

City of Kodiak Regular Council Meeting Agenda for January 9, 2020
7:30 p.m., at 710 Mill Bay Road, Assembly Chambers (Room 232)

- I. Call to Order/Roll Call**
Invocation/Pledge of Allegiance

- II. Previous Minutes**
Approval of Minutes of the December 12, 2019, Regular Council Meeting.....1

- III. Persons to Be Heard**
 - a. Public Comments (limited to 3 minutes) (486-3231)

- IV. Unfinished Business**
 - a. Second Reading and Public Hearing, Ordinance No. 1391 Amending Title 10 of the Kodiak City Code to Establish Parking Tickets as Minor Offense, Consolidate the Chapters on Vehicle Impound and Abandonment, and Make Further Revisions to the Title.....6

- V. New Business**
 - a. Resolution No. 2020-01, Appropriating \$56,300 of Unassigned Fund Balance of the Streets Improvement Fund and Authorizing the Purchase of Above Ground Fuel Dispensing Tanks to Greer Tank, Inc.24
 - b. Resolution No. 2020-02, Accepting a Department of Labor and Workforce Development Grant for Hazelden Betty Ford Foundation Training for the Kodiak Police Department.35
 - c. Recommendation of Appointment to the Planning and Zoning Commission City Seat...47
 - d. Appointment of City Advisory Board Members.....52

- VI. Staff Reports**
 - a. City Manager
 - b. City Clerk

- VII. Mayor’s Comments**

- VIII. Council Comments**

- IX. Audience Comments** (limited to 3 minutes) (486-3231)

- X. Adjournment**

(This page left intentionally blank.)

<p>DRAFT</p>

**MINUTES OF THE REGULAR COUNCIL MEETING
OF THE CITY OF KODIAK
HELD THURSDAY, DECEMBER 12, 2019
IN THE BOROUGH ASSEMBLY CHAMBERS**

I. MEETING CALLED TO ORDER/INVOCATION/PLEDGE OF ALLEGIANCE

Mayor Pat Branson called the meeting to order at 7:30 p.m. Councilmembers Randall C. Bishop, Charles E. Davidson, Terry J. Haines, Richard H. Walker, and John B. Whiddon were present and constituted a quorum. Councilmember Laura B. Arboleda was absent. City Manager Mike Tvenge, City Clerk Nova Javier, and Deputy Clerk Michelle Shuravloff-Nelson were also present.

Salvation Army Major Dave Davis gave the invocation and the Pledge of Allegiance was recited.

II. PREVIOUS MINUTES

Councilmember Whiddon MOVED to approve the minutes of the November 14, 2019, regular meeting as presented.

The roll call vote was Councilmembers Bishop, Davidson, Haines, Walker, and Whiddon in favor. Councilmember Arboleda was absent. The motion passed.

III. PERSONS TO BE HEARD

a. Public Comments

None

IV. UNFINISHED BUSINESS

None

V. NEW BUSINESS

a. Election of Deputy Mayor

Under the provisions of City Charter Article II, Section 2, the City Council shall elect one of its members as Deputy Mayor no sooner than thirty days, nor more than sixty days, from the beginning of the newly-elected Councilmembers' terms. The Deputy Mayor serves a one-year term and acts as Mayor in the Mayor's absence. If a vacancy occurs in the office of Mayor, the Deputy Mayor serves until another Mayor is elected by the Council.

Councilmember Davidson MOVED to elect the Deputy Mayor by a secret vote on paper ballot, provided that the first candidate to receive four affirmative votes be appointed for a one-year term, and further provided that if no candidate receives four affirmative votes in the first ballot, that the applicant with the fewest votes be removed from consideration on subsequent ballots, until a candidate receives four affirmative votes.

The roll call vote was Councilmembers Bishop, Davidson, Haines, Walker, and Whiddon in favor. Councilmember Arboleda was absent. The motion passed.

Clerk Javier announced that Councilmember Whiddon was voted on unanimously by secret ballot vote as Deputy Mayor.

Mayor Branson congratulated Councilmember Whiddon for the election of Deputy Mayor.

b. Ordinance No. 1391 Amending Title 10 of the Kodiak City Code to Establish Parking Tickets as Minor Offense, Consolidate the Chapters on Vehicle Impound and Abandonment, and Make Further Revisions to the Title

Mayor Branson read Ordinance No. 1391 by title. The proposed ordinance accomplishes several goals in addition to “housekeeping” changes made throughout. The primary reason for this amendment is to once again establish parking violations as a minor offense and transfer processing authority to the court system. Under the existing code, parking violations are subject to an administrative hearing conducted by the City Manager or their designee. The current system is not efficient. The revised process would allow a ticketed person to pay the fine online or request a trial in front of a magistrate. Second, the chapters on vehicle impound and abandonment are combined into a single chapter because these two areas overlap in practice. The revision allows for a streamlined process for removing and impounding vehicles. It also more clearly defines the penalties for an abandoned or junk vehicle by allowing the City to fine the last registered owner of the vehicle. Currently the City will occasionally send an invoice to the last registered owner, but the invoice is rarely paid because there are no consequences for nonpayment. The fine schedule has been updated.

Councilmember Haines MOVED to pass Ordinance No. 1391 in first reading to advance to second reading and public hearing at the next regular or special Council meeting.

Councilmember Whiddon stated that members of the public have shared comments about citizens sleeping in vehicles on Shelikof Street. He said he supports this ordinance.

The roll call vote was Councilmembers Bishop, Davidson, Haines, Walker, and Whiddon in favor. Councilmember Arboleda was absent. The motion passed.

c. Resolution No. 2019–24, Urging the State of Alaska Department of Environmental Conservation to Provide Necessary Information on the Existing Oil Spill Statutes and Regulations that the Department Claims Can be Eliminated or Significantly Reformed

Mayor Branson read Resolution No. 2019–24 by title. After the 1989 Exxon Valdez Oil Spill, Alaskan citizens and the Alaska Legislature worked together to protect the State from major oil spills by enacting comprehensive laws and regulations. As a result, Alaska has world-class oil spill prevention and response requirements to protect its people and its environment, as well as commercial and sport fishing, aquaculture, recreation, tourism, subsistence, and cultural interests.

Councilmember Walker MOVED to adopt Resolution No. 2019–24.

The roll call vote was Councilmembers Bishop, Davidson, Haines, Walker, and Whiddon in favor. Councilmember Arboleda was absent. The motion passed.

d. Appointment of City Representatives to Kodiak Fisheries Work Group

The Kodiak Fisheries Work Group meets monthly and informally discusses relevant fisheries issues and, when necessary, makes recommendations to the City Council and Borough Assembly. Councilmembers Terry Haines and John Whiddon are the current City's representatives to the FWG.

Councilmember Davidson MOVED to appointment John Whiddon and Terry Haines to the Kodiak Fisheries Work Group.

Councilmember Davidson praised Councilmember Whiddon for his dedication and performance on the Fisheries Work Group.

The roll call vote was Councilmembers Bishop, Davidson, Haines, Walker, and Whiddon in favor. Councilmember Arboleda was absent. The motion passed.

e. Recommendation of Appointment of City Applicant to the Planning and Zoning Commission

Alaska Statute 29.40.020 provides that an appointment to the Planning and Zoning Commission is made by the Borough Mayor for a three-year term from a list of recommendations submitted by the City Council. Three of the seven seats on the Planning and Zoning Commission are designated as City seats. Out of these three seats, one seat is currently vacant and one seat is to expire 2019. The seat to expire 2019 is currently held by Mr. Joseph Delgado and he expressed his wishes to continue his service and submitted his application. Mr. Delgado was initially interviewed by the Council in May 2019.

Councilmember Bishop MOVED to recommend Mr. Joseph Delgado for appointment to the vacant City seat on the Planning and Zoning Commission for a term ending December 2022.

The roll call vote was Councilmembers Bishop, Davidson, Haines, Walker, and Whiddon in favor. Councilmember Arboleda was absent. The motion passed.

f. Appointment of City Advisory Board Members

Several advisory board seats will expire at the end of December. Volunteers were solicited via newspaper advertisements, public service announcements, and City Clerk and department head recruitment efforts. Applications have been received for appointment to the Parks and Recreation Board and the Port and Harbors Advisory Board. Except for the Personnel Board whose appointments are made by the Council, appointments to the other boards are made by the Mayor and confirmed by the Council.

Councilmember Whiddon MOVED to postpone the appointment of City Advisory Board Members to the next regular meeting of the Council.

The roll call vote was Councilmembers Bishop, Davidson, Haines, Walker, and Whiddon in favor. Councilmember Arboleda was absent. The motion passed.

VI. STAFF REPORTS

a. City Manager

Manager Tvenge stated he will be issuing a community permit to the Kodiak Hockey League (KHL) which is a non-profit organization. He said KHL will conduct fundraising activities at the Baranof Park ice rink to include the following: light concession sales, merchandise sales, and skating clinics. He shared that KHL will provide the City with a certificate of insurance naming the City as additionally insured and he clarified that the activities are allowed under KCC 504.050 (d).

He said that “Skate with Santa” will take place from 6 p.m. until 8 p.m. Friday December 20 at the ice rink. He informed the public there will be a limited number of skates available at no cost for those without skates. Manager Tvenge said he will sign the Fire and Rescue Mutual Aid Agreement between the City and Kodiak Island Borough Fire Protection Area no.1, Bayside Fire Station. He highlighted that the agreement indicates that each party agrees to respond, to the extent it deems reasonably prudent and possible, to requests for assistance from the other and to furnish firefighting and emergency rescue services. He said the judgement as to whether or not it is reasonably prudent and possible shall rest exclusively with the party from whom assistance is sought. He said there is no termination date; however, the agreement may end with 30 days written notice.

Manager Tvenge said that the Mission Road electronic speed signs are up and reminded drivers that the speed limit is 20 mph. He asked the public to please adhere to this speed, especially now with the darkness and restricted visibility. He wished everyone a Merry Christmas.

b. City Clerk

City Clerk Javier informed the public of the next scheduled Council work session and regular meeting. She announced the upcoming Fisheries Work Group meeting and that the City’s offices will be closed on Christmas and the New Year’s Day.

VII. MAYOR’S COMMENTS

Mayor Branson thanked Councilmembers Whiddon and Haines for continuing to serve on the Fisheries Work Group. She thanked volunteers for the advisory board positions. She shared that the Joint work session went well. She stated the Governor’s budget was introduced for 2021, she stated this puts weight on the legislature to come up with different revenues or to make cuts. She said they will be working on protecting the Marine Highway System and shared the Northern Economics will be releasing a report. She wished Councilmember Arboleda congratulations on the birth of her son.

VIII. COUNCIL COMMENTS

Councilmember Haines wished everyone a Merry Christmas. He reminded the public to drive safely. He thanked Councilmember Whiddon for his decade of service on the Fisheries Work Group. He encouraged citizens to get involved in advisory boards.

Councilmember Bishop encouraged citizen involvement on committees and advisory boards. He congratulated Councilmember Whiddon on the election of Deputy Mayor and he thanked City management and staff for their work.

Councilmember Whiddon thanked Council for their kind words. He mentioned the evolution of the Fisheries Work Group; he commented on the changes from having a fisheries analyst to the group absorbing the work. He thanked Terry for his invaluable work on the FWG. He thanked Alan Schmitt for his advisory board and his participation on Ordinance No. 1391. He recognized Eric Howard a co-owner of Island Air and applauded their involvement in the community. He wished everyone a happy holiday season and he thanked the City staff.

Councilmember Davidson shared his appreciation for the Vic Fischer award and he thanked the Mayor, Council and staff for their support. He wished everyone a Merry Christmas in English and Tagalog.

Councilmember Walker congratulated Councilmember Arboleda and family on the birth of her son and wished everyone a Merry Christmas.

IX. AUDIENCE COMMENTS

None.

X. ADJOURNMENT

Councilmember Davidson MOVED to adjourn the meeting.

The roll call vote was Councilmembers Bishop, Davidson, Haines, Walker, and Whiddon in favor. Councilmember Arboleda was absent. The motion passed.

The meeting adjourned at 7:56 p.m.

CITY OF ODIAK

MAYOR

ATTEST:


CITY CLERK

Minutes Approved:

(This page left intentionally blank.)

UNFINISHED BUSINESS

MEMORANDUM TO COUNCIL

To: Mayor Branson and City Councilmembers
From: Mike Tvenge, City Manager 
Thru: Timothy Putney, Chief of Police
Date: January 9, 2020

Agenda Item: IV.a. **Second Reading and Public Hearing, Ordinance No. 1391 Amending Title 10 of the Kodiak City Code to Establish Parking Tickets as Minor Offense, Consolidate the Chapters on Vehicle Impound and Abandonment, and Make Further Revisions to the Title**

SUMMARY: The proposed ordinance consists of 22 different sections that repeal, repeal and re-enact, or amend existing chapters of Title 10; however, the majority of Title 10 remains substantively unchanged. The purpose is to have a code that is both easier for the public to understand and for the City to enforce.

PREVIOUS COUNCIL ACTION: The City Council periodically reviews City Code and will make amendments as necessary.

BACKGROUND/DISCUSSION: The proposed ordinance accomplishes several goals in addition to “housekeeping” changes made throughout. The primary reason for this amendment is to once again establish parking violations as a minor offense and transfer processing authority to the court system. Under the existing code, parking violations are subject to an administrative hearing conducted by the City Manager or their designee. The current system is not efficient. The revised process would allow a ticketed person to pay the fine online or request a trial in front of a magistrate.

Second, the chapters on vehicle impound and abandonment are combined into a single chapter because these two areas overlap in practice. The revision allows for a streamlined process for removing and impounding vehicles. It also more clearly defines the penalties for an abandoned or junk vehicle by allowing the City to fine the last registered owner of the vehicle. Currently the City will occasionally send an invoice to the last registered owner, but the invoice is rarely paid because there are no consequences for nonpayment.

Third, chapter 10.24 is repealed and adopts by reference 13 AAC 08.140, titled “Unlawful Use of Classified License.” This section of Alaska Administrative Code has been repealed since the last time this section of City Code was amended, and it no longer makes sense for this chapter to remain in effect.

Fourth, a significant portion of chapter 10.28, Off-road vehicles, has been revised to reflect current realities and concerns of the City.

JANUARY 9, 2020
Agenda Item IV.a. Memo Page 1 of 2

Lastly, the bail/fine schedule for Title 10 has been updated. The revised schedule individually identifies each offense, and the associated fine, which is the method preferred by the court system.

ALTERNATIVES:

- As proposed, Ordinance No. 1391 focuses on those sections and chapters where changes are made and keeps the reasons for this amendment clear. This is staff's recommendation.
- Council could consider an ordinance that would repeal and re-enact all of Title 10. The benefit is that the ordinance currently before you would be easier to read; however, the reasons for these changes would not be as transparent.
- Council can decide that no amendment is necessary.

FINANCIAL IMPLICATIONS: Implementing these changes should not cost the City more money than it currently spends on the enforcement activities described in Title 10. In theory, the proposed amendments should make it easier for the City to recover parking fines and fees associated with impounding or towing vehicles.

LEGAL: The City Attorney worked with the Kodiak Police Chief to draft this Title 10 amendment.

CITY MANAGER'S COMMENTS: I have discussed the needs for this amendment with the Police Chief and believe these proposed changes will benefit the enforcement provisions of abandoned vehicles and provide a better venue for parking and traffic violations through the court system. I support moving forward with this ordinance.

NOTES/ATTACHMENTS:

Attachment A: Ordinance No. 1391

PROPOSED MOTION:

Move to adopt Ordinance No. 1391.

**CITY OF KODIAK
ORDINANCE NUMBER 1391**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF KODIAK AMENDING TITLE 10 OF THE KODIAK CITY CODE TO ESTABLISH PARKING TICKETS AS MINOR OFFENSE, CONSOLIDATE THE CHAPTERS ON VEHICLE IMPOUND AND ABANDONMENT, AND MAKE FURTHER REVISIONS TO THE TITLE

WHEREAS, the Alaska Court System’s Minor Offense rules have been amended such that parking tickets may be issued as minor offense violations and processed by the Alaska Court System; and

WHEREAS, the City’s existing ordinances relating to vehicle impound and abandonment are insufficiently integrated with each other; and

WHEREAS, periodic revision to the Kodiak City Code facilitates efficient administration of City business;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Kodiak, Alaska, as follows:

Section 1: Repeal and Re-Enactment of Section 10.04.040. Kodiak City Code Section 10.04.040 is hereby repealed and replaced by the adoption of a new Section 10.04.040 to read as follows:

10.04.040 Citation of authority

(a) When a person is stopped or contacted by a city peace officer for the commission of a motor vehicle or traffic offense that is a violation of this title, the officer shall, except when otherwise required by law or the immediate circumstances, issue a citation to the person in charge of, or operating, the motor vehicle involved. A citation issued pursuant to this subsection must meet the requirements of AS 12.25.200 and the Alaska Rules of Minor Offense Procedures. The city shall use the Alaska Uniform Citation form, or the electronic version, if authorized.

(b) A citation for a violation of a state motor vehicle law that has been incorporated by reference in this title shall reference the Alaska Statute or Alaska Administrative Code section that has been violated and indicate that the law or regulation has been incorporated in this city code by reference. All such citations shall identify the City of Kodiak as the prosecuting entity and shall be submitted to and processed by the Alaska Court System. Fines paid to the court for that violation shall be remitted to the city, less administrative expenses required by law.

(c) A citation for a violation of a provision of this title that does not adopt by reference a provision of the state motor vehicle laws may be issued by any city official and shall reference only the appropriate city code section. Fines paid to the court for that violation shall be remitted to the city, less administrative expenses required by law.

Section 2: Amendment of Section 10.04.050. Kodiak City Code Section 10.04.050 is hereby amended to read as follows [deleted words are struck; added words are bolded and underlined]:

10.04.050 Definitions

(a) ~~AS 28.40.100~~ **28.90.990**, titled “Definitions for title,” and 13 AAC 40.010, titled “Definitions,” are adopted by reference to provide definitions of terms used in this title.

(b) As used in this title:

(1) “AAC” means the Alaska Administrative Code.

(2) “AS” means the Alaska Statutes.

(3) “City parking lot” means any off-street parking area owned or operated by the city that is available for public parking and any place so designated by the council.

Section 3: Amendment of Section 10.08.010. Kodiak City Code Section 10.08.010 is hereby amended to read as follows [deleted words are struck; added words are bolded and underlined]:

10.08.010 Rules of the road

(a) Except as provided in subsection (b) of this section, 13 AAC Chapter 02, titled “Motor Vehicle and Driving Offenses: Rules of the Road,” is adopted by reference, ~~subject to the local amendments set forth in this chapter.~~

~~(b) The following provisions of 13 AAC Chapter 02 are not adopted by reference in subsection (a) of this section:~~

~~(1) Article 8 of 13 AAC Chapter 02, titled “Stopping, Standing and Parking.”~~

~~(2) 13 AAC 02.480, “Unattended motor vehicle.”~~

(b) 13 AAC 02.275, “Basic rule and maximum limits” is not adopted by reference in subsection (a) of this section.

Section 4: Repeal and Re-Enactment of Section 10.08.020. Kodiak City Code Section 10.08.020 is hereby repealed in its entirety and replaced by the adoption of a new Section 10.08.020 to read as follows:

10.08.020 Prudent Speed and Maximum speed limit

(a) No person may drive a vehicle at a speed greater than is reasonable and prudent under the conditions and having regard to the actual and potential hazard then existing. Consistent with this provision, every person shall drive at a safe and appropriate speed when approaching and crossing an intersection, when approaching and going around a curve, when approaching a hill crest, when traveling upon any narrow or winding roadway, and when special hazards exist with respect to pedestrians or other traffic or by reason of weather or street conditions.

(b) The maximum lawful speed on city streets is twenty miles per hour, and no person may drive a vehicle at a speed in excess of this maximum limit, unless a different maximum limit is otherwise posted.

Section 5: Repeal of Section 10.08.040. Kodiak City Code Section 10.08.040 is hereby repealed in its entirety.

Section 6: Repeal of Section 10.12.020. Kodiak City Code Section 10.12.020 is hereby repealed in its entirety.

Section 7: Renumbering of 10.12.030. Kodiak City Code Section 10.12.030 is hereby renumbered as Section 10.12.020.

Section 8: Repeal and Re-Enactment of Chapter 10.16. Kodiak City Code Chapter 10.16 is hereby repealed in its entirety and replaced by the adoption of a new Chapter 10.16 to read as follows:

Chapter 10.16

STOPPING, STANDING, AND PARKING

Sections

- 10.16.010 Additional parking regulations
- 10.16.020 Restricted parking—designation
- 10.16.030 Limited time parking
- 10.16.040 Parking in city parking lots
- 10.16.050 Motor vehicles used as living or sleeping accommodations
- 10.16.060 Violation of chapter a public nuisance
- 10.16.070 Service of citation
- 10.16.080 Owner of vehicle presumed responsible for violation
- 10.16.090 Vehicle defined

10.16.010 Additional parking regulations

(a) No person may park a vehicle upon a street, roadway, alley, vehicular way or area, or a city parking lot for the purpose of:

- (1) Washing the vehicle if the person parking the vehicle is a dealer, agent, or employee of a garage, filling station, or car wash;
- (2) Repairing or performing maintenance work on the vehicle except repairs or maintenance work necessitated by an emergency;
- (3) Displaying the vehicle for sale or hire in the regular course of the person’s business except that a motor bus, sightseeing vehicle, airline service vehicle, or taxicab may park in accordance with the provisions of 13 AAC 02.372 (see also sections 5.04.010 and 5.04.015 of this code);
- (4) Storing or parking, without being attended by a driver, a vehicle to be used for hire to another person; or
- (5) Commercial advertising.

(b) No person may park a vehicle on a street, highway, public way, or area, or other public property, including a city parking lot, for more than twenty-four consecutive hours unless the location where the vehicle is parked is designated by an official traffic control device for parking for a different maximum time.

(c) No person may park a vehicle on a sidewalk.

10.16.020 Restricted parking—designation

For the purpose this title, including those regulations adopted by reference by KCC 10.16.010, the following official traffic control devices have the following meanings:

- (a) Parking is prohibited next to a curb that is painted red.
- (b) A curb that is painted yellow designates the adjacent parking space as a taxi or loading zone.
- (c) A parking space designated with a sign bearing the federal handicapped symbol, or with the federal handicapped symbol painted on the parking space, is a designated handicapped zone.

10.16.030 Limited time parking

(a) The chief of police may designate, by placing official traffic control devices, time limits for parking on those parts of a street, roadway, alley, or vehicular way where the chief of police has determined that demand for parking warrants the designation.

(b) No person may stop, stand, or park a vehicle in violation of such an official traffic control device.

(c) The chief of police may issue permits to occupy parking spaces on a street, roadway, alley, or vehicular way for the duration that the applicant demonstrates is necessary to accommodate a temporary activity such as a special event, construction project, or loading or unloading.

10.16.040 Parking in city parking lots

(a) The council by resolution may:

(1) Establish time limits for parking in city parking lots;

(2) Designate city parking lots for paid parking, and establish fees for paid parking in city parking lots; and

(3) Designate city parking lots for permit parking, and the fees and qualifications for obtaining a permit.

(b) The city shall notify the public of time limits in city parking lots, fees required to park in city parking lots, and permit requirements for parking in city parking lots by the placement of official traffic control devices.

(c) No person may stop, stand, or park a vehicle in violation of a traffic control device described in this section.

10.16.050 Motor vehicles used as living or sleeping accommodations

No person may occupy or utilize any motor vehicle or trailer as living quarters or sleeping accommodations while the motor vehicle or trailer is parked on any public or private property without authorization of the person holding the right to possession of the premises, nor may any person park or leave standing a motor vehicle or trailer utilized or prepared for utilization as living quarters or sleeping accommodations through having been connected to any water, sewer, electric, or other utility lines or having been rendered incapable of immediate movement under its own power through the use of jacks, blocks, leveling devices, or any other devices, except as provided in KCC 14.20.030.

10.16.060 Violation of this Chapter a Public Nuisance.

A vehicle parked, stopped, or standing in violation of this chapter is a public nuisance.

10.16.070 Service of Citation

(a) A citation for violation of this chapter may be served by:

- (1) The issuing city official personally serving the defendant by handing the citation to the defendant;
- (2) By leaving and affixing the citation in a conspicuous place on the vehicle or other personal property that is the subject of the violation; or
- (3) Any other method of service allowed by Alaska Civil Rule 4.

(b) If the citation is served other than as provided in subsections (1) or (2), proof of service setting forth the method, place and date of service shall be filed with the citation.

10.16.080 Owner of vehicle presumed responsible for violation

A vehicle which is found to be parked, stopped, or standing in violation of this title is presumed to have been so operated by the registered owner thereof or has been operated by another person with the consent of the registered owner for which the registered owner holds legal responsibility. The presumption may be rebutted by presentation of clear and convincing evidence that the vehicle was being operated by another person at the time of the violation without the consent of the registered owner.

10.16.090 Vehicle Defined.

For the purposes of this chapter, “vehicle” means a device in, upon, or by which a person or property may be transported or drawn upon or immediately over a highway or vehicular way or area, and expressly includes any trailer and its contents, whether or not connected to a motor vehicle.

Section 9: Repeal of Chapter 10.24. Kodiak City Code Chapter 10.24 is hereby repealed in its entirety.

Section 10: Amendment of Section 10.28.020. Kodiak City Code Section 10.28.020 is hereby amended by the addition of a new subsection (c), to read as follows:

(c) Every person operating a snowmachine or other off-road vehicle upon a highway has the rights and is subject to the duties applicable to the driver of any other vehicle under this chapter, except as otherwise provided in this chapter, and except as to those provisions of this chapter which by their nature have no application.

Section 11: Amendment of Section 10.28.030. Kodiak City Code Section 10.28.030 is hereby amended by the repeal of subsection (f), with the remaining subsections to be renumbered accordingly.

Section 12: Repeal and Re-Enactment of Section 10.28.040. Kodiak City Code Section 10.28.040 is hereby repealed in its entirety and replaced by the adoption of a new Section 10.28.040 to read as follows:

10.28.040 Operation on highways and other locations

(a) A snowmachine or an off-road vehicle may cross or be driven on a roadway, bike trail, shoulder of a highway, or sidewalk only under the following circumstances:

(1) When traversing a bridge or culvert on a highway, but then only by driving at the extreme right-hand edge of the bridge or culvert and only when the traverse can be completed with safety and without interfering with other traffic on the highway;

(2) When use of the highway by other motor vehicles is impossible because of snow or ice accumulation or other natural conditions or when the highway is posted or otherwise designated as being open to travel by off-road vehicles;

(3) When highway driving is authorized by an authority having jurisdiction over the highway, but only in accordance with restrictions which may be imposed by that authority with regard to highway use; or

(4) When driven on the right-of-way of a highway which is not a controlled access highway, outside the roadway or shoulder, and no closer than six feet from the nearest edge of the roadway.

(b) This section shall not authorize use of a snowmachine or off-road vehicle in any location or in any manner otherwise prohibited by this title.

Section 13: Repeal and Re-Enactment of Section 10.28.060. Kodiak City Code Section 10.28.060 is hereby repealed in its entirety and replaced by the adoption of a new Section 10.28.060 to read as follows:

10.28.060 Snowmachine authorized area of operation

(a) It is unlawful to operate a snowmachine on any city property or right-of-way except in those portions of U.S. Survey 3945 lying northwesterly of Pillar Mountain Road and southwesterly of the upper reservoir.

(b) Transportation to and from the designated area shall only be by truck or trailer to that part of Pillar Mountain Road below the city chlorinator building near the lower reservoir. Use of snowmachines for transport within the city limits to the designated area is prohibited.

Section 14: Repeal and Re-Enactment of Section 10.28.070. Kodiak City Code Section 10.28.070 is hereby repealed in its entirety and replaced by the adoption of a new Section 10.28.070 to read as follows:

10.28.070 Driver’s license required

A driver or operator of an off-road vehicle or snowmachine shall be required to have a valid motor vehicle operator’s license or permit, or be accompanied by a person having such valid license, while operating on any roadway, bike trail, shoulder of a highway, sidewalk, or city property.

Section 15: Repeal of Section 10.28.090. Kodiak City Code Section 10.28.090 is hereby repealed in its entirety.

Section 16: Repeal of Section 10.28.100. Kodiak City Code Section 10.28.100 is hereby repealed in its entirety.

Section 17: Repeal of Section 10.28.110. Kodiak City Code Section 10.28.110 is hereby repealed in its entirety.

Section 18: Renumbering of Section 10.32.100. Kodiak City Code Section 10.32.100 is hereby renumbered to Kodiak City Code Section 10.32.010.

Section 19: Amendment and Renumbering of Section 10.32.110. Kodiak City Code Section 10.32.110 is hereby renumbered to Kodiak City Code Section 10.32.020 and, following renumbering amended by the addition of a new subsection (c) to read as follows:

(c) In addition to any fine or penalty imposed for the violation, any person violation subsection (a) of this section shall be guilty of a minor offense.

Section 20: Repeal and Re-Enactment of Chapter 10.36. Kodiak City Code Chapter 10.36 is hereby repealed in its entirety and replaced by the adoption of a new Chapter 10.36 to read as follows:

Chapter	10.36
ABANDONED VEHICLES & IMPOUNDMENT	
Sections	
10.36.010	Impoundment
10.36.020	Impound report and inventory
10.36.030	Order to release impounded vehicle
10.36.040	Vehicle abandonment unlawful
10.36.050	Presumption of abandonment
10.36.060	Notice to owners and lien holders
10.36.070	Hearing
10.36.080	Redemption
10.36.090	Disposal of abandoned vehicles

- 10.36.100 Proceeds from sale of abandoned vehicles
- 10.36.110 Records kept
- 10.36.120 Vehicle defined

10.36.010 Impoundment

(a) A police officer, officer of the fire department, or harbormaster may direct the removal or impoundment by towing to an approved impound area or facility of a vehicle, whether loaded or not, that is:

- (1) Abandoned, wrecked, dismantled, or inoperative;
- (2) Involved in a collision or a police investigation;
- (3) Located or standing upon any street or alley right-of-way or public property in violation of the provisions of this title;
- (4) Located or standing upon any street or alley right-of-way or public property and found to be mechanically unsafe to operate;
- (5) The driver of which is found to be incapacitated or is taken into custody for an offense involving driving under the influence of intoxicating liquor or drugs, reckless driving, negligent driving, or any felony;
- (6) Located on private property for over 24 hours without the consent of the owner or person in control of the property, after written notice to the chief of police requesting its removal; or
- (7) The subject of four or more unresolved citations for parking, stopping, or standing in violation of this title.

(b) Vehicles impounded by official order of the city shall be stored in a safe and secure area or facility.

(c) The city, or its authorized agent, shall collect directly from the vehicle owner or his agent any towing, impound, storage, and/or disposal fees or expenses associated with vehicles towed or impounded.

10.36.020 Impound report and inventory

(a) A written report of the removal shall be made by the officer who removes or has removed a vehicle under this section, and the report shall be sent immediately to the city police department and a copy of the report shall be given to the person who stores the property. The report must describe the vehicle, the date, time, and place of removal, the grounds for removal, and the place of impoundment of the vehicle.

(b) Upon impoundment and storage of a vehicle, a police officer or other authorized person shall make, or cause to be made, an inventory of the contents of the vehicle and an estimate of the value of those contents. At the time of release of the vehicle, the person to whom the

vehicle is to be released shall review the inventory to confirm the vehicle contents and shall sign a statement acknowledging the accuracy of the inventory and the receipt of the vehicle contents.

(c) If, at the time the inventory is conducted, property is discovered which could be readily removed from the vehicle and which has an estimated value in excess of \$1,000 or which is, or could be, dangerous or hazardous if left in the vehicle or unlawfully removed, the impounding officer may, at the officer's discretion, cause that property to be stored in the police evidence locker or other suitable location pending its release to the owner.

10.36.030 Order to release impounded vehicle

A vehicle impounded pursuant to the provisions of this chapter shall be released only to a person who presents a valid "Order to Release" signed an authorized member of the police department.

10.36.040 Vehicle abandonment unlawful

(a) A person may not abandon a vehicle upon a highway or vehicular way or area.

(b) A person may not abandon a vehicle upon public property or upon private property without the consent of the owner or person in lawful possession or control of the property.

(c) A person who abandons a vehicle in a place specified in (a) or (b) of this section is considered responsible for the abandonment of the vehicle and is liable for the cost of its removal and disposition.

(d) The lawful owner of a vehicle, as shown by the records of the state division of motor vehicles, whether or not the owner has complied with the provisions of AS 28.10.271, is considered responsible for the abandonment of the vehicle and is liable for the cost of removal and disposition of the abandoned vehicle unless:

(1) the vehicle was abandoned by a person driving the vehicle without the permission of the owner; or

(2) the identity of the person abandoning the vehicle is established and the abandonment was without the consent of the owner.

10.36.050 Presumption of abandonment

(a) A vehicle which has been left unattended, standing, parked upon, or within 10 feet of the traveled portion of a highway in excess of twenty-four hours, or a vehicle left standing or parked on private property or upon other city property where not specifically permitted by a traffic control device for more than twenty-four hours, without the consent of the owner or person in charge of the property, may be removed under AS 28.11.030 and treated as an abandoned vehicle, unless the vehicle is reclaimed and removed before the action regarding removal is taken under KCC 10.36.010. The city, for good cause, may make provision for parking of vehicles on municipal property other than as specified in this section.

(b) A vehicle impounded under this chapter that has not been reclaimed within 30 days of impound shall be presumed abandoned.

10.36.060 Notice to owners and lien holders

(a) The city shall give written notice to the vehicle owner of record and to lien holders of record that the city considers the vehicle to be abandoned. The city shall give the notice by:

- (1) Posting on the vehicle; and
- (2) By personal delivery or by registered or certified mail, return receipt requested, or if the vehicle is not registered in the state or the city cannot determine the name and address of the owner or lien holder, by publication once a week for four consecutive weeks in a newspaper of general circulation in the city.

(b) The notice shall state:

- (1) A description of the vehicle and its location;
- (2) The name and address of the registered owner, if any, and the vehicle identification number of the vehicle;
- (3) The reasons why the city considers the vehicle to be abandoned; and
- (4) That unless within 15 days after the date of final publication of the notice: (i) the vehicle is removed or reclaimed and stored in a lawful manner, or (ii) a person with an interest in the vehicle requests a hearing under KCC 10.36.070, the city may without further notice dispose of the vehicle by sale, destruction, or other disposition authorized by law.

10.36.070 Hearing

(a) A person claiming an interest in a vehicle or trailer that is the subject of a notice under KCC 10.36.060 or that has been impounded under KCC 10.36.010 may obtain a hearing on whether the vehicle is subject to impound and/or disposal under this chapter by requesting the hearing in writing at the office of the city manager within 15 days after the date of the notice or impound.

(b) A hearing officer, who shall be the city manager or a person designated by the city manager, shall conduct the hearing within five business days after the city receives a timely request for a hearing under subsection (a) of this section unless a longer period is agreed to by the person requesting the hearing. The issue at the hearing shall be limited to whether the vehicle was subject to impound or is subject to disposal under this chapter.

(c) The hearing shall be conducted in an informal manner and shall not be subject to the technical rules of evidence. Any person claiming an interest in the vehicle may appear, present evidence, and cross-examine witnesses. The hearing shall be recorded.

(d) Within three business days after the conclusion of the hearing, the hearing officer shall prepare a written decision whether the vehicle or trailer was properly impounded and/or is subject to disposal under this chapter, stating the reasons for the decision. The city shall

mail or deliver a copy of the decision to each person who appeared at the hearing and claimed an interest in the vehicle.

(e) Any person aggrieved by the hearing officer's decision under subsection (d) of this section may appeal the decision to the superior court within 30 days after the date the decision was mailed or delivered to the parties. Unless the court orders otherwise, the city may impound a vehicle under this section immediately after issuing a decision approving its disposal, but may not dispose of the vehicle until either the court affirms the decision, or the time for appeal expires without an appeal having been filed. The city shall be entitled to recover all costs incurred, including reasonable attorney fees, for the hearing and appeal if the city prevails on appeal.

10.36.080 Redemption

A person who presents satisfactory proof of ownership or right to possession may redeem a vehicle removed under this chapter at any time before an auction under this chapter by paying the charges of towing, storage, notice, other cost of impoundment, and any applicable penalty for violation of KCC 10.36.010 or other law.

10.36.090 Disposal of abandoned vehicles

Upon satisfaction of the notice and hearing requirements prescribed in this chapter, the city may dispose of an abandoned vehicle by removing it to a scrap processing yard or auto wrecker for disposal, or by public auction not less than 20 days after notice of the auction is published in a newspaper of general circulation in the city. The notice of auction must describe the vehicle and specify the place, date, and time at which it will be sold.

10.36.100 Proceeds from sale of abandoned vehicles

The proceeds of any sale of an abandoned vehicle shall be applied first to reimburse the city for costs of disposing of the vehicle, including towing, storing, and selling the vehicle, and second to satisfy any fine or penalty that has been imposed for the unlawful abandonment of the vehicle. Any part of the proceeds remaining thereafter shall be made available to the former owner of the vehicle if claimed within 30 days from the date of sale, and if not so claimed shall become the property of the city. Unclaimed proceeds shall be deposited with the city and accounted for as a fund for the disposal of abandoned vehicles and shall be made available to the police department for expenses incurred in the disposition of abandoned vehicles which do not generate any revenue.

10.36.110 Records kept

(a) A person authorized by contract, or other official order, to tow and/or store vehicles shall maintain and make available to the city such records as the city may require, including, but not by way of limitation, written records reflecting the time, place, and circumstances associated with the impoundment of each such vehicle, an inventory of its contents at the time of impoundment, and details concerning its release or sale at public auction.

(b) All records maintained pursuant to this chapter shall be retained for at least two years and made available to the city upon request. In no event shall any records maintained pursuant to this section be destroyed without prior written consent of the city.

10.36.120 Vehicle defined

For the purpose of this chapter, “vehicle” shall include any motor vehicle, off-road vehicle, trailer, including any load on the trailer, or any portion thereof regardless of whether the vehicle is operable.

Section 21: Repeal of Chapter 10.40. Kodiak City Code Chapter 10.40 is hereby repealed in its entirety.

Section 22: Repeal and Re-Enactment of Chapter 10.44. Kodiak City Code Chapter 10.44 is hereby repealed in its entirety and replaced by the adoption of a new Chapter 10.44 to read as follows:

**Chapter 10.44
VIOLATIONS**

Sections

- 10.44.010 General Penalty
- 10.44.020 Right to revoke or suspend licenses
- 10.44.030 Disposition of scheduled offenses—fine schedule

10.44.010 General Penalty

(a) Every act prohibited this title is unlawful. Unless another penalty is expressly provided by this code for a particular act or offense, every person who commits an infraction or violation of any provision of this code, or any rule or regulation adopted or issued pursuant to this code, commits a minor offense as that term is defined in the Alaska Rules of Minor Offense Procedure and may be punished by a fine of not more than \$1,000.

(b) In addition to any other remedies or penalties that may be provided in this code, or may otherwise be available, the city or any aggrieved person may institute a civil action to obtain injunctive or compensatory relief against a person who violates any provision of the code. An action to enjoin a violation may be brought notwithstanding the availability of any other remedy. On application for injunctive relief and a finding of violation or threatened violation, the superior court shall grant the injunction. The city shall be entitled to recover its costs, including reasonable attorney’s fees, incurred in a civil action resulting in injunctive or compensatory relief against a person who violates any provision of the code.

(c) Each act of violation and every day upon which the violation shall occur will constitute a separate offense. A separate citation must be issued for each calendar day upon which a violation is alleged to have occurred.

10.44.020 Right to revoke or suspend licenses

Notwithstanding anything contained in this title, the city’s authority to administratively suspend or revoke any license conferred by the City of Kodiak for violation of this code is specifically retained.

10.44.030 Disposition of scheduled offenses—fine schedules

(a) A person charged with a minor offense listed on a fine schedule may appear in court to contest the charge. If an offense is not listed on a fine schedule, or if the citation indicates that a court appearance is mandatory, the defendant must appear in court to answer the charges. As a minor offense, trial is by the court without a jury, and there is no right to court-appointed defense counsel.

(b) A citation for an offense listed as correctable or “Cor” shall be dismissed (or voided) if proof of correction is presented to the Kodiak police department within 14 days after the date of the citation.

(c) The city adopts as its traffic fine schedule for state offenses the “Traffic Bail Forfeiture Schedule” and the “Oversize Vehicle Bail Forfeiture Schedule” in Administrative Rules 43.1 and 43.6 of the Alaska Rules of Court and any other bail forfeiture schedules relating to vehicles adopted by the Alaska Supreme Court. In addition, the city adopts all amendments of those schedules that become effective after the effective date of this ordinance. Citations for offenses listed on these schedules may be disposed of as provided in AS 12.25.195-.230, without a court appearance, upon payment of the amounts listed plus the state surcharge required by AS 12.55.039 and AS 29.25.074. Fines must be paid to the court. If a person charged with one of these offenses appears in court and is found to have committed the offense, the court shall impose, without reduction, the penalty set forth for the offense in the adopted schedules.

(d) The fine amounts established by subsections (c) and (e) are doubled for motor vehicle or traffic offenses committed in a highway work zone or traffic safety corridor, as those terms are defined in AS 28.90.990 and 13 AAC 40.010(b).

(e) In accordance with AS 29.25.070(a), citations for the following offenses, except for those identified as “mandatory”, may be disposed of as provided in AS 12.25.195 through 12.25.230, without a court appearance, upon payment of the fine amounts listed below, plus the state surcharge required by AS 12.55.039 and 29.25.074. Fines must be paid to the court. The Alaska court system’s Rules of Minor Offense Procedures apply to all offenses listed below. If a person charged with one of these offenses appears in court and is found to have committed the offense, the court shall impose, without reduction, the penalty set forth in the fine schedule below for that offense. An offense listed in this schedule may not be disposed of without court appearance if the offense is in connection with a motor vehicle accident that results in the death of a person.

Code Section	Description of Violation	Mandatory, Optional, or Correctable	Penalty
10.08.020(a)	Speed: Reasonable & Prudent For Road Conditions	Optional	\$90
10.08.020(b)	Maximum speed limit	Optional	
	3 mph over designated limit	Optional	\$24
	4-19 mph over designated limit	Optional	\$8 per mph over limit
	20 or more mph over designated limit	Optional	\$12 per mph over limit
10.08.030	Prohibited use of vehicular ways	Optional	\$150
10.08.040(a)	Skateboards and similar devices – prohibited area	Optional	\$40
10.08.040(b)	Skateboards and similar devices – unsafe use	Optional	\$40
10.08.040(c)	Skateboards and similar devices – failure to obey traffic control device	Optional	\$40
10.12.020(a)	Transportation of hazardous material	Mandatory	
10.16.010(a)	Additional parking regulations – prohibited activity	Optional	\$25
10.16.010(b)	Additional parking regulations – over 24 hours	Optional	\$25
<u>10.16.010(c)</u>	<u>Parking on a sidewalk</u>	<u>Optional</u>	<u>\$25</u>
10.16.020(a)	Restricted parking – red curb	Optional	\$25
10.16.020(b)	Restricted parking – yellow curb	Optional	\$25
10.16.020(c)	Restricted parking – handicapped	Optional	\$150
10.16.030(b)	Limited time parking – violation of traffic control device	Optional	\$20
10.16.040(c)	Parking in city parking lot – violation of traffic control device	Optional	\$20
10.16.050	Motor vehicle used as living or sleeping accommodation	Optional	\$100

10.28.030(a)	Off-road vehicle use regulations – park or city-owned property	Optional	\$150
10.28.030(b)	Off-road vehicle use regulations – private property	Optional	\$50
10.28.030(c)	Off-road vehicle use regulations – careless, reckless, or negligent use	Mandatory	
10.28.030(d)	Off-road vehicle use regulations – under the influence	Optional	\$100
10.28.030(e)	Off-road vehicle use regulations – animals	Optional	\$100
10.28.040(a)	Operation of Off-road vehicle highways and other locations – on roadway	Optional	\$50
10.28.050	Off-road vehicle parental responsibility	Optional	\$50
10.28.060(a)	Snowmachine authorized area of operation – use outside of authorized area	Optional	\$50
10.28.070	Off road vehicle; driver’s license required	Optional	\$50
10.32.010(a)	Confinement of loads	Optional	\$100
10.32.020	Removal of dirt and debris	Optional	\$50
10.36.040(a)	Vehicle abandonment unlawful – upon highway or vehicular way	Optional	\$300
10.36.040(b)	Vehicle abandonment unlawful – upon other public or private property	Optional	\$300

Section 23: Effective Date. This ordinance shall go into effect one month after its passage and publication.

CITY OF KODIAK

MAYOR

ATTEST:

CITY CLERK

First Reading: December 12, 2019

Second Reading:

Effective Date:

(This page left intentionally blank.)

NEW BUSINESS

MEMORANDUM TO COUNCIL

To: Mayor Branson and City Council members

From: Mike Tvenge, City Manager *MT*

Thru: Craig Walton, Public Works Director

Date: January 9, 2020

Agenda Item: **V. a. Resolution No. 2020-01, Appropriating \$56,300 of Unassigned Fund Balance of the Streets Improvement Fund and Authorizing the Purchase of Above Ground Fuel Dispensing Tanks to Greer Tank, Inc.**

SUMMARY: The City of Kodiak accepted sealed bids for the Above Ground Fuel Dispensing Tanks to be located at the City Public Works facility. The date of invitation began on November 1, 2019, and closed at 3 p.m. on December 2, 2019. The City received two bids. The lowest responsive bidder was Greer Tank, Inc. Greer Tank, Inc. bid \$86,300 for two above ground fuel dispensing tanks shipped to Kodiak, Alaska. Staff recommends Council authorize the award and purchase to Greer Tank, Inc. in the amount of \$86,300.

PREVIOUS COUNCIL ACTION: As part of the FY2018 budget, the City added capital project number 5038, Above Ground Storage Tanks, to the Streets Improvement Fund for a total budget of \$35,000.

BACKGROUND: The City has evaluated the current fuel dispensing tanks that are currently located underground. These dispensing tanks are currently out of regulation with ADEC and would require an additional \$30,000 in repairs to become compliant. These underground tanks failed inspection during fiscal year 2019.

DISCUSSION: The City determine the most prudent course of action would be to purchase and install above ground fuel dispensing tanks. This will allow fewer regulations from the ADEC and fewer compliance reviews in upcoming fiscal years. The City prepared and released a Request for Proposal in November 2019 and received two responsive bids. The lowest bidder was Greer Tanks, Inc. for the purchase of two fuel dispensing tanks – one gasoline and one diesel. The current Streets Improvement Fund project, project number 5038, was created in fiscal year 2018 with a \$35,000 budget. This resolution would increase the budget for this project to \$91,300. The remaining balance would be used for the installation and wiring of electrical components (electric pump) for the above ground fuel dispensing tanks.

ALTERNATIVES:

- 1) Authorize the budget amendment in the amount of \$56,300 and bid award to Greer Tank, Inc. in the amount of \$86,300. Staff supports this recommendation.

JANUARY 9, 2020
Agenda Item V. a. Memo Page 1 of 2

- 2) Do not authorize the budget amendment in the amount of \$56,300 and do not authorize the bid award to Greer Tank, Inc. in the amount of \$86,300. Staff does not support this decision as the current underground fuel storage tanks are out of compliance and would require substantial repairs.

FINANCIAL IMPLICATIONS: Financial implications have been noted herein.

LEGAL: KCC allows for budget amendments by resolution. All advertisements were in accordance with KCC 3.12.040.

STAFF RECOMMENDATION: Staff recommends Council adopt Resolution No. 2020-01 authorizing the Finance department to assign funds from the Streets Improvement fund to Project No. 5038 in the amount of \$56,300. Staff recommends Council approve the bid award for the purchase of above ground fuel dispensing tanks to Greer Tank, Inc. in the amount of \$86,300.

CITY MANAGER'S COMMENTS: These underground tanks have recently been a problem. The cathartic protection needs replacement, the pump has failed several times in the past two years and they are underground. These tanks are used to fuel the City's vehicle fleet. The prudent response is to create a double walled containment fueling system and do away with the tank inspections needed to remain below ground. We are moving in the right direction with this resolution.

ATTACHMENTS:

Attachment A: Resolution No. 2020-01

Attachment B: Greer Tank, Inc. Bid Document

Attachment C: Supply Agreement between City of Kodiak and Greer Tank, Inc.

PROPOSED MOTION:

Move to adopt Resolution No. 2020-01

**CITY OF KODIAK
RESOLUTION NUMBER 2020-01**

A RESOLUTION OF THE COUNCIL OF THE CITY OF KODIAK APPROPRIATING \$56,300 OF UNASSIGNED FUND BALANCE OF THE STREETS IMPROVEMENT FUND AND AUTHORIZING THE PURCHASE OF ABOVE GROUND FUEL DISPENSING TANKS FROM GREER TANK, INC.

WHEREAS, the City currently has the Above Ground Storage Project No. 5038 for the purchase and installation of above ground fuel dispensing tanks for \$35,000; and

WHEREAS, ADEC regulations require additional inspections and repairs to continue use of the below ground fuel dispensing tanks; and

WHEREAS, unassigned funds available within the Streets Improvement fund are available to appropriate and assign to the Above Ground Storage Tanks Project No. 5038 in the amount of \$56,300; and

WHEREAS, Greer Tank, Inc. bid \$86,300 for the purchase of the above ground fuel dispensing tanks; and

WHEREAS, Article V of the City of Kodiak Charter provides that an appropriation of funds separate from the budget document may be made by resolution.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kodiak, Alaska:

Section 1. The Fiscal Year 2020 Capital Budget is amended by appropriating and assigning \$56,300 from the fund balance of the Streets Improvement fund to the Streets Improvement Fund Project No. 5038 to purchase the above ground fuel dispensing tanks:

Appropriation From:

<u>Account Description</u>	<u>Amount</u>
Unassigned fund balance – Streets Improvement fund	\$56,300

Assignment to:

<u>Account Description</u>	<u>Amount</u>
Streets Improvement Fund - Above Ground Storage Tanks Project No. 5038	\$56,300

Section 2. The purchase of the above ground fuel dispensing tanks is hereby authorized in the amount of \$86,300 with funds coming from the Streets Improvement Fund Project No. 5038, Above Ground Storage Tanks.

CITY OF KODIAK

MAYOR

ATTEST:

CITY CLERK

Adopted:

GREER TANK, INC.
2921 W. INTERNATIONAL AIRPORT RD.
ANCHORAGE, ALASKA
PH. 1-907-243-2455
FAX 1-907-248-9212
TOLL FREE 1- 800-770-8265

TO: City of Kodiak; Public Works
DATE: 12/4/2019
re: Fuel Tanks Bid #2020-002
Phone: 907-486-8062 (Craig Walton)
Email: cwalton@city.kodiak.ak.us
ATTN: Craig Walton- Public Works Director

QTY.	UNIT	DESCRIPTION	UNIT PRICE	EXTENDED VALUE
2	EA	2000 GALLON FIREGUARD DOUBLE WALL HORIZONTAL, CYLINDRICAL SKID-MOUNTED FUEL DISPENSING TANKS.	43,150.00	86,300.00
		EACH TANK SHALL INCLUDE THE FOLLOWING:		
		a) All required openings.		
		b) Primary and Secondary Emergency Vents		
		c) Atmospheric (Normal) Vent		
		d) Exterior sandblasted and coated white polyurethane, including exterior fittings.		
		e) All pre-plumbed and pre-wired.		
		f) TANK #1 labeled "DIESEL FUEL".		
		g) TANK #2 labeled "UNLEADED FUEL".		
		TOP FILL PACKAGE:		
		a) Ladder		
		b) 7.5 Gallon Overspill Containment		
		c) Drybreak Adaptor		
		d) Mechanical Leak Gauge		
		e) Fill Limiter w/ Drop Tube		
		f) Clock Gauge Morrison Brothers 818		
		FLEET FUELING DISPENSING:		
		a) Submersible Turbine Pumps		
		b) Solenoid and Fire Safety Valves		
		c) Isolation Ball Valves		
		d) Fuel Filters		
		e) Flow Meters		
		f) 25' of 1" Fuel Dispensing Hose w/ Swivel and Breakaway		
		g) Manual Nozzle		
		h) Nozzle Boot w/ On/OFF Switch		
		i) Class BC Fire Extinguisher		
		Both Fuel Tanks Delivered FOB Kodiak, Public Works Yard, 2410 Mill Bay Road, Kodiak AK.		

ESTIMATOR: DAVID LANE the_dl@greertank.com
AVAILABILITY: 12-14 WEEKS ARO
TERMS: NET 30 w/ ACCOUNT; TBD OTHERWISE
F.O.B.: OUR YARD; ANCHORAGE

TOTAL: \$86,300.00

**** THIS QUOTATION IS VALID UNTIL JANUARY 10, 2020****

SIGNED: _____



SUPPLY AGREEMENT

THIS SUPPLY AGREEMENT made and entered into this ___th day of _____, 2020, by and between CITY OF KODIAK, an Alaskan municipal corporation, whose address is 710 Mill Bay Rd. Kodiak, AK 99615, hereinafter referred to as "City" or "Kodiak" and _____, a _____, organized under the laws of the State of _____, and having its principal place of business at _____, hereinafter referred to as "Supplier."

WITNESSETH:

WHEREAS, City has solicited proposals for goods in the form of fabricated steel above-ground fuel storage tanks and wishes to purchase from Supplier such goods; and

WHEREAS, Supplier is a fabricator and supplier of such goods and is willing to provide and sell them to City, all upon the terms and conditions hereinafter stated.

NOW, THEREFORE, in consideration of the mutual promises and covenants herein set forth, the parties hereby agree as follows:

ARTICLE 1.
DEFINITIONS

For purposes of this Agreement, the following terms, word and phrases, where written with an initial capital letter shall have the following meanings:

1.1 "Products" shall mean fabricated steel above ground fuel storage tanks as fabricated by Supplier according to specifications. The material specifications are identified in Exhibit A.

1.2 "Point of Delivery" is the City of Kodiak Public Works Department yard at 2410 Mill Bay Road, Kodiak.

1.3 "Force Majeure" shall mean any event or condition, not existing as of the date of signature of this Agreement, not reasonably foreseeable as of such date and not reasonably within the control of either party, which prevents in whole or in material part the performance by one of the parties of its obligations hereunder or which renders the performance of such obligations so difficult or costly as to make such performance commercially unreasonable. Without limiting the foregoing, the following shall constitute events or conditions of Force Majeure: acts of State or, governmental action, riots, disturbance, war, strikes, lockouts, slowdowns, prolonged shortage of energy supplies, epidemics, fire, flood, hurricane, typhoon, earthquake, lightning and explosion.

ARTICLE 2.
SUPPLY AND PURCHASE

2.1 City agrees to purchase from Supplier, and Supplier agrees to supply to City, at the prices determined in accordance herewith, and subject to the terms and conditions hereinafter set forth, the services and Products set forth in Exhibit A.

ARTICLE 3.
ORDERS, DELIVERY AND MODIFICATION OF PRODUCTS

3.1 Purchase Orders. The delivery date _____, 2020 will be the date the order is expected to arrive at the Point of Delivery.

3.2 Delivery of Products. Supplier shall deliver the Products within the times (which is of the essence) specified in paragraph 3.1, and at the price specified herein, all in accordance with City's instructions and specifications.

3.3 Shipping Terms. The initial shipping location for Products delivered by Supplier to City pursuant to this Agreement shall be the Point of Delivery. Such Point of Delivery may be changed by the parties upon mutual agreement in writing at any time during the term of this Agreement.

3.4 Packing and shipping to the Point of Delivery shall be done by Supplier according to the prudent industry practices for the shipment of Products of the type specified herein. Seller shall insure the products during shipment to the Point of Delivery. City shall be responsible for insuring the Products after custody is transferred at the Point of Delivery.

ARTICLE 4.
QUALITY OF PRODUCTS

The quality of all Products delivered by Supplier shall be in accordance with the specifications (Exhibit A), and meet any and all applicable laws and regulations promulgated by any federal, state, local or municipal governmental authority or agency, including, but not limited to, public safety, health and environmental standards.

ARTICLE 5.
PRICES AND PAYMENT REVISED

5.1 Price. The price to be paid by City for the Products purchased hereunder shall be the prices set forth on the bid form attached hereto.

5.2 Payment Terms. Payment for delivered Products shall be made via check by City thirty (30) days from the date of the Bill of Lading for Products ordered and delivered to the Point of Delivery.

ARTICLE 6.
TAXES

Except as otherwise provided in this Agreement, Supplier shall be responsible for and shall pay any and all (a) import duties, (b) gross receipt, income and sales taxes and (c) other governmental charges which relate to the production, delivery and sale of the Products, as such are now or may hereafter be imposed under or by any state, local or municipal governmental authority or agency.

ARTICLE 7.
ACCEPTANCE AND WARRANTY

7.1 Acceptance of Products. Any Products not rejected by City by written notice to Supplier within seven (7) calendar days after arrival in Kodiak shall be deemed accepted. Said notice shall include the reasons any Products have been rejected by City.

7.2 Warranty.

7.2.1 Unless a longer warranty period is specified in Exhibit A, Supplier warrants to City for a period of twelve (12) months from the date of delivery of the Products to City in accordance with Section 3.2 of this Agreement that all Products sold hereunder shall (i) be free from any defects in design (if such design was created by Supplier), material or workmanship and be of good and merchantable quality, (ii) conform to City's specifications or any sample or prototype approved by City and (iii) comply and have been produced, processed and delivered in conformity with Article 4 herein.

7.2.2 Supplier warrants that all Products to be delivered hereunder and all property to be returned to City shall be free and clear of any and all liens and encumbrances whatsoever.

7.2.3 The foregoing warranties shall survive inspection of, delivery of, acceptance of and payment for the Products and shall run in favor of City. If Supplier breaches any of the foregoing warranties during the twelve-month period, or if Supplier fails to perform or comply with any provision of this Agreement, Supplier shall be liable to City for any and all costs, expenses (including reasonable attorneys' fees, court costs and litigation expenses) and damages arising therefrom.

ARTICLE 8.
FORCE MAJEURE

8.1 Notice. Upon giving notice to the other party, a party affected by an event of Force Majeure shall be released without any liability on its part from the performance of its obligations under this Agreement, except for the obligation to pay any amounts due and owing hereunder, but only to the extent and only for the period that its performance of such obligations is prevented by the event of Force Majeure. Such notice shall include a description of the nature of the event of Force Majeure, its cause and possible

consequences. The party claiming Force Majeure shall promptly notify the other party of the termination of such event.

8.2 Suspension of Performance. During the period that the performance by one of the parties of its obligations under this Agreement has been suspended by reason of an event of Force Majeure, the other party may likewise suspend the performance of all or part of its obligations hereunder.

ARTICLE 9.
DISPUTES AND GOVERNING LAW

9.1 Disputes. The parties hereto shall submit any disputes arising under this Agreement to non-binding mediation. Should mediation not resolve the dispute within thirty (30) days after one party has demanded mediation from the other party, the dispute may be heard solely in the State of Alaska Superior Court, Third Judicial District at Kodiak, Alaska.

9.2 Governing Law. This Agreement shall be governed by, and interpreted and construed in accordance with, the laws of the State of Alaska.

ARTICLE 10.
GENERAL TERMS AND CONDITIONS

10.1 Relationship. This Agreement does not make either party hereto the employee, agent or legal representative of the other party for any purpose whatsoever. Neither party hereto is granted any right or authority to assume or to create any obligation or responsibility, express or implied, on behalf of or in the name of the other party. In fulfilling its obligations pursuant to this Agreement, each party hereto shall act as an independent contractor.

10.2 Assignment. Each party shall not assign or otherwise transfer any of its rights or obligations under this Agreement without the prior written consent of the other party. This Agreement and the rights and obligation arising hereunder shall not be affected by any change in the corporate structure of ownership of the parties.

10.3 Notices. All notices permitted or required to be given hereunder shall be delivered personally or sent by facsimile or registered or certified air mail, postage prepaid, return receipt requested, addressed to the addresses of the parties hereto as set forth above or to such other addresses as the parties may designate by like notice from time to time. Notices so given shall be effective (a) upon the date of personal delivery, (b) if sent by facsimile, concurrently with the transmission thereof if the sender's machine produces a transmission report without notice of a communication fault, (c) on the third (3rd) business day following the date on which such notice is mailed by registered or certified air mail.

10.4 Entire Agreement. This Agreement, including the Exhibits attached hereto and by this reference made an integral part hereof, constitute the entire agreement of the parties hereto with respect to the subject matter hereof and thereof, and supersede all previous proposals, verbal or written, expressed or implied, and all negotiations, conversations or

discussions heretofore between the parties hereto related to the subject matter of this Agreement.

10.5 Amendment. This Agreement shall not be deemed or construed to be modified, amended, rescinded, canceled or waived, in whole or in part, except by written statement signed by both parties hereto.

10.6 Severability. In the event that any of the terms of this Agreement are in conflict with any rule of law or statutory provision or otherwise unenforceable under the laws or regulations of any government or subdivision thereof, such terms shall be deemed stricken from this Agreement, but such invalidity or unenforceability shall not invalidate any of the other terms of this Agreement, and this Agreement shall continue in force, unless the invalidity or unenforceability of any such provisions hereof does substantial violence to, or where the invalid or unenforceable provisions comprise an integral part of, or are otherwise inseparable from, the remainder of this Agreement.

10.7 Compliance with Applicable Laws. The parties to this Agreement shall at all times conduct their activities hereunder in accordance with all applicable federal, state and local laws, rules and governmental regulations.

10.8 Waiver. No failure by either party hereto to take any action or assert any right hereunder shall be deemed to be a waiver of such right in the event of the continuation or repetition of the circumstances giving rise to such right.

10.9 Counterparts. This Agreement may be executed in two (2) or more counterparts in the English language, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.

10.10 Remedies Cumulative. Each of the rights and remedies of the parties set forth in this Agreement shall be cumulative with all other such rights and remedies, as well as with all rights and remedies of the parties hereto otherwise available at law or in equity.

10.11 Indemnification. Supplier shall indemnify City and hold it harmless from and against any and all costs including reasonable attorneys' fees, court costs and litigation expenses, losses, expenses and damages incurred by City in connection with any claim or cause of action brought by any third person or party against City which, in whole or in part is based upon or arises out of any breach of any of Supplier's obligations hereunder.

10.12 Captions. The captions of Articles and Sections of this Agreement are included for convenient reference only, shall not be construed as part of this Agreement and shall not be used to define, limit, extend or interpret the terms hereof.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed on the day and year first written above.

CITY OF KODIAK

By: _____
Its: _____

SUPPLIER

By: _____
Its: _____

(This page left intentionally blank.)

MEMORANDUM TO COUNCIL

To: Mayor Branson and City Councilmembers
From: Mike Tvenge, City Manager *mt*
Thru: Timothy Putney, Chief of Police
Date: January 9, 2020

Agenda Item: V. b. **Resolution No. 2020-02 Accepting a Department of Labor and Workforce Development Grant for Hazelden Betty Ford Foundation Training for the Kodiak Police Department**

SUMMARY: The Kodiak Police Department is seeking training for our department members to help mitigate the opioid crisis in Kodiak. They will be using trainers from the Hazelden Betty Ford Foundation for a one-day course, “Creating and Sustaining a Culture of Recovery”, and a three-day course, “Trauma-Informed Care” to achieve its community-wide opioid-reduction campaign. The goals are developing an understanding of implicit biases associated with opioid users, the Cycle of Conditioning and its impact on a culture of recovery, identifying opportunities to interrupt the cycle of conditioning to build a culture of recovery, and using recovery-enhancing language. In addition, department members will be trained to identify principles of care related to trauma as it applies to those struggling with opioid addiction within personal, employment, and historical experiences.

KPD members receiving this training will be opioid-informed leaders of Kodiak’s emerging campaign to address and reduce drug-related crime and substance abuse in the community. This training is timely as the City of Kodiak, along with many other rural Alaska communities, struggle with the tremendous strain on its citizens resulting from opioid addiction, misuse, illegal sales, drug-related burglaries and theft, unnecessary emergency department usage, and medically over-prescribed opiates as a primary pain management therapy.

BACKGROUND/DISCUSSION: Hazelden Betty Ford is singularly focused on addressing the problem of addiction from every aspect, offering solutions, best practices and advancements through advocacy, thought leadership, graduate and professional education, evidence-based prevention curricula and research.

Hazelden Betty Ford Foundation is a force of healing and hope for individuals, families, and communities affected by addiction to alcohol and other drugs. As the nation's leading nonprofit provider of comprehensive inpatient and outpatient treatment for adults and youth, the Foundation has 17 locations nationwide and collaborates with an expansive network throughout health care. With a legacy that began in 1949 and includes the 1982 founding of the Betty Ford Center, the Foundation today also encompasses

a graduate school of addiction studies, a publishing division, an addiction research center, recovery advocacy and thought leadership, professional and medical education programs, school-based prevention resources and a specialized program for children who grow up in families with addiction.

Although KPD received the grant, and some members will be receiving the training and endorsements for the two courses, other key community leaders will be in attendance at the training, as well. Professionals in the behavioral health, substance abuse, medical community, and peers in recovery will hear evidence-based approaches to be able to strategically partner with the police department and each other to better understand and form a concrete plan to mitigate the opioid crisis in Kodiak.

The primary mission of the Kodiak Police Department is to coordinate and lead efforts within the community to preserve the public peace, protect the rights of persons and property, prevent crime, and generally provide assistance to persons in urgent situations. The courses the department is seeking will greatly improve our ability to fulfil this mission as it relates to opioid-fueled crime and the safety of the citizens we protect, including those in drug-related crisis. Police officers are first responders, and as such, are in a prime position to recognize and mitigate harm to substance abusers, their families, and friends. While enforcing drug crimes will remain a priority, we cannot arrest our way out of the opioid epidemic.

FINANCIAL IMPLICATIONS: On December 4, 2019, the Kodiak Police Department was notified that we received \$54,320 in grant funding to facilitate Hazelden Betty Ford Foundation training in Kodiak. The City would be reimbursed for the cost of this training. There is no requirement for matching funds.

LEGAL: The City Council routinely accepts grant funding for reimbursable expenditures.

STAFF RECOMMENDATION: Staff recommends that Council formerly accept this grant money. This training has tentatively been arranged to occur at two separate times in February and March 2020.

CITY MANAGER'S COMMENTS: This is again another fine example of obtaining grant funding to provide benefit to our community. The opioid crisis is affecting communities' large and small, island or mainland and Kodiak is not excluded. Kodiak Police Department together with Health and Counseling services are working to support those in the grip of addiction and protect the public from associated trauma and criminal activity. This award to provide Hazelden Betty Ford training to support services will help to continue those community efforts.

NOTES/ATTACHMENTS:

Attachment A: Resolution No. 2020-02

Attachment B: KPD NHE DWG Grant Award Letter

PROPOSED MOTION:

Move to adopt Resolution No. 2020-02.

**CITY OF KODIAK
RESOLUTION NUMBER 2020-02**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF KODIAK ACCEPTING
A DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT GRANT FOR
HAZELDEN BETTY FORD FOUNDATION TRAINING FOR THE KODIAK POLICE
DEPARTMENT**

WHEREAS, the National Health Emergency Dislocated Worker Grant (NHE DWG) approved a grant modification to the State of Alaska; and

WHEREAS, the City of Kodiak Police Department (KPD) was awarded \$54,320 through the NHE DWG program; and

WHEREAS, KPD intends to use these funds for training to help mitigate the opioid crisis in Kodiak; and

WHEREAS, these funds do not require any local match.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kodiak, Alaska, that the State of Alaska Department of Labor and Workforce Development grant in the amount of \$54,320 is hereby accepted to be used for the Hazelden Betty Ford Foundation Training for the Kodiak Police Department.

BE IT FURTHER RESOLVED by the Council of the City of Kodiak that the City Manager is hereby authorized to execute and administer any and all documents required for the acceptance and management of this grant award.

CITY OF KODIAK

MAYOR

ATTEST:

CITY CLERK

Adopted:



THE STATE of ALASKA GOVERNOR MICHAEL J. DUNLEAVY

Department of Labor and Workforce Development Division of Employment and Training Services

P.O. Box 115509 Juneau, Alaska 99811-5509 Main: 907.465.5947 sandy.burgess@alaska.gov

December 4, 2019

RE: Training Funds Approval

Chief Tim Putney City of Kodiak, Kodiak Police Department P.O. Box 1397 Kodiak AK 99615

Dear Chief Putney:

Thank you for submitting an application for National Health Emergency Dislocated Worker Grant (NHE DWG) training funds. I am pleased to inform you that your application has been approved as a grant modification to Alaska's NHE DWG.

Your proposal for NHE DWG-funded training meets the required criteria and program goals for training under Training and Employment Guidance Letter 12-17 (NHE DWG).

The NHE DWG will fund up to \$54,320 for Hazelden Betty Ford Foundation training and associated costs:

- Training: 1. One-day, Creating and Sustaining a Culture of Recovery: \$15,000 2. Three-day, Trauma-Informed Care Training: \$30,000 Hotel: 4 trainers x \$200 x 5 nights \$4,000 Airfare: 4 trainers x \$1000 \$4,000 Per Diem: 4 trainers x (2)\$45 + (4)\$60 \$1,320

To enable us to reimburse the City of Kodiak as a grantee, your next step is to create a user profile in EGrAMS, our grant management system. Please go to https://egram.s.dol.alaska.gov/egram.s/user/Home.aspx to enter EGrAMS, then from the links on the left-hand side of the homepage, select Create User Profile. Please contact Rut Ocasio-Lopez at (907) 269-3745 or rut.ocasio-lopez@alaska.gov if you need assistance with EGrAMS.

Congratulations, and thank you for all you do for Alaskans and the City of Kodiak!

Sincerely,

Sandra Burgess (handwritten signature)

Sandra Burgess NHE DWG Project Coordinator

- Attachments: Training Application Grant Modification Request (approved)

[Hazelden Betty Ford Foundation](#)

Hazelden Betty Ford is the Industry Leader

Hazelden Betty Ford is singularly focused on addressing the problem of addiction from every aspect, offering solutions, best practices and advancements through advocacy, thought leadership, graduate and professional education, evidence-based prevention curricula and research. Their leadership on industry reform is helping to create standardization and accountability among addiction treatment providers so consumers are protected.

The Hazelden Betty Ford Foundation is a force of healing and hope for individuals, families, and communities affected by addiction to alcohol and other drugs. As the nation's leading nonprofit provider of comprehensive inpatient and outpatient treatment for adults and youth, the Foundation has 17 locations nationwide and collaborates with an expansive network throughout health care. With a legacy that began in 1949 and includes the 1982 founding of the Betty Ford Center, the Foundation today also encompasses a graduate school of addiction studies, a publishing division, an addiction research center, recovery advocacy and thought leadership, professional and medical education programs, school-based prevention resources and a specialized program for children who grow up in families with addiction.

[City of Kodiak, Kodiak Police Department](#)

Training Benefits the Entire Community

The Kodiak Police Department is seeking training for its 13 officers to help mitigate the opioid crisis in Kodiak. They will be using trainers from the Hazelden Betty Ford Foundation for a one-day course, “Creating and Sustaining a Culture of Recovery”, and a three-day course, “Trauma-Informed Care” to achieve its community-wide opioid-reduction campaign. The goals are developing an understanding of implicit biases associated with opioid users, the Cycle of Conditioning and its impact on a culture of recovery, identifying opportunities to interrupt the cycle of conditioning to build a culture of recovery, and using recovery-enhancing language. In addition, officers will be trained to identify principles of care related to trauma as it applies to those struggling with opioid addiction within personal, employment, and historical experiences.

Officers will be opioid-informed leaders of Kodiak's emerging campaign to address and reduce drug-related crime and substance abuse in their community. This training is timely as the City of Kodiak, along with many other rural Alaska communities, struggles with the tremendous strain on its citizens resulting from opioid addiction, misuse, illegal sales, drug-related burglaries and theft, unnecessary emergency department usage, and medically over-prescribed opiates as a primary pain management therapy.

Although it is the officers who will be receiving the training and endorsements for the two courses, other key community leaders will be in attendance at the training, as well. Professionals in the behavioral health, substance abuse, medical community, and peers in recovery will hear evidence-based approaches to be able to strategically partner with their police department and each other to better understand and form a concrete plan to mitigate the opioid crisis on Kodiak Island.

Kodiak's diverse economy is based on commercial fishing and seafood processing, construction and development, international trade, timber, and tourism. Kodiak's ports are home to over 770 commercial fishing vessels, making it the largest commercial fishing port in Alaska. Workers in the fishing, fish processing, timber, and construction industries are known to be some of the highest users of opioids nationwide as the work is physically demanding and workers seek ways to manage their pain. With legal prescriptions limited by ethical medical personnel, users begin seeking other ways to obtain opioids, sometimes with dire results to themselves and direct impacts to other Kodiak residents' lives and belongings.

The primary mission of the Kodiak Police Department is to coordinate and lead efforts within the community to preserve the public peace, protect the rights of persons and property, prevent crime, and generally provide assistance to persons in urgent situations. The courses the department is seeking will greatly improve their ability to fulfil their mission as it relates to opioid-fueled crime and the safety of the citizens it protects, including those in drug-related crisis. Police officers are first responders, and as such, are in a prime position to recognize and mitigate harm to substance abusers, their families, and friends. The 13 officers seeking training are already trained in Narcan use but want to take on an even larger role on the island as they, the state, and the nation come to terms with the fact that we cannot arrest our way out of the opioid epidemic.

Training and Associated Costs

Training:

1. One-day, Creating and Sustaining a Culture of Recovery: \$15,000
2. Three-day, Trauma-Informed Care Training: \$30,000

Hotel: $4 \times \$200 \times 5 \text{ nights} = \4000

Airfare: \$4000 for trainers

Per Diem: $4 \times (2)\$45 + (4)\$60 = \$1320$

Total to NHE grant: \$54,320

**Division of Employment and Training Services
Incumbent Worker Training
Application**



Incumbent workers are individuals who are employed and worker training is designed to ensure these employed workers are able to acquire the skills necessary to retain employment and advance within the business or to provide the work skills and/or credentials needed to avoid a layoff. Incumbent worker training is conducted with a commitment by the employer to retain the worker(s) who receive the training.

Please complete and submit the Incumbent Worker Training proposal to: Shawna.Harper@alaska.gov or contact Shawna at 465-1882 for further information.

BUSINESS INFORMATION

Business Name (DBA): City of Kodiak, Kodiak Police Department

Federal Employer Identification Number (EIN): 92-6000083

DUNS Number: 078191970

Mailing Address: P.O. Box 1397

City/State/Zip: Kodiak, AK 99615

Website: www.city.kodiak.ak.us

Agency Type: Non-Profit

Name of Authorized Employer Representative: Timothy Putney, Chief of Police

Phone #: (907) 486-8000

E-mail Address: tputney@city.kodiak.ak.us

Federal and State Employer Information Due Diligence Requirements:

1. General Liability Carrier Name: Alaska Public Entity Insurance (APEI)

Number: GALPC5520408

Expiration Date: 6/30/2020

2. Workers Compensation Insurance Carrier Name: APEI

Number: GALPC5520408

Expiration Date: 6/30/2020

3. Automobile Liability Insurance Carrier Name (If driving a company vehicle is required.): APEI

Number: GALPC5520408

Expiration Date: 6/30/2020

TRAINING INFORMATION

Is the training a US DOL Registered Apprenticeship Program? Yes No

If yes, a copy of the Standards of Apprenticeship will be obtained for the **Training Project Detail***

section. Registered Apprenticeship Sponsor's Name if it is other than applicant's name:

Apprenticeship Program Registration Number:

Number of employees to be trained:

Employee's Name	Hire Date	Position Title	Credentials/ Licenses to be obtained	Training Dates
See attached list				

*If more than 5 employees, attach list.

***Training Project Detail** - Provide a detailed overview of the training that will be delivered to the employee(s).

Include method of training (on-the-job, classroom, etc), training dates, skills to be obtained, and anticipated outcome for the employee after receiving the training. (enhanced employability, job upgrade, increase wages, etc.)

" Creating and Sustaining a Culture of Recovery" [1-day classroom instruction by 2 trainers] The goal is to build a culture of recovery that includes KPD employees through education that addresses stigma and promotes support for all pathways to recovery. This training provides a platform for law enforcement personnel to better understand the impacts of stigma, discrimination on the ways they work, and to create and sustain recovery oriented systems of care that are welcoming to all. By the end of this training, Kodiak Police Dept. employees will be able to:

(1) Develop a baseline understanding of their implicit biases (2) Describe Recovery-Oriented Systems of Care (ROSC); (3) Describe the Cycle of Conditioning and its impact on a culture of recovery in Kodiak (4) Identify opportunities to interrupt the Cycle of Conditioning in order to build cultures of recovery (5) Use recovery-enhancing language to replace traditional words and concepts when speaking about the recovery or potential recovery of those involved in opioid or other substance activities (6) Be able to demonstrate cultures of recover

"3 Day Trauma-Informed Care Training" [3-day classroom instruction by 2 trainers] The goal of this training is to allow KPD employees to identify principles of care related to trauma, particularly as it applies to those struggling with opioid addiction. Participants will be able to verbalize understanding of concepts related to trauma and identify trauma areas within personal, employment or historical experiences and tools to ease anxiety and stress. Day 1: Trauma 101 principles: presents the general understanding of the six principles of trauma and historical perspective through the ACE study. Participants will be provided simple tools to utilize in everyday living to help deal with the stress and anxiety caused by trauma of exposure to the direct effects of the opioid epidemic and the impact of a traumatic events associated within the community. Day 2: Trauma within Corrections and Law Enforcement: this module focuses on defining the six principles of care and looking at the vicarious trauma that could be experienced working in this type of setting. We will identify skills that would assist correctional staff and law enforcement in dealing with secondary vicarious trauma and tools to utilize. Participants will be able to identify triggers related to secondary trauma and to verbalize healthy tools to assist them in daily activities on the job and personal health. Day 3: Organizational Change: provides the concept and principles of trauma as it relates to organizational change. We will identify the role and impact of the organizational change and the tools needed for success managing the opioid epidemic. Participants will be able to verbalize how the principles of trauma, particularly related to the opioid epidemic, impact their organization as well as identify measures and goals to begin the process of becoming a trauma-informed police force

Target date for training; Feb. 2020

Equal opportunity employer/program.

Auxiliary aids and services are available upon request to individuals with disabilities. 2

BUDGET

The projected training budget is:

Description	Detail	Grant Amount	Contribution Amount
PERSONAL SERVICES			
TOTAL		\$ 0	\$ 0

TRAVEL			
air travel and per diem	4 trainers Minn to Kodiak	10,000	
TOTAL		\$ 0	\$ 0

CONTRACTUAL			
Hazelden/Betty Ford Training Staff	create/sustain recovery culture	15,000	
Hazelde/Betty Ford Training Staff	3-day Trauma Informed workshop	25,000	5,000
TOTAL		\$ 50,000	\$ 5000

TRAINING SUPPLIES			
TOTAL		\$ 0	\$ 0

PARTICIPANT SERVICES			
TOTAL		\$ 0	\$ 0

TOTAL EXPENDITURES	\$50,000	5000
---------------------------	----------	------

Employers must provide a contribution to the incumbent worker training program depending on the size of the business. This contribution can include wages paid to their workers during the time they are in training, as well as other in-kind contributions. Please select one of the following contribution rates:

- 50 or fewer employees = 10 percent
- 51-99 employees = 25 percent
- 100 or more employees = 50 percent

Equal opportunity employer/program.
Auxiliary aids and services are available upon request to individuals with disabilities. 3

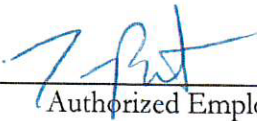
RELEASE/CERTIFICATION

Release: If this training project is associated with USDOL Registered Apprenticeship training, for the purpose of this incumbent worker proposal, the employer/sponsor gives the U.S. Department of Labor, Office of Apprenticeship permission to provide a copy of the approved Standards of Apprenticeship to the Alaska Department of Labor and Workforce Development.

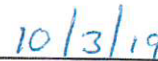
The Employer agrees to:

- Not displace any current employees or face a reduction in regular (non-overtime) hours in order to accommodate incumbent worker training.
- Abide by all labor laws and payment of overtime hours where applicable. Benefits and wages offered must be at the same level and extent of other employees who have been in a similar position for the same amount of time.
- Provide individualized mentoring/training to the identified incumbent worker(s) and provide for agency monitoring if requested.
- Notify DETS immediately of any change in employment status of identified incumbent worker(s).
- Retain the incumbent worker(s) once training is successfully completed, unless good cause is shown to terminate or if the incumbent worker does not wish to continue employment.

Certification: The employer certifies that all information included on this application is true and accurate to the best of their knowledge.



Authorized Employer Signature




Date:


LIST OF OFFICERS

1. Sergeant Jewell Torrejas
2. Sergeant Michael Sortor
3. Sergeant Kathleen Gambling
4. Sergeant Hector Suarez
5. Corporal Ryan Winchester
6. Corporal Elizabeth Cornelius
7. Officer Jeff Holden
8. Officer Philip Christman
9. Officer Shane Parker
10. Officer Christopher Wright
11. Officer Chase Sortor
12. CO Alex Alvarado
13. CO Patrick Maloney

MEMORANDUM TO COUNCIL

To: Mayor Branson and City Councilmembers

From: Mike Tvenge, City Manager 
Nova Javier, City Clerk

Date: January 9, 2020 

Agenda Item: V. c. Appointment of City Applicant to the Planning and Zoning Commission

SUMMARY: Three of the seven seats on the Planning and Zoning Commission are designated as City seats. There is currently one City seat that is vacant for a term to expire December 2021. Applications were received from Sarah Harrington and Tracy Denise Craig. Ms. Harrington was interviewed by Mayor Branson and Councilmembers on Tuesday, January 7 and Ms. Craig would not be available for interview until February.

BACKGROUND: Alaska Statute 29.40.020 provides that an appointment to the Planning and Zoning Commission is made by the Borough Mayor for a three-year term from a list of recommendations submitted by the City Council. The Borough Clerk's Office advertised for the vacant position, and received one application from City resident Joseph Delgado. Historically, the Council has submitted the names of one or more applicants for recommendation of appointment. If the Council has had a preference of who is appointed, this list contained only those name(s).

ATTACHMENTS:

Attachment A: Planning and Zoning Applications

Attachment B: P&Z Commission List

PROPOSED MOTION:

Move to recommend _____ for appointment to the vacant City seat on the Planning and Zoning Commission for a term ending December 2021.



City Clerk's Office
710 Mill Bay Road, Rm. 110
Kodiak, AK 99615
(907) 486-8636 / (907) 486-8600 (fax)

ADVISORY BOARD APPLICATION

Sarah Harrington
NAME

907 942 5472
HOME TELEPHONE

WORK TELEPHONE

—
FAX

padooda@gmail.com
EMAIL

111 E Rezanot Dr.
RESIDENCE (STREET) ADDRESS

PO Box 348
MAILING ADDRESS

10 years
LENGTH OF RESIDENCE IN KODIAK

10 years
LENGTH OF RESIDENCE IN ALASKA

Are you a registered voter in the City of Kodiak?
Do you own property in the City of Kodiak?

Yes No
Yes No

On which boards are you interested in serving?
(List in order of preference)

List your areas of expertise and education that would benefit the boards for which you are applying.

Fire Station Steering Committee
Personnel Board
KIB #2 Commission

Project Management Experience
on Library and Exhibit Redesign
at Kodiak History Museum
Funds Development

Community Activities:

Professional Activities:

Volunteer at St. Mary's School

Director of Kodiak History Museum
Treasurer of Museums Alaska

[Signature]
Signature

12/03/19
Date

Return application to City Clerk, 710 Mill Bay Road, Rm. 110, Kodiak, AK 99615
Fax: 486-8600

Alise Rice

From: noreply@civicplus.com
Sent: Wednesday, October 16, 2019 10:33 AM
To: Clerks
Subject: Online Form Submittal: Board Application Form

Board Application Form

Please complete the online form below. Please be aware that the information given on your application is made available to the public. Staff will require the use of a mailing address, email address, and contact phone number to provide board and meeting information.

PERSONAL INFORMATION

Select the Board, Commission, or Committee applying for Planning and Zoning Commission

Designated seat or group representation (if applicable): City

Full Name Tracy Denise Craig

Residence Address 1616 Larch Street, Kodiak Alaska

Mailing Address 1616 Larch Street, Kodiak Alaska 99615

Email Address (This address will be used for correspondence) akbenccraig@aol.com

Home Phone Number (numeric only) 9079423507

Work Number (numeric only) 9079423507

Cell or Fax Number (numeric only) 9079423507

Employer/Occupation Homemaker

RESIDENCY INFORMATION

Length of residency in Kodiak 27 years

Registered to vote in Kodiak? Yes

FOR SERVICE AREA BOARD APPLICANTS

Length of Residence in Service Area 20 years

ORGANIZATION MEMBERSHIP INFORMATION

Are you currently serving on other Boards, Commissions, or Committees? No

If yes, which *Field not completed.*

Organizations you belong to or participate in *Field not completed.*

Explain your main reason for applying I am interested in planning and zoning and I care about Kodiak, my daughter was born here, my husband and I love Kodiak.

What background, experience, or expertise will you bring to the board/committee/commission membership? I have worked in the construction field, I pay attention to the Borough meetings, and I care about what is best for the residences of Kodiak. I have the time to commit to this board and I bring enthusiasm and a willingness to learn.

Are you available for regular meetings? Yes

Pursuant to KIBC 2.100.070 (A.6) and 4.15.070 (A.7) Other than by expiration of the members term, the assembly shall declare a seat vacant when a member of the board misses three consecutively held rgular meetings and is not excused.

FOR CLERKS OFFICE STAFF ONLY

Registered Voter of the Borough: Y _____ N _____

Applicant's Residence: Borough _____ City _____

Date of Appointment

Term Expires On

Appointment Letter

Roster

Oath of Office

APOC POFD Statement: N/A _____ Attached _____ On File _____

Email not displaying correctly? [View it in your browser.](#)



KODIAK ISLAND BOROUGH

PLANNING AND ZONING COMMISSION

NAME	TERM	HOME PHONE	CELL PHONE	EMAIL
VACANT (C)	2021			
Kent Cross (B) PO Box 3164 Kodiak, AK 99615	2021	(907) 942-3189	(907) 942-3189	kent.cross@kibplanning.org
Matthew Novello (B) 3941 Woodland Drive Kodiak, AK 99615	2021	(757) 635-5051	(757) 635-5051	novey1@msn.com
Alan Schmitt (C) 3295 Woody Way Loop Kodiak, AK 99615	2020	(907) 486-5314	(907) 942-0435	alan.schmitt@kibplanning.org
Dave Townsend (B) Chair PO Box 9044 Kodiak, AK 99615	2020	None	(907) 654-4123	dave.townsend@kibplanning.org
Kyle Blondin (B) 3469 Harlequin Kodiak, AK 99615	2022	(907) 942-3703	(907) 942-3703	blondin_builder37@hotmail.com
Joseph Delgado (C) 1225 Selief LN #4 Kodiak, AK 99615	2022	(907) 512-7508	(907) 512-7508	egdelgado64@gmail.com

B=Borough Seat
C=City Seat

This commission is governed by Kodiak Island Borough Code 2.105

STAFF:

CDD DIRECTOR, ERIN WELTY	486-9362	ewelty@kodiakak.us
CODE ENFORCEMENT OFFICER, VACANT		
CDD SECRETARY, SHEILA SMITH	486-9363	ssmith@kodiakak.us

COMMUNITY DEVELOPMENT DEPARTMENT
710 MILL BAY ROAD
ROOM 202
KODIAK, AK 99615

(This page left intentionally blank.)

MEMORANDUM TO COUNCIL

To: Mayor Branson and City Councilmembers

From: Mike Tvenge, City Manager and Nova M. Javier, City Clerk. MAT

Date: January 9, 2020

Agenda Item: V. d. Appointment of City Advisory Board Members

SUMMARY: Several advisory board seats expire at the end of December. Volunteers were solicited via newspaper advertisements, public service announcements, and City Clerk and department head recruitment efforts. Applications have been received for appointment to the Future Fire Station Replacement Project Steering Committee, Parks and Recreation Board, and the Port and Harbors Advisory Board. Except for the Personnel Board whose appointments are made by the Council, appointments to the other boards are made by the Mayor and confirmed by the Council.

On December 10 and at Tuesday (January 7) work session, Mayor Branson and Councilmembers interviewed new applicants and considered applications of those that were seeking re-appointment.

BACKGROUND: Advisory board members are appointed at the end of each year when terms expire and throughout the year as necessary.

Future Fire Station Replacement Project Steering Committee. The Board is comprised of five members; the Mayor, Councilmember Davidson, and Councilmember Walker, and two at large seats. There is no residency requirement.

Three applications were received and the available seats for appointment are:

2 regular at large seats (no expiration)

Applicants: Scott Arndt
Justin Thran
Sarah Harrington

(Mayor Branson will make her appointment to the Future Fire Station Replacement Project Steering Committee.)

Parks and Recreation Advisory Board. The Board is comprised of seven regular seats, two alternates, and two ex-officio members. Four regular members shall be residents within the Kodiak City limits, and three regular members shall be residents from inside or outside the Kodiak City limits. Two City resident members need to be appointed to regular seats to ensure the residency requirements stipulated in Resolution No. 2011-23 are met. The ex-officio student member shall be endorsed by the student council.

Four **new** applications and two incumbent applications were received and the available seats for appointment are:

- 2 regular seats to expire December 2022 (City residency required)
- 1 regular seat to expire December 2021 (City residency required)
- 2 regular seats to expire December 2022 (incumbent seats)
- 2 alternate seats to expire December 2022

(Resolution No. 2011-23 specifies other than ex-officio members, appointments shall be for three-year terms)

Applicants: Stephanie Wyszowski (City resident)
Derek Hietala (Borough resident)
Alex Tschids (Borough resident)
Carmel Carty (Borough resident)
Jessica Horn (Incumbent/Borough resident)
John Glover (Incumbent/Borough resident)

Note: *There is only one City resident applicant and there are two regular seats with city residency requirement.

Port and Harbors Advisory Board. The Board is comprised of seven regular seats, two alternates, and one student seat. There is no residency requirement.

Three applications were received by the packet deadline. The available seats for appointment are:
2 regular seats to expire December 31, 2022
2 alternate seats to expire December 31, 2020 (one-year terms)

Applicants: Mike Mizell (New applicant)
Tim Abena (Incumbent)
David G. Jentry (Incumbent)
Norm Lennon (Incumbent)

(Mayor Branson will make her appointments to the Parks and Recreation and the Port and Harbors Advisory Board.)

ATTACHMENTS:

- Attachment A: Future Fire Station Replacement Project Steering Committee Roster and Application
- Attachment B: Parks and Recreation Current Member Roster and Applications
- Attachment C: Port and Harbors Current Member Roster and Applications

PROPOSED MOTION:

Move to confirm the Mayoral advisory board appointments of

- (APPLICANT AND APPLICANT) to the Future Fire Station Replacement Project Steering Committee
- (APPLICANT AND APPLICANT) to the Parks and Recreation Advisory Board for the City regular seats for term(s) to expire 2022
- (APPLICANT) to the Parks and Recreation Advisory Board for City regular seat for term to expire 2021
- (APPLICANT AND APPLICANT) to the Parks and Recreation Advisory Board seats for term(s) to expire 2022
- (APPLICANT AND APPLICANT) to the Parks and Recreation Advisory Board alternate seats for term(s) to expire 2022
- (APPLICANT AND APPLICANT) to the Regular Seats Ports and Harbors Advisory Board for terms to expire 2022
- (APPLICANT AND APPLICANT) to the Ports and Harbors Advisory Board for the Alternate Seats for terms to expire 2020



Office of the City Clerk

710 Mill Bay Road, Room 110, Kodiak, Alaska 99615

FUTURE FIRE STATION REPLACEMENT PROJECT STEERING COMMITTEE

Five seats

COMMITTEE MEMBER	HOME	WORK	MAILING ADDRESS
Mayor Pat Branson	486-3641		710 Mill Bay Road, Room 110, Kodiak, AK 99615
Councilmember Charlie Davidson	486-3896		710 Mill Bay Road, Room 110, Kodiak, AK 99615
Councilmember Rich Walker	481-3775		710 Mill Bay Road, Room 110, Kodiak, AK 99615
At-Large Seat (VACANT)			
At-Large Seat (VACANT)			
Staff:			
City Manager Mike Tvenge		486-8040	710 Mill Bay Road, Room 114, Kodiak, AK 99615
Deputy Manager Josie Bahnke		486-8040	710 Mill Bay Road, Room 114, Kodiak, AK 99615

Legislation	Appointments
--------------------	---------------------

Initial committee was formed with the Mayor and two councilmembers.

At the November 12, 2019 work session, the Council agreed to expand membership with additional two members (no city residency requirement).



City Clerk's Office
 710 Mill Bay Road, Rm. 110
 Kodiak, AK 99615
 (907) 486-8636 / (907) 486-8600 (fax)

ADVISORY BOARD APPLICATION

Justin Thran
 NAME

775-790-4551
 HOME TELEPHONE

907-487-5808
 WORK TELEPHONE

N/A
 FAX

justin.thran@hotmail.co
 EMAIL

2490 Spruce Cape Rd. Kodiak AK 99615
 RESIDENCE (STREET) ADDRESS

Same
 MAILING ADDRESS

4 yrs
 LENGTH OF RESIDENCE IN KODIAK

4 yrs
 LENGTH OF RESIDENCE IN ALASKA

Are you a registered voter in the City of Kodiak?
 Do you own property in the City of Kodiak?

Yes [] No [X]
 Yes [] No [X]

On which boards are you interested in serving?
 (List in order of preference)

Steering Committee - Fire House

List your areas of expertise and education that would benefit the boards for which you are applying.

Please See Attached.

Community Activities: Volunteer with Bayside
Fire/Rescue, Food Bank, Umpiring
Baseball, Auctioneer at fundraisers -
Stiles-Clark (USCG), & Discover
Kodiak, St. Mary's Thrift
Store, ELKS - Fundraising

Professional Activities: 16 yrs as an FF/EMT
at both paid & vol depts.

Naval Reserve - 5yrs - Corpsman

Justin Thran
 Signature

NOV 29th 2019
 Date

Return application to City Clerk, 710 Mill Bay Road, Rm. 110, Kodiak, AK 99615
 Fax: 486-8600

RECEIVED

NOV 29 2019

CITY OF KODIAK
 City Clerk's Office

Areas of expertise and education:

I've volunteered and lived at a multitude of departments. One of which that has 9 stations. I've experienced ones that are lacking the basics, have the bare bone necessities, and others that are nice. I know where we can hold off on some nice to have things to help keep costs down. I can help design a building that has things pre-plumbed for future expansion when money becomes available. I have resources to use to help find out what works best, saves money and how to meet NFPA codes. I have a building background and have an understanding of what expenses are normally.



City Clerk's Office
 710 Mill Bay Road, Rm. 110
 Kodiak, AK 99615
 (907) 486-8636 / (907) 486-8600 (fax)

ADVISORY BOARD APPLICATION

Sarah Harrington
 NAME

907 942 5472
 HOME TELEPHONE

WORK TELEPHONE

—
 FAX

padoda@gmail.com
 EMAIL

111 E Rezanot Dr.
 RESIDENCE (STREET) ADDRESS

PO Box 348
 MAILING ADDRESS

10 years
 LENGTH OF RESIDENCE IN KODIAK

10 years
 LENGTH OF RESIDENCE IN ALASKA

Are you a registered voter in the City of Kodiak?
 Do you own property in the City of Kodiak?

Yes No
 Yes No

On which boards are you interested in serving?
 (List in order of preference)

List your areas of expertise and education that would benefit the boards for which you are applying.

Fire Station Steering Committee
Personnel Board
KIB #2 Commission

Project Management Experience
on Library and Exhibit Redesign
at Kodiak History Museum
Funds Development

Community Activities:

Professional Activities:

Volunteer at St. Mary's School

Director of Kodiak History Museum
Treasurer of Museums Alaska

[Signature]
 Signature

12/03/19
 Date

Return application to City Clerk, 710 Mill Bay Road, Rm. 110, Kodiak, AK 99615
 Fax: 486-8600



City Clerk's Office
710 Mill Bay Road, Rm. 110
Kodiak, AK 99615
(907) 486-8636 / (907) 486-8600 (fax)

INTERVIEWED ON DECEMBER 10, 2019

ADVISORY BOARD APPLICATION

Scott Arndt
NAME

481-3745 HOME TELEPHONE cell 414-791-3745 WORK TELEPHONE 481-3333 FAX NA EMAIL

3584 Sharotin Road
RESIDENCE (STREET) ADDRESS

P.O. Box 76 Kodiak
MAILING ADDRESS

55 years
LENGTH OF RESIDENCE IN KODIAK

Same
LENGTH OF RESIDENCE IN ALASKA

Are you a registered voter in the City of Kodiak?
Do you own property in the City of Kodiak?

Yes [] No [X]
Yes [] No [X]

On which boards are you interested in serving?
(List in order of preference)

New Fire Station Committee

List your areas of expertise and education that would benefit the boards for which you are applying.

over 45 years in the construction field.

over 25 years service on the Borough Engineering and Architectural Review Committee

Community Activities: Have served on many Boards + Committees representing the people of Kodiak Island

Professional Activities: _____

Scott Arndt
Signature

December 2, 2019
Date

Return application to City Clerk, 710 Mill Bay Road, Rm. 110, Kodiak, AK 99615
Fax: 486-8600

RECEIVED

DEC 02 2019



Office of the City Clerk

710 Mill Bay Road, Room 110, Kodiak, Alaska 99615

PARKS AND RECREATION ADVISORY BOARD

Nine members (including two alternates) from the community chosen to reflect cultural and ethnic diversity, one USCG representative, and one student seat. **Four regular members shall be residents within the Kodiak City limits**, and three regular members shall be residents from inside or outside the Kodiak City limits.

Seats	TERM	BOARDMEMBER	HOME	WORK	MAILING ADDRESS	City/KIB
1	2021	Helm Johnson helm@helmarts.com	539-5014	539-5014	PO Box 261	C
2	2021	Vacant				C
3	2019	Marcus Dunbar mdunbar01@kibsd.org	486-0809	Cell 317-4325	1477 Selief Lane	C
4	2019	Ryan Murdock boneyardsurfing@gmail.com	952-1072		3272 Mill Bay Rd.	C
5	2021	John Butler johnandmoe@gci.net	486-4604	486-3706	PO Box 2610	B
6	2019	Jessica Horn hikeadq@gmail.com	487-2718	Cell 942-0441	665 Sargent Creek Rd.	B
7	2019	John Glover jtgloverkodiak@gmail.com	486-2335	539-7004	521 Sut Larsen Way	B
8	2019 Alternate 1	Domonique Ruiz domoniqueruiz@Outlook.com	942-2062	512-0600	PO Box 8802	B
9	2019 Alternate 2	Vacant				N/A
USCG	2019	Vacant				N/A
STUDENT	2019	Josh Nummer joshnummer@gmail.com	486-0959		1619 Mission road	N/A

Regular terms expire December 31 (three-year terms)

Alternate terms expire December 31 (Resolution No. 2011–23 stipulates other than ex-officio members, terms shall be for three years)

USCG & Student (Recommended by USCG ISC Commanding Officer/KHS Student Council) terms set at appointment

Legislation

Resolution Number 03–84
Resolution Number 44–86
Resolution Number 2000–4, 01/27/00
Resolution Number 01–7, 02/22/01
Resolution Number 04–25, 07/08/04
Resolution Number 2011–23, 08/25/2011

[Clerk’s Note: The alternates do not make motions or vote unless regular member(s) are absent.]

Appointments

01/12/84	02/26/84	12/13/84	01/10/85
06/13/85	12/19/85	01/23/86	01/08/87
02/12/87	11/03/87	12/14/87	10/27/88
12/12/88	10/12/89	01/11/90	12/14/90
01/09/92	03/12/92	05/14/92	07/09/92
01/14/93	01/27/94	02/10/94	03/10/94
09/22/94	12/22/94	10/05/95	12/14/95
10/24/96	12/12/96	12/11/97	12/10/98
01/26/99	02/25/99	02/10/00	02/22/01
05/24/01	12/13/01	02/28/02	05/09/02
07/24/03	02/26/04	01/13/05	08/24/06
12/14/06	12/13/07	02/28/08	02/12/09
06/24/10	08/26/10	12/9/10	01/13/11
09/22/11	2/23/12	08/09/12	8/23/12
12/13/12	02/28/13	06/27/13	12/12/13
2/14/14	12/10/15	09/8/16	1/12/17
05/10/18	9/27/18	1/10/19	



City Clerk's Office
 710 Mill Bay Road, Rm 216
 Kodiak, AK 99615
 (907) 486-8636 * (907) 486-8600 (fax)

Advisory Board Application Form

CITY RESIDENT

Stephanie Wyszowski _____
 NAME

907-654-7350 _____
 HOME TELEPHONE WORK TELEPHONE

Cranky Kodiak @gmail.com _____
 EMAIL

1713 E. Rezanof Dr _____
 RESIDENCE (STREET) ADDRESS

Same _____ **KODIAK, AK 99615**
 MAILING ADDRESS

10 yrs _____
 LENGTH OF RESIDENCE IN KODIAK

10 years _____
 LENGTH OF RESIDENCE IN ALASKA

Are you a registered voter in the City of Kodiak?
 Do you own property in the City of Kodiak?

Yes No
 Yes No

On which boards are you interested in serving?
 (Please list in order of preference)

Please list your areas of expertise and education that
 would benefit the boards for which you are applying.

Parks & Rec advisory Board.

BA Marketing ASU - small business owner -

Community Activities: Kodiak Hockey League, Kodiak baseball, cross country.

Professional Activities: Discovers Kodiak Board of Directors.

[Signature] _____
 SIGNATURE

12-7-19 _____
 DATE

Return application to City Clerk, 710 Mill Bay Road, Room 216, Kodiak, AK 99615
 Fax: 486-8600

RECEIVED

DEC 09 2019

CITY OF KODIAK
 City Clerk's Office

(New) (City)



City Clerk's Office
 710 Mill Bay Road, Rm 216
 Kodiak, AK 99615
 (907) 486-8636 * (907) 486-8600 (fax)

Advisory Board Application Form

Borough Resident

Carmel Carthy
 NAME

907 539-1859 (907) 486-7651
 HOME TELEPHONE WORK TELEPHONE FAX

ano@ga.net
 EMAIL

3554 Sunset Dr. Kodiak, AK 99615
 RESIDENCE (STREET) ADDRESS

P.O. Box 2733
 MAILING ADDRESS

KODIAK, AK 99615

'99 - 2019 - 20 yrs
 LENGTH OF RESIDENCE IN KODIAK

22 yrs
 LENGTH OF RESIDENCE IN ALASKA

Are you a registered voter in the City of Kodiak?
 Do you own property in the City of Kodiak?

Yes No
 Yes No

On which boards are you interested in serving?
 (Please list in order of preference)

Please list your areas of expertise and education that
 would benefit the boards for which you are applying.

Parks n' Rec

I am dedicated to
 Kodiak and its growth
 as a community now and
 into the future

Community Activities:

Professional Activities:

Member of AGDB
Member of KHL
As a family we are
involved in city
league activities from
soccer, basketball etc
Carmel T Carthy
 SIGNATURE

President of Pacific
Rockfish Co-op
President and owner
of Lighthouse Fisheries Inc

12-07-19
 DATE

Return application to City Clerk, 710 Mill Bay Road, Room 216, Kodiak, AK 99615
 Fax: 486-8600

RECEIVED

DEC 09 2019

CITY OF KODIAK
 City Clerk's Office

Revised: June 2009

(New)
 (MISSION)



City Clerk's Office
 710 Mill Bay Road, Rm 216
 Kodiak, AK 99615
 (907) 486-8636 * (907) 486-8600 (fax)

INTERVIEWED DECEMBER 10, 2019

Advisory Board Application Form

Borough resident

DEREK HIETALA

NAME

251-392-6765
HOME TELEPHONE

907-487-5487
WORK TELEPHONE

N/A
FAX

TODKHIETALA@YAHOO.COM
EMAIL

2453 SPRUCE CAPE RD KODIAK, AK

RESIDENCE (STREET) ADDRESS

2453 SPRUCE CAPE RD

MAILING ADDRESS

KODIAK, AK 99615

5 YRS

LENGTH OF RESIDENCE IN KODIAK

5 YRS

LENGTH OF RESIDENCE IN ALASKA

Are you a registered voter in the City of Kodiak?
 Do you own property in the City of Kodiak?

Yes No
 Yes No

On which boards are you interested in serving?
 (Please list in order of preference)

Please list your areas of expertise and education that
 would benefit the boards for which you are applying.

PARKS AND RECREATION

20 YRS OF MILITARY EXPERIENCE

Community Activities:

Professional Activities:

HOCKEY
T-BALL

USCG MEMBER ACTIVE DUTY
USCG CHIEF PETTY OFFICERS ASSOCIATION MEMBER

[Signature]

SIGNATURE

07 NOV 19

DATE

Return application to City Clerk, 710 Mill Bay Road, Room 216, Kodiak, AK 99615
 Fax 486-8600

RECEIVED

NOV 08 2019

CITY OF KODIAK
 City Clerk's Office



City Clerk's Office
 710 Mill Bay Road, Rm 219
 Kodiak, AK 99615
 (907) 486-8636 * (907) 486-8633 (fax)

INTERVIEWED DECEMBER 10, 2019

Advisory Board Application Form

Alex Tschids

Borough resident

NAME

253-722-6205 907-487-5313 ext 6412

alex.j.tschids@uscg.mil

HOME TELEPHONE

WORK TELEPHONE

FAX

EMAIL

8114 A Point Sherman Dr

RESIDENCE (STREET) ADDRESS

8114 A Point Sherman Dr

KODIAK, AK 99615

MAILING ADDRESS

10 years

LENGTH OF RESIDENCE IN KODIAK

10 years

LENGTH OF RESIDENCE IN ALASKA

Are you a registered voter in the City of Kodiak?
 Do you own property in the City of Kodiak?

Yes No I assume No is correct, my Polling location is in Bells Flats

On which boards are you interested in serving?
 (Please list in order of preference)

Please list your areas of expertise and education that would benefit the boards for which you are applying.

Parks and Recreation
 Advisory Board

Besides enjoying the outdoors, none

Community Activities: I volunteer at Peterson Elementary

Professional Activities: Information Systems Technician with the USCG and I have a BS in Information Systems Technology.

Alex Tschids

SIGNATURE

10/20/19

DATE

Return application to City Clerk, 710 Mill Bay Road, Room 219, Kodiak, AK 99615
 Fax: 486-8633

Revised: December 2016

RECEIVED

OCT 24 2019

CITY OF KODIAK
 City Clerk's Office



City Clerk's Office
 710 Mill Bay Road, Rm 216
 Kodiak, AK 99615
 (907) 486-8636 * (907) 486-8600 (fax)

INCUMBENT

Advisory Board Application Form

Borough resident

John Glover

NAME

907-539-7004

HOME TELEPHONE

WORK TELEPHONE

FAX

EMAIL

~~jtgloverkodiak@gmail.com~~
jtgloverkodiak@gmail.com

521 Sut Larsen Way Kodiak

RESIDENCE (STREET) ADDRESS

Same

KODIAK, AK 99615

MAILING ADDRESS

17 years

LENGTH OF RESIDENCE IN KODIAK

17 years

LENGTH OF RESIDENCE IN ALASKA

Are you a registered voter in the City of Kodiak?
 Do you own property in the City of Kodiak?

Yes No
 Yes No

On which boards are you interested in serving?
 (Please list in order of preference)

Please list your areas of expertise and education that
 would benefit the boards for which you are applying.

Parks and Recreation
 advisory board

- Previous experience on this board
 - President of KHL BOD

Community Activities:

KHL coach
KHL President
Baranof park
 improvements community

Professional Activities:

Facility manager NSW spruce cape
Instructor NSW Spruce cape

SIGNATURE

Dec 6 2019

DATE

Return application to City Clerk, 710 Mill Bay Road, Room 216, Kodiak, AK 99615
 Fax: 486-8600

RECEIVED

DEC 09 2019

CITY OF KODIAK
 City Clerk's Office

Revised: June 2009

Incumbent / Mission



City Clerk's Office
 710 Mill Bay Road, Rm 216
 Kodiak, AK 99615
 (907) 486-8636 * (907) 486-8600 (fax)

INCUMBENT

Advisory Board Application Form

JESSICA HORN

Borough resident

NAME

907 942-0441

HIKEADQ@GMAIL.COM

HOME TELEPHONE

WORK TELEPHONE

FAX

EMAIL

665 SARGENT CREEK RD KODIAK

RESIDENCE (STREET) ADDRESS

SAME

KODIAK, AK 99615

MAILING ADDRESS

18 YEARS

42 YEARS

LENGTH OF RESIDENCE IN KODIAK

LENGTH OF RESIDENCE IN ALASKA

Are you a registered voter in the City of Kodiak?
 Do you own property in the City of Kodiak?

Yes No
 Yes No

On which boards are you interested in serving?
 (Please list in order of preference)

Please list your areas of expertise and education that
 would benefit the boards for which you are applying.

PARKS AND REC

**HAVE SERVED ON THE PARKS AND REC
 BOARD FOR 2 TERMS NOW**

Community Activities:

Professional Activities:

-KODIAK HOCKEY LEAGUE BOARD OF DIRECTORS

-BARANOF PARK IMPROVEMENT GROUP

-COACHED NUMEROUS P&R SPORTS TEAMS

Jessica Horn

12/6/2019

SIGNATURE

DATE

Return application to City Clerk, 710 Mill Bay Road, Room 216, Kodiak, AK 99615
 Fax: 486-8600

RECEIVED

DEC 06 2019

**CITY OF KODIAK
 City Clerk's Office**

*(Incumbent)
 (32-FLATS)*



Office of the City Clerk

710 Mill Bay Road, Room 110, Kodiak, Alaska 99615

PORT AND HARBORS ADVISORY BOARD

Seven regular seats, two alternates, and one student seat

TERM	BOARDMEMBER	HOME	WORK or CELL	FAX	MAILING ADDRESS
2020	Marty Owen kodiakowen@gmail.com	486-5079	654-8150		1223 Kouskov, St.
2020	Jake Everich jeverich@gmail.com	401-742-9187	same		3932 Wolverine Way, Unit 1
2020	Nick Szabo herschel@gci.net	486-3853	486-3853	486-3853	P.O. Box 1633
2021	Patrick O'Donnell gwfisheries@yahoo.com	486-2683	539-5296	486-2683	P.O. Box 3075
2021	Oliver Holm chicken@gci.net	486-6957		N/A	P.O. Box 8749
2019	Stormy Stutes stutes@gci.net	486-8757	942-2121	486-8709	2230 Monashka Way
2019	Norm Lenon rymar@gci.net	512-0752	942-3593		522 Sut Larsen Way
2019 *Alternate 1	Tim Abena timabena@aol.com	486-3290	360-957-3200	486-3290	3103 Mill Bay Rd
2019 *Alternate 2	David Jentry dwjentry@gci.net	486-5205	486-5205		3622 Otmeloi Way
Student ¹ (ex-officio)	VACANT				

Regular terms expire December 31 (three-year terms)
Alternate terms expire December 31 (one-year terms)
Student term expires May 31 (one-year term)

Legislation

Resolution Number 44-86
Resolution Number 54-87
Resolution Number 05-94
Resolution Number 98-32
Resolution Number 2011-24
***[Clerk's Note: The alternates do not make motions or vote unless regular member(s) are absent.]**

Appointments

11/03/87	12/14/87	10/27/88	12/12/88	10/12/89
01/11/90	02/22/90	12/14/90	01/09/92	03/12/92
01/14/93	01/27/94	02/10/94	09/22/94	12/22/94
10/05/95	12/14/95	12/12/96	12/11/97	12/10/98
02/10/00	02/22/01	05/24/01	12/13/01	09/12/02
01/23/03	01/22/04	01/13/05	12/15/05	12/14/06
12/13/07	02/12/09	12/11/09	12/9/10	12/8/11
12/13/12	12/12/13	1/8/15	12/10/15	1/12/17
3/23/17	4/27/17			

Updated November 29, 2019



City Clerk's Office
 710 Mill Bay Road, Rm 219
 Kodiak, AK 99615
 (907) 486-8636 * (907) 486-8633 (fax)

Advisory Board Application Form

NEW APPLICANT

Mike Mizell

NAME

510.206.7622

HOME TELEPHONE

907.486.4701

WORK TELEPHONE

N/A

FAX

quaysolutionsllc@gmail.com

EMAIL

217 W. Hillcrest - Kodiak, AK 99615

RESIDENCE (STREET) ADDRESS

1110 Rezanof Dr W

MAILING ADDRESS

KODIAK, AK 99615

7 years

LENGTH OF RESIDENCE IN KODIAK

7 years

LENGTH OF RESIDENCE IN ALASKA

Are you a registered voter in the City of Kodiak?
 Do you own property in the City of Kodiak?

Yes No
 Yes No

On which boards are you interested in serving?
 (Please list in order of preference)

Please list your areas of expertise and education that
 would benefit the boards for which you are applying.

Ports & Harbor

Bachelors - Virginia Wesleyan University
40 years in Steamship business

Community Activities:

Sponsor - KHS Booster
Member - Kodiak Chamber
Member - Kodiak EKS



Mike Mizell

Agent:
 APL Ltd, Kodiak

Quay Solutions, LLC

727 Shelburn Street
 Kodiak, AK 99615
 Tel: 907.486.4701
 Cell: 510.206.7622
 Fax: 907.486.8408
 quaysolutionsllc@gmail.com
 www.apl.com

Part of the **NOL** Group

[Signature]

SIGNATURE

10.17.19

DATE

Return application to City Clerk, 710 Mill Bay Road, Room 219, Kodiak, AK 99615
 Fax: 486-8633

RECEIVED

OCT 21 2019

CITY OF KODIAK
 City Clerk's Office

New Applicant



City Clerk's Office
710 Mill Bay Road, Rm. 219
Kodiak, AK 99615
(907) 486-8636 / (907) 486-8600 (fax)

ADVISORY BOARD APPLICATION

INCUMBENT

DAVID JENTRY
NAME

907-486-5205
HOME TELEPHONE

SAME
WORK TELEPHONE

7
FAX

DWJENTRY@GCI.NET
EMAIL

3622 OTMELDI WAY
RESIDENCE (STREET) ADDRESS

P.O. BOX 3128
MAILING ADDRESS

40 yrs
LENGTH OF RESIDENCE IN KODIAK

40 yrs
LENGTH OF RESIDENCE IN ALASKA

Are you a registered voter in the City of Kodiak?
Do you own property in the City of Kodiak?

Yes No
Yes No

On which boards are you interested in serving?
(List in order of preference)

PEH BOARD

List your areas of expertise and education that would benefit the boards for which you are applying.

Community Activities: _____

Professional Activities: _____

David A. Jentry
Signature

10-14-2019
Date

Return application to City Clerk, 710 Mill Bay Road, Rm. 219, Kodiak, AK 99615
Fax: 486-8600

RECEIVED

OCT 13 2019

CITY OF KODIAK
City Clerk's Office

Incumbent



City Clerk's Office
 710 Mill Bay Road, Rm 110
 Kodiak, AK 99615
 (907) 486-8636 * (907) 486-8633 (fax)

Advisory Board Application Form

INCUMBENT

Norm Lenon

NAME

512-0752

HOME TELEPHONE

942-3593

WORK TELEPHONE

FAX

rymar@gci.net

EMAIL

522 Sot Larsen Way

RESIDENCE (STREET) ADDRESS

Same

MAILING ADDRESS

KODIAK, AK 99615

31 years

LENGTH OF RESIDENCE IN KODIAK

31 years

LENGTH OF RESIDENCE IN ALASKA

Are you a registered voter in the City of Kodiak?
 Do you own property in the City of Kodiak?

Yes No
 Yes No

On which boards are you interested in serving?
 (Please list in order of preference)

Ports & harbor

Please list your areas of expertise and education that would benefit the boards for which you are applying.

local vessel owner
 fishing crab in Bering
 sea and salmon in
 summers

Community Activities: participate
 in school sports with
 youngest son, and
 help clean & maintain
 the trails out the
 road.

Professional Activities: Fishing All over
 state of Alaska

[Signature]

SIGNATURE

12/12/2019

DATE

Return application to City Clerk, 710 Mill Bay Road, Room 219, Kodiak, AK 99615
 Fax 486-8633

RECEIVED

DEC 12 2019

CITY OF KODIAK
 City Clerk's Office