

**CITY COUNCIL REGULAR MEETING
JUNE 16, 2010 @ 7:30 PM
LIBRARY MEETING ROOM
MINUTES**

A. CALL TO ORDER

Vice Mayor Dave Reggiani called the Council Regular Meeting to order at 7:34 pm on June 16, 2010 in the Library Meeting Room.

B. INVOCATIONS AND PLEDGE OF ALLEGIANCE

Corrine Erickson led the audience in an invocation.

Vice Mayor Reggiani led the audience in the Pledge of Allegiance.

C. ROLL CALL

Present for roll call were *Vice Mayor Dave Reggiani*, Council members *Keith van den Broek*, *James Kacsh*, *David Allison*, *Bret Bradford* and *EJ Cheshier*. Absent from the meeting were *Mayor Kallander* and Council member *Robert Beedle*. Also present were City Manager *Mark Lynch* and City Clerk *Susan Bourgeois*.

D. APPROVAL OF REGULAR AGENDA

M/Allison S/van den Broek to approve the regular agenda.

Vote on motion: 6 yeas, 0 nays, 1 absent (Beedle). Motion carried.

E. DISCLOSURES OF CONFLICTS OF INTEREST - None

F. COMMUNICATIONS BY AND PETITIONS FROM VISITORS

1. Guest Speakers – None

2. Audience comments regarding agenda items

Maryanne Bishop of 406 Fourth Street suggested that the Council make a good faith effort to work with Samson Tug and Barge concerning a land trade. She urged Council to vote against Ordinance 1066.

Mikal Berry of 200 Boardwalk urged Council to vote against 1066.

Alison Bidlack of 103 Henrichs Loop Rd read comments into the record concerning the firing of Dr. Phil Hess of the Ilanka Clinic by the Native Village of Eyak.

Mark Hoover of Cordova Mews Apartments said that he is upset about the personal attacks especially on the forum on line. He hoped that the personal attacks would stop.

3. Chairpersons and Representatives of Boards and Commissions

a. *Rochelle van den Broek* – report from PWSRCAC Board meeting – she was present at the meeting to answer any questions. Council thanked her for her report and had no questions.

Allison reported on the Health Services Board meeting – they have financials through April and should have May shortly. They will have a special meeting to work on a budget which was to be to the City on June 1. Tuesday at noon they will look over applications for administrator – there are fourteen applicants. *Chatham Warga* is doing his Eagle Scout project - beautification of the area around the hospital.

Kacsh said he got a call from the USFS about something he had volunteered for a couple of years ago and he'd be having a meeting in 5 – 6 weeks – he said he would report back to Council.

G. APPROVAL OF CONSENT CALENDAR

Vice Mayor Reggiani stated that the consent calendar was before Council.

Council members shouted out items 4, 5 and 7. Therefore, these agenda items were removed from the Consent Calendar and placed under Ordinances and Resolutions on the Agenda.

~~4. Ordinance 1066~~

~~An ordinance of the City Council of the City of Cordova, Alaska, approving property described as part of A.T.S 1004 zoned to waterfront industrial – 2nd reading~~

~~5. Ordinance 1073~~

~~An ordinance of the City Council of the City of Cordova, Alaska, amending Cordova Municipal Code chapter 18 to adopt a definition of watchman's quarters and to add watchman's quarters as a permitted accessory use to waterfront commercial park district – 2nd reading~~

6. Ordinance 1074

An ordinance of the City Council of the City of Cordova, Alaska, authorizing the conveyance to the Native Village of Eyak of Lot Eleven (11), Block One (1), South Fill Development Park – 1st reading

~~7. Resolution 06-10-33~~

~~A resolution of the City Council of the City of Cordova, Alaska, amending the 2010 City of Cordova fee schedule – 2nd reading~~

8. Resolution 06-10-36

A resolution of the City Council of the City of Cordova, Alaska, authorizing the City Manager to accept the proposal from Chugach Alaska Services, Inc. to add upper cabinetry as part of the Mt. Eccles Elementary School renovation project in the amount of twenty seven thousand six hundred seventy three dollars (\$27,673)

9. Resolution 06-10-37

A resolution of the City Council of the City of Cordova, Alaska, to authorize the City Manager to accept the proposal from Chugach Alaska Services, Inc. to replace window shelves as part of the Mt. Eccles Elementary School renovation project in the amount of twenty six thousand three hundred ninety three dollars (\$26,393)

10. Resolution 06-10-38

A resolution of the City Council of the City of Cordova, Alaska, providing for the transfer of money to the Cordova School District for the school capital project, \$22,996 specifically to be spent for acquiring art in the Mt. Eccles gym addition, \$41,683 specifically to be spent for acquiring art in the Mt. Eccles renovation, and \$35,000 specifically to be spent for acquiring equipment for the Mt. Eccles gym addition

11. Waive right to protest renewal of liquor license Laura's Liquor Shoppe, LLC #911

12. Record unexcused absence for Bret Bradford from the 06-02-10 regular meeting. Reason – vacation.

Vote on consent calendar: 6 yeas, 0 nays, 1 absent (Beedle). van den Broek – yes; Kacsh – yes; Allison – yes; Bradford – yes; Cheshier – yes and Reggiani – yes. Consent Calendar was approved.

H. APPROVAL OF MINUTES

M/Bradford S/van den Broek to approve the minutes as listed on the agenda as items 13 – 15.

13. Minutes of 05-19-10 Regular Meeting
14. Minutes of 06-02-10 Public Hearing
15. Minutes of 06-02-10 Regular Meeting

Vote on motion: 6 yeas, 0 nays, 1 absent (Beedle). Motion carried.

I. CONSIDERATION OF BIDS – None.

J. REPORTS OF OFFICERS

16. Mayor's Report – *Mayor Kallander* had not left a report for the *Vice Mayor*.

17. Manager's Report – *Mark Lynch* said that he has received from ADF&G a full set of plans of what they have proposed for the site across from City Hall. He said that the City is standing firm that anything they are planning for inside the confines of the small boat harbor would still need to come before P & Z and before Council. They are complying because they have yet to begin work. There was a meeting on June 8 with DOT, the Mayor, Eyak Corporation, NVE were all there – the discussion was about many different road and airport improvement projects. They are planning to resurface First St from about the Chamber building to Whitshed Rd this summer and we have asked them to go as far as 6 mile – they said there isn't enough money to do that. They said there is not enough money but they suggested that the Mayor write a letter. *Lynch* introduced *Robert Baty* the interim Chief of Police. The DOT representatives also discussed the prospect of lengthening the 13 mile airport runway to 11,000 feet which would allow two things. Planes that get diverted from Anchorage could land here if the runway was longer and cargo planes could take off fully loaded whereas now they can only takeoff partially loaded. *Lynch* told Council about a trip he has planned. He will be gone for the second August meeting and the first September meeting.

18. City Clerk's Report – *Susan Bourgeois* provided a written report. She also mentioned that there would be a training session in September on a Saturday – she asked Council to pick a Saturday – 11th, 18th or 25th.

19. Staff Reports

- a. City financials for May 2010
- b. Juneau update – Kate Tesar, City Lobbyist
- c. CCMC update – Keren Kelley, Interim Administrator

Kelley said that the May financials are completed and May looks good so far – she still wants to review them before she releases them. Two contributing factors were the Health Fair and a visit from Dr. Turgeon. She thanked the financial consultant for all her help – they will begin budget work tomorrow. There is a CFO candidate coming in tomorrow night. She has interviewed two providers by phone and is hoping to bring them in to town soon. As far as strategic planning goes, she has met with eight consultants on the phone and all are excited about the idea – a groundbreaking model for others statewide. The Native Village of Eyak Tribal Council appointed *Mark Hoover* and the Health Services Board appointed *Sandra Aspen* as the reps on the strategic planning task force.

K. CORRESPONDENCE

20. Letter from Chugach Alaska Corporation in re: zoning ATS 1004 to Waterfront Industrial
21. Thank you from Alaska Air Cargo's Copper Chef Cook-off
22. Thank you from Alaska Sea Grant Marine Advisory Program
23. Letter from Alaska Municipal League
24. Advertisement in upcoming July issue of Pacific Fishing Magazine in re Boat Haul Out

L. ORDINANCES AND RESOLUTIONS

4. Ordinance 1066

An ordinance of the City Council of the City of Cordova, Alaska, approving property described as part of A.T.S 1004 zoned to waterfront industrial

M/Allison S/Cheshier to adopt Ordinance 1066 an ordinance of the City Council of the City of Cordova, Alaska, approving property described as part of A.T.S 1004 zoned to waterfront industrial.

Kacsh said he doesn't think we should be done discussing this – he is not comfortable with where we are at and he said he would like to make an amendment.

M/Kacsh S/van den Broek to amend the ordinance by adding under section 2:

A. any development within this parcel must allow for public use and improved public access to a majority of the shoreline.

Bradford asked if City Planner *Anne Cervenka* would come to the table to discuss this. He wondered if this could be effective if placed in the ordinance, or should it be somewhere else in the process. *Cervenka* thought it could be placed as a deed restriction. *Cheshier* said he likes the idea but he doesn't believe that it should be in the ordinance language. *Van den Broek* asked *Cervenka* whether in a waterfront industrial zone, mixed uses such as industrial next to recreational, are allowed. *Cervenka* said there is nothing which describes a green belt in that zone, but she doesn't think it would be prohibited. *Reggiani* said there is recreating going on next to industrial right now – and he hasn't seen any enforcement against that occurring. *Kacsh* said he thinks it does belong right here, in this ordinance – he wants the Council's intent to be clear. *Allison* said he agrees with the concept, but he'd like to see this ordinance taken care of and then have Council give the Planning Commission some direction to work on a buffer zone or a plan for increased recreational usage there.

Vote on motion to amend: 1 yea, 5 nays, 1 absent (Beedle). Motion failed.

Bradford asked *Cervenka* if the claim that *Tim Joyce* had made was correct. That this area was unzoned and that meant you could do whatever you wanted there currently. *Cervenka* said she is unsure if that is true, she would have to get with the City Attorney on that. *Van den Broek* said that he has put a lot of thought into this and has listened to all the testimony. He said voting no tonight would just delay the inevitable. He said he is leaning toward yes with the caveat that we need a committee to discuss waterfront industrial.

Vote on main motion: 5 yeas, 1 nay (Kacsh), 1 absent (Beedle). Allison – yes; Bradford – yes; Cheshier – yes; Reggiani – yes; van den Broek – yes and Kacsh – no. Motion carried.

5. Ordinance 1073

An ordinance of the City Council of the City of Cordova, Alaska, amending Cordova Municipal Code chapter 18 to adopt a definition of watchman's quarters and to add watchman's quarters as a permitted accessory use to waterfront commercial park district – 2nd reading

M/Allison S/Cheshier to adopt Ordinance 1073 an ordinance of the City Council of the City of Cordova, Alaska, amending Cordova Municipal Code chapter 18 to adopt a definition of watchman's quarters and to add watchman's quarters as a permitted accessory use to waterfront commercial park district.

Allison said he agrees with *Tom Bailer's* comments that there is a lot of pedestrian traffic there and he is concerned without a plan for that.

M/Kacsh S/Allison to amend by striking 1200 square feet and replacing it with 750 square feet.

Reggiani agreed with *Kacsh*. He said that the South Fill has a great deal of pedestrian traffic now and he hopes that Planning can work on a plan for this. *Bradford* agreed with 750 square feet.

Vote on motion to amend: 6 yeas, 0 nays, 1 absent (Beedle). Motion carried.

Vote on main motion: 6 yeas, 0 nays, 1 absent (Beedle). Motion carried.

7. Resolution 06-10-33

A resolution of the City Council of the City of Cordova, Alaska, amending the 2010 City of Cordova fee schedule – 2nd reading

M/Allison S/Cheshier to approve Resolution 06-10-33 a resolution of the City Council of the City of Cordova, Alaska, amending the 2010 City of Cordova fee schedule.

M/van den Broek S/Kacsh to amend the fee schedule to read \$50 per year for long term parking.

Kacsh said we were too far into it for this year. We should leave as is and plan better for next year. *Bradford* said that \$20 per year is low he agrees with at least \$50 per year and he thinks next year we should start giving parking permits with stall rents. *Cheshier* said he would vote against the amendment. *Kacsh* said he would vote against the amendment.

Vote on motion to amend: 3 yeas, 3 nays, 1 absent (Beedle). Bradford – yes; Cheshier – no; Reggiani – no; van den Broek – yes; Kacsh – no and Allison – yes. Motion failed.

Allison said there is a time when we look at fees and it is in the winter we came up with \$20/month and we shouldn't change it now. *Bradford* agreed and said if we want to change for next year we'll do it this winter. *Van den Broek* and *Reggiani* agreed.

Vote on main motion: 2 yeas, 4 nays, 1 absent (Beedle). van den Broek – no; Kacsh – yes; Allison – no; Bradford – no; Cheshier – yes; Reggiani – no. Motion failed.

M. UNFINISHED BUSINESS

25. Discussion of, and update on, ADF&G building plans - *Kacsh* suggested that we go above all bosses and write a letter to the Governor. After some discussion, there was concurrence of Council to do that – *Lynch* was directed to write a letter to the Governor for all of Council to sign.

26. Update on strategic planning & Health Care Task Force – *Lynch* said that all he had to report was already reported by *Keren Kelley* earlier in the meeting.

N. NEW & MISCELLANEOUS BUSINESS

27. Council approval of three new Street Lights on Second Avenue across from Mt. Eccles

M/Bradford S/Kacsh that Council approves the installation of three new street lights on Second Avenue across from Mt. Eccles Elementary by Cordova Electric Cooperative for up to \$5,415.84.

Allison had a question about CEC's tariffs – he asked *Tom Cohenour* to look into that. *Reggiani* asked if this could fall within the funding of the renovation. *Kacsh* said the City should fund this now and then see about getting reimbursed by a program such as "safe routes to school". *Cohenour* agreed that this was well-suited for "safe routes to school" monies. *Allison* agreed we need the lights and ideally we can find funding (grant or school project or somewhere) – but if we can't we still need the lights.

Vote on motion: 6 yeas, 0 nays, 1 absent (Beedle). Motion carried.

28. Discussion of downtown parking

Lynch had been instructed to look into parking for people employed on Main Street. He reported back to Council that the side streets have plenty of room and 24 hour parking times on them (i.e. Council, Browning). He spoke with many of the retail business owners from Main Street and none of them were interested in having the City change the two hour parking on Main Street because they liked it as two hour for their customers. Some business owners rent space for employee parking. *Van den Broek* suggested that Planning Commission look at the possibility of two-story parking in the City lot between Seaman's and FNBA. There was Council concurrence for Planning and Zoning to look into parking as far as a longer term plan.

29. Pending Agenda and Calendar

Allison asked the Clerk to remove the "joint work session with HSB concerning bylaws – spring 2010" from the pending agenda because that meeting has been completed.

Vice Mayor Reggiani suggested a work session regarding boat haul out expansion. Council agreed and the meeting was set for June 23, 2010 at Noon.

Kacsh and *Allison* asked if Council would concur to direct staff to research the seats on the Health Services Board – at a recent meeting they realized that the HSB had no Native Village of Eyak Tribal Council representative as is required by both Code and the HSB bylaws. The Clerk said she would bring this back for the next Council Meeting.

O. AUDIENCE PARTICIPATION

Tim Joyce of 1001 Pipe Street said that in the discussion of Ordinance 1066, Council could have put "findings of the City Council" at the end of the ordinance.

Barbara Beedle of 910 Ingress had concerns about the following: the American flag flying at City Hall; people putting signs on street signs and not removing them; the police department unlocking people's vehicles for them; the junk across the street from Fisherman's camp; an easement on her land for a sewer line – she wants to know who is responsible for the gravel and snow removal there; the idea of a parking garage on the lot between Seaman's and Pallas'. She mentioned that in six weeks there will be the all-class school reunion which should bring a lot of people to town and they are need of volunteers to help out.

Tom Bailer of 304 Orca Inlet discussed the role of Planning and Zoning and wanted Council to know that it was okay to let P&Z hash things out and then send on to Council for yeas or nays. Council could have discussions and make changes at their level as well. He wanted them to know that it has always been Planning and Zoning's intent to do that development with recreation in mind.

P. COUNCIL COMMENTS

30. Council Comments

Bret Bradford thanked the public for coming in to speak up about issues that concern them. He also thanked Keren Kelley for the great job she's doing at the hospital. He also welcomed the Chief.

Keith van den Broek said we should be looking at improving the North Fill boat ramp because presently there is no place to tie off a boat there and you need two people to launch. Council discussed this briefly and concurred to forward this on to Planning and Zoning as well. He also wanted Council or P&Z or both to discuss waterfront industrial land usage – probably a task for the winter months.

Vice Mayor Reggiani commented that... “vision first, then funding”. Also, he thanked them for putting up with him tonight.

Q. ADJOURNMENT

M/Allison S/Bradford to adjourn the regular meeting.

There was no objection to the motion.

Vice Mayor Reggiani adjourned the regular meeting at 9:54 pm.

Approved: July 7, 2010

Attest: _____


Susan Bourgeois, City Clerk

