

City of Kodiak Regular Council Meeting Agenda for January 28, 2016
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 January 14, 2016, Regular Council Meeting.....1

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

- IV. Unfinished Business**
 - a. Resolution No. 2014–30, Authorizing and Directing the Chief of Police to Place Signs Prohibiting Parking on the Northwest Side of Mission Road Between Erskine Avenue and 12TH Avenue.....10
 - b. Second Reading and Public Hearing Ordinance No.1341, Repealing Kodiak City Chapter 8.20, Assault and Battery, Adopting Kodiak City Code Chapter 8.20, Offenses Against Public Order, and Repealing Kodiak City Code 8.56.060, Disorderly Conduct; 8.64.010, Begging; and 8.64.020, Jostling People; and Kodiak City Code 1.12.040, Disposition of Scheduled Offenses–Fine Schedule14

- V. New Business**
 - a. First Reading, Ordinance No. 1342, Establishing Supplemental Appropriation No. 1 to the Budget for the Fiscal Year Commencing on the First Day of July 2015 and Ending on the Thirtieth Day of June 201628
 - b. Resolution No. 2016–04, Appropriating Necessary Funds From the Insurance Fund to the Storm Damage General Capital Project Fund for Emergency Storm Damage Repairs to a Portion of Pier III and the City Cemetery44
 - c. Authorization of Bid Award for Rehabilitation of Sanitary Sewer Lift Stations 1 and 2, Project No. 11-06/750962
 - d. Authorization of Equipment Purchase for Alaska Shield 2016 Exercise68
 - e. Authorization of a Professional Services Contract for Accounting Software Support.....72
 - f. Acceptance of FY2015 Comprehensive Annual Financial Report (Audit)80

- 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**

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<p>DRAFT</p>

**MINUTES OF THE REGULAR COUNCIL MEETING
OF THE CITY OF KODIAK
HELD THURSDAY, JANUARY 14, 2016
IN THE BOROUGH ASSEMBLY CHAMBERS**

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

Mayor Pat Branson called the meeting to order at 7:30 p.m. Councilmembers Laura B. Arboleda, Gabriel T. Saravia, Richard H. Walker, and John B. Whiddon were present and constituted a quorum. Councilmembers Randall C. Bishop and Charles E. Davidson were absent. City Manager Aimée Kniazowski, City Clerk Debra L. Marlar, and Deputy Clerk Michelle Shuravloff-Nelson were also present.

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

II. PREVIOUS MINUTES

Councilmember Whiddon MOVED to approve the minutes of the December 10, 2015, special and regular meetings and December 30, 2015, special meeting as presented.

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

III. PERSONS TO BE HEARD

a. Public Comments

None

IV. UNFINISHED BUSINESS

a. Second Reading and Public Hearing, Ordinance No. 1340, Authorizing a Lease to Kodiak Maritime Museum for Thelma C Exhibit

Mayor Branson read Ordinance No. 1340 by title. The Kodiak Maritime Museum (KMM) developed the idea of restoring and displaying a historic 36' fishing vessel, the Thelma C, in the harbor area downtown. KMM representatives came to several City Council meetings since 2013 with their idea, which Council and harbor users supported. The KMM is now ready to install the exhibit on the harbor spit and is requesting the lease be initiated.

Councilmember Saravia MOVED to adopt Ordinance No. 1340.

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

Toby Sullivan, Executive Director of Kodiak Maritime Museum, expressed appreciation for Ordinance No. 1340 and the work completed on the lease from the Manager's Office.

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

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

V. NEW BUSINESS

a. **First Reading, Ordinance No. 1341, Repealing Kodiak City Chapter 8.20, Assault and Battery, Adopting Kodiak City Code Chapter 8.20, Offenses Against Public Order, and Repealing Kodiak City Code 8.56.060, Disorderly Conduct; 8.64.010, Begging; and 8.64.020, Jostling People**

Mayor Branson read Ordinance No. 1341 by title. The last several years the City has fielded concerns from citizens and staff regarding the growing homeless, indigent and inebriate population in the downtown area. Lacking depth in our Kodiak City Code, and concerns about violating citizen's constitutional rights, has limited the Kodiak Police Department's ability to address ongoing problems. The City reached out to its legal firm for direction. The City's attorney conducted research and developed regulations to meet the City's needs.

Councilmember Whiddon MOVED to pass Ordinance No. 1341 in the first reading and advance to second reading and public hearing at the next regular or special Council meeting.

Councilmember Whiddon MOVED to amend Ordinance No. 1341 by deleting the word "and" in the last line of the ordinance title and inserting at the end of the ordinance title the words "and Kodiak City Code 1.12.040, Disposition of Scheduled Offenses-Fine Schedule."

The roll call vote on the amendment was Councilmembers Arboleda, Saravia, Walker, and Whiddon in favor. Councilmembers Bishop and Davidson were absent. The motion passed.

The roll call vote on the main motion was Councilmembers Arboleda, Saravia, Walker, and Whiddon in favor. Councilmembers Bishop and Davidson were absent.

b. **Resolution No. 2016-01, Adopting an FY2017 State Capital Improvements Program List and Urging Continuation of State Matching Grant Programs and Revenue Sharing**

Mayor Branson read Resolution No. 2016-01 by title. Council and staff reviewed a draft of the City's FY2017 state CIP request resolution with the City's state lobbyist, Ray Gillespie, at the November 10, 2015, work session. Ray Gillespie supported the inclusion of statements of support for continued funding for state revenue and grant sharing programs as well as the list of requested projects. Based on Council discussion and the lobbyist's recommendation, as well as a review by Kodiak's state legislators, staff prepared the resolution requesting projects and supporting continued funding of state programs. Resolution No. 2016-01 contains a short list of ongoing cost-reduced infrastructure improvements and long-term priority projects and also includes two smaller life-safety requests.

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Councilmember Whiddon MOVED to adopt Resolution No. 2016-01.

Councilmember Whiddon MOVED to substitute for the pending resolution, Resolution No. 2016-01(SUB).

The roll call vote to substitute was Councilmembers Arboleda, Saravia, Walker, and Whiddon in favor. Councilmembers Bishop and Davidson were absent. The motion passed.

c. Resolution No. 2016-02, Accepting a Code Blue Grant From the Southern Region EMS Council

Mayor Branson read Resolution No. 2016-02 by title. This grant, Code Blue Phase 14, will purchase a new Zoll X Series Defibrillator and 2 E Series CAPNO graphs for the use of the Kodiak Fire Department's EMS response for a total cost of \$31,700 of which the City is responsible for a co-pay of ten percent.

Councilmember Arboleda MOVED to adopt Resolution No. 2016-02.

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

d. Resolution No. 2016-03, Expressing a Deep Sense of Urgency for the Alaska State Legislature to Take Immediate and Decisive Action During the 2016 Legislative Session to Enact a Complete Package of Initiatives to Provide for a Balanced, Sustainable, and Predicable State Budget for the Foreseeable Future

Mayor Branson read Resolution No. 2016-03 by title. Governor Bill Walker and First Lady Donna Walker visited Kodiak on December 21, 2015. During a joint work session with the City Council and Borough Assembly, Governor Walker and staff addressed the state's current fiscal position due to the precipitous drop in oil prices and announced a plan towards a sustainable fiscal future. Deputy Chief of Staff John Hozey invited the City to adopt a resolution supporting the Governor and his administration's work towards a fiscal solution.

Councilmember Walker MOVED to adopt Resolution No. 2016-03.

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

e. Authorization of the Third Amendment to the Composting Agreement with Quayanna Development Corporation

The existing bio-solids composting agreement between the City of Kodiak and Quayanna Development Corporation (QDC) began in October 2012. There have been two approved amendments to the original agreement. The reason for this third amendment centers around the

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opening of the City's new bio-solids composting facility located at 885 Monashka Bay Road and the terms associated with the City-owned facility.

Councilmember Whiddon MOVED to enter into executive session to discuss the City's negotiation of the third amendment to the composting agreement with Quayanna Development Corporation, a matter the immediate knowledge of which would clearly have an adverse effect upon the finances of the City.

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

Council entered into executive session at 7:55 p.m.

Mayor Branson reconvened the regular meeting at 8:40 p.m.

Councilmember Walker MOVED to authorize Amendment No. Three to the composting agreement with Quayanna Development Corporation with funds coming from the Sewer Fund Waste Water Treatment biosolid disposal account, and authorize the City Manager to sign the documents on the City's behalf.

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

f. Authorization of Lease With MorphoTrust USA, LLC for Office Space at 411 Marine Way

MorphoTrust USA, LLC is the company hired by the Transportation Security Administration (TSA) to administer and issue Transportation Worker Identification Credentials, commonly referred to as "TWIC cards." For the last two years MorphoTrust has leased the office space in the downtown public restroom building at 411 Marine Way as the local venue to issue and renew TWIC cards. The current lease expired on December 31, 2015. MorphoTrust has requested renewing the lease for an additional two years, beginning January 1, 2016, through December 31, 2017.

Councilmember Arboleda MOVED to authorize Lease No. 221804 between the City of Kodiak and MorphoTrust USA, LLC for the lease of the office space located at 411 Marine Way for the purpose of TWIC card enrollment and authorize the City Manager to execute the agreement on behalf of the City.

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

g. Authorization of a System Support Agreement for Library Mechanical System

The agreement with LONG Building Technologies is for services at the Kodiak Public Library. This service agreement would begin in February 2016 and continue for a period of three years

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and from year-to-year thereafter until terminated. The annual sum for services furnished by LONG Building Technologies Inc. will be \$9,927.97 with a three percent increase per year over the three contract years for a total of \$30,686.37.

Councilmember Walker MOVED to authorize the three-year service agreement with LONG Building Technologies beginning January 2016, with a first year cost of \$9,927.97 and a three percent increase each of the next two years for a total of \$30,686.37 with funds coming from the Library's professional services line item and authorize the City Manager to sign the documents on the City's behalf.

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

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

Manager Kniaziowski said she was very pleased with the Pier III dock dedication. She thanked Matson for sponsoring the reception and Harbormaster White for his work behind the scene coordinating the dedication; she indicated Finance Director Mayes took some great pictures of the event. She said the Matson Kodiak will be at the dock in February. She said the compost facility was opened in December; DEC and CH2M were onsite and QDC will work until the end of the month. She shared that Councilmember Arboleda received newly elected official training and a tour will be scheduled at a later date. She indicated a capital project update will occur at the next meeting.

b. City Clerk

City Clerk Marljar informed the public of the next scheduled Council work sessions and regular meeting.

VII. MAYOR'S COMMENTS

Mayor Branson congratulated the Harbormaster for writing the highest scored Harbor Matching Grant in the State, and she thanked him and the harbor staff for their work for the Pier III dedication of the crane and flywheels. She said the celebration was a success and clarified for the public that Matson owns the new crane.

VIII. COUNCIL COMMENTS

Councilmember Walker thanked City employees for their work, and he encouraged the public to also thank employees for making the community a great place.

Councilmember Arboleda reminded everyone to drink orange juice and stay healthy during the cold season. She said the composting facility and Pier III are great successes. She complimented the cake sculpture at the Pier III dedication.

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Councilmember Whiddon said the Pier III project is a \$50 million facility. He said the dedication was professional, and he thanked the harbor staff for their work. He gave a fisheries update and shared that he believes that Kodiak needs to stay involved in regulatory issues because the outcome will be vital to the community.

Councilmember Saravia gave a fisheries work group update. He spoke about unity for the City and Borough to continue to work together on fisheries issues. He thanked the Governor for coming to Kodiak and sharing information and he said a state sales tax is not a good idea for Kodiak.

IX. AUDIENCE COMMENTS

None

X. ADJOURNMENT

Councilmember Whiddon MOVED to adjourn the meeting.

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

The meeting adjourned at 8:55 p.m.

CITY OF KODIAK

MAYOR

ATTEST:

CITY CLERK


Minutes Approved:

UNFINISHED BUSINESS

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MEMORANDUM TO COUNCIL

To: Mayor Branson and City Councilmembers
From: Aimée Kniazowski, City Manager 
Thru: Ronda Wallace, Chief of Police
Date: January 28, 2016

Agenda Item: IV. a. Resolution No. 2014–30, Authorizing and Directing the Chief of Police to Place Signs Prohibiting Parking on the Northwest Side of Mission Road Between Erskine Avenue and 12th Avenue

SUMMARY: The Kodiak Police and Public Works Departments fielded many complaints regarding drainage, traffic congestion, and snow removal on Mission Road until approximately fall of 2015. Complaints came from area residents as well as pedestrians and motorists using Mission Road. Staff recommended posting a section of Mission Road from 12th Avenue south to the intersection of Erskine Avenue with “No Parking This Side of Street” signs along the northwest side of the street. A resolution was drafted (Attachment A) to authorize the Chief of Police to place signage in the problem area. However, the residents didn’t support the parking restrictions and complaints went away when the resident who had appropriated use of much of the ROW on the northwest side of the street moved away. Staff recommends Council postpone Resolution No. 2014–30 indefinitely, which will remove it from further consideration.

PREVIOUS COUNCIL ACTION: Information was presented to the City Council during the August 26, 2014, work session. Council postponed action at the August 28, 2014, regular meeting.

DISCUSSION: As mentioned above, residents of the Mission Road area were concerned with the problems that on-street parking created with drainage and the narrow road making two-way traffic difficult in the winter. Staff brought forward a suggested solution which was to post “No Parking” signs along the northwest side of the street through this section. Staff believed it could improve safety and reduce the drainage problems affecting the properties on the southeast side of the street.

Many residents park within the right of way and either have parking decks or are outside of the guardrail. In order to keep the width of the street as wide as possible during the winter, Public Works crews move the snow to the northwest side of the street to improve traffic safety. This section of the street has very limited shoulders and drainage.

The former resident who used the northwest side of the street for parking and limited access the drainage area created many problems for the residents and traffic as it moved along the road. Once this resident moved all of his equipment, the problem was solved, and Public Works crews cleaned the drainage ditch

and replaced the storm drain culvert crossing Mission Road at the bottom of 11th Avenue. The road remains narrow and has drainage issues, but the main problem has been addressed once the problem resident left. Therefore, staff recommends Council postpone indefinitely Resolution No. 2014–30, which will remove it from further consideration.

ALTERNATIVES:

- 1) Postpone indefinitely Resolution No. 2014–30, which is staff’s recommendation, since the residents didn’t support the parking restrictions, Public Works made drainage improvements, and the problem resident moved away, which removed the problems.
- 2) Adopt or amend Resolution No. 2014–30, which is not recommended, as residents do not want parking limitations, and the main problem was removed when the resident who inappropriately blocked the ROW moved away.

FINANCIAL IMPLICATIONS: N/A

LEGAL: The City Council could authorize parking signage along a portion of Mission Road if necessary, although this section does not apply if Council agrees to postpone the resolution indefinitely, as recommended.

STAFF RECOMMENDATION: Staff recommends Council postpone indefinitely Resolution No. 2014–30.

CITY MANAGER’S COMMENTS: Once the resident who lived along that northwest side of Mission Road moved away in late 2014, City crews restored proper drainage to the area. Residents no longer had the problems they’d faced when the neighbor lived there. The condition and width of Mission Road in this area remains limited. A complete fix to the problem will require a full rebuild of the road, which will prove to be quite expensive and is currently low on the City’s list of capital priorities for that reason. Therefore, it is our recommendation that Council postpone Resolution No. 2014–30 indefinitely.

ATTACHMENTS:

Attachment A: Resolution No. 2014–30

PROPOSED MOTION:

Move to postpone indefinitely Resolution No. 2014–30.

**CITY OF KODIAK
RESOLUTION NUMBER 2014-30**

A RESOLUTION OF THE COUNCIL OF THE CITY OF KODIAK AUTHORIZING AND DIRECTING THE CHIEF OF POLICE TO PLACE SIGNS PROHIBITING PARKING ON THE NORTHWEST SIDE OF MISSION ROAD BETWEEN ERSKINE AVENUE AND 12TH AVENUE

WHEREAS, Mission Road between Erskine Avenue and 12th Avenue is exceptionally narrow, and carries a high volume of traffic; and

WHEREAS, the parking of vehicles on both sides of Mission Road between Erskine Avenue and 12th Avenue causes traffic congestion and delays, and is a public safety hazard; and

WHEREAS, the best means to reduce traffic congestion and the public safety hazard in this area is to prohibit parking on the Northwest side of Mission Road between Erskine Avenue and 12th Avenue.

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

Section 1. The Chief of Police is authorized and directed to place signs stating “No Parking” on the Northwest side of Mission Road between Erskine Avenue and 12th Avenue.

Section 2. This resolution shall become effective October 1, 2014.

CITY OF KODIAK

MAYOR


ATTEST:

CITY CLERK

Postponed: August 28, 2014
Adopted:

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MEMORANDUM TO COUNCIL

To: Mayor Branson and City Councilmembers
From: Aimée Kniaziowski, City Manager 
Thru: Ronda Wallace, Chief of Police
Date: January 28, 2016

Agenda Item: IV. b. Second Reading and Public Hearing, Ordinance No.1341, Repealing Kodiak City Chapter 8.20, Assault and Battery, Adopting Kodiak City Code Chapter 8.20, Offenses Against Public Order, and Repealing Kodiak City Code 8.56.060, Disorderly Conduct; 8.64.010, Begging; and 8.64.020, Jostling People; and Kodiak City Code 1.12.040, Disposition of Scheduled Offenses-Fine Schedule

SUMMARY: The last several years the City has fielded concerns from citizens and staff regarding the growing homeless, indigent, and inebriate population in the downtown area. Lacking depth in our Kodiak City Code and concerns about violating citizens' constitutional rights has limited the Kodiak Police Department's (KPD) ability to address ongoing problems. The City reached out to its legal firm for direction. The City's Attorney was able to conduct research and develop regulations to meet the City's needs. Ordinance No. 1341 was drafted and Council passed it in the first reading on January 14 and moved it to the second reading and public hearing for the next regular or special meeting.

PREVIOUS COUNCIL ACTION:

- On April 14, 1977, Council adopted Ordinance No. 488, an ordinance relating to vagrancy, 8.64.030; loitering becoming effective on May 14, 1977.
- On September 8, 1983, Council adopted Ordinance No. 695, amending and/or repealing certain specified section of the Kodiak City Code, repealing Section 22 Loitering 8.64.030.
- On January 12, 2016, Council reviewed the suggested Code amendments identified in Ordinance No. 1341 at the work session and identified part of the ordinance title was inadvertently dropped and needed to be added.
- On January 14, 2016, Council passed Ordinance No. 1341 in the first reading and advanced for second reading to the next regular Council meeting after correcting the title of the ordinance prior to the first reading.

DISCUSSION: Over the last several years, Kodiak City has seen a growing problem with a number of the homeless, indigent, and inebriate population. This population spends their days, and sometimes nights, in Kodiak's downtown area in public spaces like sidewalks and parks, and in business doorways, where they shout obscenities and engage in other intimidating and offensive behavior. The KPD responds daily to complaints by business owners and citizens regarding these behaviors. Unless a crime

has been committed, there has been little law enforcement has been able to enforce because of activities that are constitutionally protected under the First Amendment.

The last several years KPD has responded to an increase in complaints from citizen and business owners of intoxication, open containers, individuals passed out in doorways of business, and general intimidating and offensive behavior by homeless, indigent, and inebriated population. Many presentations have been made to the public concerning ways KPD can respond and limitations placed upon them because of First Amendment rights.

As a general rule, a “city is free to prevent people from blocking sidewalks, obstructing traffic, littering streets, committing assaults, or engaging in countless other forms of antisocial conduct,” but it must do so “through the enactment and enforcement of ordinances directed with reasonable specificity toward the conduct to be prohibited.” However, laws that seek to address social problems that can arise from street dwellers, homeless persons, and vagrants, by prohibiting breach of the peace, disorderly conduct, loitering, vagrancy, soliciting, begging, panhandling, and similar conduct often are subject to successful constitutional challenges. As advocacy for homeless and other marginal groups has intensified, more laws of this type have become subject to successful constitutional challenge. The City has to avoid enacting laws that are unconstitutionally vague or overbroad.

Understanding police response strategies has not been effective; staff needed to identify laws KPD could rely on to address public disorder in the downtown area. Staff contacted City Attorney Tom Klinkner to help draft recommended changes to the City Code to allow for more active enforcement. Mr. Klinkner conducted a considerable amount of research regarding case law and what would address the concerns of the City. Ordinances addressing camping, panhandling, obstruction of pedestrians or vehicles, aggressive panhandling, and sitting or lying on sidewalks were identified. Mr. Klinkner was able to develop regulations that are carefully tailored to meet the City’s needs within constitutional constraints.

ALTERNATIVES:

- 1) Adopt Ordinance No. 1341, which is staff’s recommendation because it is consistent with community sentiment and Council intent.
- 2) Do not adopt the ordinance. This would have a negative impact on our community, and KPD still would not have laws to assist in the problems addressed in this memo.

FINANCIAL IMPLICATIONS: None

LEGAL: City staff worked with City Attorney Tom Klinkner to review problems and possible solutions to the problems being experienced downtown. Mr. Klinkner conducted a considerable amount of research and was able to draft the ordinance for the City of Kodiak.

STAFF RECOMMENDATION: Staff recommends Council adopt Ordinance No. 1341.

CITY MANAGER'S COMMENTS: Chief Wallace and I worked with the City Attorney to bring forward revisions to the City Code to address some of the problems we experience in the downtown area. The issues have been brought forward repeatedly by residents and the Downtown Revitalization Committee. The attorney drafted this ordinance that strengthens the City Code to allow for more clarity of action while protecting the constitutional rights of all. I recommend Council adopt this ordinance following the second reading and public hearing.

ATTACHMENTS:

Attachment A: Ordinance No. 1341

Attachment B: Ordinance No. 488

Attachment C: Ordinance No. 695

PROPOSED MOTION:

Move to adopt Ordinance No. 1341.

**CITY OF KODIAK
ORDINANCE NUMBER 1341**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF KODIAK REPEALING KODIAK CITY CHAPTER 8.20, ASSAULT AND BATTERY, ADOPTING KODIAK CITY CODE CHAPTER 8.20, OFFENSES AGAINST PUBLIC ORDER, AND REPEALING KODIAK CITY CODE 8.56.060, DISORDERLY CONDUCT; 8.64.010, BEGGING, 8.64.020, JOSTLING PEOPLE; AND KODIAK CITY CODE 1.12.040, DISPOSITION OF SCHEDULED OFFENSES—FINE SCHEDULE

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

Section 1: Kodiak City Code Chapter 8.20, Assault and Battery is hereby repealed.

Section 2: Kodiak City Code Chapter 8.20, Offenses Against Public Order, is adopted to read as follows:

8.20.010 Definitions

As used in this chapter,

“Camping” means sleeping or otherwise being in a temporary shelter, tent or sleeping bag out-of-doors, sleeping atop or covered by materials such as a bedroll, cardboard or newspapers out-of-doors, or cooking over an open flame or fire out-of-doors.

“Panhandling” means any solicitation made in person in which a person requests an immediate donation of money or other gratuity from another person, including without limitation seeking donations in exchange for an item of little or no monetary value under circumstances where a reasonable person would understand that the transaction is in substance a donation.

"Public place" means a place to which the public has access, including without limitation streets, highways, sidewalks, alleys, parking areas, plazas, parks, and playgrounds.

8.20.020 Assault

No person may by words or other conduct recklessly place another person in a public place in fear of imminent physical injury.

8.20.030 Obstruction of pedestrians or vehicles.

No person may walk, stand, sit, lie, or place an object in a public place in such a manner as to block rightful passage by another person or a vehicle, or to require another person or a driver of a vehicle to take evasive action to avoid physical contact. This section does not apply to lawful picketing, parades or use of a public place in accordance with a permit issued by the City.

8.20.040 Aggressive panhandling.

No person may engage in an act of panhandling in an aggressive manner as set forth in (a) through (e) of this section:

(a) Touching the solicited person without the solicited person's consent;

(b) Panhandling a person while such person is standing in line and waiting to be admitted to a commercial or public establishment;

(c) Blocking the path of a person being solicited, or the entrance to any building or vehicle;

(d) Persisting in closely following or approaching a person, after the person solicited has informed the solicitor by words or conduct that such person does not want to be solicited or does not want to give money or any other thing of value to the solicitor;

(e) Making any statement, gesture, or other communication which would cause a reasonable person to be fearful or coerced to make a donation; or

(f) Panhandling in a group of two or more persons.

8.20.050 Sitting or lying on public sidewalks.

(a) No person may sit or lie upon a public sidewalk, or upon a blanket, chair, stool, or any other object placed upon a public sidewalk, during the hours between:

(1) 6:00 a.m. and 11:59 p.m. on Monday, Tuesday, Wednesday or Thursday; or

(2) 6:00 a.m. Friday through 2:30 a.m. Saturday; or

(3) 6:00 a.m. Saturday through 2:30 a.m. Sunday.

(b) The prohibition in subsection (a) of this section does not apply to:

(1) Sitting or lying on a public sidewalk due to a medical emergency;

(2) Using, as the result of a disability, a wheelchair, walker, or similar device to move about;

(3) Operating or patronizing a commercial establishment conducted on a public sidewalk in accordance with a permit issued by the city, or participating in or attending a parade, festival, performance, race, rally, demonstration, meeting, or similar event conducted on the public sidewalk in accordance with a permit issued by the city;

(4) Sitting on a chair or bench located on the public sidewalk which is supplied by a public agency or by the abutting private property owner;

(5) Sitting on a public sidewalk within a passenger loading zone while waiting for public or private transportation; or

(6) Waiting in line to purchase, receive or deliver an item or gain access to an adjacent property, such as waiting to purchase an item from a street vendor, or tickets at a ticket window, or waiting for an establishment to open to receive or deliver goods or services, while remaining as far from the traveled roadway as practicable.

8.20.060 Camping.

Camping is prohibited in all public places, except those that are specifically designated for camping by the appropriate governmental authority

Section 3: Subsection (c) of Kodiak City Code Section 1.12.040, Disposition of scheduled offenses—fine schedule, is hereby amended by adding new lines to read as follows:

City Code Provision	Offense	Fine		
		1st offense w/i 2 years	2nd offense w/i 2 years	3rd offense w/i 2 years
8.20.020	Assault	\$250	\$500	\$1,000
8.20.030	Obstruction of pedestrians or vehicles	\$50	\$100	\$200
8.20.040	Aggressive panhandling	\$50	\$100	\$200
8.20.050	Sitting or lying on public sidewalks	\$50	\$100	\$200
8.20.060	Camping	\$50	\$100	\$200

Section 4: Kodiak City Code 8.56.060, Disorderly conduct; 8.64.010, Begging; and 8.64.020, Jostling people, are hereby repealed.

Section 5: This ordinance shall be effective one month following final passage and publication in accordance with Kodiak Charter article II section 13.

CITY OF KODIAK

MAYOR

ATTEST:

CITY CLERK

First Reading: January 14, 2016
 Second Reading:
 Effective Date:

CITY OF KODIAK

ORDINANCE NO. 488

AN ORDINANCE RELATING TO VAGRANCY

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

SECTION 1. Section 8.64.030 of the Kodiak City Code is repealed and re-enacted to read as follows:

8.64.030 Loitering. It is unlawful for a person to loiter, remain, prowl or wander in or about any public or private place without apparent reason and at a time, in a manner or under circumstances which justify suspicion that he may be engaged in or about to engage in a crime, or which warrants alarm for the safety of persons or property in the vicinity, or which prevents the use of a street, sidewalk or entrance to a public place by other people, and

A. Upon inquiry by a police officer refuse to identify himself by name and address; or

B. After having given his name and address, refuse or fail to give a reasonably credible account of his conduct and purpose.

CITY OF KODIAK

Tom Frost
MAYOR

ATTEST:

Shirley Personal
City Clerk

FIRST READING: 3/24/77
SECOND READING AND PASSAGE: 4/14/77
EFFECTIVE DATE: 5/14/77

CITY OF KODIAK
ORDINANCE NUMBER 695

AN ORDINANCE AMENDING AND/OR REPEALING CERTAIN SPECIFIED SECTIONS OF THE KODIAK CITY CODE

BE IT ORDAINED by the Council of the City of Kodiak, Alaska, that the following changes be and are hereby made to the Kodiak City Code:

Section 1. Section 2.08.025 shall be amended to read as follows:

"2.08.025 Compensation of [councilmen] councilmembers. Each councilmember shall be compensated at the rate of thirty dollars per month, to be paid on a [quarterly] monthly basis."

Section 2. Section 2.08.034 shall be amended to read as follows:

"2.08.034 Compensation of mayor. The mayor shall compensated at the rate of fifty dollars per month, to be paid on a [quarterly] monthly basis."

Section 3. The heading for chapter 2.12 shall be changed as follows:

CHAPTER 2.12

[VOLUNTEER] FIRE DEPARTMENT

Section 4. Section 2.12.010 shall be amended to read as follows:

"2.12.010 Officers. The department shall consist of a chief, [two lieutenants] an assistant chief, three shift supervisors, and other officers as the chief and city manager may deem necessary for the effective operation of the department."

Section 5. Section 2.12.040 shall be amended to read as follows:

"2.12.040 [Lieutenants] Shift Supervisors. The [lieutenants] shift supervisors and all other department and company officers shall be appointed by the chief. Such officers shall be accountable only to the chief, and subject to removal by him."

Section 6. Section 2.12.070 shall be amended to read as follows:

"2.12.070 Chief and/or Shift Supervisors--drills and instruction. The chief and/or shift supervisors shall [at least once a month] conduct suitable drills or instruction in the operation and handling of equipment, first aid and rescue work, salvage, [a] study of buildings in the city, fire prevention, water supplies, and all other matters generally considered essential to good firemanship and safety of life and property from fire."

Section 7. Section 2.12.280 shall be amended to read as follows:

"2.12.280 Vehicle--following apparatus. No unauthorized person with any vehicle shall follow within [six] five hundred feet of any apparatus belonging to the department, nor park any vehicle within three hundred feet of a fire."

Section 8. Sections 2.12.300, 2.12.330 and 2.12.340 are hereby repealed.

Section 9. Section 2.28.040 shall be amended to read as follows:

"2.28.040 Cost of recount. The contestant shall pay all costs and expenses incurred in any recount of an election demanded by the contestant if the recount fails to reverse any result of the election or the difference between the winning and a losing vote on the result contested is more than two percent."

Section 10. Section 3.04.020 is hereby repealed.

Section 11. Section 3.08.060(B) shall be amended to read as follows:

[(B)] "(b) A construction contractor or subcontractor requesting exemption under subsection [D] (d) of section 3.08.050 must apply [for and obtain separate certificates of exemption for each building project, and the application and certificate shall reflect] to the city for a certificate of tax exemption which will be issued, without charge, to qualified licensed contractors or subcontractors. The exemption shall be valid for a period of one year, at the end of which, an accounting of the use of the exemption shall be made to the Finance Director, reflecting each building project and the correct location of the project by legal description and any other commonly recognized address [. The application for a certificate shall be signed by the person seeking the exemption and the certificate shall be valid only for businesses specified by name and address on the application] and by the names and addresses of the businesses from which services, materials, supplies, or other property are purchased or obtained."

Section 12. Section 3.08.110(a) shall be amended to read as follows:

"Section 3.08.110 Tax schedule. (a) The amount of the tax to be added to the rental charge for transient room rentals shall be determined in accordance with the following schedule:

<u>Charge</u>	<u>Tax</u>
Under [6] <u>5</u> cents. . . . .	.None
\$ [.07] <u>.05</u> through \$.14.	\$.01

.15 through	.24.	. . . . .	.02
.25 through	.34.	. . . . .	.03
.35 through	.44.	. . . . .	.04
.45 through	.54.	. . . . .	.05
.55 through	.64.	. . . . .	.06
.65 through	.74.	. . . . .	.07
.75 through	.84.	. . . . .	.08
.85 through	.94.	. . . . .	.09
.95 through	1.04.	. . . . .	.10
Over \$1.05	. . . . .	.Continue on same scale."	

Section 13. Section 3.12.060 shall be amended to read as follows:

"3.12.060 Local/minority preference. (a) The council may, at its discretion, direct an award of a contract for the purchase of personal property or services after competitive bidding to a responsible bidder who maintains a business office or store within the city from which the property or service would be provided, if that bid does not exceed the lowest responsible bid by more than ten percent.

(b) The council may, at its discretion, direct an award of a contract for the purchase of personal property or services after competitive bidding to a responsible bidder who is a minority business enterprise, if that bid does not exceed the lowest responsible bid by more than ten percent. For the purposes of this section a "minority business enterprise" is a business entity at least 50% of which is owned by minority group members, or in the case of publicly-owned businesses, at least 51% of the stock of which is owned by minority group members, and who control policy decisions and actually manage the business on a day-to-day basis. For the purpose of this definition, minority groups include Blacks, Hispanics, Asians, Pacific Islanders, American Indians, and Alaska Natives. Although females are not a numerical minority, female-owned businesses are considered in the same category.

(c) If the bid is submitted by a minority business enterprise who maintains a business office or store within the city from which the property or service would be provided the maximum preference shall be no more than ten percent."

Section 14. Section 5.40.210(G) shall be amended to read as follows:

[G] "(g) Operate or remain in physical control for purposes of operating a taxicab or other for-hire vehicle for a period of time in excess of twelve consecutive hours, or for a period in excess of sixteen nonconsecutive hours in any twenty-four-hour period. As used in this subsection, "physical control" means [possession of the vehicle key,] having the vehicle accessible [and] or being available for dispatch;"

Section 15. Chapter 7.12 is hereby repealed in its entirety.

Section 16. Section 7.16.030(B) shall be amended to read as follows:

[B] "(b) Items such as beds, water heaters, furnaces, major applicances, and similarly bulky household items discarded by individuals utilizing the established collection service shall be placed for collection on the first Monday of each month except December, January, February, and March. Bulk item collection will be provided at no additional cost to individuals utilizing the established garbage collection service."

Section 17. Section 8.04.010(C) shall be amended to read as follows:

[C] "(c) Electioneering on election day within the polling place or within [one] two hundred feet of the same;"

Section 18. Section 8.36.150 shall be amended to read as follows:

"8.36.150 Motion picture machines--inspection. No moving picture machine shall be operated until the chief of the fire department has inspected and approved the picture machine room and given [his] consent in writing for the operation thereof[.]; provided, however, that this shall not apply to home motion picture machines as heretofore referred to in section 8.36.140."

Section 19. Chapter 8.52 shall be amended by changing the title to "Gambling Prohibited" and substituting the following wording for section 8.52.010:

"8.52.010 Gambling Prohibited. Gambling is prohibited within the city limits of Kodiak with the exception of activites for which a permit is issued under the provisions of AS 05.15."

Section 20. Section 8.56.050 shall be relocated and renumbered as follows:
"5.44.010 Hotel registration" under Business Licenses and Regulations.

Section 21. Section 8.56.070 is hereby repealed.

Section 22. Section 8.64.030 is hereby repealed.

Section 23. Section 8.76.010 shall be amended to read as follows:
"8.76.010 Disposal--Exception. If there is any property in the possession of the police department that has been stolen and is not claimed by the owner within six months of the conviction of the person for stealing the property, or any property that has been abandoned and not claimed within six months of the date on which the police department took possession thereof, the chief of police may, if the owner be not known, publish in a newspaper of general circulation in the city once a week for two consecutive weeks that the property is in the possession of the police department. If, after notice is given as required herein, the property still remains unclaimed by the owner, if it be money the chief of police shall pay such money to the [city clerk] finance director. If it be other property, then the chief of police shall have the property sold at public auction; after paying the expenses of the sale, the chief of police shall pay any money in excess to the [city clerk] finance director. This section shall not apply to abandoned or stolen motor vehicles."

Section 24. Section 8.96.020 is hereby repealed.

Section 25. Section 18.04.040 shall be amended to read as follows:
"18.04.040 Assessor. "Assessor" means the assessor of the [city] borough of Kodiak Island, Alaska."

Section 26. Section 18.12.480 is hereby repealed.

Section 27. The reference to AS 29.10.132(E) in Section 18.20.100(B) is hereby corrected to read "AS 29.48.260(e)".

CITY OF KODIAK


MAYOR

ATTEST:


CITY CLERK

First Reading: August 25, 1983

Second Reading: September 8, 1983


Effective Date: October 8, 1983


Ordinance Number 695
Page 6 of 6

NEW BUSINESS

MEMORANDUM TO COUNCIL

To: Mayor Branson and City Council Members

From: Aimée Kniazowski, City Manager 

Thru: Kelly Mayes, Finance Director 

Date: January 28, 2016

Agenda Item: V. a. First Reading, Ordinance No. 1342, Establishing Supplemental Appropriation No. 1 to the Budget for the Fiscal Year Commencing on the First Day of July 2015 and Ending On the Thirtieth Day of June 2016

SUMMARY: The Supplemental Appropriation No. 1 to the budget for the fiscal year commencing on the first day of July 2015 and ending on the thirtieth day of June 2016 is in the amount of \$2,886,917. It is customary for the City Council to approve at least one supplemental budget annually to authorize the adjustments of current revenues and expenses as detailed in the attachments provided. These adjustments are for the operating funds as well as additions to project funds for grant revenues received and additional expenditures needed that were not known at the time the original budget was adopted. This is the first budget amendment of FY2016. Staff recommends Council pass Ordinance No. 1342 in the first reading and advance to second reading at the next regular or special Council meeting.

PREVIOUS COUNCIL ACTION:

- June 11, 2015, Council adopted Ordinance No. 1334 for the FY2016 budget in the amount of \$42,503,069 commencing on the first day of July 2015 and ending on the thirtieth day of June 2016
- January 26, 2016, Council reviewed the budget amendment at the work session

DISCUSSION: The adoption of the budget by the City Council puts the budget into effect for the budget year July 1 through June 30. Amendments to the budget can occur anytime during the fiscal year through a supplemental budget ordinance, which is introduced at one Council meeting and typically adopted at the next Council meeting.

All new appropriations are authorized by an ordinance that amends the annual budget ordinance. An ordinance is required to move amounts between funds, departments, and projects. An ordinance is required to move funds, to add permanent personnel, or to grant unscheduled salary increases.

The Supplemental No. 1 appropriation is requesting the addition of \$2,886,917 to the adopted budget bringing the total amended budget to \$45,389,986 for FY2016.

The Supplemental No. 1 appropriation is requesting an increase in non-capital funds in the amount of \$2,347,636 and an increase in capital funds in the amount of \$539,281.

Of the \$2,347,636 increase for non-capital funds, \$748,400 is a transfer to the Enhancement Fund from the General Fund based on KCC 3.28.020. KCC 3.28.020 states that fifty percent of the prior fiscal year's General Fund surplus shall be deposited in the City Enhancement Fund. The General Fund surplus is defined as the excess of revenues and other financing sources over expenditures and other financing uses, plus any residual equity transfers in, less any residual equity transfers out, as identified in the audited General Fund Statement of Revenues, Expenditures, and Changes in Fund Balance. The audited net change in fund balance for the year ending June 30, 2015, was \$1,496,800. The remaining \$1,599,236 in non-capital funds is necessary to make adjustments for unanticipated grant funds received, overtime incurred from staff turnover, increases in supplies, the operations of the new compost facility, and increases in professional fees.

Additions to capital projects of \$539,281 include additional funds needed to complete the sewer lift stations, additional grant funds received for the 2015 Federal SHSP grant, and storm damage repairs.

FINANCIAL IMPLICATIONS: All expense appropriations requested in Supplemental Appropriation No. 1 are funded by increased revenue sources, additional state and federal grant sources, and use of fund balances and transfers. The ordinance makes a number of changes in the FY2016 budget reflecting increased revenues and expenditures, new project and grant funding, and movement of funds to more accurately reflect current City operations. Details of funding sources and expenses have been submitted in the attachments.

LEGAL: The Kodiak City Charter and Kodiak City Code grant Council the authority to make appropriations and adopt and amend budgets as required.

STAFF RECOMMENDATION: Staff recommends that the City Council pass Ordinance No. 1342 in the first reading and advance to second reading and public hearing at the next regular or special Council meeting.

CITY MANAGER'S COMMENTS: The City traditionally adopts one major budget amendment each fiscal year to make necessary adjustments to cover changes or additions to projects, to account for the receipt of additional revenues, and increased operating expenses. The ordinance and attachments detail the sections of the City's operating and capital budget that require changes. I recommend Council pass Ordinance No. 1342 in the first reading and advance to the second reading and public hearing at the next regular or special Council meeting.

ATTACHMENTS:

Attachment A: Ordinance No. 1342

Attachment B: Backup descriptions containing details and summaries by each fund

Attachment C: Backup line item detail to budget.

PROPOSED MOTION:

Move to pass Ordinance No. 1342 in the first reading and advance to second reading and public hearing at the next regular or special Council meeting.

January 28, 2016
Agenda Item V. a. Memo Page 3 of 3

**CITY OF KODIAK
ORDINANCE NUMBER 1342**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF KODIAK ESTABLISHING SUPPLEMENTAL APPROPRIATION NO. 1 TO THE BUDGET FOR THE FISCAL YEAR COMMENCING ON THE FIRST DAY OF JULY 2015 AND ENDING ON THE THIRTIETH DAY OF JUNE 2016

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

Section 1: The following estimated revenues and expenditures are hereby appropriated for the corporate purposes and objects of the City of Kodiak for fiscal year 2016.

	GENERAL FUND		
	Budget	Supplemental #1	Revised Budget
Anticipated Revenues:			
Property Tax	\$ 1,003,500	\$ -	\$ 1,003,500
Sales Tax	12,027,500	-	12,027,500
Licenses and Permits	89,800	-	89,800
Intergovernmental	2,948,420	15,000	2,963,420
Charges for Services	1,660,317	-	1,660,317
Fines and Forfeitures	15,000	-	15,000
Interest Income	10,000	-	10,000
Rental Income	230,000	-	230,000
Other Revenues	22,000	-	22,000
Interfund Charges	1,198,832	-	1,198,832
Use of Fund Balance	3,346,341	973,880	4,320,221
Transfers In	-	-	-
Total Amended Revenues	\$ 22,551,710	\$ 988,880	\$ 23,540,590
Planned Expenditures:			
Legislative	\$ 296,454	-	\$ 296,454
Legal	50,000	150,000	200,000
Executive	663,067	7,886	670,953
Emergency Preparedness	56,500	-	56,500
City Clerk	492,970	-	492,970
Finance	1,529,160	-	1,529,160
Police	6,868,059	57,738	6,925,797
Fire	2,208,736	8,475	2,217,211
Public Works	2,748,851	-	2,748,851
Engineering	294,070	-	294,070
Parks & Recreation	1,479,354	-	1,479,354
Library	1,044,680	-	1,044,680
Non-Departmental	658,790	24,267	683,057
Transfers	4,161,019	740,514	4,901,533
Total Amended Expenditures	\$ 22,551,710	\$ 988,880	\$ 23,540,590

SPECIAL REVENUE FUNDS

	Budget	Supplemental #1	Revised	Budget
Anticipated Revenues:				
Tourism Development	\$ 189,500	\$ -	\$ 189,500	
Disaster Administration	-	10,356	\$ 10,356	
City Enhancement	-	748,400	\$ 748,400	
Total Amended Revenues	<u>\$ 189,500</u>	<u>\$ 758,756</u>	<u>\$ 948,256</u>	
Planned Expenditures:				
Tourism Development	\$ 189,500	\$ -	\$ 189,500	
Disaster Administration	-	10,356	\$ 10,356	
City Enhancement	-	748,400	\$ 748,400	
Total Amended Expenditures	<u>\$ 189,500</u>	<u>\$ 758,756</u>	<u>\$ 948,256</u>	

CAPITAL PROJECTS

	Budget	Supplemental #1	Revised	Budget
Anticipated Revenues:				
300 General Capital Projects	\$ 20,000	\$ 289,281	\$ 309,281	
315 Vehicle Replacement Capital	171,019	-	171,019	
301 Street Improvements	2,190,000	-	2,190,000	
302 Building Improvements	1,000,000	-	1,000,000	
305 Water Capital Fund	315,000	-	315,000	
306 Sewer Capital Fund	235,000	250,000	485,000	
307 Cargo Development Fund	-	-	-	
308 Harbor Development	475,000	-	475,000	
309 Parks & Recreation Fund	30,000	-	30,000	
Total Amended Revenues	<u>\$ 4,436,019</u>	<u>\$ 539,281</u>	<u>\$ 4,975,300</u>	
Planned Expenditures:				
300 General Capital Projects	\$ 20,000	\$ 289,281	\$ 309,281	
315 Vehicle Replacement Capital	171,019	-	171,019	
301 Street Improvements	2,190,000	-	2,190,000	
302 Building Improvements	1,000,000	-	1,000,000	
305 Water Capital Fund	315,000	-	315,000	
306 Sewer Capital Fund	235,000	250,000	485,000	
307 Cargo Development Fund	-	-	-	
308 Harbor Development	475,000	-	475,000	
309 Parks & Recreation Fund	30,000	-	30,000	
Total Amended Expenditures	<u>\$ 4,436,019</u>	<u>\$ 539,281</u>	<u>\$ 4,975,300</u>	

ENTERPRISE FUNDS

	Budget	Supplemental #1	Revised	Budget
Anticipated Revenues:				
Cargo Fund 500	\$ 1,051,529	\$ -	\$ 1,051,529	
Harbor Fund 510	3,605,033	-	3,605,033	
Boat Yard/Lift 512	1,276,715	-	1,276,715	
Electric Fund 515	616,590	-	616,590	
Water Fund 550	3,338,046	-	3,338,046	
Sewer Fund 570	4,570,353	350,000	4,920,353	
Trident Basin Fund 580	305,454	-	305,454	
E-911 Services	13,180	-	13,180	
Total Amended Revenues	<u>\$ 14,776,900</u>	<u>\$ 350,000</u>	<u>\$ 15,126,900</u>	

ENTERPRISE FUNDS CONTINUED

Planned Expenditures:						
Cargo Fund 500	\$	1,051,529	\$	-	\$	1,051,529
Harbor Fund 510		3,605,033		-		3,605,033
Boat Yard/Lift 512		1,276,715		-		1,276,715
Electric Fund 515		616,590		-		616,590
Water Fund 550		3,338,046		-		3,338,046
Sewer Fund 570		4,570,353		350,000		4,920,353
Trident Basin Fund 580		305,454		-		305,454
E-911 Services		13,180		-		13,180
Total Amended Expenditures	\$	14,776,900	\$	350,000	\$	15,126,900

INTERNAL SERVICE FUND

	Budget	Supplemental #1	Revised	Budget		
Anticipated Revenues:						
Self Insurance Fund	\$	548,940	\$	-	\$	548,940
Appropriation of Fund Balance		-		250,000		250,000
Total Amended Revenues	\$	548,940	\$	250,000	\$	798,940
Planned Expenditures:						
Self Insurance Fund	\$	548,940	\$	250,000	\$	798,940
Total Amended Expenditures	\$	548,940	\$	250,000	\$	798,940
Total Revenues	\$	42,503,069	\$	2,886,917	\$	45,389,986
Total Expenditures	\$	42,503,069	\$	2,886,917	\$	45,389,986

Section 2: This ordinance shall be in full force and effect from and after its passage as required by law.

CITY OF KODIAK

MAYOR

ATTEST:

CITY CLERK

First Reading:
Second Reading:
Effective Date:

CITY OF KODIAK
FY 2016 Supplemental
Budget

	Adopted	Capital Project	Amendments	Supplemental	Total	Revenues & Expenses		
	Budget	Rollover	FY 2016	#1	Budget	As of	Difference	%
	2016	2015		2016	2016	12/31/15		
Fund 100 General Fund								
REVENUES:								
310.100	1,000,000				1,000,000	908,086	91,914	91%
310.111	3,500				3,500	2,712	788	77%
310.200	12,000,000				12,000,000	3,510,548	8,489,452	29%
310.900	27,500				27,500	13,801	13,699	50%
320.000	89,800			-	89,800	26,151	63,649	29%
330.100	1,357,920				1,357,920	-	1,357,920	0%
330.105	150,000				150,000	377,926	(227,926)	252%
330.130	1,283,000				1,283,000	1,021,500	261,500	80%
330.131	75,000				75,000	10,858	64,142	14%
330.140	7,500				7,500	-	7,500	0%
330.150	20,000				20,000	-	20,000	0%
330.160	45,000				45,000	-	45,000	0%
330.300	10,000				10,000	-	10,000	0%
330.325	-			15,000	15,000	10,334	4,666	69%
340.100	991,552				991,552	495,776	495,776	50%
340.110	78,750				78,750	39,375	39,375	50%
340.120	5,000				5,000	450	4,550	9%
340.130	2,000				2,000	1,350	650	68%
340.210	109,415				109,415	109,415	-	100%
340.240	120,000				120,000	68,626	51,374	57%
340.300	200,000			-	200,000	103,515	96,485	52%
340.310	5,000				5,000	1,560	3,440	31%
340.405	15,000				15,000	6,231	8,769	42%
340.405	108,500				108,500	52,277	56,223	48%
340.520	15,900				15,900	13,674	2,226	86%
340.545	9,200				9,200	9,794	(594)	106%
350.100	15,000			-	15,000	1,927	13,073	13%
360.100	10,000				10,000	-	10,000	0%
363.100	230,000				230,000	100,025	129,975	43%
375.600	22,000				22,000	17,172	4,828	78%
380.100	86,996				86,996	86,996	-	100%
380.110	211,466				211,466	211,466	-	100%
380.115	59,651				59,651	59,651	-	100%
380.118	38,864				38,864	38,864	-	100%
380.120	253,506				253,506	253,506	-	100%
380.121	268,048				268,048	268,048	-	100%
380.125	8,601				8,601	8,601	-	100%
380.130	45,150				45,150	45,150	-	100%
380.150	55,531				55,531	63,464	(7,933)	114%
380.400	171,019				171,019	123,764	47,255	72%
385.100	3,346,341			973,880	4,320,221	-	4,320,221	0%
								Use of fund balance
TOTAL REVENUES	22,551,710	-	988,880	23,540,590	8,062,593	15,477,997	34%	
EXPENDITURES:								
Legislative	296,454			-	296,454	124,827	171,627	42%
Legal	50,000			150,000	200,000	92,946	107,054	46%
Executive	663,067			7,886	670,953	240,046	430,907	36%
Emergency Preparedness	56,500			-	56,500	9,880	46,620	17%
City Clerk - Clerk	324,210			-	324,210	122,241	201,969	38%
City Clerk - Records	168,760			-	168,760	59,850	108,910	35%
Finance	1,529,160			-	1,529,160	578,151	951,009	38%
Police	6,868,059			57,738	6,925,797	2,561,077	4,364,720	37%
Fire	2,208,736			8,475	2,217,211	933,991	1,283,220	42%
Public Works	2,748,851			-	2,748,851	987,898	1,760,953	36%
Engineering	294,070			-	294,070	71,840	222,230	24%
Parks & Recreation	1,479,354			-	1,479,354	624,145	855,209	42%
Library	1,044,680			-	1,044,680	432,108	612,572	41%
Non-Departmental	658,790			24,267	683,057	501,765	181,292	73%
Transfers	4,161,019			740,514	4,901,533	4,113,765	787,768	84%
								Transfer 1/2 of 6/30/15 surplus to Enhancement Fund Code 3.28.020 To Street Improvement Fund for SPCC on Police Station
TOTAL EXPENDITURES	22,551,710	-	988,880	23,540,590	11,454,530	12,086,060	49%	
Fund 251 Tourism Development								
Revenues:								
Hotel/Motel Tax	170,500				170,500	87,791	82,709	51%

**CITY OF KODIAK
FY 2016 Supplemental
Budget**

Attachment B

	Adopted Budget 2016	Capital Project Rollover 2015	Amendments FY 2016	Supplemental #1 2016	Total Budget 2016	Revenues & Expenses As of 12/31/15	Difference	%	
Approp. From Fund Balance	19,000				19,000	-	19,000	0%	
Revenues:	189,500	-	-	-	189,500	87,791	101,709	46%	
Expenditures:	189,500	-	-	-	189,500	142,771	46,729	75%	
Fund 298 Disaster Administration									
Revenues:									
Revenues from AK Forestry Service	-			2,470	2,470	2,470.00	-	100%	
Transfer from General Fund	-			7,886	7,886	-	7,886	0%	
Revenues:	-	-	-	10,356	10,356	2,470	7,886	24%	
Expenditures:	-	-	-	10,356	10,356	10,356	-	100%	
Fund 299 City Enhancement									
Revenues:									
Interest on Investments	40,000				40,000	20,378	19,622	51%	
Rentals from others	66,800				66,800	39,743	27,057	59%	
Approp. From Fund Balance	(106,800)			-	(106,800)		(106,800)	0%	
Transfer from General Fund	-			748,400	748,400	-	748,400	0%	Transfer 1/2 of 6/30/14 surplus to Enhancement Fund Code 3.28.020
Revenues:	-	-	-	748,400	748,400	60,121	688,279	0%	
Expenditures:	-	-	-	748,400	748,400	-	748,400	0%	
Fund 300 General Capital Projects									
Revenue:									
State Grants	-	381,472		-	381,472		381,472	0%	
Federal Grants	-	327,684		64,281	391,965		391,965	0%	SHSP Grant
Approp. From Fund Balance		50,000			50,000		50,000	0%	
Transfer from General Fund	20,000	2,379,500			2,399,500	20,000	2,379,500	1%	
Transfer from Tourism Fund	-	25,000			25,000	-	25,000	0%	
Transfer from Insurance Fund				225,000	225,000		225,000	0%	Storm Damage
Transfer from Enhancement Fund		100,000			100,000		100,000	0%	
Transfer from Harbor Fund		20,000			20,000		20,000	0%	
Transfer from Land Development		70,000			70,000		70,000	0%	
Revenues:	20,000	3,353,656	-	289,281	3,662,937	20,000	3,642,937	1%	
Expenditures:									
4002 City Land Development		170,000			170,000	98,285	71,715	58%	
4009 Compr Records Management Prog		275,000			275,000	250,306	24,694	91%	
4013 Museum Building - Phase I		250,000			250,000	248,677	1,323	99%	
4015 Fire Station Upgrades		550,000			550,000	478,096	71,904	87%	
4028 Financial Software Upgrade		530,000			530,000	524,441	5,559	99%	
4029 E-911 Upgrade System		656,472		-	656,472	-	656,472	0%	
4030 Classification & Compensation Study		100,000			100,000	83,062	16,938	83%	
4035 Demolition of Old KPD & 1118 Mission		545,500		-	545,500	416,063	129,437	76%	
4039 Downtown Revitalization Project	-	175,000			175,000	13,217	161,783	8%	
4040 Assistance to Firefighters Grant	-	81,684			81,684	70,525	11,159	86%	
4041 City Website Development Project	-	20,000			20,000	17,875	2,125	89%	
4042 Long Term Records Storage	20,000	-		-	20,000	-	20,000	0%	
4043 2015 SHSP Grant				64,281		6,610	(6,610)	10%	SHSP Grant
4044 Storm Damage				225,000		3,248	(3,248)	1%	Storm Damage
Expenditures:	20,000	3,353,656	-	289,281	3,373,656	2,210,405	1,163,251	66%	
Fund 315 Vehicle Replacement Capital Fund									
Revenue:									

	Adopted Budget 2016	Capital Project Rollover 2015	Amendments FY 2016	Supplemental #1 2016	Total Budget 2016	Revenues & Expenses As of 12/31/15	Difference	%
Transfer from General Fund	171,019	272,580		-	443,599	123,764	319,835	28%
Revenues:	171,019	272,580		-	443,599	123,764	319,835	28%
Expenditures:								
4900 Vehicle Replacement Capital	171,019	272,580		-	443,599	-	443,599	0%
Expenditures:	171,019	272,580		-	443,599	-	443,599	0%
Fund 301 Street Improvement								
Revenue:								
Interest on Investments		120,000			120,000		120,000	0%
Approp. From Fund Balance	(450,000)	653,000			203,000		203,000	0%
Transfer from General Fund	2,420,000	1,961,000		-	4,381,000	2,420,000	1,961,000	55%
Transfer from Cargo Fund	-	5,000		-	5,000		5,000	0%
Transfer from Shipyard Fund	-	11,000		-	11,000		11,000	0%
Transfer from Water Fund 550	110,000	684,032		-	794,032	110,000	684,032	14%
Transfer from Sewer Fund 570	110,000	99,000		-	209,000	110,000	99,000	53%
Revenues:	2,190,000	3,533,032		-	5,723,032	2,640,000	3,083,032	46%
Expenditures:								
5003 Annual Sidewalk/Curb	30,000	720,032			750,032	617,905	132,127	82%
5025 Pavement Repairs	-	1,600,000			1,600,000	1,594,384	5,616	
5030 Preliminary Design of Snow Dump Storage Yard	500,000	570,000			1,070,000	237,130	832,870	22%
5031 Storm Drainage Repair on Sheikof		-			-	-	-	0%
5032 Storm Drainage Repair on Simeonof	450,000	465,000			915,000	-	915,000	0%
5033 Pillar-Mountain Waste Material Dump Site		60,000			60,000	30,739	29,261	51%
5034 Public Works Rock for Maintenance	-	60,000			60,000	-	60,000	0%
5035 SPCC Spill Prevention		58,000		-	58,000	52,643	5,357	91%
5036 Mill Bay Road Rebuild	1,200,000				1,200,000	1,128,410	71,590	94%
5037 Underground Storage Tank Inspection, Testing & Maintenance	10,000				10,000	-	10,000	0%
Expenditures:	2,190,000	3,533,032		-	5,723,032	3,661,211	2,061,821	64%
Fund 302 Building Improvement Fund								
Revenues:								
Interest on Investments		1,185			1,185	-	1,185	0%
State Grants		6,900,000			6,900,000		6,900,000	0%
Local Funding - Pledges		750,000			750,000		750,000	0%
Local Funding Grant		500,000			500,000		500,000	0%
Other Local Funding		46,763			46,763		46,763	0%
In-Kind City Owned Land		650,000			650,000		650,000	0%
In-Kind Pre Development		85,000			85,000		85,000	0%
Transfer from General Fund	1,000,000	1,110,000			2,110,000	1,000,000	1,110,000	47%
Transfer from New Library Fund 255		5,424			5,424		5,424	0%
Transfer from Enhancement Fund		2,510,000			2,510,000		2,510,000	0%
Revenues:	1,000,000	12,558,372		-	13,558,372	1,000,000	12,558,372	7%
Expenditures:								
6012 New Library		12,448,372			12,448,372	10,968,970	1,479,402	88%
6015 New Fire Station	1,000,000	110,000		-	1,110,000	32,000	1,078,000	3%
Expenditures:	1,000,000	12,558,372		-	13,558,372	11,000,970	2,557,402	81%
Fund 305 Water Capital								
Revenues:								
Interest on Investments					-	-	-	
State Grants	-	13,541,547			13,541,547	314,314	13,227,233	2%
Federal Grants		768,000			768,000		768,000	0%
Approp. From Fund Balance	-	464,106			464,106		464,106	0%
ADEC Drinking Loans		7,284,890			7,284,890		7,284,890	0%
Water Sales Fee		-			-	187,157	(187,157)	0%

	Adopted Budget 2016	Capital Project Rollover 2015	Amendments FY 2016	Supplemental #1 2016	Total Budget 2016	Revenues & Expenses As of 12/31/15	Difference	%
Transfer from Water Fund 550	315,000	4,427,712		-	4,742,712	-	4,742,712	0%
ADEC Clean Water Loans		341,930			341,930		341,930	0%
Transfer from Sewer Fund 570	-	2,447,712			2,447,712	-	2,447,712	0%
Transfer from Street Improvement Fund		78,000			78,000		78,000	0%
Revenues:	315,000	29,353,897		-	29,668,897	501,471	29,167,426	2%

Expenditures:

7023 UV Water Treatment Facility Construction		6,859,589		-	6,859,589	5,726,954	1,132,635	83%
7024 Utility Rate Study	-	96,000			96,000	55,000	41,000	57%
7026 Aleutian Homes Water & Sewer Replacement Proj Phase V	-	10,001,792			10,001,792	6,565,341	3,436,451	66%
7029 Monashka Pump House Feasibility Study	-	11,530,986			11,530,986	7,305,275	4,225,711	63%
7031 Monashka Watershed Survey		250,000			250,000	350	249,650	0%
7033 Pillar Creek Dam Spillway Repair Work		100,000			100,000	37,935	62,065	38%
7036 Annual Electric	50,000	50,000			100,000	-	100,000	0%
7037 Aleutian Homes Water & Sewer Replacement Project: Phase VI	-	465,530			465,530	149,764	315,766	32%
7038 Monashka Transmission Line	205,000				205,000	-	205,000	0%
7039 Dam Safety	60,000				60,000	-	60,000	0%
Expenditures:	315,000	29,353,897		-	29,668,897	19,840,619	9,828,278	67%

Fund 306 Sewer Capital Fund

Revenues:

Interest on Investments					-	-		
Charges for Sewer Sales (10%)		26,000			26,000	-	26,000	0%
Approp. From Fund Balance	235,000	1,610,000	-	250,000	2,095,000		2,095,000	0%
Sewer Sales Fee		-			-	163,822	(163,822)	0%
Transfer from Sewer fund 570	-	6,000,000			6,000,000	-	6,000,000	0%
Transfer from Water fund 550	-	1,200,000			1,200,000	-	1,200,000	0%
Transfer from Street Improvement Fund 301		15,000			15,000	-	15,000	0%
Revenues:	235,000	8,851,000	-	250,000	9,336,000	163,822	9,172,178	2%

Expenditures:

7508 Lift Station Electric (5)		26,000			26,000	1,079	24,921	4%
7509 Upgrade Lift Station #1	175,000	1,050,000	-	250,000	1,475,000	129,215	1,345,785	9%
7512 Aeration Basin Air Control System		150,000			150,000	-	150,000	0%
7513 Inflow & Infiltration Repair materials		25,000			25,000	-	25,000	0%
7514 Rehabilitate Press pump Station		400,000			400,000	-	400,000	0%
7517 Bio Solid Management Project		7,200,000			7,200,000	4,014,302	3,185,698	56%
7518 APDES Permit Renewal	60,000	-			60,000	-	60,000	0%
Expenditures:	235,000	8,851,000	-	250,000	9,336,000	4,144,596	5,191,404	44%

Fund 307 Cargo Development Fund

Revenues:

State Grants		35,784,000			35,784,000	796,378	34,987,622	2%
Transfer from Cargo Fund		2,240,000			2,240,000	-	2,240,000	0%
Transfer from General Fund		100,000			100,000	-	100,000	0%
Approp. From Fund Balance		847,700	-		847,700	-	847,700	0%
Revenues:	-	38,971,700	-	-	38,971,700	796,378	38,175,322	2%

Expenditures:

	Adopted Budget 2016	Capital Project Rollover 2015	Amendments FY 2016	Supplemental #1 2016	Total Budget 2016	Revenues & Expenses As of 12/31/15	Difference	%
8016 Pedestrian Access from Pier II		2,400,000			2,400,000	2,359,162	40,838	98%
8017 Inspection Pier II and Inner Harbor Docks		85,700			85,700	64,347	21,353	75%
8018 Security Improvements		50,000			50,000	11,500	38,500	23%
8023 Pedestrian Pathway		384,000			384,000	11,574	372,426	3%
8024 Pier III Replacement		36,052,000	305,000		36,357,000	35,970,655	386,345	99%
Expenditures:	-	38,971,700		-	39,276,700	38,417,238	859,462	98%

**Fund 308 Harbor
Development**

	Adopted Budget 2016	Capital Project Rollover 2015	Amendments FY 2016	Supplemental #1 2016	Total Budget 2016	Revenues & Expenses As of 12/31/15	Difference	%
Revenues:								
Interest on Investments					-	-	-	0%
State Grant	-	1,500,000			1,500,000		1,500,000	0%
Approp. From Fund Balance	(25,000)	885,000			860,000		860,000	0%
Transfer from General Fund	500,000	780,000			1,280,000	500,000	780,000	39%
Transfer from Boat Harbor	-	1,000,000			1,000,000		1,000,000	0%
Revenues:	475,000	4,165,000		-	4,640,000	500,000	4,140,000	11%

Expenditures:								
8516 Float, Boat Launch, SPH		150,000			150,000	14,863	135,137	10%
8517 Restrooms, Fisherman's Hall		200,000			200,000	53	199,947	0%
8520 SHH Repairs		745,000			745,000	429,721	315,279	58%
8521 Channel Transient Float/ Bull Rails		25,000			25,000	19,491	5,509	78%
8523 Oscar's Dock Fender Pilling Replacement		45,000			45,000	10,920	34,080	24%
8525 Channel Transient Float Replacement	-	3,000,000			3,000,000	1,935	2,998,065	0%
8526 Oscar's Dock Electric	150,000				150,000	-		0%
8527 Decking for Dock 1	100,000				100,000	-		0%
8528 Security Cameras	25,000				25,000	-		0%
8529 St Herman's Harbor Parking Improvements	200,000				200,000	-		0%
Expenditures:	475,000	4,165,000		-	4,640,000	476,983	3,688,017	10%

**Fund 309 Parks & Rec
Capital**

	Adopted Budget 2016	Capital Project Rollover 2015	Amendments FY 2016	Supplemental #1 2016	Total Budget 2016	Revenues & Expenses As of 12/31/15	Difference	%
Revenue:								
Interest on Investments					-	-	-	0%
State Grants		5,850,000			5,850,000		5,850,000	0%
Local Grants		500,000			500,000		500,000	0%
Approp. From Fund Balance	(20,000)	331,000			311,000		311,000	0%
Transfer from Enhancement Fund		500,000			500,000		500,000	0%
Transfer from General Fund	50,000	278,094			328,094	50,000	278,094	15%
Revenues:	30,000	7,459,094		-	7,489,094	50,000	7,439,094	1%

Expenditures:								
9001 Baranof Park Improvements (E&D)	(16,001)	7,015,000			6,998,999	6,998,999	-	100%
9004 Playground Equipment & Improve		-			-	806	(806)	0%
9007 Storage Building - Baranof Park		115,000			115,000	106,840	8,160	93%
9012 Baranof Baseball Field Improvements		48,094			48,094	48,094	-	100%
9013 Major Park Maintenance		121,000			121,000	108,987	12,013	90%
9014 Building Improvement (Weatherization)		50,000			50,000	22,373	27,627	45%
9015 Skate Park Improvements	16,001	110,000			126,001	99,713	26,288	79%
9016 Teen Center Floor Replacement	30,000				30,000	19,659	10,341	66%
Expenditures:	30,000	7,459,094		-	7,489,094	7,405,471	83,623	99%

Fund 500 Cargo Terminal

Revenue:								
PERS Relief	33,570				33,570	-	33,570	0%
Dockage Pier III	130,000				130,000	65,610	64,390	50%
Cruise Ship Revenues	70,000				70,000	54,463	15,537	78%

	Adopted	Capital Project	Amendments	Supplemental	Total	Revenues & Expenses		
	Budget 2016	Rollover 2015	FY 2016	#1 2016	Budget 2016	As of 12/31/15	Difference	%
Pier III Lease	280,500				280,500	140,118	140,382	50%
Wharf	475,000				475,000	291,469	183,531	61%
Interest on Investments	7,000				7,000	-	7,000	0%
Warehouse Rental	202,500			-	202,500	101,194	101,306	50%
Van Storage Rental	20,000				20,000	12,575	7,425	63%
Other Miscellaneous Revenues	-			-	-	1,042	(1,042)	0%
Approp. From Retained Earnings	(167,041)			-	(167,041)		(167,041)	0%
Revenues:	1,051,529	-	-	-	1,051,529	666,471	385,058	63%
Expenditures:								
Cargo Terminal Administration	385,120			-	385,120	151,022	234,098	39%
Cargo Terminal Interfund Charges	123,103				123,103	123,103	-	100%
Cargo Terminal Warehouse	42,000				42,000	1,015	40,985	2%
Cargo Terminal Pier II	482,306				482,306	224,705	257,601	47%
Cargo Terminal Pier III	19,000				19,000	5,376	13,624	28%
Transfer	-			-	-	305,000	(305,000)	0%
Expenditures:	1,051,529	-	-	-	1,051,529	810,221	241,308	77%

Fund 510 Boat Harbor Fund

Revenue:								
PERS Relief	144,670				144,670		144,670	0%
Dockage AMHS	65,000				65,000	36,052	28,948	55%
Exclusive Moorage	1,240,000				1,240,000	1,231,200	8,800	99%
Transient Moorage	525,000				525,000	320,787	204,213	61%
Harbormaster Service	10,000				10,000	2,493	7,507	25%
Gridiron Fees	15,000				15,000	5,690	9,310	38%
Pier/Dock Fees	175,000				175,000	62,078	112,922	35%
Used Oil Fees	15,000				15,000	7,434	7,566	50%
Waiting List Fees	3,000				3,000	1,250	1,750	42%
Trailer Parking Fees	35,000				35,000	16,960	18,040	48%
Bulk Oil Sales/Charges	20,000				20,000	17,994	2,006	90%
Gear Storage	50,000				50,000	51,254	(1,254)	103%
Parking Meters	7,500				7,500	2,243	5,257	30%
Launch Ramp Fees	19,000				19,000	5,702	13,298	30%
Interest on Investments	14,000				14,000	6,572	7,428	47%
Office Rent AMHS	16,500				16,500	6,569	9,931	40%
Other Revenues	7,300				7,300	18,258	(10,958)	250%
Harbor Services to Cargo	70,435				70,435	28,174	42,261	40%
Harbor Services to Boat Yard						28,174		0%
Harbor Services to Electric					-	14,087	(14,087)	0%
Approp from Retained Earnings	1,172,628				1,172,628		1,172,628	0%
Revenues:	3,605,033	-	-	-	3,605,033	1,862,971	1,770,236	52%
Expenditures:								
Boat Harbor Administration	3,385,634				3,385,634	1,567,492	1,818,142	46%
Boat Harbor Interfund	219,399				219,399	219,399	-	100%
Transfer to Harbor Capital	-				-	-	-	
Expenditures:	3,605,033	-	-	-	3,605,033	1,786,891	1,818,142	50%

Fund 512 Shipyard

Revenues:								
PERS Relief	22,220				22,220		22,220	0%
Customer Fees	693,000				693,000	282,200	410,800	41%
Interest on Investments	1,000				1,000	-	1,000	0%
Other Revenue	2,000				2,000	1,385	615	69%
Approp from Retained Earnings	558,495			-	558,495	-	558,495	0%
Revenues:	1,276,715	-	-	-	1,276,715	283,585	993,130	22%
Expenditures:								
Yard Administration	1,180,957				1,180,957	539,811	641,146	46%
Boat Yard Interfund	95,758				95,758	95,758	-	100%
Expenditures:	1,276,715	-	-	-	1,276,715	635,569	641,146	50%

Fund 515 Harbor Electrical

Revenues:								
Non-Meter Charge	15,000				15,000	4,633	10,367	31%
Customer Charge recurring	115,000				115,000	54,930	60,070	48%
Connect/Disconnect fee	7,000				7,000	3,680	3,320	53%
Energy Charge	530,000				530,000	251,304	278,696	47%
Record Fee	1,000				1,000	240	760	24%
HM Service	5,000				5,000	1,381	3,619	28%

	Adopted	Capital Project	Amendments	Supplemental	Total	Revenues & Expenses		
	Budget	Rollover	FY 2016	#1	Budget	As of	Difference	%
	2016	2015		2016	2016	12/31/15		
Interest on Investments	1,000				1,000	-	1,000	0%
Approp from Retained Earnings	(57,410)				(57,410)	-	(57,410)	0%
Transfer	-				-	-	-	
Revenues:	616,590	-	-	-	616,590	316,168	300,422	51%
Expenditures:								
Electric Utility Administration	563,042				563,042	246,927	316,115	44%
Electric Utility Interfund	53,548				53,548	52,951	597	99%
Expenditures:	616,590	-	-	-	616,590	299,878	316,712	49%
Fund 550 Water Utility								
Revenues:								
PERS Relief	80,280				80,280	-	80,280	0%
Water Sales Metered	1,900,000				1,900,000	1,061,479	838,521	56%
Water Sales City	1,500,000				1,500,000	792,007	707,993	53%
Water Sales Borough	1,000,000				1,000,000	535,625	464,375	54%
Water Service Connections	15,000				15,000	5,370	9,630	36%
Interest on Investments	2,000				2,000	-	2,000	0%
Other Revenues	32,000				32,000	7,127	24,873	22%
Approp From Retained Earnings	(1,191,234)				(1,191,234)	-	(1,191,234)	0%
Revenues:	3,338,046	-	-	-	3,338,046	2,401,608	936,438	72%
Expenditures:								
Water Utility Transfers	110,000				110,000	110,000	-	100%
Water Utility	2,813,771				2,813,771	1,247,551	1,566,220	44%
Water Treatment Plant	414,275				414,275	210,204	204,071	51%
Transfer	-				-	-	-	0%
Expenditures:	3,338,046	-	-	-	3,338,046	1,567,755	1,770,291	47%
Fund 570 Sewer Utility								
Revenues:								
PERS Relief	138,190				138,190	-	138,190	0%
Sewer Service Charges - City	2,500,000				2,500,000	1,269,848	1,230,152	51%
Sewer Service Charges - Outside	1,400,000				1,400,000	697,412	702,588	50%
Sewer Connections	9,800				9,800	6,122	3,678	62%
Septic Truck Discharge	62,000				62,000	40,416	21,584	65%
Lab Testing Fee	23,000				23,000	12,260	10,740	53%
Interest on Investments	4,000				4,000	-	4,000	0%
Other Revenues						1,117	(1,117)	
Approp From Retained Earnings	433,363			350,000	783,363	-	783,363	0%
Revenues:	4,570,353	-	-	350,000	4,920,353	2,027,175	2,893,178	41%
Expenditures:								
Sewer Utility Transfers	110,000				110,000	110,000	-	100%
Sewer Utility	827,918				827,918	389,491	438,427	47%
Wastewater Treatment Plant	3,632,435				3,632,435	1,674,524	1,957,911	46%
Compost Facility				350,000	350,000	1,674,524	(1,324,524)	478%
Expenditures:	4,570,353	-	-	350,000	4,920,353	3,848,539	1,071,814	78.2%
Fund 580 Trident Basin								
Revenues:								
Trident Basin - Charges	13,000				13,000	13,309	(309)	102%
Rentals from Others	33,300				33,300	19,602	13,698	59%
Approp From Retained Earnings	259,154				259,154	-	259,154	0%
Transfer from Trident Basin Capital Fund	-				-	-	-	0%
Revenues:	305,454	-	-	-	305,454	32,911	272,543	11%
Expenditures:	305,454	-	-	-	305,454	162,697	142,757	53%
Fund 585 E-911 Services								
Revenues:								
PERS Relief	1,070				1,070	-	1,070	0%
Customer Charges	36,700				36,700	-	36,700	0%
Approp From Retained Earnings	(24,590)				(24,590)	-	(24,590)	0%
Revenues:	13,180	-	-	-	13,180	-	13,180	0%
Expenditures:	13,180	-	-	-	13,180	3,070	10,110	23%
Fund 780 Self-Insurance								
Revenue:								
Interest on Investments	500				500	-	500	0%
Insurance Refund/Reserve	40,000				40,000	-	40,000	0%

CITY OF KODIAK
 FY 2016 Supplemental
 Budget

Attachment B

	Adopted	Capital Project	Amendments	Supplemental	Total	Revenues & Expenses		
	Budget	Rollover	FY 2016	#1	Budget	As of	Difference	%
	2016	2015		2016	2016	12/31/15		
Charges to General Fund	234,840				234,840	234,840	-	100%
Charges to Trident Basin	11,690				11,690	11,690	-	100%
Charges to Cargo Terminal	25,140				25,140	25,140	-	100%
Charges to Boat Harbor	114,720				114,720	114,720	-	100%
Charges to Boat Yard	19,840				19,840	19,840	-	100%
Charges to Boat Electric	140				140	140	-	100%
Charges to Water Utility	49,040				49,040	49,040	-	100%
Charges to Sewer Utility	52,920				52,920	52,920	-	100%
Charges to E-911	110				110	110	-	100%
Approp Fund	-			250,000	250,000	-	250,000	0%
Revenues:	548,940	-		250,000	798,940	508,440	290,500	64%
Expenditures:								
Insurance Expenses	548,940			250,000	798,940	567,306	231,634	71%
Expenditures:	548,940	-		250,000	798,940	567,306	231,634	71%
Totals								
Non Capital Projects Revenue	38,067,050	-		2,347,636	40,404,330			
Non Capital projects Expenses	38,067,050	-		2,347,636	40,404,330			
	-	-		-	-			
Capital Projects Revenue	4,436,019	108,518,331		539,281	113,493,631			
Capital Projects Expenses	4,436,019	108,518,331		539,281	113,493,631			
	-	-		-	-			
Total Revenues	42,503,069	108,518,331		2,886,917	153,908,317			
Total Expenses	42,503,069	108,518,331		2,886,917	153,908,317			
	-	-		-	-			
Total Non-Capital Projects for FY	38,067,050	-		2,347,636	40,414,686			
Total Capital Projects for FY	4,436,019	-		539,281	4,975,300			
	\$ 42,503,069	\$ -		2,886,917	\$ 45,389,986			


Storm Damage and Increases in Premiums for additional facilities

	Detail Description	Account Number		Total Debit Adjustment	Total Credit Adjustment
100	General Fund				
	Police Admin Professional Services	100.140.100.430.110		3,300	-
	Police Admin M&E < \$5,000	100.140.100.470.125		616	-
	Police Uniformed Patrol OT	100.140.149.410.140		50,000	-
	Police Support Dispatch Rent	100.140.144.450.620		2,400	
	Police Support Dispatch M&E >\$5,000	100.140.144.470.126		1,422	
	Fire M&E >\$5,000	100.150.100.470.126		8,475	
	Legal	100.105.106.430.110		150,000	
	Non-Department KIB Rent - City Hall	100.190.100.450.620		24,267	
	Emergency Services- Professional Svcs	100.110.110.430.110			7,886
	Transfers to Disaster Administration	100.190.198.490.298		7,886	
	Transfers to Enhancement Fund	100.190.198.490.299		748,400	
	EMPG Federal Grant	100.001.330.325			15,000
	Use of Fund Balance	100.001.385.100			973,880
298	Disaster Administration				
	Transfers from General - Emergency Svcs	298.001.390.100			7,886
	Other Revenues	298.001.375.600			2,470
	Salaries & Wages	298.285.100.410.100		7,692	
	Social Security	298.285.100.420.120		585	
	Retirement	298.285.100.420.130		1,262	
	Workman's Comp	298.285.100.420.200		282	
	Telephone	298.285.100.450.115		125	
	Supplies	298.285.100.450.310		410	
300	General Capital Projects				
2015 SHSP	Federal Grants	300.001.330.320	4043.4		64,281
2015 SHSP	Salaries & Wages	300.300.443.410.100	4043.50	17,979	
2015 SHSP	Travel	300.300.443.450.135	4043.51	4,449	
2015 SHSP	Supplies	300.300.443.450.310	4043.51	325	
2015 SHSP	Equipment	300.300.443.470.125	4043.53	41,528	
Storm Damage	Transfers from Insurance Fund	300.001.390.780			225,000
Storm Damage	Equipment	300.300.444.470.125	4044.53	225,000	
780	Insurance Fund				
Storm Damage	Transfers to General Capital Projects	780.790.XXX.XXX		225,000	
Adds	Insurance Premium Expense	780.790.100.450.112		25,000.00	
	Appropriation of Fund Balance	780.001.XXX.XXX			250,000
306	Sewer Capital Fund				
	Appropriation of Fund Balance	306.001.385.100		250,000	
	Upgrade Lift Station	306.350.759.470.725	7509.55		250,000
570	Sewer Fund				
	Appropriation of Fund Balance	570.001.385.100			350,000
	Salaries & Wages	570.580.390.410.100		53,000	
	Supplies - Wood Chips	570.580.390.450.340		200,000	
	Equipment	300.300.443.470.126		97,000	
299	Enhancement Fund				
	Use of Fund Balance	299.001.385.100		748,400	
	Transfer from General Fund	299.001.390.100			748,400

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MEMORANDUM TO COUNCIL

To: Mayor Branson and City Councilmembers

From: Aimée Kniazowski, City Manager 

Thru: Glen Melvin PE, City Engineer

Date: January 28, 2016

Agenda Item: V. b. Resolution No. 2016-04, Appropriating Necessary Funds From the Insurance Fund to the Storm Damage General Capital Project Fund for Emergency Storm Damage Repairs to a Portion of Pier III and the City Cemetery

SUMMARY: A storm occurred during the night of December 29, 2015, which caused a substantial amount of damage to City property including washout of shoreline armor rock revetment areas at Pier III and fallen trees resulting in damage at the City cemetery (see Attachment C – photos). Due to the high risk of extended damage from continued exposure and the urgency to make immediate repairs at Pier III and the cemetery, the Manager and staff, in consultation with the City Attorney and City insurance broker, made a decision to request Brechan Construction LLC to mobilize and perform emergency repairs to the storm damaged shoreline revetment areas. Damage to several grave sites occurred at the cemetery as a result of the storm, and funds were expended to cover the cost to remove fallen trees. Staff recommends Council adopt Resolution No. 2016-04 to appropriate the funds required for the emergency repairs.

DISCUSSION: Sometime during the late night and early morning hours on December 29 and 30, 2015, a storm with high winds blowing out of the southeast and high tides washed out the southeast corner of the van parking lot at Pier III. Evidence of the storm was brought to the City's attention by early morning photos of parked van trailers that had fallen down the slope of the eroded area into the bay (see Attachment C).

On December 30, 2015, the City Engineer and Harbormaster met on site to discuss repair options and anticipated risks of not repairing the washout immediately knowing there were continued high winds predicted for the next few days. Staff met with Brechan to get their opinion on the damage. After discussion, they agreed that repairs needed to be undertaken immediately to avoid further erosion and escalated costs. Staff requested that Brechan prepare an estimate of repair costs showing unit costs for materials, labor, and equipment. In the late afternoon staff received the estimated schedule of values for the repair.

On December 31, 2015, weather permitted the City Engineer and Harbormaster to view the damage from the harbor skiff and noticed additional damage on the north and west sides of the washout as well as apparent armor rock erosion at the north end of the new dock adjacent to the new crane switch

cabinet. Staff continued to assess the damage while the City Manager, Deputy Manager, and Finance Director worked to get code and insurance clarification from the City Attorney and insurance broker on how to move forward with emergency repair work as it related to Council approval. Late in the day it was determined that staff could give Brechan the approval to make the emergency repairs. At the end of the day Brechan accepted an email acknowledgment of the estimated schedule of values as direction to proceed with the work. It was understood that the estimate was only an estimate and final cost would be based on actual quantities used.

On January 1, 2016, Brechan mobilized equipment to the site and began repair. The goal was to build a new large armor rock berm at the low tide line to prevent anticipated high wind and tide from impacting the area while the washout could be rebuilt. The work proceeded successfully and the critical berm was built the first day. Brechan continued work on Saturday the 2nd and were able to reconstruct enough of the washout to safely protect the construction area from any additional damage. On January 4th Brechan finished repair of the south van parking area and on the 5th completed repair of the damages to the new dock shoreline to the north. Additional concrete curb and gutter and pavement will be done this spring, as weather permits.

On January 6, 2016, PN&D engineer Bryan Hudson performed an inspection of the repair work as requested by the City insurance carrier. The work was determined to be satisfactory and a written report is being submitted.

The cemetery sustained damage as the result of the blowdown of over 20 trees. The Parks and Recreation Director and his staff made an initial assessment of the damages and, with approval of the Manager, retained the services of a forester to cut the trees and survey the remaining trees for possible removal, if needed. Once the trees were removed, staff began to repair gravesites that were damaged. They also received an estimate of additional work to repair concrete damaged by fallen trees.

Once all costs have been identified and paid, staff will file a claim with the City's insurance carrier and include both Pier III and the cemetery damages, since the damages all occurred in the same storm. The deductible is \$25,000, so anything over that amount is expected to be reimbursed by the City's carrier, APEI.

ALTERNATIVES:

- 1) Adopt Resolution No. 2016-04, which is staff's recommendation because it is the method by which Council appropriates the funds necessary to make the emergency repair to the storm damaged areas and allows the City Manager to pay for the repair work.
- 2) Do not adopt the resolution, which is not recommended, because to do so would delay the appropriation of funds need to compensate the contractor for the emergency repairs, which could lead to additional costs and prevent the City from filing a full insurance claim.

FINANCIAL IMPLICATIONS: As outlined in the attached resolution, the funds necessary to complete these repairs will be transferred from the Insurance Fund and the General Capital Projects Storm Damage fund. The City will remit a claim to the insurance company. Deductibles will be \$25,000 and any insurance recovery will be determined by review from the insurance company.

LEGAL: The City Attorney recommends that Council appropriate the funds for the repair by resolution, because this is not a budgeted project. He explained that this action is consistent with requirements of the City Charter Article 5, Section V-4. The repair project can be awarded without competitive bidding per KCC 3.12.070(b) due to the nature and urgency of the repairs.

STAFF RECOMMENDATION: Staff recommends Council adopt Resolution No. 2016-04. as discussed in the memo.

CITY MANAGER'S COMMENTS: The damages sustained at the port and in the cemetery were substantial and required immediate action to remediate and prevent further damage. I notified the Mayor and Council members individually of the need to expend emergency repair funds immediately to avoid further damage and/or loss and to come to Council for approval after the fact. Therefore, I recommend Council approve the resolution. Once all costs are in and paid, we will file a claim with APEI for reimbursement above our \$25,000 deductible.

ATTACHMENTS:

Attachment A: Resolution No. 2016-04

Attachment B: Estimates of Repair Costs Brechan and Belarde

Attachment C: Photos of damages

PROPOSED MOTION:

Move to adopt Resolution No. 2016-04.

**CITY OF KODIAK
RESOLUTION NUMBER 2016-04**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF KODIAK
APPROPRIATING NECESSARY FUNDS FROM THE INSURANCE FUND FOR
EMERGENCY STORM DAMAGE REPAIRS TO A PORTION OF PIER III AND THE
CITY CEMETERY**

WHEREAS, on December 31, 2015, a portion of the Pier III facility and the City Cemetery sustained wind and water damage from a powerful storm; and

WHEREAS, the City’s insurance carrier has been notified and emergency costs were incurred to repair the damage; and

WHEREAS, the work of repairing the damage to the Pier III facility and the City Cemetery must proceed expeditiously to reduce further potential damages; and

WHEREAS, KCC 3.12.070(b) permits the City to issue contracts for services necessitated by an emergency if the delays required to meet bidding requirements would jeopardize the public health, safety or welfare, and the delays required to meet bidding requirements for the work of repairing the facility would have that effect in this case; and

WHEREAS, after consulting the City Attorney and Insurance Broker, the City Manager ordered repairs to be undertaken immediately to prevent further loss or damage to the City facilities.

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

Section 1. The Fiscal Year 2016 Operating Budget is amended by appropriating and transferring \$225,000 from the City’s property insurance internal service fund to the General Capital Projects Storm Damage fund.

Section 2. The City Manager is authorized to expend funds for the repairs to the Pier III facility and City Cemetery without competitive bidding pursuant to KCC 3.12.070(b) in an amount not to exceed \$225,000 and to execute any necessary documents.

Section 3. This resolution shall become effective upon adoption.

CITY OF KODIAK

MAYOR

ATTEST:

CITY CLERK

Adopted:

Pier III Damage	
Brechan Construction	187,469.04
City Cemetery Damage	
Spenard Builders Supply	122.36
Spenard Builders Supply	8.88
Spenard Builders Supply	26.99
Spenard Builders Supply	40.49
Spenard Builders Supply	447.21
Spenard Builders Supply	94.01
Arc & Spark Welding	
\$150 / hr - 3.1 hrs	465.00
\$150 / hr - 3.1 hrs	465.00
Kodiak Rental Center	140.71
Kodiak Rental Center	101.80
Kodiak Rental Center	62.40
Kodiak Rental Center	36.80
AIM Maintenance	2,400.00
Belarde Concrete	7,675.00
Tree Removal Quote	2,500.00
Survey of trees for further damage	500.00
Sutliffs	46.98
Sutliffs	1,417.08
Total amount of damages to City Cemetery	16,550.71
Total amount of Storm Damage	204,019.75







Pier 3 Storm Damage, 12-31'-15
Damaged area overview (South)

Pier 3 Storm Damage, 12-31'-15
Damaged area overview (North)



Pier 3 Storm Damage 12-31-15

Area A: Major rip rap slope failure and erosion into storage yard

Area C: Minor rip rap slope failure.

Area B: Moderate rip rap slope failure.

Area D: Moderate rip rap slope failure minor erosion.

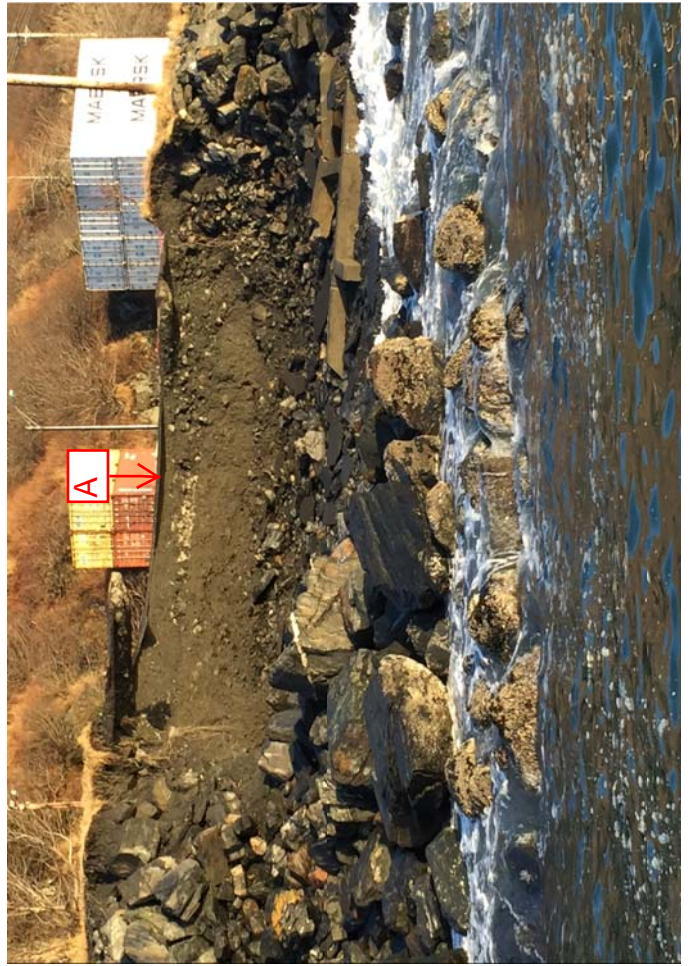
Area E: Minor rip rap slope failure.

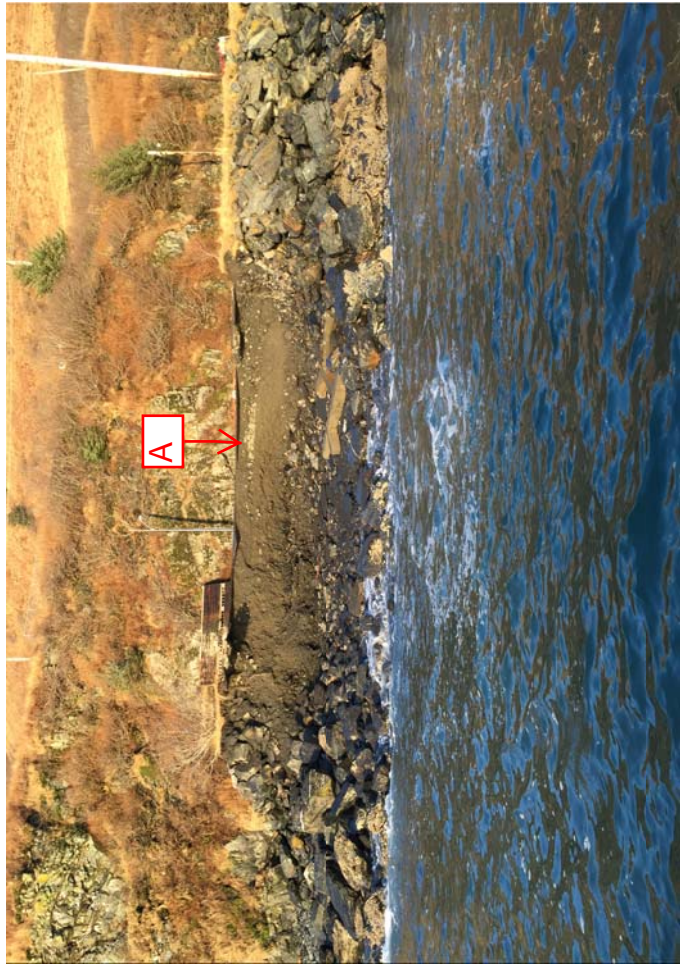
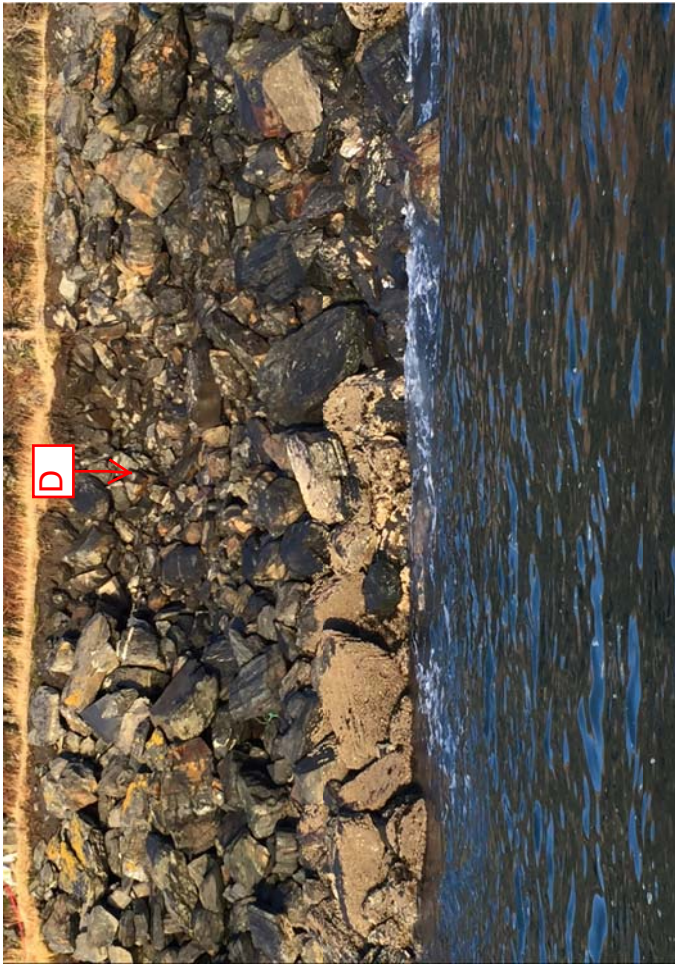



















MEMORANDUM TO COUNCIL

To: Mayor Branson and City Council members
From: Aimée Kniazowski, City Manager 
Thru: Mark Kozak, Public Works Director & Glenn Melvin, City Engineer
Date: January 28, 2016

Agenda Item: V. c. **Authorization of Bid Award for Rehabilitation of Sanitary Sewer Lift Stations 1 and 2, Project No. 11-06/7509**

SUMMARY: Based on a full evaluation of the condition of the two downtown sanitary sewer lift stations, which are exposed daily to tidal influence and show significant corrosion, electrical and mechanical wear and age, staff determined that refurbishment of the existing stations was the best and most affordable option. The project was put out to bid on December 11, 2015, and bids were opened January 14, 2016. Two bids were received, and following an evaluation of the bid, staff recommends Council authorize the bid award for the rehabilitation of the sanitary sewer lift stations 1 and 2 to Brechan Construction LLC in the amount of \$1,048,600.

PREVIOUS COUNCIL ACTION: The City Council approved the budget for this project in two phases. In FY2011, funds were requested to evaluate stations 1 and 2. At a later date Council approved construction funds to replace or rehabilitate stations 1 and 2. In FY 2015 the two projects we combined into Project No. 7509. Council approved the professional service contract with DOWL/HKM to complete the design of the project in December 2014.

DISCUSSION: Beginning in 2011, staff started the evaluations of both lift stations 1 and 2, based on their condition. Staff did not feel either could wait until work began as part of the downtown master plan to replace utilities. A major failure of electric or leak within the dry well would be catastrophic. Both lift stations are below ground and consist of dry wells containing electrical controls, pumps and operation valves. The wet wells sit right next to the dry well and serve as the collection points to pump from. The dry wells are underground steel units that are entered from above ground by permanent ladders inside. The dry well at station 1 is approximately 18.5 feet deep and station 2 is approximately 22 feet deep. Because of both stations being extremely deep and under daily tide level, staff wanted to carefully evaluate refurbishment of the stations rather than plan for replacement, if it was feasible. Through the evaluation work, corrosion study, and cost estimating it was determined that both stations could be refurbished for considerably less than replacement and still provide many more years of service. The corrosion study indicated that there is significant life remaining in both stations and are good candidates for refurbishment.

Lift Station Information

Lift station number 1 collects the sanitary sewer from all seafood processing and other facilities south of 410 Shelikof Street to Pier II. This station was installed in 1976. The station has significant electrical needs and protective coating failures to protect the station from corrosion. Historically, this station does not show much infiltration and inflow (I&I) problems. Operationally, its biggest issue is the extreme quantity of heavy hand wipes and towels that enter the system. Staff had to unclog the pumps in this station almost daily for several years. One pump was replaced in August 2014 with a new style pump capable of handling this issue and, so far, it has proven successful. After considerable discussion with Smith and Loveless (S&L), the manufacturer of both lift stations, staff purchased their X-peller pump. They believed it would work but had told us this was the worst situation they had encountered with the heavy wipes and towels in a sewer system.

Lift station number 2 was installed in 1964 right after the earth quake as part of Urban Renewal Phase I. This station collects the sanitary sewer from lift station 1 as well as all of West Rezanof drive, the side hills west of downtown (Cope, Alder, Natalia, High St, Hillcrest and Lightfoot); all of downtown, a portion of Rezanof drive east (to Carolyn) and a section of Thorsheim to Willow Street. This station also collects overflow from the Aleutian homes during heavy storm events. Because of age, station 2 has significantly more corrosion, electrical problems, valve problems and capacity issues caused by I&I during storm events. The pitting in the floor of station 2 is of major concern and as part of the refurbishment, the floor will be overlaid with new flooring. The coating in this station has more issues due to the many years in service.

In each case, the stations will require a significant bypass system be installed while the work is being performed. The design includes critical criteria to provide for this significant part of the project. Work is timed to not begin until after the Crab Festival in order to avoid impacting this major community event. Staff anticipates work to begin the week of June 6, 2016, or shortly after.

The proposed upgrades to lift stations 1 and 2 include dry well surface restoration, coatings, replacement of pumps, piping, and control valves in the dry wells as well as relocation of the control systems from down in the dry well to up on the surface. Work will also include bypass pumping, excavation, and installation of cathodic protection.

This project is unique in that the actual equipment and installation inside the station is a sole source with S&L. Both existing stations are S&L manufactured, and staff elected to stay with this manufacturer, because the City has many of their stations in service in the system. Their stations have provided very good and dependable service and staff found them to be an extremely responsive manufacturer.

The sole source to S&L is part of the general contractor responsibility.

ALTERNATIVES:

- 1) Authorize the award of the bid for rehabilitation of the sanitary sewer lift stations 1 and 2 per the design and bid project, which is staff's recommendation, because completion of this project will provide many more years of dependable service. Delays in rehabilitating the stations could find us in a situation where the only alternative would be full replacement.
- 2) Hold off until a later date to work on the rehabilitation or replacement. This is not recommended. We have completed the design and bidding phase of the project and it is ready to be awarded. Delay could prove to require that the entire stations be replaced and a much higher cost than refurbishment.

FINANCIAL IMPLICATIONS: The project has approximately \$1,050,000 in the project budget to award the construction bid. The lead time for all the pump station replacement materials is 12 to 14 weeks for manufacture time. By awarding the construction contract at this, time staff can keep the project on schedule. Additional funds are being added to the project in the supplemental budget to cover potential contingency items (\$160,000 or 15 percent). Staff is requesting 15 percent contingency because of potential risk with the by-pass pumping system as well as other potential issues that may come up. Staff has also included additional funds to cover construction management and inspections support for the project (\$90,000). The professional service contract will be brought to Council for approval at the February 11, 2016, regular Council meeting. The additional \$250,000 for this project will come from the Sewer Capital Improvement Fund.

LEGAL: N/A

STAFF RECOMMENDATION: Staff recommends Council authorize the bid award to Brechan Construction LLC for the refurbishment of the Sanitary Sewer Lift Stations 1 and 2, Project No. 11-06/7509 in the amount of \$1,048,600 with funds coming from the Sewer Capital Improvement Fund Project No. 11-06/7509.

CITY MANAGER'S COMMENTS: I support award of the bid for refurbishment of lift stations 1 and 2 to Brechan. The project is critical and the work to refurbish the stations is complex. There is just enough money in the project to make the bid award. The remaining funds needed for contingency (\$160,000) and construction administration (\$90,000) are in the supplemental and will come from the Sewer Capital Improvement Fund.

ATTACHMENT:

Attachment A: Bid Tab Sanitary Sewer Lift Stations 1 and 2 Project No. 11-06/7509

PROPOSED MOTION:

Move to authorize the bid award to Brechan Construction LLC for the refurbishment of the Sanitary Sewer Lift Stations 1 and 2 in the amount of \$1,048,600 with funds coming from the Sewer Capital Improvement Fund Project No. 11-06/7509 and authorize the City Manager to execute the documents on behalf of the City.




Bid Tab Sanitary Sewer Lift Stations 1 and 2 PN 11-06/7509

Bid Date: Friday, December 11, 2015

<i>Bid Item</i>	<i>Description</i>	<i>Quantity</i>	<i>Units</i>	<i>Engineers Estimate</i>	<i>Brechan Construction LLC</i>	<i>Central Environmental Inc.</i>
1	Mobilization	1	Lump Sum	\$76,895.00	\$105,000.00	\$135,492.00
2	Demolition & Restoration of Surfacing	1	Lump Sum	\$30,000.00	\$41,000.00	\$52,525.00
3	Bypass Sewer Pumping	1	Lump Sum	\$40,000.00	\$158,000.00	\$142,630.00
4	Lift Station 1 & 2 Retrofit	1	Lump Sum	\$425,000.00	\$690,000.00	\$627,054.00
5	Lift Station 1 & 2 Construction Coordination	1	Lump Sum	\$63,750.00	\$11,000.00	\$320,207.00
6	Electrical Retrofit	1	Lump Sum	\$175,000.00	\$20,000.00	\$179,135.00
7	Traffic Control	1	Lump Sum	\$20,000.00	\$18,000.00	\$4,822.00
8	Exploratory Excavation / Small Crew	40	hour	\$300.00	\$100.00	\$472.00
9	Hydrant Guard Post	8	each	\$400.00	\$200.00	\$1,913.00
Grand Total				\$845,845.00	\$1,048,600.00	\$1,496,049.00

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MEMORANDUM TO COUNCIL

To: Mayor Branson and City Councilmembers
From: Aimée Kniazowski, City Manager 
Thru: James R. Mullican Jr., Fire Chief
Date: January 28, 2016

Agenda Item: V. d. Authorization of Equipment Purchase for Alaska Shield 2016 Exercise

SUMMARY: The City was awarded the 2015 State Homeland Security Grant in November 2015. The purpose of this grant is to provide funding for approved equipment purchases and to participate in the Alaska Shield 2016 statewide emergency response exercise. Purchases have begun using grant monies. However, as expected, the monetary amount for this purchase exceeds the purchasing limits of the Fire Chief and the City Manager. Therefore, staff recommends Council approve this purchase from North American Rescue in the amount of \$23,515.40 for authorized equipment with funding coming from General Capital Projects 300.443 4043 – 2015 SHSP account.

PREVIOUS COUNCIL ACTION:

- November 12, 2015, Council authorized acceptance of the State Homeland Security Program (SHSP) grant by Resolution No. 2015–32

DISCUSSION: The City Fire Department provides emergency medical response during high threat situations. These situations require Fire Department personnel to operate alongside law enforcement personnel in direct threat environments. This purchase will provide Fire Department personnel the proper protective equipment to operate alongside police officers, as well as trauma response gear designed to improve patient treatment. Combined, this purchase will directly improve the Fire Department's ability to quickly merge with law enforcement teams responding to high threat situations.

ALTERNATIVES:

- 1) Authorize the equipment purchase for use in the Alaska Shield 2016 exercise, which is the recommendation of staff, because it provides the appropriate equipment to the Fire Department for the exercise and for future high risk and trauma responses.
- 2) Do not authorize this purchase, which is not recommended, because it would require the City to find alternative sources of equipment and increase overall cost.

FINANCIAL IMPLICATIONS: This purchase is part of the approved 2016 SHSP grant award, which the City received in the amount of \$64,281.

STAFF RECOMMENDATION: Staff recommends Council authorize the purchase of the equipment from North American Rescue in the amount of \$23,515.40 to be used in conjunction with the Alaska Shield 2016 exercise with funds coming from the General Capital Projects 300.443 4043 – 2015 SHSP account.

CITY MANAGER’S COMMENTS: I support the purchase of this equipment for use in Alaska Shield 2016 and for future use when responding in high risk situations. I appreciate Chief Mullican’s efforts to secure these funds via the SHSP grant and believe this year’s exercise will be very beneficial to KPD and KFD. Therefore, I request Council approve the purchase and authorize me to execute the purchase for the City.

ATTACHMENTS:

Attachment A: KFD memo, dated 1/12/16 and North American Rescue Quote dated 12/28/2015

PROPOSED MOTION:

Move to authorize the purchase of equipment for the Alaska Shield 2016 exercise from North American Rescue in the amount of \$23,515.40 with funds coming from General Capital Projects 300.443 4043 – 2015 SHSP account and authorize the City Manager to sign the documents on the City’s behalf.

Office of the Fire Chief

219 Lower Mill Bay Road Kodiak,
Alaska 99615



Memorandum

To: Aimee Kniaziowski, City Manager

From: James R. Mullican Jr, Fire Chief 

Date: January 2, 2015

Re: Purchase Order Authorization

Aimee:

We are ready to proceed with equipment purchases in conjunction with our approved State Homeland Security Grant #20SHSP-GY15. This purchase will be thru North American Rescue in the amount of \$23,515.40. I have included a quote listing the approved equipment to be purchased. Per City purchasing requirements the total amount exceeds my purchasing authority. Therefore, I'm requesting your approval to proceed.

Thank you.



NORTH AMERICAN RESCUE
 www.narescue.com 888.889.8277

35 Tedwall Court Greer SC 29650
 Phone: (864) 675-9800
 Fax: (864) 675-9880

QUOTE

QUOTE
Q25244

Quote Date: 12/28/2015

BILL TO: PROSPECT

Prospect

SHIP TO: **PO #:** DORNER

CITY OF KODIAK FIRE DEPT
 FRANK DORNER
 219 LOWER MILL BAY RD
 Kodiak, AK 99615

Entered By: Teresa Ulmer tulmer@narescue.com

Date/Time Printed: 12/30/15 12:47

Contact Name	Contact Phone	Shipping Method	FOB Type	Payment Terms	Master #	Exp. Date
FRANK DORNER	9074868047	970-BESTWAY	ORIGIN	CREDIT CARD	212,731	01/27/2016

Quantity	UOM	Item Number	Item Description	Item Weight	Ext. Weight	Unit Price	Extended Price
15	EA	80-0385	KIT, RESCUE TASK FORCE VEST w' SIDE ARMOR - RED	13.50	202.50	\$899.98	\$13,499.70
13	EA	70-0050	HELMET, BATLSKIN VIPER A3 - BLK - L	4.00	52.00	\$294.98	\$3,834.74
2	EA	70-0051	HELMET, BATLSKIN VIPER A3 - BLK - XL	4.50	9.00	\$294.98	\$589.96
20	EA	30-0128	TOURNIQUET HOLDER - RED	0.30	6.00	\$13.06	\$261.20
65	EA	30-0023	TOURNIQUET, COMBAT APPLICATION - ORG	1.00	65.00	\$22.00	\$1,430.00
30	EA	30-0065	HEMOSTATIC DRESSING, CELOX GAUZE (Z-FOLD) - 10ft	0.30	9.00	\$28.00	\$840.00
20	EA	80-0389	BAG, NAR-4 CHEST POUCH - RED	0.00	0.00	\$87.99	\$1,759.80

NAR TAX ID: 27-1024029
 NAR DUNS: 832426782
 CAGE CODE: 06ST7

Subtotal	\$22,215.40
Discount	\$0.00
Freight	\$1,300.00
Tax	\$0.00
Total	\$23,515.40

Please visit us at www.narescue.com

MEMORANDUM TO COUNCIL

To: Mayor Branson and City Councilmembers

From: Aimée Kniazowski, City Manager

Thru: Kelly Mayes, Finance Director

Date: January 28, 2016 *KLM*

Agenda Item: V. e. **Authorization of a Professional Services Contract for Accounting Software Support**

SUMMARY: The City currently uses New World Systems for financial accounting, reporting, budgeting, building inspections, utility billing, project accounting, payroll, and HR functions. This software suite requires annual updates for changes in payroll and related taxes as well as software enhancement functionality. Staff recommends Council authorize the professional services agreement for these services as outlined below.

PREVIOUS COUNCIL ACTION: The City upgraded to the New World Systems Logos.NET software during fiscal year 2011. At that time, the City entered into a software support and maintenance agreement for five years during the system upgrade.

DISCUSSION: The City utilizes New World Systems for all financial accounting, utility billing, building inspections, and all peripheral applications related to accounting and financial reporting. Continued software support and maintenance ensures that the financial accounting software and all peripheral components remain operating at optimal levels and include updates for changes in payroll forms and tax rates, Affordable Care Act reporting, utility billings, building inspections, financial accounting and budgeting implementations, and project accounting. The City's software support and maintenance agreement will renew from March 1, 2016, through February 28, 2021.

The software support and maintenance agreement includes the following elements: (1) Upgrades, including new releases, to the licensed software; (2) Temporary fixes to licensed software; (3) Revisions to licensed documentation; (4) Reasonable telephone support for the licensed software; (5) Invitation to participate in software user group meetings. The software support and maintenance agreement is payable in annual installments for the next five years based on the following schedule: Year 1: \$28,070; Year 2: \$29,470; Year 3: \$30,940; Year 4: \$32,490; Year 5: \$34,110.

ALTERNATIVES: The only alternative would be to not renew the software support and maintenance agreement. The City feels that it is prudent to renew this agreement. Therefore, it would not be in the best interests of the City to consider this alternative.

FINANCIAL IMPLICATIONS: Risk management implications would include significant loss of data and functionality to the City. Financial implications have been noted above in the annual amounts for the software support and maintenance agreements.

LEGAL: N/A

STAFF RECOMMENDATION: Staff recommends Council authorize a professional services contract with New World for accounting software support and maintenance for five years with funds coming from the Finance Department, IT professional services line item.

CITY MANAGER'S COMMENTS: The support and maintenance of the City's financial software is critical to the daily work we do of tracking, billing, collecting, and managing the budget and purchases. The renewal of the agreement with New World protects us and the financial work we do for the day-to-day management of the City. I support Kelly's recommendation and request Council to authorize the five-year agreement and allow me to sign it on behalf of the City.

ATTACHMENT:

Attachment A: New World Software Support and Maintenance Agreement

PROPOSED MOTION:

Move to approve a five-year professional services agreement with New World Systems Corporation beginning March 1, 2016, and ending February 28, 2021, and payable in annual installments based on the following schedule: Year 1: \$28,070; Year 2: \$29,470; Year 3: \$30,940; Year 4: \$32,490; Year 5: \$34,110 with funds coming from the Finance Department, IT professional services operating budget line item and authorize the City Manager to sign the agreement for the City.

NEW WORLD SYSTEMS CORPORATION
STANDARD SOFTWARE MAINTENANCE AGREEMENT

This Standard Software Maintenance Agreement (SSMA) between New World Systems Corporation (New World) and City of Kodiak, AK (Customer) sets forth the standard software maintenance support services provided by New World.

1. Service Period

This SSMA shall remain in effect for a period of five (5) years from (start date) 3/1/16 to (end date) 2/28/21.

2. Services Include

The following services or features are available under this SSMA:

- (a) Upgrades, including new releases, to the Licensed Standard Software (prior releases of Licensed Standard Software application packages are supported no longer than nine (9) months after a new release is announced by New World).
- (b) Temporary fixes to Licensed Standard Software (see paragraph 6 below).
- (c) Revisions to Licensed Documentation.
- (d) Reasonable telephone support for Licensed Standard Software on Monday through Friday from 8:00 a.m. to 8:00 p.m. (Eastern Time Zone).
- (e) Invitation to and participation in user group meetings.

Items a, b, and c above will be provided to Customer by electronic means.

Additional support services are available as requested by Customer using the then-current hourly rates or applicable fees. Exhibit B of your original License Agreement has a description of support services available.

3. Maintenance for Modified Licensed Standard Software and Custom Software

Customer is advised that if it requests or makes changes or modifications to the Licensed Standard Software, these changes or modifications (no matter who makes them) make the modified Licensed Standard Software more difficult to maintain. If New World agrees to provide maintenance support for Custom Software or Licensed Standard Software modified at Customer's request, then the additional New World maintenance or support services provided shall be billed at the then-current Exhibit B hourly fees plus reasonable expenses.

4. Billing

Maintenance costs will be billed annually as detailed on the following page. (Any Exhibit B support or service hours and travel costs incurred are billed weekly for the previous calendar week.) If taxes are imposed, they are the responsibility of the Customer and will be remitted to New World upon being invoiced.

5. Additions of Software to Maintenance Agreement

Additional Licensed Standard Software licensed from New World will be added to the SSMA per the terms of the contract adding the software. Maintenance costs for the additional software will be billed to Customer on a pro rata basis for the remainder of the current maintenance year and on a full year basis thereafter.

6. Requests for Software Correction on Licensed Standard Software

At any time during the SSMA period, if **Customer** believes that the Licensed Standard Software does not conform to the current specifications set forth in the user manuals, **Customer** must notify **New World** in writing that there is a claimed defect and specify which feature and/or report **Customer** believes to be defective. Before any notice is sent to **New World**, it must be reviewed and approved by the **Customer Liaison**. Documented examples of the claimed defect must accompany each notice. **New World** will review the documented notice and when a feature or report does not conform to the published specifications, **New World** will provide software correction service at no charge. A non-warranty request is handled as a billable Request for Service (RFS) using Exhibit B Support Services.

The no charge software correction service does not apply to any of the following:

- (a) situations where the Licensed Standard Software has been changed by anyone other than **New World** personnel;
- (b) situations where **Customer's** use or operations error causes incorrect information or reports to be generated; and;
- (c) requests that go beyond the scope of the specifications set forth in the current User Manuals.

7. Maintenance Costs for Licensed Standard Software Packages Covered for IBM AS/400-10

New World agrees to provide software maintenance at the costs listed below for the following **New World** Licensed Standard Software packages installed at **Customer's** location:

<u>Application Package</u>	<u>Number of Modules</u>
1. Logos® Financial Management Suite	10
2. Logos® Payroll & Human Resources Suite	5
3. Logos® Utility Management Suite	3
4. Logos® myCommunity Suite	4
5. Logos® Decision Support Software	3
6. Logos® eSuite	3

**ANNUAL
MAINTENANCE COST: See Below**

<u>Period Covered</u>	<u>Annual Amount</u>	<u>Billing Date</u>
3/1/2016 to 2/28/2017	\$28,070	2/15/2016
3/1/2017 to 2/28/2018	\$29,470	2/15/2017
3/1/2018 to 2/28/2019	\$30,940	2/15/2018
3/1/2019 to 2/29/2020	\$32,490	2/15/2019
3/1/2020 to 2/28/2021	\$34,110	2/15/2020

Note: Unless extended by **New World**, the above costs are available for 90 days after submission of the costs to **Customer**. After 90 days, **New World** may change the costs.

ALL INVOICES ARE DUE FIFTEEN (15) DAYS FROM BILLING DATE.

8. Terms and Conditions

This Agreement is covered by the Terms and Conditions specified in the Licensing Agreement(s) for the software contained herein.

ACCEPTED BY:

Customer: City of Kodiak, AK

Name: _____

Title: _____

Date: _____

ACCEPTED BY:

New World Systems Corporation

Name: _____

Title: _____

Date: _____

By signing above, each of us agrees to the terms and conditions of this Agreement and as incorporated herein. Each individual signing represents that (s)he has the requisite authority to execute this Agreement on behalf of the organization for which (s)he represents and that all the necessary formalities have been met. If the individual is not so authorized then (s)he assumes personal liability for compliance under this Agreement.

Kodiak, AK

Licensed Application Software

At October, 2015

1. **Logos® Financial Management Suite**
 - Financial Management Base Suite .NET
 - General Ledger
 - Budget Management
 - Annual Budget Preparation
 - Accounts Payable
 - Revenue/Cash Receipting
 - Purchasing Base .NET
 - Add'l FM Standard Users .NET
 - Project Accounting .NET
 - Misc. Billing & Receivables .NET
 - PC Cash Register Interface .NET
2. **Logos® Payroll & Human Resources Suite**
 - Human Resources Mgt. Base Suite .NET
 - Base
 - Payroll Processing
 - Personnel Management
 - Position Control
 - Add'l HR Standard Users .NET
3. **Logos® Utility Management Suite**
 - Water / Sewer / Refuse Base .NET
 - Meter and Device Inventory .NET
 - Add'l Utility Standard Users .NET
4. **Logos® myCommunity Suite**
 - Permits.NET
 - Add'l CD Standard Users .NET
 - Municipal Inspections .NET
 - Parcel Management .NET
5. **Logos® Decision Support Software**
 - Finance Analytics .NET
 - HR/Payroll Analytics .NET
 - Decision Support Base Datamart
6. **Logos® eSuite**
 - eSuite Base
 - eUtilities
 - ePayments

ADDENDUM

This Addendum is made as of the last signature date set forth below ("Addendum Effective Date") by and between Tyler Technologies, Inc., a corporation in good standing under the laws of Delaware, with offices at One Tyler Drive, Yarmouth, ME 04096 ("Tyler"), and the customer identified in the signature block (the "Customer").

WHEREAS, Customer selected New World Systems Corporation ("New World") to provide certain software and related services pursuant to a license and services agreement (the "Agreement"); and

WHEREAS, on November 16, 2015, New World merged with and into Tyler, with Tyler being the surviving entity (the "Merger"), and Tyler and Customer desire to update the Agreement with this Addendum.

NOW, THEREFORE, in consideration of the mutual promises hereinafter contained, Tyler and the Customer agree as follows:

- 1. Effective as of the Merger, Tyler became the successor-in-interest to New World and assumed all rights and obligations of New World under the Agreement.
- 2. All references in the Agreement to "New World," "NWS," or other similar naming conventions shall now be understood to refer to Tyler.
- 3. Until further notified by Tyler, the location of Customer's payments as set forth in the Agreement remains unchanged. Where Customer is required to provide notice under the Agreement, that notice shall be provided to:

Tyler Technologies, Inc.
 One Tyler Drive
 Yarmouth, ME 04096
 Attention: Associate General Counsel

- 4. Tyler represents that the Tyler signatory to the Agreement and this Addendum is an authorized signatory, and that by such signature, Tyler is bound to the terms and conditions of the Agreement.
- 5. All other terms and conditions of the Agreement shall remain in full force and effect, and this Addendum shall be governed by and construed in accordance with those terms and conditions.

IN WITNESS WHEREOF, the parties hereto have executed this Addendum as of the dates set forth below.

Tyler Technologies, Inc.

Customer

Customer Name: City of Kodiak, Alaska

By: _____

By: _____

Name: Abby Diaz

Name: _____

Title: Associate General Counsel

Title: _____

Date: _____

Date: _____

Customer Address:
710 Mill Bay Road
Kodiak, Alaska 99615

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MEMORANDUM TO COUNCIL

To: Mayor Branson and City Councilmembers

From: Aimée Kniazowski, City Manager *AK*

Thru: Kelly Mayes, Finance Director *KMM*

Date: January 28, 2016

Agenda Item: V. f. Acceptance of the FY2015 Comprehensive Annual Financial Report (Audit)

SUMMARY: Each year the City Council retains a qualified accounting firm to perform an annual audit of the City's financial records and accounting practices. The City Charter and the City Code require the Council to accept the comprehensive annual financial report. Council typically accepts the report and results of the audit by motion. Staff recommends Council approve the results of the financial statement audit for Fiscal Year 2015 in accordance with KCC 3.24.020 and accept the Fiscal Year 2015 Comprehensive Annual Financial Report.

PREVIOUS COUNCIL ACTION: The Fiscal Year 2015 budget was adopted by the City Council on June 12, 2014, via Ordinance No. 1319. The annual audit expense was budgeted in the General Fund, Finance Administration Department, Professional Services. The budget amount for the Fiscal Year 2015 audit was \$50,363. On March 28, 2013, the Council approved the professional services agreement with Mikunda Cottrell & Co. at a fee of \$46,120 for fiscal year 2013, \$48,426 for fiscal year 2014, and \$50,363 for fiscal year 2015, plus out of pocket expenses. Mikunda Cottrell and Co. has since changed their name to BDO. The audited financials for Fiscal Year 2015 were presented to Council at the January 26 work session.

DISCUSSION: Article V, Section 21 of the City Charter requires an annual audit of the accounting and financial records of the City by independent certified public accountants. This charter section requires the auditor to examine all funds of the City in accordance with generally accepted auditing standards and the standards set forth in the Government Accountability Office's Government Auditing Standards. In addition, the auditor must conduct the compliance examinations required by the Single Audit Act Amendments of 1996, the related U.S. Office of Management and Budget's Circular A-133, and the State of Alaska Audit Guide and Compliance Supplement for State Single Audits. The standards governing Single Audit engagements require the independent auditor to report not only on the fair presentation of financial statements, but also on the audited government's internal controls and compliance with legal requirements, with special emphasis on internal controls and legal requirements involving the administration of grants.

The City of Kodiak solicited the services of qualified firms of certified public accountants to audit its financial statements for the fiscal years ending June 30, 2013, 2014, and 2015 with the option to audit

the City's financial statements for two subsequent fiscal years. The City contracted with BDO (formerly Mikunda, Cottrell, & Co.) for auditing services. Per the contract, the fees for services, not including travel expenses, were \$46,120 for 2013, \$48,426 for 2014, and \$50,363 for 2015.

The auditors from BDO worked with City staff during the summer and into the fall of 2015 to review records, run their tests, and complete the audit documents. As in past years, staff recommends Council review and then approve the final FY2015 audited comprehensive financial report by motion at this meeting.

ALTERNATIVES: N/A

FINANCIAL IMPLICATIONS: Compliance with Kodiak City Code Section 3.24.020 is required. It states that "upon council's acceptance of the annual financial report, necessary budgetary/accounting entries shall be recorded in the succeeding fiscal year for all outstanding encumbrances and incurred obligations, as disclosed in the prior fiscal year's annual financial report."

LEGAL: N/A

STAFF RECOMMENDATION: Staff recommends that the City Council accept the Fiscal Year 2015 audited comprehensive annual financial report by motion.

CITY MANAGER'S COMMENTS: The annual audit is a financial requirement of the City. Staff prepared for and worked closely with the auditors as they gathered information during the summer and fall to prepare the final report. Council will have had the presentation at the January 26 work session, and I recommend that Council accept the FY2015 audited comprehensive financial report by motion at this meeting. I am pleased with the outcome of the audit. I want to thank Finance Director Kelly Mayes for stepping right into the audit process and working with staff and our auditors to navigate the new auditing requirements and make our audit process a success. Of course her years as an auditor made this a good process, so we are lucky in that respect. I also want to thank the Finance Department staff for their work during the audit and for their ongoing professionalism and attention to detail.

NOTE:

The Mayor and City Council were issued copies of the Fiscal Year 2015 Comprehensive Financial Annual Report (CAFR). These reports should be brought to the January 26 work session and the January 28 regular meetings for review and discussion.

PROPOSED MOTION:

Move to accept the City's Fiscal Year 2015 audited Comprehensive Annual Financial Report.