

**MINUTES OF THE REGULAR COUNCIL MEETING
OF THE CITY OF KODIAK
HELD THURSDAY, JUNE 25, 2015
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, Terry J. Haines, Gabriel T. Saravia, Richard H. Walker, and John B. Whiddon were present and constituted a quorum. City Manager Aimée Kniazowski, City Clerk Debra L. Marlar, 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 Whiddon MOVED to approve the minutes of the June 11, 2015, 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. Public Comments

Jonathon Strong, with the Senior Citizens of Kodiak, Inc. and Kodiak Transit thanked the Mayor and Council for their support. He spoke about the Downtown Kodiak Revitalization project and shared his work experience in dealing with substance abuse. He indicated he has met with some individuals from the downtown area and recommends similar action be taken as the community of Lodi did in their downtown plan. He said he supports a loitering ordinance, the removal of the gazebo, and continued work at the St. Paul Plaza area.

IV. UNFINISHED BUSINESS

a. Second Reading and Public Hearing, Ordinance No. 1336, Amending Chapter 18.28 of the City Code, "Port and Harbor Facilities" to Incorporate Protections Against Derelict and Abandoned Vessels Provided Under Alaska State Law

Mayor Branson read Ordinance No. 1336 by title. The State of Alaska amended State Statute, Chapter 30 entitled "Abandoned and Derelict Vessels" to expressly authorize the removal of abandoned and derelict vessels from municipal waters. It is in the City of Kodiak's best interest to amend Chapter 18.28 of the City Code to integrate corresponding State and Federal laws governing abandoned and derelict vessels.

Councilmember Davidson MOVED to adopt Ordinance No. 1336.

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, Walker, and Whiddon in favor. The motion passed.

V. NEW BUSINESS

a. **Resolution No. 2015–18, Authorizing the Issuance of a Permit to the American Legion Post 17 for Use of Public Property in Conjunction With Fourth of July Celebrations**

Mayor Branson read Resolution No. 2015–18 by title. Resolution No. 2015–18 permits American Legion Post 17 to close and use City streets for its annual Fourth of July parade. Street closures for the parade will take place on Saturday, July 4, 2015, from 11 a.m. to approximately 12:30 p.m. for the St. Paul Harbor spit, Marine Way, and Center Avenue. Rezanof Drive will also be closed as part of the parade route, and the American Legion will receive a separate authorization from the State Department of Transportation (DOT).

Councilmember Bishop MOVED to adopt Resolution No. 2015–18.

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

b. **Resolution No. 2015–19, Supporting “The Subsistence Access Management Act of 2015”**

Mayor Branson read Resolution No. 2015–19 by title. Resolution No. 2015–19 supports “The Subsistence Access Management Act of 2015,” which is legislation to prohibit any changes in rural determination by the Departments of Interior and Agriculture that would remove a community currently qualified for subsistence rights. This legislation is introduced by Senator Murkowski and Representative Young. Kodiak is currently categorized as rural for the purposes of harvesting fish and wildlife on federal lands. In the Kodiak area, the lands include the Kodiak Wildlife Refuge lands, the Buskin River, and waters around Afognak Island. The determination of rural status using population threshold criteria by the Department of Interior and Agriculture could impact Kodiak’s current rural subsistence status. The “rural” status allows Kodiak to qualify for certain Federal programs, services and funding.

Councilmember Whiddon MOVED to adopt Resolution No. 2015–19.

Councilmember Davidson MOVED to postpone Resolution No. 2015–19 to a future meeting to be determined by the City Manager.

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

c. **Resolution No. 2015–20, Supporting the 2015 Kodiak Coordinated Public Transit-Human Services Transportation Plan**

Mayor Branson read Resolution No. 2015–20 by title. Resolution No. 2015–20 supports the Kodiak Coordinated Public Transit-Human Services Transportation Plan, which has been reviewed, revised, and completed by the Kodiak Human Service Coalition. This plan lists the Kodiak Area Transit System (KATS) priorities that are necessary for the request of state and federal funding. KATS is the only coordinated system in the State of Alaska, with more than 15 local nonprofit agencies participating.

Councilmember Haines MOVED to adopt Resolution No. 2015–20.

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

d. Authorization of FY2016 Special Services Contract with Alaska Department of Public Safety

The Alaska Department of Public Safety (DPS) requested the renewal of its contract with the City to provide services that support the mission and operations of the Alaska State Troopers (AST) and Alaska Wildlife Troopers (AWT) in Kodiak. In exchange for providing these services, DPS will compensate the City \$78,750.00 for FY2016.

Councilmember Haines MOVED to authorize the FY2016 Special Services Contract with the Alaska Department of Public Safety, Division of Alaska State Troopers and authorize the City Manager to sign the contract 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 Amendment No. 7 to the Professional Services Contract for Construction Administration Services for Pier III Replacement, Project No. 11-07/8024

Amendment No. 7 to PND Engineers Inc. is for additional construction phase services associated with the Pier III Replacement, Project No. 11-07/8024. PND Engineers Inc. submitted a proposal for continued services during construction. The third party project manager and City staff recommend Council authorize Amendment No. 7 to the professional services contract to provide additional construction phase services associated with the Pier III Replacement project to PND Engineers on a time and expense basis with services not to exceed \$275,000.

Councilmember Bishop MOVED to authorize Amendment No. 7 to the professional services contract with PND for additional construction phase services related to the Pier III replacement project on a time and expense basis in an amount not-to-exceed \$275,000 with funds coming from the Cargo Development Fund, Pier III project, Project No. 11-07/8024 and authorize the City Manager to execute the documents for the City.

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

f. Authorization of FY2016 Pavement Repairs, Project No. 16-02/5036

To keep City streets and parking lots in good driving condition requires a continual asphalt maintenance program. This project will repair areas of asphalt damaged by wear and water erosion with the focus on Mill Bay Road repairs. Brechan Enterprises, Inc. is the only asphalt pavement producer and large paver in Kodiak; therefore, staff recommends Council authorize the FY2016 pavement repairs to Brechan as a sole source contract per KCC 3.12.070(d) in the amount of \$1,150,000.

Councilmember Walker MOVED to authorize the award of the FY2016 Pavement Repair project to Brechan Construction LLC in the amount of \$1,150,000, with funds coming from the Streets Capital Improvement Fund Project No. 16-02/5036, Pavement Repairs and authorize the City Manager 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.

g. Authorization of FY2015 Marketing and Tourism Development Agreement With Discover Kodiak

Council has authorized agreements with the Kodiak Island Convention and Visitors Bureau, known as Discover Kodiak, to provide marketing and tourism outreach for Kodiak since FY2009. This Council action will renew the agreement for FY2016. Discover Kodiak is requesting the City provide \$108,000 to fund the FY2016 contract, which is \$8,000 more than was funded in FY2015, to help fund their trails kiosk project. Staff recommends Council authorize the City Manager to sign the FY2016 Marketing and Tourism Program Agreement with Discover Kodiak in the amount of \$108,000.

Councilmember Whiddon MOVED to authorize the FY2016 Marketing and Tourism Development Agreement with Discover Kodiak in the amount of \$108,000, with funds coming from the Special Revenue Funds, Tourism Development Fund, Tourism, Administration, Contributions account and authorize the City Manager to sign 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.

h. Authorization to Extend the Alaska Public Entity Insurance Agreement

The City receives its property, casualty, liability, marine, and Workers' Compensation coverage through its membership in the Alaska Public Entities Insurance (APEI) pool. The City joined APEI in 2010 and has been very satisfied with the coverage, risk management assistance, and training provided by APEI over the past five years. In addition to the annual 3% premium reduction and dividend for FY16, APEI has offered the City an additional premium credit of \$10,000 in exchange for an agreement to extend membership in the pool for a three-year period. Staff supports this offer and recommends Council authorize the City Manager to notify APEI of the City's intent to renew its membership and to sign the necessary paperwork to extend the City's membership

Councilmember Davidson MOVED to authorize the City Manager to notify APEI of the City's intent to renew its membership agreement for an additional three years, which would otherwise terminate in 2016, and authorize the City Manager to execute all documents necessary to comply with the extension of the membership agreement.

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

VI. STAFF REPORTS

a. City Manager

Manager Kniazowski gave an update on the Monashka Pumphouse and compost project. She said this project needs to be done by this fall to comply with the Borough and compost agreements. She said Sara Barton is working on finalizing a draft of the strategic plan. She introduced Kelly Mayes, the new Finance Director. She announced that the Mike Tvenge has been hired as the Deputy City Manager, and he will start in August. He is currently the City Administrator in Delta Junction and has served as a Councilmember. Manager Kniazowski indicated she will be on personal leave next week and medical leave beginning July 10. She said she is working with the KIB Borough manager to acquire additional office space, which will provide efficient and appropriate office space to staff and provide the City with conference meeting space.

b. City Clerk

City Clerk Marljar informed the public of the next scheduled Council work session and regular meeting. She gave an update on the website, which included the consultant's recent trip to Kodiak to provide training, digital photos she received, and that the website is expected to be launched in September. She announced City nominating positions for the Mayoral position and two Councilmember positions will be available on July 20, 2015, for the October 6, election. She gave the age and residency requirements of those seats.

VII. MAYOR'S COMMENTS

Mayor Branson thanked Jonathan Strong for his comments and the American Legion for organizing the Fourth of July parade. She thanked the Downtown Kodiak Revitalization Sub-Committee Chairs Monte Hawver, Katie St. John, and Trevor Brown for their continued work. She stated the next Sub-Committee Chair meeting will be on July 17, at which time they will review the committee structure for the future. She welcomed Kelly Mayes, the new Finance Director, and thanked interim Finance Director Karl Swanson. She said she looks forward to the new Deputy City Manager beginning and indicated that planning sessions for the 75th anniversary of the City will begin soon.

VIII. COUNCIL COMMENTS

Councilmember Bishop welcomed Finance Director Mayes and wished the public a safe holiday.

Councilmember Saravia welcomed Finance Director Mayes wished everyone a safe Fourth of July.

Councilmember Whiddon welcomed Finance Director Mayes and complimented the USCG. He commented the holiday celebration was for Independence Day.

Councilmember Davidson welcomed Finance Director Mayes and thanked interim Finance Director Swanson. He wished everyone a great Fourth of July. He commented on Pier III and the arrival of the crane.

Councilmember Haines welcomed Finance Director Mayes and thanked interim Finance Director Swanson. He thanked Mr. Strong for attending the meeting. He said he is excited about the website; he thinks it will be helpful to the public. He stated he is pleased with the hiring of a Deputy City Manager to ensure proper staffing for all the capital projects.

Councilmember Walker welcomed Finance Director Mayes. He thanked all City staff their service. He wished everyone a happy Fourth of July.

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 8:25 p.m.



CITY OF KODIAK

Pat Braun

MAYOR

ATTEST:

Debra Mandy
CITY CLERK

Minutes Approved: July 23, 2015