

**MINUTES OF THE REGULAR COUNCIL MEETING
OF THE CITY OF KODIAK
HELD THURSDAY, SEPTEMBER 8, 2016
IN THE BOROUGH ASSEMBLY CHAMBERS**

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

Mayor Pat Branson called the meeting to order at 7:30 p.m. Councilmembers Laura B. Arboleda, Randall C. Bishop, Gabriel T. Saravia, Richard H. Walker, and John B. Whiddon were present and constituted a quorum. Councilmember Charles E. Davidson was absent. City Manager Aimée Kniaziowski, 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 August 11, 2016, regular meeting and August 30, 2016, special meeting as presented.

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

III. PERSONS TO BE HEARD

a. Public Comments

Alexis Kwatcha, 30-year Kodiak resident, voiced distress about the condition of downtown, which has an abundance of transient and homeless in the area and drug paraphernalia on the grounds. He stated concern about transients given free transportation from Homer to Kodiak. He suggested citizens lobby their legislatures regarding the effects of Senate Bill 91. He believes Senate Bill 91 is deterring the Kodiak Police Department from dealing with criminal behaviors in the downtown area.

Dave Blacketer, Senior Citizen of Kodiak, provided a report of their FY2016 services, which include home delivered meals, transportation via KATS, Medicare assistance, and other services that allow seniors to live at home independently. He thanked the Council for their continued support and nonprofit funding contribution. He said the nonprofit funding is used as matching grant funds for senior programs.

IV. UNFINISHED BUSINESS

- a. Second Reading and Public Hearing, Ordinance No. 1349, Authorizing a Lease Between the City of Kodiak and GCI Communication Corporation for Pillar Mountain Communication Lease Site No. 9, Described as a Portion of Tract B, U.S. Survey 2538-A**

Mayor Branson read Ordinance No. 1349 by title. City Council and the City Manager approve communication site leases/subleases as required by Kodiak City Code 18.20.230. The existing lease with GCI Communication Corporation expired June 30, 2016. This new lease has a term of five years and requires approval by ordinance. GCI continues to operate from Site No. 9 located on Pillar Mt. The Alaska Wireless Network LLC will also sublease from GCI.

Councilmember Walker MOVED to adopt Ordinance No. 1349.

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

b. Termination of the Building Inspection Program MOA

On April 15, 1988, the Kodiak Island Borough and the City of Kodiak established a single program for inspection of buildings within the jurisdiction of both governments. This agreement was modified in May 1997 and stands as the MOA used today. The Borough has breached the agreement objective to ensure a consistent application of building regulations in the City of Kodiak and the Kodiak Island Borough. A vote to postpone the termination was originally made at the August 11, 2016, Council meeting.

Councilmember Walker MOVED to further postpone termination of the Building Inspection Program Memorandum of Agreement between the Kodiak Island Borough and City of Kodiak until such time as the City Manager recommends Council adopt a revised agreement that can be enforced consistently.

Councilmember Whiddon MOVED to amend the motion to further postpone termination of the Building Inspection Program Memorandum of Agreement between the Kodiak Island Borough and City of Kodiak for 90 days effective September 8, 2016.

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

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

V. NEW BUSINESS

a. Resolution No. 2016–29, Naming Election Workers for the October 4, 2016, Regular Municipal Election

Mayor Branson read Resolution No. 2016–29 by title. Resolution No. 2016–29 names election workers and canvass board members for the October 4, 2016, regular municipal election and authorizes the City Clerk to appoint other persons, if necessary, to ensure that an adequate number of workers are present to conduct and canvass the election.

Councilmember Bishop MOVED to adopt Resolution No. 2016–29.

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

b. Resolution No. 2016–30, Authorizing the Issuance of a Series of Boat Lift Special Facility Revenue Refunding Bonds in the Principal Amount of Not to Exceed \$4,000,000 to Refund Certain Outstanding Boat Lift Special Facility Revenue Bonds of the City, Fixing Certain Details of Such Bonds, and Authorizing Their Sale

Mayor Branson read Resolution No. 2016–30 by title. Resolution No. 2016–30 authorizes the City Manager to proceed with bond refunding for the 2007 Harbor Revenue Bonds in an amount not to exceed \$4,000,000. The Alaska Municipal Bond Bank (AMBB) is issuing General Obligation and Refunding Bonds, 2016 Series Three and Series Four Bonds. A portion of the proceeds of the 2016 Series Three and Series Four Bonds is being used to refund and redeem certain outstanding bonds of the Bond Bank, including the 2007 Series Five Boat Lift Revenue Bonds issued by the City of Kodiak. Depending on the market conditions on the pricing date and resulting savings available as a result of the refunding, the Bond Bank may refund all or none of the refunding candidates. The Bond Bank is not obligated to refund any of the candidates. A market analysis was performed on August 10, 2016, to determine the potential savings to the City. The potential savings for the City of Kodiak 2007 Series Five Boat Lift Revenue Bonds could be as much as \$465,071 over the term of the bonds. The City’s attorney notified the City of potential changes to the resolution and requested it be postponed until the next meeting.

Councilmember Bishop MOVED to adopt Resolution No. 2016–30.

Councilmember Whiddon MOVED to postpone the vote on Resolution No. 2016–30 until the next regular or special meeting.

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

c. Resolution No. 2016–31, Authorizing the Issuance of a Series of Boat Lift Special Facility Revenue Refunding Bonds in the Principal Amount of Not to Exceed \$1,000,000 to Refund Certain Outstanding Boat Lift Special Facility Revenue Bonds of The City, Fixing Certain Details of Such Bonds, and Authorizing Their Sale

Mayor Branson read Resolution No. 2016–31 by title. Resolution No. 2016–31 authorizes the City Manager to proceed with bond refunding for the 2007 Harbor Revenue Bonds not to exceed \$1,000,000. The Alaska Municipal Bond Bank is issuing General Obligation and Refunding Bonds, 2016 Series Three and Series Four Bonds. A portion of the proceeds of the 2016 Series Three and Series Four Bonds is being used to refund and redeem certain outstanding bonds of the Bond Bank, including the 2009 Series One Boat Lift Revenue Bonds issued by the City of Kodiak. Depending on the market conditions on the pricing date and resulting savings available as a result of the refunding, the Bond Bank may refund all or none of the refunding candidates. The Bond Bank is not obligated to refund any of the candidates. A market analysis was performed on August 10, 2016, to determine the potential savings to the City. The potential savings for the

City of Kodiak 2009 Series One Boat Lift Revenue Bonds could be as much as \$157,405 over the term of the bonds. The City's attorney notified the City of potential changes to the resolution and requested it be postponed until the next meeting.

Councilmember Whiddon MOVED to adopt Resolution No. 2016-31.

Councilmember Bishop MOVED to postpone the vote on Resolution No. 2016-31 until the next regular or special meeting.

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

d. Resolution No. 2016-32, Authorizing the Issuance of a Series of Harbor Revenue Refunding Bonds in the Principal Amount Not to Exceed \$2,000,000 to Refund Certain Outstanding Harbor Revenue Bonds of the City, Fixing Certain Details of Such Bonds, and Authorizing Their Sale

Mayor Branson read Resolution No. 2016-32 by title. Resolution No. 2016-32 authorizes the City Manager to proceed with bond refunding for the 2007 Harbor Revenue Bonds in an amount not to exceed \$2,000,000. The Alaska Municipal Bond Bank is issuing General Obligation and Refunding Bonds, 2016 Series Three and Series Four Bonds. A portion of the proceeds of the 2016 Series Three and Series Four Bonds is being used to refund and redeem certain outstanding bonds of the Bond Bank, including the 2007 Series Five Boat Harbor Revenue Bonds issued by the City of Kodiak. Depending on the market conditions on the pricing date and resulting savings available as a result of the refunding, the Bond Bank may refund all or none of the refunding candidates. The Bond Bank is not obligated to refund any of the candidates. A market analysis was performed on August 10, 2016, to determine the potential savings to the City. The potential savings for the City of Kodiak 2007 Series Five Boat Harbor Revenue Bonds could be as much as \$226,199 over the term of the bonds. The City's attorney notified the City of potential changes to the resolution and requested it be postponed until the next meeting.

Councilmember Walker MOVED to adopt Resolution No. 2016-32.

Councilmember Whiddon MOVED to postpone the vote on Resolution No. 2016-32 until the next regular or special meeting.

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

e. Resolution No. 2016-33, Appointing a Member to the Kodiak Fisheries Development Association

Mayor Branson read Resolution No. 2016-33 by title. The Joint City-Borough appointed seat on the Kodiak Fisheries Development Association (KFDA) held by Stosh Anderson has expired. Mr. Anderson has requested reappointment to the three-year seat. The Borough Assembly is expected to approve this reappointment during the September 15, 2016, regular Assembly meeting.

Councilmember Arboleda MOVED to adopt Resolution No. 2016-33.

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

f. Authorization of Vehicle Purchases for Kodiak Police Department

This authorization is for the replacement of three older, high mileage police SUVs that were recommended for replacements with current model all wheel drive police interceptor utility vehicles in FY2017. The existing vehicles have been in service well beyond their useful life and were evaluated for replacement. The replacement is consistent with the Council's Vehicle Replacement Policy, and the need to replace the three police SUVs was discussed with Council during the FY2017 budget process.

Councilmember Arboleda MOVED to authorize the City to attach to the State of Alaska Light Duty Contract with Cal Worthington Ford to purchase three current model year Ford all wheel drive police interceptor utility vehicles for a total of \$90,000, with funds for one vehicle coming from the FY2017 Kodiak Police Department Operation Budget, Police Canine Sub-Department Machinery and Equipment line item and two vehicles from the Uniformed Patrol Sub-Department Machinery and Equipment line item and authorize the City Manager to execute the documents for the City.

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

g. Authorization of Professional Services Contract for Investment Management and Advisory Services

The City currently self-manages City investments. These are invested based on the investment policy within the City of Kodiak municipal code at the discretion of the Finance Director. The Finance Director presented an overview to the City Council on February 9, 2016, of the City's investments, investment policy, and returns on investments. The Finance Director suggested that an Investment Committee be formed to oversee the selection of an Investment Management and Advisory Company, and thus, monitor the performance of the company chosen. The Investment Committee performed a search through a Request for Proposal for Investment Management and Advisory Services.

Councilmember Arboleda MOVED to authorize professional services contract No. 224984 with Alaska Permanent Capital Management and authorize the City Manager to execute the documents on behalf of the City.

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

h. Appointment to Parks and Recreation Advisory Board

The Parks and Recreation's ex-officio advisory board seat for the US Coast Guard (USCG) position is vacant. The Parks and Recreation Director received a letter of endorsement for an interested individual from the USCG Commanding Officer at Base Kodiak on August 8, 2016. This

board appointment is made by the Mayor and confirmed by the Council. The term for the Parks and Recreation Advisory Board ex-officio position is set at the time of appointment. The USCG position requires a letter of endorsement from the USCG Commanding Officer.

Mayor Branson appointed LCDR Kyle Ensley for a term of three years to the ex-officio USCG seat on the Parks and Recreation Advisory Board.

Councilmember Arboleda MOVED to confirm the Mayoral advisory board appointment and term to the Parks and Recreation Advisory Board as stated.

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

VI. STAFF REPORTS

a. City Manager

Manager Kniazowski said she, Deputy City Manager Tvenge, and Councilmembers Davidson and Saravia attended the Alaska Municipal League meeting in August. She said she and Deputy Manager Tvenge attended the Alaska Municipal Manager Association meeting, and she shared that Deputy Manager Tvenge is the President of the Association. She said Governor Walker, OMB Director Pat Pitney, and Don Walker were in attendance at AML. She commented there were discussions regarding the recent elections following the primary and the impact to various seats. She said she was pleased to go and extended her appreciation to Deputy Manager Tvenge on his work for AML. She said the old Pier III gantry crane will be demolished next week once all the insurance requirements are met. She said paving at Pier III was complete. She said Harbormaster White is working diligently on the grant award for replacement of the Channel Transient Float. She said the Fisherman Hall building has been undergoing renovation, meeting space is now usable, and the bathroom and showers remodel is underway. She said the Kodiak Island Racing Association will be displaying their cars on the spit on Friday. She said staff worked with the processors twice since last month regarding the water rate increases, and it will come before the Council again next month. She commented that she is working with the City's insurance carrier for human resource training for newly hired supervisors. She said the Natives of Kodiak (NOK), Stantec, and City and Borough staff met to discuss the development of NOK's property at Swampy Acres and NOK's request for water lines onto their property at Swampy Acres. She said NOK is seeking sponsorship of a Brownfields grant. She commended and thanked the Fire department for firefighting the recent warehouse fire, which included collaboration with the USCG and Bayside Fire departments. She mentioned the City park hours change to the Fall schedule on September 15. She informed she will be out on medical leave from September 12 through September 19 and Deputy Manager Tvenge will be acting Manager.

b. City Clerk

City Clerk Marljar encouraged and reminded citizens to vote at the Municipal Election on October 4, 2016. She said the precincts for the City are the Harbor and Teen Center buildings. She invited citizens to contact the Clerk's Office if they are unsure of their voting precinct. She informed the public of the next scheduled Council committee meetings, work session and regular meeting.

VII. MAYOR'S COMMENTS

Mayor Branson said Governor Walker is coming to Kodiak on October 7, 2016. She said there will be a joint City-Borough meeting and a Community Forum scheduled. She said more information will be forthcoming. She referred to the public comments earlier regarding the downtown area and mentioned there is a Homeless Coalition headed by Danya Meyer, Brother Francis, which works on social issues. She shared she spoke with a Homer food bank about its practice of providing free transportation of indigents to Kodiak, and the practice will cease.

VIII. COUNCIL COMMENTS

Councilmember Walker received phone calls regarding the downtown; he acknowledged the poor behaviors of some, and said it is important to continue to work as a group to address this social issue. He is pleased about the Transient Float grant. He supports the discussion regarding Swampy Acres.

Councilmember Arboleda encouraged citizens to vote in the Municipal Election, especially the younger generation.

Councilmember Whiddon complimented the Fire department for their work on industrial fires and highlighted their scope of work is not limited to residential fire fighting. He said he is on the Alaska Marine Highway System Steering Committee and they have discussed ways to improve the ferry system. He said a design group has been chosen to see how ferries are managed worldwide. He shared he will be in Petersburg, Alaska next week for Governance of the Alaska Marine Highway System. He said the Fisheries Word Group will meet on September 15, 2016. He said Representative Stutes has worked on a declaration of economic disaster for the Kodiak Island for the fisherman affected by the poor pink salmon fishery. He referred to the Borough resolutions and conveyed his support.

Councilmember Saravia thanked the Fire department, USCG, and Bayside for their work. He said dealing with homeless is difficult and commends KPD for their work. He commented the downtown area is a problem and is concerned it is not safe for young girls.

Councilmember Bishop said he appreciates all City employees. He referred to Senate Bill 91 as an obstacle in addressing downtown criminal activity and encouraged citizens to seek out legislators to address the issue.

IX. AUDIENCE COMMENTS

None

X. ADJOURNMENT

Councilmember Whiddon MOVED to adjourn the meeting.

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

The meeting adjourned at 8:34 p.m.



CITY OF KODIAK

Richard Walker
DEPUTY MAYOR

ATTEST:

Michelle Shrockoff-Nelson
DEPUTY CITY CLERK

Minutes Approved: September 22, 2016