

CITY OF DILLINGHAM, ALASKA

ORDINANCE NO. 2026-05

AN ORDINANCE OF THE CITY OF DILLINGHAM, ALASKA, AMENDING DILLINGHAM MUNICIPAL CODE SECTIONS 2.08.020 AND 2.12.050 TO REMOVE DUPLICATIVE PUBLICATION DEFINITIONS AND TO CROSS-REFERENCE DMC 1.16.010.

WHEREAS, the City Council has introduced Ordinance 2026-02 amending DMC 1.16.010 to establish citywide definitions of “Published,” “Publication,” and “Public Notice”; and

WHEREAS, certain sections of the Dillingham Municipal Code contain separate or duplicative publication language; and

WHEREAS, the City Council finds it appropriate to eliminate inconsistent or redundant definitions and to ensure uniform interpretation of publication requirements throughout the Code;

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF DILLINGHAM, ALASKA:

Section 1. Classification. This is a code ordinance.

Section 2. Amendment to DMC 2.08.020 – Public Notice of Meetings, is hereby amended to read as follows [new language **underlined and emboldened** and deleted text displayed in ~~strike out font~~]:

2.08.020 Publication of meeting notices.

...

For the purpose of giving notice of regular and special meetings, reasonable public notice is given **(1)** if a statement containing the date, time and place of the meeting is published not less than twenty-four hours before the time of the meeting ~~in a newspaper of general circulation published within the city or not less than twenty-four hours before the time of the meeting by posting the statement in a minimum of three public places within the city;~~ **or (2)** by announcement of the meeting twenty-four hours before the time of the meeting on radio or television stations within the city with an affidavit of broadcasting given by the radio or television stations. If the meeting is a special meeting, then the above statement shall also contain the expected subjects of discussion, but the failure to list a subject shall not invalidate any action taken at the special meeting.

The term “published” has the meaning set forth in DMC 1.16.010.

(Ord. 86-8 § 1, 1986; Ord. 84-8, 1984; Ord. 77-5 § 2 (part), 1977)

...

2.12.050-Presentation and Hearing of Ordinances

A proposed ordinance may be presented for consideration only by a member or committee of the council, the mayor or the city manager at any regular or special meeting of the council. Ordinances may be introduced by reading the title only and shall be read in full only when requested by a majority of the council or unless otherwise provided by law. Upon presentation, a proposed ordinance shall be rejected, deferred, reworded, or accepted as introduced by a majority vote of the council. After acceptance the council shall publish the proposed ordinance and a notice setting out the time and place for a public hearing on the proposed ordinance. The public hearing of a proposed ordinance shall follow publication by at least five days; it may be held at a regular or special council meeting. At the public hearing, copies of the proposed ordinance must be made available to the public or must be read in full. All interested persons shall have an opportunity to be heard.

After the hearing, the council shall consider the proposed ordinance and may adopt it **with or** without amendment. The council shall print and make available copies of adopted ordinances.

~~As used in this section, the term "publish" means that the proposed ordinance and notice of hearing shall be posted in three public places, to be determined by the city clerk, for at least five days, as well as published in full or by summary once in a paper of general circulation distributed in the city. Within three business days following enactment, the ordinance shall be posted in full in three public places within the city.~~

For purposes of this section, "publication" and "public notice" shall have the meanings set forth in DMC 1.16.010.

...

Section 3. Conforming Interpretation

Any reference in Titles 2, 3, 4, 8, 17, 18, or elsewhere in the Dillingham Municipal Code to "publish," "publication," or "public notice" shall be interpreted consistent with DMC 1.16.010 unless limited by state law or unless a specific section expressly provides otherwise.

Section 4. Severability. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of this ordinance shall not be affected.

Section 5. Effective Date. This ordinance is effective upon adoption.

PASSED and ADOPTED by a duly constituted quorum of the Dillingham City Council on _____, 2026.

Alice Ruby, Mayor

ATTEST: _____

[SEAL]

Abigail Flynn, City Clerk