

**CITY COUNCIL - BOROUGH ASSEMBLY
JOINT WORK SESSION AGENDA**

Wednesday, November 8, 2017
Kodiak Library Multi-Purpose Room
7:30 p.m.
(City Chairing)

Joint work sessions are informal meetings of the Borough Assembly and City Council where elected officials discuss issues that affect both Borough and City governments and residents. Although additional items not listed on the joint work session agenda are sometimes discussed when introduced by elected officials, staff, or members of the public, no formal action is taken at joint work sessions and items that require formal action are placed on a regular Borough Assembly and/or City Council meeting agenda. Public comments at work sessions are NOT considered part of the official record. Public comments intended for the "official record" should be made at a regular Borough Assembly or City Council meeting.

1. **Public Comments**
2. **Agenda Items**
 - a) Discuss Restructuring of the Fisheries Work Group.....1
 - b) Overview of the Kodiak Fisheries Development Association...13
 - c) Discuss Shared State Lobbyist Services.....25
 - d) Discuss Shared Federal Lobbyist Services.....31
3. **Future Discussion Items**
 - a) Review of Emergency Services Ordinances
 - b) Discuss an Assistant Position to the Emergency Services Coordinator of the Kodiak Emergency Services Organization
4. **Set Next Joint Work Session Meeting Date**

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Introduced by: Borough Assembly
Requested by: Kodiak Fisheries Workgroup
Drafted by: Borough Clerk
Introduced on: 09/20/2012
Adopted on: 09/20/2012

**KODIAK ISLAND BOROUGH
RESOLUTION NO. FY 2013-09**

**A JOINT RESOLUTION OF THE KODIAK ISLAND BOROUGH ASSEMBLY AND THE
CITY OF KODIAK COUNCIL SUPPORTING THE OVERALL APPROACH TO FISHERY
ISSUES BY THE KODIAK FISHERIES WORKGROUP**

WHEREAS, the economy and well-being of residents of the Kodiak Island Borough and the City of Kodiak depend upon commercial, recreational, and subsistence fisheries; and

WHEREAS, revenues to the municipal governments are derived directly and indirectly from activities of the fishing industry and related businesses; and

WHEREAS, the Kodiak Island Borough and the City of Kodiak wish to assure the growth and sustainability of the region's fisheries; and

WHEREAS, and the Kodiak Island Borough and the City of Kodiak have begun a program to become directly involved in the public fishery policy decision-making processes of state and federal governments; and

WHEREAS, fishery management, regulation, and policy decisions are often complex and controversial and often affect various user groups in different fashions; and

WHEREAS, the Kodiak Island Borough and the City of Kodiak do not wish to unduly favor any user group over another.

NOW, THEREFORE BE IT JOINTLY RESOLVED BY THE KODIAK ISLAND BOROUGH ASSEMBLY AND THE CITY OF KODIAK COUNCIL to support and adopt the following statement of the Kodiak Fisheries Workgroup's overall approach for consideration of fishery management issues of interest and concern to the Kodiak region:

Overall Approach:

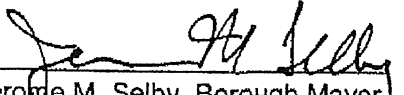
1. Focus on overall impacts to the community and maintenance and growth of revenue streams.
2. Understand how various approaches will fundamentally impact fisheries and resources.
3. Frame benchmarks and objectives as positive statements.
4. Refrain from taking positions on allocative questions (to the extent possible, while understanding that many issues and decision will have allocative implications).

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5. Focus on broad-scale program features (i.e., keep a 30,000 ft. viewpoint), unless specific program elements threaten the goals for management programs as referenced within Resolution No. FY2013-10 of the Kodiak Island Borough.

**ADOPTED BY THE ASSEMBLY OF THE KODIAK ISLAND BOROUGH
THIS TWENTIETH DAY OF SEPTEMBER, 2012**

KODIAK ISLAND BOROUGH


Jerome M. Selby, Borough Mayor

ATTEST:


Nova M. Javier, MMC, Borough Clerk

**CITY OF KODIAK
RESOLUTION NUMBER 2012-30**

**A JOINT RESOLUTION OF THE COUNCIL OF THE CITY OF KODIAK AND
THE ASSEMBLY OF THE KODIAK ISLAND BOROUGH SUPPORTING THE
OVERALL APPROACH TO FISHERY ISSUES BY THE KODIAK FISHERIES
WORKGROUP**

WHEREAS, the economy and well-being of residents of the City of Kodiak and the Kodiak Island Borough depend upon commercial, recreational, and subsistence fisheries; and

WHEREAS, revenues to the municipal governments are derived directly and indirectly from activities of the fishing industry and related businesses; and

WHEREAS, the City of Kodiak and the Kodiak Island Borough wish to assure the growth and sustainability of the region's fisheries; and

WHEREAS, the City of Kodiak and the Kodiak Island Borough have begun a program to become directly involved in the public fishery policy decision-making processes of state and federal governments; and

WHEREAS, fishery management, regulation, and policy decisions are often complex and controversial and often affect various user groups in different fashions; and

WHEREAS, the City of Kodiak and the Kodiak Island Borough do not wish to unduly favor any user group over another.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Kodiak and the Assembly of the Kodiak Island Borough to support and adopt the following statement of the Kodiak Fisheries Workgroup's overall approach for consideration of fishery management issues of interest and concern to the Kodiak region:

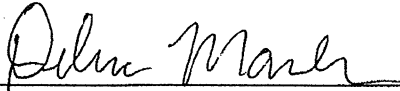
Overall Approach:

1. Focus on overall impacts to the community and maintenance and growth of revenue streams.
2. Understand how various approaches will fundamentally impact fisheries and resources.
3. Frame benchmarks and objectives as positive statements.
4. Refrain from taking positions on allocative questions (to the extent possible, while understanding that many issues and decision will have allocative implications).
5. Focus on broad-scale program features (i.e., keep a 30,000 ft. viewpoint), unless specific program elements threaten the goals for management programs as referenced within Resolution No. 2012-31 of the City of Kodiak.

CITY OF KODIAK


MAYOR

ATTEST:


CITY CLERK

Adopted: September 27, 2012



Introduced by: Borough Assembly
Requested by: Kodiak Fisheries Workgroup
Drafted by: Borough Clerk
Introduced on: 09/20/2012
Adopted on: 09/20/2012

**KODIAK ISLAND BOROUGH
RESOLUTION NO. FY2013-10**

**A JOINT RESOLUTION OF THE KODIAK ISLAND BOROUGH ASSEMBLY AND THE
CITY OF KODIAK COUNCIL SUPPORTING COMMENTS TO THE NORTH PACIFIC
FISHERY MANAGEMENT COUNCIL ON PENDING ACTIONS REGARDING
COMPREHENSIVE MANAGEMENT OF PROHIBITED SPECIES CATCH (PSC) BY THE
TRAWL FISHERY IN THE CENTRAL GULF OF ALASKA**

WHEREAS, the North Pacific Fishery Management Council is considering the need for and beginning development of a comprehensive program to manage prohibited species catch by the trawl fleet of the central Gulf of Alaska; and

WHEREAS, any such comprehensive management program for fisheries in the central Gulf of Alaska will have major and direct effects on the economy and well-being of residents of the Kodiak region; and

WHEREAS, National Standards of the Magnuson-Stevens Fishery Conservation and Management Act require that federal fishery management decisions take into account the importance of fishery resources to fishing communities, in order to provide for the sustained participation of such communities and minimize adverse economic impacts on such communities; and

WHEREAS, the Kodiak Island Borough and the City of Kodiak represent the communities of the Kodiak region, rather than individual user groups or fishing interests; and

WHEREAS, the Kodiak Island Borough and the City of Kodiak have begun a program to participate directly in public processes for fishery policy decision-making as outlined in Resolution No. FY2013-09 of the Kodiak Island Borough

NOW, THEREFORE BE IT JOINTLY RESOLVED BY THE KODIAK ISLAND BOROUGH ASSEMBLY AND THE CITY OF KODIAK COUNCIL that these bodies support the Kodiak Fisheries Workgroup's proposed overarching purpose for consideration of fishery management issues of interest and concern to the Kodiak region as follows:

Overarching Purpose:

1. Maintain healthy, sustainable resources in the central (and western) Gulf of Alaska.
2. Promote a sustainable, vigorous economy in the Kodiak region with healthy and competitive harvesting and processing sectors and support industries.
3. Maintain quality of life and social well-being in Kodiak.

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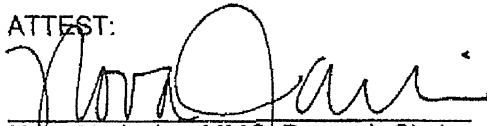
NOW, THEREFORE BE IT FURTHER JOINTLY RESOLVED BY THE KODIAK ISLAND BOROUGH ASSEMBLY AND THE CITY OF KODIAK COUNCIL that these bodies support the Kodiak Fisheries Workgroup's proposed goals for management programs as follows:

Goals for Management Programs:

1. Provide effective controls of prohibited species catch and other bycatch to provide for balanced and sustainable fisheries and healthy harvesting and processing sectors.
2. Maintain or increase target fishery landings and revenues to Kodiak.
3. Maintain or increase employment opportunities for vessel crews, processing workers, and support industries.
4. Provide increased opportunities for value-added processing.
5. Maintain opportunities for fishermen to enter the fishery.
6. Maintain opportunities for processors to enter the fishery.
7. Minimize adverse economic impacts of consolidation of the harvesting or processing sectors.
8. Maximize active participation by owners of harvesting vessels and fishing privileges.
9. Maintain the economic strength and vitality of Kodiak's working waterfront.
10. Establish methods to measure success and impacts of all programs, including collection and analysis of baseline and after-action data.

ADOPTED BY THE ASSEMBLY OF THE KODIAK ISLAND BOROUGH
THIS TWENTIETH DAY OF SEPTEMBER, 2012

ATTEST:



Nova M. Javier, MMC, Borough Clerk

KODIAK ISLAND BOROUGH



Jerome M. Selby, Borough Mayor

**CITY OF KODIAK
RESOLUTION NUMBER 2012-31**

**A JOINT RESOLUTION OF THE COUNCIL OF THE CITY OF KODIAK AND
THE KODIAK ISLAND BOROUGH ASSEMBLY SUPPORTING COMMENTS TO THE
NORTH PACIFIC FISHERY MANAGEMENT COUNCIL ON PENDING ACTIONS
REGARDING COMPREHENSIVE MANAGEMENT OF PROHIBITED SPECIES
CATCH BY THE TRAWL FISHERY IN THE CENTRAL GULF OF ALASKA**

WHEREAS, the North Pacific Fishery Management Council is considering the need for and beginning development of a comprehensive program to manage prohibited species catch by the trawl fleet of the central Gulf of Alaska; and

WHEREAS, any such comprehensive management program for fisheries in the central Gulf of Alaska will have major and direct effects on the economy and well-being of residents of the Kodiak region; and

WHEREAS, National Standards of the Magnuson-Stevens Fishery Conservation and Management Act require that federal fishery management decisions take into account the importance of fishery resources to fishing communities, in order to provide for the sustained participation of such communities and minimize adverse economic impacts on such communities; and

WHEREAS, the City of Kodiak and the Kodiak Island Borough represent the communities of the Kodiak region, rather than individual user groups or fishing interests; and

WHEREAS, the City of Kodiak and the Kodiak Island Borough have begun a program to participate directly in public processes for fishery policy decision-making as outlined in Resolution No. 2012-30 of the City of Kodiak.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Kodiak and the Assembly of the Kodiak Island Borough that these bodies support the Kodiak Fisheries Workgroup's proposed overarching purpose for consideration of fishery management issues of interest and concern to the Kodiak region as follows:

Overarching Purpose:

1. Maintain healthy, sustainable resources in the central (and western) Gulf of Alaska.
2. Promote a sustainable, vigorous economy in the Kodiak region with healthy and competitive harvesting and processing sectors and support industries.
3. Maintain quality of life and social well-being in Kodiak.

BE IT FURTHER RESOLVED by the Council of the City of Kodiak and the Assembly of the Kodiak Island Borough that these bodies support the Kodiak Fisheries Workgroup's proposed goals for management programs as follows:

Goals for Management Programs:

1. Provide effective controls of prohibited species catch and other bycatch to provide for balanced and sustainable fisheries and healthy harvesting and processing sectors.
2. Maintain or increase target fishery landings and revenues to Kodiak.
3. Maintain or increase employment opportunities for vessel crews, processing workers, and support industries.
4. Provide increased opportunities for value-added processing.
5. Maintain opportunities for fishermen to enter the fishery.
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7. Minimize adverse economic impacts of consolidation of the harvesting or processing sectors.
8. Maximize active participation by owners of harvesting vessels and fishing privileges.
9. Maintain the economic strength and vitality of Kodiak's working waterfront.
10. Establish methods to measure success and impacts of all programs, including collection and analysis of baseline and after-action data.



CITY OF KODIAK

MAYOR

ATTEST:

CITY CLERK

Adopted: September 27, 2012

1 Introduced by: Kodiak Fisheries Work Group
2 Requested by: Borough Assembly/City Council
3 Drafted by: Kodiak Fisheries Work Group
4 Introduced on: 06/06/2013
5 Adopted on: 06/06/2013
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7 **KODIAK ISLAND BOROUGH**
8 **RESOLUTION NO. FY2013-32**
9

10 **A JOINT RESOLUTION OF THE KODIAK ISLAND BOROUGH**
11 **ASSEMBLY AND KODIAK CITY COUNCIL DOCUMENTING THE**
12 **KODIAK FISHERIES WORK GROUP'S SCOPE AND AUTHORITY**
13

14 **WHEREAS,** it is in Kodiak's best interests for its Borough and City governments to be
15 well informed regarding the potential impacts of State and Federal fishery management
16 actions on the Kodiak community; and
17

18 **WHEREAS,** the Kodiak Island Borough Assembly and the City Council have determined
19 that a Kodiak Fisheries Work Group can provide valuable assistance to the Borough
20 Assembly and City Council by identifying fishery management actions that could affect
21 Kodiak; and
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23 **NOW, THEREFORE BE IT RESOLVED BY THE ASSEMBLY OF THE KODIAK ISLAND**
24 **BOROUGH THAT** this resolution hereby creates the Kodiak Fisheries Work Group; and
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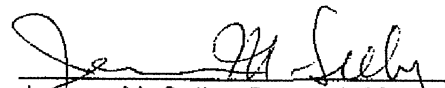
26 **BE IT FURTHER RESOLVED THAT:**
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- 28 **1. Membership.** The Kodiak Fisheries Work Group (work group) shall be composed of
29 three representatives from the Kodiak Island Borough and three representatives from
30 the Kodiak City Council.
31
- 32 **2. Organization.** The work group shall designate two co-chairs at the first meeting of the
33 calendar year and shall hold at least one meeting monthly. The co-chairs shall
34 alternate presiding the meetings. The borough manager, city manager, and the
35 fisheries analyst shall serve as ex-officio, non-voting members of the work group.
36
- 37 **3. Purpose, Scope, and Authority.**
- 38 a. Focus on overall impacts to the community and maintenance and growth of
39 revenue streams.
 - 40 b. Understand how various approaches will fundamentally impact fisheries and
41 resources.
 - 42 c. Frame benchmarks and objectives as positive statements.
 - 43 d. Refrain from taking positions on allocation questions to the extent possible while
44 understanding that many issues and decisions will have allocation implications.
 - 45 e. Focus on broad-scale program features unless specific program elements threaten
46 the goals for management programs as referenced within Resolution No. 2012-31
47 of the City of Kodiak.
 - 48 f. Kodiak Fisheries Work Group will review the Kodiak Fisheries Analyst/Consultant
49 written quarterly reports including background materials and analysis for fisheries
50 issues of importance to the community pursuant to the contractual report schedule.


- 51 4. **Administrative assistance.** The Borough and City Clerk's office staff shall:
52 a. Furnish the work group with copies of all requested documents and other
53 information necessary or reasonably related to the work group's functions;
54 b. Provide the work group with such supplies, meeting space, and secretarial
55 assistance;
56 c. Refer to the work group, for their discussion, all nonemergency matters within the
57 scope of its powers and duties prior to presenting those matters to the assembly for
58 action; and
59 d. Transmit all recommendations and other communications from the work group to
60 the Assembly and Council.
61
- 62 5. **Consensus.** The affirmative votes of four (4) work group members shall be required to
63 build consensus of the work group. Consensus shall be given at a public meeting of the
64 work group.
65
- 66 6. **Agenda.** The co-chairs and the fisheries analyst shall determine items for the agenda.
67 No business may be transacted nor is any measure considered that is not on the
68 agenda. The clerk shall prepare an agenda and it shall be distributed to work group
69 members, along with the meeting packet, one week prior to the regular meeting.
70
- 71 7. **Meeting Notes/Summary.** Bulleted notes shall be taken and shall be filed as a part of
72 the meeting packet.
73
- 74 8. **Reporting.** Work group members who are unable to attend a meeting shall advise the
75 staff clerk of the contemplated absence to maximize attendance and participation of
76 members at these meetings.
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78 **ADOPTED BY THE ASSEMBLY OF THE KODIAK ISLAND BOROUGH**
79 **THIS SIXTH DAY OF JUNE, 2013**
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81 KODIAK ISLAND BOROUGH

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87 Jerome M. Selby, Borough Mayor
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89 ATTEST:

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91 Nova M. Javier, MMC, Borough Clerk
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**CITY OF KODIAK
RESOLUTION NUMBER 2013-17**

**A JOINT RESOLUTION OF THE COUNCIL OF THE CITY OF KODIAK AND
THE KODIAK ISLAND BOROUGH DOCUMENTING THE KODIAK FISHERIES
WORK GROUP'S SCOPE AND AUTHORITY**

WHEREAS, it is in Kodiak's best interests for its City and Borough governments to be well informed regarding the potential impacts of state and federal fishery management actions on the Kodiak community; and

WHEREAS, the Kodiak City Council and the Kodiak Island Borough Assembly have determined that a Kodiak Fisheries Work Group can provide valuable assistance to the City Council and Borough Assembly by identifying fishery management actions that could affect Kodiak.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kodiak, Alaska, that this resolution hereby creates the Kodiak Fisheries Work Group.

BE IT FURTHER RESOLVED THAT:

1. **Membership.** The Kodiak Fisheries Work Group (work group) shall be composed of three representatives from the Kodiak City Council and three representatives from the Kodiak Island Borough.
2. **Organization.** The work group shall designate two co-chairs at the first meeting of the calendar year and shall hold at least one meeting monthly. The co-chairs shall alternate presiding at the meetings. The city manager, borough manager, and the fisheries analyst shall serve as ex-officio, non-voting members of the work group.
3. **Purpose, Scope, and Authority.**
 - a. Focus on overall impacts to the community and maintenance and growth of revenue streams.
 - b. Understand how various approaches will fundamentally impact fisheries and resources.
 - c. Frame benchmarks and objectives as positive statements.
 - d. Refrain from taking positions on allocation questions to the extent possible while understanding that many issues and decisions will have allocation implications.
 - e. Focus on broad-scale program features unless specific program elements threaten the goals for management programs as referenced within Resolution No. 2012-31 of the City of Kodiak.
 - f. Kodiak Fisheries Work Group will review the Kodiak Fisheries Analyst/Consultant written quarterly reports including background materials and analysis for fisheries issues of importance to the community pursuant to the contractual report schedule.

4. **Administrative assistance.** The City and Borough Clerk's office staff shall:
 - a. Furnish the work group with copies of all requested documents and other information necessary or reasonably related to the work group's functions;
 - b. Provide the work group with supplies, meeting space, and secretarial assistance;
 - c. Refer to the work group, for their discussion, all nonemergency matters within the scope of its powers and duties prior to presenting those matters to the assembly for action; and
 - d. Transmit all recommendations and other communications from the work group to the Council and Assembly.

5. **Consensus.** The affirmative votes of four (4) work group members shall be required to build consensus of the work group. Consensus shall be given at a public meeting of the work group.

6. **Agenda.** The co-chairs and the fisheries analyst shall determine items for the agenda. No business may be transacted nor any measure be considered that is not on the agenda. The clerk shall prepare an agenda and it shall be distributed to work group members, along with the meeting packet, one week prior to the regular meeting.

7. **Meeting Notes/Summary.** Bulleted notes shall be taken and shall be filed as a part of the meeting packet.

Reporting. Work group members who are unable to attend a meeting shall advise the staff clerk of the contemplated absence to maximize attendance and participation of members at these meetings.



CITY OF KODIAK

Pet Brann

MAYOR

ATTEST:

Delma Mankin
 CITY CLERK

Adopted: June 27, 2013



KODIAK ISLAND BOROUGH / CITY OF KODIAK

KODIAK FISHERIES DEVELOPMENT ASSOCIATION
BOARD OF DIRECTORS



NAME	TERM	PHONE	EMAIL
CITY APPOINTEES			
Crab Processors Representative Vacant	7/2019		
Crab Harvester Representative Jeff Stephan	7/2020	486-4568	jstephan@ptialaska.net
JOINT APPOINTEES			
Stosh Anderson	7/2019	486-3673	stosh_a@hotmail.com
Linda Freed	7/2020	486-5314	freed@gci.net
Albert Tyler Schmeil	7/2020	486-8587	tmschmeil@gci.net
BOROUGH APPOINTEES			
Crab Processors Representative Tuck Bonney	7/2018	486-3329	tbonney@npsi.us
Crab Harvester Representative Jerry Bongen	7/2018	486-6245	jbongen@mac.com

KFDA bylaws state: Directors shall be appointed by joint resolution of the Borough Assembly and City Council. Appointments shall take place annually at July meetings of the Borough Assembly and City Council. Directors shall have staggered three (3) year terms of office, assigned by a random selection method at the first Board meeting, such that as close as possible to one third (1/3) of the Board is up for appointment each year. Directors shall serve until their successors are appointed and qualified.

STAFF:

CITY MANAGER, MIKE TVENGE 486-8640 mtvenge@city.kodiak.ak.us

OFFICE OF THE CITY MANAGER
710 MILL BAY ROAD, ROOM 113
KODIAK, AK 99615

Kodiak Fisheries Development Association (KFDA)
Annual Secretary/Treasurer Report
September 7, 2017

1. All of the financial assets of KFDA were transferred from the City of Kodiak to KFDA and placed in a high yield savings account with checking privileges at Wells Fargo Bank on January 9, 2015. The starting balance was: \$241,654.00. The signatories on the account are: Jerry Bongen, President, Jeff Stephan, Vice-President and Linda Freed, Secretary/Treasurer. The Secretary/Treasurer has maintained the account since its inception.
2. The current balance in the account is: \$335,663.93. Remaining financial activities this year are: billing KFDA lessees (2) for their portion of the 2016 - 2017 ACPAO expenses and KFDA's lease payment to Ocean Beauty (approx. \$45,000). The advertising cost for the RFP and the meeting have not yet been billed and paid. There may also be some on-going legal expenses.
3. KFDA's income for the 2016 – 2017 year was: Royal Aleutian \$4,110.06, Trident \$39,880.25 (plus \$2,500 deposit) and APS \$41,123.40 (plus \$2,500 deposit). A total of: \$90,113.71. The prior year's income was: \$112,112.49.
4. Application was made for KFDA's 2017 - 2018 IPQ in early June.
5. The biennial report was filed with the State of Alaska. KFDA is in good standing until 7/2/2019. Updates were made to KFDA's corporate records by removing Mike Woodruff as a Director and changing the organization's mailing address to that of the Secretary/Treasurer (3295 Woody Way Loop, Kodiak, AK 99615).
6. The 2017 - 2018 RFP for lease of KFDA's IPQ was revised, issued and advertised.
7. New ROFRr's have been executed in compliance with revised federal regulations, except for one (Deep Creek Fisheries).
8. The 2016 – 2017 tax return has been completed.
9. The annual meeting date and location was established and advertised. The meeting packet was developed and distributed.
10. Directors Freed and Schmeil were reappointed by the City Council and the Borough Assembly to terms ending in July 2020 and Director Stephan was reappointed by the City Council to a term ending in July 2020. Freed attended the Borough Assembly meeting on July 20, 2017 to provide information about KFDA, prior to the reappointments. Freed has been asked to attend a joint work session of the City Council and Borough Assembly in December to provide an update about KFDA.

BYLAWS
OF
KODIAK FISHERIES DEVELOPMENT ASSOCIATION

ARTICLE I – NAME

The name of the organization shall be Kodiak Fisheries Development Association (the "Corporation").

ARTICLE II – PURPOSE

The Corporation is organized exclusively to promote the social welfare of the City of Kodiak and the Kodiak Island Borough (together, the "Kodiak Community"), consistent with Section 501(c)(4) of the Internal Revenue Code of the United States (as the same may be amended, supplemented, or replaced from time to time, the "Internal Revenue Code"). Subject to the foregoing, the specific purposes for which the Corporation is organized are as follows:

A. To act as an Eligible Crab Community Entity ("ECCE") on behalf of the Kodiak Community for purposes of exercising rights of first refusal in connection with proposed transfers of processor quota shares ("PQS") and individual processor quota ("IPQ"), pursuant to the Bering Sea/Aleutian Island ("BS/AI") crab rationalization program regulations set forth at 50 C.F.R. part 680, as the same may be amended from time to time (the Regulations");

B. If the Council of the City of Kodiak (the "City Council") and the Kodiak Island Borough Assembly (the "Borough Assembly") authorize it to do so, to act as an Eligible Crab Community Organization ("ECCO") for the Kodiak Community for purposes of holding crab rationalization quota shares ("QS") on behalf of the Kodiak Community and making the resulting individual fishing quota ("IFQ") available to residents of the Kodiak Community; and

C. In general, to exercise those powers set forth in AS 10.20.005, *et seq.*, as now enacted or as may hereafter be amended, and to exercise such other powers that now are or hereafter may be conferred by law upon a corporation organized for the purposes set forth herein or that are necessary or incidental to the powers so conferred, subject only to such limitations that are or may be prescribed by state or federal law, any resolution of the City Council or the Borough Assembly, these Articles of Incorporation, and the Corporation's

Bylaws, including without limitation the limitations placed on organizations exempt from taxation under Section 501(c)(4) of the Internal Revenue Code.

ARTICLE III – MEMBERSHIP

The Corporation shall have no members.

ARTICLE IV – BOARD OF DIRECTORS

Section 1. Functions and Powers. The initial Board of Directors (the “Initial Board”) shall have the authority to adopt the Corporation’s initial Bylaws, elect its initial officers, take whatever steps may be appropriate to qualify it as an ECCE with the National Marine Fisheries Service (“NMFS”) pursuant to the Regulations, execute right of first refusal contracts between the Corporation and PQS holders as required under the regulations, and file affidavits of execution with NMFS. All other authority to act as a board of directors for the Corporation shall be reserved to the Board of Directors appointed pursuant to Article IV, Section 3, below (the “Board of Directors” or the “Board”), provided that the authority of the Board of Directors to manage the affairs of the Corporation; determine its policies within the limits of the Articles of Incorporation and these Bylaws; collect, administer, and disburse the Corporation’s funds; approve projects; and otherwise actively pursue and promote the purposes of the Corporation, shall in all cases be subject to such limits as may be jointly imposed from time to time by the City Council and the Borough Assembly. The salaries, if any, of all employees of the Corporation shall be determined by or under the direction of the City Council and the Borough Assembly. The budget and funding of the Corporation shall be as jointly approved by the City Council and Borough Assembly from time to time.

Section 2. Number. The number of directors serving on the Initial Board shall be three (3). The number of Directors serving on the Board of Directors shall be seven (7). The Initial Directors shall be named by the incorporators and shall remain in office until their successors are designated and qualified in accordance with Article IV, Section 3, below.

Section 3. Composition and Voting Rights. The Board of Directors of the Corporation shall be appointed by the City Council and the Borough Assembly, as follows:

- A. Two (2) directors shall be appointed by the City Council;
- B. Two (2) directors shall be appointed by the Borough Assembly; and

C. Three (3) directors shall be jointly appointed by the City Council and the Borough Assembly.

At least two (2) directors shall represent the interests of Kodiak Community BS/AI crab harvesters, and at least two (2) directors shall represent the interests of Kodiak Community BS/AI crab processors. Except as otherwise provided in the Corporation's Articles of Incorporation or these Bylaws, approval by a four-sevenths (4/7) vote of all directors is required for all Board action. *

Section 4. Appointment and Terms of Office. Directors shall be appointed by joint resolution of the City Council and the Borough Assembly. Appointments shall be made annually, at July meetings of the City Council and Borough Assembly. Directors shall have staggered three (3) year terms of office, assigned by a random selection method at the first Board meeting, such that as close as possible to one third (1/3) of the Board is up for appointment each year. Directors shall serve until their successors are appointed and qualified.

Section 5. Meetings. Meetings of the Corporation's Board of Directors shall be held at times and places designated by the Board. Special meetings of the Board may be called by a majority of the Board or by the President. Participation in a Board meeting by means of a telecommunications device that allows all parties to hear each other at the same time shall be the equivalent of presence in person at a meeting.

Section 6. Public Participation at Meetings. Members of the public shall be permitted to attend and shall be given an opportunity to be heard at all meetings of the Corporation's Board of Directors; provided that the Board may from time to time enter closed executive session as permissible under Alaska statutes.

Section 7. Notice of Meetings. Notice of each meeting describing the matters to come before the Board at that meeting shall be given in writing to each director by mail, facsimile, or electronic mail transmission, not less than three (3) days prior to the meeting. In addition, reasonable public notice of any meeting of the Corporation's directors, which notice shall include the meeting's date, time, and place, shall be given at least three (3) days in advance of the meeting, in accordance with A.S. 44.62.310(e).

Section 8. Waiver of Notice. A director may waive any notice required to be given by signing a written waiver either before or after the meeting. A director may not waive the failure to give public notice per A.S. 44.62.310(e).

Section 9. Presumption of Assent: A director who is present at a meeting of the Board of Directors at which action on any corporate matter is taken shall be presumed to have assented to the action taken unless:

A. The director objects at the beginning of the meeting, or promptly upon the director's arrival, to holding the meeting or transacting business at the meeting;

B. The director's dissent or abstention from the action taken is entered in the minutes of the meeting; or

C. The director files a written dissent or abstention with the presiding officer of the meeting before its adjournment or with the Corporation within a reasonable time after adjournment of the meeting.

The right of dissent or abstention is not available to a director who votes in favor of the action taken.

Section 10. Quorum. Presence of five-sevenths (5/7) of the directors shall constitute a quorum for the transaction of business at all meetings.

Section 11. Action Without a Meeting. The Corporation's Board of Directors may not take action without a meeting.

Section 12. Removal. A director may be removed from the Board of Directors at the discretion of the entity or entities that appointed such director. A director may also be removed by the Board if he or she is absent from three (3) consecutive Board meetings without being excused by a majority of the other directors.

Section 13. Remuneration. No salary or other remuneration shall be paid to directors unless approved in advance by joint resolution of the City Council and the Borough Assembly.

ARTICLE V – COMMITTEES

Section 1. Designation. The Board of Directors may appoint committees to assist and advise the Board with those functions, powers, duties, and tenure as the Board deems appropriate. Each committee shall consist of at least two (2) directors and such other persons as the Board may designate who need not be members of the Board of Directors.

Section 2. Limitation of Committee Powers. Committees shall exercise advisory authority only, and any committee recommendation shall require subsequent action by the Board of Directors before binding the Corporation.

ARTICLE VI – OFFICERS AND EXECUTIVE DIRECTOR

Section 1. Number and Title. The officers of the Corporation shall be a President, a Vice President, a Secretary, and a Treasurer, all of whom shall be elected by the Board of Directors. The Secretary and the Treasurer may be, but need not be, members of the Board.

Section 2. Election. Officers shall be elected annually, at the first meeting following appointment of the Board. The Initial Directors may elect interim officers, who shall hold office only until the Board of Directors is appointed.

Section 3. Term. Officers other than those elected by the Initial Board shall hold office for one (1) year terms, and all officers shall serve until their respective successors are elected and qualified.

Section 4. Resignation. Any officer of the Corporation may resign at any time by giving written notice to the Board of Directors, or to any other officer of the Corporation. Any such resignation is effective when the notice is delivered, unless the notice specifies a later date, and shall be without prejudice to the contract rights, if any, of such officer.

Section 5. Removal. The Board of Directors may remove any officer elected by it, with or without cause. The removal shall be without prejudice to the contract rights, if any, of the person so removed.

Section 6. Vacancies. If the office of any officer becomes vacant by any reason, the directors may appoint a successor who shall hold office for the unexpired term.

Section 7. Remuneration. No salary or other remuneration shall be paid to an officer or employee of the Corporation unless approved in advance by the City Council and the Borough Assembly.

Section 8. Executive Director. The City Council and Borough Assembly may authorize the Corporation to retain an Executive Director, who shall be responsible for the administration and management of the Corporation. If the City Council and Borough Assembly authorize an Executive Director, the

Executive Director shall be appointed and may be removed as the City Council and Borough Assembly direct

ARTICLE VII – DUTIES OF OFFICERS

Section 1. President. The President shall preside at all meetings of the Board of Directors..

Section 2. Vice President. The Vice President shall, in the absence or disability of the President, perform the duties of the President.

Section 3. Secretary. The Secretary shall supervise the keeping of the minutes of all meetings of the Board of Directors of the Corporation. The Secretary shall have charge of such books and papers as the Board of Directors may direct, including without limitation those records specified in Article VIII, below, which shall, at all reasonable times, be open to the examination of any director upon reasonable notice to the Secretary. The Secretary shall arrange to provide proper notice of all meetings of the Board of Directors.

Section 4. Treasurer. The Treasurer shall supervise the keeping of full and accurate accounts of receipts and disbursements in books belonging to the Corporation.

Section 5. Contract Rights. The appointment of an officer does not of itself create any contract rights in favor of the officer.

ARTICLE VIII – BOOKS AND RECORDS

Section 1. Books of Accounts and Minutes. The Corporation:

A. Shall keep as permanent records minutes of all meetings of its Board of Directors and a record of all recommendations of any committee(s) of the Board of Directors;

B. Shall maintain appropriate accounting records;

C. Shall keep a copy of the following records at its principal office:

1. The Articles or Restated Articles of Incorporation and all amendments to them currently in effect;

2. The Bylaws or Restated Bylaws and all amendments to them currently in effect;

3. Its financial statements for the past three (3) years, including balance sheets showing in reasonable detail the financial condition of the Corporation as of the close of each fiscal year, and an income statement showing the results of its operations during each fiscal year prepared on the basis of generally accepted accounting principles or, if not, prepared on a basis explained therein;

4. A list of the names and business addresses of its current directors and officers;

5. Its most recent biennial report delivered to the State of Alaska;

6. Its Application to become an ECCE, and all supporting documents, including but not limited to all right of first refusal contracts with PQS and/or IPQ holders;

7. Records related to every right of first refusal offered to the Corporation, its response to the same, and all related documents; and

8. All reports the Corporation may submit to the National Marine Fisheries Service or the State of Alaska.

Section 2. Copies of Resolutions. Any person dealing with the Corporation may rely upon a copy of any of the records of the proceedings, resolutions, or votes of the Board of Directors or shareholders, when certified by the President or Secretary.

ARTICLE IX – MISCELLANEOUS PROVISIONS

Section 1. Checks and Notes. All financial instruments of the Corporation shall be signed by the officer or officers designated by the Board of Directors.

Section 2. Fiscal Year. The fiscal year of the Corporation shall be from January 1 through December 31. ✓

Section 3. Deposits. All funds of the Corporation not otherwise employed shall be deposited in interest-bearing accounts selected by the Treasurer and approved by a majority of the directors.

Section 4. Acceptance of Gifts, Donations, etc. No gift, donation, bequest, or subscription to the Corporation shall be deemed to have been accepted until acted upon affirmatively by the Board of Directors.

Section 5. Conflict of Interest. A director may be present during and participate in discussion and action regarding any Corporation transaction with respect to which a director has a direct or indirect material financial interest if and only if: (a) the director discloses the material facts of his or her financial interest; (b) the Board authorizes the conflicting interest transaction by a vote sufficient to meet the Board action requirements of these Bylaws, without counting any interested director's vote; and (c) the Board can demonstrate by clear and compelling evidence that the transaction is reasonable and fair to the Corporation at the time it is authorized, approved, or ratified. If any of the foregoing conditions are not satisfied with respect to any transaction involving the Corporation in connection with which a director has a direct or indirect material financial interest, such director may not be present during and may not participate in any discussion or action with respect to such transaction.

ARTICLE X – PARLIAMENTARY PROCEDURE

The most recent edition of Robert's Rules of Order shall govern questions of parliamentary procedure at all meetings of the Board of Directors, the Executive Committee, or any other committee of the Corporation.

ARTICLE XI – AMENDMENTS

These Bylaws may be amended or replaced only by a joint resolution of the City Council and Borough Assembly.

ARTICLE XII – INDEMNIFICATION, INSURANCE, AND BONDING

Section 1. Officers and Directors. The Corporation shall indemnify and defend all present and former directors, officers, employees, and agents of the Corporation against any expenses of any proceeding (including by or in the right of the Corporation) to which they are parties because they are or were directors, officers, employees, or agents of the Corporation, all as defined and to the fullest extent permitted by law.

Section 2. Insurance. The Corporation may purchase and maintain insurance on behalf of any person who is or was serving at the request of the Corporation as a director, officer, employee, or agent of another corporation, partnership, joint venture, trust, other enterprise, or employee benefit plan

against any liability asserted against such person and incurred by such person in any such capacity or arising out of such person's status as such, whether or not the Corporation would have the power to indemnify such person against such liability under the provisions of this Article.

Section 3. Bonding. The Board may require that any person authorized to sign checks for the Corporation shall furnish, at the expense of the Corporation, a fidelity bond in such sum as the Board shall prescribe.

ADOPTED by the initial Board of Directors on September 13, 2005.


Jerry Bongen, President

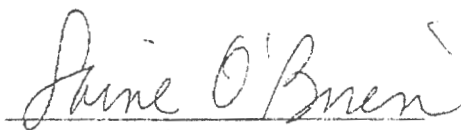
Laine O'Brien, Secretary

against any liability asserted against such person and incurred by such person in any such capacity or arising out of such person's status as such, whether or not the Corporation would have the power to indemnify such person against such liability under the provisions of this Article.

Section 3. Bonding. The Board may require that any person authorized to sign checks for the Corporation shall furnish, at the expense of the Corporation, a fidelity bond in such sum as the Board shall prescribe.

ADOPTED by the initial Board of Directors on September 13, 2005.

Jerry Bongen, President



Laine O'Brien, Secretary

**EXTENSION TO CONTRACT WITH GILLESPIE AND ASSOCIATES FOR
PROFESSIONAL LEGISLATIVE LOBBYING SERVICES**

CONTRACT EXTENSION: It is the intent of this document to formalize an agreed-upon two year extension to the Contract for Professional Legislative Lobbying Services (the "Contract") between the CITY OF KODIAK (the "City") and GILLESPIE & ASSOCIATES, dated January 1, 2015.

WHEREAS, the Contract provides for the Contractor to provide legislative lobbying services to the City for a term expiring on December 31, 2015; and

WHEREAS, the Contract provides for an option to extend services for two additional years upon agreement from both parties; and

WHEREAS, the City Council of the City desires to extend the term of the Contract for an additional two years from the date hereof, and the Contractor has agreed to such an extension.

NOW, THEREFORE, the parties agree as follows:

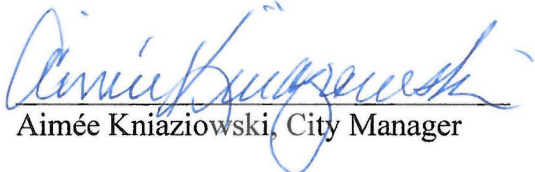
Section 4, Term of the Contract is extended as follows:

4. Term. This Contract shall be extended for two years, from January 1, 2016, through December 31, 2017, per Section 1.01, Term and Payment of the Contract, based on mutual consent.

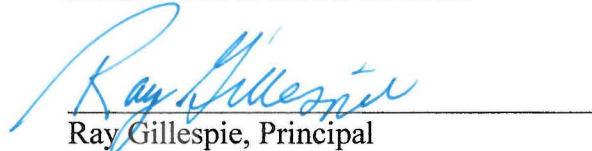
All other terms and provisions of the Contract, as previously amended, shall remain unchanged.

DATED as of the date set forth above.

CITY OF KODIAK


Aimée Kniaziowski, City Manager

GILLESPIE & ASSOCIATES


Ray Gillespie, Principal

Professional Services Agreement No. 218110
Between
The City of Kodiak
and
Ray Gillespie, d.b.a. Gillespie & Associates

THIS CONTRACT is between the City of Kodiak, hereinafter referred to as "City," an incorporated municipality in the State of Alaska, and Ray Gillespie, d.b.a. Gillespie and Associates, hereinafter referred to as "Consultant," a private consulting firm with its principal place of business in Anchorage, Alaska.

1. TERM AND PAYMENT

1.01 This contract shall be effective on January 1, 2015, and continue through December 31, 2015, with an additional two-year extension upon agreement of both parties.

1.02 The City shall pay the Consultant the sum of forty-eight thousand seven hundred thirty-five dollars (\$48,735) annually in equal monthly installments of four thousand sixty-one dollars and twenty-five cents (\$4,061.25), plus authorized expenses for the services outlined in this agreement. Payment shall be rendered monthly in arrears upon receipt of billing and report. Authorized expenses shall include the APOC registration fee of \$250 for 2012 and beyond; travel, food, and lodging associated with City required travel; and copying and duplication services performed by out of office suppliers. These expenses will be invoiced monthly and documented to the City's satisfaction.

2. CONTRACT SERVICES

2.01 The Consultant shall perform those professional services described in Appendix A, Scope of Work, which is attached and incorporated by reference.

2.02 The Consultant will be in Juneau for an appropriate amount of time to effectively represent the City in the Legislative session.

3. TERMINATION

Either party may terminate this contract, for cause or convenience, upon thirty (30) days written notice to the other. Notice shall be deemed to have been fully given or made or sent when made in writing and delivered in person or deposited in the United States mail, certified and postage prepaid, and addressed to the respective addresses set forth above the signatures of this agreement. The address to which any notice, demand, or other writing may be given or made or sent to any party may be changed by written notice given by such party as above provided.

4. RELATIONSHIP OF THE PARTIES

It is understood the Consultant will lobby on issues of identified concern to the City.

5. PERMITS, LAWS, AND TAXES

- 5.01. The Consultant shall acquire and maintain in good standing all permits, licenses, and other entitlements necessary to the performance of his duties under this contract. All actions taken by the Consultant under this contract shall comply with all applicable statutes, ordinances, rules, and regulations imposed by the governmental authority.
- 5.02. The Consultant shall pay all taxes pertaining to performance of this agreement. The Consultant expressly agrees to comply with all requirements of AS 24.45.011 through 24.45.181 and any administrative regulations issued by the State of Alaska to implement those provisions of law.

6. INSURANCE

During the term of this contract, the Consultant shall provide and maintain, at the Consultant's own expense, automobile liability insurance for any vehicle owned and operated by the Consultant in connection with performance of this contract.

7. ASSIGNMENTS

The Consultant may not assign his interest in this contract to another person or delegate any duties under this contract without prior written approval of the City. Any attempt by the Consultant to assign any part of his interest or delegate duties under this agreement shall give the City the right to terminate this contract.

City of Kodiak
710 Mill Bay Road
Kodiak, AK 99615

Gillespie & Associates
1231 W. Northern Lights Blvd., #819
Anchorage, AK 99503




Aimée Kniazowski, City Manager



Ray Gillespie, Principal

ATTEST:



Debra L. Marlar, City Clerk

EXHIBIT "A"
SCOPE OF WORK

The Consultant shall communicate directly or through Consultant's agents with any appropriate public official for the purpose of influencing Legislative or Administrative action as directed or requested by the City, and in the best interests of the City.

In this regard the Consultant shall:

- A. Receive guidelines for lobbying efforts from the City Council through the Mayor and City Manager and work within such guidelines to promote, advocate, support, modify, oppose, or delay any appropriate Legislative or Administrative action. Modifications to these guidelines may be made from time to time by the City.
- B. Communicate with the Mayor and City Manager for the purpose of acquiring information, statistics, studies, and analyses to use as back-up and support material in support of Consultant's lobbying activities.

The Consultant will be called upon to arrange meetings and/or conferences, provide information and/or research, and provide such other services as required or convenient to enhance communication between the City and all branches of the State Government.

The Consultant shall provide reports and professional advice to the City regarding Consultant's lobbying efforts on behalf of the City. In this regard the Consultant shall:

- A. Maintain regular contact with the City through the Mayor and Manager on the status of pending legislation or capital projects and regularly promote the City's interests with appropriate legislators, agencies, and staff throughout the year, but especially during the legislative sessions. .
- B. Provide written monthly reports to the City during the session and as requested or needed during the interim, and such reports shall include, but shall not be limited to, contacts and progress made on behalf of the City, changes in the status of capital project funding requests, legislation of interest to the City, and any anticipated problem areas of which the Consultant becomes aware.
- C. Travel to Kodiak to meet with the Mayor, Council, and City staff once each year.
- D. Work in conjunction with the Kodiak Island Borough's state lobbyist on matters of interest or concern to both governments when directed by the City.
- E. Exercise best professional judgment in all matters relating to work for the City and immediately report any position or action taken which involves an area of uncertainty or controversy.

**AGREEMENT FOR LOBBYING SERVICES BETWEEN
KODIAK ISLAND BOROUGH AND HICKEY & ASSOCIATES**

1. Hickey & Associates (hereinafter the "Contractor") agrees to represent the Kodiak Island Borough (hereinafter the "Borough") from January 1, 2017 through **December 31, 2018**.
2. The firm will represent the Kodiak Island Borough before the Alaska State Legislature and State Administration. Representation will be focused on the various projects and issues the Borough will have before the Legislature and administrative agencies of the State of Alaska. Borough representatives will assist with representation as appropriate on any legislative or agency issues.
3. The firm will report directly to the Borough Manager of the Kodiak Island Borough. Mr. Hickey will travel to Kodiak to meet with the Manager, Mayor and Assembly at least once each year during the term of the contract at a mutually agreeable time.
4. The firm will provide the Borough Manager with regular updates by phone with the progress of the Borough's projects during the term of this contract. A monthly, written status report during session and supplemental written reports during the interim, as events warrant, is required. When representatives of the Kodiak Island Borough travel to Juneau, a schedule of appointments in advance of the travel date is to be provided.
5. Kodiak Island Borough priorities for this agreement are the following items:
 - A. Representation of all Kodiak Island Borough issues and concerns before legislative bodies and administrative agencies of the State of Alaska.
 - B. The Kodiak Island Borough Capital Improvement Program as adopted by resolution of the Assembly.
6. The fixed fee for the above services will be **\$45,000 per year**, or a total of \$90,000 for the contract period. \$33,000 of the annual fee will be payable on the first of the month during the six months of the session (January through June). The remaining \$12,000 will be payable on a quarterly basis for the last two quarters of the year (September 1 and December 1). Extraordinary out-of-pocket expenses defined as direct expenses for borough-directed travel and major entertainment/meal expenses shall be reimbursed over and above the fixed fee and must be approved in advance by the KIB Manager. The Contractor will pay for the annual trips required under paragraph #3 above.
7. The parties agree the contract may be terminated by either party with or without cause, by providing the other party with a written notice of 30 (thirty) days. If the Borough terminates this agreement and termination falls between scheduled payment dates, the Contractor shall be compensated on a pro-rated basis.

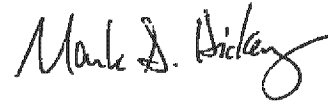
This agreement constitutes the full agreement between the parties.

KODIAK ISLAND BOROUGH

HICKEY & ASSOCIATES



Michael Powers, Borough Manager



Mark S. Hickey, President

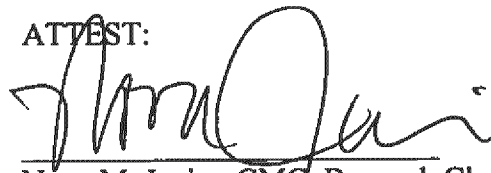
11/3/16

Date

11/3/16

Date

ATTEST:



Nova M. Javier, CMC, Borough Clerk

11/4/16

Date



Contract # 2008-45

ANCHORAGE OFFICE

1400 WEST BENSON BLVD., SUITE 315
ANCHORAGE, ALASKA 99503
PHONE: (907) 277-6693
FACSIMILE: (907) 279-1959

LEROY J. BARKER
L.G. BERRY
JULIA B. BOCKMON
STACY K. STEINBERG

WASHINGTON, D.C. AND VIRGINIA OFFICE

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ARLINGTON, VIRGINIA 22201
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FACSIMILE: (703) 527-0421

** STEVEN W. SILVER
CARL W. WINNER
• BRADLEY D. GILMAN
• RICK E. MARKS

ROBERTSON, MONAGLE & EASTAUGH

A PROFESSIONAL CORPORATION

ATTORNEYS AT LAW

JUNEAU OFFICE

GOLDBELT PLACE, SUITE 300
801 WEST 10TH STREET
P.O. BOX 21211
JUNEAU, ALASKA 99802
PHONE: (907) 586-3340
FACSIMILE: (907) 586-6818

ROYAL ARCH GUNNISON (1873-1918)
R.E. ROBERTSON (1885-1961)
M.E. MONAGLE (1902-1985)
F.O. EASTAUGH (1913-1992)

JAMES F. CLARK
PAUL M. HOFFMAN
ROBERT P. BLASCO
TERRY L. THURBON
RUTH R. HAMILTON

ADMITTED IN VIRGINIA *
AND ALASKA

ADMITTED IN VIRGINIA **
WASHINGTON, D.C. AND ALASKA

ALL OTHERS ADMITTED
IN ALASKA

NON-LAWYER, PROFESSIONAL *

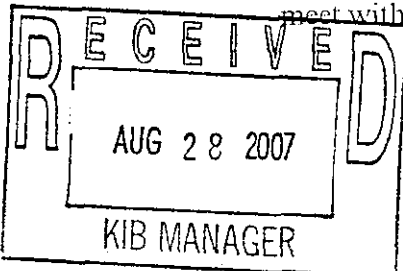
August 24, 2007

Rick Gifford, Borough Manager
Kodiak Island Borough
710 Mill Bay Rd.
Kodiak, AK 99615

Dear Rick:


This letter sets forth the terms between the Kodiak Island Borough and Robertson, Monagle, & Eastaugh that have been in effect for the last ten years, as follows—

- This term of this agreement is month-to-month. Either party may cancel the agreement upon thirty days notice to the other party.
- The Borough defines its own Federal agenda, which is communicated to Robertson, Monagle, & Eastaugh by the Borough Manager or other designated Borough official. This agenda is normally developed via Borough resolution in the December-February timeframe. The Borough is permitted, however, to add projects at any time during the calendar year.
- We submit an invoice at the end of each month. Such bill shall be due and payable within thirty days.
- The retainer has been \$2250 per month for many years. We cover traditional business costs within this amount (fax, copying, cab fare). The costs of required travel outside of the D.C. area will be extra and added to the following month's invoice. Any outside travel must meet with the prior approval of the Borough. A good example of outside travel is a Borough request to us to travel to Kodiak to meet with the Assembly.



As always, Robertson, Monagle, & Eastaugh sincerely appreciates the longstanding relationship it has enjoyed with the Kodiak Island Borough.

Sincerely,

A handwritten signature in black ink, appearing to read "Brad Gilman". The signature is fluid and cursive, with a long horizontal stroke at the end.

Brad Gilman
Vice President
Robertson, Monagle, & Eastaugh

HOFFMAN SILVER GILMAN & BLASCO P.C.

WASHINGTON, D.C. AND VIRGINIA OFFICE

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* STEVEN W. SILVER
* CARL W. WINNER
* BRADLEY D. GILMAN
* RICK E. MARKS

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L.G. BERRY

A PROFESSIONAL CORPORATION
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PAUL M. HOFFMAN
ROBERT P. BLASCO
AMY GURTON MEAD

KENAI OFFICE

100 NORTH WILLOW STREET
KENAI, ALASKA 99611
PHONE: (907) 283-2600
FACSIMILE: (907) 283-2009

BLAINE D. GILMAN

* ADMITTED IN WASHINGTON, D.C.
AND ALASKA

** ADMITTED IN VIRGINIA,
WASHINGTON, D.C. AND ALASKA

ALL OTHERS ADMITTED
IN ALASKA

+ NON-LAWYER PRINCIPAL

August 4, 2010

Aimee Kniazowski
City Manager
City of Kodiak
710 Mill Bay Road, Rm 216
Kodiak, AK 99615

Dear Aimee:

This letter sets forth the terms between the City of Kodiak and Hoffman, Silver, Gilman & Blasco PC (formerly known as Robertson, Monagle, & Eastaugh)—

- The term of this agreement is month-to-month. Either party may cancel the agreement upon thirty days notice to the other party.
- The City of Kodiak defines its own Federal agenda, which is communicated to us by the City Manager, the City Clerk, or other designated City official. Kodiak has authority to add projects or issues to the Firm's workload at any time during the calendar year.
- The Firm submits an invoice at the end of each month. Such bill shall be due and payable within thirty days.
- The retainer is \$2350 per month. We cover all local costs within this retainer. The costs of required travel outside of the D.C. area are extra and are added to the following month's invoices. Any outside travel at the City of Kodiak's expense must be approved in advance by the City Manager.

Hoffman, Silver, Gilman & Blasco appreciates the longstanding relationship we have enjoyed with the City of Kodiak.

Sincerely,

A handwritten signature in black ink, appearing to read "Brad Gilman", with a long horizontal flourish extending to the right.

Brad Gilman
Vice President
Hoffman, Silver, Gilman & Blasco