

**MINUTES OF THE REGULAR COUNCIL MEETING
OF THE CITY OF KODIAK
HELD July 28, 2005,
IN THE BOROUGH ASSEMBLY CHAMBERS**

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

Mayor Carolyn L. Floyd called the meeting to order at 7:30 p.m. Councilmembers Charles E. Davidson, Dennis A. McMurry, Josefina F. Rosales, Gabriel T. Saravia, and David M. Woodruff were present and constituted a quorum. Councilmember Thomas D. Walters arrived at 7:32 p.m. City Manager Linda L. Freed, City Clerk Debra L. Marlar, and Deputy Clerk Kris Williams were also present.

After the Pledge of Allegiance, Capt. Dave Davis gave the invocation.

II. PREVIOUS MINUTES

Councilmember Walters MOVED, seconded by Councilmember Davidson, to approve the minutes of the June 30, 2005, regular meeting as presented.

The roll call vote was Councilmembers Davidson, McMurry, Rosales, Saravia, Walters, and Woodruff in favor. The motion passed.

III. AGENDA AMENDMENT

None

IV. PERSONS TO BE HEARD

a. Public Comments

None

V. UNFINISHED BUSINESS

a. Second Reading and Public Hearing, Ordinance No. 1194, Authorizing a Lease of the Head Start Building to Rural Alaska Community Action Program, Inc.

Mayor Floyd read Ordinance No. 1194 by title. The City of Kodiak has leased property at 419 Hillside Drive to the Rural Alaska Community Action Program, Inc. (RurAL CAP) for the Kodiak Head Start Program for more than ten years. The current lease with RurAL CAP expired June 30, 2005, and RurAL CAP requested to continue to lease the building. The prior lease was reviewed and updated by the City attorney, and the new lease contains essentially the same terms and conditions. Ordinance No. 1194 was passed in first reading at the June 30, 2005, City Council meeting.

Councilmember Davidson MOVED, seconded by Councilmember Walters, to adopt Ordinance No. 1194.

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Mayor Floyd closed the regular meeting, opened and closed the public hearing when no one came forward to testify, and reopened the regular meeting.

The roll call vote was Councilmembers Davidson, McMurry, Rosales, Saravia, Walters, and Woodruff in favor. The motion passed.

VI. NEW BUSINESS

a. Resolution No. 05–29, Appointing Directors to the Kodiak Fisheries Development Association, Kodiak’s “Eligible Crab Community Entity” for the Bering Sea/Aleutian Islands (BSAI) Crab Rationalization Program

Mayor Floyd read Resolution No. 05–29 by title. The Kodiak City Council and the Kodiak Island Borough Assembly jointly created the Kodiak Fisheries Development Association (KFDA), which will represent Kodiak in exercising processor quota share rights of first refusal (ROFR) under the BSAI crab rationalization program. The by-laws and articles of incorporation for the Association were discussed at the March 1st joint work session. The City Council approved the articles of incorporation and by-laws for the KFDA with the adoption of Resolution No. 05–7 on March 24th.

The articles of incorporation and by-laws created an initial interim Board composed of Linda Freed, Jerome Selby, and Joe Sullivan who were also the incorporators. Under the by-laws, the initial Board had very limited authority to incorporate the Association and qualify it with the National Marine Fisheries Service. The authority to take all other actions is reserved to a future Board to be appointed by the City Council and the Borough Assembly. The by-laws specify the Board of Directors of the Corporation shall include two directors appointed by the City of Kodiak, two appointed by the Kodiak Island Borough, and three appointed jointly.

At the July 12 joint work session, the Council and Assembly voiced a consensus that both bodies should adopt resolutions naming all the initial appointees to the Board of Directors and identifying the seats they will hold. Staff will also draft by-law amendments related to the term of office for board members and ratification of future by-law amendments by the Council and Assembly. The by-law amendments will be finalized by the interim Board of Directors as directed by the Council and Assembly at the July 12th joint work session.

Councilmember Rosales MOVED, seconded by Councilmember Walters to adopt Resolution No. 05–29.

The roll call vote was Councilmembers Davidson, McMurry, Rosales, Saravia, Walters, and Woodruff in favor. The motion passed.

b. Resolution No. 05–30, Authorizing the Kodiak Highschool Baseball Team To Collect Fees for Baseball Clinics To Be Held at Baranof Park

Mayor Floyd read Resolution No. 05–30 by title. The Kodiak High School Baseball Team requested permission to sponsor clinics at Baranof Park and to charge fees for these clinics. City Code prohibits the conduct of business on City property without prior permission from the City Council.

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Councilmember Saravia MOVED, seconded by Councilmember Woodruff, to adopt Resolution No. 05-30.

The roll call vote was Councilmembers Davidson, McMurry, Rosales, Saravia, Walters, and Woodruff in favor. The motion passed.

c. Resolution No. 05-31, Accepting the FY'06 State Local Emergency Planning Committee (LEPC) Grant

Mayor Floyd read Resolution No. 05-31 by title. Annually, for over ten years, Kodiak has received a grant to support the efforts of the Kodiak Island Borough Local Emergency Planning Committee (Kodiak LEPC). The Kodiak LEPC overlaps in function and responsibility with the Kodiak Emergency Services Organization, which predated the creation of LEPC by Federal and State law. Responsibility for the grant has moved back and forth between the City of Kodiak and the Kodiak Island Borough over the years. Given that the emergency planning and response function in Kodiak has been jointly and cooperatively defined, the transfer of the grant between the two local governments has not posed any problems. For the last several years, the Kodiak Island Borough has managed the grant, but due to staff changes in the past year, the Borough requested that the City manage the grant in FY'06. The grant funds, which do not require a local funding match, will be used to update and distribute the revised Kodiak Emergency Operations Plan and translate and print the community emergency information brochure in Tagalog and Spanish.

Councilmember Woodruff MOVED, seconded by Councilmember Saravia, to adopt Resolution No. 05-31.

The roll call vote was Councilmembers Davidson, McMurry, Rosales, Saravia, Walters, and Woodruff in favor. The motion passed.

d. Authorization of a Professional Services Contract With DOWL Engineers for Phase I, Trident Basin Seaplane Base Improvement Project

At the June 30th City Council meeting, the Council adopted Resolution Number 05-27, which established a capital improvement program and operational and administrative actions for the Trident Basin Seaplane Base. The next phase of the project is ready to move forward. DOWL Engineers, the City's contractor for the Municipal Airports Comprehensive Master Plan project, was asked to provide a proposal to complete the Environmental Assessment (EA) and preliminary design (to the 35% level) for proposed improvements to the Trident Basin Seaplane Base. This phase of the project will also include the acquisition of necessary permits for construction of the designed improvements. Approximately 95% of the funding for the project will come from the Federal Aviation Administration (FAA). With anticipated completion of the EA in December, final design work will proceed soon after in order to begin the construction of improvements in the summer of 2006, utilizing additional FAA grant funding that will be available in federal fiscal year '06.

Councilmember Rosales MOVED, seconded by Councilmember Walters, to authorize a professional services contract with DOWL Engineers for Phase I of the Trident Basin Seaplane Base

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Improvement Project in the amount of \$375,570, with funds coming from the Capital Project Fund, Trident Basin Improvement Fund.

The roll call vote was Councilmembers Davidson, McMurry, Rosales, Saravia, Walters, and Woodruff in favor. The motion passed.

e. Authorization of FY'06 Professional Services Contract With Alaska Department of Public Safety

For the past ten years, the City of Kodiak, under contract with the Alaska Department of Public Safety, has provided dispatch services, administrative and field support, prisoner transport and guarding services, and telephone answering services for the Alaska State Troopers' post in Kodiak. In FY'05, the Chief of Police worked with the staff of the Alaska State Troopers to revise the terms of the contract to compensate the City of Kodiak for dispatch services provided in excess of the scheduled hours designated in the contract. The FY'06 contract will continue services through June 30, 2006, with all other contract provisions remaining the same as in FY'05.

Councilmember Walters MOVED, seconded by Councilmember McMurry, to authorize the FY'06 Special Services Contract with the Alaska Department of Public Safety.

The roll call vote was Councilmembers Davidson, McMurry, Rosales, Saravia, Walters, and Woodruff in favor. The motion passed.

f. Authorization of Voluntary Suspension of Taxicab Permits 15, 18, and 21

Elizabeth DeLos Santos, owner of Taxicab Permit 15, and Luisa Garrett, owner of Taxicab Permit 18, have requested voluntary suspension of the permits from July through December 2005, and Rodrigo Dela Cruz, owner of Taxicab Permit 21 has requested voluntary suspension of the permit from May through October 2005. Kodiak City Code allows for the voluntary suspension of a single permit not to exceed six months in a calendar year.

Councilmember Davidson MOVED, seconded by Councilmember Walters, to authorize the voluntary suspension of Taxicab Permits 15 and 18 from July through December 2005 and Taxicab Permit 21 from May through October 2005.

The roll call vote was Councilmembers Davidson, McMurry, Rosales, Saravia, Walters, and Woodruff in favor. The motion passed.

g. Authorization of Lease of Taxicab Permit No. 26

Elsa Saravia, owner of Taxicab Permit No. 26, has requested authorization to lease the permit to Luisa Garrett, who had complied with the lease requirements.

Councilmember Walters MOVED, seconded by Councilmember Davidson, to authorize the lease of Taxicab Permit No. 26 to Luisa Garrett.

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The roll call vote was Councilmembers Davidson, McMurry, Rosales, Saravia, Walters, and Woodruff in favor. The motion passed.

VII. CITY MANAGER'S REPORT

Manager Freed reported the City of Kodiak was granted 2.3 million dollars from the Economic Development Administration for the marine travel lift project. She congratulated Harbormaster Marty Owen for 10 years of service and Kodiak Police Department Corrections Officer Debra Buckey for 15 years of service. Manager Freed also provided an update on the Potato Patch Lake project, stating Phase I had been completed. She thanked Ducks Unlimited and the Kodiak Audubon Society for its work on the project, which had been provided without cost to the City.

VIII. MAYOR'S COMMENTS

Mayor Floyd congratulated Eagle Scouts Eric Solenburger and Luke Engvall who had recently received their Eagle Scout badges. She also commended Scoutmaster Dave Fox. Mayor Floyd announced the entire Floyd family would arrive in Kodiak the coming weekend to celebrate the Floyd's 50th wedding anniversary and 50 years in Kodiak.

IX. COUNCIL COMMENTS

Councilmembers congratulated Joe and Carolyn Floyd on their 50-year anniversary. Councilmembers also thanked Ducks Unlimited and the Audubon Society for its contributions to the Potato Patch Lake project.

Councilmember Rosales reminded everyone that she will not be at the August meeting, as she will be visiting her son and daughter-in-law in Japan.

Councilmember Davidson suggested the City consider installing stairs across from Potato Patch lake to better accommodate foot traffic.

Councilmember Walters expressed appreciation to staff for its work on capital construction grants and also thanked the Chamber of Commerce for its assistance on the travel lift grant. He noted the City will receive a Federal Aviation Administration grant for improvements to the Trident Basin seaplane facility and reiterated the City was working to identify funding to replace aging City facilities. Councilmember Walters also commented on discussions at work sessions regarding potential land swaps between the City and Borough, stating the City would continue to donate land for the good of the community. He also noted the City had been waiting 15 years for the State to make improvements to the Rezanof "Y" intersection, the State had turned down the City's request to take over and maintain the intersection, and the City would seek support from its State legislators and the governor.

Councilmember Saravia stated the City and Borough needed to work together for the good of the community when identifying land needs. He also thanked Senator Gary Stevens for help with obtaining a 2 million dollar State Legislative Grant for the travel lift. Councilmember Saravia reported on the salmon season, noting it appeared to be a record year for pink salmon.

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Councilmember Woodruff commented on the BSAI crab rationalization program, stating the amount of processor quota shares for Kodiak should be known soon. He also reported on the halibut and salmon seasons. Councilmember Woodruff commented on his ongoing medical treatment.

City Clerk Debra Marlar announced nomination petitions for the October 4th election for the Mayoral seat and two City Council seats would be available August 1st, and petitions could be filed August 8th through September 2nd. She noted the City was seeking election officials to assist Tagalog and Spanish-speaking voters.

X. AUDIENCE COMMENTS

Capt. Dave Davis thanked the Boy Scouts for cleaning up the Pillar Creek area and asked the Community to work together to prevent abandoned junked cars.

Doug Letch congratulated Mayor and Joe Floyd on their 50th wedding anniversary.

XI. ADJOURNMENT

Mayor Floyd adjourned the meeting at 8 p.m.



ATTEST:

Charles E. Davidson
Deputy MAYOR

Debra Marlar

CITY CLERK

Minutes Approved: August 25, 2005