

734

HCRRA

HCR 67

-

HJR

10

734

HCR

67

(7)

# COMMITTEE REPORT

## HOUSE

4/25/80

FURTHER:

Date: 2 May 80

Mr. Speaker:

The Committee on COMMUNITY AND REGIONAL AFFAIRS has had HCR 67  
"Relating to the Inuit Circumpolar Conference."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for HCR 67  same title  
 new title
- and recommends \_\_\_\_\_
- AND attaches a "Letter of Intent"  New Fiscal Note
- reports it back without recommendation
- referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
 \_\_\_\_\_  
 \_\_\_\_\_  
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\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

[Signature]  
 CHAIRMAN



# Alaska State Legislature

## House of Representatives

Committee on

Community & Regional Affairs

Pouch V  
State Capitol  
Juneau, Alaska 99811

Official Business

BILL NUMBER AND TITLE: HCR 67 Re Inuit Circumpolar Conference

ORIGINAL SPONSOR: House C&RA  
RECEIVED FROM: \_\_\_\_\_

OTHER SPONSORS: \_\_\_\_\_  
FURTHER REFERRALS: \_\_\_\_\_

HEARING DATE: 5/2/80

MEMBERS PRESENT:	Bill Parker	X	Pat Carney	X
	Margaret Branson		Charlie Parr	X
	Pat O'Connell	X	Fred Zharoff	X
			Ray Metcalfe	X

Rep. Parker reviewed the Resolution and discussed the purpose of the Circumpolar Conference as being an awareness builder and reinforcement for cultural identity.

The committee decided to eliminate the wording related to "delegation" p. 1 lines 26-29

A committee substitute will be drafted to reflect this change and the bill, as a CS, was passed out of Committee.

COMMITTEE ACTION: CS to be drafted to reflect above indicated intent and the bill was signed out.  
TAPE #10 SIDE 1 Footage 298-444

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HOUSE CONCURRENT RESOLUTION NO. 67  
 Title Relating to the Inuit Circumpolar Conference  
 Requested by Rep. Bill Parker Date 5-1-80

II. FISCAL DETAIL

Agency Affected Legislative Affairs Agency  
 Program Category Affected General Government  
 BRU, Program, or Subprogram(s) Affected Legislative Council

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES						
200 TRAVEL		17.7				
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		17.7				

FUNDING (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
GENERAL FUND		17.7				
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
FULL TIME		NONE				
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

Delegation of four legislators attending Inuit Circumpolar Conference, Nuk, Greenland.

Transportation - 4 participants x \$2,550 ----- \$ 10,200  
 Per Diem & Miscellaneous Costs - 10 days x 4 x \$75 ----- 3,000  
 Miscellaneous Transportation ----- 4,500

\$ 17,700

IV. DATE 5/2/80 PREPARED BY Richard G. Berg, Director  
 AGENCY Legislative Affairs Agency  
 PHONE 465-3850

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA  
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST  
 Bill Resolution No. Committee Substitute for House Concurrent Resolution No. 67  
 Title Relating to the Inuit Circumpolar Conference  
 Requested by Rep. Bill Parker Date 5-5-80

II. FISCAL DETAIL  
 Agency Affected Legislative Affairs Agency  
 Program Category Affected General Government  
 BRU, Program, or Subprogram(s) Affected Legislative Council  
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)  
EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES		-0-				
200 TRAVEL		-0-				
300 CONTRACTUAL		-0-				
400 COMMODITIES		-0-				
500 EQUIPMENT		-0-				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		-0-				

FUNDING (Thousands of Dollars)

GENERAL FUND		-0-				
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	NONE					
FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

No fiscal impact anticipated.

IV. DATE 5/6/80 PREPARED BY Sharon Sturrock, Accountant  
 AGENCY Legislative Affairs Agency  
 PHONE 465-3852  
 Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

HCR

70

COMMITTEE REPORT

SENATE

FURTHER: None

4/25/80

Date: \_\_\_\_\_

Mr. President:

COMMUNITY AND REGIONAL

The Committee on AFFAIRS has had SCR 66

Directing the Alaska Legislative Council to revise AS 29

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for \_\_\_\_\_  same title  
 new title
- and recommends \_\_\_\_\_
- AND attaches a "Letter of Intent"  New Fiscal Note
- reports it back without recommendation
- referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

*[Handwritten signatures]*

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

CHAIRMAN

SUGGESTED AMENDMENT

Line 21, and following to page 2, line 9:

BE IT RESOLVED by the Alaska State Legislature that under the provisions of AS 24.20.090 and Uniform Rule 48(c) the Alaska Legislative Council is directed to prepare a revision of Title 29 of the Alaska Statute (Municipal Government) by directing the legal services division of the Legislative Affairs Agency to prepare the revision with the assistance of a policy advisory group representative of the concerned public from all areas of the state and a working group of persons experienced in the application of AS 29, and soliciting the advice of the Alaska Code Revision Commission; and be it

FURTHER RESOLVED that the policy advisory <sup>Public members of the</sup> group consist of two members of each House of the Legislature appointed by the presiding officer and other members selected by the presiding officers of each house from persons recommended by legislative members, by the Department of Community and Regional Affairs, the Alaska Municipal League, the Rural Alaska Community Action Program, Inc., and other interested parties, <sup>Public members - policy advisory committee</sup> and that the <sup>working</sup> group consist of municipal attorneys, municipal managers, municipal clerks or other municipal staff, appointed by the director of legal services of the Legislative Affairs Agency, representatives of the Departments of Community and Regional Affairs and Law and a member of <sup>member</sup> the staff of the legal services division; and be it



Official Business

# Alaska State Legislature

## House of Representatives

Committee on

Community & Regional Affairs

5/21/80

Pouch V  
State Capitol  
Juneau, Alaska 99811

TO: Rep. Russ Meekins, Chairman, Finance Committee  
FROM: Rep. Bill Parker, Chairman, C&RA  
RE: HCR 70

Attached is an amendment for your consideration when  
hearing HCR 70 relating to the revision of Title 29.

March 31, 1980

TO: Senator Clem Tillion  
FROM: Senator Arliss Sturgulewski  
RE: Revision of AS 29

It is generally recognized, especially by those who work most closely with it, that AS 29 is in need of revision. Since the time of original enactment, changes in the title, problems in its application, and policy questions of importance have been noted by municipal attorneys, city managers and clerks, and such other municipal officials as assessors. The Legislative Revisor has indicated that AS 29 should be next approached in terms of needed revision.

The work of revision is complicated and, at times, highly technical. I have received numerous inquiries and requests for a process by which to revise AS 29. I have discussed this problem with many people, including Mr. Berrier, and Ms. Chitwood of the Alaska Municipal League.

I would like to suggest the following as an approach to the revision of AS 29 during the period of time between this session and the 1981 session. Funds and responsibility for this project would be directed by the Legislative Council to Mr. Billy Berrier, Legislative Legal Services, to conduct the revision. I foresee the project as follows: two groups would be selected by Mr. Berrier from recommendations provided by the Department of Community and Regional Affairs, Alaska Municipal League and other interested and affected parties. The first group would be a policy advisory group composed of a variety of perspectives and interests, representing the diversity of local governments across the state, and would include a representative of the legislature. The second, a much smaller group, would be a working group, composed of people who have had experience in the application of AS 29. The work group should consist of municipal attorneys, representatives of the Department of Community and Regional Affairs and the Department of Law, as well as a staff member of Legislative Legal Services; other municipal staff functions should also be represented, such as managers or clerks. While the actual technical work would be conducted by the working group, the policy group would provide overall guidance and assistance on policy questions.

Administrative and secretarial responsibility would rest in Legal Services. In order to support this project funds would be required for travel and per diem. Most local governments will be glad to contribute staff time to this project. However, for both the policy and the working group it will be necessary to provide travel funds. As often as possible, teleconferencing will be used to reduce travel needs and to expedite the

project. A draft bill will be ready for January 1981.

It is anticipated that \$20,000 should cover the cost of this project. Any funds remaining would be returned.

Thank you for your attention to this matter.

# FAIRBANKS NORTH STAR BOROUGH

Box 1267, Fairbanks, Alaska 99707

April 1, 1980

Senator Arliss Sturguiewski  
Pouch 4  
Juneau, Alaska 99811

Re: Municipal Code Revisions

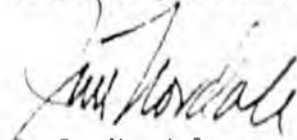
Dear Arliss:

Both because of Alan Teshe's letter of March 18 to you and a recent conversation with Ginny Chitwood, I would urge you to make every effort to provide for the interim review of AS 29. I would urge that the Alaska Municipal League be a participant in the review process either as a contractor, a co-sponsor or in some other capacity. Based upon the discussions at the Local Government Symposium as well as comments received by the Joint House-Senate C & RA hearings, I think that participation from the unorganized borough is desirable.

A good deal of the criticism of and antagonism toward local government stems from inflexibility in portions of the code and vagueness in other parts. The writers of the Constitution were wise in their recognition that strong and flexible local government could best meet the needs of the diverse areas of this state. Too often local governments are unable to respond effectively because of unrealistic restrictions imposed by the state.

I hope that there is something that you can do to accomplish this review, and if I can be of any assistance, please let me know.

Very truly yours,



J. D. Nordale  
Borough Attorney

JDN/sy

April 28, 1980

J. D. Nordale  
Borough Attorney  
Fairbanks North Star Borough  
Box 1267  
Fairbanks, Alaska 99707

Dear Jim:

Enclosed is a copy of SCR 66 which directs the Alaska Legislative Council to revise AS 29, Municipal Government. I'm also attaching a copy of my March 31 memo to Senator Clem Tillion which spoke to this issue. The Senate Concurrent Resolution was drawn as a result of that memorandum. The fiscal note is much higher than I anticipated, however, I think it is important that there be an advisory group and working group, and that funds be provided to bring people together.

I would appreciate whatever support you can lend to see the passage of SCR 66. I will be contacting the House Community and Regional Affairs Committee to request that they introduce a similar resolution on their side, and expedite it as fast as possible through the system. I will be bringing SCR 66 to the Senate Community and Regional Affairs Committee Tuesday, April 29.

Kindest personal regards,

Arliss Sturgulewski  
Senator, District 10-H

Enclosure



# Matanuska-Susitna Borough

BOX B, PALMER, ALASKA 99645 • PHONE 745-3246

BOROUGH ATTORNEY'S OFFICE

March 18, 1980

The Honorable Arliss Sturgulewski  
Alaska State Senate  
Pouch V  
State Capital  
Juneau, Alaska 99811

Dear Arliss:

Re. Municipal code revisions.

Attached with this letter is a list of examples of various provisions of Title 29 which should be clarified through revision of that title. This list is by no means exhaustive and I am sure that other attorneys and municipal officials throughout the state could add additional examples and support a thorough revision of Title 29.

As we discussed some time ago in Juneau, I recommend that the Legislature form an interim committee to review AS 29 during the next two years and that the committee be empowered to seek assistance from municipal attorneys throughout the state, hold hearings as it deems appropriate, and present a new municipal code to the Legislature in 1981 or 1982. I have received expressions of support from attorneys representing several municipalities throughout the state and am confident they will assist the Legislature in preparing a revised municipal code.

Thank you very much for your continued attention to this matter. If there are additional questions I can answer regarding Title 29 or if the Legislature is prepared to take action in this matter, please do not hesitate to contact me.

Cordially,

A handwritten signature in cursive script, appearing to read "Allan E. Tesche".

Allan E. Tesche  
Borough Attorney

er

cc: Jerry Wertzbaugher  
Tom Klinkner  
Jim Nordale  
Russ Walker  
Lee Sharp

## AS 29: Revisions Needed

### 29.08

Although an attempt has been made in this Chapter to classify the various kinds of Alaskan municipalities, more recent amendments to Title 29 and unification of several cities and boroughs have resulted in confusion over definitions of "cities", "boroughs", and "municipalities". It is not clear, for instance, whether the unified Municipality of Anchorage is a city, a borough, or unified municipality or all three forms of government within existing provisions of AS 29.

### 29.13.100

The Code should contain a uniform system for designating statutes that expressly apply to home rule municipalities and all such statutes should be consistently cross referenced.

### 29.23.050

The statutory residence requirement prescribed in this section is probably invalid. It is suggested that such residence requirements throughout AS 29 be reduced to a maximum of one year.

### 29.23.060(d)

Circumstances, other than financial interests, which allow a member to abstain should be better defined.

### 29.23.080

The procedure for determining vacancies under this section conflicts with the procedure established under AS 29.23.570.

### 29.23.130(B)

Once again, the three residency requirement in this section should probably be reduced to one year to assure its constitutional validity.

### 29.23.150 and AS 29.23.470

Both require assembly appointment of an acting borough manager in the absence of or disability of the manager. If these sections address different policy questions, they are unclear; if they do not, one should be eliminated as redundant.

### 29.23.170

This provision does not specify when a veto becomes effective or specify any time limit for the overriding of the veto. Moreover, it does not indicate what is the status of an ordinance between the time its veto is announced and the time the Assembly first has an opportunity to override the veto. For instance, if the mayor vetoes a line

item in the budget, may expenditures be made under that item until the mayor announces the veto at the next regular assembly meeting, or does the veto immediately strike the item until the veto is overridden?

29.23.200

The three year residency requirement here is also probably invalid.

29.23.210

As with the provisions for boroughs, this section should provide more definite standards for abstention on other than conflict of interest grounds.

29.23.250

Another probably invalid three year residency requirement.

29.23.270

This provision has the same ambiguities with regard to the effectiveness of a veto and a veto override as the provision applying to boroughs.

29.23.555

This section has been superceded by AS 39.50.

29.33.070-245

Sericus thought should be given to the purpose of the planning, platting and zoning provisions in this code. Should they only prescribe minimum due process standards for rezonings and other land use decisions or should they detail all of the administrative procedures to be followed by local governments in this area. This article presently tries to do little of both and does neither very well.

29.33.190

This section makes it unlawful for any person to sell or attempt to sell land located within a subdivision which has not yet been approved by the borough platting authority and subjects violators to certain criminal sanctions. But AS 29.53.100 requires that the borough assessor assess real property to "the owner of record as shown on the records of the district recorder" even though that person may be the owner of record only by virtue of an illegal subdivision in violation of AS 29.33.190. Moreover, AS 29.53.310 allows persons holding security interest in illegally subdivided lands to obtain release for portions of lots or tracts originally subdivided even though such lands were illegally subdivided in violation of AS 29.33.190.

29.33.070

It is unclear whether platting powers can be delegated to a second class borough or a city within the borough under this section.

29.33

The current language of this chapter, as it incorporates a traditional definition of zoning and makes zoning along with platting the principal means of land use regulations, is unduly restrictive and should be revised to allow more innovative forms of land use regulation by boroughs and municipalities.

29.33.250

Presumably the transfer required is one from all cities exercising the power rather than from a city.

29.33 and 29.38

Should there be a provision for a borough to exercise a power in some but not all cities (for example in second class cities but not in first class cities)?

29.48.030(b) AS 29.48.035(b) and (c)

These provisions are redundant. The limitations on the powers of second class boroughs should be stated in a more concise fashion in one easily accessible part of the code.

Moreover, AS 29.48.030 and .035, inasmuch as those sections distinguish between "regulation" and provision of "municipal facilities and services", are at the very least confusing and perhaps unnecessary.

29.48.030(a)(12)

The term transportation "system" used in this section should be defined.

29.48.260

Provisions of this section governing disposal of municipal properties should be clarified and revised to reflect increased land values throughout the state, to state who makes determinations of the value of land offered for sale and the date upon which such valuations must be based. Moreover, the statute should be clarified to either include or exclude rights-of-way or easements from its provisions.

29.53.135

The language regarding the composition of the Board of Equalization is unclear. The statute presently requires "at least that number of members of the assembly over and above the number required for a quorum to transact business"; the statute is unclear when applied to a lay board to whom the equalization function is delegated.

29.53

Should be amended to require payment of all taxes, even those due for more recent assessments on properties whose owners have requested issue of a quitclaim repurchase deed. Present law mandates issue of a quitclaim repurchase deed to the owner of record upon payment of those taxes assessed for the tax year stated in the clerk's deed even though the same property is the subject of other foreclosure proceedings brought in subsequent years. An amendment to AS 29.53 which would require payment of all taxes owing on a parcel before a quitclaim repurchase deed can be issued would eliminate substantial confusion in the minds of taxpayers, and would reduce administrative complexity for borough finance departments presently confronted with multiple foreclosure actions on the same parcels.

29.63.090

The present statute governing service areas does not adequately address the question of whether a service area may be used for exercise of a governmental regulatory power rather than for provision of municipal or services.

8.60.050-100

Regulation of junk yards in this section should be cross-referenced to those sections of Title 29. relating to areawide planning, platting and zoning powers.

9.25 110-120

It is unclear whether public records statutes apply at all to municipal government. If it is the intention of the Legislature to apply the public records laws of AS 9.25.110-120 to cities and boroughs, then those sections should be amended accordingly with an appropriate cross references to Title 29.

January 4, 1980

Mr. Thomas F. Klinkner  
Law Offices of Richard W.  
Garnett III  
900 West 5th Avenue, Suite 540  
Anchorage, Alaska 99501

Dear Tom:

Thank you very much for your comments regarding the Local Government Study. Our final report is due out very soon and I will see that you are added to this mailing list. Overall, I am pleased with the results of this study. Although the proposals may seem modest, they seem to follow well the constitutional directions set for local governments and certainly can bring some cohesiveness and coordination to the delivery of services to rural Alaska. Your indepth comments and support can certainly help in seeing that this needed legislation is adopted by this session of the Legislature.

Your voice adds to a growing chorus speaking to the need for thorough technical revision of Title 29 of the Alaskan Statutes. When a certain number of amendments have been made to the Statutes, a recommendation is made for a revision of the Title. This is the case, as I understand it, with Title 29 and the recommendation is being made that Title 29 be the next title to be revised. I have had preliminary discussions with Representative Bill Parker regarding this and with several other interested parties, such as the Alaska Municipal League. One possible approach might be the establishment of a short-term committee composed of chairs of the Senate and House Community and Regional Affairs, Mr. Jack Chenoweth, from the Legislative Legal Department, other attorneys who are familiar with working on the Statutes, and other interested persons. I would see this as a working group that would produce revisions to Title 29 for introduction to the next Legislature. It seems to me there needs to be a careful delineation of the so-called house-keeping aspects and other issues that may be of major policy impact. For example, issues dealing with service areas, annexation procedures, etc., may take some special review and consideration.

January 4, 1960

I will discuss this matter further with Mrs. Ginny Chitwood, Alaska Municipal League, and with Representative Bill Parker as to possible methods for best proceeding with the revision of Title 29. I am sending copies of this letter to a number of people in hopes that both you, Tom, and the ones receiving copies will send me their thoughts and comments as to how best to proceed. It would be very helpful to have some input as to the number of policy issues, in addition to overall revisions that may well need to be addressed. Again, thank you for your interest and I will look forward to hearing from you further on this.

Sincerely,

Arliss Sturgulewski  
Senator, District 10-H

cc: Mr. Lee Sharp  
Juneau City Attorney  
Mr. Bruce Aronson  
Petersburg City Manager  
Mrs. Ginny Chitwood, Ex. Dir.  
Alaska Municipal League  
Mr. Alan Tesche  
Mat-Su Borough Attorney  
Mr. Jim Nordale  
North Star Borough  
The Honorable Bill Parker  
House of Representatives  
Mr. Jim Nordale  
North Star Borough

LAW OFFICES OF  
RICHARD W. GARNETT III  
THOMAS F. KLINKNER  
SUITE 540, 900 WEST FIFTH AVENUE  
ANCHORAGE, ALASKA 99501  
TEL (907) 276-2221

December 5, 1979

Senator Arliss Stungulewski  
Pouch V  
State Capitol  
Juneau, Alaska 99811

Dear Arliss:

I appreciated the opportunity to attend your discussion group on local government in rural Alaska, and thank you for sending me a copy of the report resulting from that session. I regret that I have not responded sooner to your request for implementation proposals.

While it certainly is not an essential prerequisite to the program you propose, I suggest that you consider as a complementary project a thorough technical revision of Title 29 of the Alaska Statutes. As an attorney for general law municipalities who has had substantial experience working with Title 29, I frequently am exposed to its legal inadequacies as a charter for the operation of small municipalities. Title 29 is at once too vague to be helpful in some areas and too restrictive in others. A new rural municipality can ill afford the added expense of developing a home rule charter and detailed municipal code merely to avoid the deficiencies of Title 29. While the structure of local government organization under Title 29 is basically sound, many of its procedural and administrative provisions do not provide the support and instruction that those who administer small, rural municipalities require.

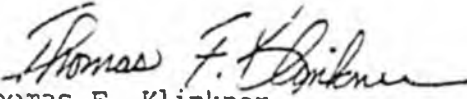
I believe that if there were support for the project in the legislature it would not be difficult to assemble a committee of attorneys and others with day to day experience in the operation of general law municipalities to undertake a revision of Title 29 to make it more useful to those who operate under it—generally the smaller, more rural municipalities in the state.

LAW OFFICES OF  
RICHARD W GARNETT III

Senator Sturgeulewski  
December 5, 1979  
Page 2

Please let me know if you would be interested in  
pursuing such a project.

Yours truly,

  
Thomas F. Klinkner

TFK:pac

II. FISCAL DETAIL

Agency Affected Legislative Affairs Agency  
 Program Category Affected General Government  
 Budget Request Unit(s) Affected Legal Services

EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES			24.0	-0-	-0-	-0-
200 TRAVEL			55.9	-0-	-0-	-0-
300 CONTRACTUAL			5.0	-0-	-0-	-0-
400 COMMODITIES			2.0	-0-	-0-	-0-
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>			<b>86.9</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>

FUNDING (Thousands of Dollars)

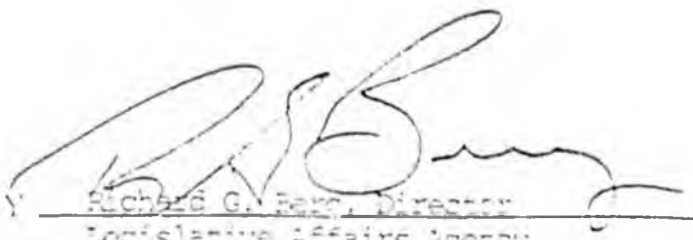
GENERAL FUND			86.9	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

FULL TIME			1	-0-	-0-	-0-
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

Personal Services - Range 14 for 9 months.  
 Travel - Advisory group (3 meetings for 20 people at \$451 travel/pd) = \$27,060  
           Working group (8 meetings for 8 people at \$451 travel/pd)     \$28,864  
 Contractual - \$5,000 for miscellaneous printing and other costs  
 Commodities - \$2,000 for office supplies.



IV. DATE 4/17/80

PREPARED BY Richard G. Barr, Director  
 AGENCY Legislative Affairs Agency  
 PHONE 465-3650

cc: Legislative Finance  
 Budget and Management  
 (Name, Source, (List Legislative Name))

# CITY OF PETERSBURG

P. O. BOX 329 • PETERSBURG, ALASKA 99833

May 30, 1979

Arliss Sturgulewski, Senator  
Co-Chairman, Local Government Study  
Alaska State Legislature  
Pouch V  
Juneau, Alaska  
99811

Re: Local Government Study

Dear Senator Sturgulewski:

Thank you for your letter dated May 23, 1979 regarding the local government study. My laundry list includes the following:

1. A need to review what is local government in Alaska and what are the functions. For example, the State provides police protection to many residents of Alaska, even though these same residents are capable of providing the service (Mendenhall Valley, etc.)
2. Why cities and boroughs? The conflicts are many and well documented.
3. What is a borough, and when is it a large City (eg. Bristol Bay Borough) or a State (eg. North Slope Borough)?
4. Why are the residents of the unorganized borough unwilling to assume additional responsibilities (ie. form boroughs)?
5. Why did the City of Petersburg receive less money (under the school foundation program) when the annexation became effective?
6. Are the current methods of financing local government appropriate? For example, the City of Valdez has 28 1/2 times the taxable assessed property per person as the City of Petersburg, yet similar services are provided.
7. Why haven't home rule municipalities been more creative when writing charters?
8. Why hasn't the legislature taxed the unorganized borough to the same extent other municipalities are taxed to provide education, roads, police protection, health services, etc, etc, etc.

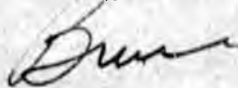


Arliss Sturgulewski  
May 30, 1979  
Page two

9. Why is there an unequal funding mechanism for educational services and school buildings? For example, the unorganized borough outside first class cities receives "free" educational services and buildings.
10. Why did it take twenty years to determine that a problem exists (1959 to 1979)?

The above are only a few of my concerns.

Sincerely,



Bruce Aronson  
City Manager

BA/plc

*Looking forward to the  
answers! Bruce*



*Board of Directors*

*22K COTTON FIBER*

# CITY OF BARROW

"farthest north incorporated city"

BOX 629  
BARROW, ALASKA 99723  
PHONE (907) 852-5211

May 31, 1979

Senator Arliss Sturgulewski  
Co-Chairwoman  
Local Government Committee  
Pouch V  
Juneau, Alaska 99811

Dear Arliss:

I am glad that we had an opportunity to meet at the Seminar sponsored by the Federal-State Land Use Planning Commission. I especially welcome the opportunity to express some of the concerns and problems that face our municipality.

On an external level, our biggest problem is: The relationship between the City, Borough, and State.

The Borough is responsible for various duties as outlined in Title 29. When they don't live up to their responsibilities to a level we (the City) feel is acceptable, we have no recourse but to accept their nonaction. If we try and do it ourselves, the Borough says that it is their responsibility and if we ask the State for assistance, they say it is a Borough and not a City responsibility.

At times it appears that the Borough wants to assume additional powers for the purpose of increasing their level or revenues, but we don't often see a subsequent increase in the level of service, particularly police protection.

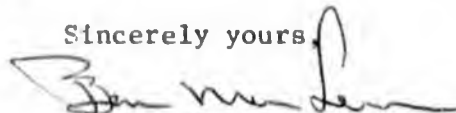
On an internal level, we have three basic problems:

- 1) Educating the Council as to their responsibilities and limits of authority and consequences of their actions.
- 2) Keeping informed and updated on State policies and programs.
- 3) Adequate funding to develop a professional organization/staff.

The larger established municipalities often seem to lose sight of the fact that rural communities often operate on a very low key because of inadequate revenue sources in amounts necessary to attract and maintain a professional staff.

I appreciate being added to your mailing list and if I can be of assistance by providing further input, please feel free to contact our office.

Sincerely yours,



Bryan MacLean  
City Manager

mg/BM



HJR

10

# COMMITTEE REPORT

## HOUSE

FURTHER:

1/24/79

Date: 16 Feb 79

Mr. Speaker:

The Committee on C&RA has had HJR 10

Relating to Local Boundary Commission Recommendation I of January 23, 1979 for annexation of territory to the City of Kodiak.

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for \_\_\_\_\_  same title
- new title
- and recommends \_\_\_\_\_
- AND attaches a "Letter of Intent"  New Fiscal Note
- reports it back without recommendation
- referred to the \_\_\_\_\_ Committee

**MEMBERS SIGNING  
DO PASS**

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

**MEMBERS HAVING  
OTHER RECOMMENDATIONS:**

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

[Signature]

CHAIRMAN

# COMMITTEE REPORT

## HOUSE

FURTHER:

Date: 11 Feb 77

Mr. Speaker:

The Committee on CR has had CR 7

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass [ ] do not pass  
[ ] do pass with attached amendments(s) [ ] same title  
[ ] replace with CS for \_\_\_\_\_ [ ] new title  
and recommends \_\_\_\_\_  
[ ] AND attaches a "Letter of Intent" [ ] New Fiscal Note  
[ ] reports it back without recommendation  
[ ] referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

[Signature]  
[Signature]  
[Signature]  
[Signature]  
\_\_\_\_\_  
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\_\_\_\_\_

[Signature]  
CHAIRMAN



# Alaska State Legislature

## House of Representatives

Committee on

Community & Regional Affairs

COMMITTEE MINUTES

Pouch V  
State Capitol  
Juneau, Alaska 99811

Official Business

DATE: 2/16/79

BILL NUMBER AND TITLE: HJR 10 Disallowing the annexation of Kodiak

ORIGINAL SPONSOR : Zharoff

OTHER SPONSORS:

RECEIVED FROM:

FURTHER REFERRALS:

MEMBERS PRESENT: Branson  
Carney  
Parr

Zharoff  
Parker  
Metcalf  
O'Connell

MEMBERS ABSENT: None

INDIVIDUALS CONTACTED:

WITNESSES TESTIFYING:

Committee discussed options available and all members agreed that the Resolution be passed unanimously. All members signed Resolution DO PASS.

Proposed Concurrent Resolution was discussed and the concepts were approved. The Resolution work draft was accepted as presented.

HOUSE FLOOR ACTION -- Feb. 20, 1979  
HJR 10 -- Passed 38 Yes 2 Excused  
HCR 7 -- Passed unanimously on voice vote

COMMITTEE ACTION: Unanimous approval of HJR 10; Approval of work draft of Concurrent Resolution

TAPE # 2 SIDE 1

Sections 1875-2010

COMMITTEE WORK DRAFT  
CONCURRENT RESOLUTION RE KODIAK

WHEREAS the road system extending north/northeast of the current boundaries of the City of Kodiak to those areas popularly known as Spruce Cape, Island Lake, Mill Bay and Monashka Bay defines a natural community of residents whose lives and activities generally involve interaction; and

WHEREAS after public hearings and a public decisional meeting the Local Boundary Commission of the State of Alaska has recommended annexation of the major portion of the area described by the road network to the City of Kodiak; and

WHEREAS the Legislature, by its adoption of <sup>House</sup> Joint Res-  
olution 10 has disapproved the annexation submitted to the Eleventh Legislature by the Local Boundary Commission; and

WHEREAS after opportunity for public comment before legislative committees, it appears that an adequate draft municipal services annexation plan was not available for public review; and

WHEREAS there is ample evidence in the record of hearings before the Local Boundary Commission and the legislative committees that growth and development are occurring in the area; and

WHEREAS population growth and development have in some areas created a situation which endangers the public health and has necessitated that certain services be provided;

BE IT RESOLVED by the Alaska State Legislature that the Governor is respectfully requested to direct the Commissioner of the Department of Community and Regional Affairs to:

*appropriate state departments*  
(1) work with the ~~Department of Environmental Conservation,~~  
the City of Kodiak and the Kodiak Island Borough to alleviate immediately  
the public health problem in the areas of Island Lake, Dark Lake and their  
drainage;

(2) work with the City of Kodiak and the Kodiak Island  
Borough to examine alternatives, including their impact, which might  
be applicable to providing the appropriate services to the territory  
located generally north/northeast of the existing corporate limits  
of the City of Kodiak, including but not limited to:

(A) step annexation, by which residents of the newly  
annexed area would pay a percentage of the full city property tax rate  
equal to the total percentage cost of all services provided; or

(B) annexation, with an adequate draft municipal service  
plan which may include a provision for differential tax zones;

(C) unification;

(D) other alternative methods of delivering services  
throughout the area along the road system extending north/northeast of  
the City of Kodiak;

(3) convene public meetings with interested residents  
to ascertain the nature and degree of essential services and to review  
information relative to cost and benefits of various alternatives  
for delivering essential services;

FURTHER RESOLVED that the Commissioner of the Department  
of Community and Regional Affairs evaluate, in consultation with the  
City of Kodiak and the Kodiak Island Borough, the alternatives and  
recommend a plan of implementation; and be it

FURTHER RESOLVED that the Commissioner of Community and  
Regional Affairs transmit a report not later than January 20, 1980  
to the Second Session of the Eleventh Legislature.

Introduced: 2/19/79  
Referred: Rules

1 IN THE HOUSE

BY THE COMMUNITY AND  
REGIONAL AFFAIRS COMMITTEE

2 HOUSE CONCURRENT RESOLUTION NO. 7  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 ELEVENTH LEGISLATURE - FIRST SESSION

5 Relating to an annexation of terri-  
6 tory to the City of Kodiak.

7 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 WHEREAS the road system extending north and northeast of the present  
9 boundaries of the City of Kodiak to those areas popularly known as Spruce  
10 Cape, Island Lake, Mill Bay, and Monashka Bay defines a natural community of  
11 residents whose lives and activities generally involve interaction with  
12 residents of and services provided in the City of Kodiak; and

13 WHEREAS, after public hearings and a public decisional meeting, the  
14 Local Boundary Commission of the State of Alaska has recommended annexation  
15 of a major portion of the area described by the road network to the City of  
16 Kodiak; and

17 WHEREAS the Legislature, by its adoption of House Joint Resolution 10,  
18 has disapproved the annexation submitted by the Department of Community and  
19 Regional Affairs on behalf of the Local Boundary Commission; and

20 WHEREAS, after opportunity for public comment before legislative commit-  
21 tees, it appears that an adequate *municipal services (amend #1)* draft annexation plan was not earlier  
22 available for public review; and

23 WHEREAS there is ample evidence in the record of hearings before the  
24 Local Boundary Commission and the legislative committees that growth and  
25 development are occurring in the area; and

26 WHEREAS population growth and development have in some areas created a  
27 situation which endangers the public health, and require that certain ser-  
28 vices be provided;

29 BE IT RESOLVED by the Alaska State Legislature that the Governor is

1 respectfully requested to direct the commissioner of the Department of Com-  
2 munity and Regional Affairs immediately to

3 (1) work with the appropriate departments of the state government,  
4 the City of Kodiak and the Kodiak Island Borough to alleviate the public  
5 health problem in the areas of Island Lake, Dark Lake and their drainage;

6 (2) work with the City of Kodiak and the Kodiak Island Borough to  
7 examine alternatives, including their impact, which might be applicable to  
8 the provision of appropriate services to the area located generally north and  
9 northeast of the corporate limits of the City of Kodiak, including but not  
10 limited to

11 (A) step annexation, by which residents of the annexed area  
12 would pay a percentage of the full city property tax rate equal to the  
13 total percentage cost of all services provided;

14 (B) annexation, with an adequate draft municipal services  
15 plan which may include provision for differential tax zones;

16 (C) unification; and

17 (D) any other methods of providing services throughout the  
18 road system extending north and northeast of the City of Kodiak; and

19 (3) convene one or more public meetings with interested residents  
20 of the area for the purpose of ascertaining the nature and degree of essen-  
21 tial services and to review information relating to costs and benefits of the  
22 various alternatives for delivering services; and be it

23 FURTHER RESOLVED that the commissioner of the Department of Community  
24 and Regional Affairs evaluate, after consultation with the City of Kodiak and  
25 the Kodiak Island Borough, the alternatives and recommend a plan of imple-  
26 mentation; and be it

27 FURTHER RESOLVED that the commissioner transmit a report to the Second  
28 Session of the Eleventh Legislature not later than January 20, 1980.

HOUSE  
JOURNAL SUPPLEMENT

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January 24, 1979

Wednesday

No. 2

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STATE OF ALASKA  
LOCAL BOUNDARY COMMISSION  
UNEAU, ALASKA

RECOMMENDATIONS OF THE LOCAL BOUNDARY COMMISSION  
SUBMITTED TO THE ELEVENTH STATE LEGISLATURE  
FIRST SESSION ASSEMBLED

SUBMITTED JANUARY 24, 1979

RECOMMENDATIONS

1. Recommendation for annexation of territory to the City of Kodiak.
2. Recommendation for correcting an error in the present corporate boundary description of the Kenai Peninsula Borough.

STATE OF ALASKA  
LOCAL BOUNDARY COMMISSION  
JUNEAU, ALASKA

RECOMMENDATION FOR ANNEXATION  
OF TERRITORY TO THE  
CITY OF KODIAK, ALASKA

SUBMITTED TO THE ELEVENTH LEGISLATURE,  
FIRST SESSION ASSEMBLED

SUBMITTED JANUARY 24, 1979

RECOMMENDATION FOR ANNEXATION OF TERRITORY

to the  
City of Kodiak

WHEREAS, the petitioner, the City of Kodiak, has requested that certain property in the Mill Bay area be annexed to the city, to wit: twenty five lots contiguous to and North and East of the City of Kodiak, including residential and commercial properties; and

WHEREAS, upon receipt of the petition, the Department of Community and Regional Affairs determined that the petition was sufficient; and

WHEREAS, subsequent to giving proper notice, the Local Boundary Commission held a public hearing at Kodiak, Alaska, on December 12, 1977, in the Kodiak City Council Chambers; and

WHEREAS, as a result of that public hearing, the Local Boundary Commission determined other urban lands in addition to those defined in the petition might be suitable for annexation to the City of Kodiak; and

WHEREAS, after giving proper public notice, the Local Boundary Commission held an additional public hearing at Kodiak on April 26, 1978, to consider annexation of geographical areas generally described as the Spruce Cape area, the Mill Bay area, the Monashka Bay area, and the United States Coast Guard Station to the City of Kodiak; and

WHEREAS, after giving proper public notice, the Local Boundary Commission held a public meeting in Anchorage on August 16, 1978, to review the record of proceedings on the

petition; and

WHEREAS, the City of Kodiak has stated to the Local Boundary Commission that it is financially capable of providing its full range of general fund services to the area encompassed by the Local Boundary Commission decision; and

WHEREAS, the Local Boundary Commission has determined that the territory to be annexed meets the standards for annexation set forth at 19 AAC 05.010(3) in that the area is generally urban in character, as evidenced by Kodiak Island Borough population estimates, property valuations, and the relatively high level of commercial activity; and

WHEREAS, the Local Boundary Commission has determined that the territory to be annexed meets the standards for annexation set forth at 19 AAC 05.010(4) in that evidence gathered at the public hearings shows that the area to be annexed is in need of municipal services which can be most efficiently provided by the City of Kodiak; and

WHEREAS, the Local Boundary Commission has determined that the territory to be annexed meets the standards for annexation set forth at 19 AAC 05.010(5) in that Kodiak Island Borough planning documents indicate there is likelihood that growth and development will occur in the territory and annexation will enable the city to plan for and control that development and arrange the most efficient municipal services plan to accommodate the expected growth;

NOW, THEREFORE, the Local Boundary Commission recommends that, pursuant to Article X, Section 12, of the Alaska

Constitution, and Alaska Statutes 44.19.260, the petition to annex the territory generally described as the Spruce Cape area and the Mill Bay area be approved and that the boundaries of the City of Kodiak be amended to read as follows:

Beginning at Corner 3 of U.S. Survey 3945, said point being the true point of beginning; thence,

- (1) S 55°21'W, 10,868.88 feet to Corner 2 of U.S. Survey 3945; thence,
- (2) S 34°34'E, 4250.40 feet to Corner 1 of U.S. Survey 3945; thence,
- (3) S 5°06'E, 957.66 feet to Corner 2 of U.S. Survey 2537-B, identical with Corner 15, U.S. Survey 3945; thence,
- (4) S 5°05'30"E, approximately 260.74 feet, more or less, to a point intersecting with the Northerly ROW of the Abbett Highway; thence,
- (5) along the said ROW in a Westerly and then Southerly direction to a point located upon the common boundary of Public Land Orders 5566 (parcel 2) and 5550, located within U.S. Survey 1673; thence,
- (6) S 45°00'E, 2000 feet; thence,
- (7) Southeasterly 3,280 feet, more or less, to point "A", said point "A" lying: S 15°34'E, 1,290 feet, more or less, to the center of the channel of St. Paul Harbor from the Southwest corner of Lot 6, Block 20 of U.S. Survey 2537-B; thence,
- (8) N 58°06'E, 7,470 feet to a point in the channel North of the Easterly tip of Crooked Island; thence,
- (9) N 0°50'W, 1,644.7 feet to a point located in the channel between Near Island and Holiday Island; thence,
- (10) N 42°22'E, 5,200 feet, to Point "B", said point "B" lying: S 42°22'W, 3,037.1 feet, more or less, from a point on an

isolated rock which bears S 31°50'E, 191.95 feet from WC 6 MC, U.S. Survey 1822, said point also lying S 32°24'E, 1,162 feet, more or less, from MC 6, U.S. Survey 2873; thence,

(11) N 32°24'W, to a point in the channel which is 1,000 feet from the mean high water line of Kodiak Channel; thence,

(12) along a line, 1000 feet seaward, from the meander line of mean high water in a Northeasterly and then Northwesterly direction to a point 1,000 feet Northerly from the most Northerly tip, at mean high water, of Spruce Cape; thence,

(13) continuing along a line, 1,000 feet seaward, from the meander line of mean high water, proceeding around Mill Bay in a Southwesterly, Northwesterly, and then Northeasterly direction, to a point which is located upon the projected extension seaward of the Northern boundary of Lot 17, Block 1, Second Addition of Miller Point Subdivision, plat approved 11/29/66, said boundary being more specifically described as a line bearing S 73°01'E from the Division of Lands Witness Corner monument located 15 feet West of the Northeast Corner of Lot 17, Block 1, of said subdivision; thence,

(14) N 73°01'W, 1,000 feet to the Northeast Corner of Lot 17, Block 1, of said subdivision; thence,

(15) N 73°01'W, along the Northerly boundary of Lot 17, Block 1, of said subdivision, 327.41 feet, and continuing on approximately the same bearing an additional 1728.59 feet to WC 6 of Lot 3, U.S. Survey 3462; thence,

(16) S 47°56'W, 2551.56 feet to Corner 1, Lot 3, U.S. Survey 3462, identical to the East Corner of Lot 3 of Block 6, Monashka Bay Subdivision, plat approved 9/19/67; thence,

(17) S 45°42'59"W, 295.41 feet, to the South Corner of Lot 3, Block 6 of said subdivision; thence,

(18) N 44°05'04"W, approximately 115 feet, along the Southwesterly boundary of Lot 3, Block 6 of said subdivision to a point which bears N 50°13'26"E from the South Corner of

Lot 7, Block 5, of said subdivision; thence,

(19) S 50°13'26"W, across Otmelot Way to the South boundary of Lot 7, Block 5, of said subdivision, and continuing along the Westerly ROW of Lake View Drive, 4,433.17 feet, more or less, to the Southeast Corner of Lot 7 of Block 8 of the Monashka Bay Subdivision, plat approved 9/19/67; thence,

(20) S 79°11'50"E, 569.59 feet, to Corner 5 of U.S. Survey 3467; thence,

(21) S 23°54'W, 2500.01 feet, to Corner 4 of U.S. Survey 3467, identical with Corner 4 of U.S. Survey 3468; thence,

(22) S 85°27'W, 746.33 feet, to Corner 3 of U.S. Survey 3468, identical with Corner 3 of U.S. Survey 2538-A; thence,

(23) S 55°21'W, 1893.54 feet, to Corner 4 of U.S. Survey 3945; thence,

(24) N 34°39'W, 2811.6 feet to Corner 3 of U.S. Survey 3945, the true point of beginning.

In accordance with Article X, Section 12, of the Alaska Constitution, this recommendation shall become effective forty-five days after presentation to the legislature or at the end of the session, whichever is earlier, unless disapproved by a resolution concurred in by a majority of the members of each house.

# WORK ORDER REQUEST FORM

179 8573

KEYWORDS: ANNEXATION  
MUNICIPALITIES  
KODIAK

ASSIGNED TO Chenoweth

REQUEST FOR: BILL  RESOLUTION  RESEARCH  OTHER

SUBJECT Kodiak Annexation

REQUESTED FOR House CSRA - PARKER BY \_\_\_\_\_ EXT. \_\_\_\_\_

\* DELIVER TO Rep. Parker TAKEN BY Charney

INSTRUCTIONS, EXPLANATIONS \_\_\_\_\_

Resolution on Kodiak Annexation as attached.

OBTAIN

SPECIAL DRAFTING INSTRUCTIONS ATTACHED

AUTHORIZED TO CONFER WITH \_\_\_\_\_

RETURN \_\_\_\_\_

TO REQUESTER

APPROVED: BCH Director, Legal Services

Director, Research

REVIEWED \_\_\_\_\_

IN 2/16 DUE 2/17

TYPED - Draft \_\_\_\_\_ DATE \_\_\_\_\_

Final \_\_\_\_\_ DATE \_\_\_\_\_

PROOFED \_\_\_\_\_ DELIVERED \_\_\_\_\_

SPECIAL INSTRUCTIONS TO TYPIST/PROOFREADER

DRAFT

FINAL

TO: Pat Wilson

FROM: House C&RA (Marjorie Gorsuch)

DATE: Feb. 21, 1979

RE: Cassette tape

Please make a cassette tape of TAPE 2 Side 1 Sections 1875-2010 of House C&RA Hearing of Feb. 16 which deals with discussion of HJR 10 and HCR 7. Please send the tape to:

Mr. Jim Crane, Atty.  
909 W 9th Ave.  
Suite 140  
Anchorage, Ak. 99501

If there is a charge for this, please send the bill to Mr. Crane as per his request.

January 30, 1979

The Honorable Arliss Sturgulewski  
Alaska State Senate  
Pouch V  
Juneau, Alaska 99811

Re: Kenai Peninsula Borough Boundary Hearing

Dear Arliss:

The State Boundary Commission conducted a hearing on January 12, 1979, in Soldotna, during which only Philip Waring, our Planning Director, and Mayor Don Gilman gave testimony.

We take no exception to the Boundary Commission action since it conforms exactly to the Borough boundaries as we understood them to be.

Sincerely,

Clyde Baxley, Administrative Assistant  
Kenai Peninsula Borough

CB:mw

BOX 850  
SOLDOTNA, AK  
99669

Testimony presented  
at Kodiak 2/10/79

T. T. JACKSON  
P. O. BOX 1215  
KODIAK, ALASKA 99615

*Durning*  
*75.8 Against*  
*24.2 For*

HONORABLE SENATORS AND REPRESENTATIVES:

THANK YOU FOR COMING.

I am T. T. Jackson, a continuous resident of Kodiak for thirty-seven years. I have a wife Alma, and a son, Dell. We have a 100 unit Mobile Home Park outside the City of Kodiak. We are two miles from down town.

I am against annexation at this time. I am also against forming any service district.

I am for the City of Kodiak putting their house in order; that is, to pave all their streets that they now have; then annex Island Lake area and when that is brought up to the City standards; then advance with more annexing.

We, on Spruce Cape are not a burden to either the City or the Borough. Since the Borough was organized, not one cent of Borough money has been spent in the Spruce Cape area. The City of Kodiak has been very helpful with water and fire protection; however, we more than pay for these services. After the 1964 disaster, the Bureau of Docks & Yards built an 8 inch water main with fire hydrants for the Spruce Cape area, from the City Boundary on Mission Road for over two miles to the Loran Station on Spruce Cape Road; and the City took charge of these services and paid the Bureau of Docks & Yards \$42,000.00. In turn we pay the City over 2 mills for fire protection and we pay 27 per cent more than the City of Kodiak residents do per unit for water.

I estimate that there are about 300 families on Spruce Cape - there are 8 Mobile Home parks and many other MobilHomes out of parks and more parks being planned. At this time I will inform you that the City has an ordinance that prohibits Mobile Homes and even if the City desired it - it may be impossible to change this ordinance as they have been bonded under this ordinance.

Mobile Home Parks are self sufficient. That is they pay the same mill rate and water rate as other residences and businesses, but they receive no government aid. We build and maintain our streets, sewer and water systems and fire hydrants. No way can we become a burden to anyone. Spruce Cape pays annually approximately \$90,000.00 to the City of Kodiak in Sales tax. I am sure none of this is returned to Spruce Cape. We are independent people who ask little and give much.

The State Legislators are noted for not listening to the people. One Example - ten years ago, the voters of Alaska asked, with a majority vote, for a Constitutional Convention. The Constitution of Alaska states that we are entitled to that convention, but ten years have passed and not even a mention of the Constitutional Convention. Here in Kodiak we have voted for NO ANNEXATION and NO SERVICE DISTRICT; now we are being told that the Constitution states that we must have one or the other. If the Legislators can create one part of the Constitution, then why not the other, or give us that Convention and let us make the necessary changes.

What our election here in Kodiak is telling you is that we want LESS GOVERNMENT.

Are there any questions?

*Handwritten signature*

PRESENTATION FOR

JOINT COMMITTEES OF COMMUNITY & REGIONAL AFFAIRS

KODIAK, ALASKA

FEBRUARY 10, 1979

BY WILLIAM H. BULEN, PRESIDENT KODIAK SANITATION, INC.

HONORABLE SENATORS AND ASSEMBLYMEN  
LADIES AND GENTLEMEN

My name is William Bulen. My son Richard Bulen and I own and operate Kodiak Sanitation, Inc.. We have a lot of interest in the matter before you and obviously most of it is financial. Therefore, asking us how we feel about the matter is like getting a wolf to watch the sheep.

However, there is one aspect to the present situation which we think is grossly unfair and I will confine my remarks to this problem.

We have many complaints from our commercial customers regarding the unauthorized use of dumpsters. Only this week I received a call from someone at Kodiak Community College asking what they could do to stop people from using their dumpster. I had to advise them that for all practical purposes their only recourse was to talk to the people involved. As you can understand, this would serve no purpose beyond causing the offenders to find another dumpster.

In the area you are considering today we serve 89 homes and all trailer parks. We estimate that there are 315 additional residential units in the area, which are the ones without refuse service. Some of these people take their trash to the dump but a large percentage of them take it to town and place it in a convenient dumpster. The other day I heard someone remark that they had seen someone transferring trash to the dumpster at the new Post Office while people in two other cars waited to do likewise.

I do not mean to infer that all borough residents are garbage freeloaders but I will have to admit that even some of my friends are numbered among them. For some strange reason, otherwise honest people will not hesitate to steal service.

The only practical solution to this and other garbage related problems is mandatory garbage service, which would be achieved by annexation. In this we do have a financial interest so I will say no more.

Thank you

TESTIMONY OF BETTY WALLIN,  
MAYOR OF THE KODIAK ISLAND BOROUGH  
BEFORE THE HOUSE AND SENATE COMMITTEES ON  
COMMUNITY AND REGIONAL AFFAIRS  
REGARDING THE PROPOSED ANNEXATION  
BY THE CITY OF KODIAK OF  
THE MILL BAY ROAD & MISSION ROAD AREAS

I am Betty Wallin, Mayor of the Kodiak Island Borough. I'd like to welcome you to Kodiak and take this opportunity to thank you for bringing your hearing here so that the people affected may speak to you directly.

The citizens living in the annexation area have very specific grievances against the City and reasons for believing that annexation would be contrary to their interests. As mayor for all the citizens of the Borough, inside and outside the City, my perspective on annexation is perhaps more broadly based. I firmly believe that annexation should not be allowed to proceed for two reasons: first, it would constitute a travesty of our democratic processes; second, it would sound the death knell for unification.

It is possible that you will hear today from a few individuals claiming to support annexation. But virtually all who have contacted me -- and there have been many -- have expressed strong opposition to this proposal. They have argued over and over again against the unfairness of having this decision made without the benefit of a vote of the people concerned. (We complain about the federal government controlling our lands without understanding our needs and heeding our voice. How different will it be if the State, through its Local Boundary Commission, decides the fate of the residents of the annexation territory without appreciation for their needs and knowledge of how they might vote?)

I have had no answer for the citizens who approached me with their concern. I have found myself in complete accord with their views. Were this a case where residents were clearly in support of annexation, or apathetic in their attitude, the Local Boundary Commission's omnipotent role would be more palatable. But, obviously, this is not such a case. We ask the help of you, our elected representatives in bringing democracy to the annexation process.

I have, as indicated, a second problem with this annexation. It derives from an aspiration I hold for Kodiak, a hope for its future which would avoid problems such as this in the days and years to come. This hope is for unification.

We held an election on unification last October, in the midst of all this controversy. The proposition was defeated. But the tallies on either side were not terribly far apart. Given a little more time to explain to the people what unification could do for Kodiak Island, I am convinced the outcome would be different. I am equally convinced that unification is the only sensible, constructive way to go for this City and this Borough. And I am just as firmly convinced that it will not come to pass if this annexation takes place.

For the sake of democracy, for the sake of all those people whose interests would be adversely affected, and for the hope for the future -- unification -- I ask that Committee members recommend passage of Senator Mulcahy's and Representative Zharoff's respective resolutions.

Thank you for your consideration.

10 Feb 1979

Dear Sirs:

Due to a prior commitment, my husband and I are unable to attend this meeting but want to go on record as being against this proposed annexation. We own Lots 13 + 15, Survey 3103 on the back side of Island Lake.

The city seems to conveniently forget why we have a water line in this area and more than once have been reminded at public meetings. I testified at the Boundary Commission meeting last fall that during the time Pete Deveau was mayor, the city did some work at the reservoir that put blue clay into the lake system. This blue clay was plugging filters on washers, and furnaces and was only a matter of time until these appliances would be ruined beyond repair. In order to avoid a law suit, a water line was run out here by the city. We were informed we would be charged a higher rate, the excess to be used for the maintenance and repair of the line.

When Jack Isadore was city manager, he called a meeting of the Island Lake and Shabaska Area residents and tried to stampede us into asking for annexation. This meeting was held at East

elementary school. He pointed out the inadequacy  
of the water line, the need for sewers etc. The  
final topper however was the statement that  
the city could not offer anything in the  
way of utilities at that time - I can't remember  
his exact words, but that was the gist of it.

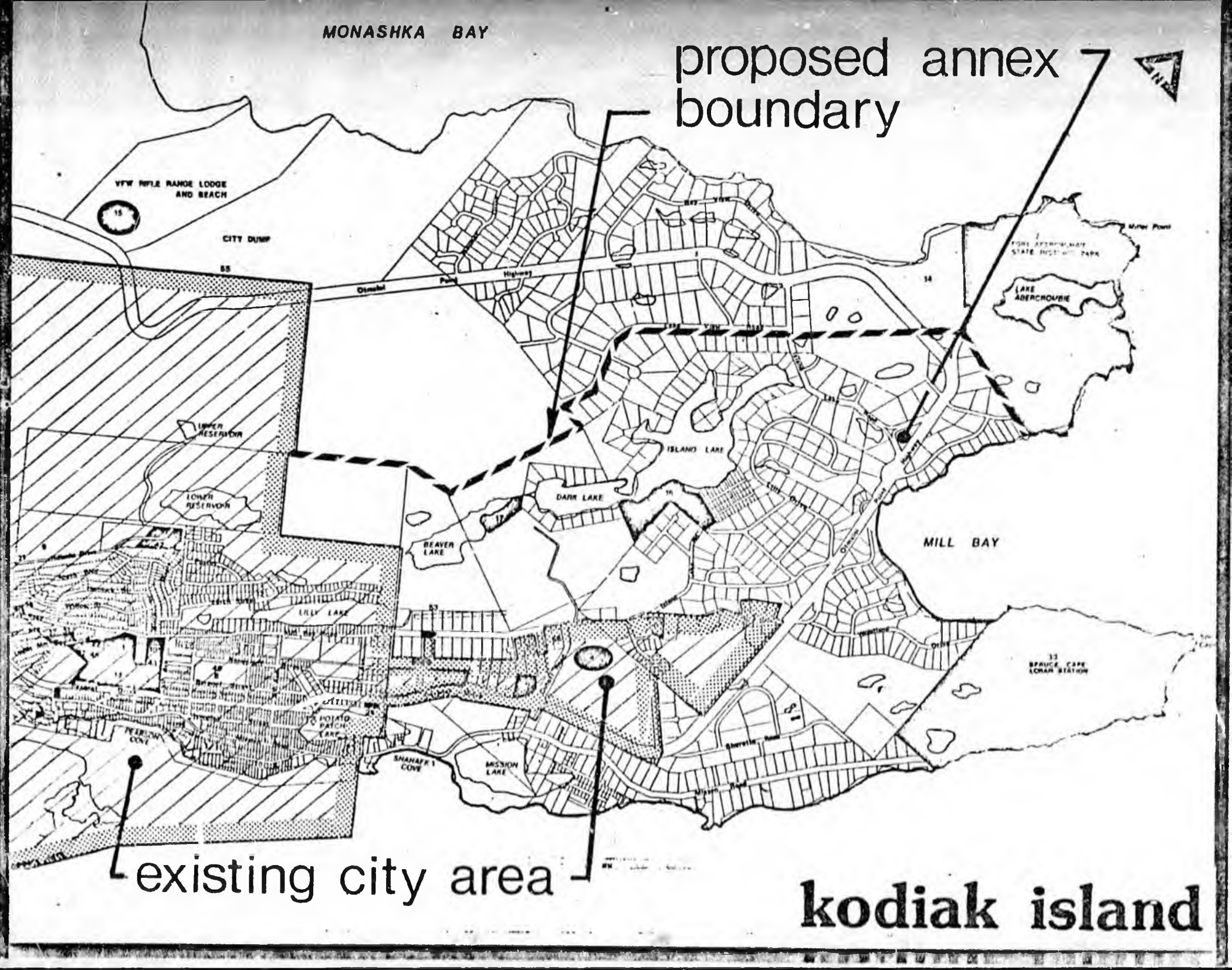
~~we~~ don't feel that the city can offer us  
<sup>any more</sup>  
~~anything~~ at this time than they could then and  
therefore we are against this proposed action

Thank you very much

Ellen Ross (Ellen Ross)

William Ross (William W. Ross)

proposed annex boundary



existing city area

kodiak island

"Y"

44.19.265 (4)  
Requires notes re  
annex

Island Lake  
Park  
+ drainage

Dr. C  
Public Health

1 IN THE

2 CONCURRENT RESOLUTION NO.

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 Relating to a determination of the --  
6 corporate boundaries of the City of  
7 Kodiak.

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

9 WHEREAS the road system extending northward of the current boundaries of  
10 the City of Kodiak to those areas popularly known as Spruce Cape, Island  
11 Lake, Mill Bay, and Monashka Bay defines a natural community of residents  
12 whose lives and activities generally involve interaction with residents of  
13 and services provided in the City of Kodiak; and

14 WHEREAS, after public hearings and a public decisional meeting, the  
15 Local Boundary Commission of the State of Alaska has recommended annexation  
16 of a major portion of the area described by the road network to the City of  
17 Kodiak; and

18 WHEREAS, after opportunity for public comment before legislative commit-  
19 tees, it appears that the record of the proceedings in the matter of the  
20 consideration of annexation of territory to the City of Kodiak was incomplete  
21 in that the Local Boundary Commission did not undertake extensive considera-  
22 tion to alternatives to an annexation with legislative review; and

23 WHEREAS the Legislature, by its adoption of House/Senate Joint Resolu-  
24 tion , has disapproved the annexation submitted by the Department of  
25 Community and Regional Affairs on behalf of the Local Boundary Commission;  
26 and

27 WHEREAS there is ample evidence in the record of hearings before the  
28 Local Boundary Commission and the legislative committees, and in minutes of  
the City Council of the City of Kodiak, that growth and development are

occurring in the area and that the changes are having an impact on municipal services; and

WHEREAS the City of Kodiak is already providing certain needed services to residents of the area, either through agreement with the Kodiak Island Borough or without charge to area residents; and

WHEREAS other services which residents of the area appear to be willing to support may not be provided by the city because of the legislature's rejection of the annexation, threatening or endangering the public health and safety; and

WHEREAS still other services are provided by the state, services which area residents have expressed unwillingness to assume at a local level but which, because of steady population growth and increasing demands on the state treasury, may require assumption at the local level; and

WHEREAS annexation plans providing for gradual extension of full services into the annexed area on a step annexation basis or for full annexation with concurrent imposition of a differential tax zone scheme (each of which would permit area residents to pay only for those municipal services actually received) may be appropriate for application to situations of this kind;

BE IT RESOLVED by the Alaska State Legislature that the Governor is respectfully requested to direct the commissioner of the Department of Community and Regional Affairs immediately to

(1) examine alternative annexation procedures which might be applicable to the annexation of a portion or all of the territory located generally northward of the existing corporate limits of the City of Kodiak along the road network, including but not limited to,

(A) step annexation, by which residents of the annexed area would be provided a full range of services by the city at a date not more than five years from the effective date of the annexation; or

*Work & Affairs - City Kodiak Kodiak Island Borough  
to develop an equitable annexation plan providing  
for differential*

(B) full annexation, with concurrent adoption of an ordinance imposing differential tax zones and providing that tax levies within the zones be commensurate with city services actually provided;

(2) meet with officials of the City of Kodiak and the Kodiak Island Borough to evaluate the impact of each alternative annexation plan on the capacity of the city and the borough to provide services;

(3) convene one or more public meetings with interested residents of the area for the purpose of ascertaining the nature and degree of essential services that should be provided;

(4) determine, with the assistance of responsible state officials, whether growth and development in the area warrants provision of increased state services, and the cost of these increases;

(5) consider whether the state, residents of the area, or both, should bear the cost of incremental services to be provided;

(6) evaluate relevant information and determine whether, on the basis of information gathered, any annexation plan which has been examined equitably resolves, or holds out the possibility of equitable resolution of, problems attending provision of services in the area under consideration; and

(7) under authority granted in AS 44.19.260(a)(3), define a geographic area, and present an annexation plan for the area together with supporting testimony and evidence, to the Local Boundary Commission; and be it

FURTHER RESOLVED that, if the Local Boundary Commission is presented with a plan of annexation by the commissioner of community and regional affairs, it shall, after opportunity for public hearing, promptly and fully consider the plan presented, submitting any recommendation which it may have for an annexation based on the plan, to the Second Session of the Eleventh

1 Legislature in the manner provided by law; and be it

2       FURTHER RESOLVED that nothing in this resolution requires the commis-  
3 sioner of community and regional affairs to recommend a plan of annexation to  
4 the Local Boundary Commission, and nothing in this resolution requires the  
5 commission to report favorably on a plan of annexation recommended to it, but  
6 if the commissioner or the commission decides not to take action in accor-  
7 dance with the provisions of this resolution, a report shall be transmitted  
8 not later than January 20, 1980, to the Second Session of the Eleventh  
9 Legislature explaining the reasons for that decision.

8:30

HB 146

By Wipperfurth AP Public Utilities Com.

Ultimate

42.05. <sup>221</sup> State power in City not regulated 711 <sup>certificated</sup> exemption  
 (F) Tel. Electric State }  
 Kodiac Electric }  
 CATV System }  
 Borough

42.05.

711

Owned  
 Public <sup>interest</sup> utility necessarily  
 Economic feasibility = 301 (last phrase) <sup>42.05.</sup>

Borough could separately get certification }  
 Commission could issue  
 Subconnection of utilities when incorporated }

\* 42.05. 321 Public utility may apply

for  
 42.05. 311 }  
 42.05. 321 }

Public need - necessarily

Kodiac also certificated along Spruce Rd 67365  
 in incorporated city. Extension facilities  
 to cause annexation.

11/1

1 IN THE

2 CONCURRENT RESOLUTION NO.

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

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27 WHEREAS there is ample evidence in the record of hearings before the  
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*Island Lake area  
Dark Lake*

*279 5527<sup>rd</sup> drainage*

1 occurring in the area and that the changes are having an impact on municipal  
2 services; and

3 WHEREAS the City of Kodiak is already providing certain needed services  
4 to residents of the area, either through agreement with the Kodiak Island  
5 Borough or without charge to area residents; and *Some services being provided*

6 WHEREAS ~~other~~ services which residents of the area appear to be willing  
7 to support may not be provided by the city because of the legislature's  
8 rejection of the annexation, threatening or endangering the public health and  
9 safety; and *especially in the Island Lake, Dark Lake at the drainage.*

10 WHEREAS still other services are provided by the state, services which  
11 area residents have expressed unwillingness to assume at a local level but  
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7 dance with the provisions of this resolution, a report shall be transmitted  
8 not later than January 20, 1980, to the Second Session of the Eleventh  
9 Legislature explaining the reasons for that decision.

*Joseph J. Luke*

PRESENTATION MADE BEFORE THE ANNEXATION COMMITTEE  
December 12, 1978  
by City Manager Clair Harmony

- I. Should annexation become a reality this January, we at City Hall have tried to set up a preliminary plan:
  - 1. What will take place
  - 2. What the 2,000 residents of the new area might expect in the way of effective delivery of services and, of course, what their concerns are now.

We are here tonight to present our best estimates as to costs, taxes, location of services, and to offer some options.

We are not in an advocate role, but are simply trying to do some pre-planning for an action which at this point in time has been initiated and recommended by the Local Boundary Commission and will be going before the State Legislature in January.

The existence of the Annexation Committee, and this public hearing before that body, are sincere efforts to encourage expressions of public concern and input. Hopefully the committee will formulate a policy statement that can be adopted by the Kodiak City Council, which will provide for the following:

- 1. Early and special representation,
- 2. Reasonable differential property taxing zones,
- 3. Efficient priorities on road improvements,
- 4. Quality Police and Fire services,
- 5. Good delivery of water and sewer services,
- 6. Ultimate expansion of Parks/Recreation and Library services,
- 7. Modifications that might be envisioned by the community at large, the public here tonight and the committee, through its deliberations.

- 1. As to early representation:
  - a. Voting franchise rights would become effective immediately.
  - b. In addition, a special representative would be elected from the new area, to serve in an advisory capacity with the City Council for three (3) years.
- 2. The differential taxation zones would attempt to provide some equity based on the delivery of services such as roads, police and fire. As long as the City cannot get a fire truck to a home because of poor access routes, there should be less of a tax burden on that homeowner, and so on.

Basically the difference between Fire Zones 1, 2 and 3 are that Zone 1 would receive 100% delivery of City services, therefore the

full mill rate (9.10). Zone 2 would have no effective delivery of fire service and are those areas where the roads are not maintainable, thus 75% mill rate.

Zone 3 would pay a 50% mill rate and would have poor delivery of police, fire and road improvements. All zones would be changed over the next several years as these services are upgraded.

3. Improvements to roads would progress at a reasonable rate, funded by increased shares in State Revenue Sharing, highway funding and, hopefully, the commitment by the State Legislature to fund greater levels of capital improvements. This could accelerate quality delivery of services to the annexation area.
  4. Police and fire services can be expanded from revenue sharing funds, together with the slow phasing out of the State Troopers.
  5. Water and sewer services which are funded through assessment districts, State and Federal grants could proceed in higher density areas, and be in as early as 1980 in those areas.
  6. Parks/Recreation and Library services would expand on a somewhat slower basis, I would guess, and generally would be funded by general assessments and grants.
- II. Briefly, advantages of annexation would include:
1. Relief to the polluted conditions of Island Lake.
  2. Better fire and rescue.
  3. Quality delivery of water at a lower user rate.
  4. Exemption of personal property taxes.
  5. Reduction in fire insurance rates.
  6. An equal voting status with your neighbors inside the present City boundaries.
  7. Plus other factors which will insure for the general health and welfare of the whole area.

### III. Conclusion

In conclusion, we are here tonight to answer questions about annexation, which may or may not take place. It is sort of out of our hands. We have tried to research the various possibilities without spending an exorbitant amount of time and City dollars. What is really needed are the expressions on your concerns which can help the City Council provide reasonable alternatives and effective delivery of service, should annexation become a reality.



# City of Kodiak

## SPECIAL REPORT

### ANNEXATION

The area outlined below has been recommended for Annexation by the State of Alaska Boundary Commission. It generally encompasses the area from the existing City limits to Spruce Cape along the water — then to Abercrombie and along Lake View Drive.

#### ISLAND LAKE ANNEXATION HISTORY

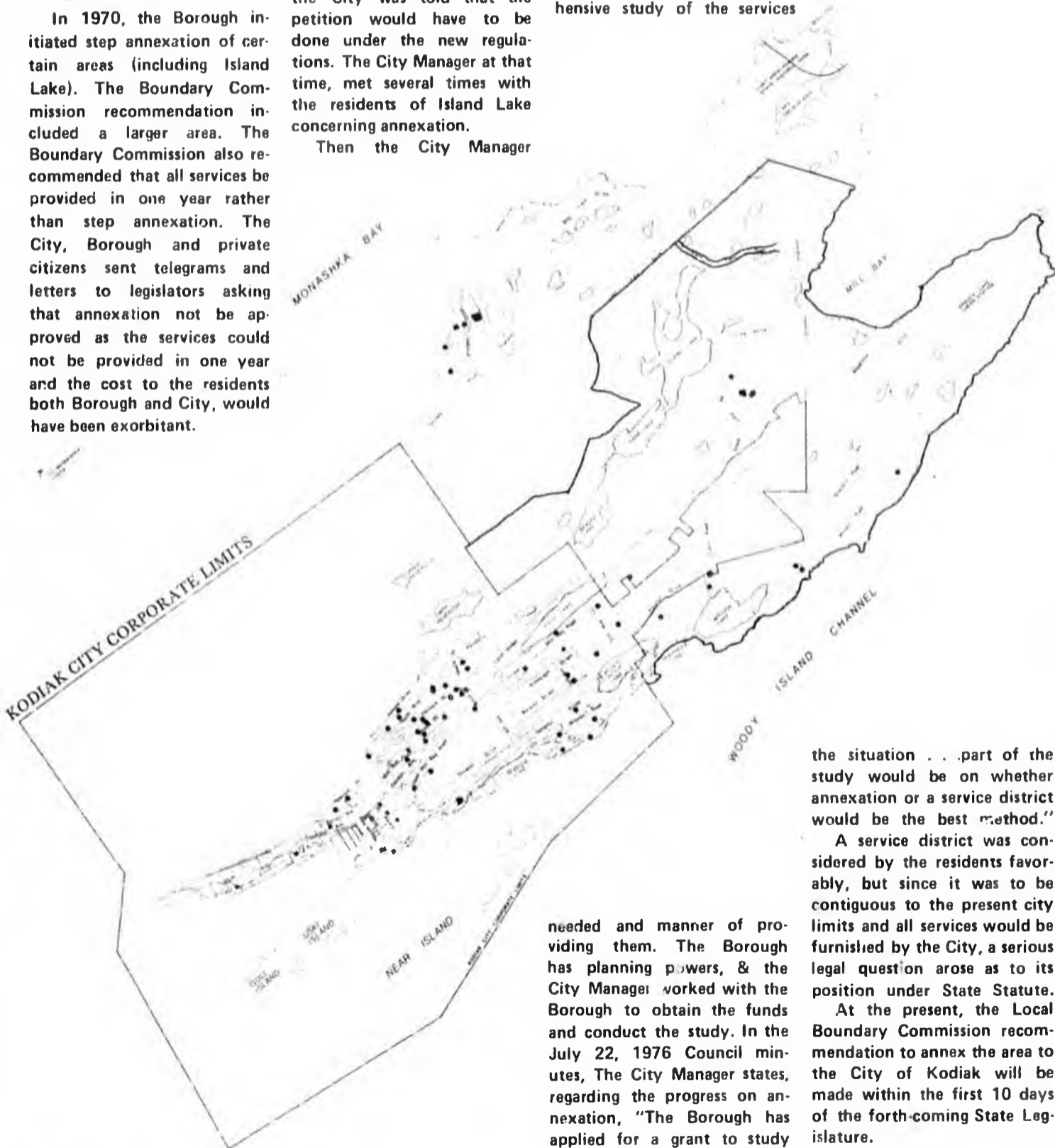
In 1968, the first attempt at annexing Island Lake and Spruce Cape occurred. The main reason for the residents request appears to be fire protection. An election was held and the annexation question was defeated.

In 1970, the Borough initiated step annexation of certain areas (including Island Lake). The Boundary Commission recommendation included a larger area. The Boundary Commission also recommended that all services be provided in one year rather than step annexation. The City, Borough and private citizens sent telegrams and letters to legislators asking that annexation not be approved as the services could not be provided in one year and the cost to the residents both Borough and City, would have been exorbitant.

In 1972, petitions were received from Island Lake residents requesting annexation. However, Municipal Boundary regulations were being revised by the State. After the new regulations were established, the City was told that the petition would have to be done under the new regulations. The City Manager at that time, met several times with the residents of Island Lake concerning annexation.

Then the City Manager

discussed the problem with the Council and it was agreed that the City should proceed rather than asking the people to present another petition. It was then discovered that planning Grant funds would be available for a comprehensive study of the services



the situation . . . part of the study would be on whether annexation or a service district would be the best method."

A service district was considered by the residents favorably, but since it was to be contiguous to the present city limits and all services would be furnished by the City, a serious legal question arose as to its position under State Statute.

At the present, the Local Boundary Commission recommendation to annex the area to the City of Kodiak will be made within the first 10 days of the forth-coming State Legislature.

needed and manner of providing them. The Borough has planning powers, & the City Manager worked with the Borough to obtain the funds and conduct the study. In the July 22, 1976 Council minutes, The City Manager states, regarding the progress on annexation, "The Borough has applied for a grant to study

# CITY RESIDENTS CHARGES FOR SERVICES — BY MILL RATE —

PRESENT CITY

ANNEXATION AREA

	1978/79 Budget	Less;	Charges for Services			Payments From Sales Tax		%	X 9.1 Mills	X	1978/79 Real Property Assessed Valuation		
			Cargo Dock	Boat Harbor	Water/Sewer Utilities								
Legislative & Legal	72,500						72,500	2.18	.19		17,646,115	3,553	
Executive	79,660		4,672	3,983	7,966		63,099	1.90	.17			3,000	
City Clerk	86,358		2,892	4,376	8,752		70,338	2.11	.19			3,353	
Finance	242,799		19,604	11,541	34,708		176,946	5.32	.49			8,647	
Police	873,129						873,129	26.25	2.39			42,174	
Fire	351,284						351,284	10.56	.96			16,940	
Public Works	771,650		31,862	4,000	359,061		376,722	11.32	1.03			18,175	
Parks & Recreation	111,802						111,802	3.36	.31			5,470	
Library & Museum	172,679						172,679	5.19	.47			8,294	
Engineering	184,092						184,092	5.53	.50			8,823	
Non-Departmental													
Borough Personal Property Tax	431,600						431,600	12.98	1.18			20,822	
Capital project transfer	588,807					588,807							
Bond Payments	137,158						137,158	4.12	.38			6,705	
Miscellaneous (1)	306,356						306,256	9.18	.84			14,823	
<b>Totals</b>	<b>\$4,409,874</b>		<b>\$59,030</b>	<b>\$23,900</b>	<b>\$410,487</b>		<b>\$588,807</b>	<b>13,327,650</b>	<b>100%</b>	<b>9.10</b>	<b>X</b>	<b>\$17,646,115</b>	<b>\$160,579</b>

(1) Insurance	115,000
Public utilities, Street Lights	80,000
Council on Alcoholism	204,60
Senior Citizens of Kodiak	2,500
Miscellaneous	39,000
Contingency	44,000
<b>Total</b>	<b>\$306,356</b>



Rates vary within Districts depending on distance of dwelling from Hydrants & Station as well as accessibility.

### HOMEOWNERS FIRE INSURANCE RATING AS THE AREA IS AT THIS TIME (example)

Town Class 5	House Valuation	Island Lake Area Class 9
\$306	\$50,000	\$619
	<b>WITH FIRE SUBSTATION BUT NO HYDRANT</b>	
\$306	\$50,000	\$636
	<b>WITH FIRE HYDRANTS BUT NO FIRE HOUSE</b>	
\$306	\$50,000	\$338
	<b>WITH STATION &amp; HYDRANTS</b>	
\$306		\$306

The area that is presently served by contract with the city pays 2.3 mills for fire service.

### EXAMPLES OF MILL RATES

Borough	7.0	City	
Fire Service	2.3	All services	16.1
(Bell's Flats)	7.2		

Borough residents in the proposed annexation area now pay:

Borough	7.0
Fire Service	<u>2.3</u>
	9.3

Borough residents at Bell's Flats pay:

Borough	7.0
Road Service	<u>7.2</u>
	14.2



# WHAT ABOUT PARKS/RECREATION/LIBRARY

City Recreation Program system utilized approximately /  
City Library System utilized approximately

28% Borough  
40% Borough

Residents outside the City  
Residents outside the City

Expanded Library Service expected for additional Boro/City Residents as Funds allow

## Suggested Park Development Priority

1. Mill Bay Ocean Park
2. Boy Scout - Island Lake
3. Russian Mill Site - Mill Bay
4. Park at Oceanside - Abercrombie (City of Ram) Area.

## List of Programs

Teen Center  
City League Volleyball  
Badminton  
Women's Exercise Program  
Swimming Pool Supervision & Lessons  
Summer Recreation Program  
Tennis Lessons & Tournaments  
Softball and Baseball  
Cross Country Ski Classes  
Special Recreation for Handicapped  
Crab Festival Games  
A.A.U. Programs - Swimming

WHAT ELSE WOULD YOU

LIKE CONSIDERED ?

# WHAT ABOUT WATER & SEWER



The City of Kodiak engineering department has been doing preliminary planning for water and sewer service to the proposed annexation area so that construction could begin as soon as possible, if annexation were approved. Previous studies have been incorporated. It is anticipated that grants will be received for 50% to 75% of the costs.

The City has to the best of its ability incorporate the previous work of the citizens and engineering firm retained by the Borough. Plans showing proposed water and sewer lines will be available at the public meeting.

One unusual concept advanced is to allow acceptable Septic Systems in low density hard to reach areas in order to keep cost down and to allow assessment relief for the life of the System. Detailed engineering can not be realized until annexation is a reality & appropriate Grant monies can be applied for.

# WHAT ABOUT ROADS

## 1st Priority?

1. Unamed Road in U.S.S. 3467
2. Track A Island Lake
3. Unamed Road in U.S.S. 3219, 3103, 3464 Island Lake
4. Cliffside & Cliffside Loop
5. Seabreeze & Woodland
6. Unamed Road in U.S.S. 3099



## 2nd Priority? What else should be done.

Reconstruct for purpose of snow removal, road grading, fire & police coverage.

There are 2½ miles of maintainable roads in the area. Maintenance means grading, drainage, snow removal and dust control.

With a minimum of work another 2½ miles of road would be maintainable.

# WHAT ABOUT POLICE

Available on maintainable road system with one year or more additional coverage of state police - dispatch available on personal, telephone, or C.B. contact. Additional policemen and vehicles will be added as necessary to cover the entire area.

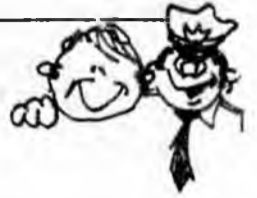


# DIFFERENTIAL TAXATION?

WHAT IS IT? A method of allowing new residents a break on taxation until they receive the same type and quantity of services as other residents.

## Zone No. 1

Generally that area next to Mission Road outside the present boundaries that may enjoy all City services afforded present City residents. Present Mill Rate for City purposes at 100% would apply.



## Zone No. 2

Generally that area north of Mill Bay USS 2467, Shafaka Acres, Block 7 Monashka Bay subdivision that cannot receive full services. Mill Rate at 75% would apply.

## Zone No. 3



Generally that area of Woodland Acres, and back of Island Lake that the city is presently unable to reach adequately with fire & police due primarily to present road conditions. 50% of the City Mill rate.

SEE THE CITY'S MAP

## EARLY & SPECIAL REPRESENTATION

Early representation is afforded by a City Charter provision which allows any resident who has lived in the newly annexed for 2 years and in Alaska for 3 years the ability to run for Mayor or Council.

Also, the City Council by special provision will ask for the election of a special representative from the annexed area to serve as an advisor with the council for 3 years. Residents of the annexed area will of course vote for all council members and mayor as their respective terms expire.

THE CITY MADE THE FOLLOWING PROMISES IN RESOLUTION NO. 24 - 78

CITY OF KODIAK  
RESOLUTION NO. 24 - 78

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kodiak, Alaska as follows:

1. The City will, to the extent possible, establish and implement in the areas to be annexed, a system of differential taxation for any such areas that do not receive all services of the City supported by taxation or which receive these services at a level different from that provided in other areas of the City.

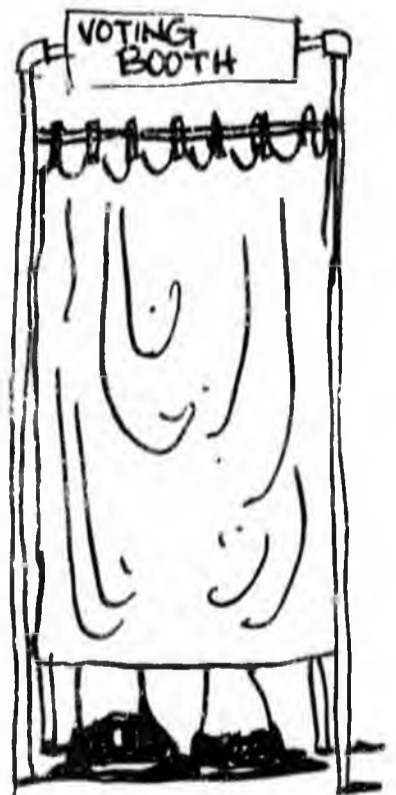
2. The City Manager is hereby directed to develop tentative plans for the provision of services to the areas proposed for annexation and to determine whether the City may be prevented by requirements for capital improvements or for other reasons from providing full services to portions of those areas for any temporary period of time. On or before October 1, 1978, the City Manager shall report to the Council and advise of the areas where provision of full services may be temporarily delayed, the level of service that will be provided and the estimated differential in cost between full services and the services to be provided.

3. The City Manager and the City Attorney shall explore existing legal requirements regarding residency requirements for voting and elective office, and the existing number of Council Members and make recommendations to the Council on or before October 1, 1978, regarding possible changes in law or policy to provide residents of newly annexed areas with representation within the City comparable to that currently available to City residents, and any recommendations regarding required changes in ordinances to implement that objective.

4. The City shall engage in an information program regarding the proposed annexation with the objective of making the public and the legislature aware of the need for and benefits of annexation, and shall employ the services of a qualified person, to the extent determined advisable, to actively support approval of the annexation by the Alaska legislature.

PASSED AND APPROVED this 24th day of August, 1978.

LET THE CITY KNOW WHAT OTHER WRITTEN PROMISES YOU WANT:



### GOT A QUESTION?

Annexation Committee:	Phone Number
Bob Waage	486 - 4493
Emil Norton	486 - 5178
Marion Johnson	486 - 5171
Bob Brooks	486 - 5815
Nick Szabo	486 - 3853
Pete Resoff	486 - 4463
City Manager - Clair Harmony	486 - 3224

### PUBLIC MEETING

These Ideas are proposals and the City Needs your input.

A Public meeting with the Annexation Committee will be held on December 12, 1978 at 7 p.m. in the Council Assembly Chambers.

## POOR VOTE \_\_\_\_\_

(Continued from Page 4)  
should be done on a weekly basis.

She calls voter disinterest in Kodiak "a state of mind." But, also, "We've got to be sure that the absentee voter is well-informed as to where and when they can vote absentee. This is very important for Kodiak due to our large number of fishermen at sea."

### Kodiak has state's worst voter turnout

District	Key Town	% eligible voters
1	Ketchikan	49.4
2	Wrangell/ Petersberg	48.6
3	Sitka	46.7
4	Juneau	56.6
5	Seward/ Cordova	45.1
6	Palmer/ Wassila	56.7
7	Anchorage/ downtown	39.7
8	Anchorage	43.3
9	Anchorage/ Spenard	37.0
10	Anchorage	52.1
11	Anchorage	49.2
12	Anchorage	55.4
13	Kenai/ Homer	56.6
14	Kodiak	32.9
15	Aleutians	39.5
16	Dillingham	52.8
17	Bethel	46.7
18	Galeana, etc.	49.4
19	Delta/ Nenana	49.7
20	Fairbanks	44.5
21	Kotzebue	46.0
22	Nome	57.8

## Zharoff reports: The House is organized

Rep. Fred Zharoff, Democrat-Kodiak, called Kodiak Times Tuesday afternoon to report the Alaska House of Representatives had finally organized just 15 minutes prior to his call.

Rep. Alvin Osterback, D-Sand Point, emerged victorious from the organizational melee, which had entered its second week after majority Democrats failed to reach a consensus. Osterback, without a large constituency, but with considerable legislative savvy, was named co-chairman of the important Resources Committee.

Zharoff says he personally will likely be on the House Resources Committee and the Judiciary Committee. However, this was still tentative at press time. Zharoff said the bush caucus, of which he is a member, had held out for "an equal distribution of power," and despite the delay came out ahead with Nels Anderson in an important leadership post.

Zharoff gave this rundown on the House organization:

Speaker: Terry Gardiner of Ketchikan.

Rules Committee Chairman: Sam Cotten, Anchorage.

Majority Leader: Nels Anderson, Dillingham.

Finance Committee, Russ Meekins, Anchorage.

Judiciary: Charlie Parr, Fairbanks.

Commerce: Fred Brown, Fairbanks.

State Affairs: Mike Miller, Juneau.

Community and Regional Affairs: Bill Parker, Anchorage.

Health, Education & Social

Services: Thelma Bucholdt, Anchorage.

Resources: (Co-chairmen) Alvin Osterback of Sand Point and Bill Miles of Anchorage.

Labor and Management: Vern Hurlburt of the Kuskokwim area.

Other committee appoint-

ments are to be made after the Committee on Committees meets, Zharoff explained.

Zharoff said he had been working long and hard but was enjoying his new job immensely. He called it "quite an experience."

One of the side benefits in

the organizational delay, from Zharoff's point of view, was that it enabled him to get to know each of the legislators personally.

Rep. Zharoff's mailing address is Pouch 'V' Juneau, Alaska, 99811. Office space and telephone numbers have not yet been assigned.



**NEARING COMPLETION** — Cedar siding helps make this modern new structure on Rezunof Drive one of Kodiak's more attractive buildings. Scheduled for completion in early March, the professional building will house the dental offices of Dr. Knox N. Christie and Dr. Daniel H. Farrer on the ground floor. Upstairs, attorney Stan Fischer and Ophthalmologist Dr. Ken Richardson will have offices. (One space is still vacant upstairs.) The building has been constructed at a cost in excess of \$100,000.

### Dr. Donald L. McKernan named chairman of 200-mile conference

Internationally recognized fisheries expert Dr. Donald L. McKernan has been named chairman of the Northwest Alaska 200-mile Fisheries Impact Conference to be held in Seattle at the Olympic Hotel Tuesday and Wednesday, February 27 and 28, sponsoring officials announced today.

Dr. McKernan is presently director of the Institute for Marine Studies and Professor of Marine Affairs and Fisheries at the University of Washington. Since graduating from the University of Washington in 1940, he has served in numerous high-ranking posts dedicated to improving the fisheries resource in the United States. He is also the author of many technical articles and papers on subjects related to oceanography and fisheries, covering both U.S. and foreign waters.

The conference, expected to draw as many as 800 delegates, will explore all harvesting and marketing facets created by the Fisheries Conservation and Management Act. The recently implemented act places the United States under complete control of the fisheries resource off all its coastal waters.

"In the past, foreign nations have been taking more fish off our coast than our own fishermen," Dr. McKernan said. "Now, implementation of the act means foreign fishing in these areas will be reduced and the question is how to provide

our own fishermen with the means to place more fishery products on the world market."

Suggested answers to these questions will be contained in a foreign and domestic marketing study to be presented Tuesday morning by Earl R. Combs and Associates of Mercer Island. The market study was authorized 18 months ago by the Office of the Secretary of Commerce and the National Marine Fisheries Service, closely following President Carter's signing of the act into law.

"Our country now has the opportunity to become a major producer of fisheries products for all world markets," Dr. McKernan added. "There may be as much as 15 to 20 percent of the total U.S. harvest of all species of fish found in these waters, including whiting, cod, sole, flounder and others."

Panels of experts in financing, harvesting, processing and marketing will follow the presentation of the study, exploring all methods towards achievement of world leadership.

The conference is sponsored by the Washington State Department of Commerce and Economic Development, the U.S. Department of Commerce, the Pacific Northwest Regional Commission and Washington Public Ports Association.

### Firearms Usage Committee holds first meeting

Public safety and the discharge of firearms within the Kodiak Island Borough was the topic of discussion at the first meeting of the Borough's Firearms Usage Committee on Jan. 19.

The advisory committee was appointed by Borough Mayor Betty Wallin in response to numerous complaints she has received over the years in regard to careless discharge of firearms in the borough. Mrs. Wallin attended the first session herself.

Jack McBride, who writes the trap shooting column "Hits and Misses" for Kodiak Times, was elected chairman of the group.

The 11 member committee, which will meet again on Feb. 26 in the borough assembly room, will make recommendations to the borough assembly on the problem of indiscriminate discharge of firearms in public and populated areas of the borough.

One possibility under consideration by the committee is designating certain areas used for recreation as "public areas," which would enable Alaska State Troopers to enforce existing state statutes against careless firing of guns in such public areas.

Among those attending the session was Richard W. Garrett III, the borough attorney, and Sgt. Jim Hogan of the Alaska State Troopers.

Hogan reviewed state statutes. It is unlawful to discharge a firearm in a public place (made public by an assemblage of persons) and it is unlawful to discharge a firearm on, from, or across a highway. It is not legal to discharge a firearm within the Kodiak City limits.

The committee is strictly an advisory body and discussed the need here for shooting and firing ranges within the borough.

### Reduced-price lunches reduced

On January 26, 1979 the price for reduced-price school lunches was adjusted to 10 cents. Students eligible to receive reduced-price lunches had been paying 20 cents per lunch. This reduction is a result of a change in Public Law 95-627 regarding the school lunch program.

### Stiff sentences for SARAH LEE skipper & crew

The skipper of the salmon boat SARAH LEE, found guilty this week in Superior Court of salmon fishing in closed waters received a one-year suspended jail sentence, a \$10,000 fine, with \$5,000 suspended; and forfeited a \$3,000 gill net and \$3,520 in red salmon to the State. In addition, George Gatter, 36-year-old Kodiak fisherman, was put on probation by the Court for five years and his commercial salmon fishing privileges suspended for one year.

Crewman on the SARAH LEE, William Fiorentino, 30, was fined \$5,000, with \$2,500 suspended, and received a 30 day suspended jail sentence.

Gatter and Fiorentino were found guilty of fishing red salmon in closed waters in Kvichak River in Bristol Bay last July. The SARAH LEE was said to be three and one-quarter miles inside closure markers at the time it was seized by the Alaska Fish and Wildlife Patrol vessel VIGILANT. In sentencing the two fishermen, Judge Roy Madsen called the case the worst to come before his court in the last three years.

EDITORIAL:

● A crying need

Kodiak and the Aleutian Chain need another ferry to replace or support the M/V TUSTUMENA.

Kodiak should not be left alone for two months without ferry service. The ferry will leave on its last trip Jan.31 and will not return until March.

Former State Senator Kay Poland, D-Kodiak, says "I may not be in office anymore, but you can't turn your interest off just because you're not in office. I suppose I'll always feel strongly on issues that affect the state and Kodiak in particular. . ."

Kay asserts, and we strongly agree, that the ferry as part of Alaska's Marine Highway System "is just as much a part of our road system as our highways are. . ."

Mrs. Poland points out that the ferry also helps somewhat to keep the soaring cost of living down.

Kay tried for four years to get a freight-passenger ferry for the Aleutians. That same ferry could serve as a back up for the TUSTUMENA. While the "Trusty Tusty," may be beloved, she is getting to be quite an old lady. We need a new one. The TUSTUMENA was one of the first ferries built in the early 1960's. She's also the only ocean going ferry. As Mrs. Poland points out, "When she goes we're left with nothing. There's nothing to back her up. There's nothing even on the drawing boards."

Kay anticipates it would be at least three years from concept to completion if the much needed additional ferry were to be approved tomorrow.

As Senator, Mrs. Poland did manage to have a study funded and conducted. That study showed the Aleutian ferry might be the only self-supporting ferry in the state. Yet, the administration and the Legislature keep putting it off.

The TUSTUMENA is old and ships, like people, can only last so long. Seventeen cracks were discovered in her hull two years ago, and she was pulled out of service early — in October for repair because she couldn't withstand the stress of winter storms.

We were left only with air service to the mainland.

The TUSTUMENA definitely needs a back up vessel. A ferry serving the rapidly growing Aleutian Chain could also service our island villages.

The need is obvious. We hope the Legislature and the governor will not continue to ignore Kodiak and the Aleutians in this regard.

LETTERS:

Borough role on land claims?

Dear Editor:

Certain facts are incontestable. The first is, human nature being what it is, that given an inch, most people will try to take a foot. The second is that we have already witnessed an attempt by one Native group to claim lands not rightfully theirs which was caught by the courts. The third is that there are very substantial doubts raised in the suit by the Citizens Action Group that there are lands claimed by the Kodiak Natives

(Continued on Page 5)



Kay Poland sees solutions to Kodiak's dismal voting record, worst in Alaska

by KENT BRANDLI  
Editor

Out of 4,159 persons registered to vote here in last August's primary election, only 1,370 voted, giving Kodiak the dubious distinction of having the worst voter turnout in Alaska.

Only 32.9 percent of those eligible here voted, says former State Senator Kay Poland. "It really makes it tough for representatives in Juneau to carry a heavy clout with such a poor showing," she adds.

In other fishing com-

munities, where fishermen are out at sea on election day as they are in Kodiak, the turnout was much better. For example, in Seward and Cordova, 45.1 percent of those eligible voted.

"I've been harping on this for years, but it doesn't seem to do any good. Just the same faithfuls vote," according to Mrs. Poland.

She produces statistics to back up her argument, and proposes solutions.

"Sometimes it takes a real effort to vote. Such is the case with the fisher-

men. It takes some effort to vote absentee."

She also blames the state's election procedures, and the handling of voter registrations locally. "When the change was made from the court's handling absentees to the borough clerk handling it, there should have been ads in the newspapers, and on television and radio explaining the switch. This wasn't done in time."

Mrs. Poland says she personally voted absentee and had to "find out by traipsing all around." Within her own family "two of my kids who always voted were challenged. There is really something fouled up there."

Mrs. Poland did not seek re-election to the State Senate last year. Instead she ran unsuccessfully for Lt. governor with Tom Kelly as an Independent.

There is need for some correction, Mrs. Poland says. "There's apparently got to be an overhaul and it's got to start with proper training of the registrars. Also, I believe there's got to be some kind of a numerical check on voter registration forms," the former senator says. "The registrar should have to account for every form used or unused — voided or not."

Mrs. Poland feels this (Continued on Page 5)



KAY POLAND



Alan and Ginny Austerman . . . . . publishers  
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Kathleen McNeeley . . . . . layout  
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\$18 per year second class  
\$36.50 per year first class  
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KODIAK ISLAND BOROUGH'S RESPONSE TO WRITTEN  
INFORMATION SUBMITTED BY THE CITY OF KODIAK ON  
FEBRUARY 10, 1979 AT THE JOINT HEARING OF THE  
HOUSE AND SENATE COMMUNITY AND REGIONAL AFFAIRS  
COMMITTEES ON THE PROPOSED ANNEXATION BY  
THE CITY OF KODIAK

At the public hearing in Kodiak on February 10, 1979, the City of Kodiak presented legislators with a packet of written information. This information was not made available to the Borough or other interested parties until the opportunity for testimony was concluded. At this time, if Committee members can tolerate the introduction of still one more document into this record, the Borough would like to identify the concerns it has with the City's submission and attempt to clarify some of the issues in this controversy.

Myth #1: The Island Lake pollution problem requires annexation.

The only true health problem which exists in the annexation area is the pollution associated with the smaller lots in the vicinity of Island Lake. At most, approximately 150 people are involved, probably no more than ten percent of the total population in the annexation region. The percentage of land subject to the problem consists of approximately five percent of the total territory.

This is not to say that the problem does not need to be addressed, and immediately so. But it does suggest that the solution proposed by the Local Boundary Commission is too far-reaching. The Borough has the capability of handling the problem promptly through its existing service district. The City has acknowledged that it could contract with the Borough and provide

the same service as if the area were annexed. The utility rates for the residents involved could be higher under this approach than if annexation occurred. But the other 90 percent of the people living in the annexation region would not be impacted at all. And it is possible that the surcharge to service recipients outside municipal boundaries would actually be lower than the costs of annexation plus sewer and water assessments at normal City rates.

Myth #2: This annexation complies with regulatory standards propounded by the Local Boundary Commission.

In its recommendation for annexation, the Local Boundary Commission finds that its regulatory standards have been met in that:

the area is generally urban in character, as evidenced by Kodiak Island Borough population estimates, property valuations and the relatively high level of commercial activity; and

. . . the area to be annexed is in need of municipal services which can be most efficiently provided by the City of Kodiak; and

. . . Kodiak Island Borough planning documents indicate there is likelihood that growth and development will occur in the territory and annexation will enable the City to plan for and control that development and arrange the most efficient municipal services plan to accommodate the expected growth . . . .

a. It is probably evident to legislators who took the bus tour and viewed the aerial map at the public hearing that a substantial portion of the annexation area is not "urban" by anyone's standards. Kodiak's striking spruce trees, of which Dr. Johnson spoke so eloquently, are the only notable inhabitants of more than one third of the land in question. (See Staff

Report to the Local Boundary Commission; May 17, 1978 at 11.)

As stated at the hearing, much of the other land consists of large one, two and three acre lots with single residences upon them. As for the "relatively high level of commercial activity", once one leaves Mill Bay Road, the commercial activity is almost non-existent.

b. The second standard, relating to the need for municipal services, is of course tied into the Island Lake problem. As stressed by the Borough and local residents at the hearing, sewer and water are the only needed services, and they are needed in only a small portion of the annexation area. Most significant, however, there is absolutely no evidence that the City can provide this particular set of services most efficiently.

Were the Borough to insure that the citizens of Island Lake receive their sewer and water, an interesting and healthy consequence would apparently follow. The Borough could then be considered a public utility. At the present time, the City is the only provider of sewer and water in the area. Because it is a municipal utility and has no competition, it does not come under the jurisdiction of Alaska Public Utilities Commission. (AS 42.05.711[b].) Should the Borough enter the picture, however, there would be competing utilities and regulation would follow. Such regulation would insure that unduly discriminatory rates against non-City residents, and unwarranted refusal to extend services, would not be countenanced. (See, AS 42.05.301, AS 42.05.391, and AS 42.04.641.)

The issue of more efficient delivery of services brings into question the economic analysis performed by the City. It is noteworthy, first, that the City has presented conflicting statements about the revenue that would be generated through real property taxes garnered from the annexation territory. In the newspaper insert, included in the City's packet, the total revenue anticipated from the area is set at \$160,579. In the memorandum to the City Manager from the Finance Director, dated January 23, 1979, and also included in your packet, the City claims the revenue would be \$209,000 at full taxation and approximately \$150,000 with the proposed differential tax zones.\*

Given the high proportion of Zone 2 and 3 areas versus Zone 1 regions on the City's differential tax zone map, it is difficult to understand the derivation of the \$150,000 figure. Nonetheless, however one resolves the City's confusion on this point, \$150,000 or \$160,579 is still insufficient revenue to extend full general fund services, and some utility services, to the entire annexation area. Yet such was the promise of Mr. Harmony at the Committee's public hearing.

To determine what services might realistically be provided with \$160,000, the City must, first, subtract certain losses in revenue that annexation would occasion. According

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\* The Local Boundary Commission's decision to recommend annexation of the Mill Bay and Mission Road areas was based on the assumption that the City was capable of providing all services to the entire area immediately. (See Minutes of the Local Boundary Commission Decisional Meeting; August 16, 1978; at 7, 9 and 10.)

to the City's figures, it would lose \$65,550 in fire district monies from this area and another \$25,000 in personal property tax payments\*\* that would have to be assumed on behalf of the new residents. The combined loss would be \$90,550. Finally, surcharge monies currently obtained from those individuals now receiving City water would no longer be available, although the City apparently provided no data on this point.

After performing the necessary arithmetic, the City could find itself with approximately \$60,000 to use for the provision of "full services". If these funds were used for police protection, for example, there would be no net benefit to the residents. With the removal of the State Troopers, the status quo would remain unchanged -- except for the increase in taxes.

In Mr. Harmony's memorandum to Committee members, entitled "Economic Analysis of Annexation vs. Service District", the City makes several questionable assumptions. First, there is the view that public sewer and water will be universally required. Clearly, this is not the case, with many families operating presently with EPA approved on-site systems. Second, there is an assumption that fire insurance will drop over \$300.00 per household for the annexed territory. Obviously, this decrease will occur only when a new fire station is con-

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\*\* The City's sales tax is obviously regressive. By spreading the cost of personal property tax over those who do not own the property along with those who do, an additional regressive effect is achieved. Individuals without the means to own their own boats, trucks, and the like are made to share in the cost of those items for others. Of course, as the City swallows up more territory, the cost to it of this personal property tax burden increases markedly.

structed, a new vehicle purchased, more firefighters hired, roads improved and fire hydrants installed. Again, it is impossible to see from where the finances to accomplish all this would come.

Sound economic inquiry indicates that annexation would inescapably result in one of two consequences: either the promised services would not be delivered, or the mill rate for the entire City would have to be raised significantly. In light of either possibility, it is clear that the City has failed to perform the in-depth cost analysis necessary to assure fair dealing with its residents -- both those within the current City boundaries, and those who would be included were annexation to take place.

c The third and last standard relied upon by the Local Boundary Commission revolves around the likelihood of growth in the territory and the City's need to plan for such expansion. It is fair to assume that some growth will take place in Kodiak over the next decade. That, given the information provided to the Commission and Legislature, is about all that it is fair to assume. No information has been provided on precisely where in Kodiak such growth may be anticipated or whether such growth would bring with it new service problems; it is certainly possible that growth would occur on large enough lots so that sewer and water, for example, could be provided on-site.

There is, of course, nothing to limit the City's ability to take into account, in its long range planning, the possibility of furnishing sewer and water or even other services

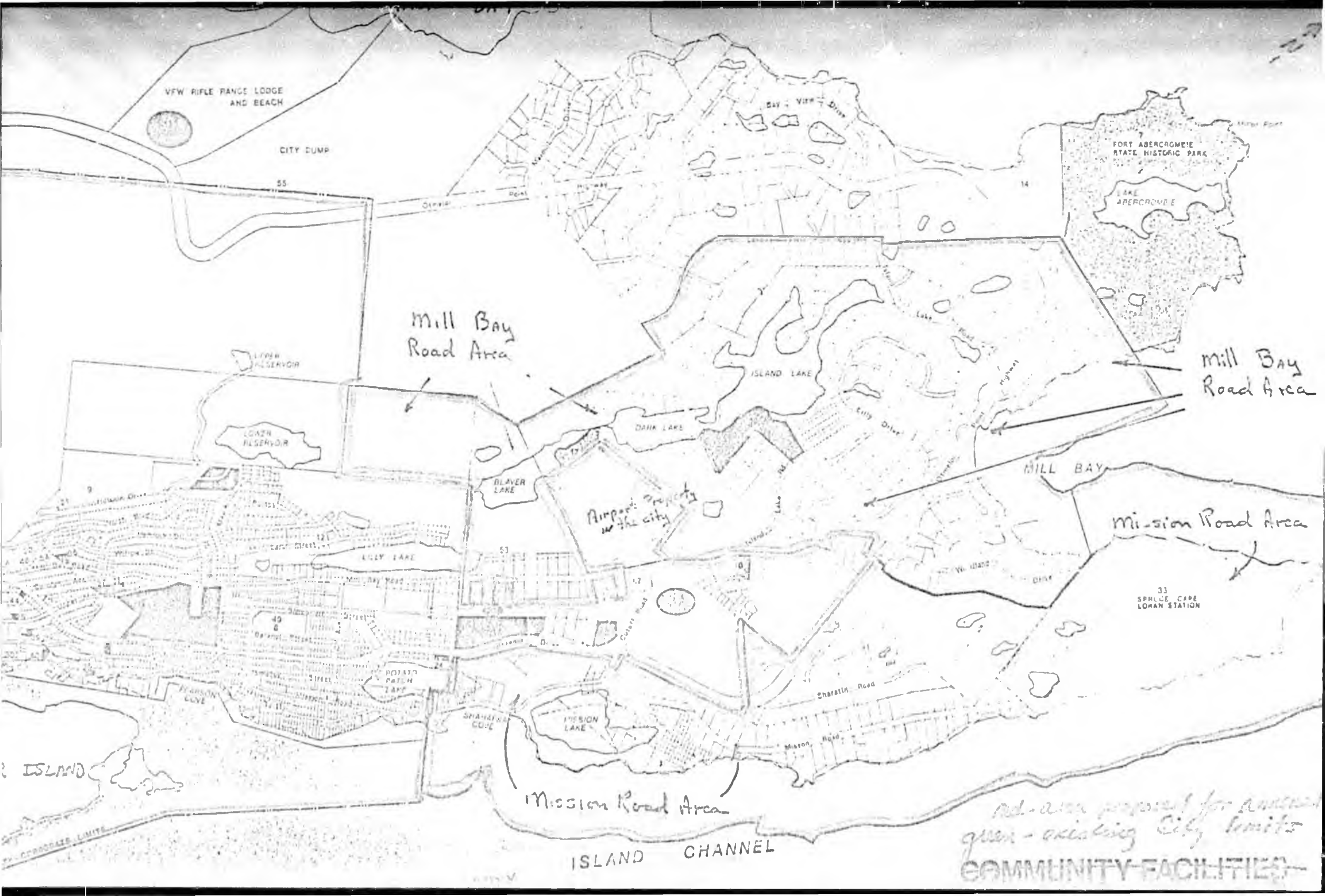
to new areas some time in the future. But to require residents in need of no services to pay hundreds of dollars more in taxes so that the City may plan for some hypothetical development in the future seems totally unwarranted.

Myth #3: The annexation question must be finally resolved at this time.

If one writes the above statement, identified as Myth #3, and tacks on "because" at the end of the sentence, it is difficult to know how to complete the thought. "The annexation question must be finally resolved at this time, because . . . otherwise there will be a pollution problem"? Not so, as described above. "The annexation question must be finally resolved at this time, because . . . otherwise there will not be political order on Kodiak Island"? Maybe not perfect, theoretical order, but a much more realistic, equitable approach to local government, and one which allows for unification. "The annexation question must be resolved at this time, because . . . the Local Boundary Commission and Legislature are tired of dealing with it"? Aha.

It appears that, at best, the Local Boundary Commission overextended its reach in attempting to resolve this matter. The Commission is understandably tired of dealing with Kodiak's situation. But it would constitute a grave disservice to the people of Kodiak if, because of what appears to be an error in judgment by the Commission, residents of this area were forced into an unjust, unnecessary and costly annexation, simply to be "done" with the issue.

The hard data for annexation is simply not present. While it is natural to seek order in our lives and resolution of thorny problems, the case for annexation -- the needs and the economies -- has simply not been made. Members of the House and Senate Committees on Community and Regional Affairs are respectively asked to base their decisions on the facts before them and to recommend passage of the Zharoff/Mulcahy resolutions.



VFW RIFLE RANGE LODGE AND BEACH

CITY DUMP

Bay View Drive

FORT ABERCROMBIE STATE HISTORIC PARK

LAKE ABERCROMBIE

Mill Bay Road Area

Mill Bay Road Area

LOAN RESERVOIR

ISLAND LAKE

BLAVER LAKE

Airport property in the city

MILL BAY

Mission Road Area

LOAN RESERVOIR

LILY LAKE

53

33 SPILLIE CAPE LOAN STATION

POTATO PATCH LAKE

MISSION LAKE

Charlita Road

Mission Road

ISLAND

Mission Road Area

ISLAND CHANNEL

red area proposed for annexation - existing city limits  
COMMUNITY FACILITIES



Official Business

# Alaska State Legislature

## House of Representatives

Committee on

Community & Regional Affairs

Pouch V  
State Capitol  
Juneau, Alaska 99811

Feb. 21, 1979

Mr. Jim Crane, Atty.  
909 W 9th Ave.  
Suite 140  
Anchorage, Alaska

Dear Mr. Crane,

Enclosed please find a copy of both HJR 10 and HCR 7 as requested in our phone conversation of Feb. 21.

The tape of the House Community and Regional Affairs Committee meeting of Feb. 16, 1979 is presently being put on a cassette tape and will be mailed as soon as possible.

Please contact us if we can be of further service.

Yours truly,

Bill Parker,  
Chairman

TO: Pat Wilson

FROM: House C&RA (Marjorie Gorsuch) 3870, 3821

DATE: Feb. 21, 1979

RE: Cassette tape

Please make a cassette tape of TAPE 2 Side 1 Sections 1875-2010 of House C&RA Hearing of Feb. 16 which deals with discussion of HJR 10 and HCR 7. Please send the tape to:

Mr. Jim Crane, Atty.  
909 W 9th Ave.  
Suite 140  
Anchorage, Ak. 99501

*Copy  
mailed  
2/23/79*

If there is a charge for this, please send the bill to Mr. Crane as per his request.

*We need tape back by Friday A.M.*

RECOMMENDATIONS OF THE LOCAL BOUNDARY COMMISSION  
RE ADJUSTMENT OF KENAI BOUNDARY

Contacted Clyde Baxley, Administrative Assistant of Borough  
He will send letter (copy of that sent to Rep. Branson)  
re acceptability of Boundary Commission's Report.

Neither City nor Borough have any problem with the report.  
The City is not involved in the correction of what  
is virtually a gap in the legal description of the area.

*Telephone conversation 2/9/79*