

CITY OF VALDEZ, ALASKA

RESOLUTION # 17-44

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA NAMING RATES AND FEES FOR USE OF FACILITIES IN THE VALDEZ SMALL BOAT HARBOR AND REPEALING RESOLUTION NO. 15-43 FORMERLY NAMING SUCH RATES AND FEES

WHEREAS, the Valdez Small Boat Harbor is operated and maintained under the jurisdiction of the Valdez City Council; and,

WHEREAS, Resolution No. 15-43 previously established the schedule of rates and fees for the public use of the Valdez Small Boat Harbor; and,

WHEREAS, the City Council has determined that adjustments in rates and fees are necessary in order to provide for adequate funding of long term maintenance and operations of the Harbor.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE City OF VALDEZ, ALASKA, that:

Section 1. Resolution No. 15-43 is hereby repealed.

Section 2. The attached schedule of rates and fee shall govern the public use of the facilities in the Valdez Small Boat Harbor.

Section 3. This resolution shall become effective upon approval.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, this 21st day of November 2017.

CITY OF VALDEZ, ALASKA

Ruth E. Knight, Mayor

ATTEST:

Sheri L. Pierce, MMC, City Clerk

**VALDEZ SMALL BOAT HARBOR
SCHEDULE OF RATES AND FEES
RESOLUTION NO. 17-44**

SECTION I. MOORAGE FEES

A. Annual Slip Rental

The due date for all annual moorage rentals is established as January 1 in any calendar year to allow maximum utilization of the Valdez Small Boat Harbor. At the option of the vessel owner, the moorage fee may be paid in annual, semi-annual or monthly installments unless otherwise stated in this schedule.

The annual moorage fee for reserved moorage privileges shall be based on the length of float assigned or the overall length of the vessel (including all hull attachments, such as bowsprits, davits, dinghies, etc.) whichever is longer. (Commercial seine skiffs are exempt).

The rate structure for reserved moorage privileges on A-K Docks will be increased annually to help offset the ongoing effects of inflationary pressures and other cost escalations associated with the long-term maintenance and operations of the Valdez Small Boat Harbors. Annual increases will be set in three year increments and be expressed as a percentage amount, not to be exceeded.

M Dock moorage rates will be evaluated periodically, but will not increase unless authorized by resolution. M Dock rates will be charged at thirty-five dollars (\$35.00) per foot per year.

For the three year period 2018, 2019, and 2020 the annual increase for reserved moorage on A-K Docks will be seven and a half percent (7.5%) per year.

Reserved moorage rates on A-K Docks for 2018 will be charged at forty dollars and seventy-six cents (\$40.76) per foot per year.

Reserved moorage rates on A-K Docks for 2019 will be charged at forty-three dollars and eighty-two cents (\$43.82) per foot per year.

Reserved moorage rates on A-K Docks for 2020 will be charged at forty-seven dollars and eleven cents (\$47.11) per foot per year.

Reserved semi-annual moorage rates on A-M Docks may be paid in two equal installments of sixty percent (60%) of the annual rate established above. The first installment is due and payable on or before January 1 of any calendar year. The second installment is due on or before July 1 of the same calendar year.

Reserved monthly moorage rates on A-M Docks may be paid in twelve equal installments of twelve percent (12%) of the annual rate established above. Each prepaid installment is due and payable on or before the first day of each month of the same calendar year (January 1, February 1, March 1, etc.).

Reserved Tour Boat Dock moorage rates will be evaluated periodically, but will not increase unless authorized by resolution. Tour Boat Dock rates will be charged at seventy-six and forty-one cents (\$76.41) per foot per year. At the option of the vessel owner, the moorage fee may be paid in annual, semi-annual or monthly installments.

Reserved semi-annual moorage rates on Tour Boat Dock may be paid in two equal installments of sixty percent (60%) of the annual rate established above. The first installment is due and payable on or before January 1 of any calendar year. The second installment is due on or before July 1 of the same calendar year.

Reserved monthly moorage rates on Tour Boat Dock may be paid in twelve equal installments of twelve percent (12%) of the annual rate established above. Each prepaid installment is due and payable on or before the first day of each month of the same calendar year (January 1, February 1, March 1, etc.).

All tour boats 60-feet overall length or longer shall be berthed at the Tour Boat Dock. All slips located at the Tour Boat Dock shall be classed as 60-foot slips. The rate shall be the annual moorage rate fee per foot per year based on the 60-foot length of the slip or the actual vessel length, whichever is greater. Tour boats have preferential rights to all Tour Boat Dock slips. In the event more tour boats than Tour Boat Dock slips are available, a waiting list will be implemented.

B. Transient Slip Rental

For the purpose of calculating moorage, daily moorage is considered a 24-hour period from 8:00 a.m. to 8:00 a.m. the following day. Up to three (3) hours will be allowed for loading and unloading of vessels. Vessels moored longer than three (3) hours will be assessed transient moorage fees.

1. Annual Transient Slip Rental

The annual moorage fee for transient moorage privileges shall be 115% of the rate charged for reserved moorage. This fee shall be based on the length of the normally assigned float or the overall length of the vessel (including all hull attachments, such as bowsprits, dinghies, davits, etc.) whichever is longer. The annual rate applies only if paid in advance. At the option of the vessel owner, the

annual moorage fee may be paid in annual, semi-annual or monthly installments unless otherwise stated in this schedule.

Transient annual, semi-annual moorage rates on A-M Docks may be paid in two equal installments of sixty percent (60%) of the annual rate established above. The first installment is due and payable on or before January 1 of any calendar year. The second installment is due on or before July 1 of the same calendar year.

Transient annual, monthly moorage rates on A-M Docks may be paid in twelve equal installments of twelve percent (12%) of the annual rate established above. Each prepaid installment is due and payable on or before the first day of each month of the same calendar year (January 1, February 1, March 1, etc.).

Transient annual, semi-annual moorage rates on Tour Boat Dock may be paid in two equal installments of sixty percent (60%) of the annual rate established above. The first installment is due and payable on January 1 of any calendar year. The second installment is due on or before July 1 of the same calendar year.

Transient annual, monthly moorage rates on Tour Boat Dock may be paid in twelve equal installments of twelve percent (12%) of the annual rate established above. Each prepaid installment is due and payable on or before the first day of each month of the same calendar year (January 1, February 1, March 1, etc.).

2. Monthly Transient Slip Rental

a. Paid in Advance

The monthly rate for transient moorage, based on the overall length of the vessel (including all hull attachments, such as bowsprits, dinghies, davits, etc.) shall be nine dollars and sixty three cents (\$9.63) per foot for all docks except the Tour Boat Dock slips, which shall be twenty dollars (\$20.00) per foot if paid in advance. The monthly rate applies only if paid in advance.

b. Billed

The monthly rate for billed transient moorage, based on the overall length of the vessel (including all hull attachments, such as bowsprits, dinghies, davits, etc.) shall be fourteen dollars and forty-five cents (\$14.45) per foot for all docks except the Tour Boat Dock slips, which shall be thirty dollars (\$30.00) per foot if moorage must be collected through an invoice.

3. Daily Transient Slip Rental

The daily rate for transient moorage, based on the overall length of the vessel (including all hull attachments, such as bowsprits, dinghies, davits, etc.), shall be as follows:

Daily moorage paid in advance	Charged at \$0.77-per foot per day
Daily moorage billed	Charged at \$1.16 per foot per day
Daily moorage paid in advance for Tour Boat Dock slips	Charged at \$1.50 per foot per day
Daily moorage billed for Tour Boat Dock slips	Charged at \$2.25 per foot per day

C. Miscellaneous Moorage Fees

Vessels which occupy more than one-half (1/2) of the space between two (2) finger floats will be assessed an over-width fee of two dollars (\$2.00) per square foot over the allowed space.

Vessels propelled solely by human power and that occupy less than one-half (1/2) of the space between two (2) finger floats will be assessed a fee of twenty-five cents (\$0.25) per square foot per day or two dollars (\$2.00) per square foot per month.

Seaplanes will be assessed moorage by the width of the wings, i.e., if a seaplane takes up the space of three (3) slips, it will be charged accordingly.

Tour or charter vessels using moorage in the harbor to transport passengers (but not staying in the harbor more than three (3) hours), will be assessed a transient passenger fee. This fee will be one dollar (\$1.00) per passenger, per boarding trip. Insurance will be required and the City of Valdez listed as an additional insured.

SECTION II. UPLAND STORAGE

A. Upland storage of vessels, vessels on trailers, trailers, or cradles during winter months (October 1 - April 30) shall be charged at a minimum rate of sixty dollars (\$60.00) per vessel, vessel on trailer, trailer, or cradle per month, up to thirty feet (30') in length. For all storage over thirty feet (30') in length, an additional two dollars (\$2.00) per foot per month shall be charged.

B. Upland storage of vessels, vessels on trailers, trailers, or cradles during the summer months (May 1 - September 30) shall be six dollars and twenty-five cents (\$6.25) per day per vessel, vessel on trailer, trailer, or cradle.

C. Upland storage of vessels, vessels on trailers, trailers, or cradles during the summer months (May 15 - September 15) stored in the truck/trailer area of the yard shall be charged twelve dollars and fifty cents (\$12.50) per day.

D. Upland storage of vessels, vessels on trailers, trailers, or cradles staying past the nine (9) month allotted time shall be charged a fee that doubles each additional nine (9) months.

E. Upland storage/parking of vessels hooked to a vehicle or trailers hooked to a vehicle in excess of seven (7) days will be charged the same fees applicable for winter or summer storage.

F. Upland storage of vessels or trailers in the eastern long-term parking area shall be charged the winter or summer storage rates as applicable.

G. Fisherman's Dock storage of gear shall be charged at a rate of thirty cents (\$0.30) per square foot per month with a minimum charge of thirty dollars (\$30.00) per month.

SECTION III. BOAT LIFT

A. The following charges shall be made for use of the 75-ton Travelift.

1. The minimum fee for a lift shall be two hundred twenty dollars (\$220.00) for the first hour of use or any portion of time less than one (1) hour.
2. For use of the lift in excess of one (1) hour over scheduled lift time, a fee of three hundred thirty dollars (\$330.00) per hour shall be charged. This charge shall be assessed in no less than fifteen (15) minute increments of eighty-two dollars and fifty cents (\$82.50).
3. For use of the lift after normal working hours, a fee of four hundred forty dollars (\$440.00) shall be assessed for the first hour and two hundred twenty dollars (\$220.00) per hour for each consecutive hour.
4. For use of the lift to hang overnight, a fee of four hundred forty dollars (\$440.00) shall be assessed. Hanging overnight consists of two separate lifts, one in the evening and one in the morning. The last lift of the day must be scheduled with Harbor staff and no longer than one hour shall be taken or overtime rates will apply as described in item #3 above. Vessel must be in the water by 9:00 a.m. the following morning, as tide allows, or additional charges will be incurred according to item #2 above. All vessels must be supported while hanging in the slings.

5. For use of the lift during winter months, the minimum lift fee of two hundred twenty dollars (\$220.00) plus operator labor of sixty dollars (\$60.00) per hour will be in effect (as prepping the Travelift takes additional time to warm up and/or device before use).
6. Failure to cancel a scheduled lift one-half hour prior to time of lift, you will be charged a cancellation fee of one hundred ten dollars (\$110.00).

SECTION IV. GRID, CRANE, AND FISH PUMP FEES

A. Grid rental rates shall be one dollar and twenty-five cents (\$1.25) per foot per tide for vessels up to seventy feet (70') and one dollar and seventy-five cents (\$1.75) per foot per tide for vessels seventy-one feet (71') and over, based on the overall length of the vessel (including all hull attachments, such as bowsprits, davits, dinghies, etc.) Once the grid is scheduled and the boat owner fails to show or cancel at least one tide prior to the scheduled grid time, the minimum of one tide will be charged.

B. The Harbormaster shall issue permission for use of the grid and no boat shall be moored onto the grid until such permission has been granted and a Grid Use Agreement has been filed. The grid use shall be on a first come, first serve basis.

C. The fee for use of the cranes on the Fisherman's Dock shall be eighty dollars (\$80.00) per hour. This fee shall be billable in 15-minute increments. Once the crane has been activated, failure to deactivate the crane at the end of use will result in a one hour minimum charge of eighty dollars (\$80.00).

D. The fee for use of the fish pump on the Fisherman's Dock shall be one hundred fifty dollars (\$150.00) per hour.

E. Replacement of crane and fish pump cards shall be charged a rate of twenty dollars (\$20.00) per card.

SECTION V. LABOR AND SERVICES

A. Service and labor performed by the Harbormaster or any City employee working in the Small Boat Harbor shall be charged at the flat rate of sixty dollars (\$60.00) per hour for labor during normal business hours. All labor performed after normal business

hours shall be charged at the flat overtime rate of ninety dollars (\$90.00) per hour. These fees shall be billable in 15-minute increments.

1. The above labor fee includes, but is not limited to, snow removal from vessels, spill clean-up, etc.
2. Boat moves shall be charged at a flat rate of thirty dollars (\$30.00) plus labor.
3. Pumping of vessels shall be charged at a flat rate of fifty dollars (\$50.00) plus labor.

B. All materials and/or supplies shall be charged at cost to the City plus fifteen percent (15%).

SECTION VI. WAIT LIST

A fifty dollar (\$50.00) per year non-refundable fee shall be charged per listing to each customer placing his/her name on the waiting list for a reserved slip.

SECTION VII. ELECTRICAL SERVICE IN THE HARBOR

A. Slip holders will be charged a twenty dollar (\$20.00) installation fee, a monthly service charge of twelve dollars (\$12.00) and the actual cost of power per kilowatt hour as charged by the utility plus (\$0.025) per kilowatt hour.

B. Daily flat rate for power on the water is ten dollars (\$10.00)/day for 30amp, fifteen dollars (\$15.00)/day for 50amp and twenty-five dollars (\$25.00)/day for 100amp.

C. Vessel owners connecting to power without prior authorization from Harbor staff will be fined. See Section IX #12 Tampering or unauthorized use of utilities.

SECTION VIII. LAUNCH RAMP

Launch ramp fees will be charged at ten dollars (\$10.00) per day or seventy-five dollars (\$75.00) per calendar year for use of the launch ramp. This fee excludes vessels propelled solely by human power, which shall pay five dollars (\$5.00) per day or thirty-seven dollars and fifty cents (\$37.50) per year for use of the launch ramp. Vessels paying annual moorage fees will be exempt from this fee. Vessel owners failing to

provide proof of launch payment by receipt, self-pay stub or season launch sticker displayed on or in vehicle will be fined. See Section IX #21 Failure to pay launch fee.

SECTION IX. MISCELLANEOUS HARBOR FEES/FINES

The following fees/fines will be assessed for Valdez Small Boat Harbor infractions:

1. \$ 50.00 Speeding/violation of "No Wake" speed
2. \$ 75.00 Operating a vessel in a reckless manner
3. \$ 75.00 Operating a vessel in a negligent manner
4. \$ 75.00 Trolling or fishing from a vessel in the Valdez Small Boat Harbor or breakwater
5. \$ 75.00 Impeding safe navigation
6. \$100.00 Disposing of trash, garbage, human refuse or animal waste, or any similar substance in the water of the harbor or upon the harbor grounds
7. \$100.00 Releasing any fuel, oil, or their derivatives into the water or onto the lands of the harbor
8. \$ 75.00 Failure to register with the Harbormaster any vessel on which stall or space rental is not currently being paid and occupying any of the Valdez Small Boat Harbor
9. \$ 50.00 Creating a nuisance or conducting unlawful business
10. \$ 50.00 Failure to properly control dog or other animal
11. \$ 50.00 Improper storage on any float, ramp, decline, walk or other public place in the Small Boat Harbor, except at designated loading/unloading spaces
12. \$ 250.00 Tampering or unauthorized use of utilities
13. \$ 25.00 Posting on bulletin board without proper consent
14. \$ 25.00 Improper posting of advertisement
15. \$100.00 Tampering or removing any sign or notice
16. \$ 50.00 Subleasing a slip to another user
17. \$100.00 Impoundment of vessel due to lack of payment or dereliction
18. \$100.00 Failure to pay fees owed and requiring use of collection agency
19. \$ 50.00 Parking in a fire zone
20. \$100.00 Failure to provide 24-hour notice for Harbor staff to accommodate adequate time for slip clearance
21. \$ 40.00 Failure to pay launch fee
22. \$100.00 Failure to adhere to the Harbor's "Code of Conduct," Harassing customers or staff. Deliberate behavior that is intimidating, hostile, offensive, or adversely impacts staff work performance.

SECTION X. SHOWER AND LAUNDRY FACILITIES

A fee of four dollars (\$4.00) per shower will be charged for use of public showers in the restrooms located below the Small Boat Harbor office and the South Harbor Office/Shop.

A fee of four dollars (\$4.00) per regular capacity washer, five dollars (\$5.00) per large capacity washer, and twenty-five cents (\$0.25) per fifteen minute cycle for dryer will be charged for use of public laundry facilities located at the South Harbor Office/Shop.

SECTION XI. MAINTENANCE AND WASHDOWN PADS

Use of the Maintenance Pads shall be charged a fee of fifteen dollars (\$15.00) per day for fourteen days or less; twenty dollars (\$20.00) per day for fifteen to thirty days; thirty dollars (\$30.00) per day for thirty-one days or more and includes use of power and water.

Use of the wash down pads is free. Power is available at the wash down pads and in the uplands for fifteen dollars (\$15.00) per day.