

**MINUTES OF THE REGULAR COUNCIL MEETING  
OF THE CITY OF KODIAK  
HELD THURSDAY, SEPTEMBER 10, 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 Kniaziowski, 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 August 13, 2015, regular meeting and August 26, 2015, special 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. Twin Creeks Fire Debriefing (Known Locally as Chiniak Fire)**

Manager Knaiziowski discussed the roles and responsibilities of an emergency response and provided an overview of the Chiniak Fire response efforts that began on the evening of August 27, 2015. She discussed the high winds and ash the night of the fire and the severity indicating life and safety was the prime focus of the emergency response. She described the stand up of the Emergency Operation Center (EOC) and efforts that were made, which included: the opening of shelters; buses being sent to Chiniak to evacuate people; EOC tracked people's whereabouts and 75 of the residents were tracked and found to be safe; the Manager requested wild land firefighters from the Division of Forestry; the City waived fees at the Animal Shelter for Chiniak residents; routine public announcements were made throughout the fire providing the public with information, which included updates to the Alaska dispatch news and local radio stations. She said there was minimal property damage. She thanked the USCG, Red Cross, KIB School District, Alaska State Troopers, National Guard, Lions Club, Salvation Army, the local responders, and the Division of Forestry. She said an after action review will be done to assess the response efforts.

Fire Chief Mullican gave an overview of fire fighting and containment of wild fires. He spoke about the safety considerations that were made during the Twin Creeks fire response efforts and indicated the fire is 100 percent contained. He provided education and stated though the fire is contained, it continues to smolders and will eventually burn itself out.

Kodiak Island Borough Assistant Planner Jack Maker spoke about the Incident Command System and about the various sections in the command system. He said it would be helpful to consider creating an emergency specialist position.

**b. Public Comments**

Nick Szabo, Chairman of the Port and Harbors Advisory Board said the shipyard is operating in the green and introduced a future shipyard improvement to build a year round maintenance building. He suggested to the Council to use the same concept that was used to construct the Kodiak Public Library, which included setting up an account for donations.

Nick Szabo, shared his view of the subsistence management act, referencing federal and state subsistence laws, and supporting local control. He said he supports postponing indefinitely Resolution No. 2015–19.

**IV. UNFINISHED BUSINESS**

**a. 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. Adoption of the resolution will show support for the legislation, which was developed upon requests for assistance from the Kodiak area and other communities concerned about the potential loss of their rural status allowing the retention of subsistence rights.

The motion to adopt Resolution No. 2015–19, was made and postponed at the June 25, 2015, 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. 2015–26, Naming Election Workers for the October 6, 2015, Regular Municipal Election**

Mayor Branson read Resolution No. 2015–26 by title. The resolution names election workers and canvass board members for the October 6, 2015, regular municipal election.

Councilmember Bishop MOVED to adopt Resolution No. 2015–26.

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

**b. Resolution No. 2015–27, Authorizing the Issuance of a Permit to the High School Tennis Team for the Use of Public Property for Its Tennis Clinic Fundraiser**

Mayor Branson read Resolution No. 2015–27 by title. The high school tennis coach, Steve Johnston, requested the use of Baranof Park tennis courts to run tennis clinics and lessons as a fundraiser from September 10 through October 31, 2015. The purpose is to promote the sport and use of the courts while raising money for the high school tennis team. The tennis team is a high school sport that is completely self-funded. The team raises money to cover the cost of travel and other costs associated with tennis.

Councilmember Davidson MOVED to adopt Resolution No. 2015–27.

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

**c. Resolution No. 2015–28, Adopting Port of Kodiak Tariff No. 12 to Replace Port of Kodiak Tariff No. 11 Subject to Filing With the Federal Maritime Commission**

Mayor Branson read Resolution No. 2015–28 by title. The tariff for the Port of Kodiak defines the rules, regulations and rates for wharfage, loading and unloading, demurrage, handling, services, facility charges and dockage at the Port of Kodiak municipal terminals, specifically Piers I, II, and III. The current Tariff No. 11 rules and regulations are out of date, and the rates are far below comparable ports in Alaska and on the west coast. Tariff No. 12 supersedes current Tariff No. 11, adjusting the rates to meet current market conditions and modifies the rules and regulations to meet Federal Maritime Commission (FMC) requirements.

Councilmember Bishop MOVED to adopt Resolution No. 2015–28.

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

**d. Resolution No. 2015–29, Authorizing a Waiver of Fees in the Schedule of Fees and Charges Sections 4.1.1, Permit; 4.2.1.4, Additional Wiring; and 4.3.1.3, Additional Plumbing Through December 31, 2018, Associated With Relocating Mobile Homes From Jacksons Mobile Home Park**

Mayor Branson read Resolution No. 2015–29, by title. This resolution will waive particular fees (building, electrical, and plumbing permits) related to the relocation of mobile homes from Jackson's Mobile Home Park to another park or parcel allowed under zoning codes through December 31, 2018. Jackson's Mobile Home Park was sold, and the new property owner served eviction notices to park residents to remove mobile homes by May 2016. Presently, there is insufficient space in approved mobile home parks to relocate all of the mobile homes that will be displaced. Some owners may need to temporarily store their mobile homes until sufficient, ap-



proved space is available. The Kodiak Island Borough adopted a similar resolution at its August 20, 2015, meeting.

Councilmember Walker MOVED to adopt Resolution No. 2015-29.

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

**e. Authorization of Temporary Lease Agreement for Alaska Marine Highway Office at Pier II**

The State of Alaska Department of Transportation and Public Facilities is requesting 2,000 square feet (SF) at Pier II for a temporary office trailer for the Alaska Marine Highway System (AMHS) during the construction of Pier I Ferry Terminal. Due to the limited space at Pier I, and for safety reasons, it is in the best interest of the public to relocate the AMHS office to Pier II during construction. The state ferries KENNICOTT and TUSTUMENA will both be berthing at Pier II at that time.

Councilmember Bishop MOVED to approve lease No. 220118 with the State of Alaska Department of Transportation and Public Facilities for temporary office space at Pier II for a period of approximately eight months and authorize the City Manager to execute the documents on behalf of the City.

Councilmember Davidson MOVED to postpone the vote on the motion to a future meeting to be determined by the City Manager.

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

**f. Authorization of Professional Services Contract for Design of Downtown Sanitary Sewer Lift Stations 3 and 4, Project No. 11-06/7509**

Beginning in 2011 staff started to evaluate the condition of downtown sanitary sewer Lift Station Nos. 1 and 2. The design to rehabilitate lift station Nos. 1 and 2 is at 65 percent and expected to be ready for bid this winter. Lift Station No. 3 (by KEA downtown office) and Lift Station No. 4 (Father Herman Street) have many of the same serious corrosion, electrical, and pump problems as Station Nos. 1 and 2. Staff asked DOWL for a proposal to continue the assessment of how to rehabilitate these next two critical lift stations.

Councilmember Haines MOVED to authorize a professional services contract with DOWL for Design of Downtown Sanitary Sewer Lift Station Nos. 3 and 4, Project No. 11-06/7509 in the amount of \$29,605 with funds coming from Sewer Capital Improvement Fund Project No. 7509 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 a Professional Services Contract to Update the Near Island Land Use Plan, Project No. 15-08/4002**

It's been several years since Council looked at Near Island, and many new facilities have been constructed including commercial, governmental, industrial, marine businesses, and senior housing. Staff requested a proposal from DOWL for an updated Near Island land use review and plan. DOWL is the City's consultant most familiar with Near Island. DOWL prepared a memorandum outlining their approach to preparing an updated land use plan using stakeholder input and future City development needs to create an updated, usable planning document that can guide Council in making future land use decisions.

Councilmember Bishop MOVED to approve a professional services contract to DOWL for the Near Island Land Use Plan in the amount of \$89,690 with funds coming from the General Fund Capital Project City Land Development Project, Project No. 15-08/ 4002 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.

**h. Authorization of Vehicle Purchases for Public Works, Fire Department, and Parks and Recreation**

Vehicle bid No. 531 consists of replacement vehicles for the Public Works, Parks and Recreation, and Fire Department. Public Works is replacing an existing maintenance pickup with a new 4-wheel drive  $\frac{3}{4}$  ton pickup. Parks and Recreation is replacing a pickup with a 4-wheel drive  $\frac{1}{2}$  ton, four door, long bed pickup. Kodiak Fire Department is replacing two existing command vehicles with two 4-wheel drive supercab  $\frac{3}{4}$  pickups. The existing vehicles have been through a mechanical evaluation by the City maintenance shop and have been recommended to be replaced.

Councilmember Davidson MOVED to authorize the purchase of four pickup trucks to Kodiak Motors in the amount of \$115,527 for the following replacement vehicles: one Public Works 4-wheel drive  $\frac{3}{4}$  ton pickup for \$26,699 funded in the Water Distribution, machinery and equipment account; one Parks and Recreation 4-wheel drive,  $\frac{1}{2}$  ton, four door, long bed pickup for \$31,826 funded in the Parks and Recreation machinery and equipment account, and two Kodiak Fire Department 4-wheel drive, supercab,  $\frac{3}{4}$  ton pickups for \$57,002 in the Fire Department machinery and equipment account.

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

**i. . Authorization to Cancel the September 24, 2015, and October 8, 2015, Regular Meetings and Authorize the City Manager to Schedule a Special Meeting if Needed**

The City Code requires at least one regular meeting be held monthly and allows cancellation of meetings when there may be a lack of a quorum or when there is little or no business to be considered at a scheduled regular meeting. The City's General Municipal Election occurs on October 6, 2015, during the scheduled Council work session. Staff discussed the meeting schedule



with the Council at the August 11 work session, and Council recommended cancelling the September 24 and October 8, 2015, regular meetings and scheduling a special meeting if needed.

Councilmember Haines MOVED to cancel the September 24, and October 8, 2015, regular meetings and authorize the City Manager to schedule a special meeting if needed.

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

**j. Authorization of Purchase and Installation of a Server for the Harbor Department**

The Harbor Department uses the AS400 system for billing and integration into the financial accounting software. The server and operating system that houses the AS400 system is currently 11 years old and reaching the end of its useful life for support. Support services for the server and operating system will terminate on September 30, 2015. Staff recommends Council authorize the purchase and installation of a new AS400 server system to Nordisk Systems Incorporated in an amount not to exceed \$30,000.

Councilmember Walker MOVED to approve the purchase and installation of a server for the Harbor Department from Nordisk Systems Inc. in an amount not to exceed \$30,000, with funds coming from the General Fund Capital Project Fund, Financial Software Upgrade, Project No. 4028 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.

**VI. STAFF REPORTS**

**a. City Manager**

Manager Kniazowski said staff has spent the last week and half responding to the Chiniak fire as a priority. She said she hopes the debriefing of the Twin Creeks fire was helpful to the public. She provided an update that the Kodiak Island Borough Planning and Zoning Commission approved the conditional use permits; they did impose conditions, such as installing fencing. She said the composting project is going well and the Monashka Pumphouse is almost complete; the old pumphouse will be destroyed once the new one is functional. She indicated that she, Fire Chief Mullican, and Deputy Manager Tvenge met with the Marine Safety Detachment Lieutenant and Captain of the Port to enhance communication. She shared the City office transitions with the newly acquired lease space in KIB is underway. She said the ice rink will be closed Friday for preparation of the City's 75th Anniversary. She said she will be on leave from September 12 through September 18. She said the burn ban is still in effect and clarified the ban is island and statewide. She said there have been continual Nixle alerts to provide public information.

**b. City Clerk**

City Clerk Marlar informed the public of the next scheduled Council work session and regular meeting. She expressed appreciation to KMXT for broadcasting the Fisheries Community Forum on October 9. She said absentee voting will begin on September 21 through October 5 in the City

Clerk's Office and reminded the citizens of the polling locations and voting times for the Municipal Election on October 6.

## VII. MAYOR'S COMMENTS

Mayor Branson thanked Manager Kniazioswki, Fire Chief Mullican, and KIB Assistant Planner Maker for the Twin Creek Fire debriefing and all the volunteers that assisted during the emergency response. She said they had a good week of Fisheries events including the Gulf Trawl Bycatch presentation and the Community Fisheries Forum; she indicated she was proud of the work of the FWG over the past four years. She expressed her support for the composting, Monashka Pumphouse, and Pier III projects. She thanked Senator Stevens and former Representative Austerman for their support. She acknowledged September 11, 2015, and asked for moment of silence. She announced the City's 75th Anniversary event of September 12, 2015, and provided an overview of events; she thanked the committee and staff for their assistance.

## VIII. COUNCIL COMMENTS

Councilmember Bishop expressed his appreciation to responders of the Chiniak fire. He thanked the City staff for all the work they do. He shared he will be attending an Economic Development conference in Anchorage in October.

Councilmember Saravia thanked the Division of Forestry for responding to the Chiniak fire.

Councilmember Whiddon thanked Manager Kniazowski, City staff, and the Kodiak Island Borough for their emergency response efforts, especially during such rapidly changing circumstances. He thanked KMXT for broadcasting the Community Fisheries Forum. He spoke about the fisheries presentations by Dr. Mark Fina and Joshua Stoll on September 8 and gave an overview of the events, shared viewpoints, and respectful manner during the fisheries discussions. He thanked Fisheries Analyst Heather McCarty for her hard work, which has allowed the FWG to progress.

Councilmember Davidson said he attended the Alaska Municipal League in Ketchikan and was provided an overview of marijuana legalization from the ABC Board. He also spoke about the Governor's update on the landslide in Sitka. He said he appreciated the work of the Fisheries Work Group. He invited the public to attend the City's 75th Anniversary on Saturday, and he shared his appreciation for Councilmember Haines as he will be ending his term in the fall. He reminded the public to drive cautiously in the morning and be careful of children crossing the road.

Councilmember Haines said he agreed with Councilmember Whiddon's comments regarding the Fisheries Work Group week of events and feels their comments will be an asset to NPFMC. He shared that Dr. Fina said Kodiak fisheries have progressed over the years. He thanked the elected officials, said he loves Kodiak and its citizens, and complimented City staff.

Councilmember Walker said he will miss Councilmember Haines and commented he believes the elected officials work hard for the citizens. He thanked the emergency responders and acknowledged the work of Harbormaster White and Engineer Melvin on the piers. He stated staff is doing well on capital projects and improving City infrastructure. He thanked Councilmember

Whiddon for his work on the Fisheries Work Group, and he said he looks forward to the City's 75th Anniversary. He reminded the public to vote and said Homecoming was occurring next weekend.

**IX. AUDIENCE COMMENTS**

**Stephen Taufen** said there are different perspectives in fisheries and commented he is not pleased about the economic consultant RFP at this time.

**Jackie Alessio** said she is a visiting social worker from Connecticut doing research, specifically in areas of violence prevention. She said she was disheartened about the displacement of the trailer park and she inquired about the housing options.

Mayor Branson referred Ms. Alessio to the City Manager and Kodiak Island Borough Community Development Director Bob Pedersen to get more information regarding her inquiries.

**Tanya Inga** called to thank everyone for their efforts to respond to the Chiniak fires.

**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 9:40 p.m.



CITY OF KODIAK

*Pat Branson*  
MAYOR

ATTEST:

*for Michelle Sturaweg Nelson*  
CITY CLERK

Minutes Approved: October 22, 2015