

Mayor
James Kallander

Council Members
Timothy Joyce
James Kacsh
David Allison
Bret Bradford
EJ Cheshier
David Reggiani
Robert Beedle

Interim City Manager
Don Moore

City Clerk
Susan Bourgeois

Deputy Clerk
Tina Hammer

**COUNCIL SPECIAL MEETING
FEBRUARY 08, 2013 @ 12:00 PM
LIBRARY MEETING ROOM**

AGENDA

A. CALL TO ORDER

B. ROLL CALL

Mayor James Kallander, Council members Timothy Joyce, James Kacsh, David Allison, Bret Bradford, EJ Cheshier, David Reggiani, and Robert Beedle

C. APPROVAL OF AGENDA..... (voice vote)

D. DISCLOSURES OF CONFLICTS OF INTEREST

E. COMMUNICATIONS BY AND PETITIONS FROM VISITORS

1. Audience Comments regarding agenda items

F. NEW BUSINESS

2. Resolution 02-13-05..... (voice vote)(page 1)

A resolution of the City Council of the City of Cordova, Alaska, authorizing the City of Cordova to issue general obligation debt in the principal amount of not to exceed \$1,081,500 to finance the LT2 compliance project, and to submit the question of the issuance of such debt to the qualified voters of the City at the March 5, 2013 City Election.

3. Resolution 02-13-06..... (voice vote)(page 3)

A resolution of the City Council of the City of Cordova, Alaska, authorizing the City of Cordova to issue general obligation debt in the principal amount of not to exceed \$785,000 to finance the refuse division upgrade project, and to submit the question of the issuance of such debt to the qualified voters of the City at the March 5, 2013 City Election.

G. AUDIENCE PARTICIPATION

H. COUNCIL COMMENTS

I. ADJOURNMENT

Executive Sessions: Subjects which may be discussed are: (1) Matters the immediate knowledge of which would clearly have an adverse effect upon the finances of the government; (2) Subjects that tend prejudice the reputation and character of any person; provided that the person may request a public discussion; (3) Matters which by law, municipal charter or code are required to be confidential; (4)

Matters involving consideration of governmental records that by law are not subject to public disclosures.

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**CITY OF CORDOVA, ALASKA
RESOLUTION 02-13-05**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORDOVA, ALASKA,
AUTHORIZING THE CITY OF CORDOVA TO ISSUE GENERAL OBLIGATION
DEBT IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$1,081,500 TO FINANCE
THE LT2 COMPLIANCE PROJECT, AND TO SUBMIT THE QUESTION OF THE
ISSUANCE OF SUCH DEBT TO THE QUALIFIED VOTERS OF THE CITY AT THE
MARCH 5, 2013 CITY ELECTION.**

WHEREAS, the City of Cordova, Alaska (the “City”) is a home rule city and under Section 11 of Article X of the Alaska Constitution may exercise all legislative power not prohibited by law or the charter of the City; and

WHEREAS, the Cordova City Charter authorizes the City to issue general obligation debt provided that such debt shall be authorized by the council and ratified by a majority of the qualified voters voting on the question; and

WHEREAS, the United States Environmental Protection Agency has mandated that all Public Water Systems that use water from surface sources take steps to comply with Long Term 2 (LT2) regulations meant to protect the public against the effects of the microorganism known as Cryptosporidium (the “Project”); and

WHEREAS, the State of Alaska Department of Environmental Conservation (“DEC”) offers loans at favorable interest rates (currently 1.5%) for up to 20 years, for which the Project appears eligible; and

WHEREAS, DEC has offered the City a grant of \$3,775,000 to finance part of the cost of the Project, if the City provides \$1,617,857 in matching funds for the Project, and the City may obtain a loan in the amount of \$1,081,500 to provide those matching funds through the issuance of general obligation debt; and

WHEREAS, it is necessary and in the best interest of the City and its residents that the City authorize the issuance of general obligation debt for the purposes described in this Resolution.

NOW, THEREFORE, BE IT RESOLVED THAT

Section 1. It is hereby determined to be for a public purpose and in the public interest of the City to incur general obligation indebtedness in the amount not to exceed One Million Eighty One Thousand Five Hundred Dollars (\$1,081,500) for the purpose of financing the acquisition and construction of the Project.

Section 2. The City is authorized to borrow the sum of not to exceed One Million Eighty One Thousand Five Hundred Dollars (\$1,081,500) to finance the capital improvements described in Section 1, and the borrowing shall be evidenced by the issuance of general obligation debt of

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the City. The full faith and credit of the City are pledged for payment of the principal of and interest on the debt.

Section 3. The City shall submit the following proposition to the qualified voters of the City at the March 5, 2013 regular City election. The proposition must receive an affirmative vote from a majority of the qualified voters voting on the question to be approved.

PROPOSITION NO. 3 GENERAL OBLIGATION DEBT FOR THE LT2 COMPLIANCE PROJECT

Shall the City of Cordova incur general obligation indebtedness in an amount not to exceed One Million Eighty One Thousand Five Hundred Dollars (\$1,081,500) to finance the acquisition and construction of the Water Division Upgrade Project to comply with the requirements of the LT2 rule?

The debt shall be secured by a pledge of the full faith and credit of the City.

Section 4. The proposition, both for paper ballots and machine ballots, shall be printed on a ballot which may set forth other bond propositions, and the following words shall be added as appropriate and next to a space provided for marking the ballot for voting by hand or machine:

PROPOSITION NO. 3

Yes
No

Section 5. Sections 1 and 2 of this Resolution shall become effective only if the proposition described in Section 3 is approved by a majority of the qualified voters voting on the proposition at the March 5, 2013 regular City election. The remaining sections of this Resolution shall become effective upon passage and approval.

PASSED AND APPROVED THIS 8th DAY OF FEBRUARY, 2013

James Kallander, Mayor

ATTEST:

Susan Bourgeois, City Clerk

**CITY OF CORDOVA, ALASKA
RESOLUTION 02-13-06**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORDOVA, ALASKA,
AUTHORIZING THE CITY OF CORDOVA TO ISSUE GENERAL OBLIGATION DEBT
IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$785,000 TO FINANCE THE
REFUSE DIVISION UPGRADE PROJECT, AND TO SUBMIT THE QUESTION OF THE
ISSUANCE OF SUCH DEBT TO THE QUALIFIED VOTERS OF THE CITY AT THE
MARCH 5, 2013 CITY ELECTION.**

WHEREAS, the City of Cordova, Alaska (the “City”) is a home rule city and under Section 11 of Article X of the Alaska Constitution may exercise all legislative power not prohibited by law or the charter of the City; and

WHEREAS, the Cordova City Charter authorizes the City to issue general obligation debt provided that such debt shall be authorized by the council and ratified by a majority of the qualified voters of the City; and

WHEREAS, the Refuse Division Baler facility, 17-mile landfill and related equipment are in need of upgrades to continue providing services as required by Alaska Department of Environmental Conservation and United States Environmental Protection Agency regulations; and

WHEREAS, the State of Alaska Department of Environmental Conservation offers loans at favorable interest rates (currently 1.5%) for up to 20 years, for which the Project appears eligible; and

WHEREAS, DEC has \$441,000 in remaining funds of a grant to finance part of the Project, if the City provides \$189,000 in matching funds for the Project, and the City may obtain \$785,000 to cover those matching funds and provide additional work through the issuance of general obligation debt, either in the form of bonds or a loan from DEC; and

WHEREAS, it is necessary and in the best interest of the City and its residents that the City authorize the issuance of general obligation debt for the purposes described in this Resolution.

NOW, THEREFORE, BE IT RESOLVED THAT

Section 1. It is hereby determined to be for a public purpose and in the public interest of the City to incur general obligation indebtedness in the amount not to exceed Seven Hundred Eighty Five Thousand Dollars (\$785,000) for the purpose of financing the acquisition and construction of the Refuse Upgrade Project.

Section 2. The City is authorized to borrow the sum of not to exceed Seven Hundred Eighty Five Thousand Dollars (\$785,000) to finance the capital improvements described in Section 1, and the borrowing shall be evidenced by the issuance of general obligation debt of the City. The full faith and credit of the City are pledged for payment of the principal of and interest on the debt.

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Section 3. The City shall submit the following proposition to qualified voters of the City at the March 5, 2013 regular City election. The proposition must receive an affirmative vote from a majority of the qualified voters voting on the question to be approved.

**PROPOSITION NO. 4
GENERAL OBLIGATION DEBT FOR THE REFUSE DIVISION UPGRADE PROJECT**

Shall the City of Cordova incur general obligation indebtedness in an amount not to exceed Seven Hundred Eighty Five Thousand Dollars (\$785,000) to finance the acquisition and construction of the Refuse Division Upgrade Project?

The debt shall be secured by a pledge of the full faith and credit of the City.

Section 4. The proposition, both paper ballots and machine ballots, shall be printed on a ballot which may set forth other bond propositions, and the following words shall be added as appropriate and next to a square provided for marking the ballot for voting by hand or machine:

PROPOSITION NO. 4

Yes
No

Section 5. Sections 1 and 2 of this Resolution shall become effective only if the proposition described in Section 3 is approved by a majority of the qualified voters voting on the proposition at the regular election on March 5, 2013. The remaining sections of this Resolution shall become effective upon passage and approval.

PASSED AND APPROVED THIS 8th DAY OF FEBRUARY, 2013

James Kallander, Mayor

ATTEST:

Susan Bourgeois, City Clerk