



CITY OF NORTH POLE *Alaska*

REGULAR CITY COUNCIL MEETING **Monday, March 4, 2013**

Committee of the Whole – 6:30 p.m.
Regular City Council Meeting – 7:00 p.m.

COUNCIL MEMBERS

| | |
|---------------------------------------|----------|
| Richard Holm -Alt. Dep. Mayor Pro Tem | 488-1776 |
| Sharron Hunter-Mayor Pro Tem | 488-4282 |
| Thomas McGhee | 455-0010 |
| Derrick Nelson | 378-8207 |
| Michelle Sikma -Dep. Mayor Pro Tem | 378-5778 |
| Preston Smith | 488-8824 |

MAYOR

Bryce Ward – 488-7314

CITY CLERK

Kathy Weber, MMC 488-8583

1. Call to Order/Roll Call
2. Pledge of Allegiance to the US Flag –
3. Invocation
4. Approval of the Agenda
5. Approval of the Minutes
6. Communications from the Mayor
7. Council Member Questions of the Mayor
8. Communications from Department Heads, Borough Representative and the City Clerk
9. Ongoing Projects Report
10. Citizens Comments (Limited to Five (5) minutes per Citizen)

11. Old Business

12. New Business

- a. Liquor License Renewal For 2 Go Mart #112, Tesoro Northstore Company
- b. Amend Appointment of Committee Membership/Finance Audit Committee, to include Councilwoman Michelle Sikma
- c. Approval Of Council To Hire NPDFD Personnel At Range 6 On The Pay Scale
- d. Ordinance 13-03, An Ordinance Amending Title 5 And Introducing Chapter 5.13, Made In North Pole, Alaska Trademark
- e. Resolution 13-04, A Resolution Supporting Legislative Action To Approve The Five Year Royalty Oil Contract Between Flint Hills Resources LLC And The Alaska Department Of Natural Resources During The 28th Legislative Session
- f. Resolution 13-05, A Resolution Opposing House Bill 3, “An Act Relating To Voter Identification At The Polls; And Relating To The Counting Of Absentee And Questioned Ballots” And Urging The State Of Alaska Legislature To Retain The Current List Of Acceptable Forms Of Voter Identification Listed In AS 15.15.225 And 6 AAC 25.

13. Council Comments

14. Adjournment

The City of North Pole will provide an interpreter at City Council meetings for hearing impaired individuals. The City does require at least 48 hours notice to arrange for this service. All such requests are subject to the availability of an interpreter. All City Council meetings are recorded on CD. These CD's are available for listening or duplication at the City Clerk's Office during regular business hours, Monday through Friday, 8:00 a.m. to 5:00 p.m. or can be purchased for \$5.00 per CD. The City Clerk's Office is located in City Hall, 125 Snowman Lane, North Pole, Alaska.

**Committee of the Whole – 6:30 P.M.
Regular City Council Meeting – 7:00 P.M.**

A regular meeting of the North Pole City Council was held on Monday, February 19, 2013 in the Council Chambers of City Hall, 125 Snowman Lane, North Pole, Alaska.

CALL TO ORDER/ROLL CALL

Mayor Ward called the regular City Council meeting of Monday, February 19, 2013 to order at 7:15 p.m.

There were present:

Mr. Holm

Ms. Hunter

Mr. McGhee

Mr. Nelson

Ms. Sikma

Mr. Smith

Mayor Ward

Absent/Excused

Excused

PLEDGE OF ALLEGIANCE TO THE U.S. FLAG

Pledge of Allegiance led by Mayor Ward

INVOCATION

Invocation was given by Councilman Thomas McGhee.

APPROVAL OF AGENDA

Mr. McGhee *moved to Approve the Agenda of February 19, 2013*

Seconded by Ms. Sikma

Discussion

None

Mr. McGhee *moved to consent the following items on the agenda:*

Old Business

- a. Ordinance 13-01, An Ordinance Amending The City Of North Pole's 2013 Administration Budget By Reallocating Funds To Administration Office Equipment

New Business

- a. Liquor License Renewal for Refinery Lounge
- b. Approval of Specimen 457(b) Plan Document for Deferred Compensation Plan with The Hartford

- c. Approval to sell two (2) 2011 Arctic Cat M8162 Snow Machines Using Consignment Process Through Local Arctic Cat Dealership
- d. Approval for Clerk to Travel to the 2013 International Institute of Municipal Clerks Conference in Atlantic City, New Jersey

Seconded by Ms. Sikma

Discussion

None

PASSED

YES: 6 – Hunter, Sikma, Holm, Smith, McGhee, Ward

NO: 0

Absent: Nelson

On the main motion as amended

PASSED

YES: 6 – Hunter, Sikma, Holm, Smith, McGhee, Ward

NO: 0

Absent: Nelson

APPROVAL OF MINUTES

Ms. Sikma moved to approve the minutes of February 4, 2013

Seconded by Mr. Holm

Discussion

None

PASSED

YES: 6 – Hunter, Sikma, Holm, Smith, McGhee, Ward

NO: 0

Absent: Nelson

COMMUNICATIONS FROM THE MAYOR

The Eielson scoping meetings proceeded without much of a hitch. Its estimated 900+ people were in attendance at the three meetings with most showing up at North Pole. We are now awaiting the draft EIS at which time another comment period will be available.

Friday Night was the Annual awards for Eielson, The City of North Pole gave certificates and a City Coin to all 12 award winners.

Last week I was in Juneau for three days for AML and the Conference of Mayors. AML Staff gave reports on legislation the municipalities have requested and the Mayors have created a group to explore the ramifications of oil tax reform.

I had an opportunity to talk with many of our local legislators and press the issues we face, most notably energy cost and also our capital projects. Our resolutions 13-01, 13-01, and 13-03 were graciously accepted.

Last week Governor Parnell was in town at the FEDC investor Luncheon where Governor Parnell unveiled the latest benchmark requirement the “big three” have completed. The benchmark was the size and scope of the proposed gas line; 42 inch with five compressor stations. The news was well received. The three mayors were asked to give small speeches at the luncheon.

Yesterday Lisa Murkowski was in Fairbanks at the Fairbanks Chamber board of Directors meeting as well as at the Tiger Team Meeting where she updated the local leaders about sequestrations and what they may mean for our community.

Tomorrow (Wednesday) is a Sulfoline update at the North Pole Plaza Mall from 5:30PM to 7:30PM

The City of North Pole was notified approximately two weeks ago that our projected property values for the City were decreased by approximately 26.4 Million dollars. At our current property tax rate of 3 Mills it is estimated that this would have a \$80,070 effect on our budget. The effect of this decrease is primarily to the devaluation of the crude unit three refinery operated by Flint Hills Resources.

The \$80,070 loss is not accounted for in the 2013 budget, during my visit to Juneau I was also notified there was no current legislation to add the municipal sharing (25 Million) back into the state budget. This equals another approximate \$80,000 to the City that we have received in the past and may not receive this year.

As was mentioned in our last council meeting we have a \$32,000 liability with the Alaska Railroad, consisting of 4 years of unpaid bills. As of December 1st 2013 the liability will be \$40,000.

The staff, and I are working hard to bring a conclusion to this and ensure we maintain a balanced budget. I will keep the council apprised as we move to a solution.

- **Students of the Month**
“Owen” Xichun Luo – NPE
Christopher Starkey – NPHS

COUNCIL MEMBER QUESTIONS OF THE MAYOR

Mr. Smith asked about the transfer site closing.

Mayor Ward said that it was not passed by the borough at the last meeting.

COMMUNICATIONS FROM DEPARTMENT HEADS, BOROUGH REPRESENTATIVE AND THE CITY CLERK

Police Department, Chief Dutra

- Chief Dutra introduced Officer Amanda Bean who is attending the academy in Fairbanks.
- Chief Dutra thanked all the officers for attending the meeting tonight. He honored the following Officers:
 - Det. Stewart received the 2012 Employee of the Year
 - Officer Durny received the 2012 Officer of the Year
 - Officer Binkley received a letter of commendation for tirelessly working a case in 2012.
- Chief Dutra recognized each of his employees individually for an outstanding job well done by all.

Fire Department, Chief Lane

- Chief Dutra & Chief Lane are attending a class through homeland security to start with the Emergency Operation plan and things they may want to mitigate.
- NPFDF donates to Fairbanks Counseling and Adoption a night with the department. This past weekend they were able to raise \$1,050. They Cook dinner, let them ride on fire trucks and is great PR.
- The NPFDF lost a couple people in the department. Kyle Green is now the Fairbanks Deputy Fire Marshall and Jayson Russell has been hired in that position. Christine Boddy had her baby two days ago and all are doing well. Danielle Krause also left the department and her and her husband are expecting their 1st child.
- The Moniken family lost their child this weekend to brain cancer.
- St. Baldericks is next month and that is where the departments shave their heads and raise money for childhood cancer. To donate or support this program in memory of Ms. Moniken you can donate at the following website:
www.stbaldericks.org/participants/mypage/591330/2013

Accountant, Lisa Vaughn

- Council received 2 financials for December and January. She is working on audit for the next couple of weeks.
- General fund is \$77,465 in expenses over revenues.
- January budget is in. Central treasury is \$2.2 M and part of it is from property tax that has just came in.
- Finance/Audit Committee met this afternoon.

Utility & Public Works

None

Borough Representative

None

City Clerk

- Senior Luncheon has been tentatively set for Friday, April 26, 2013

ONGOING PROJECTS

- None

CITIZENS COMMENTS – 5 Minutes

Karen Lane – Arctic Winter Games

- Offices have been moved from Pioneer Park to Ken Murray Insurance bldg..
- Merchandising store will be open next week.
- Barbara Lavalee will do a poster and print signing at Thomas Morris Center next Friday.

COUNCIL COMMENTS

Mr. McGhee - nice to see the Boy Scouts out here tonight.

Mr. Smith – thanked community for coming out and to see the public at the EIS meeting at NPBS. He reminded the public to not forget the meeting tomorrow at the mall for sufolane.

Mr. Holm – good to see Boy Scouts here again tonight and they look a little sharper tonight also. Next week Mr. Holm will be in Juneau and said he would carry down anything concerns that the City may have to our elected officials.

Ms. Sikma – She was happy to see the Boy Scouts here tonight and issued a challenge to the scouts and would like to have some comments from them.

Ms. Hunter – Thanked the Boy Scouts for coming out and liked Chief Dutra's request to have everyone out and thank employees individually.

Mayor Ward – thanked everyone for coming out and for the Boy Scouts for coming out and participating in the meeting. He said it is also important to recognize the students, staff and residents.

ADJOURNMENT

Mr. McGhee adjourned the meeting at 8: 35 p.m.

Seconded by Ms. Sikma

The regular meeting of February 19, 2013 adjourned at 7:54 p.m.

These minutes passed and approved by a duly constituted quorum of the North Pole City Council on Monday, March 4, 2013.

Bryce J. Ward, Mayor

ATTEST:

Kathryn M. Weber, MMC
North Pole City Clerk



PFD Application Deadline

Don't forget to apply for the 2013 Permanent Fund Dividend. The application deadline is 11:59pm on Sunday, March 31st.

Apply Online: www.pfd.state.ak.us

Paper applications are available at the following locations:

North Pole Branch Library

601 Snowman Lane
488-6101

Noel Wien Library

1215 Cowles St.
459-1044

Tanana Chiefs Conference

201 First Ave Suite 300
452-8251

Links of Interest

Senate Majority

www.aksenate.org

Voter Registration & Elections

www.elections.alaska.gov

Senator Coghill's Legislative Page

www.senatorcoghill.com

Alaska 2-1-1

www.alaska211.org (or dial 2-1-1)

Legislative Priorities for 2013

Lower Energy Costs

As Co-Chair of the Committee on In-State Energy, we will be pursuing the LNG trucking project (SB 23), gas pipeline project (HB 4), hydroelectric and wind opportunities (Susitna-Watana dam), biomass solutions, infrastructure improvement (transmission lines and gas distribution), energy efficiency in homes and businesses, and a number of other priorities — all with a focus on Fairbanks.

Protecting Life

I am determined to prevent state dollars from being used for abortions that are not medically necessary. My bill (SB 49) establishes a definition for "medically necessary" abortions, which will prevent public funds from being used to pay for elective abortions. I will continue to do all that I can to protect the unborn.

Protecting Liberty

The U.S. Constitution should be held in the highest regard. With ever-increasing federal overreach, it is important to remain steadfast in protecting civil liberties. I will be working to nullify any federal law that threatens due process rights, including habeas corpus. I'll also be watching for federal encroachment on 2nd amendment, land, and environmental issues.

Choice in Education

Parents should be able to choose the best education for their children, whether it be private, religious, charter, or any other type of learning institution. Taxpayer money should follow the student regardless of the school they attend. I have co-sponsored SJR9 in an effort to put the question before Alaskan voters.

Felony Theft

In my view, inflation should not determine the severity of a criminal penalty. My bill (SB 43) seeks to increase the felony theft threshold from \$500 to \$1500. The last time this amount was adjusted was 1978, making it much easier today to be charged with a felony than was originally intended. A felony conviction carries several consequences, including loss of voting rights and gun rights. My intent is to ensure a fair judicial system while also considering the interests of the business community.

Boarding School Stipend

Boarding schools give students in small communities the opportunity to attend a school that offers extracurricular activities only available in larger schools. My bill (SB 47) provides a per-pupil stipend to boarding schools (including magnet schools for vocational training) so they can better afford residential living expenses and other costs.

Stay Informed & Give Us Feedback

Live coverage of committee meetings:

www.akl.tv

For archived footage:

www.gavelalaska.org/media

Track and read bills: www.legis.state.ak.us/basis/start.asp

We look forward to hearing your comments on existing laws, as well as ideas for new legislation. sen.john.coghill@akleg.gov



Honorable Mayor and Council Members,

The United States Air Force is pursuing closing Clear Air Force Station (AFS) Central Heat and Power Plant (CH&PP) and becoming a Golden Valley Electric Association (GVEA) customer and heating the AFS with oil.

The American Federation of Government Employees (AFGE) Local 1836 approaches you to relate our concern that this will negatively impact your constituents. AFGE 1836 believes **the Air Force's plan is poised to cost American Taxpayers an additional \$5 Million Dollars annually to heat and electrify Clear AFS, and raise GVEA customer's electric bills** because of increased electrical generation via oil by GVEA to handle Clear AFS's electrical demands.

The University of Alaska Fairbanks (UAF) is a similar situated utility with a current ability to utilize GVEA energy and heat with oil; however, in lieu of that they operate their own coal fired CH&PP for the majority of their heating and electrical requirements. The University is investing \$40 Million Dollars in their existing plant until they can replace it with a new \$200 Million Dollar coal fired plant, verses shutting down and becoming a GVEA customer.

AFGE 1836 would pose the following question: **Why would UAF commit to a \$240 Million Dollar investment, if the fiscally prudent future ahead was to be a GVEA customer and heat with oil.** We submit they wouldn't!

Regardless of the Fairbanks Newsminer's reporting; **the current Air Force initiative is a "pig in a poke"** poised to cost more tax dollars and cause higher electric bills in the Interior. AFGE 1836 solicits your public support to pressure your greater legislative bodies, to include Senators Murkowski and Begich, to act to protect American Taxpayer and GVEA customer interests. We'd ask that you and your Body utilize any tools at your disposal toward witnessing your concern with the Air Force's current plan to shut down Clear AFS's CH&PP.

AFGE 1836 invites any questions you may have concerning our approach to you on this matter. Please feel free to contact AFGE Local 1836's **Grassroots Mobilization/Legislative Coordinator**: Don Pierce. He can be reached at 907-347-2240, or at afge1836@mtaonline.net

Thank you in advance for your effort on this matter!

Respectfully!

Ricky R. Janssen

President, AFGE Local 1836

125 Snowman Lane
North Pole, AK 99705
P: 907-488-8583
F: 907-488-3002
C: 907-388-2728
Email: Kathy@northpolealaska.com

**City of North Pole
Office of the City Clerk/HR Mgr**

Memo

To: North Pole City Council & Finance/Audit Cmte Members
From: Kathy Weber
CC: Mayor Ward
Date: 2/27/2013
Re: AGFOA Training Opportunity

I received this notification from AAMC today and thought I would send it on to you in case any of you are interested in attending this class. Please contact the Mayor if you think you may be able to attend.

The Alaska Government Finance Officers Association (AGFOA) has a training opportunity that may be of interest to you; please review the information below.

The intermediate government class may not hold a ton of interest, but you may find some interest in the second class highlighted in yellow, "How to Read and Understand Governmental Financial Statements."

AGFOA will also be having some introductory governmental accounting webinars starting in July. Once they get the details and logistics worked out, they will be sending us more information.

ALASKA GOVERNMENT FINANCE OFFICER'S ASSOCIATION

HOW TO READ & UNDERSTAND GOVERNMENTAL FINANCIAL STATEMENTS

APRIL 17, 2013

8:30 am – 4:30 pm

Course location: *Clarion Suites Hotel*

1110 W. 8th Avenue

Anchorage, AK 99501

(907) 929-6461

125 Snowman Lane
North Pole, AK 99705
P: 907-488-8583
F: 907-488-3002
C: 907-388-2728
Email: Kathy@northpolealaska.com

**City of North Pole
Office of the City Clerk/HR Mgr**

Memo

To: Chief Dutra, Tricia Fogarty, & Marilyn Zrucky
From: Kathy Weber, CMC – City Clerk
CC: Chief Lindhag
Date: 2/22/2013
Re: Liquor License Renewal

The ABC Board has contacted the City of North Pole because 2 Go mart #112 (Tesoro North Store Company) is renewing their liquor license for 2013. The ABC Board is required under Alaska Statute to notify the City in writing that this establishment is renewing their liquor license so the city council can file a "protest" if they so desire.

The City Council needs to know if there have been any complaints regarding that establishment to the Police Department and also if they are up to date with City business license, water & sewer, and all sales tax.

Please provide in writing your response to these requests by Wednesday, February 27, 2013.

Thanks you



THE STATE
of **ALASKA**
GOVERNOR SEAN PARNELL

Department of Commerce, Community,
and Economic Development

ALCOHOLIC BEVERAGE CONTROL BOARD

2400 Viking Drive
Anchorage, Alaska 99507
Main: 907.263.5900
Chris Lambert: 907.263.5923
TDD: 907.465.5437
Fax: 907.263.5930

February 22, 2013

Renewal Application Notice

City of North Pole

Attn: City Clerk & Borough Clerk

VIA EMAIL: Kathy@northpolealaska.com & pphillips@co.fairbanks.ak.us

| DBA | Lic Type | Lic # | Owner | Service Location |
|----------------|---------------|-------|---------------------------|------------------|
| 2 Go Mart #112 | Package Store | 2227 | Tesoro Northstore Company | 3392 Badger Road |

We have received a renewal application for the above listed licenses within your jurisdiction. This is the notice as required under AS 04.11.520. Additional information concerning filing a "protest" by a local governing body under AS 04.11.480 is included in this letter.

A local governing body as defined under AS 04.21.080(11) may protest the approval of an application(s) pursuant to AS 04.11.480 by furnishing the board **and** the applicant with a clear and concise written statement of reasons in support of a protest within 60 days of receipt of this notice. If a protest is filed, the board will not approve the application unless it finds that the protest is "arbitrary, capricious and unreasonable". Instead, in accordance with AS 04.11.510(b), the board will notify the applicant that the application is denied for reasons stated in the protest. The applicant is entitled to an informal conference with either the director or the board and, if not satisfied by the informal conference, is entitled to a formal hearing in accordance with AS 44.62.330-44.62-630. **IF THE APPLICANT REQUESTS A HEARING, THE LOCAL GOVERNING BODY MUST ASSIST IN OR UNDERTAKE THE DEFENSE OF ITS PROTEST.**

Under AS 04.11.420(a), the board may not issue a license or permit for premises in a municipality where a zoning regulation or ordinance prohibits the sale or consumption of alcoholic beverages, unless a variance of the regulation or ordinance has been approved. Under AS 04.11.420(b) municipalities must inform the board of zoning regulations or ordinances which prohibit the sale or consumption of alcoholic beverages. If a municipal zoning regulation or ordinance prohibits the sale or consumption of alcoholic beverages at the proposed premises and no variance of the regulation or ordinance has been approved, please notify us and provide a certified copy of the regulation or ordinance if you have not previously done so.

Protest under AS 04.11.480 and the prohibition of sale or consumption of alcoholic beverages as required by zoning regulation or ordinance under AS 04.11.420(a) are two separate and distinct subjects. Please bear that in mind in responding to this notice.

AS 04.21.010(d), if applicable, requires the municipality to provide written notice to the appropriate community council(s).

If you wish to protest the application referenced above, please do so in the prescribed manner and within the prescribed time. Please show proof of service upon the applicant. For additional information please refer to 13 AAC 104.145, Local Governing Body Protest.

Note: Applications applied for under AS 04.11.400(g), 13 AAC 104.335(a)(3), AS 04.11.090(e), and 13 AAC 104.660(e) must be approved by the governing body.

Sincerely,

SHIRLEY A. COTÉ
Director

/s/ *Christine C. Lambert*

Christine C. Lambert
Licensing & Records Supervisor
Christine.lambert@alaska.gov



**North Pole Police Dept.
125 Snowman Ln.
North Pole, AK 99705**

**Chief Steve Dutra
Phone: 907-488-8459
Fax: 907-488-5299**

February 26, 2013

To: Mrs. Weber, MMC – City Clerk
North Pole City Council

Re: Liquor License Renewal

The North Pole Police Department has no documented complaints or problems from the following establishments that would cause us to “protest” license renewal.

2 Go Mart #112

Thank you

Chief Dutra

Memo

To: North Pole City Council
From: Tricia Fogarty, Accounts Receivable Clerk
Date: 2/27/2013
Re: Liquor License Renewal for 2 Go Mart #112

2 Go Mart #112 does not have any accounts with the City of North Pole, The Account's are registered to Tesoro Petroleum Co.

Tesoro Petroleum Co is current and in good standing on their utility, sales tax and alcohol tax accounts.

Thank you,

Tricia

125 Snowman Lane
North Pole, AK 99705
P: 907-488-8583
F: 907-488-3002
C: 907-388-2728
Email: Kathy@northpolealaska.com

**City of North Pole
Office of the City Clerk/HR Mgr**

Memo

To: North Pole City Council
From: Kathy Weber
CC: Mayor Ward
Date: 2/27/2013
Re: Amend Appt. of Committee Membership – Finance/Audit Committee, to include Councilwoman Michelle Sikma

- At the meeting of February 19, 2013 the Audit/Finance committee voted unanimously to include Councilwoman Michelle Sikma as an official member of the committee upon the ratification of council at the March 4, 2013 North Pole City Council meeting.

**City of North Pole
2013 Committees and Committee Members**

| COMMITTEE NAME | Name | Mailing Address | E-Mail Address | Phone | Fax |
|--------------------------------|--------------------------------|---|--|--|-----|
| North Pole City Council | CITY COUNCIL MEMBERS | | | | |
| Mayor | Bryce Ward | 606 E 5th Ave North Pole, AK 99705 | mayor@northpolealaska.com | (907) 888-4444 (cell) (907) 488-8584 (wk) | |
| City Council Member | Richard Holm | 167 Santa Claus Lane North Pole, AK 99705 | rholm@northpolealaska.com | (907) 488-1776 (hm) (907) 488-8555 (wk) | |
| City Council Member | Sharron Hunter | 322 Crossway North Pole, AK 99705 | shunter@northpolealaska.com | (907) 488-4282 (hm) (907) 488-3761 (wk) | |
| City Council Member | Thomas McGhee | 1152 North Star Dr. North Pole, AK 99705 | tmcgee@northpolealaska.com | (907) 455-0010 (wk) | |
| City Council Member | Derrick Nelson | 815 Marquette Loop North Pole, AK 99705 | dnelson@northpolealaska.com | (907) 378-8207 | |
| City Council Member | Michelle Sikma | PO Box 57455 North Pole, AK 99705 | msikma@northpolealaska.com | (907) 378-5778 | |
| City Council Member | Preston Smith | PO Box 60882 Fairbanks, AK 99706 | psmith@northpolealaska.com | (907) 488-8824 (hm) | |
| | FINANCE/AUDIT COMMITTEE | | | | |
| Citizen Member | Mike Welch - Chair | 935 Les Rogers Turnaround North Pole, AK | northpolemike@netscape.net | (907) 488-5834 | |
| Business Member | Tammy Randolph | 450 S. Santa Claus Lane North Pole, AK 99705 | tammy.randolph@c4xd.statefarm.com | (907) 488-7082 | |
| Council Member | Sharron Hunter | 322 Crossway North Pole, AK 99705 | shunter@northpolealaska.com | (907) 488-4282 | |
| Employee Member | Buddy Lane | PO Box 55925 North Pole, AK 99705 | blane@northpolefire.org | | |
| Council Member | Michelle Sikma | PO Box 57455 North Pole, AK 99705 | msikma@northpolealaska.com | (907) 378-5778 | |
| | ETHICS BOARD COMMITTEE | | | | |
| 3 Year Term | Francie Cork | 401 Holiday Rd North Pole, AK 99705 | thecorks@qcd.net | 907-488-1973 | |
| 3 Year Term | Jeff Jacobson | PO Box 57033 North Pole, AK 99705 | jjacobson@co.fairbanks.ak.us | (907) 460-7733 | |
| 2 Year Term | Melissa Bidwell | 105 E 7th Ave North Pole, AK 99705 | | (907) 322-8873 | |
| 2 Year Term | Jim Taylor | 1124 Lake Drive North Pole, AK 99705 | | (907) 488-2422 | |
| 1 Year Term | Tim Opperman | 109 E 5th Ave North Pole, AK 99705 | | (907) 978-5844 | |

City of North Pole
2013 Committees and Committee Members

| | | | | | |
|----------------------------|-----------|--|----------------|--|--|
| Alternate Committee Member | Ron Jones | 2410 San Augustin Dr North Pole, AK 99705 | (907) 488-3579 | | |
| 1 Year Term | | | | | |

Memo

To: Mayor Ward

From: Chief Lane 

Date: February 27, 2013

Re: New Hire



Mayor Ward,

I have completed the second interviews for candidates to replace Danielle Chihuly. I would like to make a conditional hire to the next person on the hiring list. As we have done in the past I would like to offer the candidate a starting salary of Fire Fighter range 6, which is \$14.52 per hour.

By: Mayor Ward
Introduced & Advanced: March 4, 2013
Possible Adoption: March 18, 2013

CITY OF NORTH POLE

ORDINANCE 13-03

AN ORDINANCE AMENDING TITLE 5 AND INTRODUCING CHAPTER 5.13, MADE IN NORTH POLE, ALASKA TRADEMARK

WHEREAS, changes to the North Pole Municipal Code is a continually changing requirement; and

WHEREAS, the City of North Pole Municipal Code should be amended to conform to the requirements of the City and to clarify questionable areas; and

WHEREAS, the City of North Pole wishes to promote the local businesses and the uniqueness of North Pole.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of North Pole:

Section 1. This ordinance is of a general and permanent nature and shall be codified.

Section 2. Chapter 5, Section 5.13 Made in North Pole Trademark is introduced in the North Pole Code of ordinances as follows:

Title 5 Chapter 5.13 Made in North Pole Trademark

Sections:

- 5.13.010 Purpose and Intent
- 5.13.020 Administration of Chapter
- 5.13.030 Design of Made in North Pole emblem
- 5.13.040 Utilization of Made in North Pole emblem
- 5.13.050 Eligibility, Permit holder requirements
- 5.13.060 Prohibited conduct
- 5.13.070 Penalties
- 5.13.080 Severability
- 5.13.090 Definitions

5.13.010 Purpose and Intent

The purpose and intent of the Made in North Pole Program is to validate items made in North Pole, raise revenues, encourage local manufacturing and economic development and promote the uniqueness of the City of North Pole.

5.13.020 Administration of chapter

- A. The City Of North Pole herby creates a Made in North Pole Program.

1. The City of North Pole reserves all rights and privileges to the Made in North Pole emblem as outlined and approved by the North Pole City Council.
- B. The Mayor of the City of North Pole is responsible for management and administration of the provisions relating to the Made in North Pole emblem, including;
 1. The supervision of the use of the emblem;
 2. The design, issuance, and control of emblem;
 3. The enforcement of North Pole Code 5.13.060 regarding the use of the emblem.
- C. The North Pole City Council shall establish forms and fees for the applications and permits to be used or issued under this section, the period for which the permits are valid, and the procedures for renewing the permits.
- D. The City of North Pole is responsible for maintaining the rights and privileges associated with the Made In North Pole Program.

5.13.030 Design of Make in North Pole emblem

The official emblem for an article that is made in the North Pole area is a design approved by the North Pole City Council, that depicts A candy cane lined pole with a sign suspended from the side with the wording "Made in North Pole."

5.13.040 Utilization of Made in North Pole emblem

- A. The permit holder may obtain MADE IN NORTH POLE ALASKA emblems from sources that conform to the requirements of chapter 5.13 of the North Pole Code. The representation of the emblem may be in the form of tags, stickers, rubber-stamps, etc.
- B. A permit holder may use a representation of that emblem on labels, letterheads, business cards, in-store and other advertising, and for other similar purposes.
- C. The MADE IN NORTH POLE ALASKA emblem or a representation of that emblem may not be sold as art or as a dominant feature of a product logo or label unless approved by the Mayor or North Pole agent in writing and adhere to the Made in North Pole Permit Process Policy #13-01.
- D. A person may use the MADE IN NORTH POLE ALASKA emblem to identify an article that is made in the North Pole Area. The emblem may not be used to identify an article made outside the North Pole Area.
- E. The MADE IN NORTH POLE ALASKA emblem may only be used after paying all fees and receiving a use permit from North Pole City Hall. A person may report alleged violations of the MADE IN NORTH POLE ALASKA emblem to the Mayor or the North Pole City Council.

5.13.050 Eligibility—Permit holder requirements

- A. A permit to use the MADE IN NORTH POLE ALASKA emblem will be issued to an applicant who:
 1. locates and maintains the handicraft or product making or manufacturing operation with the North Pole Area as defined in North Pole Code 5.13.90; or

2. produces a handcraft or a product in the State of Alaska and value-added processes were accomplished in the North Pole Area; or
3. uses North Pole Area resources and materials in the manufacturing or production of the product or handcraft; and
4. has a current Alaska business license if required by AS 43.70; and
5. has a current North Pole City Business license as required by North Pole Code 5.02.020 ; and
6. submits a completed application and the required annual fees; and
7. permits the inspection of the production or manufacturing site by the Mayor or a City of North Pole agent; and
8. Complies with the requirements of North Pole Code Chapter 5.13.

B. A finished product that is only partially manufactured within the North Pole Area may be authorized to use the MADE IN NORTH POLE ALASKA emblem if:

1. the producer demonstrates that no manufacturing facility exists in the North Pole Area with the capacity or expertise to do the work being accomplished outside the North Pole Area; the Mayor or City of North Pole agent will not consider cost alone as a valid justification for using out-of-North Pole manufacturing facilities; and
 2. The majority of the value-added processes are accomplished in the North Pole Area.
- C. The printing industry is not eligible for a permit to use the MADE IN NORTH POLE ALASKA emblem for routine printing projects that involve printing or duplication or items or writings not created by the printer in the North Pole Area.

5.13.060 Prohibited conduct

- A. An individual or business may not;
- a. knowingly or willfully alter, change, or counterfeit the MADE IN NORTH POLE ALASKA emblem.
 - b. knowingly or willfully sell, or offer to sell an article that is not made in the North Pole Area but bears the MADE IN NORTH POLE ALASKA emblem.
 - c. knowingly or willfully use the emblem for an article that is not made in the North Pole Area.
 - d. Use the emblem authorized under this section in any fashion without paying all fees and receiving a MADE IN NORTH POLE ALASKA permit from North Pole City Hall.

5.13.070 Penalties

Penalties for the misuse of the MADE IN NORTH POLE ALASKA emblem seal are as follows:

- A. A person who knowingly or willfully alters, changes, or counterfeits the MADE IN NORTH POLE ALASKA emblem is guilty of a Class B misdemeanor.
- B. A person who knowingly or willfully sells, or offers to sell and article that is not made in the North Pole Area but bears the MADE IN NORTH POLE ALASKA emblem is guilty of a Class B misdemeanor.
- C. A person who knowingly or willfully uses the MADE IN NORTH POLE emblem for an article that is not made in the North Pole Area is guilty of a Class B misdemeanor.
- D. A agent who has been authorized to issue a MADE IN NORTH POLE use permit under North Pole Code Chapter 5.13 is guilty of a Class B misdemeanor if the person knowingly or willfully issues a permit for an article that is not made in the North Pole Area.
- E. A person who uses the MADE IN NORTH POLE ALASKA emblem without obtaining a use permit and paying all applicable fees is guilty of a Class B misdemeanor.

5.13.080 No cause of action against the City

Any failure on the part of the City of North Pole to follow the provisions of the section shall not:

1. Waive any rights of the City of North Pole;
2. Give rise to any cause of action on behalf of the permit applicant or holder against the City of North Pole.

5.13.090 Severability

If any section, subsection, paragraph, sentence, clause, or phrase of this chapter is held to be unconstitutional or in violation of law, then that holding shall not affect the validity of the remainder of this chapter.

5.13.100 Definitions

“North Pole Agent” is a City staff member or council member given written authority to act as a administrative assistant for the Made In North Pole Program by the Mayor.

“North Pole Area”: means , all of the incorporated City of North Pole, all land from the Moose Creek Dam to the Chena River following the Chena River North To where it intersects with the back side of Fort Wainwright bordering the Fairbanks City Line to the Tanana River Dike and. following the Tanana Rover Dike south to where it intersects with the Moose Creek Dam.

“Mayor” means chief administrative official of the city of North Pole or the mayor’s designee.

“ Emblem” means the MADE IN NORTH POLE ALASKA emblem outlined in this section;

“knowingly” or “willfully” means with respect to conduct or to a circumstance described by a provision of law defining an offense when the person is aware that the conduct is of that nature or that the circumstance exists; when knowledge of the existence of a particular fact is an element of an offense, that knowledge is established if a person is aware of a substantial probability of its existence, unless the person actually believes it does not exist; a person who is unaware of conduct or a circumstance of which the person would have been aware had that person not been intoxicated acts knowingly with respect to that conduct or circumstance;

"original" means new, unique, not a reproduction, and created or crafted by one person without the use of mechanized duplication instruments, electronic duplication instruments, or other devices or systems for copying large numbers of articles, except that "original" includes etched prints, lithographic prints, serigraphic prints, and prints from photographs, if the prints are made by hand by the person who created or crafted the etched plate, etched drawing, etched design, lithographic plate, lithographic stone, silkscreen, or photograph from which the prints were made;

"work of art" means a creation or crafting of:

1. a visual article, including a painting, a sculpture, a drawing, a mosaic, a photograph, an etching, a lithograph, and a serigraph; or
2. calligraphy; or
3. clay, textile, fiber, wood, metal, plastic, or glass, or a combination of these materials; or
4. traditional Alaska Native materials, including ivory, bone, grass, baleen, animal skins, wood, or furs; or
5. a collage or combination of two or more of the categories identified in 1 - 4 of this paragraph.

Section 3. Effective Date. This ordinance shall be effective at 5:00 pm on the first City business day following its adoption.

PASSED AND APPROVED by a duly constituted quorum of the North Pole City Council this 18th day of March, 2013.

ATTEST:

Bryce J. Ward, Mayor

Kathryn M. Weber, MMC
North Pole City Clerk

PASSED/FAILED

YES

NO

Absent

City of North Pole
Policy 13-01

Made in North Pole, Alaska Trademark

In order to receive a permit to use the MADE IN NORTH POLE ALAKSA emblem on a product or handicraft, a completed application must be submitted to the City of North Pole. A North Pole Business License is required for permission to use the MADE IN NORTH POLE ALAKSA emblem.

A separate permit is required for each of the applicant's handicrafts or product lines. The annual permit fee for the MADE IN NORTH POLE ALAKSA permit is \$50.00 per product line or a maximum of \$100.00 per permit holder.

A permit to use the MADE IN NORTH POLE ALAKSA emblem is valid for one year from the date the permit is issued. A permit may be renewed by:

- submitting a complete permit renewal application; and
- providing proof of a North Pole Business license; and
- paying the required fee

The City of North Pole will review the application to verify information concerning the applicant's products through either a site inspection of the manufacturing facilities or other verification procedure.

Based on the verification report, the Mayor, or a North Pole City agent will make the determination if the handicraft, product, or product line meets the MADE IN NORTH POLE ALAKSA program requirements.

The Mayor or a North Pole City agent must approve or disapprove an application or renewal application to use MADE IN NORTH POLE ALAKSA emblems within 30 days of the date of receipt of a completed application.

Within 30 days after receiving notification of denial of an application or renewal for authorization to use the MADE IN NORTH POLE ALAKSA emblem. If the applicant wishes to appeal, the applicant's exclusive recourse shall be as follows:

The applicant may request reconsideration by North Pole City Council. The request for reconsideration must specify grounds that would support reversal of the denial. Within 30 days after receipt of a completed request for reconsideration, the Council will issue a written decision. The Council's decision on reconsideration constitutes final administrative action by the City of North Pole. The applicant shall have no direct claims against The City of North Pole



MADE IN NORTH POLE ALASKA

PERMIT APPLICATION

Business Name: _____

First Name (Owner/Contact): _____ MI: _____ Last Name: _____

Parent Company Name: _____

Mailing Address: _____

City: _____ State: _____ ZIP Code: _____

Is The Business Located In North Pole City Limits? YES NO

North Pole Business License No. _____

Physical Address: _____ ☐ Same as Above

City: _____ State: _____ ZIP Code: _____

Previous MINP Permit #: _____

Phone (Business): _____ Fax (Business): _____ Toll Free Phone: _____

Phone (Home): _____ Fax (Home): _____

Selling Wholesale? Yes ☐ No ☐

Email Address: _____

Website Address: _____

Description of Handicraft type or Product Line. Use additional sheets if necessary.

(Note: There is a \$50.00 annual fee for each separate product line and a \$100.00 maximum annual fee per person or company with more than three product lines.)

(1)Product #1 _____

(2)Product #1 _____

(3)Product #1 _____

MADE IN NORTH POLE ALASKA

Where is your handicraft or product manufacturing operation located in North Pole Alaska? Please give physical location and describe location, i.e. home, shop, garage, plant, etc. Describe who handicrafts or produces the products and where do they reside? _____

If non-Alaska residents are involved in the manufacture or packaging of these handicrafts or products; explain their involvement.

Describe any part or component of the handcrafted items or products that is manufactured or of origin somewhere other than North Pole Alaska. Is this item(s) available of North Pole Alaskan origin or from Alaska sources? If so, explain why you do not obtain these items from North Pole Alaska origin or source. _____

Percentage of (Circle one) Wholesale or Retail Value that is of Alaska origin _____ %

**Use additional sheets of paper to continue your reply.
You may enclose photos, drawings, samples or other information in support of your application.**

Affidavit: This affidavit must be signed by the owner or a corporate officer and requires two witnesses. I, the undersigned, do hereby certify that I (we) manufacture a product or handcraft in North Pole Alaska and that this product or handcraft satisfies the requirements for the Made In North Pole Alaska program, as specified by this permit application. I (we) request that I (we) be authorized to use the Made In North Pole Alaska emblem to identify the product or handcrafted item specified above. In addition, I take full responsibility for the proper use of said emblem in accordance with North Pole Municipal code Chapter 5.02, 5.13 and 4.08 if applicable. I (we) consent to an on-site inspection, by appointment, of our manufacturing facilities by the Made In North Pole Alaska program agent or his designee.

Owner Signature _____ Title _____ Date _____

1. Witness Name (Print) _____ Phone _____

Witness Signature _____

2. Witness Name (Print) _____ Phone _____

Witness Signature _____

**Do Not Write Below this Line
(FOR OFFICIALS)**

Certification of Permit checklist (all requirements must be met)
Affidavit

Application

North Pole Business license

On-site Inspection by: _____
Date of Inspection: _____

APPROVED **DISAPPROVED** / / by: _____

All Fees paid _____ Check _____ Credit Card _____ Cash

MADE IN NORTH POLE ALASKA
MINP Initial Certification

Official Permit Number _____

Signature of North Pole Agent: _____ Date: _____

 [Reply](#)  [Reply to all](#)  [Forward](#)    [Close](#)  [Help](#)

From: [Juliana Miller \[julesmarion@live.com\]](#)

Sent: Thu 1/17/2013 5:07 PM

To: [Bryce Ward](#)

Cc:

Subject: Re: usage of image letter

Attachments:

[View As Web Page](#)

I, Juliana Miller of Inspired Designs, give the City of North Pole, Alaska sole ownership of the "Made in North Pole" logo, created by myself. It is free of charge and I no longer retain any rights to it. It should be seen as volunteer work from myself to the city.

Sent from my iPad

On Jan 17, 2013, at 12:57 PM, "Bryce Ward" <bward@northpolealaska.com> wrote:


Hey Jules, could you write up a letter giving us (city of North Pole) the unrestricted rights to use your image for the made in North Pole. It would help me for assembling the packet for our legal to look at it.

Bryce Ward
City of North Pole Mayor
125 Snowman Ln
North Pole Alaska
99705

(907) 888-4444



  Reply to all  Forward    Close  Help

 You replied on 2/27/2013 1:13 PM.

From: Zane Wilson [zane@alaskalaw.com]

To: Kathy Weber

Cc: Niki L. Lightly; 'Tonya Hess'

Subject: RE: City of North Pole Ord 13-03

Attachments:

Sent: Wed 2/27/2013 11:47 AM

[View As Web Page](#)

Kathy:

I previously reviewed this ordinance and provided a redline of my edits to the Mayor. It looks like the suggested changes have been made. I would note that at the very end of 5.13.060 there is a reference to a duplicate section that has not yet been deleted, please delete this. What you sent me was in PDF so I could not edit this out.

We can assist with the state trademark paperwork and estimate that it would be under \$500.00 assuming we have the assistance of someone at the City who can help us gather the supporting documentation that we will need.

Have a good day. Spring is on the way.

Zane

From: Kathy Weber [mailto:kathy@northpolealaska.com]

Sent: Tuesday, February 26, 2013 4:25 PM

To: zane@alaskalaw.com

Subject: City of North Pole Ord 13-03

Zane,

Here is the ordinance on the North Pole, Alaska trademark. The mayor would like you to look it over and to also give us a price for your office to do the trademark paperwork. I need to have this by tomorrow at 5:00 p.m. as the mayor would like to put this item on the agenda. I have also

included the forms and the Policy that we would implement for this process.

Look forward to hearing from you.

Thanks,

Kathryn Weber, MMC
City Clerk/HR Manager
125 Snowman Lane
North Pole, AK 99705
Ph: 907-488-8583
Fax: 907-488-3002
email: kathy@northpolealaska.com

Made In North Pole Alaska

Fiscal Note

| Account # | Account Title | Revenue | Expense |
|---------------|--------------------------|---------|---------|
| 01-00-00-4141 | Business License | \$1,500 | |
| 01-00-00-xxxx | Made In North Pole | \$4,000 | |
| 01-02-00-7005 | Legal Fees | | \$500 |
| 01-01-00-7999 | Transfer to Fund Balance | | \$5,000 |
| Total | | \$5,500 | \$5,500 |

**CITY OF NORTH POLE
RESOLUTION 13-04**

A RESOLUTION SUPPORTING LEGISLATIVE ACTION TO APPROVE THE FIVE YEAR ROYALTY OIL CONTRACT BETWEEN FLINT HILLS RESOURCES LLC AND THE ALASKA DEPARTMENT OF NATURAL RESOURCES DURING THE 28TH LEGISLATIVE SESSION

WHEREAS, the royalty contract proposed between Flint Hills Resources and the Alaska Department of Natural Resources satisfies all state requirements; and

WHEREAS, a five year contract allows for enough stability for outside investment in the Flint Hills Refinery; and

WHEREAS, Flint Hills Resources LLC has no other supplier of crude oil; and

WHEREAS, lack of a royalty oil contract with the State of Alaska would put the refinery at sever risk of closure; and

WHEREAS, Flint Hills Resources is an instate producer of oil, creating jobs in the City of North Pole and the State of Alaska; and

WHEREAS, based on a FEDC study the Flint Hills Refinery is responsible for up to 1,600 indirect jobs that average over \$60,000 a year; and

WHEREAS, if the Flint Hills Refinery was to shut down it would have over a \$100,000,000 negative impact on the community; and

WHEREAS, Flint Hills Resources is a Major contributor to property tax revenue for the City of North Pole; and

WHEREAS, the City of North Pole desires to promote and maintain local business in the City.

NOW, THEREFORE, BE IT RESOLVED that the North Pole City Council supports legislative action to approve the royalty oil contract between Flint Hills Resources LLC and the Alaska Department of Natural Resources during the 28th legislative session.

PASSED AND APPROVED by a duly constituted quorum of the North Pole City Council this 4th day of March, 2013

Bryce J Ward, Mayor

ATTEST:

Kathryn M. Weber, MMC, City Clerk
North Pole City Clerk

PASSED/FAILED

YES:

NO:

ABSENT:

**CITY OF NORTH POLE
RESOLUTION 13-05**

**A RESOLUTION OPPOSING HOUSE BILL 3, “AN ACT RELATING TO
VOTER IDENTIFICATION AT THE POLLS; AND RELATING TO THE
COUNTING OF ABSENTEE AND QUESTIONED BALLOTS” AND URGING
THE STATE OF ALASKA LEGISLATURE TO RETAIN THE CURRENT LIST
OF ACCEPTABLE FORMS OF VOTER IDENTIFICATION LISTED IN AS
15.15.225 AND 6 AAC 25**

WHEREAS, the Division of Elections has allowed the use of state issued Voter Registration Cards, paycheck stubs, birth certificates, hunting and fishing licenses, and acceptable forms of voter identification listed in AS 15.15.225 and 6 AAC 25 for voter identifications; and

WHEREAS, the purpose of the Voter Registration Card is to identify the voter’s physical residence, political affiliation, and precinct location; and

WHEREAS, in some rural communities in Alaska, access to facilities which produce photo identification is limited and the costs prohibitive; and

WHEREAS, some voters have limited access to photo identification due to age or disability; and

WHEREAS, current Alaska election laws provide for a questioned ballot review process that allows additional scrutiny of ballots cast by voters with insufficient ID; and

WHEREAS, Alaska clerks have not experienced issues with voter fraud; and

WHEREAS, HB 3 will create more difficulty for voters at the polls, which would negatively impact our goal to increase voter participation and satisfaction with the election system; and

WHEREAS, the Division of Elections, in partnership with Alaska clerks, has been dedicated to providing excellent training for polling place workers to ensure that voting requirements are met; and

WHEREAS, Governor Sean Parnell, Lieutenant Governor Mead Treadwell, the Alaska Division of Elections, and Alaskan municipalities have been purposeful to maintain a convenient method which encourages all eligible citizens to vote.

THEREFORE BE IT RESOLVED by the North Pole City Council, that the State of Alaska Legislature is urged to retain the current list of acceptable forms of voter identification listed in AS 15.15.225 and 6 AAC 25.

PASSED AND APPROVED by a duly constituted quorum of the North Pole City Council this 4th day of March, 2013.

Bryce J. Ward, Mayor

ATTEST:

Kathryn M. Weber, MMC
North Pole City Clerk

PASSED/FAILED

YES:

NO:

ABSENT:

HOUSE BILL NO. 3

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES LYNN AND KELLER, Millett

Introduced: 1/16/13

Referred: State Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to voter identification at the polls; and relating to the counting of**
2 **absentee and questioned ballots."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** AS 15.15.225(a) is repealed and reenacted to read:

5 (a) Before being allowed to vote, each voter shall exhibit to an election official

6 (1) one form of personal identification that contains a photograph;

7 under this paragraph, permitted forms of photographic identification include a valid

8 (A) Alaska driver's license;

9 (B) identification card issued by a branch, department, agency,

10 or entity of the state, any other state, or the United States government;

11 (C) United States passport;

12 (D) employee identification card issued by any branch,

13 department, agency, or entity of the United States government, the state, or a

14 municipality of the state;

- 1 (E) United States military identification card;
- 2 (F) student identification card issued by a high school or an
- 3 accredited institution of higher education, as that term is defined under
- 4 AS 23.20.520, located in the state;
- 5 (G) tribal identification card; or
- 6 (2) two forms of personal identification that do not contain a
- 7 photograph; under this paragraph, permitted forms of identification without a
- 8 photograph include
- 9 (A) the original or a certified copy of the birth certificate of the
- 10 voter;
- 11 (B) certified naturalization documents of the voter;
- 12 (C) a certified copy of the voter's court record of adoption,
- 13 marriage, or name change;
- 14 (D) a valid identification card, license, or permit issued by any
- 15 branch, department, agency, or entity of the United States government or the
- 16 state;
- 17 (E) a valid tribal identification card or a valid card issued by an
- 18 Indian health program, as that term is defined in 25 U.S.C. 1603.

19 * **Sec. 2.** AS 15.15.225(b) is amended to read:

20 (b) **The** [AN ELECTION OFFICIAL MAY WAIVE THE] identification

21 **requirements of (a) of this section may be waived** [REQUIREMENT] if **two** [THE]

22 election **officials know** [OFFICIAL KNOWS] the identity of the voter **and the voter**

23 **is on the official registration list to vote in the precinct. If the identification**

24 **requirements are waived under this subsection, both election officials shall sign**

25 **beside the voter's name in the register kept under AS 15.15.180.** The identification

26 requirement may not be waived for voters who are first-time voters who initially

27 registered by mail or by facsimile or other electronic transmission approved by the

28 director under AS 15.07.050, and did not provide identification as required in

29 AS 15.07.060.

30 * **Sec. 3.** AS 15.20.203(b) is amended to read:

31 (b) An absentee ballot may not be counted if

- 1 (1) the voter has failed to properly execute the certificate;
- 2 (2) an official or the witnesses authorized by law to attest the voter's
- 3 certificate fail to execute the certificate, except that an absentee ballot cast in person
- 4 and accepted by an absentee voting official or election supervisor may be counted
- 5 despite failure of the absentee voting official or election supervisor to properly sign
- 6 and date the voter's certificate as attesting official as required under AS 15.20.061(c);
- 7 (3) the ballot is not attested on or before the date of the election;
- 8 (4) the ballot, if postmarked, is not postmarked on or before the date of
- 9 the election;
- 10 (5) after the day of election, the ballot was delivered by a means other
- 11 than mail; or
- 12 (6) the voter voted
- 13 (A) in person and is a
- 14 (i) first-time voter who initially registered by mail or by
- 15 facsimile or other electronic transmission approved by the director
- 16 under AS 15.07.050, has not provided the identification required by
- 17 AS 15.15.225(a), was not eligible for waiver of the identification
- 18 requirement under AS 15.15.225(b), and has not provided the
- 19 identifiers required in AS 15.07.060(a)(2) and (3) that can be verified
- 20 through state agency records described in AS 15.07.055(e); or
- 21 (ii) voter other than one described in (i) of this
- 22 subparagraph, did not provide identification described in
- 23 AS 15.15.225(a), was not eligible for waiver of the identification
- 24 requirement under AS 15.15.225(b) [PERSONALLY KNOWN BY
- 25 THE ELECTION OFFICIAL], and has not provided the identifiers
- 26 required in AS 15.07.060(a)(2) and (3); or
- 27 (B) by mail or electronic transmission, is a first-time voter who
- 28 initially registered by mail or by facsimile or other electronic transmission
- 29 approved by the director under AS 15.07.050 to vote, has not met the
- 30 identification requirements set out in AS 15.07.060, and does not submit with
- 31 the ballot a copy of a

1 (i) driver's license, state identification card, current and
 2 valid photo identification, birth certificate, passport, or hunting or
 3 fishing license; or

4 (ii) current utility bill, bank statement, paycheck,
 5 government check, or other government document; an item described
 6 in this sub-subparagraph must show the name and current address of
 7 the voter.

8 * **Sec. 4.** AS 15.20.207(b) is amended to read:

9 (b) A questioned ballot may not be counted if the voter

10 (1) has failed to properly execute the certificate;

11 (2) is a first-time voter who initially registered by mail or by facsimile
 12 or other electronic transmission approved by the director under AS 15.07.050, has not
 13 provided the identification required by AS 15.15.225(a), was not eligible for waiver of
 14 the identification requirement under AS 15.15.225(b), and has not provided the
 15 identifiers required in AS 15.07.060(a)(2) and (3) that can be verified through state
 16 agency records described in AS 15.07.055(e); or

17 (3) is a voter other than one described in (2) of this subsection, did not
 18 provide identification described in AS 15.15.225(a), was not eligible for waiver of
 19 the identification requirement under AS 15.15.225(b) [PERSONALLY KNOWN
 20 BY THE ELECTION OFFICIAL], and has not provided the identifiers required in
 21 AS 15.07.060(a)(2) and (3).