

ALASKA LEGISLATURE COMMITTEE FILES 1985-1986 86/2

3862 SCRA SB 142 (FILE 2) 38

- * Sec. 30. The statutory references are altered to reflect new numbering.
- * Sec. 31. The statutory references are altered to reflect new numbering.
- * Sec. 32. The statutory references are altered to reflect new numbering.
- * Sec. 33. The statutory references are altered to reflect new numbering.
- * Sec. 34. Minor rewording. The statutory references are altered to reflect new numbering.
- * Sec. 35. The statutory references are altered to reflect new numbering.
- * Sec. 36. Minor rewording. The statutory references are altered to reflect new numbering.
- * Sec. 37. The statutory references are altered to reflect new numbering.
- * Sec. 38. Minor rewording. The statutory references are altered to reflect new numbering.
- * Sec. 39. Minor rewording for consistency.
- * Sec. 40. Redundant language is deleted because "municipality" is defined for all statutes.
- * Sec. 41. Minor rewording and statutory references are altered.
- * Sec. 42. The statutory references are altered to reflect new numbering.
- * Sec. 43. Minor rewording. Incorrect statutory references are deleted.
- * Sec. 44. Minor rewording. Incorrect statutory references are deleted.
- * Sec. 45. Minor rewording. The statutory references are altered to reflect new numbering.

- * Sec. 46. The statutory references are altered.
- * Sec. 47. The statutory reference is deleted as unnecessary.
- * Sec. 48. Minor rewording. The statutory references are altered to reflect new numbering.
- * Sec. 49. The statutory references are deleted as unnecessary.
- * Sec. 50. The statutory references are deleted as unnecessary.
- * Sec. 51. The statutory reference is altered to reflect new numbering.
- * Sec. 52. The statutory references are altered to reflect new numbering. "Former" is added before citations to sections repealed in this bill.
- * Sec. 53. The statutory references are altered to reflect new numbering. "Former" is added before citations to sections repealed in this bill.
- * Sec. 54. The word "former" is added before the statutory citation because those sections are repealed in this bill.
- * Sec. 55. "Former" is added before citations to sections previously repealed in this bill.
- * Sec. 56. Minor rewording. The statutory reference is altered to reflect new numbering.
- * Sec. 57. Minor rewording. The statutory references are altered to reflect new numbering.
- * Sec. 58. The statutory reference is deleted as unnecessary.
- * Sec. 59. The statutory references are altered to reflect new numbering.
- * Sec. 60. The statutory references are altered.
- * Sec. 61. The statutory references are altered to reflect new numbering.

- * Sec. 62. The statutory references are altered to reflect new numbering. Minor rewording,
- * Sec. 63. The statutory references are altered to reflect new numbering.
- * Sec. 64. The statutory references are altered to reflect new numbering.
- * Sec. 65. The statutory references are altered to reflect new numbering.
- * Sec. 66. The statutory references are altered to reflect new numbering. "Former" is added before sections repealed in this bill.
- * Sec. 67. Statutory references are altered.
- * Sec. 68. The statutory references are deleted as unnecessary.
- * Sec. 69. Statutory references are altered.
- * Sec. 70. Adds new sections dealing with borough feasibility studies. Authorizes the commissioner of community and regional affairs to contract for a study requested by a person residing in the area to be studied. Sets out requirements for the contract and what a study must include.
- * Sec. 71. The statutory reference is altered to reflect new numbering.
- * Sec. 72. The statutory reference is altered to reflect new numbering.
- * Sec. 73. The statutory reference is altered to reflect new numbering.
- * Sec. 74. The new statutory reference is inserted and "former" added before the citation to a section repealed by this bill.
- * Sec. 75. The new statutory references are inserted and "former" added before citations to sections repealed by this bill.

* Sec. 76. The statutory references are altered to reflect new numbering.

* Sec. 77. The statutory reference to a repealed section is deleted and language inserted to take the place of the deleted reference.

* Sec. 78. The statutory references are altered to reflect new numbering.

* Sec. 79. The statutory references are deleted as unnecessary.

* Sec. 80. The statutory references are altered to reflect new numbering.

* Sec. 81. The statutory references are deleted as unnecessary.

* Sec. 82. The statutory references are altered to reflect new numbering.

* Sec. 83. All of Title 29 is repealed except for AS 29.03.010 and AS 29.03.020. Additional provisions are repealed to reconcile this bill with other titles.

* Sec. 84. A right or liability of a municipality in existence on the effective date of this Act is not affected by this Act. Ordinances and regulations in effect on the effective date of this Act remain in effect unless they conflict with a provision of this Act. If an ordinance or regulation conflicts, it remains in effect for 180 days. The terms of elected or appointed municipal officials are not affected by the Act and their terms expire as they would have before the effective date of this Act.

* Sec. 85. The Act takes effect January 1, 1986.

In addition to the material already noted as having been deleted from this bill, the following sections have been eliminated entirely:

- AS 29.18.202 (determination of entitlement for cities);
- AS 29.18.220 - 29.18.460 (development cities);
- AS 29.18.510 - 29.18.610 (Capital City Incorporation Act);
- AS 29.23.395 - 29.23.401 (involvement of young people in local government);
- AS 29.23.470 (appointment of temporary or new manager);
- AS 29.28.220 (election procedure);
- AS 29.33.120 (adjustment procedure);
- AS 29.43.100 - 29.43.110 (curfews)
- AS 29.45.480 (proceeds of tax sale);
- AS 29.48.070 (hearing for regulation of utilities rates);
- AS 29.48.080 (right to participate and compel testimony);
- AS 29.48.090 (further proceedings);
- AS 29.48.100 (application);
- AS 29.48.250 (centralized purchasing);
- AS 29.53.030 (mining claims);
- AS 29.58.220 (payment);
- AS 29.58.315 (bond attorneys, bond and financial consultants);
- AS 29.58.345 (bonded indebtedness for school construction);
- AS 29.58.350 (bond guarantee fund).

TBC:ojb
AS29/003

Alaska MUNICIPAL League

TELEPHONES
(907) 586-1325
(907) 586-6526

105 MUNICIPAL WAY, SUITE 301
JUNEAU, ALASKA 99801

TO: Senator Edna DeVries, Chair
Members, Senate Community & Regional Affairs Committee

FROM: Scott A. Burgess
Executive Director



DATE: March 7, 1985

SUBJECT: SB 142

Again, on behalf of the Alaska Municipal League, I urge you to pass SB 142, the basic revisions to the municipal code, without amendments. The bill has essentially passed the House twice and the Senate once. SB 142, as submitted by Governor Sheffield, does not contain the controversial amendments which resulted in its veto in 1982 by Governor Hammond. In addition to its major attribute of re-organizing and rewording for clarity, the bill makes changes in existing statute for better local government. These changes which have been described in written and verbal testimony and have undergone unprecedented debate, scrutiny and compromise by the public, by local government, the administration and the legislature.

I am unaware of any overall opposition to the bill. Instead, the bill is supported as a priority of Governor Sheffield, the Alaska Municipal League and the Alaska Conference of Mayors. The last major overhaul of the statute was in 1972. The revisions to Title 29 in SB 142 have been reviewed and debated for over five years. Any proposed amendments to the language in SB 142 should be addressed in separate legislation so that it too can be subject to careful, thoughtful and open debate.

The Committee did ask for my reaction to the amendments adopted by the House Community and Regional Affairs Committee in their Committee Substitute of HB 72, the companion bill to SB 142. The League neither requested nor supported the amendments. Three of the amendments were indeed technical amendments; one replaces language in HB 172, similar legislation which the League supported and which passed the House last year; one modifies a change from HB 172; and the other seven amendments change policy language in HB 72/SB 142 back to existing statute. Taking each amendment individually:

Amendments 1, 2 and 3 - These are indeed technical amendments that should have been made by the drafter.

Senator Edna DeVries
March 7, 1985
Page 2

Amendment 4 - 2nd Class to Home Rule - This language has been in the legislation containing the basic revisions to Title 29 since it was first introduced in 1981. The language was removed by the Governor in HB 72/SB 142. The League, while it did not ask for its removal, accepted the change. Representative Binkley, by introducing HB 145, has addressed the issue under separate legislation.

Amendment 5 - Health Facility - Neither the language in HB 72/SB 142 nor in the committee substitute was in the original legislation. The League has taken no position on either except to say that such problems should be addressed in separate legislation and that it supported HB 72/SB 142 as submitted by the Governor.

Amendment 6 - Non-discrimination - This amendment adds language similar to existing statute. It was probably removed as unnecessary and redundant to the anti-discrimination language in local ordinances and charters, AS 18.80. State Commission for Human Rights, as well as rights protected by the U.S. Constitution.

Amendment 7 - Class B Misdemeanor - This is a wording change not a change in penalty limit. The Class B misdemeanor reference was probably used so that when State penalties are updated they would be updated by reference as they apply to municipalities.

Amendment 8 - 90 to 60 Days - The effect of this amendment is to revert to that in existing statute. The change was made to reduce the time a controversial issue is left undecided while allowing sufficient time for individuals to gather signatures.

Amendment 9 - 11th Day - The concern here was a reading by the Committee that an individual had to obtain new signatures during the 10 day extension if the clerk found them insufficient on a petition.

Amendment 10 - Two Years - While State law requires 2 years, state 'de initiatives and referendum efforts are more difficult than at the local level. Circumstances can change significantly in one year at the local level. The Legislature, while it cannot repeal an initiated law for two years, it may amend it at any time.

Amendment 11 - Eminent Domain - The power of eminent domain is limited to a showing of public purpose and regulated by AS 9.55 to be fair and to protect against abuse.

Senator DeVries
March 7, 1985
Page 3

Amendment 12 - \$20,000 to \$10,000 - The original legislation, introduced as a result of SCR 66, changes the value from \$10,000 to \$100,000 as recommended by the Alaska Association of Assessing Officers. A lienholder with a value less than that could request to be notified but it was not automatic. The House Community and Regional Affairs Committee in the hearings on HB 172 during the 13th Legislature amended it from \$100,000 to \$20,000.

These amendments have not been addressed by the Board or the membership of the Alaska Municipal League and, therefore, I cannot support them. However, I will say they are more significant in number and as amendments to a bill that has widespread support, as is, than as significant changes in policy. I ask for your quick passage of SB 142 without controversial and undebated amendments. Amendments to SB 142 or other changes to Title 29 should be addressed in separate legislation.

Thank you.



Official Business

Alaska State Legislature

Senate

Committee on Community and Regional Affairs

Senator Edna DeVries, Chairman

Members:

Senator Ferguson, Vice Chairman

Senator Coghill

Senator Sturgulewski

Senator V. Fischer

Pouch V

Juneau, Alaska 99811

March 20, 1985

*This letter sent
to all
correspondents
attached
3/20/85*

Jane Angvik
Anchorage Municipal Assembly
Municipality of Anchorage
Pouch 6-650
Anchorage, Alaska 99502

Dear Jane:

I am pleased to report to you that I moved SB 142, the revision to Title 29, out of my committee this past week. My committee, Senate Community and Regional Affairs, held two committee hearings and one special work session in order to take action on the bill at the earliest possible date.

We considered a number of amendments, all but two of which came to us after having been passed by the House Committee on Community and Regional Affairs. We adopted all but one of the House committee amendments that were generally technical in nature. My committee also passed a letter of intent and a purpose clause and passed out SB 142 as a committee substitute.

Senate Community and Regional Affairs proposed no new amendments to this important piece of legislation. This does not mean that the Committee is 100% pleased with every provision of SB 142. It does mean that we appreciate the need to pass this bill as soon as possible so that the laws pertaining to local government can be unified in one statute title for the convenience and administrative efficiency of all government officials.

I held a meeting this week with Senator Pat Rodey, who chairs the committee that now has SB 142 (Senate Judiciary), and offered him my full assistance.

Subject: SB 142

- 2 -

March 20, 1985

I will continue to work for passage this year of this most important legislative measure.

God bless you.

Sincerely,

Edna DeVries
Senator

ED:YMA/ta

M E S S A G E

FROM : MAYOR TERRY A. COOK
CITY OF ALAKANUK
P.O. BOX 167
ALAKANUK, AK. 99554

27 FEB 85

TO: ALL LEGISLATORS, 1985 SESSION

SUBJECT: TITLE 29 REVISION

DEAR FELLOW ELECTED OFFICIALS:

I AM DISAPPOINTED THAT TITLE 29 HAS NOT YET BEEN REVISED SINCE THE "OLD DAYS" OF 1972.

THE NEED FOR PROMPT ACTION TO REVISE TITLE 29 IS OF MUCH IMPORTANCE AS DEMONSTRATED BY RESOLUTIONS PASSED BY THE BODY OF MUNICIPAL OFFICIALS AT THE MUNICIPAL LEAGUE CONFERENCES, YUKON-KUSKOKWIM DELTA MAYORS CONFERENCES, NORTH/NORTHWEST MAYORS CONFERENCES, AND OTHER CONSTITUENT ELECTED OFFICIALS THROUGHOUT ALASKA.

PLEASE ACT NOW IN FAVOR OF BILLS SB 142, OR HB 72.

IF THE 2ND CLASS/HOME RULE ISSUE BUGS YOU--HANDLE THAT IN A LATER SEPERATE BILL WHERE BETTER DEBATE AND HOPEFULLY FAIRER OUTCOME MAY PREVAIL FOR ALL MUNICIPALITIES.

AT LEAST GET TITLE 29 REVISED NOW SO WE HAVE SOMETHING COHERENT TO WORK WITH!!

THANKYOU FOR YOUR VALUABLE TIME AND ASSISTANCE IN PROMOTING "GOOD GOVERNMENT FOR ALL ALASKA".

SINCERELY,


MAYOR TERRY A. COOK
ALAKANUK

Municipality of Anchorage



POUCH 6-650
ANCHORAGE, ALASKA 99502-0650
(907) 264-4431

TONY KNOWLES,
MAYOR

February 27, 1985

OFFICE OF THE MAYOR

Senator Edna Armstrong-DeVries
Pouch V
Juneau, AK 99811

Edna
Senator Armstrong-DeVries,

This is written to urge your vote for the quick passage of the basic revisions to Title 29 this year. At their recent meeting in Juneau, the Board of Directors of the Alaska Municipal League, of which Anchorage is a member, agreed on the passage of the Title 29 revisions and the full funding of the State Revenue Sharing and Municipal Assistance as their priorities for the First Session of the 14th Alaska State Legislature.

The Alaska Conference of Mayors, which also met in Juneau, concurred in those legislative priorities as having the most beneficial impact on local government in Alaska.

The basic revisions to Title 29 are embodied in HB 72 introduced by the Rules Committee by request of the Governor. The Governor has indicated that he will soon be introducing the same bill in the Senate to improve the chance of the legislation moving quickly through both houses. The legislation was developed by legislative request in 1980 and, after extensive hearings, was originally introduced in 1981. With some minor changes, HB 72 is the same legislation that passed the 12th Legislature without the last minute, controversial amendments that caused Governor Hammond to veto it, and the same legislation that passed the House in the 13th Legislature. As far as the municipalities are concerned, minimum hearings are necessary on this legislation. It should be passed without amendment. Other amendments to Title 29 should be addressed in separate legislation.

Again, I urge you to work and vote for the passage of HB 72, (or the comparable bill when introduced into the Senate by the Governor) unamended, and the full funding of the State Revenue Sharing and Municipal Assistance programs. I understand the difficulties you are facing with the State budget but this legislation and funding will go a long way in helping our constituents at the local level.

Sincerely,

Tony Knowles
Tony Knowles
Mayor



Box 1210 602 Railroad Avenue
Cordova, Alaska 99574
Phone: (907) 424-3237
or 424-3238

"The Friendly City"

*File in
SB 142*

March 8, 1985

Leonard V. Pingatore
Mayor

Richard J. Leland
City Manager

Donna M. Sherby
City Clerk

Council Members

Joe Gunderson
Phyllis Day
Oliver Osborn
Lew L. Cochran
R. L. Van Brocklin
John Wheeler

Senator Edna Armstrong/DeVries
Pouch V
Juneau, AK 99811

Dear Senator DeVries:

The Mayor, City Council and staff of the City of Cordova have reviewed the proposed revision of Title 29 as contained in Senate Bill 142. A serious effort was given to reviewing SB 142 in light of its statewide impact on the ability of municipal governments to work closely with the State and remain flexible enough to provide high quality services directly to their residents. As you know, citizens from Cordova, took part in the many study committees that were instrumental in the final bill.

It is the unanimous opinion of the Mayor and City Council that Senate Bill 142 represents a good effort on behalf of all concerned and deserves passage at this time. We, therefore, respectfully request your aggressive support seeing to the passage of Senate Bill 142 at the earliest possible date.

Sincerely,

RICHARD J. LELAND
City Manager



February 25, 1985

Rep. Peter Goll
and members of the House Committee
on Community and Regional Affairs
Pouch V
Juneau, Alaska 99811

Honorable Chairman and Committee Members:

Please recognize the City of Craig as one of the supporters for adoption of HB72, the long awaited revision of Title 29. As you know, municipalities, through the Alaska Municipal League, have been working each session to get a Title 29 revision adopted.

We hope this session to be the exception to the past six years of attempts. The revision will make administration of the statutes easier. We urge adoption of HB72 this session. Let us have a statute that, on the whole, represents a major improvement to the existing law. We can work out the minor problems with specific changes later, if necessary, but the substance of HB72 is vital to us all.

Thank you for your consideration.

Sincerely,

Lee W. Axmaker
Lee Axmaker, Mayor
City of Craig

cc: Members, Senate CRA Committee
AML

HAINES BOROUGH

P.O. BOX H
HAINES, ALASKA 99827
(907) 766-2711

February 22, 1985

Senator Edna Devries, Chairman
Community & Regional Affairs Committee
Pouch V
Juneau, AK 99811

Dear Edna:

The last AML Legislative Bulletin suggested that you wanted to hear from municipalities concerning SB 142 (Title 29 Revision) and if we wanted hearings.

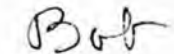
For the past 5 years I have been working for the revision of Title-29. I started working with former Senator Don Gilman and Senator Sturgulewski. They held hearings all summer and worked very hard on a good revision. As you know, it was passed with some added amendments, which forced the Governor to veto it.

For the past 2 years, I worked with Rep. Ron Larson and former Rep. Barbara Lacher. As you are aware, Barbara held hearings for two years on the revision of Title-29. The House finally passed the bill, only to have Senator Ray kill it in the Senate.

We do not need any more hearings on a bill that has been studied so thoroughly for so many years. The Haines Borough would like to see SB 142 (or HB 72) passed this session without amendment. Amendments can be added to Title 29 after the bill is passed.

I would like to thank you again for the courtesy you extended to me on my last visit to Juneau. I hope to come down in the near future and look forward to talking with you again.

Sincerely,



R.E. Henderson
Mayor

cc: Sen. Arliss Sturgulewski
Rep. Peter Goll
Scott Burgess, AML



THE CITY OF HAINES, ALASKA
P.O. BOX 576
HAINES, ALASKA 99827
(907) 766-2231

In Reply
Refer To:

February 21, 1985

Senator DeVries
Pouch V
Juneau, Alaska 99811

Re: SB 142 Title 29 Revision

Dear Senator *DeVries* DeVries:

The City of Haines requests your support in the passage of the Title 29 re-write during this years legislative session. As you know much effort has gone into the new version from the Cities and Boroughs, the Alaska Municipal League and the Legislature itself. The expeditous passage of this Legislation would be of great benefit to all of Alaska.

Sincerely,

J. D. Halliwill
Jon D. Halliwill
Mayor
CITY OF HAINES

JDH/ktg
cc: Scott Burgess AMC

3670 LAKE STREET
HOMER, ALASKA 99603-7647



REPLY TO:

- City Hall
Ph. (907) 235-8121
- Port of Homer
Ph. (907) 235-8597
- Harbor Master
Ph. (907) 235-8959
- Public Works Dept.
Ph. (907) 235-8120
- City Engineer
Ph. (907) 235-6368

February 26, 1985

The Honorable Edna Armstrong DeVries
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Dear Senator DeVries:

Enclosed please find a copy of Resolution 85-16 entitled "A Resolution Supporting Passage of ~~HB 72~~ Which Would Revise Title 29 of the Alaska Statutes Pertaining to Local Governments" as unanimously adopted by the Homer City Council at their regular meeting held February 25, 1985.

We would urge the Legislature to pass either HB 72 and/or SB 142 without extensive amendments as soon as possible.

Thank you for your attention to this matter.

Sincerely,

CITY OF HOMER

Philip C. Shealy
Philip C. Shealy
City Manager

PCS/pb

enclosure (1)

CITY OF HOMER
HOMER, ALASKA

RESOLUTION 85 - 16

A RESOLUTION SUPPORTING PASSAGE OF HB 72 WHICH
WOULD REVISE TITLE 29 OF THE ALASKA STATUTES
PERTAINING TO LOCAL GOVERNMENTS.

WHEREAS, in previous sessions of the Legislature, bills have been introduced to revise Title 29 of the Alaska Statutes which pertain to local governments; and

WHEREAS, these revisions have been needed and are supported by the Alaska Municipal League; and

WHEREAS, in previous sessions of the Legislature, the revisions have not been passed; and

WHEREAS, HB 72 of the current legislative session re-introduces these revisions;

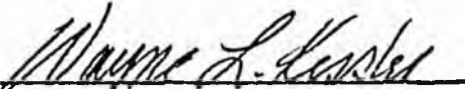
NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Homer, Alaska that the City of Homer hereby urges and supports the passage of HB 72 which would revise Title 29 of the Alaska Statutes.

BE IT FURTHER RESOLVED that copies of this resolution shall be sent to the following individuals:

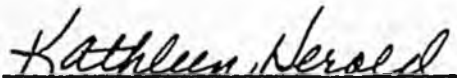
Governor Bill Sheffield;
Senator Paul Fischer;
Representative Mike Navarre;
Representative Andre Marrou;
Senator Edna Armstrong DeVries, Chairman, Senate Committee
on Community and Regional Affairs;
Representative Peter Goll, Chairman, House Committee
on Community and Regional Affairs;
Commissioner Emil Notti, Department of Community & Regional
Affairs; and
Scott Burgess, Executive Director of the Alaska Municipal
League.

DATED AT HOMER, ALASKA this 25th day of February, 1985.

CITY OF HOMER


Wayne L. Kessler, Mayor

ATTEST:


Kathleen Herold, City Clerk

Yvonne

2/15/65

TO: SENATORS KERTTULA, DEVRIES, FERGUSON, COGMILL, STURGULEWSKI,
V. FISCHER
REPS. LARSON, HURLEY

FR: ELSIE O'BRYAN
MEMBER AML LEGISLATIVE COMMITTEE
P O BOX 24
HOUSTON 79694
892-6639

RE: S B142 - MUNICIPAL CODE REWRITE
I AM RESPONDING TO THE REQUEST ON SB 142 IN WHICH YOU WERE
SEEKING INFORMATION ON HEARING THIS BILL. IT HAS BEEN THE
POSITION OF MUNICIPAL LEAGUE THE BILL HAS BEEN HEARD REPEATEDLY
AND WE JUST WANT IT PASSED INTACT AS SOON AS POSSIBLE.

POMK111



**City of
Ketchikan**

334 Front Street
Ketchikan, Alaska 99901
907-225-3111

February 25, 1985

Senator Edna B. DeVries
Chairman, Senate Community &
Regional Affairs Committee
Alaska State Legislature
Pouch V (MS 3100)
Juneau, Alaska 99811

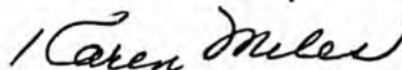
Dear Senator DeVries:

Enclosed is a copy of Resolution No. 85-1423 urging passage of House Bill 72 relating to the revision of Alaska Statutes Title 29. This resolution was passed by the Council at their regular meeting of February 21, 1985.

The Council supports the reorganization of Title 29 for clarity and flexibility and urges the passage of House Bill 72. The Council also requests that all committees expeditiously consider the bill to assure action prior to adjournment.

Thank you for your consideration of this resolution.

Sincerely,



Karen Miles, CMC
City Clerk

Enc.

CITY OF KETCHIKAN, ALASKA

RESOLUTION NO. 85-1423

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KETCHIKAN, ALASKA, URGING PASSAGE OF HOUSE BILL 72, RELATING TO THE REVISION OF ALASKA STATUTES TITLE 29, AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, in 1980 the Legislature adopted SCR 66 which directed that Title 29 be reviewed and rewritten to provide clarity and readability; and

WHEREAS, a broadly representative policy committee representing rural and urban communities, with the assistance of a technical committee, prepared a revised code after an exhaustive series of meetings, hearings, and public presentations; and

WHEREAS, HB 170 and SB 180, which were introduced in 1981, had been drafted to carry out the intent of SCR 66; and

WHEREAS, SB 180 passed the Legislature during the second session; and

WHEREAS, because of controversial floor amendments, the City of Ketchikan joined other local governments urging Governor Hammond to veto the bill; and

WHEREAS, SB 1 and HB 172 were introduced during the first session of the Thirteenth Alaska Legislature in a further attempt to rewrite Title 29; and

WHEREAS, HB 72, introduced during the first session of the Fourteenth Alaska Legislature, would adopt the basic revision to Title 29 developed by the AML Legislative Committee and originally introduced in 1981; and

WHEREAS, HB 72 does not contain the controversial amendments which caused SB 180 to be vetoed by Governor Hammond and is essentially the same as HB 172 which passed the House last year; and

WHEREAS, the Council of the City of Ketchikan strongly feels that this clarification is in the best interests of all local governments in Alaska and that the content and intent of the bill is not controversial; and

WHEREAS, the City Council appreciates the hours of time and effort expended on this bill by Alaskans who harbor a great concern for the well-being of Alaska local government and believes those hours should not have been expended in vain.

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

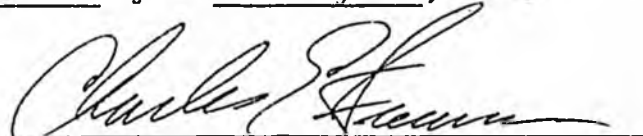
Section 1: The Council of the City of Ketchikan supports the reorganization of Title 29 for clarity and flexibility and urges the State Legislature to pass House Bill 72.

Section 2: The Council further requests that all committees expeditiously consider House Bill 72 to assure action prior to adjournment of the first session of the Fourteenth Legislature.

Section 3: The City Clerk is hereby directed to send copies of this resolution to Senator Ziegler, Representative Sund, Representative Taylor, the House Community and Regional Affairs Committee, the House Judiciary Committee, the House Finance Committee, and the House Rules Committee, the Senate Community and Regional Affairs Committee, the Senate Judiciary Committee, the Senate Finance Committee, the Senate Rules Committee, and the Alaska Municipal League.

Section 4: This resolution shall be effective immediately upon passage and approval.

PASSED AND APPROVED THIS 21st day of February, 1985.


Charles E. Freeman, Mayor

ATTEST:


Karen Miles, City Clerk

OFFICE OF THE MUNICIPAL ATTORNEY

KETCHIKAN GATEWAY BOROUGH

AND

CITY OF KETCHIKAN

334 FRONT STREET
KETCHIKAN, ALASKA 99901

(907) 225-3111, EX. 327

February 28, 1985

Senator Edna DeVries
Alaska State Legislature
Pouch V (MS 3100)
Juneau, Alaska 99811

Re: SB 141

Dear Senator DeVries:

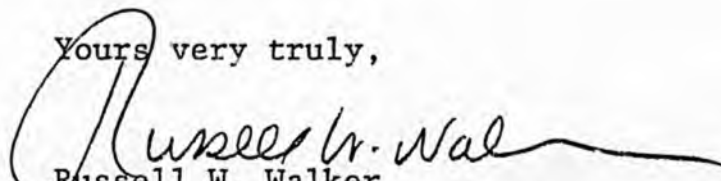
I am writing to urge a favorable vote and passage of SB 141.

As you may be aware, a number of members of both the House and the Senate, and also a wide spectrum of persons from many, if not most, of the rural and metropolitan communities, served on the joint legislative committee that devoted virtually hundreds of hours in reviewing and drafting language deemed necessary to clarify and reorganize existing Title 29 (government code) so as to be more understandable and workable for both the small as well as larger communities. In addition, a comprehensive technical committee, composed of bond, tax and other experts spent many hours reviewing and clarifying provisions to assure clarity and utility of the code.

We feel this clarifying bill is vitally needed and passage will greatly enhance the ability of local communities and municipalities to provide responsive local government.

We respectfully request a favorable vote and passage of this bill this session.

Yours very truly,


Russell W. Walker
Municipal Attorney

SS/1A/29



KETCHIKAN GATEWAY BOROUGH

344 FRONT STREET
KETCHIKAN, ALASKA 99901

March 15, 1985

The Honorable Edna B. DeVries, Chairman
Community & Regional Affairs
Pouch V
Juneau, Alaska 99811

SB 142 - REVISION OF THE ALASKA MUNICIPAL GOVERNMENT CODE

As you are probably aware, the Ketchikan Gateway Borough as a second-class borough has very limited powers and must rely heavily on the direction and guidance of Title 29. Each year since the adoption of SCR 68 in 1980, the Borough has applauded the intent to provide clarity and readability to Title 29. The Borough has consistently supported the bill by whatever number through the Twelfth and Thirteenth Legislatures, and very regretfully joined other local governments in urging Governor Hammond to veto Senate Bill 180 due to controversial floor amendments.

Needless to say the news we have received that certain special interest groups are once again attempting to tag our bill with controversial amendments is extremely aggravating. Municipalities have worked diligently for six years to get a non-controversial clarification of Title 29 through the Legislature. The Ketchikan Gateway Borough opposes any substantial amendment of Senate Bill 142 or House Bill 72.

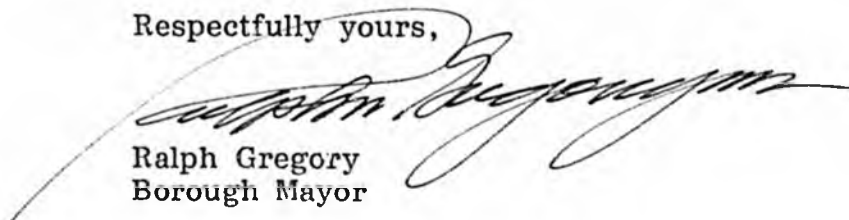
The mandatory 120 day session presents an even greater challenge to get the bill, due to its length, considered by all the appropriate committees. Therefore we urge you to consider special interest amendments in separate legislation.

The bills revising the Alaska Municipal Government Code have remained in substantially the same form since the 1981 original introduction; and therefore, the content of the bills has received maximum public review and input.

The Honorable Edna B. DeVries
Page 2
March 15, 1985

Your efforts to secure minimal and expeditions review and movement of JB 142 in its basic form without controversial amendment would be greatly appreciated.

Respectfully yours,



Ralph Gregory
Borough Mayor

RG/GB/CA

c: Senator Ziegler

Scott Burgess, Director
Alaska Municipal League

Ruby Smith, President
Alaska Municipal Clerks Association

Tom Boedeker, President
Alaska Municipal Attorneys Association

Gary Lewis, President
Alaska Association of Assessing Officers

Jon D. Halliwell, President
Alaska Conference of Mayors

Jim Van Altvorst, President
Alaska Municipal Managers Association

Tom Peterson, President
Alaska Planning Association

Voting "Yes":	Troll Cruise King Steward Barholomew
Voting "No":	None
Absent:	McCarty Hansen
4 votes required for passage	
Effective date:	3/4/85

K E T C H I K A N G A T E W A Y B O R O U G H

Resolution No. 616

A RESOLUTION OF THE ASSEMBLY OF THE
KETCHIKAN GATEWAY BOROUGH, ALASKA,
SUPPORTING THE REORGANIZATION OF
TITLE 29 FOR CLARITY AND FLEXIBIL-
ITY AND URGING PASSAGE OF HOUSE
BILL 72 OR SENATE BILL 142

R E C I T A L S

A. In 1980 the Eleventh Alaska Legislature directed that Title 29, Alaska Municipal Government Code, be reviewed and rewritten to provide clarity and readability. Because this concept was widely supported by local governments, rural and urban communities alike participated in a policy committee formed to prepare a revised code with the assistance of a technical committee. These committees held an exhaustive series of meetings, hearings, and public presentations and presented the Twelfth Alaska Legislature with a draft bill.

B. In 1981 the Twelfth Alaska Legislature considered House Bill 170 and Senate Bill 180 revising the Alaska Municipal Government Code. More meetings, hearings, and public presentations were held during the First and Second Session of the Twelfth Alaska State Legislature as well as during the interim between sessions.

C. In 1982 Senate Bill 180 revising the Alaska Municipal Government Code passed the Legislature during the Second Session of the Twelfth Alaska Legislature. The Ketchikan Gateway Borough joined other local governments in urging Governor Hammond to veto the bill because of controversial floor amendments.

D. In 1983 the Thirteenth Alaska Legislature considered House Bill 172 and Senate Bill 1 revising the Alaska Municipal Government Code. More meetings, hearings, and public presentations were held during the First and Second Session of the Thirteenth Alaska Legislature as well as during the interim between sessions.

E. In 1984 House Bill 172 passed the Alaska House of Representatives and died in Senate committee at the close of the Second Session of the Thirteenth Alaska Legislature.

F. In 1985 the Fourteenth Alaska Legislature has House Bill 72 and Senate Bill 142 revising the Alaska Municipal Code before it for consideration.

G. Since 1980 the Ketchikan Gateway Borough has consistently supported the original intent to provide clarity and readability to the Alaska Municipal Government Code.

H. The Assembly appreciates the hours of time and effort expended on the Alaska Municipal Government Code revision by Alaskans who harbor a great concern for the well-being of Alaska Local Government and believes those hours should not have been expended in vain.

NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KETCHIKAN GATEWAY BOROUGH, ALASKA, as follows:

Section 1. Since the bills revising the Alaska Municipal Government Code have remained in substantially the same form since the 1981 original introduction and have therefore received maximum public review and input, the Ketchikan Gateway Borough Assembly urges that effected committees consider the appropriate bill, (House Bill 72 or Senate Bill 142), as expeditiously as possible, move the appropriate bill in its basic form without controversial amendment, and that the Fourteenth Alaska Legislature adopt the appropriate bill in its basic form without controversial amendment, and forward it to Governor Sheffield prior to the close of the First Session of the Fourteenth Alaska Legislature.

Section 2. The Assembly extends its appreciation to all members of the Legislature who sincerely work to move the Revised Municipal Government Code to final adoption this Session.

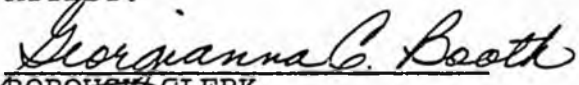
Section 3. The Borough Clerk is directed to send a copy of this resolution to all members of the Alaska State Legislature and the Alaska Municipal League.

Section 4. This resolution is effective upon adoption.

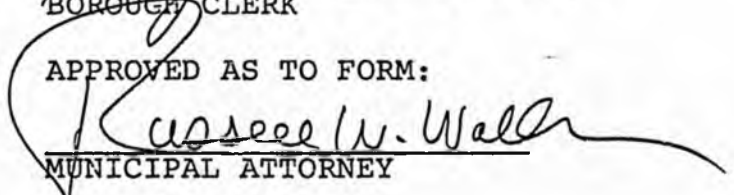
ADOPTED this 4th day of March, 1985.


BOROUGH MAYOR

ATTEST:


BOROUGH CLERK

APPROVED AS TO FORM:


MUNICIPAL ATTORNEY



February 19, 1985

The Honorable Fred Zharoff
Alaska State Senate
Mail Stop 3100
Pouch V
Juneau, Alaska 99811

Dear Senator Zharoff:

RE: Senate Bill 142 and/or House Bill 72

On behalf of the City of Kodiak, the Alaska Municipal League, and all municipalities in Alaska, I urge you work and vote for the quick passage of either of the above basic revisions to Title 29 this year. At its recent meeting in Juneau, the Board of Directors of the Alaska Municipal League, of which the City of Kodiak is a member, agreed on the passage of the Title 29 revisions and the full funding of the State Revenue Sharing and Municipal Assistance as its priorities for the First Session of the 14th Alaska State Legislature. The Alaska Conference of Mayors, which also met in Juneau, concurred in those legislative priorities as having the most beneficial impact on local government in Alaska.

The basic revisions to Title 29, embodied in SB 142 and HB 72 and introduced by request of the Governor were developed by legislative request in 1980 and, after extensive hearings, were originally introduced in 1981. With some minor changes, these bills are the same legislation that passed the 12th Legislature without the last minute, controversial amendments that caused Governor Hammond to veto it, and the same legislation that passed the House in the 13th Legislature. As far as the City of Kodiak is concerned, minimum hearings are necessary on this legislation and it should be passed without amendment. Other amendments to Title 29 filed for consideration in this session should be addressed as separate legislation.

Again, I urge you to work and vote for the unamended passage of Senate Bill 142 or House Bill 72, and the full funding of the State Revenue Sharing and Municipal Assistance programs. I understand the difficulties you are facing with the State budget in Juneau, but this legislation and funding will go a long way in helping our constituents at the local level.

Sincerely,

CITY OF KODIAK

JOHN R. PUGH
Mayor



A GROWING FRONTIER IN THE HEART OF THE MATANUSKA VALLEY

City of Palmer

COUNCIL-MANAGER GOVERNMENT

231 W. EVERGREEN AVE. • PALMER, ALASKA 99645
Phone (907) 745-3271

March 1, 1985

Senator Edna DeVries, Chairman
Community and Regional Affairs
Pouch V
Juneau, Alaska 99811

RE: SB 142 -- HB 72 --- Title 29

Dear Senator DeVries,

For the past several years, Title 29 has been discussed and proposed for enactment only to fall short in the waning days.

The City of Palmer has been strongly supportive of the enactment of the Title 29 rewrite so that many of the antiquities that now exist will be either eliminated or brought to current standards.

We urge you to assist us and all the municipalities in the State in passing this long overdue piece of legislation.

The City of Palmer stands ready to aid in furthering the passage of SB 142 and HB 72.

Should you have any questions, please contact me.

Yours truly,

David L. Soulak
City Manager
City of Palmer

DLS/cac

Enclosure - Resolution No. 639

CITY OF PALMER, ALASKA

RESOLUTION NO. 639

A RESOLUTION SUPPORTING PASSAGE OF HB 72 AND SB 142 - TITLE 29 REVISIONS.

WHEREAS, the current Title 29 of the Alaska State Statutes is outdated in many instances and difficult to work with, and

WHEREAS, a technical revision of Alaska government law is long overdue, and

WHEREAS, many hours have been spent on the rewrite of Title 29 by both State and Local elected and appointed officials, and

WHEREAS, a consensus has been reached on the Title 29 revisions as presented in HB 72 and SB 142, and


WHEREAS, over three years time has been spent by local municipalities to help gain passage of these revisions since the rewrite was complete,

WHEREAS that the Alaska Municipal League has set the enactment of a new Title 29 as one of its top priorities for the 1985 Legislative Session.

NOW, THEREFORE, BE IT RESOLVED that the City of Palmer urges the Alaska State Legislature to pass HB 72 and SB 142 - Title 29 revisions as presented without any amendments during the 1985 Legislative Session.

Publication of this resolution shall be by posting a copy hereof on the City Hall bulletin board for a period of ten (10) days following its passage and approval.

Passed and approved by the City Council of the City of Palmer, Alaska, this 21st day of February, 1985.



GEORGE W. CARJE', MAYOR

DAVID L. SOULAK, CITY CLERK

City of Sand Point

P.O. Box 177
Sand Point, Alaska 99661
(907) 383-2696

February 19, 1985

Honorable Senator DeVries
Chairman, Community & Regional Affairs Committee
Pouch V
Juneau, AK 99811

Dear Honorable Senator DeVries,

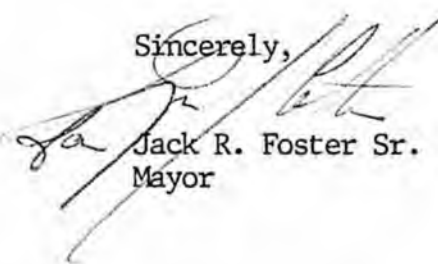
On behalf of the City of Sand Point, the Alaska Municipal League and all municipalities in Alaska I urge your work and vote for the quick passage of the basic revisions to Title 29 this year.

At their recent meeting in Juneau, the Board of Directors of the Alaska Municipal League, of which the City of Sand Point is a member, agreed on the passage of the Title 29 revisions and the full funding of the State Revenue Sharing and Municipal Assistance as their priorities for the First Session of the 14th Alaska State Legislature. The Alaska Conference of Mayors, which also met in Juneau, concurred in those legislative priorities as having the most beneficial impact on local government in Alaska.

The basic revisions to Title 29 are embodied in HB 72 introduced by the Rules Committee by request of the Governor. The Governor has indicated that he will soon be introducing the same bill in the Senate to improve the chance of the legislation moving quickly through both houses. The legislation was developed by legislative request in 1980 and, after extensive hearings, was originally introduced in 1981. With some minor changes, HB 72 is the same legislation that passed the 12th Legislature without the last minute, controversial amendments that caused Governor Hammond to veto it, and the same legislation that passed the House in the 13th Legislature. As far as the municipalities are concerned, minimum hearings are necessary on this legislation. It should be passed without amendment. Other amendments to Title 29 should be addressed in separate legislation.

Again, I urge you to work and vote for the passage of HB 72, (or the comparable bill when introduced into the Senate by the Governor) unamended, and the full funding of the State Revenue Sharing and Municipal Assistance programs. I understand the difficulties you are facing with the State budget in Juneau but this legislation and funding will go a long way in helping our constituents at the local level.

Sincerely,



Jack R. Foster Sr.
Mayor



City and Borough of Sitka

304 LAKE STREET · SITKA, ALASKA · 99835

February 20, 1985

Edna DeVries, CRA Chairman
Alaska State Senate
Pouch V
Juneau, Alaska 99811

Dear Senator DeVries:

SUBJECT: Title 29 - SB 142

The rewrite of Title 29, Municipalities Powers and Duties has been pending off and on for over three years. It went through extensive review by the AML, the State Assessors Association, State Planning Association, Municipal Clerks Association, and about everyone else imaginable.

The modernization and update of this important legislation is long overdue. Its past failure was attributed to improper last minute amendments which had nothing to do with its purpose.

I would urge you to please guide its passage through your committee, onto the floor, and its quick and responsive passage.

Sincerely,

Richard Anderson
Administrator

cc: AML

City of Soldotna

BOX 409

PHONE 262-9107

35036 SPUR HIGHWAY
SOLDOTNA, ALASKA 99669



CITY OF OPPORTUNITY

February 21, 1985

The Honorable Edna DeVries, Chairman
Community & Regional Affairs Committee
Alaska State Senate
Pouch V
Juneau, AK 99811

Dear Senator DeVries:

On behalf of the City of Soldotna, the Alaska Municipal League and all municipalities in Alaska I urge you work and vote for the quick passage of the basic revisions to Title 29 this year. At their recent meeting in Juneau, the Board of Directors of the Alaska Municipal League, of which the City of Soldotna is a member, agreed on the passage of the Title 29 revisions and the full funding of the State Revenue Sharing and Municipal Assistance as their priorities for the First Session of the 14th Alaska State Legislature. The Alaska Conference of Mayors, which also met in Juneau, concurred in those legislative priorities as having the most beneficial impact on local government in Alaska.

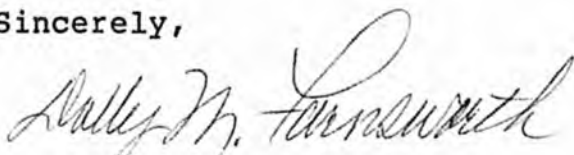
The basic revisions to Title 29 are embodied in HB 72 introduced by the Rules Committee by request of the Governor. The Governor has indicated that he will soon be introducing the same bill in the Senate to improve the chance of the legislation moving quickly through both houses. The legislation was developed by legislative request in 1980 and, after extensive hearings, was originally introduced in 1981. With some minor changes, HB 72 is the same legislation that passed the 12th Legislature without the last minute, controversial amendments that caused Governor Hammond to veto it, and the same legislation that passed the House in the 13th Legislature. As far as the municipalities are concerned, minimum hearings are necessary on this legislation. It should be passed without amendment. Other amendments to Title 29 should be addressed in separate legislation.

Again, I urge you to work and vote for the passage of HB 72, (or the comparable bill when introduced into the Senate by the Governor) unamended, and the full funding of the State Revenue

The Honorable Edna DeVries
February 21, 1985
Page 2

Sharing and Municipal Assistance programs. I understand the difficulties you are facing with the State budget in Juneau but this legislation and funding will go a long way in helping our constituents at the local level.

Sincerely,

A handwritten signature in cursive script, reading "Dolly M. Farnsworth". The signature is written in dark ink and is positioned above the typed name.

Dolly M. Farnsworth
Mayor

DMF:mg



ADOPTED AUGUST 1972

CITY of WRANGELL, ALASKA

INCORPORATED JUNE 15, 1903

BOX 531, 99929 (907) 874-2381

March 13, 1985

House Community & Regional Affairs Comm.
House Judiciary Committee
House Finance Committee
Pouch V
Juneau, AK 99801

Senate Community & Regional Affairs Comm.
Senate Judiciary Committee
Senate Finance Committee

Dear Sirs:

We have reviewed House Bill No. 72 (Senate Bill No. 142, Title 29 revisions, only insofar as it pertains to home rule municipalities. As a home rule municipality, the Wrangell City Council has the following concerns:

Sec. 29.10.100 (7) AS 29.10.100--(Charter Amendment) should read (7) AS 29.10.100--(limitation of home rule powers) Charter Amendment is 29.10.080.

Sec. 29.10.100 (44) AS 29.60.230 (state aid for hospital and health facility construction) is incorrect as there is no AS 29.60.230.

Sec. 29.20.010 Conflict of Interest (2) provides that the presiding officer shall rule on a request by a member of the governing body to be excused from a vote. Our municipal code provides that the Council will rule on the request. The manner of ruling on the request should be set by the governing body.

Sec. 29.20.140 Qualifications provides that a city voter is eligible to be a member of the Council and allows a municipality to establish durational residency requirements. A City voter is 18 years of age, our Charter sets an age requirement of 21 years of age. The voters of a home rule municipality should be allowed to establish an age requirement for their elected officials. This is supported by the United States and State of Alaska Constitutions which do establish age requirements for elected officials. The local governing body carries a great deal of responsibility and certainly deserves the maturity that is recognized as necessary for a State office.

Sec. 29.26.270 Recall Petition (a) provides that the City Clerk shall prepare a recall petition. The sponsors should be responsible for preparation of the petition. The City Clerk should only be responsible for certifying whether content of the petition is sufficient.

Sec. 29.26.350 Successors prescribes the manner of filling the office of an official that is recalled from a governing body (29.20.180). Home Rule municipal Charters should prescribe the manner of filling vacancies.

CITY OF WRANGELL, ALASKA

House Community & Regional Affairs Comm.
House Judiciary Committee
House Finance Committee
Page Two

Senate Community & Regional Affairs Comm.
Senate Judiciary Committee
Senate Finance Committee

Sec. 29.35.120 Past Audit (a) provides that copies of the audit shall be available to the public upon request. A strict reading by the public would require the audit to be available for distribution to the public at no cost. Although we understand this is not the intent, we request the section be amended for clarification to the public, to require the audit to be available for review or at cost.

Sec. 29.45.320 Real Property Tax Collection (a) provides for annual foreclosure unless otherwise provided by ordinance. Sec. 29.45.330 (a) (1) provides for annual foreclosure proceedings, but does not include "unless otherwise provided by ordinance." Sec. 29.45.330 (a) (1) should be amended to be consistent with 29.45.320 (a). The number of delinquent accounts in a small municipality may not justify the cost of annual foreclosure.

Sec. 29.45.460 Disposition and Sale of Foreclosed Property (c) provides that the Clerk shall send a copy of the published notice of hearing of an ordinance by certified mail to the former record owner. Home rule municipalities are not required to publish notice of a hearing of an ordinance. This section should be amended to provide for notice to the former record owner prior to introduction of an ordinance by a home rule municipality.

The City of Wrangell supports revisions to Title 29. We cannot, however, support additional limitations and regulation of home rule powers. Some of our foregoing concerns are merely clerical errors and inconsistencies. Our review and comments are limited to home rule only. Any amendments that may have been made have not yet been received, so our comments are limited to the Bill as introduced.

Very truly yours,



Joyce Rasler
City Manager

JR:fv

cc: Senator Robert Ziegler
Representative Robin Taylor
Representative John Sund
Alaska Municipal League



Unique — even in Alaska!

THE CITY OF WHITTIER

February 27, 1985

Senator Edna Armstrong-DeVries
Pouch V
Juneau, AK 99811

Dear Senator DeVries:

On behalf of the City of Whittier, the Alaska Municipal League, and all the municipalities in Alaska, I urge you to work and vote for the quick passage of the basic revisions to Title 29 this year. At their recent meeting in Juneau, the Board of Directors of the Alaska Municipal League, of which the City of Whittier is a member, agreed on the passage of the Title 29 revisions and the full funding of the State Revenue Sharing and Municipal Assistance programs as their priorities for the First Session of the 14th Alaska State Legislature. The Alaska Conference of Mayors, which also met in Juneau, concurred that these legislative priorities would have the most beneficial impact upon local government in Alaska.

The basic revisions to Title 29 are embodied in HB 72, which was introduced by the Rules Committee at the request of Governor Sheffield. The Governor has indicated that he will soon be introducing the same bill in the Senate to improve the chance of the legislation moving quickly through both houses. The legislation was developed by legislative request in 1980, and, after extensive hearings, was originally introduced in 1981. With some minor changes, HB 72 is the same legislation that passed the 12th Legislature without the last minute, controversial amendments that caused Governor Hammond to veto it, and the same legislation that passed the House in the 13th Legislature. As far as the municipalities of Alaska are concerned, minimum hearings are necessary on this legislation. It should be passed without amendment. Other amendments to Title 29 should be addressed in separate legislation.

Again, I urge you to work and vote for the passage of HB 72 (or the comparable bill when introduced into the Senate by the Governor) unamended, and for full funding for the State Revenue Sharing and Municipal Assistance programs. I understand the difficulties you are facing with the State budget in Juneau. However, this legislation and funding will go a long

Letter to Senator DeVries
Page 2
February 27, 1985

way in helping our constituents at the local level.

Sincerely,

A handwritten signature in cursive script that reads "Mary Lee Brown". The signature is written in dark ink and is positioned above the typed name.

Mary Lee Brown
City Manager

MLB:amd

xc: Alaska Municipal League



Official Business

Alaska State Legislature

Senate

Committee on Community and Regional Affairs

Senator Edna DeVries, Chairman

Members:

Senator Ferguson, Vice Chairman

Senator Coghill

Senator Sturgulewski

Senator V. Fischer

Pouch V

Juneau, Alaska 99811

March 20, 1985

Mayor Leonard V. Pingatore
City of Cordova
P.O. Box 1210
Cordova, AK 99574

Dear Mayor Pingatore:

I am pleased through your President, Mayor Tony Knowles, to invite you to come as a guest before the Senate Community & Regional Affairs Committee when you meet in Juneau on March 26, 1985.

The Committee would like to hear your personal comments on pending legislation as well as your suggestions for legislation that you feel can benefit local government.

The Committee meets from 3:30 p.m. until 5:00 p.m. in the Beltz Room on the second floor of the Capitol Building. I have cleared the committee calendar for March 26, so that any discussion item you wish covered will be welcomed by me. The other members of the committee are: Senator Jack Coghill, Senator Arliss Sturgulewski, Senator Vic Fischer, and Senator Frank Ferguson.

I look forward to seeing you in Juneau.

Sincerely,

Edna DeVries
Senator

ED:YMA/ta

cc: Committee Members



Official Business

Alaska State Legislature

Senate

Committee on Community and Regional Affairs

Senator Edna DeVries, Chairman

Members:

Senator Ferguson, Vice Chairman

Senator Coghill

Senator Sturgulewski

Senator V. Fischer

Pouch V

Juneau, Alaska 99811

March 20, 1985

Travis Yarbrough
Planning/Zoning Commission
City of Cordova
P.O. Box 1210
Cordova, Alaska 99574

Dear Travis:

I am pleased to report to you that I moved SB 142, the revision to Title 29, out of my committee this past week. My committee, Senate Community and Regional Affairs, held two committee hearings and one special work session in order to take action on the bill at the earliest possible date.

We considered a number of amendments, all but two of which came to us after having been passed by the House Committee on Community and Regional Affairs. We adopted all but one of the House committee amendments that were generally technical in nature. My committee also passed a letter of intent and a purpose clause and passed out SB 142 as a committee substitute.

Senate Community and Regional Affairs proposed no new amendments to this important piece of legislation. This does not mean that the Committee is 100% pleased with every provision of SB 142. It does mean that we appreciate the need to pass this bill as soon as possible so that the laws pertaining to local government can be unified in one statute title for the convenience and administrative efficiency of all government officials.

I held a meeting this week with Senator Pat Rodey, who chairs the committee that now has SB 142 (Senate Judiciary), and offered him my full assistance.

Subject: SB 142

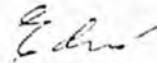
- 2 -

March 20, 1985

I will continue to work for passage this year of this most important legislative measure.

God bless you.

Sincerely,



Edna DeVries
Senator

ED:YMA/ta



Official Business

Alaska State Legislature

Senate

Committee on Community and Regional Affairs

Senator Edna DeVries, Chairman
Members
Senator Ferguson, Vice Chairman
Senator Coghill
Senator Sturgulewski
Senator V. Fischer

Pouch V
Juneau, Alaska 99811

MEMORANDUM

February 19, 1985

TO: Members, Community and Regional Affairs Committee
FROM: Edna DeVries, Chair *E d*
SUBJECT: Title 29 Revisions (SB 142, HB 72)

Representative Goll, House C&RA Chair, and I have discussed the hearing schedule for the above-referenced legislation. As you will recall, recent testimony from the Board of the Municipal League confirmed the importance local government attaches to the speedy passage of a revised Title 29. Representative Goll plans the following schedule for HB 72:

- February 25 -- HB 72 overview from Governor's Office and possibly also Department of C&RA.
- March 4 ----- Amendments in writing from Committee members; no verbal amendments to be accepted.
- March 11 ----- New proposals from interested parties outside of committee, maybe public testimony.
- March 18 ----- Continue and complete work on bill.

These dates are, of course, approximate; but they do represent the plans of the House Community and Regional Affairs Committee.

Representative Goll plans to send me a sectional analysis of HB 72 around the middle of next week. I would like to schedule an overview of SB 142 as soon as possible.

Attached is a memorandum to the Committee from Scott Burgess, Executive Director of the Municipal League. The memorandum requests quick passage of SB 142, stating that the 100 member municipalities of the League support the bill without amendments. The memorandum also attaches resolutions urging passage of SB 142 from the League, the Alaska

Conference of Mayors, the North and Northwest Alaska Mayors' Conference, the Alaska Association of Municipal Clerks, the City/Borough of Juneau, the Matanuska-Susitna Borough, the Kodiak Island Borough, the Municipality of Anchorage, and 12 individual cities.

I would like to schedule an overview and hearings as soon as possible. If you have comments, please contact me or the Committee Assistant, Yvonne Alford.

Attachments

Alaska
MUNICIPAL
League

TELEPHONES
(907) 586-1325
(907) 586-6526

105 MUNICIPAL WAY, SUITE 301
JUNEAU, ALASKA 99801

To: Senate Community and Regional Affairs Committee

From: Scott A. Burgess, Executive Director

Date: February 12, 1985

Subject: SB 142 - Resolutions of support

On behalf of the Board of Directors of the Alaska Municipal League, thank you for your time on January 31, 1985, and your apparent understanding of the League's legislative priorities - the passage HB 72 and the full funding of the State Revenue Sharing and Municipal Assistance Programs. As AML President Leo Rasmussen indicated the League has highlighted these as having the greatest positive impact on municipalities and our shared constituent. In light of the State's declining revenue picture.

The resolutions attached were passed by municipalities in support of the basic revisions to Title 29 without controversial amendments. These resolutions were gathered on last year's HB 172, basically the same bill as SB 142. The League and its 100 member municipalities supports the quick passage of SB 142 for the betterment of local government State-wide. The League looks forward to Committee action in the near future.

Other letters of support and resolutions will undoubtedly be sent to the Committee members and other legislators; and, if necessary, the municipalities indicating their support in the attached documents will reaffirm their positions on SB 142.

Thank you.



TELEPHONES
(907) 586-1325
(907) 586-6526

105 MUNICIPAL WAY, SUITE 301
JUNEAU, ALASKA 99801

RESOLUTION OF THE ALASKA MUNICIPAL LEAGUE

A RESOLUTION REQUESTING THE THIRTEENTH ALASKA
STATE LEGISLATURE TO ADOPT THE REVISED TITLE 29

WHEREAS Title 29 of the Alaska Statutes deals with local governments and is badly in need of revision; and

WHEREAS a proposed revision of Title 29 has been prepared and was introduced during the First Session of the Thirteenth Alaska State Legislature; and

WHEREAS the North and Northwest Alaska Mayors' Conference has previously endorsed this revision on several occasions;

NOW, THEREFORE, BE IT RESOLVED that the Alaska State Legislature act on the proposed Title 29 as revised without controversial amendments.

Adopted November 5, 1983

ALASKA CONFERENCE OF MAYORS

WHEREAS, Title 29 of the Alaska Statutes, the Municipal Code, has not been revised since 1972; and

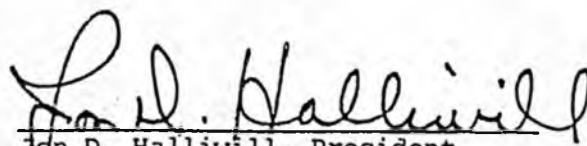
WHEREAS, eleven years of amendments to Title 29 have created a confusing patchwork that is very difficult to read and understand; and

WHEREAS, the proposed revision of Title 29 reorganizes and clarifies the Municipal Code without making major policy changes; and

WHEREAS, major policy changes to Title 29 should be considered in separate legislation in order to keep the Title 29 revision a "clean" bill;

NOW, THEREFORE, BE IT RESOLVED, that the Alaska Conference of Mayors respectfully requests the Alaska State Legislature adopt this session the revised Title 29, as proposed, without any controversial amendments.

Adopted by the Alaska Conference of Mayors on March 5, 1984 in Juneau, Alaska.


John D. Halliwill, President

NORTH AND NORTHWEST ALASKA MAYOR'S CONFERENCE
1st Session of the 4th Annual
Nome, Alaska
October 25-26, 1983

RESOLUTION NO. 83-06

A RESOLUTION REQUESTING THE ALASKA STATE LEGISLATURE TO ADOPT THE REVISED TITLE 29.

WHEREAS, Title 29 of the Alaska Statutes deals with local governments and is badly in need of revision; and

WHEREAS, a proposed revision of Title 29 has been prepared ; and

WHEREAS, the North and Northwest Alaska Mayor's Conference has previously endorsed this revision on several occasions.

NOW THEREFORE BE IT RESOLVED BY THE NORTH AND NORTHWEST ALASKA MAYOR'S CONFERENCE THAT: The Alaska State Legislature act on the proposed Title 29 as revised.

PASSED and APPROVED by the 1st Session, 4th Annual NORTH AND NORTHWEST ALASKA MAYOR'S CONFERENCE this 26th day of October, 1983.

Jim Eshels *Unalaska* *Chris H. Loren* *Dawning*
President Secretary

INTRODUCED BY: White Mountain

Vote: Yes Unanimous

SECONDED BY: St. Michael

No _____



President: Erling Nelson.
Vice-President: Ruby E. Smith
Treasurer: Janet Whelan
Secretary: Georgjanna Booth
P. O. Box 870430
Wasilla, Alaska 99687
(907) 376-5227

RESOLUTION NO. 84-1

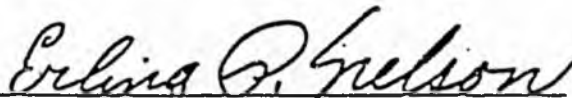
A RESOLUTION OF THE ALASKA ASSOCIATION OF MUNICIPAL CLERKS URGING PASSAGE OF HB 172 (TITLE 29 REWRITE).

WHEREAS, Municipal Clerks throughout the State of Alaska use Title 29 as their Bible; and

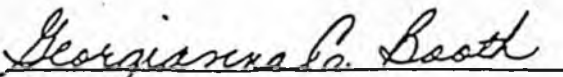
WHEREAS, the present hodgepodge within Title 29 smacks of the Tower of Babel; and

WHEREAS, Clerks cannot effectively help your constituents understand Title 29 without a language interpreter;

NOW, THEREFORE, BE IT RESOLVED; that the Alaska Association of Municipal Clerks urges immediate passage of HB 172 without any further amendments.


Erling P. Nelson
President

ATTEST:


Georgjanna C. Booth
Secretary

Presented by: The Manager
Introduced: 03/22/84
Drafted by: G.L.S.

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 1027

A RESOLUTION URGING THE ALASKA LEGISLATURE TO TAKE
IMMEDIATE ACTION TO ADOPT THE REVISED MUNICIPAL CODE.

WHEREAS, the present municipal code (Title 29 of the Alaska Statutes) was adopted in 1972 and was a consolidation of the former Title 29 that dealt with cities and the former Title 7 that dealt with boroughs, and

WHEREAS, such consolidation was the first effort at integrating the codes applying to these two forms of local government in Alaska, and

WHEREAS, local governments in Alaska have matured substantially since 1972 and now face different problems, and

WHEREAS, the Twelfth Legislature adopted a comprehensive revision of the municipal code, but the bill was vetoed by the governor because of certain controversial floor amendments that were added, and

WHEREAS, "clean" versions of the municipal code revision were introduced in each house by the Thirteenth Legislature during its first session, and

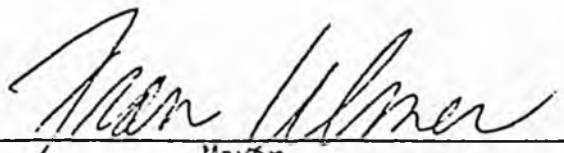
WHEREAS, the proposed municipal code revision reorganizes and clarifies Title 29 without making major policy changes, and

WHEREAS, the municipalities in Alaska need the proposed revisions to Title 29 to eliminate the existing confusion that exists within Title 29 and to provide municipalities in Alaska with a legal framework more suited to the 1980's;

NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:


That the Alaska State Legislature is urged to act immediately on the proposed Title 29 revision and to pass out a "clean" version without additional policy changes or controversial amendments.

Adopted this 22nd day of March, 1984.



Mayor

Attest:



Clerk

MATANUSKA-SUSITNA BOROUGH

RESOLUTION SERIAL NO. 84-38

A RESOLUTION OF THE ASSEMBLY OF THE MATANUSKA-SUSITNA BOROUGH URGING
PASSAGE OF HB 172 - TITLE 29 REVISIONS

WHEREAS, passage of HB 172 revising Title 29 on local government would increase the effectiveness and responsiveness of local governments; and

WHEREAS, the existing Title 29 has become difficult to interpret and work with; and

WHEREAS, a technical revision of Alaska local government laws is long overdue; and

WHEREAS, introduction of substantive issues would create confusion; and

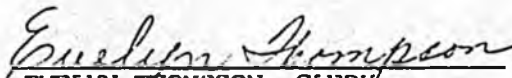
WHEREAS, any substantive legislation affecting local governments should be handled by separate bills so that the public would have adequate notice and opportunity to be heard with respect to substantive issues at the time the bills are considered;

NOW THEREFORE, BE IT RESOLVED, that the Matanuska-Susitna Borough Assembly urges the 1984 session of the Alaska State Legislature to pass HB 172 - Title 29 revisions "clean" and without amendments.

ACCEPTED AND APPROVED by the Assembly of the Matanuska-Susitna Borough this 3rd day of April, 1984.


EDNA ARMSTRONG, MAYOR

ATTEST:


EVELYN THOMPSON, CLERK

REVIEWED AND APPROVED:


GARY THURLOW, MANAGER

(SEAL)

KODIAK ISLAND BOROUGH
RESOLUTION NO. 84-20-R

A RESOLUTION OF THE KODIAK ISLAND BOROUGH ASSEMBLY SUPPORTING
SENATE BILL 1 AND HOUSE BILL 172 WHICH REVISE AND REORGANIZE ALASKA STATUTES
TITLE 29.

WHEREAS, Alaska Statutes Title 29 is that portion of State Law which
governs municipal government within the State of Alaska, and

WHEREAS, Title 29 has been in need of revision and reorganization
for many years, and

WHEREAS, Senate Bill 1 and House Bill 172 were filed during the
First Session of the 13th Legislature, and

WHEREAS, either one of these bills would accomplish the needed
revision and reorganization, and

WHEREAS, the bills do not contain any of the provisions which were
criticized by Governor Hammond in his July 15, 1982 veto, and

WHEREAS, the bills make many non-controversial improvements that are
long overdue and necessary for the smooth working of municipal government in
our state.

NOW, THEREFORE, BE IT RESOLVED by the Kodiak Island Borough Assembly
that the Alaska State Legislature's urge to pass Senate Bill 1 and/or House
Bill 172 during the Second Session of the Thirteenth Legislature.

BE IT FURTHER RESOLVED that the Legislature refrain from making
controversial amendments to these bills.

AND BE IT FURTHER RESOLVED that copies of this resolution be sent to:

The Honorable Bob Mulcahy, State Senate

The Honorable Fred F. Zharoff, House of Representatives

The Honorable Bill Ray, Chairman, Senate Judiciary Committee

The Honorable Mike W. Miller, Chairman, House Community
and Regional Affairs Committee

The Alaska Municipal League

PASSED AND APPROVED this 1st day of March, 1984.

KODIAK ISLAND BOROUGH

By James M. Kelly
Borough Mayor

ATTEST:

By Shirley Miller, CMC
Borough Clerk

APPROVED
Date: 3-6-84

Requested by: Assemblywoman Maser
Prepared by: Municipal Clerk
For Reading: March 6, 1984

ANCHORAGE, ALASKA

AR NO. 84-65 (Amended)

A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY URGING THE STATE LEGISLATURE AND THE GOVERNOR TO PROCEED EXPEDITIOUSLY WITH THE PASSAGE OF TITLE 29 REWRITE.

WHEREAS, the current Title 29, last revised in 1972, is a hodgepodge of 13 years worth of amendments, and

WHEREAS, it is very difficult for the average citizen to read and understand, and

WHEREAS, recognizing the problem, the legislature adopted SCR 66 in 1980, directing the rewrite of Title 29, and

WHEREAS, a broadly representative policy committee, with the assistance of a technical committee, prepared a revised code after an exhaustive series of meetings, hearings, and public presentations, and

WHEREAS, SB 180, the original bill, was passed by the legislature in the 1982 session but because of controversial floor amendments, Governor Hammond vetoed the bill, and

WHEREAS, HB 172, the rewrite of Title 29, is a number one priority of the Alaska Municipal League.

BE IT, THEREFORE, RESOLVED, the Anchorage Municipal Assembly hereby requests the State Legislature and the Governor to proceed expeditiously with the passage of HB 172.

PASSED and APPROVED this 6th day of March, 1984.



Chairman

ATTEST:


Municipal Clerk

CITY OF FORT YUKON

INCORPORATED 1959

Post Office Box 269

Fort Yukon, Alaska 99740

Telephone (907) 662-2479 or 2379

RESOLUTION 84-07

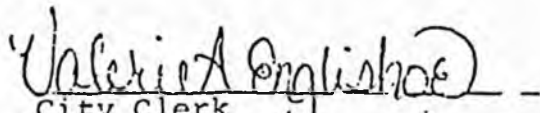
- WHEREAS, Title 29 of the Alaska Statutes, the Municipal code, has not been revised since 1972; and
- WHEREAS, Eleven years of amendments to Title 29 have created a confusing patchwork that is very difficult to read and understand; and
- WHEREAS, The proposed revision of Title 29 reorganizes and clarifies the Municipal code without making major policy changes; and
- WHEREAS, Major Policy changes to Title 29 should be considered in separate legislation in order to keep the Title 29 revision a "Clean" bill;

NOW THEREFORE BE IT RESOLVED, That the City of Fort Yukon, Inc. respectfully requests the Alaska State Legislature adopt this session the revised Title 29, as proposed, without any controversial amendments.

PASSED AND APPROVED by the City council of the City of Fort Yukon, Alaska this 20 day of March, 1984.


MAYOR

ATTEST:


city clerk

CITY OF UNALASKA
UNALASKA, ALASKA

RESOLUTION 84-16

A RESOLUTION SUPPORTING HOUSE BILL 172
WHICH AMENDS ALASKA STATUTES TITLE 29.

WHEREAS: Alaska Statutes 29 is the section of the statutes which deals with operation of local governments, and

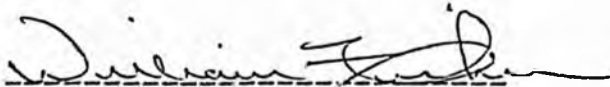
WHEREAS: This title has been amended many times since statehood but not recodified in recent years, and

WHEREAS: That recodification is seriously needed to enable local government officials and citizens interested in local government to make more efficient use of the state law.


NOW, THEREFORE BE IT RESOLVED, that:

The City Council of the City of Unalaska supports the present recodification of Title 29 which is contained in HB 172 now under consideration by the Alaska Legislature.

Passed and approved this 8th day of March, 1984 by the City Council of the City of Unalaska, Alaska.



William Fisher
Mayor



Glenda Martin Currier
City Clerk



RESOLUTION 84-1

A RESOLUTION OF THE CITY OF HOUSTON, ALASKA ENDORSING THE ADOPTION BY THE ALASKA STATE LEGISLATURE OF HB 172, A REVISION OF THE MUNICIPAL CODE.

WHEREAS, as a second class City, the operation of City functions is mandated by Title 29 of the Alaska Statutes, and

WHEREAS, proposed Legislation in HB 172 will provide clarification and continuity of said Statutes,

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Houston does endorse and encourage passage of HB 172 during the 1984 Legislative session.

ADOPTED THIS 9th DAY OF FEBRUARY 1984.

John J. Eder, Deputy Mayor

ATTEST:

Elsie M. O'Bryan, City Clerk

COPY

RESOLUTION NO. 83/84-29

A RESOLUTION URGING THE ALASKA LEGISLATURE TO TAKE IMMEDIATE ACTION TO ADOPT THE REVISED MUNICIPAL CODE.

WHEREAS, the present municipal code (Title 29 of the Alaska Statutes) was adopted in 1972 and was a consolidation of the former Title 29 that dealt with cities and the former Title 7 that dealt with boroughs, and

WHEREAS, such consolidation was the first effort at integrating the codes applying to these two forms of local government in Alaska, and

WHEREAS, local governments in Alaska have matured substantially since 1972 and now face different problems, and

WHEREAS, the Twelfth Legislature adopted a comprehensive revision of the municipal code, but the bill was vetoed by the governor because of certain controversial floor amendments that were added, and

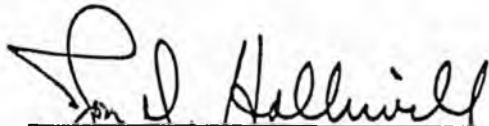
WHEREAS, "clean" versions of the municipal code revision were introduced in each house by the Thirteenth Legislature during its first session, and

WHEREAS, the proposed municipal code revision reorganizes and clarifies Title 29 without making major policy changes, and

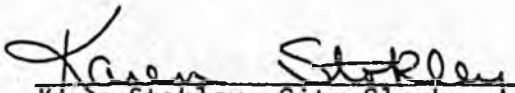
WHEREAS, the municipalities in Alaska need the proposed revisions to Title 29 to eliminate the existing confusion that exists within Title 29 and to provide municipalities in Alaska with a legal framework more suited to the 1980's;

NOW THEREFORE BE IT RESOLVED by the Haines City Council that the Alaska State Legislature is urged to act immediately on the proposed Title 29 revision and to pass out a "clean" version without additional policy changes or controversial amendments.

PASSED AND APPROVED this 18th day of April, 1984.


Jon D. Halliwill, Mayor

ATTEST:


Karen Stokley, City Clerk

SEAL:

CITY OF SCAMMON BAY

GENERAL DELIVERY

Scammon Bay, Alaska 99662 / (907) 558-5529

The Honorable Frank Ferguson
Alaska State Senator
Alaska State Legislator
Pouch V
Juneau, Alaska 99811

May 23, 1984

REF: H.B. 172- Title revisions

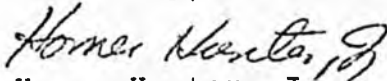
Dear Senator:

It has come to my attention that the Senate-Community And Regional Affairs of which you are a Chairman, has pushed aside H.B. 172.

I think H.B.172 is a clean bill and I ^{ld} rather not let it die after four years of effort and a year long of hard work by four House committees.

I am urgently asking that the Senate take action on this bill without no controversial amendments! I hope your committee and the others will seriously take consideration on this matter without any useless delays...

Sincerely,



Homer Hunter, Jr.
Mayor

cc. file

Senate finance committee
Senate president Jay Kertulla
Speaker Joe Hayes
Governor Bill Sheffield
Alaska Municipal League
members of the Senate

Suggested by: Mayor Tom Wagoner

CITY OF KENAI

RESOLUTION NO. 84-30

A RESOLUTION OF THE COUNCIL OF THE CITY OF KENAI, ALASKA URGING THE 13TH ALASKA STATE LEGISLATURE TO ADOPT THE REVISED TITLE 29 AS PROPOSED PRIOR TO ADJOURNMENT OF THE 13TH ALASKA STATE LEGISLATIVE SESSION.

WHEREAS, Title 29 of the Alaska Statutes, the Municipal Code, has not been revised since 1972, and

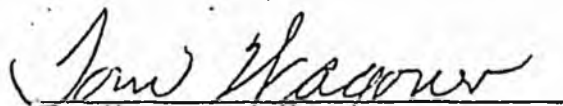
WHEREAS, eleven years of amendments to Title 29 have created a confusing patchwork that is both difficult to read and to understand, and

WHEREAS, the proposed revision of Title 29 reorganizes and clarifies the municipal code without making major policy changes, and

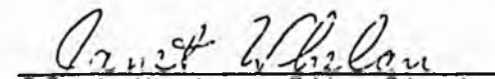
WHEREAS, major policy changes to Title 29 should be considered in separate legislation in order to keep the Title 29 revision a clear and understandable bill.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF KENAI, ALASKA, that the Kenai City Council respectfully request the 13th Alaska State Legislature to adopt the proposed revision of Title 29 as submitted without any major or controversial amendments.

PASSED BY THE COUNCIL OF THE CITY OF KENAI, ALASKA this 21st day of MARCH, 1984.


Tom Wagoner, Mayor

ATTEST:


Janet Whelan, City Clerk

RESOLUTION 84-3
OF THE CITY COUNCIL OF
ST. MARY'S, ALASKA

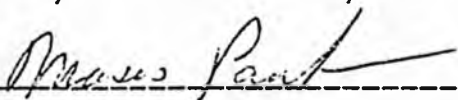
WHEREAS: The Alaska State Legislature is considering HB 172 providing for a comprehensive revision of Title 29 governing municipal governments;

WHEREAS: A comprehensive revision of Title 29 has been before the Legislature and the Governor since its introduction by the Title 29 Review Committee in 1981.

WHEREAS: Municipalities throughout the State favor the revisions proposed and have been urging passage of the revision since its introduction.

THEREFORE, BE IT RESOLVED: The City Council for the City of St. Mary's urges its representatives and the Governor to work for a quick and unencumbered passage of HB 172, the comprehensive revision of Title 29.

PASSED AND APPROVED by a duly established quorum of the City Council for the City of St. Mary's this day of , 1984.



Mayor

ATTEST:


City Clerk

City of Tenakee Springs

RESOLUTION 84-11

In the Council
March 22, 1984

Introduced by the
Council President

A RESOLUTION REQUESTING ADOPTION OF REVISED ALASKA TITLE 29

WHEREAS, Title 29 of the Alaska Statutes, the Municipal Code, has not been revised since 1972; and

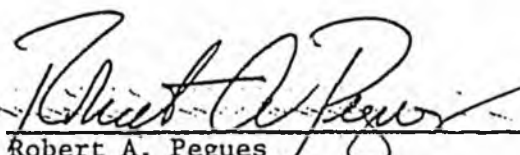
WHEREAS, eleven years of amendments to Title 29 have created a confusing patchwork that is very difficult to read, understand and administer; and

WHEREAS, the proposed revision of Title 29 reorganizes and clarifies the Municipal Code without making major policy changes; and

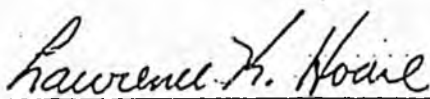
WHEREAS, major policy changes to Title 29 should be considered in separate legislation in order to keep the Title 29 revision a "clean" bill; then

THEREFORE, BE IT RESOLVED, that the Council of the City of Tenakee Springs respectfully requests the Alaska State Legislature adopt this session the revised Title 29, as proposed, without any controversial amendments.

ADOPTED 5 YEAS - 2 ABSENT THIS 22 DAY OF MARCH, 1984


Robert A. Pegues
City Council President
ex officio MAYOR

ATTEST:


Lawrence K. Hoare
City Clerk

City of Sand Point

P.O. Box 177
Sand Point, Alaska 99661
(907) 383-2695

RESOLUTION NO. 84-14

A RESOLUTION OF THE SAND POINT CITY COUNCIL REQUESTING THE ALASKA STATE LEGISLATURE TO REVISIT THIS SUBJECT AND REVISION TITLE 29

WHEREAS, Title 29 of the Alaska Statutes, the Municipal Code, has not been revised since 1972; and

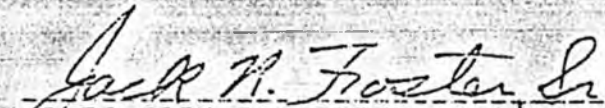
WHEREAS, eleven years of amendments to Title 29 have created a confusing patchwork that is very difficult to read and understand; and

WHEREAS, the proposed revision of Title 29 reorganizes and clarifies the Municipal code without making major policy changes; and

WHEREAS, major policy changes to Title 29 should be considered in separate legislation in order to keep the title 29 revision a "clean" bill;

NOW THEREFORE BE IT RESOLVED that the City Council of Sand Point respectfully requests the Alaska State Legislature adopt this session the revised Title 29, as proposed, without any controversial amendments.

PASSED AND ADOPTED BY A DULY CONSTITUTED QUORUM OF THE SAND POINT CITY COUNCIL THIS 10th DAY OF April, 1984.


MAYOR JACK R. FOSTER SR.

ATTEST:


CITY CLERK DEBRA K. DUSHKIN

Final

CITY OF PALMER, ALASKA

RESOLUTION NO. 601

A RESOLUTION SUPPORTING PASSAGE OF HB 172 - TITLE 29 REVISIONS.

WHEREAS, the current Title 29 of the Alaska State Statutes is outdated in many instances and difficult to work with, and

WHEREAS, a technical revision of Alaska government law is long overdue, and

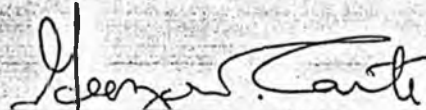
WHEREAS, many hours have been spent on the rewrite of Title 29 by both State and Local Elected and Appointed Officials, and

WHEREAS, a consensus has been reached on the Title 29 revisions as presented in HB 172,

NOW, THEREFORE, BE IT RESOLVED that the City of Palmer urges the 1984 Alaska State Legislature to pass HB 172 - Title 29 revisions as presented without any amendments.

Publication of this resolution shall be by posting a copy hereof on the City Hall bulletin board for a period of ten (10) days following its passage and approval.

Passed and approved by the City Council of the City of Palmer, Alaska, this 10th day of April, 1984.



GEORGE W. CARTE, MAYOR

DAVID L. SOULAK, CITY CLERK

CITY OF KETCHIKAN, ALASKA

RESOLUTION NO. 1371

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KETCHIKAN, ALASKA, SUPPORTING THE REORGANIZATION OF TITLE 29 FOR CLARITY AND FLEXIBILITY AND URGING PASSAGE OF HOUSE BILL 172 (CSHB 172), AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, in 1980 the Legislature adopted SCR 66 which directed that Title 29 be reviewed and rewritten to provide clarity and readability; and

WHEREAS, a broadly representative policy committee representing rural and urban communities, with the assistance of a technical committee, prepared a revised code after an exhaustive series of meetings, hearing, and public presentations; and

WHEREAS, Title 29 as clarified was introduced as HB 170 and SB 180 in 1981; and

WHEREAS, more hearings were held during the First and Second Session of the Twelfth Alaska State Legislature and hearings were also held in the interim between sessions; and

WHEREAS, SB 180 passed the Legislature during the Second Session; and

WHEREAS, because of controversial floor amendments, the City of Ketchikan joined other local governments urging Governor Hammond to veto the bill; and

WHEREAS, Title 29 as clarified was again introduced as SB 1 and HB 172 during the First Session of the Thirteenth Alaska legislature; and

WHEREAS, both bills are basically a reorganization and rewording of Title 29 to enhance its clarity and flexibility; and

WHEREAS, the Council of the City of Ketchikan strongly feels that this clarification is in the best interests of all local governments in Alaska and that the content and intent of the bill is not controversial; and

WHEREAS, the City Council appreciates the hours of time and effort expended on this bill by Alaskans who harbor a great concern for the well-being of Alaska Local Government and believes those hours should not have been expended in vain.

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

Section 1: The Council of the City of Ketchikan supports the reorganization of Title 29 for clarity and flexibility and urges the State Legislature to pass House Bill 172 (CSHB 172).

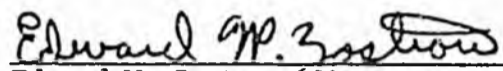
Section 2: The City Council supports this bill in its basic form and requests other proposals which would constitute major policy revisions or innovations in the function of local government be considered in separate legislation.

Section 3: The Council further requests that all committees expeditiously consider House Bill 172 (CSHB 712) to assure action prior to adjournment of the Thirteenth Alaska Legislature.

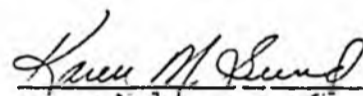
Section 4: The City Clerk is hereby directed to send copies of this resolution to Representative McBride, Representative Wendte, Senator Ziegler, the House Community and Regional Affairs Committee, the House Judiciary Committee, and the House Rules Committee, the Senate Community and Regional Affairs Committee, the Senate Judiciary Committee, the Senate Finance Committee, the Senate Rules Committee, and the Alaska Municipal League.

Section 5: This resolution shall be effective immediately upon passage and approval.

PASSED AND APPROVED THIS 15 day of March, 1984.


Edward W. Zastrow, Mayor

ATTEST:


Karen M. Sund, Deputy Clerk

Submitted By:
Mayor Rasmussen
Action Taken:
Yes /S/ No /D/

CITY OF NOME, ALASKA
RESOLUTION

R-84-3-2

"A RESOLUTION REQUESTING
THE ALASKA STATE LEGISLATURE
ADOPT THE REVISED TITLE 29."

WHEREAS, Title 29 of the Alaska Statutes, the Municipal Code, has not been revised since 1972; and,

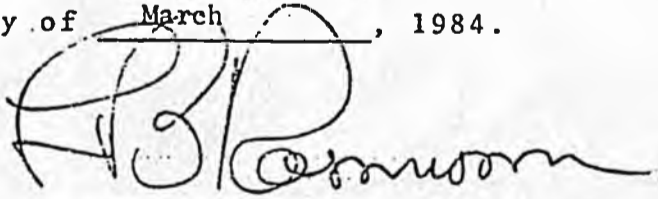
WHEREAS, eleven years of amendments to Title 29 have created a confusing patchwork that is very difficult to read and understand; and,

WHEREAS, the proposed revision of Title 29 reorganizes and clarifies the Municipal Code without making major policy changes; and,

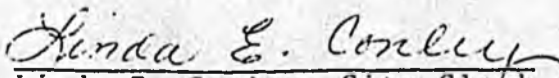
WHEREAS, major policy changes to Title 29 should be considered in separate legislation in order to keep the Title 29 a "clean" bill;

NOW, THEREFORE, BE IT RESOLVED by the Nome Common Council that the Alaska State Legislature adopt during this session the revised Title 29, as proposed, without any controversial amendments.

SIGNED and DATED this 12th day of March, 1984.


Leo B. Rasmussen, Mayor

ATTEST: /


Linda E. Conley, City Clerk

A RESOLUTION SUPPORTING SENATE BILL 1 AND HOUSE BILL 172 WHICH REVISE AND REORGANIZE ALASKA STATUTE TITLE 29

WHEREAS, Alaska Statute Title 29 is that portion of state law which governs municipal government within the State of Alaska; and

WHEREAS, Title 29 has been in need of revision and reorganization for many years; and

WHEREAS, Senate Bill 1 and House Bill 172 were filed during the first session of the Thirteenth Legislature; and

WHEREAS, either one of these bills would accomplish the needed revision and reorganization; and

WHEREAS, the bills do not contain any of the provisions which were criticized by Governor Hammond in his July 15, 1982, veto; and

WHEREAS, the bills make many noncontroversial improvements that are long overdue and necessary for the smooth working of municipal government in our state,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kodiak, Alaska, that the Alaska State Legislature is urged to pass Senate Bill 1 and/or House Bill 172 during this second session of the Thirteenth Legislature.

BE IT FURTHER RESOLVED that the Legislature refrain from making any controversial amendments to these bills.

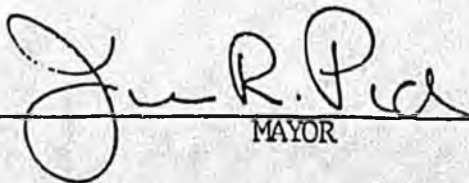
AND, BE IT FURTHER RESOLVED that copies of this resolution be sent to:

The Honorable Robert Mulcahy, Alaska State Senator
The Honorable Fred Zharoff, Alaska Representative
The Honorable Bill Ray, Chairman of the Senate Judiciary Committee
The Honorable Mike W. Miller, Chairman of the House Community and Regional Affairs Committee

PASSED AND APPROVED this 23RD day of FEBRUARY, 1984.

CITY OF KODIAK

ATTEST:


MAYOR


CITY CLERK