



City of Gustavus
P.O. Box 1
Gustavus, AK 99826
Phone: (907) 697-2451

COUNCIL PACKET
AUGUST 12, 2010 GENERAL MEETING



CITY COUNCIL MEETING AGENDA
GENERAL MEETING
AUGUST 12, 2010
7:00PM @ CITY HALL

Paul Berry
Mayor
mayor@gustavus-ak.gov
Term Expires 2010

John Nixon
Vice Mayor
john.nixon@gustavus-ak.gov
Term Expires 2011

Karen Taylor
Council Member
karen.taylor@gustavus-ak.gov
Appointed Term Expires 2010
Seat Term 2012

Melanie Lesh
Council Member
melanie.lesh@gustavus-ak.gov
Term Expires 2012

Joe Lassiter
Council Member
joe.lassiter@gustavus-ak.gov
Term Expires 2011

Tim Sunday
Council Member
tim.sunday@gustavus-ak.gov
Term Expires 2012

Jim Mackovjak
Council Member
jim.mackovjak@gustavus-ak.gov
Term Expires 2010

COUNCIL MEETINGS:

Work Sessions:

1st & 3rd Thursdays

General Meeting:

2nd Thursday

1. Call to Order
2. Roll Call
3. Approval of Minutes
 - A. July 8th, 2010 General Meeting Minutes
4. Mayor's Request for Agenda Changes
5. Committee Reports
 - A. GVFD
 - B. Lands
 - C. Dude Creek Critical Habitat Area Management Plan Committee
 - D. Gustavus Visitors Association
6. Public Comment on non-Agenda Items
7. Consent Agenda
 - A. Resolution 2010-21 A Resolution of the City of Gustavus Creating a Special Committee to Develop an Action plan for Septage Processing
 - B. Resolution 2010-22 A Resolution to Establish a City Council Working Group to Help Design and Monitor the Expansion of and Structural and Other Improvements to the Gustavus City Hall, Some of Which Will Occur in Conjunction With Related Improvements to Tong Fire Hall
 - C. Ordinance for Publication: FY11-03NCO An Ordinance for the City of Gustavus Providing for the Amendment of the Administration Budget for Fiscal Year 2011 – Election Pamphlets
 - D. Ordinance for Publication: FY11-04NCO An Ordinance for the City of Gustavus Providing for the Amendment of the GCN Budget for Fiscal Year 2011 – Communications Tower
 - E. Financial Assistance Award – Fish and Wildlife Service for Good River Road Fish Passage Improvements – Survey and Design
 - F. Appointment of Joe Lassiter to the City Hall & Fire Hall Work Group
 - G. Appointment of Melanie Lesh to the City Hall & Fire Hall Work Group
 - H. Appointment of Jim Mackovjak to the City Hall & Fire Hall Work Group
 - I. Appointment of Lou Cacioppo to GVFD Committee
 - J. Appointment of Ed Bond to Roads Committee
 - K. Appointment of Aimee Youmans to Roads Committee
 - L. Appointment of Kim Ney to GCN Committee



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COUNCIL MEETINGS:

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1st & 3rd Thursdays

General Meeting:

2nd Thursday

- M. Confirmation of Diane Klawunder as chair of the GCN Committee
- N. Appointment of Mike Taylor to the Septage Committee
- O. Appointment of Sandi Marchbanks to the Lands Committee
- P. Appointment of Ken Klawunder to the Lands Committee
- 8. Ordinance for Public Hearing
 - A. FY11-01NCO An Ordinance of the City of Gustavus Placing a Ballot Question on the October 5th, 2010 General Election Ballot to Approve the Expenditure of Endowment Fund Principal up to \$150,000 to be Used to Build a Community-Wide Broadband Network, to be Repaid From Internet Service Fees Over Eight Years Time With Interest
 - B. FY11-02 An Ordinance of the City of Gustavus Amending Section 04.15.030 "Imposition of Sales Tax" Increasing the City's Sales Tax From Two Percent (2%) to Three Percent (3%)
- 9. Unfinished business
- 10. New Business
 - A. RFP for Publication – Short title: Subdividing Tract B Salmon River Boat Harbor
 - B. Authorize GCN to Spend More Than \$2,000 in Contract for Costs Associated with Project Engineer Supervising the Gustavus Communications Tower Project
- 11. Staff Reports
- 12. City Council Reports
 - A. Mayor's report
 - B. City Clerk report
- 13. City Council questions and comments
- 14. Public Comments on non-Agenda Items
- 15. Executive Session
- 16. Adjournment

NOT YET APPROVED
City Council Minutes
City of Gustavus, Alaska

City Council General Meeting
July 8, 2010

1. Call to Order: A General Meeting of the Gustavus City Council was held on July 8, 2010 at 7:00PM.

Mayor Berry called the meeting to order at 7:00PM

2. Roll Call:

Comprising a quorum of the Council the following were present:

Mayor Berry	
Vice Mayor Nixon	- Via Teleconference
Council Member Lassiter	
Council Member Mackovjak	
Council Member Taylor	

Council Members not in attendance:

Council Member Lesh	-Absent
Council Member Sunday	-Absent

3. Approval of Minutes

A. June 10, 2010 General Meeting

Minutes of the June 10, 2010 General meeting were approved by unanimous consent.

B. June 22, 2010 Special Meeting

Minutes of the June 22, 2010 Special meeting were approved by unanimous consent.

4. Mayor's Request For Agenda Changes: None

5. Committee Reports:

- A. DRC Committee report given by Paul Berry.
- B. Road Committee report given by Joe Lassiter.

6. Public Comment on Non-Agenda Items: None

7. Consent Agenda:

A. Resolution 2010-19 A Resolution to Establish Designated Parking Areas in the Salmon River Boat Harbor

Mayor's recommendation: That Resolution 2010-19, with attachment, be adopted with the Consent Agenda.

B. Resolution 2010-20 A Resolution of the City Of Gustavus Setting Rates Fees for use of Facilities at the

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City Council Minutes
City of Gustavus, Alaska

**Salmon River Boat Launch and Repealing Resolution
2010-13**

Mayor's recommendation: That Resolution 2010-20, with attachment, be adopted with the Consent Agenda.

C. Appointment of Mike Taylor to Road Committee

Mayor's recommendation: That Mike Taylor be appointed to the Road Committee with the Consent Agenda.

D. Appointment of Diane Klawunder to GCN Committee

Mayor's recommendation: That Diane Klawunder be appointed to the GCN Committee with the Consent Agenda.

~~E. Appointment of Mike Taylor to DRC Committee~~

Mayor's recommendation: That Mike Taylor be appointed to the DRC Committee with the Consent Agenda.

(Clerk's Note: Consent Agenda Item 7E was requested to be removed from the Consent Agenda and is item 10F under New Business.)

Motion:	Council Member Lassiter moved that the Council accept and approve the consent agenda of 7-8-2010.
Seconded by:	Council Member Mackovjak

<p>ROLL CALL VOTE ON MOTION: Yes: Berry, Lassiter, Mackovjak, Nixon, Taylor No: None</p> <p>Motion Passes 5/0</p>

8. Ordinances for Public Hearing: None

9. Unfinished Business: None

10. New Business:

**A. Approve the GVFD Committee recommendation to hire
Tom Jones of Santa Rosa Beach Florida for the GVFD Fire
Chief position.**

Public Comment:

1. Gus Martinez
2. Kim Ney
3. Mark Berry

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City Council Minutes
City of Gustavus, Alaska

Motion:	Vice Mayor Nixon moved that the Council approve the Gustavus Volunteer Fire Department recommendation to approve the hiring of Tom Jones for the Gustavus Volunteer Fire Department Fire Chief position.
Seconded by:	Council Member Mackovjak

Council discussion followed.

<p>ROLL CALL VOTE ON MOTION: Yes: Berry, Lassiter, Mackovjak, Nixon, Taylor No: None</p> <p>Motion Passes 5/0</p>

B. Ordinance for Publication: FY11-01 An Ordinance of the City of Gustavus Placing a Ballot Question on the October 5th, 2010 General Election Ballot to Approve The Expenditure of Endowment Fund Principal up to \$150,000 to be Used to Build a Community-Wide Broadband Network, to be Repaid From Internet Service Fees over Eight Years time With Interest.

Public Comment:

1. Nate Borson
2. Kim Ney

Motion:	Council Member Mackovjak moved that the Gustavus City Council publish ordinance FY11-01 an ordinance of the City of Gustavus placing on the October 5 th General Election Ballot to approve the expenditure of endowment fund principle up to \$150,000.00 to be used to build a community-wide broadband network, to be repaid from internet service fees over eight years time with interest.
Seconded by:	Council Member Taylor

Council discussion followed.

Motion To Amend:	Council Member Taylor moved to amend Section 1 Classification so that it reads This Non Code Ordinance is of a permanent nature.
Seconded by:	Council Member Mackovjak

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City Council Minutes
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Council discussion followed.

ROLL CALL VOTE ON MOTION TO AMEND:

Yes: Berry, Lassiter, Mackovjak, Nixon, Taylor

No: None

Motion To Amend Passes 5/0

ROLL CALL VOTE ON AMENDED MOTION:

Yes: Berry, Lassiter, Mackovjak, Nixon, Taylor

No: None

Motion Passes 5/0

**C. Ordinance for Publication: FY11-02 An Ordinance of the
City of Gustavus Amending Section 04.15.030 “Imposition
of Sales Tax” Increasing the City's Sales Tax From Two
Percent (2%) to three Percent (3%)**

Public Comment: None

Motion: Council Member Taylor moved the Council publish ordinance FY11-02 an ordinance of the City of Gustavus amending Section 04.15.030 “imposition of sales tax” by increasing the City’s sales tax from two percent (2%) to three percent (3%) which would provide for Ballot Proposition 2 amending Section 04.15.030 “Imposition of Sales Tax” by increasing the City’s sales tax from two percent (2%) to three percent (3%).

Seconded by: Council Member Lassiter

Motion: Vice Mayor Nixon moved to table until this can be further worked on.

Seconded by: None – Motion lacked a second and fell to the floor.

Council discussion followed.

ROLL CALL VOTE ON MOTION:

Yes: Berry, Lassiter, Mackovjak, Nixon, Taylor

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City Council Minutes
City of Gustavus, Alaska

No: None

Motion Passes 5/0

**D. Notice Regarding Ordinance FY11-01: Adopt an
Announcement for Immediate Posting Stating that the
Council is Asking that Any Qualified Voter May Submit to
the Council a Statement in Opposition to the Proposed
Proposition to be Included in the Fall Election Pamphlet.**

Public Comment: None

Motion:	Council Member Mackovjak moved the Gustavus City Council adopt the solicitation of a written statement in opposition to proposition 1 to approve the expenditure of endowment fund principal up to \$150,000 to be used to build a community wide broadband network, to be repaid form internet service fees over eight years time with interest, this statement to be included in the City of Gustavus election pamphlet.
Seconded by:	Council Member Taylor

ROLL CALL VOTE ON MOTION:

Yes: Berry, Lassiter, Mackovjak, Nixon, Taylor

No: None

Motion Passes 5/0

**E. Notice Regarding Ordinance FY11-02: Adopt an
Announcement for Immediate Posting Stating that the
Council is Asking that Any Qualified Voter May Submit to
the Council a Statement in Opposition to the Proposed
Proposition to be Included in the Fall Election Pamphlet.**

Public Comment:

Motion:	Council Member Mackovjak moved that the Gustavus City Council adopt the solicitation of a written
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City Council Minutes
City of Gustavus, Alaska

Seconded by:	statement in opposition to proposition 2 amending Section 04.15.030 imposition of sales tax by increasing the City's sales tax from two percent (2%) to three percent (3%), the statement to be included in the City of Gustavus election pamphlet. Council Member Lassiter
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<p>ROLL CALL VOTE ON MOTION: Yes: Berry, Lassiter, Mackovjak, Nixon, Taylor No: None</p> <p>Motion Passes 5/0</p>

F. Appointment of Mike Taylor to DRC Committee.

Public Comment:

1. Kim Ney
2. Mike Taylor

Motion:	Council Member Mackovjak moved that we appoint Mike Taylor to the DRC Committee.
Seconded by:	Council Member Lassiter

Council discussion followed.

<p>ROLL CALL VOTE ON MOTION: Yes: Berry, Lassiter, Mackovjak, Taylor No: Nixon</p> <p>Motion Passes 4/1</p>

11. Staff Reports: None

12. City Council Reports

A. Mayor's Report

- VPSO Open House Meeting August 19, 2010

B. City Clerk's Report: None

13. City Council Questions & Comments

- Vice Mayor Nixon asked about a letter to Fire Chief Berry

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City Council Minutes
City of Gustavus, Alaska**

14. Public Comment on Non-Agenda Items:

1. Kim Ney

15. Executive Session: None

16. Adjournment:

With no further business before the Council the meeting was adjourned at 8:19PM.

**Mayor's Report and Recommendations for Items on the August 12th, 2010
Consent Agenda**

**A. Resolution 2010-21 A Resolution of the City of Gustavus Creating a
Special Committee to Develop an Action plan for Septage Processing**

Description: Resolution 2010-21 creates a special committee, the Septage Committee, to determine the market for septage pumping and disposition. This committee will explore the various means of disposition of pumped septage, explore sites for septage disposition and will also address other related septage issues. Finally, the committee will develop an initial scoping document for Council approval. The committee shall comprise up to seven members.

Mayor's recommendation: That Resolution 2010-21 be adopted with the Consent Agenda.

**B. Resolution 2010-22 A Resolution to Establish a City Council Working
Group to Help Design and Monitor the Expansion of and Structural
and Other Improvements to the Gustavus City Hall, Some of Which
Will Occur in Conjunction With Related Improvements to Tong Fire
Hall**

Description: Resolution 2010-22 documents the history of the CIP grant for improvements to City Hall. It establishes a working group made up of three Council members, to help design and monitor the expansion of and structural and other improvements to City Hall and the Fire Hall. The resolution also provides a mechanism for maintaining membership in the work group and establishes a central project file for all relevant project documents which is to be made available for public inspection.

Mayor's recommendation: That Resolution 2010-22 be adopted with the Consent Agenda.

**C. Ordinance for Publication: FY11-03NCO An Ordinance for the City of
Gustavus Providing for the Amendment of the Administration Budget
for Fiscal Year 2011 – Election Pamphlets**

Description: Ordinance FY11-03NCO moves \$250 from Supplies – Office budget category, and \$250 from Postage & Shipping budget category, to a new budget category: Elections. This new category is for the distribution of election pamphlets prior to the October 5th General Election.

Mayor's recommendation: That Ordinance FY11-03NCO be published with the Consent Agenda.

**D. Ordinance for Publication: FY11-04NCO An Ordinance for the City of
Gustavus Providing for the Amendment of the GCN Budget for Fiscal
Year 2011 – Communications Tower**

Description: Ordinance FY11-04NCO allocates \$9,000 from GCN's

Encumbered Committee Funds income budget category into Capital Expense – Tower Construction (\$5,000) and Contractual Services (\$4,000) expense categories.

Mayor's recommendation: That Ordinance FY11-04NCO be published with the Consent Agenda.

E. Financial Assistance Award – Fish and Wildlife Service for Good River Road Fish Passage Improvements – Survey and Design

Description: The purpose of this project is to provide funding for site surveys at all inadequate culverts along Mt. View Road and for the design of a new crossing structure that will provide for long-term fish passage and channel stability at the most downstream crossing (i.e. Good River Road). \$42,000 is to be provided by the FWS and \$1,120 is to be provided by the City as an in-kind match. Project period is from 8/15/2010 through 12/31/2011.

Mayor's recommendation: That the Council authorizes the Mayor to sign the “Mountain View Creek Fish Passage Improvements – Survey and Design” *[proper project title]* Financial Assistance Award with the Consent Agenda.

F. Appointment of Joe Lassiter to the City Hall & Fire Hall Work Group

Description and Mayor's recommendation: That Joe Lassiter be appointed to the City Hall & Fire Hall Work Group with the Consent Agenda.

G. Appointment of Melanie Lesh to the City Hall & Fire Hall Work Group

Description and Mayor's recommendation: That Melanie Lesh be appointed to the City Hall & Fire Hall Work Group with the Consent Agenda.

H. Appointment of Jim Mackovjak to the City Hall & Fire Hall Work Group

Description and Mayor's recommendation: That Jim Mackovjak be appointed to the City Hall & Fire Hall Work Group with the Consent Agenda.

I. Appointment of Lou Cacioppo to GVFD Committee

Description and Mayor's recommendation: That Lou Cacioppo be appointed to the Gustavus Volunteer Fire Department Committee with the Consent Agenda.

J. Appointment of Ed Bond to Roads Committee

Description and Mayor's recommendation: That Ed Bond be appointed to the Roads Committee with the Consent Agenda.

K. Appointment of Aimee Youmans to Roads Committee

Description and Mayor's recommendation: That Aimee Youmans be appointed to the Roads Committee with the Consent Agenda.

L. Appointment of Kim Ney to GCN Committee

Description and Mayor's recommendation: That Kim Ney be appointed to the Gustavus Community Network Committee with the Consent Agenda.

M. Confirmation of Diane Klawunder as chair of the GCN Committee

Description and Mayor's recommendation: That Diane Klawunder be confirmed as Chair of the Gustavus Community Network Committee with the Consent Agenda.

N. Appointment of Mike Taylor to the Septage Committee

Description and Mayor's recommendation: That Mike Taylor be appointed to the Septage Committee with the Consent Agenda.

O. Appointment of Sandi Marchbanks to the Lands Committee

Description and Mayor's recommendation: That Sandi Marchbanks be appointed to the Lands Committee with the Consent Agenda.

P. Appointment of Ken Klawunder to the Lands Committee

Description and Mayor's recommendation: That Ken Klawunder be appointed to the Lands Committee with the Consent Agenda.

**CITY OF GUSTAVUS, ALASKA
RESOLUTION NO. 2010-21**

**A RESOLUTION OF THE CITY OF GUSTAVUS CREATING A SPECIAL
COMMITTEE TO DEVELOP AN ACTION PLAN FOR SEPTAGE PROCESSING**

WHEREAS many Gustavus residences and businesses are equipped with septic systems, but there is no means for processing or disposal of pumped septage in the community, and

WHEREAS failure to pump septic tanks periodically can lead to failure of the system with backup, overflow, unpleasant mess, potential environmental and health impacts, and expensive emergency repair, and

WHEREAS it is unknown how many septic systems exist in Gustavus, how many would need to be pumped annually, and what means of disposal would best reflect economy, environmental responsibility, and sustainability, and

WHEREAS the DRC Committee has discussed the issue at length, reviewing possible sites and means of treatment, and has recommended in its meeting of June 24, 2010 that the septage disposal issue is of sufficient importance and urgency that it should be progressed by a special committee dedicated to that issue solely.

NOW THEREFORE BE IT RESOLVED THAT a special committee called the Septage Committee, shall be established with the following mandate:

- Determine the market for septage pumping and disposition (disposition to include various means of treatment, use, recycling, or disposal) in Gustavus, including the approximate total number of systems, the number in regular use, the number in only occasional or seasonal use, the number not in use, the net number of systems expected to be pumped annually, and a projection of how those numbers may change in the next decade.
- Explore thoroughly the various means of disposition of pumped septage, their advantages and disadvantages, capital and operating costs, limitations, regulatory requirements, and sustainability.
- Explore sites for septage disposition
- Explore whether septage disposition should be a public, private or joint public/private responsibility.

- Explore related issues of design and installation of systems in Gustavus that may additionally inform decision making on this subject.
- Develop an initial scoping document with narrative fleshing out the nature of the problem and the approach the committee intends to take to addressing it.
- Upon approval by the Council of the initial scoping document, develop recommendations to the Council for action or non-action, with supporting feasibility and economic analysis of alternatives considered. If any recommendation is made for City of Gustavus capital investment or on-going operating expense, it shall be supported by a thorough, documented business case demonstrating the tangible and intangible values and costs to the community and to the City of Gustavus.
- The committee shall comprise up to seven members with a mix of technical skills, practical or business experience with septic systems, and consumer interests.

The Special Septage Committee will terminate when the either the Council has adopted a final proposal put forth by the committee or the committee has determined that it has reached the logical conclusion of its purpose.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF

GUSTAVUS, this _____ day of _____, 2010.

Paul Berry, Mayor

John Nixon, Vice Mayor

Joe Lassiter, Council Member

Tim Sunday, Council Member

Melanie Lesh, Council Member

Karen Colligan-Taylor, Council Member

Jim Mackovjak, Council Member

Attest: Kapryce Manchester, CMC
City Clerk

**CITY OF GUSTAVUS, ALASKA
RESOLUTION NO. 2010-22**

**A RESOLUTION TO ESTABLISH A CITY COUNCIL WORKING GROUP
TO HELP DESIGN AND MONITOR THE EXPANSION OF AND
STRUCTURAL AND OTHER IMPROVEMENTS TO THE GUSTAVUS
CITY HALL, SOME OF WHICH WILL OCCUR IN CONJUNCTION WITH
RELATED IMPROVEMENTS TO TONG FIRE HALL**

WHEREAS, On January 14, 2010, the Gustavus City Council passed Resolution 2010-02, a resolution in support of a proposal to remodel Gustavus City Hall through the State of Alaska Capitol Improvement Program (CIP). The intent of the remodel proposal was to bring Gustavus City Hall into basic compliance with building codes and to better serve the residents, employees, and guests of the City. Fundamental concerns were for the need for a fire alarm system and a restroom compliant with the Americans with Disabilities Act, and;

WHEREAS, In February 2010, the City of Gustavus submitted to the State of Alaska Department of Commerce, Division of Community and Economic Development, a request for a grant of \$93,000 to “Remodel the existing Gustavus City Hall building by installing a restroom, Mayor’s office and additional storage area,” and;

WHEREAS, In its Fiscal Year 2011 budget, Alaska’s Legislature appropriated \$93,000 for the Gustavus City Hall remodel project. Alaska’s Legislature also appropriated \$101,500 for improvements to Tong Fire Hall. The appropriations were approved by Governor Parnell and the funds have been awarded to the City, and;

WHEREAS, the City of Gustavus has received an Alaska Energy Authority (AEA) “Alaska Small City Energy Efficiency & Conservation Block Grant” in the amount of \$45,000 and an undesignated portion of this grant may be applied to increase energy efficiency at Gustavus City Hall and Tong Fire Hall, and;

WHEREAS, there is a need to establish a work group to help design and monitor the expansion of and structural and other improvements to Gustavus City Hall, some of which will occur in conjunction with related improvements to Tong Fire Hall and the utilization of the AEA grant, and;

WHEREAS, the duration of the project expanding and improving Gustavus City Hall will span more than one City Council, and there is a need to have a mechanism in place to provide continuity in designing and monitoring the project;

NOW THEREFORE BE IT RESOLVED THAT:

1. The City of Gustavus shall establish the Gustavus City Hall Work Group to help design and monitor the expansion of and structural and other improvements to the Gustavus City Hall, some of which will occur in conjunction with related improvements to Tong Fire Hall, and;
2. The Gustavus City Hall Work Group shall consist of three City Council members, and;
3. Membership in the Work Group will be addressed by a motion of the Gustavus City Council, including following any October General Election that may affect the membership of the Work Group, and;
4. A project file shall be established and maintained at Gustavus City Hall in which all documents and correspondence relating to the project are to be placed in a timely manner. It is the responsibility of Work Group members to ensure that a clear and complete record of the project is available for public inspection.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF

GUSTAVUS, this _____ day of _____, 2010.

Paul Berry, Mayor

John Nixon, Vice Mayor

Joe Lassiter, Council Member

Tim Sunday, Council Member

Melanie Lesh, Council Member

Karen Colligan-Taylor, Council Member

Jim Mackovjak, Council Member

Attest: Kapryce Manchester, CMC
City Clerk

**CITY OF GUSTAVUS, ALASKA
ORDINANCE FY11-03NCO**

**AN ORDINANCE FOR THE CITY OF GUSTAVUS PROVIDING FOR THE
AMENDMENT OF THE ADMINISTRATION BUDGET FOR FISCAL
YEAR 2011**

BE IT ENACTED BY THE GUSTAVUS CITY COUNCIL AS FOLLOWS:

Section 1. Classification. This is a **Non-Code Ordinance**

Section 2. For the Fiscal Year of 2011 estimated expenditures have changed from the estimates in the approved budget.

Section 3. For the current fiscal year the budget is amended to reflect the changed estimates as follows:

Budget Category	Amounts		
	Original Budget	Amended Budget	Change
EXPENSE			
Election expense	\$ 0.00	\$ 500.00	+\$ 500.00
Postage & Shipping	\$2,000.00	\$1,750.00	-\$ 250.00
Supplies – Office	\$3,500.00	\$3,250.00	-\$ 250.00

Section 4. The budget is hereby amended as indicated and any portion of the approved budget inconsistent with this amendment is repealed.

Section 5. Effective Date. This ordinance becomes effective upon its adoption by the Gustavus City Council.

DATE INTRODUCED: August 12th, 2010

DATE OF PUBLIC HEARING: September 9th, 2010

PASSED and APPROVED by the Gustavus City Council this _____ day of _____, 2010.

Paul Berry, Mayor

Attest: Kapryce Manchester, CMC
City Clerk

**CITY OF GUSTAVUS, ALASKA
ORDINANCE FY11-04NCO**

**AN ORDINANCE FOR THE CITY OF GUSTAVUS PROVIDING FOR THE
AMENDMENT OF THE GCN BUDGET FOR FISCAL YEAR 2011**

BE IT ENACTED BY THE GUSTAVUS CITY COUNCIL AS FOLLOWS:

Section 1. Classification. This is a **Non-Code Ordinance**

Section 2. For the Fiscal Year of 2011 estimated expenditures have changed from the estimates in the approved budget.

Section 3. For the current fiscal year the budget is amended to reflect the changed estimates as follows:

Budget Category	Amounts		
	Original Budget	Amended Budget	Change
INCOME			
Encumbered Committee Funds	\$ 0.00	\$ 9,000.00	+\$9,000.00
TOTAL INCOME	\$50,654.00	\$59,654.00	+\$9,000.00
EXPENSE			
Capital Expense – Tower Construction	\$15,000.00	\$20,000.00	+\$5,000.00
Contractual Services	\$ 4,578.00	\$ 8,578.00	+\$4,000.00
TOTAL EXPENSE	\$50,654.00	\$59,654.00	+\$9,000.00

Section 4. The budget is hereby amended as indicated and any portion of the approved budget inconsistent with this amendment is repealed.

Section 5. Effective Date. This ordinance becomes effective upon its adoption by the Gustavus City Council.

DATE INTRODUCED: August 12th, 2010

DATE OF PUBLIC HEARING: September 9th, 2010

PASSED and APPROVED by the Gustavus City Council this _____ day of _____, 2010.

Paul Berry, Mayor

Attest: Kapryce Manchester, CMC
City Clerk

U. S. Fish and Wildlife Service
FINANCIAL ASSISTANCE AWARD

PAGE 1 OF 6 PAGES

1. AGREEMENT NO. 70181AJ102		2. MODIFICATION NO.		3. TYPE OF AWARD (<i>Check one</i>) <input type="checkbox"/> GRANT AGREEMENT <input checked="" type="checkbox"/> COOPERATIVE AGREEMENT													
4. FWS CONTRACTING OFFICER Richard Primmer, Contracting Specialist USFWS, CGS (MS-171) 1011 E Tudor Road Anchorage, Alaska 99503-6199 Ph: 907-786-3611 Fax: 907-786-3923 e-mail: rich_primmer@fws.gov			5. AWARD RECIPIENT City of Gustavus ATTN: Kapryce Manchester P.O. Box 1 Gustavus, AK 99826 Phone 907-697-2451 Fax 907-697-2136 clerk@gustavus-ak.gov														
6. FWS Program Officer John Hudson Juneau Fish and Wildlife Field Office 3000 Vintage Blvd Suite 201 Juneau, AK 99801 (907) 780-1169 (907) 586-7099 Fax john_hudson@fws.gov			7. Recipient's Project Manager City of Gustavus ATTN: Mayor P.O. Box 1 Gustavus, AK 99826 Phone 907-697-2451 Fax 907-697-2136 mayor@gustavus-ak.gov clerk@gustavus-ak.gov														
8. PROGRAM STATUTORY AUTHORITY: Section 1 of the Fish and Wildlife Coordination Act of 1958 (16 U.S.C. 661 et. seq.), Section 7 of the Fish and Wildlife Act of 1956 [16 U.S.C. 742f (a)(4)], and Section 710(g) of the Partnerships for Wildlife Act, Title VII (16 U.S.C. 3741)			9. CATALOG OF FEDERAL DOMESTIC ASSISTANCE (CFDA) : 15.631 Partners Program														
10. DUNS: 172218104		EIN/TIN: 27-0085777		11. PROJECT PERIOD: 8/15/2010-12/31/2011													
12. TYPE OF RECIPIENT (<i>Check one</i>) <input type="checkbox"/> STATE <input checked="" type="checkbox"/> LOCAL GOVERNMENT <input type="checkbox"/> INDIAN TRIBAL GOVERNMENT <input type="checkbox"/> EDUCATIONAL INSTITUTION <input type="checkbox"/> OTHER			13. FUNDING INFORMATION <table border="0"> <thead> <tr> <th></th> <th style="text-align: center;"><u>FWS</u></th> <th style="text-align: center;"><u>Match</u></th> </tr> </thead> <tbody> <tr> <td>This obligation</td> <td style="text-align: right;">\$42,000</td> <td style="text-align: right;">\$1,120</td> </tr> <tr> <td>Previous obligation</td> <td style="text-align: right;">\$0</td> <td style="text-align: right;">\$0</td> </tr> <tr> <td>Total obligation</td> <td style="text-align: right;">\$42,000</td> <td style="text-align: right;">\$1,120</td> </tr> </tbody> </table> ACCOUNTING DATA: 71440-1121-0000 ABC: W5				<u>FWS</u>	<u>Match</u>	This obligation	\$42,000	\$1,120	Previous obligation	\$0	\$0	Total obligation	\$42,000	\$1,120
	<u>FWS</u>	<u>Match</u>															
This obligation	\$42,000	\$1,120															
Previous obligation	\$0	\$0															
Total obligation	\$42,000	\$1,120															
14. PROVISIONS: (<i>Keep the most appropriate provision and delete all the rest along with this statement</i>) Non-profit organizations which are recipients or subrecipients are subject to Uniform Administrative Requirements 2 CFR 215, and Cost Principles 2CFR 230, and OMB Circular A-133.																	
15. PROJECT TITLE AND BRIEF SUMMARY OF THE PURPOSE AND OBJECTIVES: Mountain View Creek Fish Passage Improvements – Survey and Design Mountain View Creek is a groundwater-fed anadromous tributary of the Good River in Gustavus, Alaska. For most of its length the creek flows in a wide ditch parallel to Mountain View Road and supports coho salmon, cutthroat trout, and Dolly Varden char. Several culverts in the lower reaches of the creek prevent juvenile coho salmon from access to 3 miles of potential rearing habitat. The purpose of this project is to provide funding for site surveys at all inadequate culverts and for the design of a new crossing structure that will provide for long-term fish passage and channel stability at the most downstream crossing (i.e. Good River Road). <i>The recipient is required to sign this agreement.</i>																	
16a. NAME AND TITLE OF SIGNER (<i>Type or print</i>)			17a. NAME AND TITLE OF FWS OFFICIAL (<i>Type or print</i>)														
16b. RECIPIENT		16c. DATE SIGNED	17b. U. S. FISH AND WILDLIFE SERVICE		17c. DATE SIGNED												
_____ (Authorized Signature)			BY _____ (Signature of FWS Official)														

Determined to be Legally Sufficient:

Rich Primmer, FWS-7-P569
Federal Assistance Specialist
Division of Contracting and General Services

Project and Financial Reporting Addendum

Grantee: City of Gustavus

Project Title: **Mountain View Creek Fish Passage Improvements – Survey and Design**

Agreement No.: 70181AJ102

JFWFO DCN# :71440-A-0520

Project Reporting (Cite FWS # 70181AJ102 on all correspondence):

Progress reports shall be e-mailed to the Program Officer on a semi-annual basis according the following schedule: December 14, 2010 and June 14, 2011. A final project report will be forwarded to the Program Officer no later than December 31, 2011. *Please see item 5 under Payment Provisions for specific information regarding Final Payment.*

In general, progress reports should: (1) summarize the activities conducted and the accomplishments achieved during the reporting period, (2) describe any problems or issues that may prevent achievement of the goals, objectives and outcome measures stated in the Cooperative Agreement, and (3) include other pertinent programmatic and budget information (e.g. changes in personnel working on the project or deviations from the original budget).

Financial Status Reporting:

1. No later than 90 days after each 12 month term of this agreement (i.e. annually) the Recipient shall submit to the Service Program Officer a Federal Financial Report using Standard Form 425 (SF 425). In order to conform to standard interim reporting end dates, the first annual Federal Financial Report reporting period end date shall be June 30, 2011.
2. Additionally, a final FFR (SF 425) shall be submitted no later than 90 days after completion of this federal assistance award to the Service Program Officer.
3. Non-federal cost share (actual or in-kind) is to be reflected on the SF 425 reports
4. In accordance with Department of the Interior Policy, delinquent submittal of SF 425 reports may result in invoices being returned unpaid, suspension, or termination of this award.

Payment Provisions

1. Upon acceptance of the terms and conditions of this agreement, the recipient may submit in the mail a requests for payment, on a Standard Form 270, Request for Advance or Reimbursement, no more frequently than monthly. In accordance with the Debt Collection Improvement Act of 1996, all Federal Payments made after January 1, 1999, must be made by Electronic Funds Transfer "EFT", unless a waiver is submitted and subsequently approved by the Service. If an approved waiver is not on file in the Service's computer system, the EFT banking information must be on record, or the invoice will be returned to the cooperator as payment cannot be made.
2. The original and two copies of **each invoice/payment request (SF-270) shall be submitted to the Service Program Officer listed in block 6 above** for review and recommendation for payment and disbursement. In

accordance with U.S. Treasury regulations, payments will be made within 30 calendar days after receipt and approval of a proper invoice.

3. Should the recipient be unable to complete the provisions of this agreement, all monies provided by the Service which prove to be cancelable obligations or unallowable in accordance with applicable codified references (2CFR Parts 215 and 220, Cost Principles for Educational Institutions; 2CFR 225, Cost Principles for State, Local, and Tribal Governments; 2CFR 230, Cost Principles for Nonprofit Organizations; 48 CFR 31.2 cost principles for commercial organizations (and for individual recipients) and also the advanced, but unexpended, portion of any funds shall be refunded.
4. This agreement is intended to support a particular project for a specific period of time. Any portion of funds not expended at the completion of the period of performance of this agreement shall be returned to the Service, along with any interest earned on that amount over and above \$250 per year.
5. **FINAL PAYMENT:** A Final invoice/payment request (**SF-270**) shall be submitted to the Service Program Officer listed in block 6 above for approval. Prior to approval and processing of the final payment by the Service, all required reports and financial status reports must be received and approved by the Service Program Officer. Failure to provide the required documents will delay the processing of the final payment request.

CCR requirement:

Grantee organizations are required to obtain a DUNS number when completing grant paperwork before returning it to the Service for processing. Contact Dun and Bradstreet at the dedicated toll-free DUNS number request line at 1-866-705-5711 or online

<https://eupdate.dnb.com/requestoptions/government/ccrreg/>

Register that specific DUNS number in the “Business Partnership Network / Central Contractor Registry” (CCR) and confirm accuracy of registry information annually thereafter. Visit <http://www.ccr.gov> and click on “Register in CCR” FWS does not administer the CCR database. Please direct all questions to the CCR Assistance Center at 1-888-227-2423. The bank account you enter into CCR for the DUNS number you provide is what will be utilized by the Service for payment under this award.

Active registrant status in CCR must be maintained for the entire lifespan of this grant award.

RESPONSIBILITIES OF THE PARTIES

The U.S. Fish and Wildlife Service shall:

1. Conduct a preliminary site assessment at each stream-crossing structure to help define the project scope and to identify potential barriers to successful project implementation.
2. Serve as technical advisors during project planning and design development and selection.
3. Provide incremental reimbursements/advances to the City of Gustavus upon receipt and FWS approval of reimbursements/advances described in Standard Form 270.
4. Provide a single point of contact, John Hudson, to the project. The Service will notify the City of Gustavus in writing via formal modification to the agreement of any changes to the Service’s Program Officer.

The City of Gustavus shall:

1. Solicit bids from and contract with a qualified engineering firm to survey the existing stream crossing structure and design a new structure that will optimize fish passage, sediment transport, utility functions, cost, and constructability.
2. Communicate and coordinate with property owners and other affected public to share project goals and ensure minimal and temporary impacts from project activities.
3. Acknowledge support of this effort by the USFWS Alaska Partners Program in any printed materials and interviews related to this project.
4. Maintain regular communication with the USFWS Project Officer.

Insert Proposal Here



Date Received:
RECEIVED
JUN 04 2010

BY:.....

APPLICATION FOR APPOINTMENT/REAPPOINTMENT TO BOARDS & COMMITTEES
CITY OF GUSTAVUS

Board/Committee Name: Lou Cacioppo Position: Fire Dept. Committees

Name: Cacioppo Louis A.
Last First MI

Residence Address: 211 Sockeye

Mailing Address: P.O. B 213

Home Phone: 697-~~577~~2137

E-Mail Address: Camlyn@cheerful.com

Can you regularly attend meetings? YES NO
(Committee and Board by-laws may have attendance requirements)

Are you currently affiliated with the City in any way? (For example emergency responder, employee)
 YES NO

If yes, please list positions: _____

Have you been a member of this board/committee before? yes

Reason for interest in committee/board membership: fire dept. rebuild

Brief background of experience that would qualify you for the position: FFI / EMT II

act Lt. experience

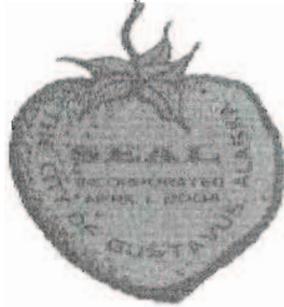
Signature

Lou Cacioppo

Printed Name

JUN 4, 2010

Date



Date Received: RECEIVED JUL 15 2010 BY:.....

APPLICATION FOR APPOINTMENT/REAPPOINTMENT TO BOARDS & COMMITTEES CITY OF GUSTAVUS

Board/Committee Name: Road Position: _____

Name: Bond Edward R Last First MI

Residence Address: _____

Mailing Address: P.O Box 166 Gustavus Akc 99826

Home Phone: 697-3007

E-Mail Address: homerboy56@juno.com

Can you regularly attend meetings? YES NO (Committee and Board by-laws may have attendance requirements)

Are you currently affiliated with the City in any way? (For example emergency responder, employee) YES NO

If yes, please list positions: Fire department Responder

Have you been a member of this board/committee before? No

Reason for interest in committee/board membership: Try to help improve planning + maintenance.

Brief background of experience that would qualify you for the position: I have driven many miles on Badly maintained Roads.

Signature: [Handwritten Signature]

Printed Name: Edward Bond

Date: 7/15/2010



Date Received:

RECEIVED
AUG 05 2010

BY:.....

APPLICATION FOR APPOINTMENT/REAPPOINTMENT TO BOARDS & COMMITTEES
CITY OF GUSTAVUS

Board/Committee Name: ROADS Position: MEMBER

Name: youmans ALMEE M.
Last First MI

Residence Address: PINE TREE KNOLL

Mailing Address: POB 40 GUSTAVUS

Home Phone: 697.2330

E-Mail Address: ALMEE @ GUSTAVUS.AK.US

Can you regularly attend meetings? YES NO
(Committee and Board by-laws may have attendance requirements)

Are you currently affiliated with the City in any way? (For example emergency responder, employee)
 YES NO

If yes, please list positions: _____

Have you been a member of this board/committee before? NO

Reason for interest in committee/board membership: WANT TO VOLUNTEER TOWARDS

SAFETY, COMMUNITY INFRASTRUCTURE, & IMPROVEMENT - SOME -
THING CONCRETE (OR GRAVEL, AS THE CASE MAY BE..)

Brief background of experience that would qualify you for the position: ? 40+ YEARS

ON PARK & GUSTAVUS ROADS, NOTING WHAT WORKS...

youmans
Signature

ALMEE youmans
Printed Name

7/22/10
Date

RECEIVED
JUL 28 2010



BY: _____
Date Received: _____

APPLICATION FOR APPOINTMENT/REAPPOINTMENT TO BOARDS & COMMITTEES
CITY OF GUSTAVUS

Board/Committee Name: GCN Position: MEMBER

Name: NEY Kim B
Last First MI

Residence Address: 007 Rutaboga Row

Mailing Address: P.O. Box 32

Home Phone: 697-2423

E-Mail Address: kimney2@mail.com

Can you regularly attend meetings? YES NO
(Committee and Board by-laws may have attendance requirements)

Are you currently affiliated with the City in any way? (For example emergency responder, employee)
 YES NO

If yes, please list positions: DRE

Have you been a member of this board/committee before? NO

Reason for interest in committee/board membership: NEEDS HELP

Brief background of experience that would qualify you for the position: _____

[Signature]
Signature

KIM NEY
Printed Name

7-28-2010
Date



Date Received:

RECEIVED
AUG 04 2010

BY:.....

APPLICATION FOR APPOINTMENT/REAPPOINTMENT TO BOARDS & COMMITTEES
CITY OF GUSTAVUS

Board/Committee Name: SEPTAGE Position: MEMBER

Name: TAYLOR MICHAEL S
Last First MI

Residence Address: PO BOX 85 GUSTAVUS AK 99826

Mailing Address: PO BOX 85 GUSTAVUS AK 99826

Home Phone: 907-697-2273

E-Mail Address: mikeandKaren@shizendou.net

Can you regularly attend meetings? YES NO
(Committee and Board by-laws may have attendance requirements)

Are you currently affiliated with the City in any way? (For example emergency responder, employee)
 YES NO

If yes, please list positions: SEVERAL COMMITTEES

Have you been a member of this board/committee before? NO

Reason for interest in committee/board membership: PROFESSIONAL INTEREST IN ENGINEERING-RELATED PROBLEMS & SOLUTIONS

Brief background of experience that would qualify you for the position: I HAVE STUDIED

SEPTAGE DISPOSITION ISSUES FOR SOME TIME
REGISTERED P.E. IN ALASKA & CERT INDUSTRIAL HYGIENIST

Michael Taylor
Signature

MICHAEL S. TAYLOR
Printed Name

8/4/10
Date



Date Received:
RECEIVED
AUG 04 2010
BY:.....

APPLICATION FOR APPOINTMENT/REAPPOINTMENT TO BOARDS & COMMITTEES
CITY OF GUSTAVUS

Board/Committee Name: Land committee Position: Member

Name: Marchbanks, Sandi
Last First MI

Residence Address: 98 Main Rd.

Mailing Address: PO Box 389

Home Phone: 897-2741

E-Mail Address: Sandi.marchbanks@gmail.com

Can you regularly attend meetings? YES NO
(Committee and Board by-laws may have attendance requirements)

Are you currently affiliated with the City in any way? (For example emergency responder, employee)
 YES NO

If yes, please list positions: _____

Have you been a member of this board/committee before? NO

Reason for interest in committee/board membership: helping with historical memory

Brief background of experience that would qualify you for the position: past council member

Sandi Marchbanks
Signature

SANDI MARCHBANKS
Printed Name

Aug. 4, 2010
Date



Date Received:

APPLICATION FOR APPOINTMENT/REAPPOINTMENT TO BOARDS & COMMITTEES
CITY OF GUSTAVUS

Board/Committee Name: Lands Position: Member

Name: Klawunder Ken L.
Last First MI

Residence Address: 4102 Mt. View Rd

Mailing Address: P.O. Box 156 Gustavus, AK 99826

Home Phone: 907-697-2422

E-Mail Address: KdKLawunder@gmail.com

Can you regularly attend meetings? 1 YES NO gone 6 mo.
(Committee and Board by-laws may have attendance requirements)

Are you currently affiliated with the City in any way? (For example emergency responder, employee)
YES NO

If yes, please list positions: _____

Have you been a member of this board/committee before? Yes

Reason for interest in committee/board membership: Rail roaded

Brief background of experience that would qualify you for the position: Past member

Kenneth L. Klawunder Kenneth L. Klawunder 8/4/10
Signature Printed Name Date

**CITY OF GUSTAVUS, ALASKA
ORDINANCE NO. FY11-01**

AN ORDINANCE OF THE CITY OF GUSTAVUS PLACING A BALLOT QUESTION ON THE OCTOBER 5TH, 2010 GENERAL ELECTION BALLOT TO APPROVE THE EXPENDITURE OF ENDOWMENT FUND PRINCIPAL UP TO \$150,000 TO BE USED TO BUILD A COMMUNITY-WIDE BROADBAND NETWORK, TO BE REPAID FROM INTERNET SERVICE FEES OVER EIGHT YEARS TIME WITH INTEREST

BE IT ENACTED BY THE GUSTAVUS CITY COUNCIL AS FOLLOWS:

SECTION 1. CLASSIFICATION. This ordinance is of a permanent nature and is intended to be part of the Gustavus municipal code of the city of Gustavus, Alaska upon election certification.

SECTION 2. SEVERABILITY. If any provision of this ordinance or any application to any person or circumstance is invalid, the remainder of this ordinance and application to any person or circumstance shall not be affected thereby.

SECTION 3. PURPOSE AND FINDINGS. The purpose of this initiative is to provide affordable broadband Internet service to all Gustavus residents. City-owned Internet service provider Gustavus Community Network (GCN) has developed a detailed design and business plan for a community-wide broadband network but has insufficient reserves for the project and has been unable to secure grant funding. Once the community-wide broadband network is built, revenues are projected to be sufficient to professionalize operations and repay the cost of the project, with interest, over the term of the loan.

SECTION 4. ENACTMENT. NOW, THEREFORE, BE IT ENACTED by the City of Gustavus that the following ballot question be placed on the October 5th, 2010 General Election Ballot and shall read substantially as follows:

PROPOSITION NO. 1

APPROVE THE EXPENDITURE OF ENDOWMENT FUND PRINCIPAL UP TO \$150,000 TO BE USED TO BUILD A COMMUNITY-WIDE BROADBAND NETWORK, TO BE REPAID FROM INTERNET SERVICE FEES OVER EIGHT YEARS TIME WITH INTEREST

Shall the City of Gustavus withdraw up to \$150,000 from the Gustavus Endowment Fund, use it to finance the construction of a community-wide wireless broadband network by the Gustavus Community Network (GCN), and, over the course of up to eight (8) years, re-deposit the loaned funds to the Gustavus Endowment Fund from GCN subscriber fees, together with five percent (5%) interest per year?

YES NO

Section 5. EFFECTIVE DATE. This non-code ordinance shall become effective immediately on certification of election results that show a two-thirds majority of ballots cast by qualified voters approve ballot proposition no. 1.

DATE INTRODUCED: July 8th, 2010

DATE OF PUBLIC HEARING: August 12th, 2010

PASSED and APPROVED by the Gustavus City Council this _____ day of _____, 2010.

Paul Berry, Mayor

**Attest: Kapryce Manchester
CMC, City Clerk**

**CITY OF GUSTAVUS, ALASKA
ORDINANCE NO. FY11-02**

**AN ORDINANCE OF THE CITY OF GUSTAVUS AMENDING SECTION 04.15.030
"IMPOSITION OF SALES TAX" BY INCREASING THE CITY'S SALES TAX FROM
TWO PERCENT (2%) TO THREE PERCENT (3%)**

BE IT ENACTED BY THE GUSTAVUS CITY COUNCIL AS FOLLOWS:

SECTION 1. CLASSIFICATION. This ordinance is of a permanent nature and is intended to be part of the Gustavus municipal code of the city of Gustavus, Alaska upon election certification.

SECTION 2. SEVERABILITY. If any provision of this ordinance or any application to any person or circumstance is invalid, the remainder of this ordinance and application to any person or circumstance shall not be affected thereby.

SECTION 3. PURPOSE AND FINDINGS. The Gustavus City Council has determined that additional funding is required to provide for important public services.

SECTION 4. ENACTMENT. NOW, THEREFORE, BE IT ENACTED by the City of Gustavus that the following ballot question be placed on the October 5th, 2010 General Election Ballot and shall read substantially as follows:

PROPOSITION NO. 2

**AMENDING SECTION 04.15.030 "IMPOSITION OF SALES TAX" BY INCREASING
THE CITY'S SALES TAX FROM TWO PERCENT (2%) TO THREE PERCENT (3%)**

Shall the Gustavus Municipal Code **Section 04.15.030 Imposition of Sales Tax** be amended by increasing the City's sales tax from two percent (2%) to three percent (3%)?

YES NO

Section 5. EFFECTIVE DATE. This ordinance shall become effective on January 1st 2011 contingent upon certification of election results that show a majority of ballots cast by qualified voters approve ballot proposition no. 2.

DATE INTRODUCED: July 8th, 2010

DATE OF PUBLIC HEARING: August 12th, 2010

PASSED and APPROVED by the Gustavus City Council this _____ day of
_____, 2010.

Paul Berry, Mayor

**Attest: Kapryce Manchester
CMC, City Clerk**