

**MINUTES OF THE REGULAR COUNCIL MEETING
OF THE CITY OF KODIAK
HELD THURSDAY, DECEMBER 14, 2017
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, Charles E. Davidson, Gabriel T. Saravia, and John B. Whiddon were present and constituted a quorum. Councilmember Richard H. Walker was absent. City Manager Mike Tvenge, City Clerk Debra Marlar, and Deputy Clerk Michelle Shuravloff-Nelson were also present.

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

II. PREVIOUS MINUTES

Councilmember Whiddon MOVED to approve the minutes of the November 9, 2017, regular meeting as presented.

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

III. PERSONS TO BE HEARD

a. Public Comments

Sarah Harrington, Executive Director of the Baranov Museum, spoke in favor of Ordinance No. 1371. She said they have raised over \$1 million for the renovation. She thanked the Mayor and Council for their support and commented that the renovation will add value to the building.

Megan Kelly, Board of Directors for the Kodiak Historical Society, spoke in support of Ordinance No. 1371 and shared they have received awards and acknowledged the funding support received from the City.

Dana Haynes, Board of Director for Kodiak Historical Society, spoke in support of Ordinance No. 1371 and stated she is proud of the collaboration with the City.

Darius Kasprzak spoke in support of the Ordinance No. 1370 and the authorization of the crane for Oscar's dock.

IV. UNFINISHED BUSINESS

- a. Second Reading and Public Hearing, Ordinance No. 1370, Amending Chapter 5.04 of the Kodiak City Code to Add a New Section 5.04.080 Pertaining to Procedures for Issuing Permits for Retail Sales of Seafood Directly From Vessels at City Port and Harbor Facilities**

Mayor Branson read Ordinance No. 1370 by title. The ordinance amends Chapter 5.04 of the Kodiak City Code by adding a new section 5.04.080 pertaining to procedures for issuing permits for retail sales of seafood directly from vessels at City Port and Harbor Facilities.

Councilmember Arboleda MOVED to adopt Ordinance No. 1370.

Mayor Branson closed the regular meeting and opened the public hearing

Darius Kasprzak said he supports Ordinance No. 1370 and stated it will be good for the local economy.

Mayor Branson closed the public hearing after public testimony and re-opened the regular meeting.

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

b. Second Reading and Public Hearing, Ordinance No. 1371, Authorizing a Contract With the Kodiak Historical Society to Operate the Baranov Museum Through June 30, 2020

Mayor Branson read Ordinance No. 1371 by title. The City has provided funding to the Kodiak Historical Society to help cover operating costs of the Baranov Museum for many years. In 2014, KHS requested that the City enter into a multi-year operating agreement or contract with them for the services provided at the Baranov Museum. The current contract expires June 30, 2018. The Historical Society is planning an exhibit redesign project that benefits by continued support from the City.

Councilmember Davidson MOVED to adopt Ordinance No. 1371.

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

V. NEW BUSINESS

a. Resolution No. 2017-29, Appropriating \$1,200,000 of Unassigned Fund Balance of the Sewer Improvement Fund and Transferring \$650,000 From the General Fund to Sewer Capital Project – Upgrade Lift Stations Project No. 7509

Mayor Branson read Resolution No. 2017-29 by title. The design for replacement of Lift Stations 3 and 4 is complete and ready to advertise for bid. Prior to advertising the project for bid, adequate funds need to be added to the project budget in order to cover construction and project management costs as well as contingency funds. This resolution authorizes the movement of unassigned funds within the Sewer Improvement fund into Project No. 7509, in the amount of \$1,850,000.

Councilmember Bishop MOVED to adopt Resolution No. 2017–29.

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

b. Resolution No. 2017–30, Appropriating \$48,750 of Unassigned Fund Balance of the General Capital Projects Fund to General Capital Project – Citywide Timekeeping Project No. 4052 and Authorizing the Purchase of Timekeeping Software and Related Components from TimeClock Plus by Data Management, Inc.

Mayor Branson read Resolution No. 2017–30 by title. The City has been researching options to gain efficiencies and save costs by automating functions in order to save staff time. The City currently utilizes manual timekeeping records for all employees. This approximates 80 hours per pay period in staff time for the employee, supervisors, managers, directors, and payroll staff. By automating this process, the City would gain efficiencies through saving staff time and reducing the errors that are caused through manual entry.

Councilmember Whiddon MOVED to adopt Resolution No. 2017–30.

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

c. Authorization of Bid Award for Oscar’s Dock Crane, Project No. 18-05/8531

Sealed bids for the purchase of one (1) hydraulic dock crane, fabricated platform, and controls for Oscar’s Dock Crane, Project No. 18-05/8531 were received by the City of Kodiak, December 1, 2017, and publicly opened and read aloud. Three bids were received, and Brechan Construction LLC was the lowest responsible bidder with a bid of \$117,000.

Councilmember Davidson MOVED to authorize the bid award for Oscar’s Dock Crane, Project No. 18-05/8531, to Brechan Construction LLC in the amount of \$117,000, with funds from the Boat Harbor Capital Project Fund, Project No. 18-5/8531.

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

d. Authorization of Professional Services Agreement for Juneau Lobbying Services

The City Council selected Ray Gillespie of Gillespie & Associates to be the City’s state lobbyist in 2011. The contract was extended in December 2015 for two years with a term ending December 31, 2017. Ray Gillespie has requested to be retained by the City. In recognition of Mr. Gillespie’s efforts of the past six years, the Manager recommends Council exercise a one-year contract from January 1, 2018, through December 31, 2018, for \$45,000.

Councilmember Davidson MOVED to authorize Professional Services Agreement No. 234670 with Gillespie and Associates from January 1 through December 31, 2018, in the amount of \$45,000 with funds coming from the General Fund Legislative Professional Services account and authorize the City Manager to sign the documents on behalf of the City.

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

e. Non-objection to Transfer of Safeway Inc. Liquor Licenses 174 and 2509

Safeway Inc. filed applications for the transfer of controlling interest with the State of Alaska Alcohol and Marijuana Control Office for Safeway Liquor Stores located on Marine Way and Mill Bay Road. Safeway's attorney has indicated that Safeway Inc.'s transfer application was triggered by a technical corporate change; a transfer of the controlling interest of Safeway Inc. (including its liquor licenses) from one Safeway Group subsidiary entity to another Safeway Group subsidiary company. They have stated the ultimate parent company and the key investors/stockholders are the same and the corporate change will not affect the premises or the stores' operations. State regulations require the Alcohol and Marijuana Control Office forward the applications to the City Council for the option to protest the approval of the applications for the transfer of the alcoholic beverage licenses. A letter emphasizing the correlation of the sale of alcohol items to the behaviors in the downtown area will also be sent regarding Liquor License 174.

Councilmember Whiddon MOVED to voice non-objection to the Alcohol and Marijuana Control Office regarding the Transfer of Safeway Inc. Liquor Licenses 174 and 2509 and direct staff to submit a letter of concern regarding Liquor License 174.

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

f. Appointment to Economic Development Special Committee

Barbara Bigelow was appointed by the Council on September 14, 2017, as the Health Care and Medical Support Services representative on the Economic Development Special Committee. Ms. Bigelow has moved off-island and the seat is now vacant. Jessica R. Cotton, Executive Director of the Kodiak Community Health Center has submitted an application to fill this vacancy.

Councilmember Bishop MOVED to appoint Jessica R. Cotton to the Economic Development Committee.

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

g. 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 Councilmember Saravia as Deputy Mayor for a one-year term.

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

VI. STAFF REPORTS

a. City Manager

Manager Tvenge said the Public Works Department has been repairing water main and sewer main leaks over the past three weeks. He said a water main leak was near the landfill, another water leak in a line along Mission Road, and a sewer line adjacent to Simeonoff Street. He commented the Mission Road line was originally placed in 1956 and the Simeonoff line will need further repairs this spring. He said that he and Public Works Director Kozak met with Alaska Department of Environmental Conservation (ADEC) in Anchorage last week to discuss the Alaska Pollutant Discharge Elimination System -Preliminary Draft Permit. He said the draft permit applies to the City's Wastewater Treatment Facility on Spruce Cape Road and the permit proposes a compliance schedule for disinfection of the effluent to comply with final fecal coliform bacteria limits. He said the City would draft a follow up letter to ADEC by January 15, 2018, describing discussions they had and their request for additional information.

Manager Tvenge said that Pillar Mountain road access was gated for the winter months due to icy road conditions. He stated that KEA, GCI and the FAA have access beyond the locked gate. He shared that Saturday, December 9, 2017, was "Skate with Santa" at the Baranof Park ice arena, which was sponsored by the City and KMXT with cookies and cocoa. He shared that it was estimated over 200 attended to visit and skate with Santa Claus. Manager Tvenge said he issued a community permit for a North Star Elementary Lego Robotics Team fundraiser for a State competition.

b. City Clerk

Clerk Marlar provided an overview of the upcoming work session and regular meeting scheduled for the Council, and she included the dates and times for the Fisheries Work Group and Economic Development Committee. She confirmed a Council consensus for an additional January 2 work session beginning at 6:30 p.m. and a reschedule of the planning work session to January 6 at 9:30 a.m.

VII. MAYOR'S COMMENTS

Mayor Branson said the Harbor Lights Festival is on Saturday, December 16, 2017, from 5 p.m. until to 9 p.m. She said it is a wonderful event sponsored by the Maritime Museum and commented that she looks forward to seeing the Robotics group at the event. She said Herman Beukers passed away recently and gave condolences to his family and said he was a great person and a valued previous City employee. She wished everyone Happy Holidays and a Happy New Year. She congratulated Councilmember Saravia on his election as the new Deputy Mayor.

VIII. COUNCIL COMMENTS

Councilmember Bishop congratulated Councilmember Saravia and encouraged citizens to attend the Economic Development Committee. He thanked the City staff for their work.

Councilmember Saravia thanked the Council for their support to elect him as Deputy Mayor. He said the Council makes the community better for the citizens, and although the Council does not always agree, they respect each other and have the ultimate goal for the quality of life for Kodiak residents. He commented there is a cost for the services provided. He wished everyone a Merry Christmas and a Happy New Year. He encouraged people share their opinions and provide him feedback.

Councilmember Whiddon congratulated Councilmember Saravia. He spoke about green cards and democracy. He spoke of the 2018 Gulf of Alaska Pacific Cod Fishery and the low cod projections. He said the low cod projections are alarming for Kodiak people in the fishing industry and those working on the docks. He said the NPFMC and NIMS is trying to disseminate this information, and he said the City and Borough have drafted a letter to the Governor to declare a cod fishery disaster. He said, hopefully, the community could be proactive and get ahead of this. He apologized to Fire Chief Mullican for rescheduling the fire station tour.

Councilmember Arboleda congratulated Deputy Mayor Saravia. She said she looks to her colleagues for continual growth. She said she is there for the betterment of Kodiak. She thanked Parks and Recreation Director Gronn for his prompt response to activities. She encouraged everyone to be nice, be kind, and be loving to others during the holiday season.

Councilmember Davidson said he went on the fire station tour, which was informational and suggested sharing more information at the work session. He said he recently attended a session at AML where they spoke about the census and the electronic process they are using. He said there was a strong support for the plastic bag ordinance. He wished Happy Holidays to all.

IX. AUDIENCE COMMENTS

None

X. ADJOURNMENT

Councilmember Davidson MOVED to adjourn the meeting.

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

The meeting adjourned at 8:30 p.m.

CITY OF KODIAK



MAYOR

ATTEST:

Debra Mauer

CITY CLERK

Minutes Approved: January 11, 2018

