

**MINUTES OF THE SPECIAL COUNCIL MEETING  
OF THE CITY OF KODIAK  
HELD TUESDAY, AUGUST 30, 2016  
IN THE CITY CONFERENCE ROOM**

**I. Meeting Called to Order**

Deputy Mayor Richard H. Walker called the meeting to order at 11:02 a.m. Councilmembers Laura B. Arboleda, Randall C. Bishop, Charles E. Davidson, Gabriel T. Saravia, and John B. Whiddon were present and constituted a quorum. Mayor Pat Branson was absent. City Manager Aimée Kniazowski, City Clerk Debra L. Marlar, Deputy City Manager Mike Tvenge and Deputy Clerk Michelle Shuravloff-Nelson were also present.

**II. Public Comments on Agenda Items**

None

**III. Unfinished Business**

- a. Second Reading and Public Hearing, Ordinance No. 1358, Authorizing the Expenditure of the \$25,000 Appropriated to Ballot Initiative Expense in the FY2017 Operating Budget to Inform the Public Regarding the Effects of the Collective Bargaining Ordinance Initiative Proposition and the Kodiak Island Borough Proposition to Consolidate the Kodiak Island Borough and the City of Kodiak Into a Single Unit of Government, Including Without Limitation Information That May Influence the Outcome of the Election on Either Proposition**

Deputy Mayor Walker read Ordinance No. 1358 by title. For the past several years the Council has appropriated funds in the General Fund Legislative Budget Account No. 450.138 titled Ballot Initiative Expense that may be used to educate the public on ballot measures. \$25,000 was budgeted in the FY2017 budget for this purpose. This year there are two ballot questions for which the City may desire to provide public education. One is an initiative for collective bargaining for City employees under the Public Employment Relations Act, and the other is a Kodiak Island Borough Assembly advisory proposition to pursue the idea of consolidating the Borough and City of Kodiak into a single unit of government. While AS 15.13.145(c)(2) permits the City to provide the public with nonpartisan information about a ballot proposition, AS 15.13.145(b) prohibits the City from using public funds to influence the outcome of an election concerning a ballot proposition unless the City specifically appropriates funds for this purpose by ordinance. The Alaska Public Offices Commission (APOC), which enforces these State statutes, interprets the statutes very narrowly so that the City cannot inform the public fully about the effects of the ballot propositions without including information that APOC likely would categorize as influencing the outcome of the election on the ballot propositions. Ordinance No. 1358 conforms with APOC requirements and would permit the City to provide public information about these two initiatives.

Councilmember Whiddon MOVED to adopt Ordinance No. 1358.

Deputy Mayor Walker closed the special meeting, opened and closed the public hearing when no one came forward to testify, and reopened the special meeting.

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

**IV. Executive Session**

**a. Discussion of the City’s Strategy, if any, in Response to the City Collective Bargaining and KIB Consolidation Ordinance Initiatives**

Councilmember Davidson MOVED to enter into executive session pursuant to AS 44.62.310(c)(1) to discuss matters, the immediate knowledge of which would clearly have an adverse effect upon the finances of the City, specifically the City’s strategy in response to the City collective bargaining and KIB consolidation ordinance initiatives.

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

Council entered into Executive Session at 11:10 a.m.

Deputy Mayor Walker reconvened the special meeting at 12:15 p.m.

**V. Adjournment**

Councilmember Whiddon MOVED to adjourn the meeting.

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

Deputy Mayor Walker adjourned the meeting at 12:15 p.m.

CITY OF KODIAK

MAYOR

ATTEST:

CITY CLERK

Minutes Approved: September 8, 2016

