



**CITY OF THORNE BAY**

**MAY 07, 2024**

**RESOLUTION NO. 24-05-07-03**

***ReConnect – Commitment Resolution***

**A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY, ALASKA,  
AUTHORIZING CITY ADMINITSTRATOR, JOHN HUESTIS, TO SUBMIT A CITY  
APPLICATION TO THE RURAL UTILITY SERVICE (RUS), U.S. DEPARTMENT OF  
AGRICULTURE FOR THE RECONNECT 5 BROADBAND GRANT FUNDING  
OPPORTUNITY**

**WHEREAS:** the City Council is the governing body of Thorne Bay, Alaska; and

**WHEREAS: The City of Thorne Bay** (“the City”) is a Second Class City of the State of Alaska; and

**WHEREAS:** The Thorne Bay City Council supports the deployment of broadband services in the City;  
and

**WHEREAS:** The City has the full power and authority to borrow or raise money and guarantee the  
completion of the project pursuant to grant agreements; and

**WHEREAS:** The City has the full power and authority to pledge assets built under an approved grant  
with the USDA and to perform all acts required by an approved grant agreement.

**THEREFORE BE IT RESOLVED AS FOLLOWS:**

**RESOLVED:** that **John Huestis** , City Administrator of the City, has authorization to submit the  
Applicant’s USDA ReConnect Program Application for **the City of Thorne Bay**.

**FURTHER RESOLVED:** that the maximum award amount shall be \$25,000,000 in the category of “100  
Percent Grant for Alaska Native Corporations, Tribal Governments, Colonias, Persistent Poverty Areas  
and Socially Vulnerable Communities.”

**FURTHER RESOLVED:** that in accordance with USDA Rural Utility Service funding priorities, the  
City commits to FCC network neutrality principles in association with any infrastructure funded by  
USDA Rural Utility Services ReConnect Round 5 grant funds. Specifically, the City commits that  
Applicant’s networks shall not (1) block lawful content, applications, services, or non-harmful devices,  
subject to reasonable network management; (2) impair or degrade lawful internet traffic on the basis of  
internet content, application, or service, or use of a non-harmful device, subject to reasonable network  
management; and (3) engage in paid prioritization, meaning the management of a broadband provider's  
network to directly or indirectly favor some traffic over other traffic, including through use of techniques  
such as traffic shaping, prioritization, resource reservation, or other forms of preferential traffic

management, either (a) in exchange for consideration (monetary or otherwise) from a third-party, or (b) to benefit an affiliated entity.

**FURTHER RESOLVED:** that in accordance with USDA Rural Utility Service funding priorities, the City commits to strong labor standards for any infrastructure funded by USDA Rural Utility Services ReConnect Round 5 grant funds. Specifically, the City commitments will include clauses in construction contracts (including contractors and subcontractors) requiring the contractors to implement wages at rates not less than those prevailing, as determined by the U.S. Secretary of Labor in accordance with subchapter IV of chapter 31 of title 40, United States Code (commonly known as the “Davis-Bacon Act”). The City will also commit to comply with any tribal government labor standards applicable to work it undertakes on tribal lands.

Additionally, the City will commit to require industry-standard safety training and professional certifications that may reasonably apply to the scope of work (ex: HAZWOPER, OSHA 10, OSHA 30, crane operator certification, other equipment operator certification, etc.), or functionally equivalent in-house training, if allowable. The City resolves that it will utilize locally based workforce to the fullest extent possible, through use of local contractors as well as in-house employees, as authorized by USDA RUS. Prior to engaging contractors and subcontractors and as part of procurement processes, the City shall review their safety and performance track records to ensure employees are qualified, and to determine whether its contractors or subcontractors have any violations of state or Federal labor, workplace safety and health, or employment laws within the last five years.

**FURTHER RESOLVED:** that in accordance with USDA Rural Utility Service funding priorities, the City commits to offering wholesale broadband services at rates and terms that are reasonable and nondiscriminatory.

**FURTHER RESOLVED:** that in accordance with USDA Rural Utility Service funding priorities, the City commits to applying to the Federal Communication Commission’s Lifeline Program or the Emergency Broadband Benefit Program, which provide low-income consumers with discounts on broadband services.

**I FURTHER CERTIFY THAT:** each member of the City Council was furnished with notice of said meeting in compliance with the Thorne Bay Municipal Code.

**PASSED AND APPROVED** by the City Council of the City of Thorne Bay, Alaska this 7th day of May 2024, with a vote of 6 Yeah and 0 Nay.



Lee Burger, Vice Mayor

ATTEST:



Carlyn Sawyer, City Clerk/Treasurer