

**MINUTES OF THE REGULAR COUNCIL MEETING  
OF THE CITY OF KODIAK  
HELD THURSDAY, AUGUST 13, 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, Richard H. Walker, and John B. Whiddon were present and constituted a quorum. Councilmember Gabriel T. Saravia was absent. Councilmember Terry J. Haines' seat was vacated at the July 23, 2015, meeting. 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 July 23, 2015, regular meeting as presented.

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

**III. PERSONS TO BE HEARD**

**a. Proclamation: Recognizing the 225th Birthday of the United States Coast Guard**

Councilmember Whiddon read the proclamation, which recognizes that on August 4, 2015, the U.S. Coast Guard celebrated 225 years of service to the Nation and the communities it serves. CAPT Westling, USCG accepted the proclamation and on behalf of those in uniform said it was an honor and thanked the Mayor and Council.

**b. Public Comments**

**Marita Kaplan** thanked the Mayor and Council for their continued support of the Senior Center, their members, and families.

**Marie Rice** thanked the Mayor and Council for their support of community gardens. She said those that have toured the gardens have been very pleased.

**Ken Reinke** requested his nonprofit grant request for in-kind water and sewer services be funded. He said Threshold diverts recyclables from the landfill, and they did over 6,000 hours of training for disabled individuals.

**Laura Aboleda** introduced herself to the Council and the public. She shared she is running for a Council seat, wants to be in a leadership role, and hopes to see more people in the future at meetings.

**Jennifer Monborough**, Kodiak Teen Court, reiterated their nonprofit grant request for assistance with rent. She said Teen Court reviews 15 to 30 cases annually, they work with other agencies, and Teen Court benefits the community.

**Kathryn Hollis-Buchanan** thanked the Council for their support of the American Red Cross. She said funds received from the City do not cover training costs, and she impressed upon the Council the importance of the funding. She said they have run successful drills for emergency preparedness teams, and funding will help with housing of displaced families of fires.

**Andy Schroeder**, Executive Director of Island Trails Network, commended the Council on the ideas for the pedestrian pathway. He supports all the ideas put forth and suggested their recommendation from 2010. He commented on the area between the Library and East Elementary. He thanked the Council for their service.

**Stepan Taufan** stated he represents fisheries and voiced his appreciation for the USCG. He commented on a concern about whalers, crimping, and shanghaiing. He spoke on admiring and referred to USCG.

#### IV. UNFINISHED BUSINESS

**a. Second Reading and Public Hearing, Ordinance No. 1337, Amending Kodiak City Code 7.04.060, Control of Animals, Adopting Kodiak City Code 7.04.190, Off-Leash Dog Parks, Amending Kodiak City Code 7.04.180, Control of Animal Offenses-Fine Schedule, and Amending Kodiak City Code 18.32.020, Definitions to Provide for Leash-Free Dog Parks and Related Matters**

Mayor Branson read Ordinance No. 1337 by title. The Parks and Recreation Department received requests from community members to add a leash-free dog park to the Kodiak park system. The Parks and Recreation Advisory Board made a motion to support a dog park at the north end of East Addition Park at their April 1, 2015, meeting.

Councilmember Davidson MOVED to adopt Ordinance No. 1337.

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, Walker, and Whiddon in favor. Councilmember Saravia was absent. The motion passed.

**b. Resolution No. 2015–21, Authorizing FY2016 Nonprofit Grant Awards**

Mayor Branson read Resolution No. 2015–21 by title. Each year the City Council authorizes grant payments to local nonprofit organizations. The types and levels of funding are based on the City Council's nonprofit funding policy guidelines adopted by Resolution No. 2015–16. The policy resolution stipulates the total amount available for nonprofit grants in a given fiscal year will equal a maximum of one percent of budgeted general fund revenues, exclusive of any fund balance appropriations. The amount budgeted for FY2016 for nonprofit grant payments is \$149,900. The policy also grants agencies the ability to apply for one-time only non-operational funds for

special projects when the City has additional funds available. The City received twenty-three applications for FY2016 from nonprofit organizations that serve Kodiak, up from twenty-one applications last fiscal year, for a total amount requested of \$215,635. Council reviewed the applications at the July 22 and August 11 work sessions and interviewed some applicants.

Councilmember Whiddon MOVED to amend by substituting for the pending resolution, Resolution No. 2015–21(SUB).

Councilmember Whiddon MOVED to amend Resolution No. 2015–21(SUB) as follows:

- Restore 3% funding to all nonprofits funded in Resolution No. 2015–21(SUB);
- Decrease Salvation Army Funding under Public Safety from \$6,050 to \$3,901;
- Decrease American Red Cross of Alaska funding under Emergency Response Support Programs from \$7,390 to \$5,240; and
- Increase the total non-departmental cash contributions from \$149,573.03 to \$149,900.

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

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

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

## V. NEW BUSINESS

### **a. Resolution No. 2015–25, Authorizing the City of Kodiak to Issue General Obligation Refunding Bonds in the Principal Amount of Not to Exceed \$7,500,000 to Refund Certain Outstanding General Obligation Bonds of the City, Fixing Certain Details of Such Bonds and Authorizing Their Sale**

Mayor Branson read Resolution No. 2015–25 by title. Resolution No. 2015–25 authorizes the City to issue general obligation bonds in an amount not to exceed \$7,500,000 to refund the City's General Obligation Bonds, 2008 Series A maturing in the years 2019 through 2038, with a principal amount of \$6,280,000 ("2008 Bonds") that were issued to pay part of the cost of the City's new public safety building. The purpose of the refunding is to realize debt service savings.

Councilmember Bishop MOVED to adopt Resolution No. 2015–25.

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

### **b. Authorization of Water Utility Rate Cost of Service Study Project No. 05-04/7024**

CH2MHILL has prepared several water and sewer rate studies for the City of Kodiak going back to 1982. In 2004 CH2MHILL did a complete cost of service study as part of both a water and sewer rate evaluation. This study was completed in 2005, and the Council adopted five years of the rates projected out over a ten-year period. It has been five years since the last water rate study and current rates were adopted. It has been ten years since the last cost of service study was completed. Staff believes it is important to complete the much more in depth cost of service study to provide this information to the Council.

Councilmember Walker MOVED to authorize a professional services agreement with CH2MHILL in the amount of \$40,400 to perform a water utility cost of service study with funds coming from the Water Capital Improvement Fund, Project No. 05-04/7024 and authorize the City Manager to execute the documents on behalf of the City.

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

**c. Authorization to Purchase Trash Cans**

The City has been working toward improving the downtown area. The Mayor and Council created a community-based committee to make recommendations to the City in the areas of beautification, public safety, and economic development. The committee and subcommittees have made short and long-term suggestions for improvement in each of the three areas and presented them to Council. A key element of downtown revitalization has been to improve the look of the downtown area. The committee identified the need for new trash cans as a way to improve the looks and cleanliness of the downtown area.

Councilmember Davidson MOVED to authorize the purchase of 28 decorative trash cans from PlayPros Inc. in Tualatin, Oregon, and the shipment of the cans from Tacoma to Kodiak by the most cost efficient shipper in an amount not-to-exceed \$35,000 with funds from the General Fund Capital Project Fund, Downtown Revitalization Project, Project No. 4039.

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

**d. Direction for Pedestrian Pathway Grant Funds**

The City Council received a presentation in July from the state grants administrator who oversees the City's legislative grants. She advised Council and City staff that the \$384,000 that was awarded in FY2012 for the planning and design of a pathway project (originally requested for a paved pathway from Pier II to Deadman's Curve) will be lost if a decision is not made now on which project to direct the money. The legislative funds come from the cruise ship excise tax funds and require the project to be something that will benefit cruise ship passengers, provide for safety of the passengers, and/or enhance their experience in Kodiak.

Councilmember Walker MOVED to authorize the 2012 legislative pedestrian pathway planning and design grant funds in the amount of \$384,000 be applied to developing a pedestrian pathway project from Pier II to Near Island and other points of interest and authorize the City Manager to request a planning and design proposal to initiate use of the funds.

Councilmember Whiddon MOVED to amend the motion by striking “and other points of interest.”

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

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

## **VI. STAFF REPORTS**

### **a. City Manager**

Manager Kniazowski said the Matson crane has arrived from Shanghai and commented the crane is the largest in Alaska. She said there have been public service announcements regarding the incoming crane and indicated the offload will be on Saturday. She thanked Matson, Kodiak Police Department, and Alaska Department of Transportation for their work. She indicated the Kennicot is also at Pier II on Saturday. She gave project updates on Pier III, composting, Mill Bay Road repairs, the Monashka Pumphouse, and Pier I. Manager Kniazowski said she and the Mayor met with the planners regarding the 2016-2019 STIP. She said the Deputy Manager will arrive in Kodiak on August 14, 2015. She announced the move of City offices in the KIB building is occurring, and a City conference room will be available in the future. She shared the Planning and Zoning Commission is reviewing the conditional use permit regarding the quarry on August 6, 2015, and Engineer Melvin and Harbormaster White will attend. She complimented Engineer Melvin for his work on the preparation of the conditional use permit. She stated she will be out next week at Alaska Municipal League.

### **b. City Clerk**

Clerk Marlar stated Councilmember Haines' seat is automatically vacated in accordance with City Charter Article II, Section 8, because he has missed more than half of the regular meetings in a six-month period. The City's attorney has reviewed the number of regular meetings held and the number of Mr. Haines absences and has determined that when Mr. Haines missed the July 23, 2015, regular meeting, his seat automatically vacated. She stated Mr. Haines missed the meetings because is a fisherman and was out of town fishing and that the City Charter does not allow the Council to excuse any absences.

She further stated the City Code requires that the Council appoint a person to fill a vacant seat within 30 days. Because there will not be a quorum to hold a special meeting next week, the City Attorney has advised it is permissible for the Council to reappoint Mr. Haines or appoint another person at tonight's meeting to serve until the October 6 election is certified. She shared the October 6 ballot will contain a two-year seat in addition to two three-year seats.

Councilmember Davidson MOVED to re-appoint Terry Haines to the vacant Councilmember seat until the October 6, 2015, Municipal Election.

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

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

## **VII. MAYOR'S COMMENTS**

Mayor Branson said the paved roads on Mill Bay look great. She said she is pleased with the crane arrival and pleased with the purchase of the trash cans. She reminded the public about the City's 75th anniversary celebration on September 12 and thanked the volunteers for their assistance.

## **VIII. COUNCIL COMMENTS**

Councilmember Walker said he was pleased with the crane arrival. He said Kodiak is leading in the green with the crane and KEA flywheels.

Councilmember Davidson said he is excited for the crane to be offloaded. He said the existing crane has been fixed many times.

Councilmember Whiddon said it is unfortunate that Mr. Haines' Council seat was required to be vacated, and he encouraged people to run for the Council. He commented on Pier III. He commented on an Environmental Impact Statement letter, stating the response date is August 28 and approval of the letter is scheduled for City's August 26 special meeting, and when approved, the letter will be sent to National Marine Fisheries Service.

Councilmember Bishop thanked the City staff for their hardwork. He complimented the community and said there are emerging leaders.

## **IX. AUDIENCE COMMENTS**

None

## **X. ADJOURNMENT**

Councilmember Davidson MOVED to adjourn the meeting.


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

The meeting adjourned at 8:50 p.m.

AUGUST 13, 2015

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CITY OF KODIAK

  
MAYOR

ATTEST:

  
CITY CLERK

Minutes Approved: September 10, 2015