



# Northwest Arctic Borough

## SERVING THE COMMUNITIES OF:

Ambler Buckland Candle Deering Kivalina Kiana  
Kobuk Kotzebue Noatak Noorvik Selawik Shungnak

### Northwest Arctic Borough Assembly Regular Meeting Minutes

Tuesday, July 23, 2013 – 9:00 A.M.

Northwest Arctic Borough Assembly Chambers – Kotzebue, AK

### CALL TO ORDER

President Walter G. Sampson called the meeting to order at 9:00 A.M.

### INVOCATION

Mr. Miles Cleveland gave the invocation.

### ROLL CALL

#### Members Present:

Nathan Hadley	Miles Cleveland	Patrick Savok	Hendy Ballot
Walter Sampson	Lucy Nelson	Vern Cleveland	Clyde Ramoth ( <i>late</i> )
<i>Via teleconference: Frank Greene and Carl Weisner</i>			

#### Introduction of Staff and Guests

Reggie Joule	Judy Hassinger	Matt Mead	Michael Tickett
Noah Naylor	Brandye Dela Cruz	Christine Hess	Fred Smith
Stella Atoruk	Willie Towksjhea	Amanda G. Sage	

**Mr. Patrick Savok moved, seconded by Mr. Nathan Hadley to excuse Ms. Gloria Shellabarger. Motion carried unanimously.**

### AGENDA ADOPTION

The agenda of the July 23, 2013 Regular Meeting was presented for approval.

Discussion followed regarding adding Resolutions 13-49, 13-50, 13-51, 13-52 and 13-53 under I. Resolutions, and the June 24, 2013 Budget, Audit and Finance Committee Meeting Minutes under E. Minutes of Previous Meetings, striking F. Communications and Appearances and J. Other Business.

**Mr. Nathan Hadley moved, seconded by Mr. Miles Cleveland to adopt the agenda as amended. Motion carried unanimously.**

## APPROVAL OF MINUTES

The June 24, 2013 Budget, Audit and Finance Committee Meeting Minutes were presented for approval.

**Ms. Lucy Nelson moved, seconded by Mr. Patrick Savok to approve the June 24, 2013 Budget, Audit and Finance Committee Meeting Minutes as presented. Motion carried unanimously.**

The June 25, 2013 Regular Meeting Minutes was presented for approval.

**Mr. Carl Weisner moved, seconded by Mr. Nathan Hadley to approve the June 25, 2013 Regular Meeting Minutes as presented. Motion carried unanimously.**

**Mr. Clyde Ramoth arrived at 9:12 A.M.**

## MAYOR'S REPORT

Mayor Reggie Joule provided a written report to the Assembly.

Mayor Reggie Joule: ANTHC informed us that Kiana's sewer force main is now operational again. Selawik received an additional \$200,000 for their board walks.

Yesterday, Shungnak had a small fire struck by lightning and the Galena fire jumpers were able to put it out right away.

This weekend, a few NWALT representatives are attending a meeting in Washington, D.C. highlighting the erosion.

Regarding the multi-use facilities, we put in an application for Kobuk and Deering to AFHC. We've made it to round 3; Christine will be finishing the application.

The mayor has the ability to enter into a contract under \$10,000 to do different kinds of work that doesn't need to be brought to the assembly for approval. We've been working on revising the code regarding procurement and personnel.

We provided you a copy of the April 11, 2013 Letter from Charlotte Brower regarding the threat to seals (*lawsuit filed by the North Slope Borough*). The North Slope Borough has a wildlife department and they are the ones who filed this lawsuit.

In the August meeting, we will have the June and July Financial Report available.

Discussion followed regarding: supporting the North Slope Borough lawsuit.

**Mr. Carl Weisner moved, seconded by Mr. Patrick Savok to approve the Mayor's Report as presented. Motion carried unanimously.**

## TIME AND PLACE OF NEXT MEETING

Monday, August 26, 2013	3:00 P.M.	Work Session
Tuesday, August 27, 2013	9:00 A.M.	Regular Meeting

Discussion followed regarding: the Assembly President and Mayor's authority to make changes of the next regular meeting, and the airline chosen for the charter to Ambler. **Mr. Patrick Savok moved, seconded by Mr. Clyde Ramoth to approve the next regular meeting for August 27, 2013 at Ambler. Motion carried unanimously.**

**There was a 10 minute break taken at 9:50 A.M.  
The meeting reconvened at 10:00 A.M.**

## RESOLUTIONS

1. Resolution 13-41 a resolution of the Northwest Arctic Borough Assembly accepting six fiscal year 2014 designated legislative grants and for related purposes.  
**Mr. Patrick Savok moved, seconded by Mr. Clyde Ramoth to approve Resolution 13-41 as presented. Motion carried unanimously.**

2. Resolution 13-42 a resolution of the Northwest Arctic Borough Assembly accepting library assistance grant funds and for related purposes.  
**Mr. Nathan Hadley moved, seconded by Mr. Miles Cleveland to approve Resolution 13-42 as presented. Motion carried unanimously.**

3. Resolution 13-43 a resolution of the Northwest Arctic Borough Assembly authorizing an agreement with NANA Regional Corporation for title nine monitoring services and for related purposes.

Discussion followed regarding: the conflict of interest and hunters trespassing.  
**Mr. Nathan Hadley moved, seconded by Mr. Clyde Ramoth to approve Resolution 13-43 as amended to change the title and contract to say NANA Development Corporation. Motion passed by a majority vote with 1 abstain vote.**

4. Resolution 13-44 a resolution of the Northwest Arctic Borough Assembly approving a professional services agreement with Tetra Tech in support of a biomass energy planning project, and for related purposes.

Discussion followed regarding: clarification on the locations.  
**Mr. Nathan Hadley moved, seconded by Mr. Clyde Ramoth to approve Resolution 13-44 as presented. Motion carried unanimously.**

5. Resolution 13-45 a resolution of the Northwest Arctic Borough Assembly to approve a professional services agreement in the amount of \$25,000 between the Borough and Polar Auto & Services to replace the Cape Thompson Shelter Cabin and for related purposes.

Discussion followed regarding: conflict of interest and the RFP bid process.  
**Mr. Frank Greene moved, seconded by Mr. Nathan Hadley to approve Resolution 13-45 as presented. Motion passed by a majority vote with 3 no votes.**

## RESOLUTIONS CONTINUED

6. Resolution 13-46 a resolution of the Northwest Arctic Borough Assembly to approve a professional services agreement with Alaska Permanent Capital Management for investment management services and related purposes.

**Mr. Patrick Savok moved, seconded by Mr. Clyde Ramoth to approve Resolution 13-46 as presented. Motion carried unanimously.**

7. Resolution 13-47 a resolution of the Northwest Arctic Borough Assembly to approve a professional services agreement in the amount of \$174,000 between the Borough and Bethel Services, Inc., and for related purposes.

**Mr. Nathan Hadley moved, seconded by Mr. Clyde Ramoth to approve Resolution 13-47 as amended to add in the title Noorvik Storage, Shed and Shop. Motion carried unanimously.**

8. Resolution 13-48 a resolution of the Northwest Arctic Borough Assembly authorizing continuation of services with Network Business Systems for maintenance and technical support for the borough's computer equipment, software, and server and for related purposes.

Discussion followed regarding: local businesses opportunity to bid.

**Mr. Vern Cleveland moved, seconded by Mr. Nathan Hadley to approve Resolution 13-48 as presented. Motion carried unanimously.**

**There was a 10 minute break taken at 10:50 A.M.**

**The meeting reconvened at 11:00 A.M.**

9. Resolution 13-49 a resolution of the Northwest Arctic Borough Assembly approving a Coastal Impact Assistance Program (CIAP) sub grant award to Manillaq to improve region-wide waste management and for related purposes.

Discussion followed regarding: City Governments, IGAP programs and back-hauling hazardous waste.

**Mr. Nathan Hadley moved, seconded by Mr. Miles Cleveland to approve Resolution 13-49 as presented. Motion carried unanimously.**

10. Resolution 13-50 a resolution of the Northwest Arctic Borough supporting the application for a grant with Alaska Housing Finance Corporation for a Public Safety Housing Grant.

Discussion followed regarding: each community to have housing for a VPSO.

**Mr. Clyde Ramoth moved, seconded by Mr. Hendy Ballot to approve Resolution 13-50 as presented. Motion carried unanimously.**

11. Resolution 13-51 and NWABSD Resolution 14-001 a resolution of the Northwest Arctic Borough Assembly delegating to the Northwest Arctic Borough School District specific authorities relating to Grant Agreement No. 14-DC-118 between the Borough and the State of Alaska, Department of Commerce, Community, and Economic Development, and for related purposes.

**Mr. Patrick Savok moved, seconded by Mr. Vern Cleveland to approve Resolution 13-51 as presented. Motion carried unanimously.**

## RESOLUTIONS CONTINUED

12. Resolution 13-52 a resolution of the Northwest Arctic Borough Assembly approving professional service agreements for wind turbine design and construction documents, and for related purposes.

**Mr. Nathan Hadley moved, seconded by Mr. Miles Cleveland to approve Resolution 13-52 as presented. Motion carried unanimously.**

13. Resolution 13-53 a resolution of the Northwest Arctic Borough Assembly accepting FY14 Village Public Safety Officer grant and for related purposes.

Discussion followed regarding: not brought to the Budget, Audit and Finance Committee as well as the full assembly at the work session.

**Mr. Nathan Hadley moved, seconded by Mr. Hendy Ballot to approve Resolution 13-53 as presented. Motion failed with 10 NO votes.**

## AUDIENCE COMMENTS

**Mr. Willie Towksjhea:** I had more comments to share about the church, but my comment is today to help each others. The State of Alaska is going into the government issues of our land. Where is our voice? They're going to tear up our land. They never clean up the oil spill from our land. We need help to stop them.

**Mr. Walter Sampson:** This governance always works hard to provide for some help where it's needed. It's always been a good intent of this body. The issue in regards to the government and the church: governance has no business in the church. There should be a line drawn. What the church does, it's their business. This government should not deal with any issues the church may have.

**Mr. Hendy Ballot:** The oil companies or any mine companies do have public notices of public hearings where you can voice your opinions.

**Mr. Reggie Joule:** Thank you Mr. President. On one of the points Mr. Towksjhea raised, there is a lot of pressure being put on Congress to clean up the old oil wells left abandoned on federal land. The federal government has put a level of standard on the state and private lands and hasn't been living up to the same standard on their own.

**Mr. Patrick Savok:** We heard from the North Slope Borough President, they depicted that the only thing different in the photos was the barrels. That was the only thing that needed cleaning.

## ASSEMBLY COMMENTS

**Mr. Carl Weisner:** Thank you Mr. President. Thank you Mayor for putting together a good list of resolutions. I'd like to thank the body for allowing me to attend via teleconference from Fairbanks. Yesterday, I was here at WEIO to witness Tim Fields break the record for the one-foot high kick at 117 inches. I think we all should give him a congratulations. I'll see you guys in Ambler. Thank you.

## ASSEMBLY COMMENTS CONTINUED

Mr. Vern Cleveland: Thank you for a good meeting. I'd like to thank the staff also.

Mr. Nathan Hadley: I'd like to thank the staff for the good reports. I look forward to the meeting in Ambler.

Ms. Lucy Nelson: Thank you Mr. President. I would like to cover Resolution 13-41 for the listening audience to understand how these grants come about. The assembly has a lobbying committee that several members of the assembly and administration travel to Juneau to lobby for some the projects that are listed. I am proud of that. There are other organizations that participate as well. It's good to see the list of projects that are going on. Also we have an election coming up and I want the people to be aware of the seats that are open for the borough so that our residents can participate if they chose to. These seats are open: Seat C (*Kivalina, Noatak, Kiana and Noorvik*), Seat D (*Ambler, Kobuk and Shungnak*), Seat E (*Selawik, Buckland and Deering*) and Seat I (*Kotzebue*). In our work session, we discussed commercial fishing if the Mayor can give the listening audience some of the information shared. It's almost berry-picking time, so be safe out there. Thank you. Good meeting.

Mr. Frank Greene: Good meeting. Thank you.

Mr. Miles Cleveland: Taikuu. I want to say thank you to the organizations that help us the finances after my mom passed away: Baker Aviation, NANA, Borough, Maniilaq and Nova Copper. It made it easier for the family. Taikuu.

Mr. Clyde Ramoth: It's always good to work together in unity between the assembly and staff. I'm looking forward to the meeting at Ambler. Safe picking for berries.

Mr. Patrick Savok: Happy Belated Birthday to the Mayor and Clyde. I want to thank Amanda; I like the new board system and how you're adapting very well to the new position that you're holding there. I really appreciate everything that you and Stella do as I work in Anchorage. I'd like to thank the Mayor and staff for answering our questions and giving us the accurate information for us to make the correct decisions. I'd like to thank Matt for always giving us the legal interpretations. I'd like to thank Willie Towksjhea for always coming in and having the heart to say what you need to say. Congratulations to Tim Field that made a milestone that I and the Mayor have competed in the past. Also, I would like to get a legal interpretation and clarification from legal since I am going to run in this coming general election. Thank you Mr. President. Good meeting.

*Mr. Matt Mead: As stated in the code and charter, residency ties to your actual home. What the charter specifies in order to be qualified is that you have to be a resident of the borough and a qualified voter of the borough. Being a qualified voter means looking at the Alaska Statutes. The Statutes say about residency in terms of voter registration which ties to your actual home. I am going to prepare a written overview of residency. If you maintain your permanent residency in the borough, you are eligible to run for that district you represent despite the fact you're working elsewhere.*

## ASSEMBLY COMMENTS CONTINUED

Mr. Hendy Ballot: Taikuu. I personally would like to thank Stella and Amanda for all their work. It's hard to get a hold of us and try to please us, but they're doing real good to get our packets out on time. Thank you Mayor and administration for your hard work as well. There are a lot of things that we need to think about. The State and redistricting is a couple of them. I see a big improvement in a working relationship with the assembly and the administration within the last year. We discussed this during the retreat, and I'm glad to see how we're operating today. It is always something that when a topic comes to your mind and not saying it, it comes back a day later. I'd like to thank the assembly for their input in the last two days. I look forward to the meeting in Ambler.

Mr. Michael Tickett: Thank you Mr. President, Mr. Mayor and the Assembly. I took some notes to bring back to the Regional Elders Council, but their next meeting will be in October. I just wanted to bring that out. Thank you.

Mr. Walter Sampson: (*spoke in Inupiaq*). First of all, I would like to thank the Assembly for a good meeting. Your openness to the discussions that we have in regards to some of the issues that come before this very body. Some critical issues that sometimes people don't raise, you as an assembly member don't hesitate to bring to the table. I want to thank you for that. Thank you administration for a good meeting. Thank you Amanda and Stella for a good work. Also the Mayor, Judy and Legal. Member Ballot raised an issue to a relationship that we had that, certainly has made great improvements as a team. Life is not getting easier. Process of paperwork hasn't gotten easier. There is outside interest to make decisions for our people. We need to make sure we bring them to the table and the impacts they might have on our people. Thank you Willie for your comments. I am not trying to restrict you, but to bring up the issues in regards to the borough. Thanks to Tim Field for his representation for this region. Mayor and Member Savok can probably challenge Tim on the high kick and report to us on what occurred. I would like to thank our Elder Representative for being here with us. Thank you to the members for a good meeting.

## MAYOR'S COMMENTS

Mayor Reggie Joule: Thank you Mr. President and Assembly. I would like to echo the comments regarding Tim Field: that it is three inches from ten feet. I am very proud of him and his accomplishments. I know to some extent the amount of dedication and conditioning and year round hard work to be able to do that and how your mind has to be in terms of physical and mental conditioning. Congratulations. I would also like to thank the staff for doing a lot of hard work. We call on them at many different times to do different things. This last week we had part of commercial fishing and trying to market our fish. We had a publisher from Germany along with a chef. I'd like to thank Alaska Seafood Market Institute and their willingness to reach out to an entity to get our chum salmon some wider visibility. This gentleman who has this magazine in Germany is one of the top publications in Europe for cuisine. This is a good thing. Fred took him up by boat to Noorvik. They tried some things with shee fish that's close to sushi. Some of these things take a while for things to happen.

## MAYOR'S COMMENTS CONTINUED

Also with regards to commercial fishing, along with the coast guard being present they have several functions (*one is enforcement and one is their air division that will be active in search and rescue*). With regards to commercial fishing, one of the things we bumped up against. We were given some heads up, but we didn't think it was going to be as quickly as it occurred, the requirements of having floatation devices and personal location beacons that are a cost to fisherman. If you don't have this equipment, you cannot fish or you will be cited. So we worked with the fisherman and we tried to help out to get the equipment here from Anchorage. In addition to the assembly seats open, there are three school district seats open as well. In regards to redistricting, house district 40 has changed a little bit. If this passed the next court challenge, our district will change a little bit. In this new map, we will gain a part of Athabaskan country. Our staff, Planning in particular, will inform you if they are traveling to your village. As I mentioned earlier, I will work on getting more information to you regarding the North Slope Borough lawsuit. Enjoy the summer and be safe.

## ADJOURNMENT

**Mr. Patrick Savok moved to adjourn. With no other business to conduct, the meeting adjourned at 12:20 P.M.**