

**MINUTES OF THE REGULAR COUNCIL MEETING  
OF THE CITY OF KODIAK  
HELD THURSDAY, NOVEMBER 8, 2012  
IN THE BOROUGH ASSEMBLY CHAMBERS**

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

Mayor Pat Branson called the meeting to order at 7:30 p.m. Councilmembers Randall C. Bishop, Charles E. Davidson, Gabriel T. Saravia, and Richard H. Walker were present and constituted a quorum. Councilmember Terry J. Haines arrived at 7:41 p.m. Councilmember John B. Whiddon was absent. City Manager Aimée Kniaziowski, City Clerk Debra L. Marlars, and Deputy Clerk Matthew Gandel were also present.

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

**II. PREVIOUS MINUTES**

Councilmember Saravia MOVED to approve the minutes of the October 25, 2012, regular meeting as presented.

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

**III. PERSONS TO BE HEARD**

**a. Public Comments**

**Judi Kidder** spoke against the proposed biosolids composting project, expressing concerns about the cost of the project and the potential for contamination of nearby properties. She said that information about the project was not being made available to the public.

**Todd Hiner** spoke against the proposed biosolids composting project and said as a neighboring property owner, he was worried that the Council wasn't concerned with protecting his property. He offered what he described as three locations better suited for the composting project.

**Corey Wall**, MRV Architects, introduced himself to the Council and provided a brief status update on the construction progress of the New Library.

*Councilmember Haines arrived.*

**Marilyn Guilmet** said she wasn't opposed to the biosolids composting project but she disagreed with the proposed location. She wondered why nearby property owners hadn't been notified before a contract was signed. She said the biosolids material contained many toxins harmful to people and animals.

**Peter Olsen**, Quayanna Development Corporation, said his company was looking forward to starting the biosolids composting project. He said he understood people's concerns but that he

expected to be in full compliance with all laws and regulations prior to starting the project. He said he was going to make an effort to reach out and help people better understand the composting process.

**b. Update From and Discussion With the City's Juneau Lobbyist**

City Lobbyist Ray Gillespie provided the Mayor and Council with an overview of the recent state election and the new makeup of the legislature. He said there would most likely be less state money available for capital projects in the next few years; therefore, it was important for the City to focus on infrastructure, health, and safety projects.

**IV. UNFINISHED BUSINESS**

**a. Second Reading and Public Hearing, Ordinance No. 1301, Establishing Supplemental Appropriation No. 2 to the Budget for the Fiscal Year Commencing on the First Day of July 2011 and Ending on the Thirtieth Day of June 2012, and Repealing Ordinance No. 1296**

Mayor Branson read Ordinance No. 1301 by title. It is customary for the City Council to approve at least one supplemental budget amendment each year that authorizes the adjustments of current revenues and expenses. These adjustments are for 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. Supplemental Appropriation No. 2 to the FY2012 budget totaled \$165,086 and is identified in Ordinance No. 1296, which contained errors that must be corrected by adopting a new ordinance.

Councilmember Bishop MOVED to adopt Ordinance No. 1301.

Mayor Branson 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 Bishop, Davidson, Haines, Saravia, and Walker in favor. Councilmember Whiddon was absent. The motion passed.

**V. NEW BUSINESS**

**a. Resolution No. 2012-34, Accepting a 2012 State Homeland Security Program Grant**

Mayor Branson read Resolution No. 2012-34 by title. The City has been awarded a State Homeland Security Program Grant to provide funding to participate in the Alaska Shield 2014 statewide emergency response exercise. The exercise is one of many being conducted statewide, as required every three years by the Homeland Security Exercise and Evaluation Plan. This grant, in the amount of \$13,860, will repay costs associated with local Red Cross disaster training and will cover the cost of expenses for City staff to attend key Alaska Shield 2014 planning meetings in Anchorage and position specific training in the National Incident Management System for City staff.

Councilmember Davidson MOVED to adopt Resolution No. 2012-34.

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

**b. Authorization of FY2013 Special Services Contract With Alaska Department of Public Safety**

The Alaska Department of Public Safety has requested a renewal of their contract with the City to provide services that support the mission and operations of the Alaska State Troopers and Alaska Wildlife Troopers based in Kodiak. The contract and services would continue to be administered through the Kodiak Police Department. In exchange for providing these services, the Alaska Department of Public Safety will pay the City \$19,687.50 every quarter, for a total of \$78,750.

Councilmember Saravia MOVED to authorize the City Manager to sign the FY2013 Special Services Contract with the Alaska Department of Public Safety, Division of Alaska State Troopers.

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

**c. Authorization of Amendment No. 4 to the Professional Services Agreement With Cornerstone General Contractors, Inc. for Balance of Construction Work for New Library, Project No. 6012**

This action will award the final package to Cornerstone General Contractors, Inc. to include the balance of the construction work to complete the new library. City staff, the library building committee, and the project manager reviewed the elements and costs of the remaining construction work on October 28, 2012, and support authorization to award the balance of construction work to Cornerstone for the guaranteed maximum price of \$4,322,932.

Councilmember Davidson MOVED to authorize Amendment No. 4 to the professional services contract with Cornerstone General Contractors, Inc. for completion of the balance of construction work on the new library for the guaranteed maximum price of \$4,322,932, with funds coming from the Building Improvement Fund, New Library Project, Project No. 6012.

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

**d. Authorization of Professional Services Contract for Construction Administration for Shelikof Street Pedestrian Improvements Project, Project No. 10-04/8016**

The City Council approved a construction contract with Brechan Enterprises, Inc. for the Shelikof Street Pedestrian Improvement Project at the September 27, 2012, meeting. With the nature of this project, City staff expects to need technical engineering support at various times throughout the project, particularly with the large rock cut area. Staff recommends that Council authorize a professional services contract to DOWL HKM on a time and materials basis with an amount not to exceed \$50,000 for construction administration and management.

Councilmember Haines MOVED to authorize the professional services contract to DOWL HKM for construction administration and management of the Shelikof Street Pedestrian Improvements Project, Project No. 10-04/8016, on a time and material basis with a not-to-exceed amount of \$50,000, with funds coming from the Cargo Capital Development Fund, Project No. 8016 and authorize the City Manager to sign the agreement on behalf of the City.

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

**e. Authorization of Contract Amendment No. 1 for Additional Design Services for Aleutian Homes Water and Sewer Replacement Project, Phase V, Project No. 10-03/7026**

The City started a phased utility replacement of the water and sewer utilities in the Aleutian Homes in 2005. The Aleutian Homes Subdivision was built in the early 1950s, and much of the water and sewer system is left from that original construction. The Council approved the design contract with DOWL HKM in August 2009 for Aleutian Homes Water and Sewer Replacement Phase V. The project is at 95% design and, with the award of an Alaska Municipal Matching Grant from the Alaska Department of Environmental Conservation for a segment of this project, the City is ready to have DOWL HKM finalize plans and bid the project.

Councilmember Walker MOVED to authorize Amendment No. 1 to the DOWL HKM design contract in the amount of \$24,928, with funds coming from the Aleutian Homes Water and Sewer Replacement Project, Phase V, Project No. 10-03/7026 and to authorize the City Manager to sign the amendment on behalf of the City.

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

## **VI. STAFF REPORTS**

### **a. City Manager**

City Manager Kniazowski said she welcomed the opportunity to spend time with City Lobbyist Gillespie and show him around various City capital projects. She said that she and City Clerk Marlar had recently provided a tour of various city departments to Councilmember Walker so he could get a feel for what each one does.

She said she had recently formed a small Incident Management Team with Fire Chief Rome Kamai and Chief of Police T.C. Kamai to monitor an earthquake off the coast of British Columbia for a potential tsunami, and said the new Emergency Operations Center was a vast improvement over previous facilities.

She said the City was preparing to submit a plan to the Alaska Department of Environmental Conservation for short term storage of biosolid waste at Gibson Cove, and that she had also been in discussions with the U.S. Coast Guard about potential storage options on their property on Anton Larsen Road.

She said the City would be holding an auction for surplus goods and vehicles on November 30, 2012, at the old Kodiak Police Department building. She acknowledged Finance Department employee Sandi Heglin for 25 years of service to the City.

**b. City Clerk**

City Clerk Marlar thanked Deputy Clerk Matt Gandel for his service over two years as deputy clerk and records manager. She encouraged the public to apply for open seats on the Parks and Recreation Advisory Board, Port and Harbors Advisory Board, City seat on the Borough Planning and Zoning Commission, Building Code Board of Appeals, and Personnel Board. She also informed the public of the next scheduled Council work session and regular meeting.

**VII. MAYOR'S COMMENTS**

Mayor Branson congratulated Sandi Heglin on 25 years of service and offered best wishes to Deputy Clerk Gandel. She congratulated Senator Gary Stevens and Representative Alan Austerman on their reelection to the state legislature, and said they were both very committed to the community. She thanked all the election workers who volunteered their time and thanked the community for supporting Bonding Proposition A, which included funding for Pier 3. She said she was very impressed with the progress on the New Library project and thanked everyone in the community who had stepped forward to advance the project. She encouraged members of the public to volunteer for City advisory boards.

**VIII. COUNCIL COMMENTS**

Councilmember Walker said he had learned a lot during his recent tour of city departments. He said the City had a lot of infrastructure that was deteriorating and that there was a lot of work coming up to repair it. He said City employees worked very hard to provide the community with the level of services they expected. He thanked the Mayor and Councilmembers for welcoming him to the Council.

Councilmember Haines thanked City Lobbyist Gillespie for his work for the City. He encouraged members of the community to get involved in the budget process and said the Council had some tough decisions ahead. He reminded everyone to drive safely and watch out for schoolchildren. He thanked Sandi Heglin for her years of service and wished Deputy Clerk Gandel well in his new job. He encouraged people to volunteer for open seats on City advisory boards. He said the Aleutian Homes Water and Sewer project had been going on for a long time, but the infrastructure improvements would serve the City well for years to come.

Councilmember Davidson thanked City staff for all their hard work and City Lobbyist Gillespie for his efforts on behalf of the City.

Councilmember Saravia thanked Deputy Clerk Gandel and wished him well. He also thanked City Lobbyist Gillespie and said his hard work helped to bring capital projects funds to Kodiak, which helped improved the quality of life.

Councilmember Bishop thanked the businesses that participated in the downtown trick or treating on Halloween and said it was great to see so much activity downtown. He congratulated the Kodiak High School girls' volleyball team for making it to the state tournament. He thanked voters who supported the bond proposition that included funding for Pier 3. He said the Council was committed to looking at potential capital projects to determine if they were necessary for the community, and said it was important that the Council focus on infrastructure improvements and balancing the budget.

## IX. AUDIENCE COMMENTS

**Todd Hiner** spoke against the biosolids composting project, saying it would increase the cost to taxpayers and that there were other options for the Council to consider.

**Judi Kidder** said the operations plan for the biosolids composting project should be available for review by the public.

**Marilyn Guilmet** spoke against the biosolids composting project, saying she was concerned with the potential health effects to people and animals in the area.

**Ashley Hiner** spoke against the biosolids composting project, and said he was concerned about the potential health effects.

## X. EXECUTIVE SESSION

### a. Clerk's Annual Evaluation

Annually, the City Council reviews the performance of the City Clerk. In accordance with the Open Meetings Act, the City Clerk does not object to the evaluation being done in executive session.

Councilmember Davidson MOVED to enter into executive session, as authorized by Kodiak City Code Section 2.04.100(b)(2), to conduct the City Clerk's annual performance evaluation.

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

The Council entered into executive session at 8:47 p.m. The regular meeting reconvened at 9:45 p.m. The Council took no action.

## XI. ADJOURNMENT

Councilmember Haines MOVED to adjourn the meeting.

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

The meeting adjourned at 9:46 p.m.

CITY OF KODIAK

  
MAYOR

ATTEST:

  
CITY CLERK

Minutes Approved: December 13, 2012

