

**MINUTES OF THE REGULAR COUNCIL MEETING
OF THE CITY OF KODIAK
HELD THURSDAY, DECEMBER 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 Laura B. Arboleda, Randall C. Bishop, Charles E. Davidson, 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.

Salvation Army Sergeant Major Dave Blacketer gave the invocation and the Pledge of Allegiance was recited.

II. PREVIOUS MINUTES

Councilmember Whiddon MOVED to approve the minutes of the November 12, 2015, regular meeting as presented.

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

III. PERSONS TO BE HEARD

a. Public Comments

Toby Sullivan, Executive Director of Kodiak Maritime Museum, voiced support for Ordinance No. 1340.

Fire Chief Mullican introduced the "Challenge Coin." He extended his appreciation to the Kodiak Fire department staff, and he gave the Mayor and Council a challenge coin. He provided a quick overview of the International Organization for Standardization (ISO) inspection and maintaining the current stellar rating.

IV. UNFINISHED BUSINESS

None

V. NEW BUSINESS

a. First Reading, Ordinance No. 1340, Authorizing a Lease to Kodiak Maritime Museum for Thelma C Exhibit

Mayor Branson read Ordinance No. 1340 by title. The Kodiak Maritime Museum (KMM) developed the idea of restoring and displaying an historic 36' fishing vessel, the Thelma C, in the harbor area downtown. KMM representatives came to several City Council meetings since 2013 with their idea, which Council and harbor users supported. The KMM is now ready to install the exhibit on the harbor spit and is requesting the lease be initiated.

Councilmember Walker MOVED to pass Ordinance No. 1340 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 Arboleda, Bishop, Davidson, Saravia, Walker, and Whiddon in favor. The motion passed.

b. Resolution No. 2015–35, Supporting Full Funding for the State of Alaska Harbor Facilities Grant Program in the FY2017 State Capital Budget

Mayor Branson read Resolution No. 2015–35 by title, which supports continued funding for the State of Alaska Harbor Facilities Grant Program in the upcoming fiscal year. The Harbor Facilities Grant program is a matching grant program through which the state and municipality share equally in the cost of replacing aging harbor infrastructure formerly owned by the State of Alaska. The Alaska Association of Harbormasters and Port Administrators (AAHPA) adopted a similar resolution and encouraged other communities to do the same.

Councilmember Bishop MOVED to adopt Resolution No. 2015–35.

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

c. Resolution No. 2015–36, Appropriating Funds From the Sewer Fund to Purchase a Compost Screener From Screen USA Inc. for the Biosolid Management Project, Project No. 08-06/7517

Mayor Branson read Resolution No. 2015–36 by title. The City Council authorized the construction of the composting facility in April of this year. The project was operational last week and is receiving biosolids from the wastewater treatment plant for processing into Class A EQ compost. The City recognized that the facility would require a screener to complete the composting process. Staff decided not to include this equipment purchase as part of the project bid, but to purchase it separately.

Councilmember Davidson MOVED to adopt Resolution No. 2015–36.

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

d. Authorization of Contract Extension With Gillespie and Associates for State Lobbying Services

The City Council selected Ray Gillespie of Gillespie and Associates to be the City's state lobbyist in 2011. The contract will expire on December 31, 2015. Ray Gillespie has requested to be retained by the City. In recognition of Mr. Gillespie's efforts of the past four years, the Manager recommends Council exercise the two-year extension option.

Councilmember Whiddon MOVED to authorize a two-year contract extension to the professional services contract with Gillespie and Associates for state lobbying services in the annual

amount of \$48,735, plus expenses, effective January 1, 2016, through December 31, 2017, based on the same terms as identified in the 2015 contract with funds coming from the General Fund Legislative Professional Services account and authorize the City Manager to sign the extension.

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

e. Authorization of Change Order No. 1 for the Biosolid Management Project, Project No. 08-06/7517

The City Council authorized the construction of the compost facility to Brechan Construction LLC at the April 9, 2015, regular meeting. The purchase and installation of 500 cubic yards of bio-filter materials (wood amendments) is an essential part of the project. With the delay in getting an amended agreement with Quayanna Development Corporation (QDC) in place, staff was unable to have the purchase and installation approval of the bio-filter material to Council before the startup date of the compost facility on December 9, 2015. KCC 2.08.060 (f) allows the Manager to issue the change order and receive after-the-fact approval from Council, providing it meets the standards set out in the Code.

Councilmember Walker MOVED to authorize Change Order No. 1 to Brechan Construction LLC in the amount of \$40,302.45 for the bio-filter wood amendment purchase and installation for the compost facility with funds coming from the Sewer Capital Improvement Fund, Biosolids Management Project, Project No. 08-06/ 7517.

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

f. Authorization of Amended and Restated Composting Agreement with Quayanna Development Corporation

No motion was made and no action taken.

g. Authorization to Purchase Wood Chips for the Biosolid Management Project, Project No. 08-06/7517

The new biosolid composting facility opened this week. A critical operational component to making Class A EQ compost includes the need for wood chips, which are mixed with the biosolids to aid in the composting process. The demand for wood chips at the new facility is expected to average approximately 200 cubic yards (cyd) per week. A sudden disruption in wood chip availability would jeopardize the operation.

Councilmember Bishop MOVED to authorize the City Manager to purchase wood chips for the composting facility in an amount not to exceed \$25,000 with funds coming from the Sewer Fund, biosolid disposal line item.

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

h. Advisory Board Appointments

Several advisory board seats will expire at the end of December. Volunteers were solicited via newspaper advertisements, public service announcements, and City Clerk and department head recruitment efforts. Applications have been received for appointment to the Building Code Board of Appeals, Joint Building Code Review Board, Parks and Recreation Advisory Board, and Port and Harbors Advisory Board. Appointments to these boards are made by the Mayor and confirmed by the Council. The student application for the Parks and Recreation Advisory Board includes the required letter of endorsement from the Student Council Advisor. The term for the Parks and Recreation Advisory Board ex-officio student position is set at the time of appointment. One application was received for a City seat on the Planning and Zoning Commission. Appointments to the P&Z Commission are made by the Borough Mayor from a list of recommendations from the City.

Mayor Branson made the following advisory board appointments: John Butler and Ed Mahoney to the Building Code Board of Appeals with terms ending December 31, 2018; John Butler, Ed Mahoney, and Councilmember Randy Bishop to the Joint Building Code Review Committee to terms ending December 31, 2018; to the Parks and Recreation Advisory Board: Helm Johnson and William McGuire to City seats and John Butler to a non-City seat with terms ending December 31, 2018, Jessica Horn to a non-City seat with term ending December 31, 2016, John Glover as Alternate No. 1 and Davis Lowery as Alternate No. 2 with terms ending December 31, 2016, Erica Kostelecky to the ex-officio student seat with term ending December 31, 2016; to the Port and Harbors Advisory Board: Tim Abena and Oliver Holm to regular seats ending December 31, 2018, Stormy Stutes as Alternate No. 1 with term ending December 31, 2016.

Councilmember Davidson MOVED to recommend Barry Altenhof for appointment to the City seat on the Planning and Zoning Commission and confirm the Mayoral advisory board appointments to Building Code Board of Appeals, Joint Building Code Review Board, Parks and Recreation Advisory Board, and Port and Harbors Advisory Board as stated.

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

i. Election of Deputy Mayor

Under the provisions of City Charter Article II, Section 2, the City Council shall elect one of its members as Deputy Mayor no sooner than thirty days, nor more than sixty days, from the beginning of the newly-elected Councilmembers' terms. The Deputy Mayor serves a one-year term and acts as Mayor in the Mayor's absence. If a vacancy occurs in the office of Mayor, the Deputy Mayor serves until another Mayor is elected by the Council.

Councilmember Davidson MOVED to elect Richard Walker as Deputy Mayor for a one-year term.

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

VI. STAFF REPORTS

a. City Manager

Manager Kniazowski said a comprehensive capital project update was given at the work session; she said the composting facility opened on December 9, 2015, and she is very pleased with the City's option to go green. She indicated there were two waterline failures recently on High Street and Wolkoff Lane. She said Public Works Director and staff worked to repair the leaks, which were due to failure of asbestos cement pipes. She mentioned a long-term solution to fix the waterlines is needed. She referred to Fire Chief Mullican's ISO update and commended his work to maintain the rating. She said Congress passed the reauthorization of the Highway Bill, and Alaska will receive additional funding of \$2.4 million over five years. She said the planning for commissioning of the new crane is ongoing; she shared that invitations will be sent to legislators, Matson CEO, KEA staff, and City officials in January. She said the duck viewing site on Potato Patch Lake was vandalized. She thanked Spenard Builders Supply for donating the wood and Jim Cole for repairing the site. She said the City Wastewater Treatment Plant was awarded the System of the Year award from Alaska Rural Water Association. She noted Kodiak operates a five MGC plus Class 3 wastewater treatment facility using pretreatment with fine screens and microscreens and primary treatment and secondary treatment. She congratulated the WWTP Supervisor Hap Heiberg, Public Works Director Kozak, and staff for receipt of this award. She shared information from the recent Alaska Municipal League conference, which included an update on the Governor's budget, succession planning, cross generational training, and the Affordable Care Act. She said there is a Christmas tree in front of the Harbor building. She thanked the Deputy Harbormaster for decorating the harbors. She wished everyone a Merry Christmas.

b. City Clerk

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

VII. MAYOR'S COMMENTS

Mayor Branson thanked the residents who volunteered for Boards and Commissions. She congratulated newly elected Deputy Mayor Walker. She congratulated Clerk Marlar for receiving the Alaska Association Municipal Clerk of the Year award and thanked her for her service. She shared her appreciation for Fire Chief Mullican and staff and Wastewater Treatment Supervisor Hap Heiberg and staff for their award. She shared information regarding the recent Kodiak Strong planning day; the upcoming annual initiatives include a farmers market, more cultural events, and strengthening the downtown committees' goals. She said an affordable housing group has been formed. She congratulated Councilmember Davidson for being elected as the AML representative to National League of Cities. She said she is serving as the 2nd Vice President for AML. She said she is proud of Governor Walker's fiscal plan. She said there is a community committee working on the Governor's visit for Monday, December 21. She referenced public comments made at a recent meeting and reiterated the City of Kodiak will pay for contracts approved by the Council, which were recently reviewed at the Fisheries Work Group meeting. She gave an overview of the process of an investigation, stating there is no cover up. She said the City is transparent and does not have a public information officer to relay information routinely, and information will be released when the investigation is complete. She invited everyone to the

harbor festival of lights, which is hosted by the City and Kodiak Maritime Museum. She said she is proud of the City staff and the services that are provided. She wished everyone a blessed holiday season.

VIII. COUNCIL COMMENTS

Councilmember Walker thanked the Council for electing him Deputy Mayor. He said the staff and Council are very progressive in their capital projects. He shared his appreciation and wished everyone a Merry Christmas.

Councilmember Davidson thanked Mayor Branson for her report; he said an informed community is a healthy community. He thanked the staff, volunteers, and the community for their involvement. He wished everyone a Merry Christmas and a Happy New Year.

Councilmember Arboleda said she learned a lot during her attendance at the Alaska Municipal League conference. She said she is excited to see the Thelma C displayed. She said during the holiday season it is nice to live in a community where people help and support each other. She wished everyone a Merry Christmas and a blessed New Year.

Councilmember Whiddon said he attended AML and it was good to work with other communities. He commended staff and said there are exceptional teams and staff throughout the City. He commended the Mayor for sharing her views during the meeting. He stated the economic visions are clear and community driven. He wished everyone a Merry Christmas.

Councilmember Saravia thanked Mayor Branson for her report. He congratulated Deputy Mayor Walker for his election. He thanked Fire Chief Mullican for a good job at the Fire department and Clerk Marljar for her "Clerk of the Year" award and the service she provides. He said he appreciates the residents for serving on the advisory boards, because they volunteer their time and they are not compensated for their service. He encouraged citizens to get involved and make a difference.

Councilmember Bishop thanked the volunteers serving on the advisory boards. He thanked the Council and staff for their accomplishments to make Kodiak a thriving community. He shared that CHARR is sponsoring rides to eliminate drinking and driving on New Year Eve. He wished everyone a Merry Christmas.

IX. AUDIENCE COMMENTS

None

X. EXECUTIVE SESSION

a. Discussion With the City Attorney About Public Records Litigation

Councilmember Davidson MOVED to enter into executive session pursuant to Kodiak City Code 2.04.100(c) to discuss litigation with the City's attorney pertaining to public records litigation.

Council entered into Executive Session at 8:45 p.m.

The Mayor reconvened the regular meeting at 10:47 p.m.

XI. ADJOURNMENT

Councilmember Davidson MOVED to adjourn the meeting.

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

The meeting adjourned at 10:48 p.m.



CITY OF KODIAK

Out Bran

MAYOR

ATTEST:

Diana Mark
CITY CLERK

Minutes Approved: January 14, 2016