

**MINUTES OF THE REGULAR COUNCIL MEETING
OF THE CITY OF KODIAK
HELD THURSDAY, OCTOBER 24, 2013
IN THE BOROUGH ASSEMBLY CHAMBERS**

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

Deputy Mayor John B. Whiddon called the meeting to order at 7:30 p.m. Councilmembers Randall C. Bishop, Charles E. Davidson, Terry J. Haines, Gabriel T. Saravia, and Richard H. Walker were present and constituted a quorum. Mayor Branson was absent. Finance Director Mary Munk, City Clerk Debra L. Marlars, and Deputy Clerk Michelle Shuravloff-Nelson were also present.

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

II. PREVIOUS MINUTES

Councilmember Haines MOVED to approve the minutes of the October 10, 2013, regular meeting as presented.

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

III. PERSONS TO BE HEARD

a. Proclamation: Celebrating Senior Citizens of Kodiak, Inc., on Its 40th Anniversary and Third National Accreditation Achievement

Councilmember Davidson read the proclamation, which recognizes the re-accreditation of the Kodiak Senior Center and the contributions of the Center during its forty years of service to the Kodiak community.

Dave Blacketer, Senior Citizens of Kodiak, Inc. board member, accepted the proclamation and stated he was thankful for the work that was done for the re-accreditation. He acknowledged Pat Branson, Executive Director of the Senior Citizens of Kodiak Inc. for her 25 years of service and her dedication.

b. Public Comments

Natasha Hayden, Chairperson for the Parks and Recreation Advisory Board spoke in opposition to the proposed park hours proposed in Ordinance No. 1313. She proposed that the park hours extend to 12 a.m. from April 1 to September 30.

IV. UNFINISHED BUSINESS

a. Continued First Reading, Ordinance No. 1312, Authorizing the City to Enter Into a Memorandum of Agreement With the State of Alaska, Department of Transportation and Public Facilities Regarding the Kodiak Ferry Terminal and Dock Improvements

Deputy Mayor Whiddon read Ordinance No. 1312 by title. Several years ago Congress authorized funding for the planning, design and construction of an Alaska Marine Highway System (AMHS) terminal in Kodiak. The dock will be a component of the National Highway System. The State Department of Transportation and Public Facilities (DOT&PF) is responsible for planning design and construction of a new dock at Pier I. Engineering is essentially complete. City staff was included and consulted in all aspects of planning. Construction is anticipated for 2014 and is estimated to cost \$14.3 million. When complete, the dock becomes the property of the City of Kodiak. DOT&PF requires the City to enter into a memorandum of agreement, which covers the terms, scope, design, construction, ownership, right-of-way, operations, and maintenance obligations for the life of the facility – about 30 years. DOT&PF asserts that the City Council must approve the MOA before the State will award construction contracts. DOT had not completed their internal review of the latest version of the MOA on October 10, 2013, so the Council moved to continue the first reading to the October 24, 2013, meeting.

Clerk's Note: The motion to pass Ordinance No. 1312 was made at the October 10, 2013, meeting. The motion is again before the Council.

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

V. NEW BUSINESS

a. **First Reading Ordinance No. 1313, Enacting Kodiak City Code 18.32.115, Park Closure, to Designate Hours When Parks Are Closed to the Public**

Deputy Mayor Whiddon read Ordinance No. 1313 by title. City staff and the Parks and Recreation Advisory Board have recommended that Council establish open and closing hours for the many large and small parks the City owns. At this time, none of these parks are governed with opened and closed park hours. While City Code exists for noise complaints and curfew hours, KPD cannot ask a person to vacate a public place, like a park, without codified hours. Furthermore, the Parks Department cannot staff the facilities in a responsible manner without fixed hours of operation for some of the parks in its care. The opportunity for vandalism and other acts harmful to the public's interest increases later in the evening. The value of the improvements on the parks with fields and playgrounds exceed \$10 million and are vulnerable to vandalism. The most significant act of vandalism resulted in approximately \$1 million in damage to the ice rink last summer.

Councilmember Davidson MOVED to pass Ordinance No. 1313 in the first reading and advance to second reading and public hearing at the next regular or special Council meeting.

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

b. **Resolution No. 2013-29, Urging the Secretaries of Agriculture and Interior to Revise Rural Determination Process Under Alaska National Interest Lands Conservation Act, Title VIII**

Deputy Mayor Whiddon read Resolution No. 2013–29 by title. The Federal Subsistence Board initiated a review of the process and criteria used to determine rural subsistence status, which occurs every ten years or so. The Board has requested comments on the determination process until November 1, 2013, which include populations, rural characteristics, aggregation of communities, timelines, and other information.

Councilmember Haines MOVED to adopt Resolution No. 2013–29.

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

c. Authorization of a Professional Services Contract for Composting Design, Project No. 7517

The City has been working on a solution for both temporary and long term disposal of biosolids for multiple years. A sludge disposal study was conducted in 2008 to evaluate potential options, and a pilot composting project was conducted in 2010 to verify the feasibility of composting the community's biosolids. CH2MHill has been providing professional engineering support throughout the process. On October 10, 2013, the Borough Assembly stated their intent to approve the transfer of approximately 2.36 acres of land from within the landfill property to the City and is expected to approve the transfer at their October 17, 2013, meeting. The City will then be able to begin the geotechnical investigation and start the design and permitting phase of the project.

Councilmember Walker MOVED to authorize a professional services contract with CH2MHill in an amount not to exceed \$416,000 for the design and permitting of a Class "A" (EQ) composting facility, with funds coming from the Sewer Capital Improvement Fund, Biosolids Management, Project No. 7517, and authorize the City Manager or designee to execute the documents on behalf of the City.

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

d. Authorization of Professional Services Contract for Monashka Pumphouse Design, Project No.11-05/7029

The Monashka reservoir and pumphouse supply the City of Kodiak with its main source of water. The existing pumphouse was built in the 1970s and is no longer adequate to reliably meet Kodiak's water needs. The City completed a feasibility study of the facility in December 2012, which showed the building needs to be replaced due to serious structural and seismic deficiencies. Council approved an amendment to the Monashka Pumphouse Feasibility Study with CH2MHill in February 2013 to determine potential sites to build a new pumphouse and move this project to roughly 20 percent design. This work was completed, and staff made a presentation to Council on the preferred design components at the October 8, 2013, work session.

Councilmember Davidson MOVED to authorize a professional services contract with CH2MHill to design the Monashka Pumphouse Project No. 11-05/7029 in the amount of \$399,500, with

funds coming from Water Capital Improvement Fund Project No. 7029 and authorize the City Manager or designee to execute the agreement on behalf of the City.

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

e. Authorization of Expense to Remove the Inactive AT&T Satellite Dish Adjacent to the New Library, Project No. 6012

This memo recommends approval of the agreement between the City and Alascom, Inc. (d.b.a. AT&T Alaska) to remove and dispose of the inactive east antenna dish at 510 Mill Bay Road, adjacent to the new Public Library. Removal of the dish will greatly enhance the view looking toward the library, as well as looking out the window from the library. Removal of the dish has been contemplated as part of the program since the early planning stages.

Councilmember Haines MOVED to authorize the expenditure of \$45,000 to AT&T upon the completion of the removal of the inactive satellite dish on the AT&T property adjacent to the new library and authorize the City Manager or designee to sign the agreement document.

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

f. Authorization of Amendment No. 2 to the Professional Services Contract for Design Completion of Aleutian Homes Phase V, Project No. 10-03/7026

The City started working on 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 several segments of the water and sewer system are still in place 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 was designed to 95 percent. The City was awarded an Alaska Municipal Matching Grant (AMMG) for a segment of this project, and a portion of the project (segment A) was built in the summer of 2013. The remaining segments B and C must be finalized in order to bid the project later this winter.

Councilmember Bishop MOVED to authorize contract Amendment No. 2 with DOWL HKM in the amount of \$54,494 to complete design services for the Aleutian Homes Water and Sewer Replacement Phase V Project No. 10-03/7026 and authorize the City Manager or designee to sign the documents for the City.

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

g. Authorization of Animal Control Contract

The Borough Assembly decided to contract again with the City for animal control services on the road system in the Borough after having been without the services for several years. City and Borough staff negotiated a three-year agreement, which the Assembly approved at their October 3, 2013, meeting.

Councilmember Walker MOVED to authorize the animal control contract between the City and the Borough, which will be effective from November 1, 2013, through June 30, 2016, and authorize the City Manager or designee to sign the agreement for the City.

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

VI. STAFF REPORTS

a. City Manager

Since the City Manager was not present, there were no comments.

b. City Clerk

City Clerk Marlar informed the public of the next scheduled Council work session and regular meeting.

VII. MAYOR'S COMMENTS

Since the Mayor was not present, there were no comments.

VIII. COUNCIL COMMENTS

Councilmember Walker said he was appreciative for the staff work on the various City projects that continually make Kodiak a better community. He encouraged the public to attend the work sessions and regular meetings to become involved with City business.

Councilmember Haines thanked Mayor Branson and her staff for their work at the Senior Center. He said he was pleased and thanked the Kodiak Island Borough for granting the license agreement for composting and working collaboratively.

Councilmember Davidson thanked Engineer Glenn Melvin and Public Works Director Mark Kozak for their work on the composting and pumphouse projects. He asked the public to be careful on Halloween.

Councilmember Saravia thanked the Public Works and Engineering Departments for their hard work. He thanked the Police Department staff for attending the meeting. He said that the Council is working diligently on the current projects. He gave a fishing update.

Councilmember Bishop thanked Sutliff's and the Kodiak Chamber of Commerce for sponsoring the downtown Halloween event for the children.

Councilmember Whiddon said he appreciated the U.S.C.G. event last weekend, which recognized the work they do for the community. He thanked the department heads that regularly attend the Council meetings for their availability to the public.

IX. AUDIENCE COMMENTS

None

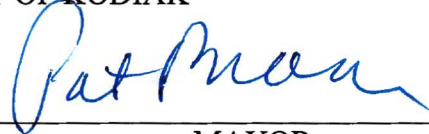
X. ADJOURNMENT

Councilmember Davidson MOVED to adjourn the meeting.

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

The meeting adjourned at 8:07 p.m.

CITY OF KODIAK



MAYOR

ATTEST:


CITY CLERK

Minutes Approved: December 12, 2013