

City of Kodiak Regular Council Meeting Agenda for July 12, 2012
7:30 p.m., at 710 Mill Bay Road, Assembly Chambers (Room 232)

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

II. Previous Minutes
Approval of Minutes of the June 14, 2012, Regular Council Meeting and June 21, 2012, Special Council Meeting.....

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

IV. Unfinished Business
None

V. New Business

- a. First Reading, Ordinance No. 1299, Authorizing the City to Exchange Approximately 0.7 Acres of Lot 1A, Hospital Subdivision Owned by the City for Approximately 0.6 Acres of Lot 2A, Hospital Subdivision Owned by the Kodiak Island Borough, to Provide Additional Land for the City Cemetery and the Borough Long Term Care Facility.....16
- b. Resolution No. 2012–17, Accepting a Legislative Grant for Baranof Park Improvements, Phase II, Project No. 12-05/9001.....24
- c. Resolution No. 2012–18, Accepting a Legislative Grant for Pier III Replacement, Project No. 801332
- d. Resolution No. 2012–19, Authorizing the Issuance of a Permit to the High School Tennis Team for the Use of Public Property for Its Tennis Clinic Fundraiser38
- e. Resolution No. 2012–20, Authorizing the Issuance of a Permit to the Filipino American Association of Kodiak for the Use of Public Property to Host Its Philippine Consulate Outreach Program42
- f. Resolution No. 2012–21, Authorizing the Issuance of a Permit to the Kodiak Boys’ Summer Basketball Program for the Use of Public Property for a Dance to Fund Team Travel Expenses46
- g. Authorization of Amendment No. 1 to the Professional Services Agreement With MRV Architects for New Library, Project No. 6012.....50
- h. Authorization of Amendment No. 3 to the Professional Services Agreement With Cornerstone General Contractors, Inc. for Structural Package for New Library, Project No. 6012.....76
- i. Authorization of Change Order No. 3 to Baranof Park Improvement Project, Project No. 12-05/900182
- j. Authorization of FY2013 Pavement Repairs, Project Nos. 13-02/7035/4034/900488
- k. Authorization of FY2013 Chamber of Commerce Economic Development Agreement.....96
- l. Authorization to Purchase Sales Tax Software Application for the Financial Software Project, Project No. 4028102
- m. Authorization to Extend the Alaska Public Entity Insurance Agreement.....108

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



**MINUTES OF THE REGULAR COUNCIL MEETING
OF THE CITY OF KODIAK
HELD THURSDAY, JUNE 14, 2012
IN THE BOROUGH ASSEMBLY CHAMBERS**

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

Mayor Pat Branson called the meeting to order at 7:31 p.m. Councilmembers Randall C. Bishop, Charles E. Davidson, Terry J. Haines, Mark Anthony G. Vizcocho, and John B. Whiddon were present and constituted a quorum. Councilmember Gabriel T. Saravia was absent. City Manager Aimée Kniaziowski, City Clerk Debra L. Marlar, and Administrative Assistant Catherine Perkins were also present.

After the Pledge of Allegiance, Salvation Army Sergeant Major Dave Blackater gave the invocation.

II. PREVIOUS MINUTES

Councilmember Whiddon MOVED to approve the minutes of the May 24, 2012, regular meeting as presented.

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

III. PERSONS TO BE HEARD

a. Proclamation: Filipino American Heritage Month

Mayor Branson read the proclamation, which recognizes Filipino Americans for their vital contributions to our community and urges citizens to participate in festivities celebrating the rich heritage and traditions of the Philippine Islands.

Mayor Branson presented the proclamation to Lys Alanzo, Nita Nicholas, Rosalina Banaga, and Patilou Peralta. Rosalina Banaga accepted the proclamation on behalf of the Filipino American community and thanked the Mayor and Council.

b. Public Comments

Douglas Long expressed a concern about sidewalk safety. He noticed that numerous cars around town park on the sidewalk, which forces citizens to walk into the street. He asked the City to make sidewalks safer and ticket cars parked on sidewalks.

Rick Langfitt congratulated the City for securing funding for the Baranof Park project, as well as establishing a phasing process. He urged the Council to support Change Order No. 2 to the Baranof Park Improvement Project and offered to serve on the project team.

IV. UNFINISHED BUSINESS

- a. Continued Second Reading and Public Hearing, Ordinance No. 1297, Amending Kodiak City Code 3.08.010(B), Levy of Sales Tax, to Increase the Rate of Sales Tax From Six Percent to Seven Percent on All Sales, Rentals, and Services Made Within the City Other Than Rentals of Transient Rooms; Amending Kodiak City Code 3.08.110(B), Tax Schedule, to Reflect the Increase in the Sales Tax Rate; and Amending Kodiak City Code 3.08.120(A), Maximum Taxable Sale, to Increase the Maximum Amount of a Single Transaction Subject to Taxation From \$750.00 To \$3,500.00**

Mayor Branson read Ordinance No. 1297 by title. Council and staff have discussed how to bridge growing annual revenue shortfalls of \$3 to \$4 million since early 2011. The City has been using varying amounts of fund balance to cover the gap between revenues and increased operating expenses since about 2007. The fund balance continues to diminish, which will limit the City's ability to maintain its fiscal obligations. After many months of work, Council and staff held a special planning meeting in January to discuss how the City could meet current operational obligations, maintain existing services and infrastructure, manage investments and debt capacity, and cover unexpected or emergency expenses. They also discussed how to plan for and afford the replacement of aging infrastructure. Council recognized that the City could not continue to defer action and had to either increase revenues or cut services to balance the budget and meet required General Fund reserves. Council decided to increase revenues by raising the sales tax and the sales tax cap in order to fund current needs without dipping into the fund balance each year. Ordinance No. 1297 was introduced at the April 26, 2012, meeting, and the second reading and public hearing was postponed from the May 10, 2012, meeting to the June 14, 2012, meeting to allow for more discussion and response to public comments.

Clerk's Note: The motion to adopt Ordinance No. 1297 is on the floor from the May 10, 2012, meeting.

Mayor Branson closed the regular meeting and opened the public hearing.

There being no public testimony, the Mayor closed the public hearing and reopened the regular meeting.

The City Clerk explained suggested amendments to Ordinance No. 1297 based on Council comments at the June 12 work session.

Councilmember Davidson MOVED to amend Ordinance No. 1297 by striking three thousand five hundred dollars in Section 3 and inserting twelve hundred dollars.

The roll call vote on the amendment was Councilmembers Davidson and Haines in favor; Councilmembers Bishop, Vizcocho, and Whiddon opposed. Councilmember Saravia was absent. The amendment failed.

Councilmember Whiddon MOVED to amend Ordinance No. 1297 by striking section 3 in its entirety and striking all words in the ordinance title on line 6 following the words "sales tax rate."

The roll call vote on the amendment was Councilmembers Bishop, Davidson, Haines, Vizcocho, and Whiddon in favor. Councilmember Saravia was absent. The amendment passed.

Councilmember Haines MOVED to amend Ordinance No. 1297 by striking Section 4 in its entirety and inserting the following: This ordinance shall be effective upon the later to occur of (i) the date that is one month after its final passage and publication in accordance with Kodiak Charter Section 2–13; and (ii) October 1, 2012.

The roll call vote on the amendment was Councilmembers Bishop, Davidson, Haines, Vizcocho, and Whiddon in favor. Councilmember Saravia was absent. The amendment passed.

The roll call vote on the main motion as amended was Councilmembers Bishop, Davidson, Haines, Vizcocho, and Whiddon in favor. Councilmember Saravia was absent. The main motion passed.

V. NEW BUSINESS

a. Authorization of Contract Extension With Rise Alaska for Construction Management Services for New Library, Project No. 6012

The City selected Roe Sturgulewski and his firm RISE Alaska to manage the new library project during the design phase in the summer of 2011. Now that the construction phase is ready to begin, the City and RISE need to extend the contract to include construction management services. RISE submitted the proposal that outlines the tasks and costs for services during this next stage of the project, based on a project completion date of July 15, 2013. Some of the tasks the project manager will be responsible for include project schedule and budget management, preparation and presentation of status reports, facilitation of weekly construction and owner meetings, oversight and management of change orders, administration of the architect and contractor contracts, coordination of special inspections, and completion of project close-out.

Councilmember Haines MOVED to authorize a contract extension with RISE Alaska for construction management services for the new library project in an amount not to exceed \$222,683, with funds coming from the Building Improvement Fund, New Library Construction Project, Project No. 6012.

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

b. Authorization of Amendment No. 2 to the Professional Services Contract With Cornerstone General Contractors, Inc. for Foundation Construction for New Library, Project No. 6012

The City Council authorized contract amendment No. 1 to Cornerstone General Contractors, Inc. to do civil site work and utility installation on the new library site at the May 24, 2012, meeting. The next phase of construction is to install the building foundation. The City's project manager worked with the architectural firm and the contractor to reconcile the scope and construction budget to ensure the construction costs were in alignment prior to bringing the next construction package forward. City staff, the library building committee, and the project manager reviewed

the cost estimates and list of reductions/modifications on May 30, 2012, and supported award of the foundation package, now that the updated construction cost estimates fall within the project construction budget.

Councilmember Vizcocho MOVED to authorize Amendment No. 2 to the professional services contract with Cornerstone General Contractors, Inc. for foundation construction of the new library for the guaranteed maximum price amount of \$333,155, with funds coming from the Building Improvement Fund, New Library Project, Project No. 6012.

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

c. Authorization of Change Order No. 2 to Baranof Park Improvement Project, Project No. 12-05/9001

Renovation of Baranof Park has been an ongoing effort for many years. Phase I of the project, which included the track and football field, was bid in February 2012. The work identified for Phase II of the project was included in the bid as additive alternates to be awarded contingent upon additional funds being made available through the FY2013 state legislative grant process. Council awarded the bid to Ohno Construction in April 2012. Governor Parnell approved the state budget in May 2012, including funding for Phase II of the Baranof Park project. The City received permission from the Alaska Department of Community and Regional Affairs to proceed with the award of the Phase II work prior to finalization of the formal grant paperwork. This permission results in cost efficiencies and savings, a better quality end product, and the ability to include the baseball infield this summer. Change Order No. 2 will authorize Ohno Construction to proceed with the Phase II work.

Councilmember Bishop MOVED to authorize Change Order No. 2 to the Baranof Park Improvement Project to Ohno Construction in the amount of \$1,576,094, with funds coming from the Parks and Recreation Capital Improvement Fund, Baranof Park Improvements, Project No. 12-05/9001.

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

d. Authorization of FY2013 Community Jails Contract

The Alaska Department of Corrections is proposing a continuation of the professional services contract with the City to provide short-term community jail confinement of persons held in custody for violations of state law.

Councilmember Whiddon MOVED to approve the FY2013 professional services contract for community jail service with the Alaska Department of Corrections in the amount of \$1,133,993, and authorize the City Manager to sign the contract on behalf of the City.

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

e. Authorization of Animal Shelter Operation Contract With the Humane Society of Kodiak

The City of Kodiak has contracted with the Humane Society of Kodiak for the operation of the City animal shelter since 1995. The FY2013-2014 contract reflects slight rate increases for both years of the proposed agreement.

Councilmember Davidson MOVED to authorize a two-year Animal Shelter Operation contract, ending June 30, 2014, with the Humane Society of Kodiak in the amount of \$105,000 for FY2013 and \$108,000 for FY2014, with funds coming from the General Fund, Police Department, Animal Control account.

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

f. Authorization to Purchase Public Works Vehicle From CH2M HILL

CH2M HILL provided a vehicle for their onsite project representative as part of the professional service contract for project management with CH2M HILL for the UV disinfection facility. The City discussed options for this vehicle with CH2M HILL and the State Grant and Loan group and determined what cost of the vehicle would be grant reimbursable. We were able to get substantial grant support that allowed CH2M HILL to purchase a new vehicle with the intention that the City would purchase it at the end of the project. The project representative is no longer on site, and CH2M HILL is ready to turn the vehicle over to the City.

Councilmember Vizcocho MOVED to authorize the purchase of the 2010 Ford F150 pickup truck from CH2M HILL for \$12,866, with funds coming from the Water Utility Fund, machinery and equipment account.

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

g. Authorization of Bid Award for FY2013 Sodium Chloride

Each year Public Works orders deicing salt to mix with ¼ inch rock chips for winter deicing and traction control on City streets and parking lots. The quantity of product requested is based on the remaining stock on hand and the previous winter's consumption. Last winter was a very difficult winter of cold and snow; however, salt use was consistent with that of previous winters. Based on this, the bid quantity for FY2013 was 275 tons, the same quantity as the last two years.

Councilmember Haines MOVED to authorize the FY2013 sodium chloride bid to Round Butte Products in the amount of \$88,411.40, with funds coming from the FY2013 Public Works Department, Street Supplies account.

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

h. Authorization of Bid Award for FY2013 Petroleum Products

Each year the Public Works Department issues bids for the City's petroleum products. On May 11, 2012, bids were opened for petroleum products for FY2013. Two bids were received. North Pacific Fuel was the lowest bidder for equipment diesel fuel and No.1 and No. 2 heating oil. Petro Marine Services was the low bidder for gasoline.

Councilmember Whiddon MOVED to award the FY2013 petroleum products bids as follows: ultra low sulfur diesel at \$3.945 per gallon, heating fuel No. 1 at \$4.075 per gallon, heating fuel No. 2 at \$3.945 per gallon to North Pacific Fuel and gasoline at \$3.82 per gallon to Petro Marine Services.

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

VI. STAFF REPORTS**a. City Manager**

Manager Kniazowski commented that Borough Manager Rick Gifford's last day of work was June 13, and Bud Cassidy will be the interim Borough Manager. She said the Rezanof paving project is well underway and informed the public to expect delays and, if possible, avoid construction areas. She encouraged the public to sign up for Nixle text and email alerts from the Kodiak Police Department. She reported a U.S. Army landing craft hit Humpback Rock on June 8, and there was a minor diesel spill. She said there were no injuries reported, and impacts to wildlife are being monitored. She noted Phase 2 of the Baranof Parks Project will begin in the next few days and said there will be a presentation and report on the project at the July 10 work session. She also reminded the Council of the upcoming joint work session and Fisheries Work Group meeting.

b. City Clerk

City Clerk Marlar informed the public of upcoming Council meetings.

VII. MAYOR'S COMMENTS

Mayor Branson said she is glad to move forward with the sales tax issue and hopes the cap will not be forgotten. She noted the Council will vote on the FY2013 budget at the next meeting. She congratulated the Filipino American Association and looks forward to the related events. She noted today was Flag Dand Father's Day was on Sunday.

VIII. COUNCIL COMMENTS

Councilmember Bishop said that he was proud to be a Filipino and explained how he participated in a video interview about the history of Filipinos in politics, stating he was proud and honored to be involved. He also said the Council has come a long way on the sales tax issue and agreed as a body on the sales tax increase and will continue to work on the issue to do what is best for the citizens and community. He wished everyone a happy Father's Day.

Councilmember Whiddon recognized Filipino American Month and said he was happy to see such good representation at the meeting and, especially, on the City Council. He said there is a lot more work that needs to be done on sales tax and the budget and stated good progress has been made. He also noted that he recently read an article that referred to Kodiak as a healthy vibrant economy and wanted to emphasize that even though the sales tax had to be raised, the economy remains healthy and vibrant.

Councilmember Davidson wished Rick Gifford best wishes in this new job and urged the public to drive cautiously during the increased road construction in town. He expressed his disappointment in not raising the sales tax cap and offered his condolences to the family of Don Werbe.

Councilmember Haines wished Rick Gifford good luck. He said the Council is on the same page with getting the budget balanced and believes there will continue to be open conversation about it and hopes the public will continue to participate in the conversation. He noted that other communities in Alaska have a Borough sales tax, which when combined with the City sales tax, is much higher than seven percent. He also said he is proud and happy to live in such a diverse community and urged the public to enjoy Filipino American Heritage Month.

Councilmember Vizcocho congratulated Filipino Americans on the proclamation and said he is proud to be a Filipino. He said there are going to be a lot of events taking place related to Filipino American Heritage Month and urged the public to participate in those events. He also invited the community to take part in a summer football camp with the Seahawks at the KANA Football Field.

IX. AUDIENCE COMMENTS

Mike Mulligan said he appreciated the difficulty of the sales tax issue but does not think it is fair to business and individuals to keep taxing them. He urged the Council to create policies that encourage people to own property and open businesses locally. He voiced support of a proposal for a lower sales tax rate and higher tax cap and encouraged the council to look at different ideas to raise revenue.

X. ADJOURNMENT

Councilmember Vizcocho MOVED to adjourn the meeting.

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

The meeting adjourned at 8:54 p.m.

CITY OF KODIAK

MAYOR

JUNE 14, 2012

7578

ATTEST:

CITY CLERK

Minutes Approved:

<p>DRAFT</p>

**MINUTES OF THE SPECIAL COUNCIL MEETING
OF THE CITY OF KODIAK
HELD THURSDAY, JUNE 21, 2012
IN THE BOROUGH CONFERENCE ROOM**

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

Mayor Pat Branson called the meeting to order at 7:31 p.m. Councilmembers Randall C. Bishop, Charles E. Davidson, Terry J. Haines, Mark Anthony G. Vizcocho, and John B. Whiddon were present and constituted a quorum. Councilmember Gabriel T. Saravia was absent. City Manager Aimee Kniaziowski, City Clerk Debra L. Marlar, and Administrative Assistant Catherine Perkins were also present.

After the Pledge of Allegiance, Salvation Army Sergeant Major Dave Blackater gave the invocation.

II. PUBLIC COMMENTS

Joe Dinnocenzo expressed concern about hawkweed in his neighborhood. He and his neighbors are working to destroy hawkweed in their neighborhood and asked the City to take care of the hawkweed on adjacent City property.

III. UNFINISHED BUSINESS

a. Continued Second Reading, Ordinance No. 1298, Levying Taxes and Appropriating Funds for the Expenses and Liabilities of the City of Kodiak for the Fiscal Year Commencing on the First Day of July 2012 and Ending on the Thirtieth Day of June 2013

Mayor Branson read Ordinance No. 1298 by title. Ordinance No. 1298 provides for the adoption of the City of Kodiak's FY2013 budget. The budget document, which supports the ordinance, estimates all sources of revenue the City anticipates receiving between July 1, 2012, and June 30, 2013. The budget document also establishes an operating and capital expenditure plan for FY2013 that is based on staff's assessment of operational and community needs and the Council's FY2013 budget goals.

Councilmember Davidson MOVED to adopt Ordinance No. 1298.

Mayor Branson closed the special meeting and opened the public hearing.

There being no public testimony, the Mayor closed the public hearing and reopened the special meeting.

Councilmember Whiddon MOVED to amend Ordinance No. 1298 by making the following changes to the FY2013 budget: striking \$40,000 and inserting \$20,000 in the General Fund, Police, Community Services, Towing Vehicles account; striking \$21,000 and inserting \$4,000 in the General Fund, Public Works, Streets, Professional Services account; and authorizing staff to adjust anticipated revenues and expenditures accordingly.

The roll call vote on the amendment was Councilmembers Bishop, Haines, Vizcocho, and Whiddon in favor; Councilmember Davidson opposed. Councilmember Saravia was absent. The amendment passed.

The roll call vote on the main motion was Councilmembers Bishop, Davidson, Haines, Vizcocho, and Whiddon in favor. Councilmember Saravia was absent. The main motion passed.

IV. NEW BUSINESS

a. Resolution No. 2012–15, Authorizing the Issuance of a Permit to the American Legion Post 17 for Use of Public Property in Conjunction With Fourth of July Celebrations

Mayor Branson read Resolution No. 2012–15 by title. Resolution No. 2012–15 permits American Legion Post 17 to close and use City streets for its annual Fourth of July parade. Street closures for the parade will take place on Wednesday, July 4, 2012, from 11 a.m. to 12:30 p.m. for the St. Paul Harbor spit, Marine Way, and Center Avenue. Rezanof Drive will also be closed as part of the parade route, but the American Legion will receive a separate authorization from the State Department of Transportation (DOT) since that is a state roadway.

Councilmember Vizcocho MOVED to adopt Resolution No. 2012–15.

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

b. Resolution No. 2012–16, Adopting the 2012 Comprehensive Economic Development Strategy

Mayor Branson read Resolution No. 2012–16 by title. The Kodiak Chamber of Commerce has a contract with both the City of Kodiak and the Kodiak Island Borough to provide economic development planning and leadership. Part of the Chamber’s responsibility under the contract is the preparation of a Comprehensive Economic Development Strategy (CEDS) for the City and Borough. Resolution No. 2012–16 documents the City’s approval of the 2012 Kodiak Comprehensive Economic Development Strategy.

Councilmember Haines MOVED to adopt Resolution No. 2012–16.

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

c. Authorization of FY2013 Destination Marketing and Tourism Development Program Agreement With the Kodiak Island Convention and Visitors Bureau

The Council has authorized agreements with the Kodiak Island Convention and Visitors Bureau (KICVB) to provide marketing and tourism outreach for Kodiak since FY2009. The FY2013 agreement is up for renewal. KICVB is requesting the City provide \$100,000 to fund the FY2013 contract, the same amount as FY2012.

Councilmember Haines MOVED to authorize the FY2013 Destination Marketing and Tourism Development Program Agreement with the Kodiak Island Convention and Visitors Bureau in the amount of \$100,000, with funds coming from the Special Revenue Funds, Tourism Development Fund, Tourism, Administration, Contributions account.

Councilmember Whiddon MOVED to amend the FY2013 Destination Marketing and Tourism Development Program Agreement with the Kodiak Island Convention and Visitors Bureau by striking the compensation amount of \$100,000 and inserting \$90,000.

Councilmember Whiddon said a one-time increase of \$10,000 was authorized in FY2012. He did not believe justification existed to continue the increase into FY2013, which is why he made the amendment.

The roll call vote on the amendment was Councilmembers Bishop, Haines, Vizcocho, and Whiddon in favor; Councilmember Davidson opposed. Councilmember Saravia was absent. The amendment passed.

The roll call on the main motion was Councilmembers Bishop, Davidson, Haines, Vizcocho, and Whiddon in favor. Councilmember Saravia was absent. The main motion passed.

V. STAFF REPORTS

a. City Manager

Manager Kniazowski spoke about the recent Fisheries Working Group meeting and said they discussed elements to bring to the North Pacific Fisheries Management Council as they consider actions on prohibited species bycatch. She commented on topics discussed at the recent joint work session with the Borough Assembly. She also reported she had the pleasure of presenting service pins to Kodiak Fire Department Lieutenant Dave Billings for 15 years of service and Deputy Chief Mike Mullican for ten years of service and expressed appreciation to both of them. She said she is working on an agreement acceptable to the Borough so it will release its \$500,000 contribution for Baranof Park improvements. She encouraged the public to drive safely around the new library site.

b. City Clerk

City Clerk Marlar had no report.

VI. MAYOR'S COMMENTS

Mayor Branson thanked department heads and staff for their hard work on the budget. She reminded the public that the FY2013 budget was cut 7%, which is a significant cut. She also encouraged the community to get out and enjoy the sunshine.

VII. COUNCIL COMMENTS

Councilmember Whiddon said while the budget process has been long and at times difficult, he believed it is a good budget and noted more work is required for a balanced budget that does not

require a draw down on the general fund. He also complimented the City Manager and Finance Director for their hard work on the budget. He reminded the public of a Fisheries Working Group meeting on July 9 and encouraged everyone to attend and give their input. He noted Kodiak Fire Department Lt. Billings and Deputy Chief Mullican were retired Coast Guardsmen said thanked them for their service to the City.

Councilmember Haines expressed appreciation to staff, the Mayor, and Council, for their hard work on the budget. He also expressed thanks to Kodiak Fire Department Lt. Billings and Deputy Chief Mullican and noted it was great to have individuals stay in their position for such a long period of time. He also thanked Councilmember Whiddon for winnowing out a few more minor cuts to the budget.

Councilmember Bishop expressed gratitude to department heads and staff. He said the budget process has been a learning process for him, and he has a better appreciation for what it takes to run the City. He encouraged everyone to enjoy the beautiful weather and to pick up trash to keep the community clean.

Councilmember Vizcocho thanked staff and department heads for their hard work. He said the budget process has been a learning experience for him and believed the Council will come together and do what is best for Kodiak. He congratulated Kodiak Fire Department Lt. Billings and Deputy Chief Mullican for receiving their service pins and also expressed gratitude to the National Guard members who are currently deployed. He encouraged the community to enjoy the sunshine and urged cautious driving, noting the Rezanof Drive construction project.

Councilmember Davidson thanked staff for working through the budget process. He urged the public to drive safely and cautiously in and around construction zones. He also expressed his disappointment with the Council's decision to remove funding from the FY2013 budget for Spring Clean Up.

VIII. AUDIENCE COMMENTS

None

IX. ADJOURNMENT

Councilmember Whiddon MOVED to adjourn the meeting.

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

The meeting adjourned at 8:20 p.m.

CITY OF KODIAK

MAYOR

ATTEST:

CITY CLERK

Minutes Approved:

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NEW BUSINESS

MEMORANDUM TO COUNCIL

To: Mayor Branson and City Councilmembers

From: Aimée Kniaziowski, City Manager 

Date: July 12, 2012

Agenda Item: V.a. **First Reading, Ordinance No. 1299, Authorizing the City to Exchange Approximately 0.7 Acres of Lot 1A, Hospital Subdivision Owned by the City for Approximately 0.6 Acres of Lot 2A, Hospital Subdivision Owned by the Kodiak Island Borough, to Provide Additional Land for the City Cemetery and the Borough Long Term Care Facility**

SUMMARY: The City and Borough have been in discussions about land needed by the Borough to build the long-term care facility behind the hospital. City and Borough staff believe the best solution for both parties' land needs is a land exchange of two parcels in the Hospital Subdivision. In this case, the disposal of City property must be accomplished by ordinance to comply with the City Charter. Staff is recommending Council pass Ordinance No. 1299 in the first reading and advance to second reading and public hearing.

PREVIOUS COUNCIL ACTION: Council has periodically disposed of City-owned land that was no longer needed by the City or was in the best interest of the public.

DISCUSSION: In early June 2012, Borough staff made an initial request to the City for the donation of a 0.7 acre parcel of land adjacent to the hospital needed to build a long-term care facility (Attachment C). The City's main concern with a land donation is that the 0.7 acres identified is land needed for the City cemetery. Both staffs met to discuss the issue and agreed that a land exchange would be the best solution and in the interest of the community.

Staff requested help from the City Attorney on the process to conduct an exchange. He advised that Section V-17 of the City Charter requires the Council to make the approval by ordinance due to the value of the land. The Borough process for the exchange requires approval by resolution. The Borough Assembly approved the exchange at their regular meeting on July 5, 2012.

ALTERNATIVES:

1. Pass Ordinance No. 1299 in the first reading, which is staff's recommendation because it meets the needs of the City and Borough and is in the best interest of the community.
2. Do not pass the ordinance, which is not recommended because it would not support the Borough's efforts to build a new long-term care facility for the community.

STAFF RECOMMENDATION: Staff recommends Council pass Ordinance No. 1299 in the first reading and advance to second reading and public hearing at the next regular or special meeting.

CITY MANAGER'S COMMENTS: I believe this land exchange is a good solution that meets City, Borough, and community needs. The City will retain needed land for the cemetery, and the Borough will have land adjacent to the hospital for the long-term care facility. And, the City will benefit by improved road access to cemetery land from Chichinoff to the northeast section of City property. I request that Council authorize the land trade by passing Ordinance No. 1299 in the first reading and advancing to second reading and public hearing.

ATTACHMENTS:

Attachment A: Ordinance No. 1299

Attachment B: Letter from KIB discussing land exchange, dated June 15, 2012

Attachment C: Letter requesting land acquisition from KIB, dated June 7, 2012

PROPOSED MOTION:

Move to pass Ordinance No. 1299 in the first reading and advance to second reading at the next regular or special Council meeting.

**CITY OF KODIAK
ORDINANCE NUMBER 1299**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF KODIAK AUTHORIZING THE CITY TO EXCHANGE APPROXIMATELY 0.7 ACRES OF LOT 1A, HOSPITAL SUBDIVISION OWNED BY THE CITY FOR APPROXIMATELY 0.6 ACRES OF LOT 2A, HOSPITAL SUBDIVISION OWNED BY THE KODIAK ISLAND BOROUGH, TO PROVIDE ADDITIONAL LAND FOR THE CITY CEMETERY AND THE BOROUGH LONG TERM CARE FACILITY

WHEREAS, the City owns real property described as Lot 1A, Hospital Subdivision, according to Plat No. 95-3, Kodiak Recording District (“Lot 1A”); and

WHEREAS, the Kodiak Island Borough owns real property described as Lot 2A, Hospital Subdivision, according to Plat No. 95-3, Kodiak Recording District (“Lot 2A”); and

WHEREAS, the Borough has requested that the City transfer approximately 0.7 acres of Lot 1A to the Borough, for the site of the Borough long term care facility, in exchange for the Borough transferring approximately 0.6 acres of Lot 2A to the City; and

WHEREAS, the approximately 0.6 acres of Lot 2A that the Borough proposes to transfer to the City will provide needed additional land for the City cemetery; and

WHEREAS, Kodiak City Code 18.20.030(a) provides that City lands may be exchanged for less than the minimum sales price otherwise established by Kodiak City Code Title 18 to the Borough if the Council determines that the exchange would be in the best interests of the public; and

WHEREAS, it is in the best interest of the public that this proposed land exchange be authorized.

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

Section 1: The Council of the City of Kodiak hereby authorizes the exchange with the Borough of approximately 0.7 acres of Lot 1A, as illustrated on Exhibit A to this ordinance, for approximately 0.6 acres of Lot 2A, as illustrated on Exhibit A to this ordinance.

Section 2: The exchange authorized in Section 1 shall be subject to approval by the City Manager of a survey and plat of the exchanged properties, to be performed by the Borough at its sole cost, and the City Manager hereby is authorized to approve such survey and plat if they provide for an exchange of properties substantially similar to that which is illustrated in Exhibit A to this ordinance. The description of the exchanged properties on the plat approved by the City Manager under this section shall supersede the illustration of the exchanged properties in Exhibit A to

this ordinance, and thereafter shall be considered the correct description of the exchanged properties for all purposes under this ordinance.

Section 3: The City Manager hereby is authorized, empowered, and directed to do all acts and things and to execute all documents as may be necessary to carry out and comply with the exchange of properties that is authorized herein.

Section 4: This ordinance shall be published in full within ten days after its passage.

Section 5: The exchange of properties authorized by this ordinance is subject to the requirements of City Charter Section V-17. Therefore, if one or more referendum petitions with signatures are properly filed within one month after the passage and publication of this ordinance, this ordinance shall not go into effect until the petition or petitions are finally found to be illegal and/or insufficient, or, if any such petition is found legal and sufficient, until the ordinance is approved at an election by a majority of the qualified voters voting on the question. If no referendum petition with signatures is filed, this ordinance shall take effect one month after its passage and publication.

CITY OF KODIAK

MAYOR

ATTEST:

CITY CLERK

First Reading:
Second Reading:
Effective Date:



Exhibit A, Attachment to Ordinance 1299



Kodiak Island Borough GIS

<http://www.kodiakak.us/gis> (907) 486-9333



This map is provided for planning purposes only.
This data reflects survey data, but does not constitute a survey.



Kodiak Island Borough
OFFICE of the MANAGER

710 Mill Bay Road
 Kodiak, Alaska 99615
 Phone (907) 486-9301 Fax (907) 486-9374
 E-mail: bcassidy@kodiakak.us

June 15, 2012

Aimeé Knaiziowski, Manager
 City of Kodiak
 710 Mill Bay Road
 Kodiak, AK 99615

Dear Aimeé,

This letter is a follow up to the Kodiak Island Borough's letter dated June 7, 2012 and our meeting on June 11, 2012 regarding Borough and City land near the City cemetery behind the hospital. After discussion and consideration it is clear that a land exchange between the City and Borough could meet the land needs of the Borough's long term care facility and the City's cemetery.

The Borough is requesting approximately .7 acres of City land within Lot 1A, Hospital Subdivision that is adjacent to the proposed new long term care facility site. In exchange, the Borough would provide to the City a roughly equivalent sized piece of land in Lot 2A, Hospital Subdivision from the current property line to the proposed facility driveway including the current cemetery parking area and NE to the site of the proposed facility. The described exchange is illustrated in the attached photo.

In response to your request that the City land proposed for acquisition by the Borough be marked for visual observation, yellow caution tape has been tied on four trees to roughly outline the space. These markings are not technically correct but provide a general impression of the space requested. A survey will provide truly accurate points at a later date.

I think it is also worth noting that in addition to an exchange of land, the proposed paved driveway to the long term care facility will also benefit the City by providing improved access to the cemetery for City workers and public visitation.

I hope that we have adequately addressed the City's concerns regarding this proposed transaction and that we can forward the proposal to our respective governing bodies, however please feel free to contact me if you have further questions or concerns.

Sincerely,

Charles E. Cassidy Jr.
 Administrative Official



Kodiak Island Borough

OFFICE of the MANAGER

710 Mill Bay Road

Kodiak, Alaska 99615

Phone (907) 486-9302 Fax (907) 486-9374

E-mail: rgifford@kodiakak.us

June 7, 2012



Aimee Kniaziowski, Manager
City of Kodiak
710 Mill Bay Rd.
Kodiak, AK 99615

Re: Acquisition of City land for the Long Term Care Facility

Ms. Kniaziowski:

Please consider this letter as a formal request from the Borough that the City of Kodiak consider the donation of portion of City owned property adjacent to the proposed new long term care facility site. The property in question consists of approximately .7 acre within Lot 1A, Hospital Subdivision generally located northeast of the City cemetery behind the hospital with access extending from Chichenoff Street, as illustrated in the attached site plan and air photo.

The long term care facility itself will substantially be located on the same Borough property (Lot 2A) as the hospital. This additional amount of land from the City would improve the overall layout of the site by providing an access drive to enhance traffic circulation and comply with Uniform Fire Code standards. The project planning design team and project manager requested that the Borough pursue a formal request that the City donate this unused parcel to provide flexibility for site design. This will also provide an opportunity for the City to address access improvements to the cemetery, as well as give consideration to plans for cemetery expansion to meet future needs.

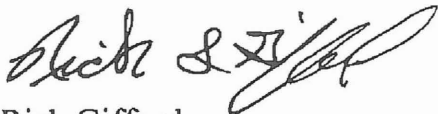
Because municipal processes of land disposal and acquisition are sometimes lengthy, and because time is of the essence to begin ground work during this

construction season, the Borough has scheduled on an Assembly agenda later this month a resolution authorizing acquisition of real property for a specific purpose according to Title 18 of Borough code. That would allow the Borough manager to enter into an agreement on behalf of the Borough.

This would be the latest in a growing list of property transfers between the two municipalities in the public interest. In 2008 City property on Near Island was transferred to the Borough to accommodate construction of the new ADF&G office complex and administration facility there. Then in 2011 the process of transferring Borough property in Monashka Bay within the watershed to the City was initiated. And now, pending replat, a parcel of Borough land recently authorized for disposal by the Assembly is in the process of transfer to the City to provide site design flexibility for the new library on Egan Way.

Continuing in that cooperative spirit, the City's in-kind donation of this piece of unused property near the hospital would greatly improve overall site layout for the long term care facility. We hope the City Council will agree.


Sincerely,



Rick Gifford
Borough Manager

Cc: Mayor Selby and Borough Assembly Members
Mayor Branson and City Council Members
Bud Cassidy, Community Development Department Director
Woody Koning, Engineering/Facilities Director
Jimmy Ng, Project Coordinator
Bob Scholze, Resource Management Officer

MEMORANDUM TO COUNCIL

To: Mayor Branson and City Councilmembers
From: Aimée Kniaziowski, City Manager 
Date: July 12, 2012

Agenda Item: V.b. **Resolution No. 2012–17, Accepting a Legislative Grant for Baranof Park Improvements, Phase II**

SUMMARY: The City has been working on plans to upgrade Baranof Park facilities since 2004. Due to the size and expense of the full park renovation, staff developed a phased approach to the project in 2011 which improved the City’s grant funding opportunities. The City lobbied for phased funding with the state legislature and received a \$2 million grant in FY2012 to construct Phase I of the project, which included replacement of the football field and track facilities. The City’s continued lobbying efforts were successful again this year, and the City received a \$3.65 million legislative grant to complete this project. Staff recommends Council authorize acceptance of this grant by adopting Resolution No. 2012–17.

PREVIOUS COUNCIL ACTION:

- October 14, 2004, Council accepted a state legislative grant in the amount of \$100,000 for the design and engineering of the refurbishment/replacement of the track and field at Baranof Park.
- August 25, 2005, Council authorized a professional services contract with D.A. Hogan & Associates, Inc. for the conceptual design of improvements to the Baranof Park track and field.
- October 25, 2007, Council authorized a design contract with D.A. Hogan & Associates, Inc. for engineering and construction design services for Baranof Park improvements that included replacement of the rubberized track, a synthetic surface for the football field and a synthetic surface on the baseball field. The design cost was shared by the Kodiak Island Borough.
- August 25, 2011, Council adopted Resolution No. 2011–28, accepting a \$2,000,000 legislative grant for Phase I of the Baranof Park Improvement Project.
- February 2, 2012 adopted Ordinance No. 1295, establishing a supplemental appropriation to the budget, which included \$500,000 for Phase I of the Baranof Park field improvement project.
- April 12, 2012, Council awarded the construction bid for Phase I of the project to Ohno Construction in the amount of \$2,996,811.

DISCUSSION: State grant funding has been instrumental in the City’s efforts to upgrade the various facilities at the Baranof Park complex since receipt of the first grant in 2004. Design work started in 2005, but further work on the project was put on hold pending receipt of needed funding. From 2005-2012 the park project was identified as one of the City’s annual funding priorities.

In 2011 staff worked on a phased approach to the project, which improved the City's ability to solicit project funding. The City received a legislative grant of \$2 million in FY2012, which when combined with local funding contributions from the City and Borough, provided adequate funding to award the construction bid for Phase I of the project in April 2012. The City lobbied for and received a \$3.65 million FY2013 legislative grant, which will provide the funding necessary to complete the park project in its entirety. When complete, this project will provide the community of Kodiak a group of premier, all-weather, year round facilities in the heart of Kodiak.

Staff recommends Council authorize acceptance of this FY2013 legislative grant award by adopting Resolution No. 2012-17. The funds will be put to immediate use as construction is well underway.

ALTERNATIVES:

1. Adopt Resolution No. 2012-17 to accept the \$3.65 million grant which is staff's recommendation.
2. Do not adopt the resolution. This is not recommended because the City needs these funds to complete the project.

STAFF RECOMMENDATION: Staff recommends Council adopt Resolution No. 2012-17.

CITY MANAGER'S COMMENTS: This is one of the infrastructure projects the City has been working on for many years. The project was refined with a phased approach to construction that improved state funding. This is the third and largest legislative grant we've received for the project, and it will allow the City complete the remaining phases of the project. I want to thank Senator Gary Stevens and Representative Alan Austerman for their efforts on behalf of this project, which is so important to the entire community. I recommend Council authorize acceptance of this grant so the project can be fully funded and constructed after eight years of effort.

ATTACHMENTS:

- Attachment A: Resolution No. 2012-17
- Attachment B: State grant notification letter, dated June 18, 2012

PROPOSED MOTION:

Move to adopt Resolution No. 2012-17.

**CITY OF KODIAK
RESOLUTION NUMBER 2012-17**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF KODIAK ACCEPTING
A LEGISLATIVE GRANT FOR BARANOF PARK IMPROVEMENTS, PHASE II**

WHEREAS, the City of Kodiak opened the Baranof Park complex in 1973, which includes multiple playing fields, track and field facilities, a playground, tennis courts, volleyball courts, and a basketball court; and

WHEREAS, Baranof Park is a heavily used City recreational facility for the community located in the most densely populated area of town; and

WHEREAS, the park is located adjacent to three Kodiak Island Borough School District schools who use the park facilities because they have no outdoor athletic facilities; and

WHEREAS, the City of Kodiak has identified the need to replace heavily used and deteriorating park surfaces at Baranof Park since 2004; and

WHEREAS, the City of Kodiak has listed needed park upgrades as a priority on its annual capital improvement project request list to the State of Alaska since 2006; and

WHEREAS, the City of Kodiak actively lobbied for state funding assistance to complete this project; and

WHEREAS, the Alaska State Legislature approved an FY2012 Designated Legislative Grant to the City of Kodiak in the amount of \$2,000,000, which was used to begin construction on Phase I of the project; and

WHEREAS, the Alaska State Legislature approved an FY2012 Designated Legislative Grant to the City of Kodiak in the amount of \$3,650,000; and

WHEREAS, the City of Kodiak will use these FY2013 funds to complete the remaining phase of the Baranof Park Improvement Project, which will upgrade the facility and provide all-weather, year round use of the park to the community of Kodiak.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kodiak, Alaska, that an Alaska State Legislature FY2013 Designated Legislative Grant in the amount of \$3,650,000 is hereby accepted, and the City Manager is authorized to execute the grant agreement and related documents.

CITY OF KODIAK

MAYOR

ATTEST:

CITY CLERK

Adopted:



STATE OF ALASKA
DEPARTMENT OF
COMMERCE
COMMUNITY AND
ECONOMIC DEVELOPMENT

Division of Community and Regional Affairs
Grants Section

Sean Parnell, Governor
Susan K. Bell, Commissioner
Scott Ruby, Director

June 18, 2012

City of Kodiak
Aimee Kniazowski, City Manager
710 Mill Bay Road
Kodiak, AK 99615



RE: FY 2013 Designated Legislative Grants

Dear Ms. Kniazowski:

I am pleased to notify you the City of Kodiak has been appropriated (3) FY 2013 Designated Legislative Grants per AS 37.05.315 (Grants to Municipalities). Listed below are the grant projects and award amounts:

Grant Number	Project Name	Award Amount
13-DC-563	Baranof Park Improvements	\$ 3,650,000.00
13-DC-628	Pier III Replacement	\$ 18,100,000.00
13-DC-627	Pier III Replacement	\$ 15,000,000.00

In order to receive grant funds a grant agreement must be executed for each award. Please provide the following information within 30 days:

- A scope of work for each project which includes a brief project description, proposed timeline and budget narrative. Enclosed are the Total Project Snapshots (TPS) for your reference.
- Completed Signatory Authority Form

The enclosed **Designated Legislative Grantee Handbook** should answer any questions you have regarding grant management and use of grant funds.

Upon receipt of the requested information, I will prepare and send the grant agreements for signature. Congratulations on these grant awards. I look forward to working with you to ensure the success of these projects.

City of Kenai
June 11, 2012
Page 2

If you have any questions, please contact me at (907) 465-2023 or email nancy.pierce@alaska.gov.

Sincerely,

A handwritten signature in blue ink that reads "Nancy Pierce". The signature is written in a cursive style with a small circle above the letter 'i' in "Pierce".

Nancy Pierce
Grants Administrator II

Enclosures

**Department of Commerce, Community, and Economic Development
 Division of Community and Regional Affairs ~ Grants Section
 PO Box 110809, Juneau, AK 99811-0809**

**DESIGNATED LEGISLATIVE GRANTS
 SIGNATORY AUTHORITY FORM**

Please clearly print, submit ORIGINAL form, and submit an updated form whenever changes are made to the information below

Grantee Name:	Date:
Regular Election held (if applicable):	Telephone Number:
Grantee Contact Person:	Fax Number:
Mailing Address:	E-mail Address:
City, State, Zip Code:	Federal Tax ID #:

The following Grantee Employees/Officers are authorized to sign the Grant Agreement and any Amendments:

Printed Name:	Printed Name:
Title:	Title:
Signature:	Signature:

The following Grantee Employees/Officers are authorized to sign financial reports and requests for reimbursements, which are required to be submitted monthly or quarterly during the life of this grant:

Printed Name:	Printed Name:
Title:	Title:
Signature:	Signature:

This signatory authority is conveyed by _____, the Chief
 (Name)

Administrator of _____, this _____ day of _____, 20____
 (Grant Recipient)

Please indicate your preferred method of submitting financial/progress reports:

- Monthly Reporting.
- Quarterly Reporting


Signature

Printed Name/Title

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MEMORANDUM TO COUNCIL

To: Mayor Branson and City Councilmembers

From: Aimée Kniazowski, City Manager 

Date: July 12, 2012

Agenda Item: V.c. Resolution No. 2012-18, Accepting a Legislative Grant for Pier III Replacement

SUMMARY: The City was successful in receiving a FY2013 state legislative grant of \$18.1 million for replacement of Pier III and authorization of an additional \$15 million added to the projects in the statewide general obligation (GO) transportation bond, which will go to state voters for approval at the upcoming election. These funding awards are critical as the City moved toward design, permitting, and construction of the dock replacement. Staff recommends Council authorize the funding award by adopting Resolution No. 2012-18.

PREVIOUS COUNCIL ACTION: Council identified the replacement of Pier III as a priority in its federal capital request lists for the past three years and identified Pier III replacement as the City's number one state legislative priority for FY2013.

DISCUSSION: Pier III was originally constructed in 1972 with improvements added in 1984 and 1996. The dock requires increased maintenance as it nears the end of its design life within the next 4-5 years. The City has been working on a plan to replace Pier III, but recognized that funding a large infrastructure project like this would be a serious challenge given existing City resources. In hopes of receiving even partial funding, the Council included the project on the federal capital funding priority list on the federal level for the past three years and identified it as the City's number one priority project on the FY2013 state capital funding request list.

The City used all its resources to lobby for funding for this project at both the federal and state levels this year. No funds were available at the federal level again, but the state legislature awarded the City an \$18.1 million legislative grant and included an additional \$15 million in the statewide transportation GO bond package to be voted on in the upcoming state election.

A design study report for the dock replacement completed last year by PND Engineers identified two design alternatives: a pile supported dock or an open cell sheet pile design. The cost differences between the two designs is substantial (\$25 million for pile supported, \$33 million for sheet pile) so the City decided to have PND arrange a wave modeling study to determine which design will work best for this dock. The results of the study should be available by early fall and then a decision can be made as to which design will work best. This state funding is critical and comes at an ideal time to allow the City to proceed with permitting, geotechnical work, and the preferred design option.

ALTERNATIVES:

1. Adopt Resolution No. 2012–18, which is staff’s recommendation because it meets all the City’s funding needs to replace Pier III
2. Do not adopt the resolution, which is not recommended since the City does not have the resources to construct a dock replacement of this magnitude.

STAFF RECOMMENDATION: Staff recommends Council adopt Resolution No. 2012–18.

CITY MANAGER’S COMMENTS: It’s a great relief and pleasure to recommend Council authorize the acceptance of this \$33.1 million appropriation, with \$18.1 million appropriated through a legislative grant and the remaining \$15 million through the state’s upcoming GO bond package. The Mayor, Council, and I worked diligently with our state lobbyist Ray Gillespie and legislators to promote the need for funding to replace this key piece of port infrastructure. Those efforts paid off and, on behalf of the City, I want to thank Senator Gary Stevens and Representative Alan Austerman for their support in making this funding a reality for Kodiak.

ATTACHMENTS:

Attachment A: Resolution No. 2012–18

Attachment B: Notification of award letter from the state, dated June 18, 2012

PROPOSED MOTION:

Move to adopt Resolution No. 2012–18.

**CITY OF KODIAK
RESOLUTION NUMBER 2012-18**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF KODIAK ACCEPTING
A LEGISLATIVE GRANT FOR PIER III REPLCAEMENT**

WHEREAS, Pier III is a critical piece of Kodiak’s infrastructure that sustains the local economy and enables future development; and

WHEREAS, Pier III was originally constructed in 1972, with improvements added in 1984 and 1996, and will reach the end of its design life in the next four to five years; and

WHEREAS, the City of Kodiak identified the replacement of Pier III as its number one priority on the FY2013 state capital funding request list; and

WHEREAS, the City of Kodiak actively lobbied for state funding assistance to complete this project; and

WHEREAS, the Alaska State Legislature approved an FY2013 Designated Legislative Grant to the City of Kodiak in the amount of \$18,100,000; and

WHEREAS, the Alaska State Legislature approved the inclusion of \$15,000,000 in a statewide general obligation transportation bond to be voted on in the upcoming 2012 state election, and this amount is included in the notification of grant award; and

WHEREAS, the City of Kodiak will use these funds for the design, permitting, and construction of a replacement for Pier III, which will replace a key piece of Kodiak’s port infrastructure.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kodiak, Alaska, that an Alaska State Legislature FY2013 Designated Legislative Grant in the amount of \$18,100,000 is hereby accepted, and the City Manager is authorized to execute the grant agreement and related documents.

BE IT FURTHER RESOLVED that the Council of the City of Kodiak, Alaska, accepts the grant in the amount of \$15,000,000 upon voter approval of the statewide general obligation bond, and the City Manager is authorized to execute the grant agreement and related documents.

CITY OF KODIAK

MAYOR

ATTEST:

CITY CLERK

Adopted:



STATE OF ALASKA
DEPARTMENT OF
COMMERCE
COMMUNITY AND
ECONOMIC DEVELOPMENT

Division of Community and Regional Affairs
Grants Section

Sean Parnell, Governor
Susan K. Bell, Commissioner
Scott Ruby, Director

June 18, 2012

City of Kodiak
Aimee Kniazowski, City Manager
710 Mill Bay Road
Kodiak, AK 99615



RE: FY 2013 Designated Legislative Grants

Dear Ms. Kniazowski:

I am pleased to notify you the City of Kodiak has been appropriated (3) FY 2013 Designated Legislative Grants per AS 37.05.315 (Grants to Municipalities). Listed below are the grant projects and award amounts:

Grant Number	Project Name	Award Amount
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13-DC-628	Pier III Replacement	\$ 18,100,000.00
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In order to receive grant funds a grant agreement must be executed for each award. Please provide the following information within 30 days:

- A scope of work for each project which includes a brief project description, proposed timeline and budget narrative. Enclosed are the Total Project Snapshots (TPS) for your reference.
- Completed Signatory Authority Form

The enclosed Designated Legislative Grantee Handbook should answer any questions you have regarding grant management and use of grant funds.

Upon receipt of the requested information, I will prepare and send the grant agreements for signature. Congratulations on these grant awards. I look forward to working with you to ensure the success of these projects.

P.O. Box 110809, Juneau, Alaska 99811-0809
Fax: (907) 465-5867 Text Telephone: (907) 465-5437
Website: <http://www.commerce.alaska.gov/dca/>

City of Kenai
June 11, 2012
Page 2

If you have any questions, please contact me at (907) 465-2023 or email nancy.pierce@alaska.gov.

Sincerely,


Nancy Pierce
Grants Administrator II

Enclosures

**Department of Commerce, Community, and Economic Development
 Division of Community and Regional Affairs ~ Grants Section
 PO Box 110809, Juneau, AK 99811-0809**

**DESIGNATED LEGISLATIVE GRANTS
 SIGNATORY AUTHORITY FORM**

Please clearly print, submit ORIGINAL form, and submit an updated form whenever changes are made to the information below

Grantee Name:	Date:
Regular Election held (if applicable):	Telephone Number:
Grantee Contact Person:	Fax Number:
Mailing Address:	E-mail Address:
City, State, Zip Code:	Federal Tax ID #:

The following Grantee Employees/Officers are authorized to sign the Grant Agreement and any Amendments:

Printed Name:	Printed Name:
Title:	Title:
Signature:	Signature:

The following Grantee Employees/Officers are authorized to sign financial reports and requests for reimbursements, which are required to be submitted monthly or quarterly during the life of this grant:

Printed Name:	Printed Name:
Title:	Title:
Signature:	Signature:

This signatory authority is conveyed by _____, the Chief
 (Name)

Administrator of _____, this _____ day of _____, 20____
 (Grant Recipient)

Please indicate your preferred method of submitting financial/progress reports:

- Monthly Reporting.
- Quarterly Reporting

Signature

Printed Name/Title

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