

CITY AND BOROUGH OF WRANGELL, ALASKA

ORDINANCE NO. 861

A NON-CODE ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, DETERMINING WHETHER FORECLOSED UPON PROPERTY SHOULD BE RETAINED FOR A PUBLIC PURPOSE OR THAT A PUBLIC NEED DOES NOT EXIST SO THAT THE PROPERTY MAY BE SOLD

BE IT ORDAINED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA:

SEC. 1. Action. The purpose of this ordinance is to comply with the Alaska Statute provisions of 29.45.460(a) & (b) regarding the retention of property foreclosed upon for a public purpose or the placing for sale of foreclosed property not needed for a public purpose with respect to the parcel deeded to the City and Borough of Wrangell in Case Number 1WR-09-36CI by the Court's Deed dated November 9, 2011 and recorded in the records of the Wrangell Recording District on November 18, 2011, Document 2011-000434-0.

The Assembly of the City and Borough of Wrangell hereby determines that there (does) (does not) exist a public purpose for the following described property and that accordingly, the property listed below shall be (retained for a public purpose.) (sold per AS 29.45.460(c) and CBW Code provision.):

Lots 1 and 2, Block 35, Wrangell Townsite, U.S. Survey 1119, Wrangell Recording District, First Judicial District, State of Alaska.

This property is located on Etolin Street, Wrangell, AK 99929 and was formerly owned by Douglas W. Roberts.


SEC. 2. Classification. This is a non-code ordinance.

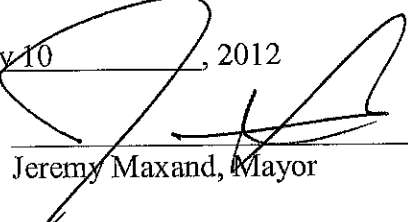
SEC. 3. Severability. If any portion of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

SEC. 4. Effective Date. This ordinance shall be effective upon adoption.

PASSED IN FIRST READING: December 13, 2011

PASSED IN SECOND READING: January 10, 2012

Attest:  
  
Christie L. Jamieson, Borough Clerk

  
Jeremy Maxand, Mayor



CITY AND BOROUGH OF WRANGELL, ALASKA

ORDINANCE NO. 862

AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING WRANGELL MUNICIPAL CODE CHAPTER 3.56, WRANGELL CONVENTION AND VISITOR BUREAU, SPECIFICALLY SECTION 3.56.010 (A), ESTABLISHED-MEMBERSHIP-ORGANIZATION AND ESTABLISHING AN EFFECTIVE DATE

BE IT ORDAINED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA:

SEC. 1. Classification. This ordinance is of a permanent nature and shall be codified in the Wrangell Municipal Code.

SEC. 2. Amendments. WMC Section 3.56.010 (A) entitled Established – Membership – Organization, is hereby amended as follows:

Chapter 3.56  
WRANGELL CONVENTION AND VISITOR BUREAU

3.56.010 Established – Membership – Organization

A. There shall be a Wrangell convention and visitor bureau which shall consist of [SEVEN] **five** members, qualified and selected as set forth below:

B. [FOUR] **Three** members of the bureau shall constitute a quorum for the transaction of business. Actions of the bureau are taken by the vote of a majority of the members duly present at a meeting of the bureau duly held at which a quorum is present. The bureau shall keep minutes of its proceedings and records of its official actions.

SEC. 3. Severability. If any portion of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

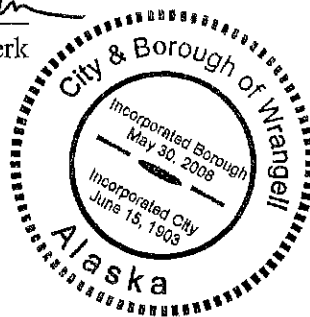
SEC. 4. Effective Date. This ordinance shall become effective upon approval of final passage.

PASSED IN FIRST READING: February 14, 2012.

PASSED IN SECOND READING: March 6, 2012.

ATTEST: Christie L. Jamieson  
Christie L. Jamieson, Borough Clerk

Pamella McCloskey  
Pamella McCloskey, Vice-Mayor



CITY AND BOROUGH OF WRANGELL, ALASKA

ORDINANCE NO. 863

AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING TITLE 15 OF THE WRANGELL MUNICIPAL CODE RELATING TO PUBLIC SERVICES, ELECTRICITY

BE IT ORDAINED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA:

SEC. 1. Action. W.M.C. 15.12.140, **Discontinuance of Service**. This section is hereby deleted in its entirety and the following revised and amended section is substituted for and adopted in its place and stead:

**15.12.140 Discontinuance of service.**

A. The Borough reserves the right to cut off the supply of electric current and discontinue service in the event the customer fails to comply with the provisions of this chapter or any rule or regulation made hereunder.

B. The right to discontinue service for default may be exercised whenever and as often as default occurs and neither delay nor omission on the part of the Borough to enforce this rule shall be deemed a waiver of its right to enforce this rule at any time so long as the default continues.

C. The due date for monthly electric/utility bills is the twentieth day of the month except when such date falls on a weekend or Borough holiday. In that event, the due date is the last business day before such weekend or holiday. The account shall become delinquent if payment is not actually received on or before the due date. Payments placed in the City Hall drop box after 5:00 p.m. or on a weekend or Borough holiday will be deemed received the next business day. Interest will be added to the delinquent account at the maximum rate allowable under AS 45.45.010.

D. Service shall be discontinued by the Borough in the following manner for delinquent accounts: Notice shall be given with the issuing of the next monthly electrical/utility billing statement. The monthly billing statement will be printed on pink paper with a statement indicating the account is delinquent and scheduled for a disconnection of electrical service. If the full delinquent amount has not been paid or a signed contract for repayment has not been consummated with the Finance Department by the due date on the statement, electrical service will be disconnected. No further notice is required prior to disconnect. Failure to receive mail is not a valid reason for nonpayment of the bill. The borough reserves the right to also provide notice by a telephone call, personal contact or by hanging a notice on the customer's door informing them that service will be disconnected.

Service to customers with delinquent accounts may be discontinued in accordance with

the procedures in this code. Service may not be reestablished until the account is paid in full, plus the following fees:

Charge for disconnect	\$20.00
Charge for reconnect	\$20.00
Total extra cost	\$40.00

These fees also apply to customer requested disconnection and/or reconnections of service.

The right is reserved to refuse service to anyone who is indebted to the Borough for light or power, merchandise or labor and materials in connection with electric service.

Where scheduling does not permit normal service reconnection on the same day as requested, the customer may elect to pay an after-hours charge equal to the actual cost of double time labor to obtain reconnection of service that day; otherwise, service will be reconnected the next business day.

E. Any customer with a delinquent account will not be allowed to move or open another account until the delinquent amount is paid in full or a contract for repayment has been consummated with the Finance Department

F. Electric utility service will not be disconnected for nonpayment of a delinquent account in the following situations:

1. Life-support equipment is used and the customer is dependent on that utility service for the operation of the apparatus;

2. The customer has made prior credit arrangements for payment and is complying with the terms of such credit arrangement.

3. For delinquency in the payment of utility service rendered to a prior customer at the same premises where service is currently being provided, except in the instance where the prior delinquent customer also continues to reside on the premises. [Ord. 863 § 1, 2012; Ord. 768 § 1, 2005; Ord. 737 § 4, 2003; Ord. 736 § 4, 2003; Ord. 682 § 4, 2000; Ord. 556 §§ 9, 10, 1990; Ord. 455 §§ 8, 9, 1984; Ord. 238 § 5, 1969; prior code § 54.20.046.]

SEC. 2. Action. W.M.C. 15.12.145, **Credit Arrangements for Delinquent Accounts**. The following Section is added to the Wrangell Municipal Code, Title 15 Public Services, Chapter 12, Electricity, and states as follows:

#### **15.12.145 Credit Arrangements for Delinquent Accounts**

A. Credit arrangements must be made with the finance department and approved by the Finance Director and the Electrical Superintendent

B. Credit payment and arrangements must specify the payment dates, payment amount, and review dates. The credit arrangement shall be a commitment by the customer to pay the delinquent portion of the bill on a specified date, or in equal payments over a specified period of time.

C. Customer's contracts for payment of delinquent balances will only be allowed under the following conditions:

1. An existing contract is in existence at the time of this ordinance.
2. A customer can present evidence that the disconnection of service will create a hardship.
3. A customer will need to demonstrate by what means they will be able to successfully pay off the contract if such is approved. Other considerations in granting a contract would be previous payment history with the utility.

D. In the event a customer's request for a contract is denied by either the electrical superintendent or the finance director, the customer can appeal this decision to the borough manager.

E. All contracts are required to be paid in full within three months unless circumstances warrant a longer period. Contracts longer than six months are not to be allowed without approval of the electrical superintendent, finance director and borough manager.

F. If at any time the contract is not current the electrical department can immediately disconnect the service without further notice. [Ord. 863 § 2, 2012]

SEC. 3. Classification. This ordinance is of a permanent nature and shall be codified in the Wrangell Municipal Code.


SEC. 4. Severability. If any portion of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

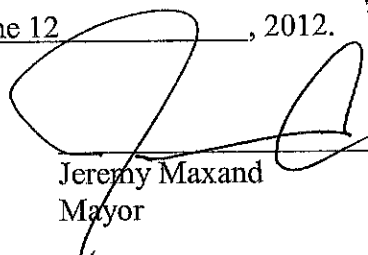
SEC. 5. Effective Date. This ordinance shall be effective on the 13th day of June, 2012.

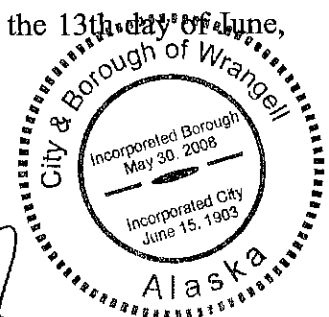
PASSED IN FIRST READING: May 22, 2012.

PASSED IN SECOND READING: June 12, 2012.

Attest:

  
Kim Flores  
Borough Clerk

  
Jeremy Maxand  
Mayor



CITY AND BOROUGH OF WRANGELL, ALASKA

ORDINANCE NO. 864

AN ORDINANCE OF THE ASSEMBLY OF THE  
CITY AND BOROUGH OF WRANGELL, ALASKA,  
AMENDING THE OFFICIAL ZONING MAP OF THE  
CITY AND BOROUGH OF WRANGELL BY  
CONTRACT ZONING

WHEREAS, a petition for contract zoning for certain real property described below, has been filed and processed in accordance with Chapter 20.77 of the Wrangell Borough Code; and

WHEREAS, the procedures for Chapter 20.77 of the Wrangell Borough Code have been followed; and

WHEREAS, the Assembly finds it is in the best interests of the Borough to approve the contract zoning.

BE IT ORDAINED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA:

SEC. 1 Classification. This ordinance is not of a permanent and general nature and shall not become a part of the code of the City and Borough of Wrangell.

SEC. 2 Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and its application to other circumstances shall not be affected.

SEC. 3 Effective Date. This ordinance shall be published as required by law and shall be effective thirty (30) days after final passage.

SEC. 4 Contract Zone. The property described in this ordinance is contract zoned as set out in the Contract Zoning Agreement attached hereto and incorporated herein by reference. The property shall be subject to the Contract Zoning Agreement herein incorporated and in addition shall be subject to all requirements of law. The property governed by this ordinance is described as follows:

Lot 20A of the Oliver Subdivision


The official zoning map is amended to conform with the Contract Zoning Agreement.

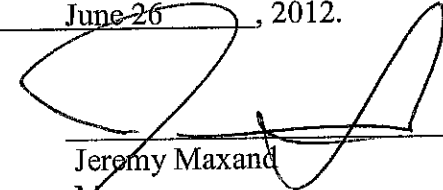
SEC. 5 Authority for Contract Zoning Agreement. The mayor is authorized to execute the Contract Zoning Agreement attached hereto and incorporated herein by reference.

PASSED IN FIRST READING: June 12, 2012.

PASSED IN SECOND READING: June 26, 2012.

Attest:

  
Kim Flores  
Borough Clerk

  
Jeremy Maxand  
Mayor



CITY AND BOROUGH OF WRANGELL, ALASKA

ORDINANCE NO. 865

AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING TITLE 3, CHAPTER 3.32 OF THE WRANGELL MUNICIPAL CODE RELATING TO THE WRANGELL MEDICAL CENTER AND LONG-TERM CARE FACILITY BOARD

WHEREAS, the Home Rule Charter of the City and Borough of Wrangell provides in Article I, Section 1-5: “The City and Borough of Wrangell, Alaska, shall have all the powers, functions, rights, privileges, franchises and immunities of every name and nature whatever, which a home-rule borough may have under the constitution and laws of the State of Alaska. The borough may exercise all powers not prohibited by law or by this charter. The powers of the borough shall be liberally construed. The enumeration or mention of particular powers by this charter shall not be deemed to be exclusive or limiting”; and

WHEREAS, Article III of the Charter, regarding the Borough Manager and Administrative Departments, provides in Section 3-9: “The borough-operated Wrangell Medical Center shall be operated by a board established by ordinance and elected by the voters”; and

WHEREAS, the Wrangell Medical Center and Long-Term Care Facility is a part of the City and Borough of Wrangell and is not a separate public entity from the City and Borough of Wrangell; and

WHEREAS, the Wrangell Medical Center and Long-Term Care Facility is not a municipal government under Title 29 of the Alaska Statutes and does not have the powers and authority of a municipal government under AS Title 29, or the powers of the City and Borough of Wrangell enumerated in Section 1-5 of the Charter and is not otherwise a quasi-public agency or authority or separate public entity from the City and Borough of Wrangell under any state law; and

WHEREAS, the powers and authority of the Wrangell Medical Center and Long-Term Care Facility board are specifically limited by the Charter and state law to such powers and authority as may be provided by ordinance adopted by the Borough Assembly; and

WHEREAS, the budget for the operation and maintenance of the Wrangell Medical Center and Long-Term Care Facility consists entirely of public funds; and

WHEREAS, the Borough is responsible for obligations lawfully incurred by the Wrangell Medical Center and Long-Term Care Facility through the Borough general fund; and

WHEREAS, the budget for the operation of the Wrangell Medical Center and Long-Term Care Facility is subject to review and approval by the Borough Assembly; and



WHEREAS, the board of the Wrangell Medical Center and Long-Term Care Facility for the period of approximately January 1, 2008 through June 20, 2012, took actions detrimental to the best interests of the Borough and the Wrangell Medical Center and Long-Term Care Facility, and took actions adverse to the financial health and well-being of the Borough and the Wrangell Medical Center and Long-Term Care Facility; and

WHEREAS, the board of the Wrangell Medical Center and Long-Term Care Facility for the period of approximately January 1, 2008 through June 20, 2012, took actions which have placed the general fund of the Borough at substantial risk; and

WHEREAS, the board of the Wrangell Medical Center and Long-Term Care Facility for the period of approximately January 1, 2008 through June 20, 2012, took actions which required the Borough to institute legal proceedings to preserve and protect the general fund of the Borough and to effect the return of public funds distributed or obligated, and/or attempted to be distributed or obligated, by the board, which distribution and/or obligation and/or attempt to obligate by the board served no purpose related to the operation or maintenance of the Wrangell Medical Center and Long-Term Care Facility; and

WHEREAS, the Borough Assembly is responsible to protect the general fund from risk of any unauthorized and/or irresponsible expenditure of Wrangell Medical Center and Long-Term Care Facility monies derived from income or other sources, as well as from the Borough general fund; and

WHEREAS, the Borough Assembly has at all times asserted that the Wrangell Medical Center and Long-Term Care Facility exists as a part of the City and Borough of Wrangell, and further that the Wrangell Medical Center and Long-Term Care Facility is not and never has been a stand-alone, separate public entity from the City and Borough of Wrangell; and

WHEREAS, the Borough Assembly deems it necessary to clarify the Wrangell Municipal Code provisions relating to the board of the Wrangell Medical Center and Long-Term Care Facility to protect the Borough and the people of Wrangell from any future board exceeding the scope of its powers and authority under state law, the City and Borough of Wrangell Charter and the Wrangell Municipal Code.

NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA:

SEC. 1. Action. The City and Borough of Wrangell Charter, Article III, Section 3-9, authorizes the Assembly to establish, by ordinance, a board for the borough-operated Wrangell Medical Center and Long-Term Care Facility. Title 3 of the Wrangell Municipal Code addresses Administration and Personnel of the City and Borough of Wrangell; Chapter 32 of that title sets out the Code provisions regarding the establishment, powers, authority and duties of the Wrangell Medical Center and Long-Term Care Facility board, and administration of the facility. The Assembly of the City and Borough of Wrangell declares that Title 3, Chapter 3.32 of the Wrangell Municipal Code, shall be clarified and amended as follows:  
Chapter 3.32

MEDICAL CENTER AND LONG-TERM CARE FACILITY – BOARD AND  
ADMINISTRATION

Sections:

- 3.32.005 Established – Composition.
- 3.32.007 Membership – Appointment – Terms.
- 3.32.010 Oath of office.
- 3.32.020 Physical Property management – Purchasing.
- 3.32.030 Hospital Board – General powers and duties.
- 3.32.040 Hospital Administrator.
- 3.32.050 Accounting procedures.
- 3.32.060 Bylaws and organization.
- 3.32.070 Non-compensation.
- 3.32.080 Advisors to the board.
- 3.32.090 Hospital board liaison.
- 3.32.100 Annual reports to assembly – Annual budget and annual audit.

Section 3.32.005 Establishment – Composition.

There is established a board, subject to the ordinances set out and adopted in this chapter, to be known as the "Wrangell Medical Center and Long-Term Care Facility Board," designated in this chapter as "board" or "hospital board," presently composed of nine members. Board members shall be qualified electors of the borough. [Ord. 826 § 1,2008; Ord. 797 § 1,2007; Ord. 442 § 4, 1983; prior code § 3.63.010.]

3.32.007 Membership – Appointment – Terms.

The Wrangell Medical Center and Long-Term Care Facility board shall consist of nine members. No member of the board shall be an employee of the Wrangell Medical Center and Long-Term Care Facility, a tenant of that facility, a contractor that provides medical or health care services to that facility, or an employee of any such tenant or contractor. Members shall be elected by the voters to serve four-year terms. The term of each board member shall continue until his or her successor is elected and has qualified by taking the oath of office. [Ord. 826 § 1,2008; Ord. 797 § 2,2007; amended by passage of Proposition No.2 at regular election on October 5, 2004, as authorized by initiative petition certified on July 26,2004; Ord. 442 § 5, 1983; prior code § 3.63.020.]

Section 3.32.010 – Oath of office.

Before entering upon his or her duties, each member of the Wrangell Medical Center and Long-Term Care Facility board shall subscribe an oath in writing in substantially the following form:

UNITED STATES OF AMERICA    )

:ss

STATE OF ALASKA )

The undersigned having been elected as a member of the Wrangell Medical Center and Long-Term Care Facility Board being first duly sworn, deposes and says:

I will honestly and faithfully perform the duties devolving upon me as a member of the Wrangell Medical Center and Long-Term Care Facility Board and will comply with the Ordinances of the City and Borough of Wrangell and the laws of the State of Alaska and the rules and bylaws of the Hospital Board with respect thereto, So Help Me, God.

\_\_\_\_\_  
Notary Public for Alaska  
My Commission expires:\_\_\_\_\_

[Ord. 334 § 5, 1975; prior code § 3.63.030.]

Section 3.32.020 Physical Property management – Purchasing.

A. The physical management of the municipal hospital building, the land upon which the building is located, and the equipment and furnishings in the building is entrusted to the board by the assembly, and subject to the control and review by the borough assembly as deemed necessary by the assembly in the best interest of the borough. The board shall have the authority to make repairs and improvements to the hospital building as necessary to maintain the building in good condition, provided the board has no authority to approve or make additions or replacements or enter any contracts or agreements to do so in excess of \$25,000, including contracts for professional services or consulting contracts, without approval of the borough assembly. The board shall review and make recommendations to the assembly for proper maintenance of the Wrangell Medical Center and Long-Term Care Facility or any future facility, and the real property, for all projects in excess of \$25,000;

B. The board shall have the power to purchase, sell, exchange, operate, maintain and repair all personal property necessary for the daily operation and maintenance of the hospital; provided, however, that no property or equipment other than supplies shall be purchased until and unless the board has funds derived from the operation of the hospital and appropriated for that purpose by the borough assembly. All personal property of any kind and any nature existing at the Wrangell Medical Center and Long-Term Care Facility or any future facility (both the existing facility and future facility may be referred to as “hospital”) or purchased in the future shall be the property of the borough and shall not disposed of or sold in any manner inconsistent with the Wrangell Municipal Code provisions governing the disposal or sale of personal property. [Ord. 250 § 5, 1969; prior code § 3.63.040.]

Section 3.32.030. Hospital Board – General powers and duties.

A. The hospital board shall review and make recommendations through the borough manger to the assembly on all hospital construction, consulting, engineering, and architectural services contracts before submitting such contracts to the assembly for approval. No such contracts shall be executed without review by the borough manager and the borough attorney, and such contracts in excess of \$25,000 shall be executed only after approval by the assembly. All contracts shall be executed in the name of the city and borough;

B. The board shall review and make recommendations through the borough manager to the assembly for review and approval by the assembly of proposals or plans for development of any new hospital construction and improvements;

C. The board shall have the authority to solicit grants and funds from any sources for the furtherance of the provision of medical care at the hospital. Any solicitations from federal or state agencies shall be subject to prior approval of the borough manager. The board shall keep the borough manager advised of grants and funds being sought by a written report from the board or hospital administrator;

D. The board shall adopt personnel policies for hospital employees, subject to annual review by the assembly during May of each year. The personnel policies shall be consistent with the personnel rules and regulations of the borough, and shall be subject to modification by the assembly;

E. The board shall employ a hospital administrator by contract, which contract shall be subject to review and approval by the borough manager. No administrator may be employed without a contract approved by the borough manager and the borough attorney. The administrator's contract may not be modified, amended or changed without approval of the borough manager and the borough attorney. The board shall only terminate or remove the administrator after consultation with the borough manager and the borough attorney and approval by the borough manager;

F. The board shall determine salaries and wages to be paid to each classification of labor employed at the hospital, except that the salary and any other wages or monies or benefits to be paid or provided to the hospital administrator shall be only as provided in the administrator's contract.

G. The board shall determine, charge and collect fees and charges for the services rendered and furnished by the hospital. The rates as determined by the board shall be in full compliance with federal and state laws. The rates as determined by the board shall be subject to modification by the borough assembly, which may change the rates at any time.

H. The board shall have authority to take all lawful action to collect all accounts owing to the hospital and the borough for services rendered or furnished by the hospital. No legal action shall be instituted unless reviewed and approved by the borough manager and borough attorney.

I. The board shall require that all persons admitted to the hospital be under the supervision and care of a licensed physician.

J. Subject to review and approval by the assembly, the board shall have the authority to make rules and regulations for the efficient and safe operation of the hospital, provided that any rules and regulations shall be consistent with federal and state law and the Wrangell Municipal Code and be in the best interests of the borough and in accordance with sound business practices. The board must submit the rules and regulations through the manager to the assembly for review and approval. The assembly may modify or amend any rules and regulations. [Ord. 263 § 6, 1971; prior code § 3.63.050.]

K. The board shall undertake the annual budget, annual audit, and annual reports for the hospital as required by 3.32.100. The board shall make no expenditure of funds or obligation of funds unless the expenditure or obligation is in conformance with the annual budget, or a budget amendment, that has been approved and adopted by the assembly.

#### Section 3.32.040 – Hospital Administrator.

A. General. The hospital administrator shall be responsible for the overall supervision of the hospital in a manner consistent with all federal and state laws, the City and Borough of Wrangell Charter, and Wrangell Municipal Code, and in a fiscally responsible manner in the best interests of the borough and in accordance with sound business practices. The borough manager shall have governing power over the administrator, except as related to the selection of the administrator pursuant to 3.32.030E, in the same manner as the borough manager has governing power over all other administrative department heads pursuant to 3.06.020A.

B. The authority and duties of the hospital administrator are as follows:

- (1) To be responsible for carrying out all applicable federal and state laws, the Wrangell Charter and Code, borough resolutions, and the hospital rules and regulations;
- (2) To be responsible for carrying out policies established by the hospital board and the assembly;
- (3) To prepare and submit to the hospital board for approval, a plan of organization and a job classification plan for the personnel at the hospital;
- (4) To prepare an annual report and an annual budget as required by 3.32.100;
- (5) The administrator shall have the authority to hire and discharge subordinate employees at the hospital in a manner consistent with federal and state laws and in accordance with the personnel policies of the hospital, the borough code, and the borough personnel rules and regulations;
- (6) To work with the professional staff and with those concerned with the rendering of professional services at the hospital to the end that the best possible care may be rendered to all patients;
- (7) To prepare such reports as may be required on any phase of hospital activity by the board, the assembly, or the borough manager;
- (8) To attend all meetings of the hospital board and of standing committees of the board except where otherwise specified by the board;
- (9) To perform any other duty that may be in the best interests of the borough as assigned by the board, the assembly, or the borough manager.

Section 3.32.050 – Accounting procedures.

The board shall establish a system of accounts and procedure for collecting revenues from the operation of the hospital which revenues shall be deposited periodically as determined by the board in a bank in Wrangell, Alaska, and a system for paying of all expenses of operation and costs of services and equipment purchased. The City and Borough of Wrangell shall be named on all accounts. The borough manager shall be a signatory on all accounts. [Ord. 250 § 5, 1969; prior code § 3.63.060.]

Section – 3.32.060 Bylaws and organization.

A. The board shall adopt bylaws governing its own proceedings, which bylaws shall be submitted to the assembly for review and approval and, which may be amended by the assembly. A copy of the bylaws shall be filed with the borough clerk together with all rules and regulations made by the board.

B. The board shall elect annually from its membership a president, a secretary, and such other officers as it deems necessary.  
[Ord. 263 § 6, 1971; prior code § 3.63.070.]

Section 3.32.070 – Noncompensation.

No member of the board shall be paid for any services rendered or duties performed in connection with the administration and operation of the hospital. [Ord. 250 § 5, 1969; prior code § 3.63.080.]

Section 3.32.080 – Advisors to the board.

Subject to the limitations and provisions of 3.06.020, the hospital board may appoint persons in an advisory capacity, other than consultants referenced in 3.32.030A, as it deems advisable, except that any consultant agreement or contract in excess of \$5,000, or which may potentially exceed \$5,000, must be reviewed by the borough manager and the borough attorney and approved by the borough assembly before the consultant may be retained. The board will consult with all physicians and surgeons practicing in the borough from time to time so as to determine, understand, and take such action upon the views and recommendations of such physicians and surgeons as the board considers advisable. [Ord. 250 § 5, 1969; prior code § 3.63.090.]

Section 3.32.090 – Hospital board liaison.

The borough assembly shall appoint from its membership a liaison to the Wrangell Medical Center and Long-Term Care Facility. The borough assembly liaison shall represent the assembly and attend and participate in all hospital board meetings and all executive sessions of the board. The board has no authority to exclude the assembly liaison from any executive

session. The assembly liaison will not participate as a voting member of the board and the presence of the assembly liaison shall not be used to establish a quorum to convene a meeting of the board.

Section 3.32.100 – Annual reports to assembly – Annual audit and annual budget.

A. The board shall annually submit a detailed report to the borough manager and the assembly setting forth the principal facts regarding its policies, rules, regulations procedure and statistics in connection with the operation of the hospital and submit the annual audit to the borough manager and the assembly.

B. The board shall annually, on or before the fifteenth day of May of each year, submit a detailed budget setting forth the anticipated income and expense of the hospital operations for the ensuing year starting July 1st. The hospital administrator shall prepare the budget in accordance with approved City and Borough procedure and shall submit it to the hospital board for approval. The hospital board shall submit the budget to the borough manager with its recommendations in the same manner as the budgets are submitted by the other government departments of the borough, and the borough manager will submit the budget to the assembly. The purpose of the budget is to allow the assembly to appropriate necessary funds for operations; to insure that the proposed expenditures and financial obligations in the budget are in the best interests of the borough and the people of Wrangell; to insure that the budget reflects sound business practices; to insure that none of the proposed expenditures or obligations place the general fund of the borough at risk, and to use excess revenue of the hospital in the general fund of the borough. The board shall not obligate or expend by contract or otherwise any funds generated by hospital income or funds from the general fund of the borough unless such obligation or expenditure has been identified with specificity in the budget and the budget has been reviewed by the borough manager and approved and adopted by the assembly. The Wrangell Medical Center and Long-Term Care Facility budget as submitted to the borough manager and assembly is not final and may not be implemented until approved by the assembly.

C. The borough assembly at any time may request from the hospital additional reports or information the assembly deems necessary and the board shall direct the administrator to prepare the requested reports and provide the reports to the borough manager within the time frame established by the assembly.

SEC. 2. Classification. This ordinance is of a permanent nature and shall be codified in the Wrangell Municipal Code.

SEC. 3. Severability. If any portion of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

SEC. 4. Purpose. The purpose of this ordinance is to clarify and amend Wrangell Municipal Code Ch. 3.32, consistent with the historical authority of the Borough Assembly, the


Charter of the City and Borough of Wrangell, and Title 29 of the laws of the State of Alaska, and in the public interest and the best interests of the borough.

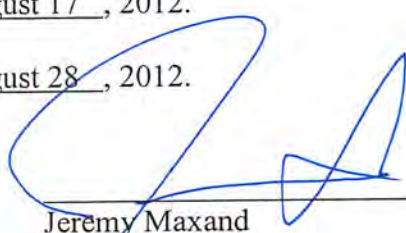
SEC. 5. Effective Date. This ordinance shall be effective upon adoption by the assembly.

PASSED IN FIRST READING: August 17, 2012.

PASSED IN SECOND READING: August 28, 2012.

Attest:

  
\_\_\_\_\_  
Kim Flores  
Borough Clerk

  
\_\_\_\_\_  
Jeremy Maxand  
Mayor





CITY AND BOROUGH OF WRANGELL, ALASKA

ORDINANCE NO. 866

AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING TITLE 3, CHAPTER 3.32.030 (D) AND CHAPTER 3.32.090 AND ORDINANCE NO. 865 OF THE WRANGELL MUNICIPAL CODE RELATING TO THE WRANGELL MEDICAL CENTER AND LONG-TERM CARE FACILITY BOARD

BE IT ORDAINED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA:

SEC. 1. Action. The City and Borough of Wrangell Charter, Article III, Section 3-9, authorizes the Assembly to establish, by ordinance, a board for the borough-operated Wrangell Medical Center and Long-Term Care Facility. Title 3 of the Wrangell Municipal Code addresses Administration and Personnel of the City and Borough of Wrangell; Chapter 32 of that title sets out the Code provisions regarding the establishment, powers, authority and duties of the Wrangell Medical Center and Long-Term Care Facility board, and administration of the facility. Ordinance 865 clarified and amended Ch. 3.32.

The Assembly of the City and Borough of Wrangell declares that Title 3, Chapter 3.32.030(D) and Chapter 3.32.090 and Ordinance No. 865 of the Wrangell Municipal Code, shall be clarified and amended as follows:

Section 3.32.030.Hospital Board – General powers and duties.

A. The hospital board shall review and make recommendations through the borough manger to the assembly on all hospital construction, consulting, engineering, and architectural services contracts before submitting such contracts to the assembly for approval. No such contracts shall be executed without review by the borough manager and the borough attorney, and such contracts in excess of \$25,000 shall be executed only after approval by the assembly. All contracts shall be executed in the name of the city and borough;

B. The board shall review and make recommendations through the borough manager to the assembly for review and approval by the assembly of proposals or plans for development of any new hospital construction and improvements;

C. The board shall have the authority to solicit grants and funds from any sources for the furtherance of the provision of medical care at the hospital. Any solicitations from federal or state agencies shall be subject to prior approval of the borough manager. The board shall keep the borough manager advised of grants and funds being sought by a written report from the board or hospital administrator;

D. The board shall adopt personnel policies for hospital employees, subject to annual review by the assembly during May of each year. The personnel policies shall be subject to

annual review by the assembly during May of each year. In addition, in the event the board adopts changes to the personnel policies at other times during the year, the board shall submit the personnel policy changes to the assembly for review. The personnel policies and any changes to the personnel policies shall be subject to modification by the assembly;

E. The board shall employ a hospital administrator by contract, which contract shall be subject to review and approval by the borough manager. No administrator may be employed without a contract approved by the borough manager and the borough attorney. The administrator's contract may not be modified, amended or changed without approval of the borough manager and the borough attorney. The board shall only terminate or remove the administrator after consultation with the borough manager and the borough attorney and approval by the borough manager;

F. The board shall determine salaries and wages to be paid to each classification of labor employed at the hospital, except that the salary and any other wages or monies or benefits to be paid or provided to the hospital administrator shall be only as provided in the administrator's contract.

G. The board shall determine, charge and collect fees and charges for the services rendered and furnished by the hospital. The rates as determined by the board shall be in full compliance with federal and state laws. The rates as determined by the board shall be subject to modification by the borough assembly, which may change the rates at any time.

H. The board shall have authority to take all lawful action to collect all accounts owing to the hospital and the borough for services rendered or furnished by the hospital. No legal action shall be instituted unless reviewed and approved by the borough manager and borough attorney.

I. The board shall require that all persons admitted to the hospital be under the supervision and care of a licensed physician.

J. Subject to review and approval by the assembly, the board shall have the authority to make rules and regulations for the efficient and safe operation of the hospital, provided that any rules and regulations shall be consistent with federal and state law and the Wrangell Municipal Code and be in the best interests of the borough and in accordance with sound business practices. The board must submit the rules and regulations through the manager to the assembly for review and approval. The assembly may modify or amend any rules and regulations. [Ord. 263 § 6, 1971; prior code § 3.63.050.]

K. The board shall undertake the annual budget, annual audit, and annual reports for the hospital as required by 3.32.100. The board shall make no expenditure of funds or obligation of funds unless the expenditure or obligation is in conformance with the annual budget, or a budget amendment, that has been approved and adopted by the assembly.

Section 3.32.090 – Hospital board liaison.

The borough assembly shall appoint from its membership a liaison to the Wrangell Medical Center and Long-Term Care Facility. The borough assembly liaison shall represent the assembly and attend and participate in all hospital board meetings and all executive sessions of the board with the exception of those involving physician credentialing and privileging. The board has no authority to exclude the assembly liaison from any executive session. The assembly liaison will not participate as a voting member of the board and the presence of the assembly liaison shall not be used to establish a quorum to convene a meeting of the board.


SEC. 2. Severability. If any portion of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

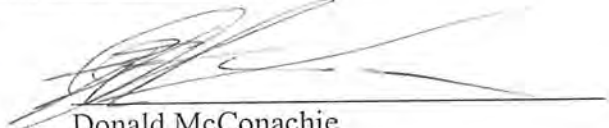
SEC. 3. Purpose. The purpose of this ordinance is to clarify and amend Wrangell Municipal Code Ch. 3.32 and Ordinance No. 865, consistent with the historical authority of the Borough Assembly, the Charter of the City and Borough of Wrangell, and Title 29 of the laws of the State of Alaska, and in the public interest and the best interests of the borough.

SEC. 4. Effective Date. This ordinance shall be effective upon adoption by the assembly.

PASSED IN FIRST READING: October 30, 2012.

PASSED IN SECOND READING: November 27, 2012.

Attest:   
Kim Flores  
Borough Clerk

  
Donald McConachie  
Mayor

