

North Slope Borough

OFFICE OF THE MAYOR

P.O. Box 69
Barrow, Alaska 99723
Phone: 907 852-2611 or 0200
Fax: 907 852-0337



Harry K. Brower, Jr. Mayor

EMERGENCY ORDER 07-2020

Superseding, Replacing and Clarifying Emergency Order 06-2020
relating to vital air service to Borough communities

Whereas, under North Slope Borough Code 2.32.040(A)-(B), and (G):

NSB Code 2.32.040 - RESPONSIBILITY OF MAYOR CONCERNING DISASTERS.

(A) The Mayor is responsible for meeting the dangers presented by disasters to the Borough and its people.

(B) The Mayor may issue orders, proclamations and regulations to carry out the purpose of this chapter, and amend or rescind them. These orders, proclamations and regulations have the force of law.

(G) In addition to any other powers conferred upon the Mayor by law, he/she may, under this chapter:

(4) Subject to any applicable requirements for compensation under 2.32.090 of this chapter, commandeer or utilize any private property, except for all news media, other than as specifically provided for in this chapter, if he considers them necessary to cope with the disaster emergency;

and

Whereas, on March 18, 2020 Mayor Harry K. Brower, Jr. issued a Declaration of Emergency Concerning COVID-19 Coronavirus Pandemic, and

Whereas, on March 25, 2020 the North Slope Borough, in Resolution No. 18-2020 extended that declaration of emergency, and

Whereas, on April 5, 2020 Ravn Air Group (Ravn), the largest rural carrier in Alaska, announced it would stop all service and layoff all staff; and

Whereas, Ravn Air provides vital freight and passenger service to the North Slope villages of: Atqasuk, Point Lay, Wainwright, Nuiqsut and Kaktovik, and

Whereas, the North Slope Borough must, in time of disaster, ensure that its residents have food, medical supplies, and medical transport, and

Whereas, on April 5, 2020, the North Slope Borough issued Emergency Order 06-2020 taking possession of all assets controlled by Ravn Air within the boundaries of the North Slope Borough, and

Whereas, Emergency Order 06-2020 was in accordance with Borough Law, NSB Code 2.32.040, State Law, AS 26.23.140, and applicable federal law relating to a local government's powers during times of emergency, such as these, and

Whereas, in the intervening 10 days, other air carriers have started providing, or have expressed a willingness to provide, vital freight and passenger service to North Slope villages as necessary, and

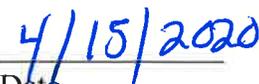
Whereas, it has become apparent that the North Slope Borough does not require possession of all of Ravn Air assets in the Borough in order to ensure that its residents have food, medical supplies, medical transport, and other necessary services during this emergency, and

Whereas, this Emergency Order 07-2020 supersedes and replaces Emergency Order 06-2020, and clarifies the needs of North Slope Borough residents to vital air services which must be provided.

I order the following:

1. The North Slope Borough reserves and has the right to take possession of hangars, offices and/or terminal buildings in Utqiagvik (Barrow) and/or Deadhorse, including any equipment, keys and security access codes, when and if necessary, to ensure the continuation of vital air services. The North Slope Borough has determined that it does not require any other assets of Ravn Air to ensure these vital services.
2. The North Slope Borough is in the process of determining whether it requires possession of any hangars, offices and/or terminal buildings of Ravn Air in Utqiagvik (Barrow) and/or Deadhorse in order to be able to provide vital air services to Borough residents
3. This order is effective April 15, 2020.


Harry K. Brower, Jr.
North Slope Borough Mayor


Date