for ombudsman services.

The following is a discussion of each section of the proposed legislation.

Reply to:

- P.O. Box 102636
Anchorage, AK 99510-2636
(907) 563-3673
(800) 478-2624
- P.O. Box W0
Juneau, AK 99811-3000
(907) 465-4970
(800) 478-4970
- P.O. Box 74358
Fairbanks, AK 99707
(907) 452-4001
(800) 478-3257

file

Sec 1-3, 12) Appointment of an acting ombudsman

These sections require the ombudsman to designate a person to act in his/her place to ensure the orderly continuation of the Office of the Ombudsman should the ombudsman become incapacitated. Current law makes such an appointment permissive. All but one of the previous ombudsmen have chosen to make such an appointment. Not having a designated successor creates the potential of a crisis within the office. In that case, no person would have the statutory authority necessary to issue findings or recommendations as required by the Ombudsman Act should the ombudsman become incapacitated.

Sec 4) Administrative support - Legislative Affairs Agency

This section formalizes the relationship the ombudsman has enjoyed with the Legislative Affairs Agency (LAA) for the past 15 years. Current law was really intended to help open the doors of the Office of the Ombudsman in 1975, its first year of operation. It required the Legislative Council to provide the ombudsman "suitable space and equipment." Currently, the LAA provides data processing support both with our main frame applications and some of our equipment. The Legal Division provides occasional advice and opinions.

Sec 5, 8, 9, & 13) Access to Confidential Information

These sections clarify the ombudsman's access to confidential records in the possession of state agencies. Currently we rely on regulations to provide agencies with the assurance that their confidential records and information will be properly handled. It would be more appropriate to clarify our access in statute.

Clear access to confidential records is critical for the ombudsman to do a credible job investigating several types of citizen complaints. This issue has also been the source of the majority of Attorney General Opinions involving the ombudsman's office in the past 15 years. In fact, two are pending completion now.

In most cases we are able to receive releases for access to confidential medical, financial or case record data from those citizens who complain about their treatment. Many times while we investigate those complaints we find what appears to be system-wide problems but are prevented from verifying our suspicions. We are unable to access the names or files of other Alaskans in similar situations to test our concerns. I believe that in several of those cases we could have prevented problems for many more citizens other than just our complainants.

It should be noted that just because the ombudsman has greater access to confidential information, it does not allow the ombudsman to release that information to the public or other government agencies. The ombudsman would have no additional privilege to release that information than the agency that is the original custodian of the data. It should be noted also that ombudsman investigative files are confidential and staff are prevented by statute from testifying in court about matters brought before them.

The terminology used in Sec. 8 is similar in concept to Legislative Audit's statute. Section 5 makes it clear the ombudsman may implement regulations to provide the mechanisms to protect the confidentiality of the records we access. Sections 9 and 13 help define what a "record" is for the purposes of these sections.

I have enclosed copies of our existing regulations for handling confidential records and information. These regulations describe in detail how this office handles confidential information. Please note a process exists to mediate disagreements with agencies about the confidentiality of records. A provision allows for the courts to determine whether or not a record is in fact confidential.

The Court System, the Attorney General including his criminal and civil divisions and the Department of Public Safety have no objections to CSHB 452(SA)am. They offered amendments which have been included in this bill. These amendments have strengthened the bill. The court system asked that sealed court records only be accessed by subpoena. Public Safety and the Criminal Division of law asked that *active* police investigations and records identifying confidential police informants be excepted from review. This was to ensure the integrity of evidence in active criminal investigations. The amendment limiting access to the identities of confidential police informants was offered to protect the physical safety of the informants.

Sec 6 & 7) Oral Notification

Each year the Office of the Ombudsman receives thousands of complaints and inquiries. We will exceed 11,000 this year. Most are received by telephone and a large number of these complaints are handled as "assists" or are "decline/advise" as premature complaints. We either "fix" the citizen's complaint with the state agency or provide the necessary guidance during that phone call. Citizens often know the disposition of their complaint by the time they hang up the phone. Current law requires written notification of the complaint's disposition to all complainants. Current staffing does not make this practicable. Further, even if given extra staff, I do not believe maintaining such a requirement would provide a better service to Alaskans.

These amendments allow oral or telephonic notification of either the intent to investigate or to decline a complaint. This has been the practice for the past 15 years and would bring our historical practice into compliance with the statute.

Sec 10 & 11) Preliminary Report Confidential

The Ombudsman Act makes it clear that records of the ombudsman are confidential and can only be released "insofar as disclosures may be necessary to carry out [the ombudsman's] duties." The problem comes when a preliminary report which is critical of an agency is sent to the agency for review and comment. It is important to understand that there are many parallels between our preliminary investigative report and a preliminary audit report issued by Legislative Audit. That process should allow an orderly procedure for an agency to dispute "facts" found in an ombudsman preliminary report and offer alternative methods of correcting our proposed recommendations.

Currently the preliminary report, once in the agency's hands, becomes subject to media access through the public information regulations (6 AAC 95). In the past, some agencies have felt compelled to release our preliminary report even though it contained areas of potential factual disagreement.

This legislation prohibits the release of the preliminary report to the public by any of the participants. It offers protection to the agencies during the period of comment and review. This is similar to the handling of Legislative Audit reports.

Sec. 13) Municipalities and School Districts

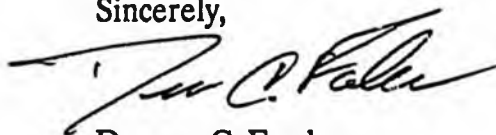
This section provides a mechanism for a school board to choose ombudsman services *independently* from the local governments' assembly or city council.

Recently, the City and Borough of Juneau School Board became the first school board to consider ombudsman services. When we considered the procedures necessary to implement such jurisdiction, it became apparent that no simple or independent method was provided to allow school boards the ability to make that decision. This is despite the fact the Alaska Ombudsman Act seems to envision such services for schools. This amendment to the Ombudsman Act allows school boards to choose or terminate jurisdiction by the Office of the Ombudsman by resolution independently from decisions made by another elected body. Neither the Alaska Council of School Administrators nor the Association of Alaska School Boards found objection to this provision.

Please let me know if you have any questions regarding the Office of the Ombudsman or this proposed legislation. As I have mentioned, the Attorney General and the Court System have reviewed the bill. They do not object to its approach.

I will be calling your office before the meeting in case you have questions about this bill. I am anxious to work with you and the committee to assist the passage of this bill. I would appreciate your support of what I believe to be important improvements to Alaska's Ombudsman Act.

Sincerely,



Duncan C. Fowler
Ombudsman

DCF:pjc
Enclosure

agency, the agency has initiated corrective action or commits itself to take corrective action substantially as recommended.

(b) If an agency does not initiate corrective action or does not commit itself to take corrective action substantially as presented in the ombudsman's recommendation or modified recommendation, the ombudsman will, in his or her discretion, after considering any response received from the agency, submit a report of the matter to the chief executive officer of the agency or to the governor, and then make a report to the legislature, to the press, or to the public, as the ombudsman considers appropriate.

(c) The provisions of (b) of this section do not limit the ombudsman from making a report on any investigation to the legislature, the press, or the public, as the ombudsman considers appropriate. (Eff. 9/16/84, Reg. 91; am 3/28/86, Reg. 97)

Authority: AS 24.55.090
AS 24.55.200

21 AAC 20.250. COMPLAINANT TO BE INFORMED. Within 15 days after receipt of an agency's acceptance or rejection of an ombudsman's recommendation or modified recommendation, the ombudsman will notify the complainant of the result of the investigation and of the action taken or proposed to be taken by the agency. (Eff. 9/16/84, Reg. 91)

Authority: AS 24.55.090

**ARTICLE 4.
CONFIDENTIAL INFORMATION**

Section

- 300. Disclosure of confidential information
- 310. Disclosure with written consent
- 320. Disclosure of information from public sources
- 330. Disclosure as statistical information
- 340. Disclosure to agency
- 350. Assertion of privacy interest by agency
- 360. Disclosure to the complainant
- 370. Disclosure to governor, legislature, or grand jury
- 380. Public disclosure
- 390. Definitions

21 AAC 20.300. DISCLOSURE OF CONFIDENTIAL INFORMATION. A confidential record provided by an agency or a person to the office of the ombudsman during the course of an ombudsman's investigation may not be disclosed by the office of the ombudsman except as provided in 21 AAC 20.310 – 21 AAC 20.390. (Eff. 9/16/84, Reg. 91)

Authority: AS 24.55.090
AS 24.55.160

Art. I, sec. 22, Alaska Constitution

21 AAC 20.310. DISCLOSURE WITH WRITTEN CONSENT. The ombudsman will, in his discretion, disclose a confidential record if the ombudsman first obtains the written consent of the person about whom information in the confidential record relates. (Eff. 9/16/84, Reg. 91)

Authority: AS 24.55.090
AS 24.55.160

Art. I, sec. 22, Alaska Constitution

21 AAC 20.320. DISCLOSURE OF INFORMATION FROM PUBLIC SOURCES. The ombudsman will, in his discretion, disclose a confidential record if the information contained in the record is reasonably obtainable from other public sources without the consent of the person about whom the information relates. (Eff. 9/16/84, Reg. 91)

Authority: AS 24.55.090
AS 24.55.160

Art. I, sec. 22, Alaska Constitution

21 AAC 20.330. DISCLOSURE AS STATISTICAL INFORMATION. The ombudsman will, in his discretion, disclose information contained in a confidential record as a statistical report if the person about whom the information relates is not identifiable in the statistical report. (Eff. 9/16/84, Reg. 91)

Authority: AS 24.55.090
AS 24.55.160

Art. I, sec. 22, Alaska Constitution

21 AAC 20.340. DISCLOSURE TO AGENCY. Except as provided in 21 AAC 20.350, the ombudsman will, in his discretion, disclose to an agency a confidential record produced by the agency or a confidential record used by the agency in the conduct of its business in order to enable the ombudsman to present a finding,

opinion, or recommendation made to the agency. (Eff. 9/16/84, Reg. 91)

Authority: AS 24.55.090
AS 24.55.160

Art. I, sec. 22, Alaska Constitution

21 AAC 20.350. ASSERTION OF PRIVACY INTEREST BY AGENCY. If the ombudsman receives written notice from an agency which has provided a confidential record that it asserts a privacy interest in the record, the ombudsman

(1) will, in his discretion, disclose the record only to the person or persons within the agency having custody of the record; and

(2) will, in his discretion, make any other disclosure of the record only in accordance with 21 AAC 20.380. (Eff. 9/16/84, Reg. 91)

Authority: AS 24.55.090
AS 24.55.160

Art. I, sec. 22, Alaska Constitution

21 AAC 20.360. DISCLOSURE TO THE COMPLAINANT. The ombudsman may not disclose information in a record to the complainant if federal or state law or regulation prohibits disclosure of the record to the complainant. (Eff. 9/16/84, Reg. 91)

Authority: AS 24.55.090
AS 24.55.160

Art. I, sec. 22, Alaska Constitution

21 AAC 20.370. DISCLOSURE TO GOVERNOR, LEGISLATURE, OR GRAND JURY. If the ombudsman determines that a confidential record produced by an agency should be disclosed under AS 24.55.200 to the governor, the legislature, or a grand jury in order for the ombudsman to seek review of a finding, opinion or recommendation, the ombudsman will, in his discretion, return the record to the agency that produced it and recommend its disclosure by the agency to the governor, the legislature, or the grand jury, as applicable. (Eff. 9/16/84, Reg. 91)

Authority: AS 24.55.090
AS 24.55.160

Art. I, sec. 22, Alaska Constitution

21 AAC 20.380. PUBLIC DISCLOSURE. (a) The provisions of this section apply to

(1) disclosure of a confidential record to a person within an agency other than the person having custody of a confidential record if that record has been provided to the ombudsman by the agency and the agency has asserted a privacy interest under 21 AAC 20.350; and

(2) public disclosure under AS 24.55.200 of a confidential record produced by an agency.

(b) Before disclosing a confidential record, the ombudsman will give written notice to the agency having custody of the record and to the person about whom information in the record

relates that the ombudsman intends to disclose the record at the expiration of a 15-day period. The period during which the agency or a person may object can be extended by the ombudsman at the request of the agency or person. In providing notice, the ombudsman will indicate the basis of the decision to disclose the record.

(c) The agency or person to whom notice is given under (b) of this section may object to disclosure of the record by filing with the ombudsman a written objection to the disclosure. The objection filed by the agency or person must identify the portion of the record that the agency or person believes should remain confidential and must state the reasons for the objections to disclosure.

(d) If objection to disclosure has not been filed with the ombudsman in accordance with (c) of this section at the end of 15 days from the date of notice, or of any extension of that period approved by the ombudsman, the ombudsman will, in his discretion, disclose the confidential record.

(e) If objection to disclosure is filed with the ombudsman in accordance with (c) of this section and if, despite the objection, the ombudsman believes that disclosure of the record is essential to obtain agency acceptance of a finding and implementation of a recommendation in order to correct an action, decision or omission of the agency that was detrimental to the complainant, the ombudsman will give written notice to the agency or to the person or persons making objection under (c) of this section that he intends to disclose the record. In his notice, the ombudsman will

(1) briefly state the reason or reasons for his decision to disclose;

(2) indicate the date on which the ombudsman expects to make public disclosure of the record, not sooner than 15 days from the date of his notice; and

(3) state that the date may be extended only by mutual agreement between the agency or person and the ombudsman.

(f) At any time before expiration of the date on which the ombudsman indicates that he will dis-

close the document to the public, an agency or a person to whom notice is required to be sent under (e) of this section may apply to the superior court for an order preventing the ombudsman from disclosing the record. In making a determination as to whether the ombudsman may disclose the record

(1) if the record contains both disclosable and confidential information and the confidential information cited by the agency or person objecting to disclosure of the record may be reasonably separated from confidential portions in a manner that will allow meaningful information to be disclosed, the court may determine that the confidential information identified under the authority cited by the agency or person objecting to disclosure of the information or record must be deleted and thereafter may allow the ombudsman to release the disclosable information;

(2) if the record is wholly confidential, or if the record contains both disclosable and confidential information and the confidential information cited by the agency or person objecting to disclosure of the record cannot be reasonably separated from confidential portions in a manner that will allow meaningful information to be disclosed, the court may allow the ombudsman to disclose the record if the court determines that the need for disclosure outweighs the nature and weight of the privacy interest asserted by the agency or person. (Eff. 9/16/84, Reg. 91)

Authority: AS 24.55.090
AS 24.55.160

Art. I, sec. 22, Alaska Constitution

21 AAC 20.390. DEFINITIONS. In 21 AAC 20.300 — 21 AAC 20.390

(1) "confidential" means a record or information in a record that is nondisclosable under a valid federal or Alaska statute or regulation, or by a privilege, exemption, or principle recognized by the courts, or by an agency protective order authorized by law;

(2) "person" has the same meaning as in AS 01.10.060(7);

(3) "record" means a document, paper, memorandum, book, letter, drawing, map, plat, photo, photographic file, motion picture, film,

microfilm, microphotograph, exhibit, magnetic or paper tape, punched card, or other item of any other material, regardless of physical form or characteristic, developed or received under law or in connection with the transaction of official business by an agency or person, and preserved as evidence of the organization, function, policies, decisions, procedures, operations, or other activities of the agency or person or because of the informational value in them; the term also includes staff manuals and instructions to staff that directly or indirectly affect the public. (Eff. 9/16/84, Reg. 91)

Authority: AS 24.55.090

AS 24.55.160

Art. I, sec. 22, Alaska Constitution

HB

453

HOUSE COMMITTEE REPORT

(11)

Date Referred: January 29, 1990

FURTHER REFERRALS:

Date of Committee Action: _____

The FINANCE Committee considered:

HB 453

HOUSE BILL NO. 453

APPROP: TO PAY MISC. ARBITRATION AWARDS

"An Act making miscellaneous supplemental appropriations for arbitration awards for fiscal year 1990 and prior fiscal years; and providing for an effective date."

RECOMMENDATIONS:

- [] be replaced with CSAB 453 (FIN) [] the same title
- [] have attached amendment(s) [] a new title
- [] do pass
- [] do not pass
- [] no recommendation
- [] individual recommendations
- [] additional referral to the _____ Committee

ADOPTS: _____ letter of intent

ATTACHES NEW FISCAL NOTE(s):
(Dept)

APPROVES PREVIOUS:

(Date/Dept)

- [] fiscal impact _____
- [] zero fiscal note _____
- [] zero with analysis _____

- [] fiscal note(s) _____
- [] zero fiscal note(s) _____
- [] zero fn/analysis _____

SIGNING DO PASS:

SIGNING:

(Check approp. column)

Do Not
PASS No Rec Amend

<i>[Signature]</i>	<input checked="" type="checkbox"/>		
<i>[Signature]</i>			
<i>[Signature]</i>			
<i>[Signature]</i>			
<i>[Signature]</i>			
<i>[Signature]</i>			
<i>[Signature]</i>			
<i>[Signature]</i>			

 Chairman's Signature
[Signature]

STATE OF ALASKA

OFFICE OF THE GOVERNOR

OFFICE OF MANAGEMENT AND BUDGET
DIVISION OF BUDGET REVIEW

STEVE COWPER, GOVERNOR

POUCH AM
JUNEAU, ALASKA 99811
PHONE: (907) 465-3568

January 31, 1990

The Honorable Lyman Hoffman
The Honorable Ron Larson
Co-Chairmen, House Finance Committee
Alaska State Legislature
P.O. Box V
Juneau, AK 99811

Re: Correction to House Bill 453

Dear Representatives Hoffman and Larson:

House Bill 453, "An Act making miscellaneous supplemental appropriations for arbitration awards for fiscal year 1990 and prior fiscal years; and providing for an effective date" is not an accurate reflection of the monetary terms required to fund the arbitrator's awards.

It is the administrations intent to submit this same legislation, however, if the committee wishes to use House Bill 453 as the vehicle for funding, the following should be amended:

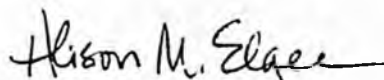
* Sec. 2. The sum of \$611,100 [\$611,000] is appropriated from the general fund to the Department of Administration to satisfy an arbitration award for fiscal years 1989 and 1990 regarding contract terms between the state and Local 71 for Class I employees of the labor, trades, and crafts bargaining unit.

* Sec. 3. The sum of \$4,787,636 [\$4,729,600] is appropriated to the Department of Administration to satisfy an arbitration award regarding monetary terms of the agreement with the Public Safety Employees Association for fiscal years 1988, 1989, and 1990, from the following sources:

International Airports Revenue Fund	3,887,000
General Fund	<u>900,636</u> [842,600]

Copies of the agency memoranda in support of the above changes are attached. If you have any questions, please contact Traci Cramer at 465-3568.

Sincerely,



Alison M. Elgee
Director

AME/lb

MEMORANDUM

State of Alaska

TO: Alison Elgee
Director
Division of Budget Review
Office of the Management and Budget
Office of the Governor

DATE: January 24, 1990


FILE NO:

TELEPHONE NO: 465-2200

THRU:

SUBJECT: Monetary Terms of Agreement with Class 1 Employees of the Labor, Trades, and Crafts (LTC) Bargaining Unit

FROM: Commissioner Frank Baxter
Department of Administration



On January 17, 1990 Arbitrator William H. Dorsey rendered his Opinion and Award regarding the contract terms between the State and Public Employees Local #71 for the Class 1 [ref. AS 23.40.200(a)] employees of the Labor, Trades and Crafts Bargaining Unit. I am advising you of the monetary terms of the agreement.

As you are aware, the Department of Administration must submit the monetary terms of an agreement to the legislature. I am doing so simultaneously with the memorandum to you.

Monetary Terms

Monetary terms of an agreement are defined in AS 23.40.250(4) as changes that require an appropriation for their implementation, changes that will result in a change in State revenues, or changes that will result in a change in productive work hours for State employees.

A. Require Appropriation

The arbitrator's award covered three issues. Two of these would increase personal services costs, one would reduce personal services costs. Although the third would not require an appropriation for its implementation, it is included in the figures below.

1. Retroactive payment of \$675.00 per employee for calendar year 1989. The payment is prorated by pay periods (semimonthly) actually worked. Our cost estimates are:

	FY 89	FY 90
Retroactive Pay	\$132.1	\$132.1
Benefits Costs (25%, excludes health ins.)	33.0	33.0
	<u>\$165.1</u>	<u>\$165.1</u>

2. The length of time for movement from Step A to Step B is increased from 150 days to 210 for new permanent employees

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BUDGET REVIEW

hired after November 16, 1989. Savings will be realized beginning 151 days after November 16, 1989, or approximately April 16, 1990. Our estimates are:

	FY 90	FY 91	
Increase Step A duration	-\$10.9	-\$52.5	
Benefits Savings (at 25%, excludes health ins.)	- 2.7	- 13.1	
	<u>-\$13.6</u>	<u>-\$65.6</u>	
	FY 90	FY 91	
3. Pay increase of 4.6% effective 1/1/90 (includes benefits)	\$294.8	\$589.5	
	FY 89	FY 90	FY 91
Summary: Supplemental Budget Amendment	\$165.1	\$446.0	\$523.9
TOTAL			<u>\$1,135.0</u>

The above figures are based on 392 Class 1 employees.

B. State Revenues

There are no provisions in the new agreement that would change State revenue.

C. Productive Works Hours

There are no provisions in this agreement that would change productive work hours.

Legislation

Legislation is now necessary to fund these monetary terms; they require an appropriation for their implementation. Further detail on this agreement can be obtained from Ron Hamilton, Division of Labor Relations, at 465-4404.

FB/vcy

G0123MMC

cc: Bruce Cummings
Director
Division of Labor Relations
Department of Administration

STATE OF ALASKA

DEPARTMENT OF ADMINISTRATION

OFFICE OF THE COMMISSIONER

STEVE COWPER, GOVERNOR

P.O. BOX C
JUNEAU, ALASKA 99811-0200
PHONE: (907) 465-2200

January 24, 1990

The Honorable Sam Cotten
Speaker of the House
Alaska State Legislature
P.O. Box V
Juneau, AK 99811-3100

Dear Mr. Speaker:

Pursuant to AS 23.40.215(b), I am hereby submitting the monetary terms of the agreement arising from interest arbitration with the "Class 1" employees (AS 23.40.200) in the Labor, Trades & Crafts (LTC) bargaining unit.

The enclosed memorandum from me to Alison Elgee identifies the specific monetary terms applicable for FY 89, FY 90 and FY 91. Funding for these terms will be formally requested by the Office of the Management and Budget.

This agreement is not for an entire bargaining unit; rather, it is for a subgroup of approximately 392 employees representing approximately 23 percent of the full group of 1,695.

Sincerely,



Frank Baxter
Commissioner

FB/BAC/vcy
G1214bacl

cc: The Honorable Steve Cowper
Governor
Office of the Governor

Alison Elgee ✓
Director
Division of Budget Review
Office of Management & Budget

Gary Bader
Deputy Commissioner
Department of Administration

Bruce Cummings
Director
Division of Labor Relations
Department of Administration

STATE OF ALASKA

DEPARTMENT OF ADMINISTRATION

OFFICE OF THE COMMISSIONER

STEVE COWPER, GOVERNOR

P.O. BOX C
JUNEAU, ALASKA 99811-0200
PHONE: (907) 485-2200

January 24, 1990

The Honorable Tim Kelly
President of the Senate
Alaska State Legislature
P.O. Box V
Juneau, AK 99811-3100

Dear Mr. President:

Pursuant to AS 23.40.215(b), I am hereby submitting the monetary terms of the agreement arising from interest arbitration with the "Class 1" employees (AS 23.40.200) in the Labor, Trades & Crafts (LTC) bargaining unit.

The enclosed memorandum from me to Alison Elgee identifies the specific monetary terms applicable for FY 89, FY 90 and FY 91. Funding for these terms will be formally requested by the Office of the Management and Budget.

This agreement is not for an entire bargaining unit; rather, it is for a subgroup of approximately 392 employees representing approximately 23 percent of the full group of 1,695.

Sincerely,



Frank Baxter
Commissioner

FB/BAC/vcy
G1214bacl

cc: The Honorable Steve Cowper
Governor
Office of the Governor

Alison Elgee ✓
Director
Division of Budget Review
Office of Management & Budget

Gary Bader
Deputy Commissioner
Department of Administration

Bruce Cummings
Director
Division of Labor Relations
Department of Administration

MEMORANDUM

State of Alaska

TO: Alison Elgee
Director
Division of Budget Review
Office of the Management and Budget
Office of the Governor


DATE: February 3, 1989

FILE NO:

TELEPHONE NO: 465-4404

THRU:

SUBJECT: Monetary Terms of Agreement
With Public Safety
Employees Association

FROM: Commissioner John M. Andrews
Department of Administration 

On April 20, 1988, Arbitrator William Corbett rendered his Opinion and Award regarding contract terms between the State and the Public Safety Employees Association (PSEA). Most of the terms were implemented on July 16, 1988. We refused to implement Article 15, Section 1, Classification Plan, on the State's belief the arbitrator had no authority to rule on this issue. PSEA filed suit August 2, 1988. On December 20, 1988, Judge Shortell ruled in PSEA's favor. The State filed a request for reconsideration on December 28, 1988. The court affirmed its ruling on reconsideration on January 27, 1989. With this order of the Superior Court, I am advising you of the monetary terms of the agreement.

As you are aware, the Department of Administration must submit the monetary terms of an agreement to the legislature. I am doing so simultaneously with this memorandum to you. It has not yet been determined whether there will be an appeal. If there is an appeal, a stay of the Judge's order may be sought. The time limits for these decisions runs beyond the normal time limit for submission of monetary terms to the legislature. Consequently, we are reporting the apparent monetary terms of the agreement at this time.

Monetary Terms

Monetary terms of an agreement are defined in AS 23.40.250(4) as changes that require an appropriation for their implementation, changes that will result in a change in State revenues, or changes that will result in a change in productive work hours for State employees.

A. Require Appropriation

Based on the court order and arbitrator's award, Airport Safety Officers I-IV in the Department of Transportation and Public Facilities and Court Services Officers in the Department of Public Safety will receive a pay increase of 24.72%, subject to legislative appropriation. The increase for Airport Safety Officers would be effective July 16, 1988. For Court Services Officers, the effective date would be January 16, 1988, the effective date of their placement

in this bargaining unit. By Letter of Agreement covering the transition period, the pay rate resulting from the agreement would apply back to this date.

The Departments of Public Safety (DPS) and Transportation and Public Facilities (DOT&PF) have estimated the Personal Services costs as follows (in thousands):

	FY 88	FY 89	FY 90
DPS	\$109.9	\$ 342.3	\$ 391.3
DOT&PF		1,841.0	1,926.0

The PSEA agreement has provided a clothing maintenance allowance for several years. Placement of the Airport Safety Officers in this bargaining unit, and therefore subject to this contract provision, also requires an appropriation for this purpose. Inadvertently, this provision has been implemented without the appropriation. The amounts required for the clothing maintenance allowance are:

	FY 89	FY 90
	\$60.0	\$60.0

Total required appropriations to implement the PSEA agreement are:

	FY 88	FY 89	FY 90
	\$109.0	\$2,243.3	\$2,377.3

Attached is a copy of the estimates prepared by the Department of Public Safety. A copy with all attachments has previously been sent to Traci Bills of your staff. Also attached is a copy of the estimates prepared by the Department of Transportation and Public Facilities. Please note that the clothing maintenance allowance (Uniform Allowance) for Anchorage International Airport contains a typographical error. The correct estimate is \$40.0. All totals are therefore off by \$20.0.

B. State Revenues

There are no provisions in this agreement that would change State revenues.

C. Productive Work Hours

There are no provisions in this agreement that would change productive work hours. Although Department of Public Safety employees covered by this agreement were placed on a 40 hour workweek, the additional time is the result of a paid lunch period of one-half hour per day.

Miscellaneous

The following changes in the agreement with PSEA that do not fall under the statutory definition of monetary terms may also be of interest to you.

1. The additional overtime liability imposed by the Fair Labor Standards Act in 1986 has been removed.
2. Meal allowances have been clarified to exclude single day trips starting and ending during the normal workday from the normal duty station.
3. Meal allowance instead of prorated per diem will apply on the final day of travel.
4. Geographic differentials for both salaries and rental housing were adjusted to closely parallel the differentials in other bargaining units. Increases were effective July 16, 1988. Decreases will occur over a period of time because current employees were "frozen" at former rates.
5. The Field Training Officer (FTO) differential of 3.75% now also applies to Airport Safety Officers. In addition, a Watch Commander differential of 3.75% has been added.

Legislation

Legislation is now necessary to fund these monetary terms; they require an appropriation for their implementation. Further details on this agreement can be obtained from Michael McMullen, Division of Labor Relations, at 465-4404.

JMA/MPM/cjk

4/8D1/012701-9

Attachments

cc: Bruce Cummings
Director
Division of Labor Relations
Department of Administration

STATE OF ALASKA

STEVE COWPER, GOVERNOR

OFFICE OF THE GOVERNOR

POUCH AM
JUNEAU, ALASKA 99811
PHONE: (907) 465-3568

OFFICE OF MANAGEMENT AND BUDGET

February 15, 1989

The Honorable Lyman Hoffman, Co-Chairman
House Finance Committee
Alaska State Legislature
P. O. Box V
Juneau, Alaska 99811

Subject: Amendments/Additions to the FY 89 Supplemental

Dear Representative Hoffman:

I respectfully request that House Bill 154 "An Act amending appropriations and making miscellaneous supplemental and special appropriation; and providing for an effective date" be amended as follows:

* Sec. 50. The sum of \$142,948 (\$139,237) is appropriated from the general fund to the following agencies to pay miscellaneous claims and stale dated warrants:

Administration	\$36,600
Law	605
Health & Social Services	1,700
Military and Veterans Affairs	1,114
<u>Fish and Game</u>	<u>3,711</u>
Public Safety	5,253
Corrections	3,600
Community & Regional Affairs	74,710
Transportation & Public Facilities	15,655

In addition, I request that the following be added to the bill:

* Sec. _____. The sum of \$215,200 is appropriated from the general fund to the Department of Administration, for the settlement agreed to in *Blomfield v. State* for the fiscal year ending June 30, 1989.

* Sec. _____. The sum of \$460,812 is appropriated from the general fund to the Department of Public Safety, for the monetary terms of the agreement with the Public Safety Employees Association for the fiscal year 1988 and 1989, the appropriation will lapse into the general fund June 30, 1989.

* Sec. _____. The sum of \$1,915,000 is appropriated to the

ae58a/wp50/cor

Department of Transportation and Public Facilities, for the monetary terms of the agreement with the Public Safety Employees

Association, for the fiscal year ending June 30, 1989, from the following sources:

General Fund	\$ 14,000
International Airport Revenue Fund	\$1,901,000

Copies of the agency memoranda in support of the above additions are attached.

Sincerely,

Alison M. Elgee
Director
Division of Budget Review

Enclosures

cc: The Honorable John Binkley
The Honorable Rick Uehling

ae58a/wp50/cor

MEMORANDUM

State of Alaska

TO: Alison M. Elgee, Director
Office of Management and Budget
Division of Budget Review

DATE February 15, 1989

FILE NO tb25/wp50/cor

TELEPHONE NO 465-3568

FROM: *Traci Bills*
Traci Bills
Program Budget Analyst
Management and Budget
Division of Budget Review

SUBJECT Court Service
Officers Supplemental

I have reviewed the information submitted by the Department of Public Safety, to the Division of Labor Relations, regarding the financial impact of the Public Safety Employees Association Agreement.

I. The method used by the department to calculate the FY 88 portion of \$109,915 appear appropriate.

II. The method used by the department to calculate the FY 89 portion is understated. The budget submitted to the legislature and later approved, reflected the Court Service Officers as range 13, general government unit, not the base used by the department of a range 71, public safety employees association.

Attached is a copy of the FY 89 PACS and a copy of those same positions based upon the range and bargaining unit agreement with the Public Safety Employees Association. The difference in full funding totals indicates a supplemental need of \$350,897, for FY 89.

MEMORANDUM

State of Alaska

Dept. of Administration

TO: Mike McMullen, Research Manager
Division of Labor Relations
Department of Administration

DATE: January 23, 1989 JAN 24 1989

FILE NO: jnr/279 Division of Labor Relations

TELEPHONE NO: 465-4336

FROM: *KLB*
Kenneth Bischoff, Director
Division of Administrative Svcs
Department of Public Safety

SUBJECT: Court Service Officers
Range 71 to 74 Increase
FY 88-89-90

In response to your telephone request of January 18, 1989, the Department of Public Safety assesses the supplemental impact of a pending salary range change of the classification "Court Services Officer" as follows, for the Fiscal Years 88, 89, and 90:

I. FY 88-30 Court Services Officers-\$ 109,915

Attached are copies of actual Payroll Account Registers which indicate that a total of \$444,638.42 was expended for these 30 authorized positions during the FY 88 reporting period January 16, 1988 through June 30, 1988. Per your suggestion, the department used 24.72 percent of this total for our estimated supplemental need. Health costs are not included in the total.

II. FY 89-30 Court Services Officers-\$ 342,338

Attached are copies of the departments FY 89 Position Authorization and Control Summary (PACS) Scenario #10 which compares all positions as 71's and 74's. The differences in full funding totals indicate the supplemental need. Positions adjusted for merit increases.

III. FY 90-32 Court Services Officers-\$ 391,344

Attached are copies of the departments FY 90 PACS Scenario #1 which compares all positions as 71's and 74's. The differences in full funding totals indicate the supplemental need. Positions adjusted for merit increases.

Should you have any other questions or concerns, please contact me. Your assistance in this matter is appreciated.

Attachments

CC: Colonel Robert Jent, Director
Division of Alaska State Troopers

Traci Bills, Program Budget Analyst
Office of Management & Budget

Budget Files

MEMORANDUM

State of Alaska

TO: Janut Ignell
Personnel Officer

DATE: January 20, 1989

FILE NO: 266-1643

TELEPHONE NO:

THRU:

SUBJECT: Effect of PSEA
Contract on FY89 and
FY90 Budgets

FROM: John Ungar
Controller
LIAS

JGU

Per your request, I asked AIA and FIA to compute the additional funds that would be required in FY89 and FY90 if the present changes to the PSEA contract are ratified. AIA and FIA would both need to request a supplemental in FY89 and amend their FY90 budgets for the following amounts:

	AIA	FIA	Total
<u>FY89</u>			
Pay Increase	\$1,067.0	\$774.0	\$1,841.0
Uniform Allowance	<u>60.0</u>	<u>20.0</u>	<u>80.0</u>
Total	\$1,127.0	\$794.0	\$1,921.0
			<u>(20.0)</u>
			1,901.0
<u>FY90</u>			
Pay Increase	\$1,133.0	\$793.0	\$1,926.0
Uniform Allowance	<u>60.0</u>	<u>20.0</u>	<u>80.0</u>
Total	\$1,193.0	\$813.0	\$2,006.0
			<u>(20.0)</u>
			1,986.0

If you need any additional information, please do not hesitate to contact me.

Cc. Paul Mayerhoff II

Division of Labor Relations

JAN 24 1989

Dept. of Administration

MEMORANDUM

State of Alaska

Department of Transportation and Public Facilities

TO: Alison Elgee
Director
Division of Budget Review

DATE: February 14, 1989

FILE NO.:

TELEPHONE NO.: 465-2171

FROM: Mark S. Hickey *MSH*
Commissioner
ADOT&PF

SUBJECT: General Fund Costs
Public Safety
Employee Association
Agreement

This memo will identify the costs to the state general fund related to the Public Safety Employee Association Agreement as the arbitrators opinion would apply to this department. You were earlier supplied the estimated costs for the International Airport Revenue Fund in conjunction with information supplied by Commissioner Andrews.

There is one Airport Safety Officer, in Cold Bay, that is funded from the general fund. The increased costs for this position are as follows:

	Salary	Uniform Allowance
Fiscal year 1988	\$13,452	\$576
Fiscal year 1989	\$14,037	\$576

cc: John Andrews, Commissioner, Department of Administration
William R. Snell, Regional Director, Central Region
Keith Gerken, Deputy Commissioner, Operations, ADOT&PF
Ron Lind, Director, Plans, Programs and Budget
Janet Ignell, Personnel Officer, ADOT&PF

MEMORANDUM

State of Alaska

TO: Alison Elgee, Director
Division of Budget Review
Office of Management & Budget

DATE: February 17, 1989

FILE NO: jnr/320

TELEPHONE NO: 465-4332

W.A.H.
FROM: Arthur English
Commissioner
Department of Public Safety

SUBJECT: FY 90 Budget Amendment
#90-7 Additional Funds
AST BRU

The Department of Public Safety, Alaska State Troopers (AST) BRU, requests additional funding be made available within their FY 90 Detachments and Judicial Services-Anchorage component's budget request to meet increased personal services costs - associated with Public Safety Employees Association (PSEA) 71 to 74 Range and bargaining unit cost increases in the Court Services Officer (CSO) classification.

An arbitrator ruling on contract terms between the State and PSEA was reaffirmed by the Superior Court on January 27, 1989, in favor of PSEA. The monetary terms of this action will increase the Court Services Officer salary level by three ranges, with incumbents retaining steps, and increased costs for employer contributions to the police retirement system.

The department had submitted all 32 CSO positions, within the two components, as Range 71's on the FY 90 Position Authorization and Control Summary (PACS) Scenario #1 and now subsequently require Range 74 salaries. Each of the components will require an increment amount as follows:

<u>AST Component (CSOs)</u>	<u>PACS #1 Full Funding Range 71</u>	<u>Revised Req. Full Funding Range 74</u>	<u>Requested component Increment</u>
Detachments (15)	\$ 710,702	\$ 935,898	\$ 225,196
Jud.Svcs-Anch.(17)	\$ 762,580	\$ 948,567	\$ 185,987
		TOTAL	\$ 411,183

The 15 CSO positions within Detachments are more expensive than the 17 CSOs within the Judicial Services component because of higher geographical salary needs.

The total personal services increment request is \$ 19,839 higher than the preliminary estimate, supplied to the Division of Labor Relations on January 23, 1989 (Copy of memorandum attached), due to our discovery that 15 CSO's within the Judicial Services component were incorrectly reflected in the General Government retirement system and therefore required changes to reflect the higher costing police retirement system.

Attached are copies of each components submitted FY 90 PACS Scenario #1 which indicates each CSO position as Range 71's and a revised PACS screen with the positions as Range 74's, which verifies the needed amounts.

Also included are FY 90 C5 Increment Forms reflecting the requested amounts for each component per your Budget Amendment instructions.

Should you have any questions or concerns, please contact my Administrative Sevices Director, Ken Bischoff, at 465-4336. Your assistance in this matter is appreciated.

Attachments

CC: Colonel Robert Jent, Director
Division of Alaska State Troopers

Budget Files

07-12-02-01-00 (0-12-46598-0799)

STATE OF ALASKA -- COMPONENT BUDGET SUMMARY

SALSFRMA 10:46 5/19/89

AGENCY: DEPARTMENT OF PUBLIC SAFETY
CATEGORY: ADMINISTRATION OF JUSTICEPROGRAM: ALASKA STATE TROOPERS
SUB-PROGRAM: DETACHMENTS

LEG. FIN.

EXPENDITURES & FUNDING	F I S C A L Y E A R 1 9 9 0												
	(01) FY88 ACT	(02) FY89 CC	(03) FY89 RP	(04) FY89 SUP	(24) FY89 ATH	(27) FY90 AGY	(28) FY90 GOV	(08) GOV AMD	(09) HOUSE	(10) SENATE	(11) C. C.	(12) BILLS	(13) LEG.REC.
01 PERS. SERV.		20347.0			20347.0	22586.4	21513.9	21818.3	20290.1	20919.4	20445.6	107.0	
02 TRAVEL		600.3			680.3	718.3	683.3	683.3	683.3	683.3	683.3	50.0	
03 CONTRACTUAL		3024.0			3024.0	3266.3	3094.9	3094.9	3094.9	3062.7	3062.7	5.4	
04 COMMODITIES		304.9			304.9	340.1	306.4	306.4	306.4	306.4	306.4	3.0	
05 EQUIPMENT		27.5			27.5	213.8	27.5	27.5	27.5	27.5	27.5		
06 LANDS/BLDGS													
07 GRANTS, CLMS		100.0			100.0	100.0	100.0	100.0	100.0	100.0	100.0		
08 MISC.									-203.9	-1627.1			
** TOTAL EXPEND		24483.7			24483.7	27224.9	25726.0	26030.4	24296.3	23472.2	24625.5	165.4	
09 I-A TRANSFER		60.9			60.9	60.9	60.9	60.9	60.9	60.9	60.9		
1004 GEN FUND		24483.7			24483.7	27224.9	25726.0	26030.4	24296.3	23472.2	24625.5	165.4	
15 FULL TIME		311.0			311.0	324.0	311.0	312.0	312.0	311.0	312.0		
16 PART TIME													
17 TEMPORARY													
18 STAFF MONTHS		3732.0			3732.0	3888.0	3732.0	3744.0	3744.0	3732.0	3744.0		

5012 MONETARY TERMS OF THE PSEA AGREEMENT

AGY:	0.0	0.0	225.2	225.2	0.0	225.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
GOV:	0.0	0.0	225.2	225.2	0.0	225.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0

07-12-02-15-00 (0-12-46664-0831)

STATE OF ALASKA -- COMPONENT BUDGET SUMMARY

SALSFRMA 10:46 5/19/89

AGENCY: DEPARTMENT OF PUBLIC SAFETY
 CATEGORY: ADMINISTRATION OF JUSTICE

PROGRAM: ALASKA STATE TROOPERS
 SUB-PROGRAM: JUDICIAL SERVICES-ANCHORAGE

LEG. FIN.

FISCAL YEAR 1990

EXPENDITURES & FUNDING	(01) FY88 ACT	(02) FY89 CC	(03) FY89 RP	(04) FY89 SUP	(24) FY89 ATH	(27) FY90 AGY	(28) FY90 GOV	(08) GOV AMD	(09) HOUSE	(10) SENATE	(11) C. C.	(12) BILLS	(13) LEG.REC.
01 PERS. SERV.		1177.6			1177.6	1336.4	1303.9	1410.7	1121.6	1224.7	1187.2		
02 TRAVEL		15.0			15.0	15.0	15.0	15.0	15.0	15.0	15.0		
03 CONTRACTUAL		133.7			133.7	184.3	133.7	133.7	133.7	133.7	133.7		
04 COMMODITIES		11.9			11.9	13.9	11.9	11.9	11.9	11.9	11.9		
05 EQUIPMENT						9.2							
06 LANDS/BLDGS													
07 GRANTS, CLMS													
08 MISC.										-98.2	-60.7		
MM TOTAL EXPEND		1338.2			1338.2	1558.8	1464.5	1571.3	1282.2	1287.1	1287.1		
09 I-A TRANSFER													
1004 GEN FUND		1338.2			1338.2	1558.8	1464.5	1571.3	1282.2	1287.1	1287.1		
15 FULL TIME		24.0			24.0	27.0	26.0	25.9	25.0	24.0	25.0		
16 PART TIME													
17 TEMPORARY													
18 STAFF MONTHS		288.0			288.0	324.0	312.0	300.0	300.0	288.0	300.0		

NEW POSITIONS...

TITLE	LOCATION	TYP	C	O	S	T	FUNDING	REQ	OV	HS	SN	CC	FM
1 CLERK TYPIST III	ANCHORAGE	F	01	PERS. SERV.			1004 GEN FUND	1	0	0	0	0	1
				POS'N COST									
MM NEW POSITION TOTALS				MM TOTAL COST				1	0	0	0	0	

NEW POSITION FOOTNOTES...

1 POSITION IS ASSOCIATED WITH THE INCREMENT FOR LAW ENFORCEMENT CLERICAL SUPPORT.

CHANGES FROM FY90 ADJUSTED BASE TO FY90 GOVERNOR REQUEST

REF# DESCRIPTION		AGENCY / GOVERNOR				LINE ITEM IMPACT							
WHO:	PFT	PPT	TOTAL	GEN FUND	OTHER	100	200	300	400	500	600	700	800
4112 LAW ENFORCEMENT CLERICAL SUPPORT													
AGY:	1.0	0.0	44.9	44.9	0.0	32.5	0.0	1.2	2.0	9.2	0.0	0.0	0.0
GOV:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
4123 LEASED EQUIPMENT AND MAINTENANCE COSTS													
AGY:	0.0	0.0	49.4	49.4	0.0	0.0	0.0	49.4	0.0	0.0	0.0	0.0	0.0
GOV:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

CHANGES FROM FY90 GOVERNOR REQUEST TO FY90 GOVERNOR AMENDED

REF# DESCRIPTION		AGENCY / GOVERNOR				LINE ITEM IMPACT							
WHO:	PFT	PPT	TOTAL	GEN FUND	OTHER	100	200	300	400	500	600	700	800
5002 REASSIGNMENT OF PERSONNEL													
AGY:	-1.0	0.0	-79.2	-79.2	0.0	-79.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
GOV:	-1.0	0.0	-79.2	-79.2	0.0	-79.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
5018 MONETARY TERMS OF THE PSEA AGREEMENT													
AGY:	0.0	0.0	186.0	186.0	0.0	186.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
GOV:	0.0	0.0	186.0	186.0	0.0	186.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

MEMORANDUM

Slate of Alaska

TO: Janet Ignell
Personnel Officer

DATE: January 20, 1989

FILE NO: 266-1643

TELEPHONE NO:

EFFECT OF PSEA

THRU:

SUBJECT:

Contract on FY89 and
FY90 Budgets

FROM:

John Ungar *JGU*
Controller
AIAS

Per your request, I asked AIA and FIA to compute the additional funds that would be required in FY89 and FY90 if the present changes to the PSEA contract are ratified. AIA and FIA would both need to request a supplemental in FY89 and amend their FY90 budgets for the following amounts:

	<u>AIA</u>	<u>FIA</u>	<u>Total</u>
<u>FY89</u>			
Pay Increase	\$1,067.0	\$774.0	\$1,841.0
Uniform Allowance	<u>60.0</u>	<u>20.0</u>	<u>80.0</u>
Total	\$1,127.0	\$794.0	\$1,921.0
			<u>(20.0)</u>
			1,901.0
<u>FY90</u>			
Pay Increase	\$1,133.0	\$793.0	\$1,926.0
Uniform Allowance	<u>60.0</u>	<u>20.0</u>	<u>80.0</u>
Total	\$1,193.0	\$813.0	\$2,006.0
			<u>(20.0)</u>
			1,986.0

If you need any additional information, please do not hesitate to contact me.

Cc. Paul Meyerhoff II

Division of Labor Relations

JAN 24 1989

Dept. of Administration