

Introduced by: Council Member Albertson
Introduction Date: April 11, 2017
Action: Passed
Vote: 4-0

CITY OF BETHEL, ALASKA

Resolution #17-08

**A RESOLUTION IN SUPPORT OF LEGISLATION CORRECTING PROBLEM
CAUSED BY COURT RULING AND RETURNING AUTHORITY OF
MUNICIPALITIES TO FILE AND ENFORCE LIENS FOR NON-PAYMENT OF
SERVICES**

WHEREAS the City of Bethel provides water and sewer services to residents and businesses located within the City;

WHEREAS the City also provides ambulance, police, safety, port, parks and recreation, planning and other services to all who reside or visit Bethel;

WHEREAS in 2012 the Alaska Supreme Court found that because liens based on municipal law were not included in AS 09.45.169(2), that municipal liens for services were no longer valid;

WHEREAS prior to the 2012 decision, municipalities had utilized liens for decades as a last resort method to help collect and recover costs of providing services when all other methods to collect from the responsible party had failed;

WHEREAS the legislature, specifically, Senator Egan, is sponsoring SB-100 that would give liens issued under municipal law the same authority as liens under state law;

WHEREAS the bill would give the City of Bethel back its lien powers and would go a long way towards collection efforts;

NOW, BE IT RESOLVED, that the Bethel City Council supports legislation giving liens under municipal law the same authority as liens under state law.

ENACTED THIS 11th DAY OF APRIL 2017, BY A VOTE OF 4 IN FAVOR AND 0 OPPOSED.

ATTEST:


Richard Robb, Mayor


Lori Strickler, City Clerk