

**Regular City Council Meeting  
January 6, 2016 @ 7:00 pm  
Cordova Center Community Rooms A & B  
Minutes**

**A. Call to order**

**Mayor James Kacsh** called the Council Regular Meeting to order at 7:00 pm on January 6, 2016 in the Cordova Center Community Rooms.

**B. Invocation and pledge of allegiance**

**Mayor James Kacsh** led the audience in the Pledge of Allegiance.

**C. Roll call**

Present for roll call were **Mayor James Kacsh** and Council members **Kristin Carpenter, Tom Bailer, Robert Beedle, Josh Hallquist** and **James Burton**. Council member **Tim Joyce** was present via teleconference. Council member **David Reggiani** was absent. Also present were City Manager **Randy Robertson** and City Clerk **Susan Bourgeois**.

**D. Approval of Regular Agenda**

**M/Burton S/Hallquist** to approve the Regular Agenda.

**Mayor Kacsh** mentioned that there would be an executive session tonight regarding CCMC and one concerning litigation. Vote on the motion: 6 yeas, 0 nays, 1 absent. Burton-yes; Joyce-yes; Beedle-yes; Hallquist-yes; Carpenter-yes; Reggiani-absent and Bailer-yes. Motion approved.

**E. Disclosures of Conflicts of Interest - none**

**F. Communications by and Petitions from Visitors**

1. Guest Speaker - **Kate Morse**, Program Director, CRWP - mission of CRWP is to foster the health of the Copper River watershed in salmon-based communities, economies and cultures. She reported on several joint projects that the CRWP and the City of Cordova and other community partners have collaborated on. Odiak Pond restoration, storm water runoff management, health of salmon populations, bioswale and interpretive signs, native plant garden.

2. Audience comments regarding agenda items

**Jenny Grimwood** spoke regarding the marijuana ordinances before Council tonight. She gave a general overview of her opinions against legalization of marijuana.

3. Chairpersons and Representatives of Boards and Commissions

**Beedle** said that Harbor Commission hasn't met since last Council update.

**Carpenter** said HSB hasn't met since last Council update and under pending agenda she'll discuss a time for the next meeting.

School superintendent **Alex Russin** reported that next Wednesday January 13 will be the regular school board meeting. Friday January 15 is the end of second quarter and 1<sup>st</sup> semester. Also tipoff tournament upcoming on January 21-23 and everyone has been working hard on scheduling for that event.

4. Student Council Representative Report - was not present

**G. Approval of Consent Calendar**

**Mayor Kacsh** declared the consent calendar before Council. **Burton** called out item 7. **Mayor Kacsh** moved that item to 16a.

5. Ordinance 1139 An ordinance of the City Council of the City of Cordova, Alaska amending Cordova Municipal Code Title 8 entitled "Health and Safety" to adopt Chapter 8.40 entitled "Marijuana Regulation," and designating the Cordova City Council as the City's local regulatory authority on marijuana - 1<sup>st</sup> reading

6. Ordinance 1140 An ordinance of the City Council of the City of Cordova, Alaska amending Cordova Municipal Code Title 8 to add a new Chapter 8.44 to prohibit the extraction of tetrahydrocannabinol ("THC") or any cannabinoid by use of materials or methods deemed dangerous to public health and safety, unless otherwise permitted by law - 1<sup>st</sup> reading

~~7. Resolution 01-16-01 A resolution of the City Council of the City of Cordova, Alaska adding a section of fees, changing a service rate and correcting the wording within a section of the 2016 fee schedule approved as Resolution 12-15-51 on December 16, 2015~~

8. Council action on right to protest liquor license renewals for Cordova businesses

# 2587 Gandy Dancer Bar	beverage dispensary-seasonal
# 4786 Baja Taco	restaurant/eating place-public convenience
# 40 Alaskan Hotel & Bar	beverage dispensary
# 41 Alaskan Hotel & Bar	package store
# 3410 AC Company #235	package store

Vote on the consent calendar: 6 yeas, 0 nays, 1 absent. Beedle-yes; Joyce-yes; Hallquist-yes; Bailer-yes; Carpenter-yes; Burton-yes and Reggiani-absent. Consent Calendar was approved.

#### H. Approval of Minutes

*M/Burton S/Bailer* to approve the minutes.

9. 12-16-15 Public Hearing Minutes

10. 12-16-15 Regular Meeting Minute

Vote on the motion: 6 yeas, 0 nays, 1 absent. Joyce-yes; Bailer-yes; Burton-yes; Beedle-yes; Reggiani-absent; Hallquist-yes and Carpenter-yes. Motion approved.

#### I. Consideration of Bids - none

#### J. Reports of Officers

13. Mayor's Report - *Mayor Kacsh* said he spoke with the McDowell group about the study they are doing on the AMHS. On Monday he had a meeting with the Governor, Lieutenant Governor, Representative Stutes, ADFG Commissioner Cotton and others about the Tanner Crab fishery in PWS. *Mayor Kacsh* said the outcome was positive. Test fishery forthcoming and they will put a management proposal in for 2016 Board of Fish.

14. Manager's Report - *Robertson* said he commended the Mayor for that work. *Robertson* introduced a new team member - *Matt Garner* - Public Works Department equipment operator. *Robertson* said that Public Works Director *Rogers* has informed him that the first LT2 reactors are up and running; four more to go, the project is moving along. CT Scanner room is almost done - scanner itself is not working (dropped in transit). It should be here mid-February. *Senator Micciche's* visit was really well-done, Cordova citizens were out in force, were engaged, respectful. *John Bitney* made that all happen, kudos to him for that event.

15. City Clerk's Report - *Bourgeois* reported on the upcoming Election, March 1, 2016. Declaration of candidacy now open until Feb 2. Mayor, 3 Council, 2 School Board, Prop 1 on Salty Steer lease-option referendum and possibly prop 2 if the resolution passes tonight for a water division loan.

*Mayor Kacsh* said to all that he will not be running for re-election.

#### K. Correspondence

14. 12-14-15 Letter from Chamber of Commerce to Mayor & Council

15. 12-15-15 Letter to interested parties from DNR regarding shore fishery lease applications

#### L. Ordinances and Resolutions

16. Resolution 01-16-02 A resolution of the City Council of the City of Cordova, Alaska, authorizing the City of Cordova to issue general obligation debt, consisting of bonds or a loan from the Alaska Department of Environmental Conservation, in the principal amount of not to exceed \$3,000,000 to finance the water division LT2 compliance upgrade project, and to submit the question of the issuance of such debt to the qualified voters of the city at the March 1, 2016 regular City election

*M/Burton S/Hallquist* to approve Resolution 01-16-02 a resolution of the City Council of the City of Cordova, Alaska, authorizing the City of Cordova to issue general obligation debt, consisting of bonds or a loan from the Alaska Department of Environmental Conservation, in the principal amount of not to exceed \$3,000,000 to finance the water division LT2 compliance upgrade project, and to submit the question of the issuance of such debt to the qualified voters of the city at the March 1, 2016 regular City election.

*Burton* said there is a subsidy component to this and it is smart money to go get - most fiscally efficient way to accomplish this. *Hallquist* asked if this is the work we are doing now - this \$3million is for that. *Rogers* said no - the work we are doing now is grant and loan funded already - this \$3 million is to get more work associated with LT2 compliance accomplished. *Hallquist* does believe we need to do this - he totally supports this.

*M/Beedle S/Bailer* to amend by removing the "of bonds or" in the title, in the last whereas and in the proposition ballot language.

**Beedle** said he wanted it clearer that this was a loan not bond.

Vote on the motion to amend: 6 yeas, 0 nays, 1 absent. Carpenter-yes; Hallquist-yes; Bailer-yes; Beedle-yes; Burton-yes; Reggiani-absent and Joyce-yes. Motion approved.

**Beedle** raised the question about “up to \$3million”. He wasn’t in favor of a vague number like that. **Rogers** explained the handouts in the packet that equaled an amount coming in close to the \$3 million – he thought it would be prudent because these are things that need to be done and we could get them covered under this loan. **Joyce** agreed with **Rogers** and he like the flexibility of the “up to” language. **Burton** said that we just got finished with our budget and could hardly accommodate a capital budget and something that has been on the list for a couple of years is the painting of the water tanks. If that kind of a project can fall under this subsidized loan then we have to try to get that accomplished. **Hallquist** agreed – as we get into things we will find more work to do – good to be flexible. **Beedle** wanted to postpone this to the next meeting or possibly have a special election if its time sensitive. **Joyce** said he would just as soon present it to the voters. \$1.1 million is potentially granted back to us on this type of subsidized loan. **Rogers** said that there is a \$70k/year loan payment that water is currently paying that will be gone in a couple of years. Also **Rogers** wanted to make clear that the amount that can be subsidized will decrease with time. It is all about who grabs these loans first from DEC. We could get less of a subsidy if we keep putting this off. **Rogers** also asked that the language be amended to express the fact that this is “post-LT2” work – it shouldn’t be called the same project as the one that is occurring presently. **Bourgeois** stressed the point that **Rogers** was making. She wanted to ensure that however it should appear on the ballot should be made very clear right now as this is when she needs it in order to make this Regular Election. **Bailer** agreed that it could confuse the voters as well – that is how he read it.

**M/Carpenter S/Burton** to amend the language in the resolution specifically in the ballot proposition portion to read “post-LT2 compliance” project. Also removing the phrase “federally mandated”.

**Beedle** asked again if this could be postponed until 1/20/16 meeting. **Mayor Kacsh** said we were still on the second amendment.

Vote on the motion to amend: 6 yeas, 0 nays, 1 absent. Hallquist-yes; Reggiani-absent; Bailer-yes; Beedle-yes; Carpenter-yes; Joyce-yes and Burton-yes. Motion approved.

**Beedle** urged Council to hold off on this. He said he will not support buying something for an “up to” amount. He can’t vote for an open-ended number. **Bailer** said if we need to do it then we need to know why – the public needs to understand. **Burton** said this is not a brand new subject. Some of the literature in the packet is five years old. He said that it is our job as City Council members to do our homework and this packet came out a week ago. **Burton** said that **Mr. Beedle** has all these questions, well last week should have been used to do some homework and get answers to these questions. **Burton** said he agreed with **Mr. Bailer** and that if we pass this tonight it is our job to get the accurate information out to the public and make them aware of the problems and what will be accomplished with this money. That can be done with some public information dissemination. I support this – and **Burton** said he will leave it at that.

Vote on the main motion as amended two times: 5 yeas, 1 nay, 1 absent. Beedle-no; Carpenter-yes; Burton-yes; Hallquist-yes; Bailer-yes; Reggiani-absent and Joyce-yes. Motion approved.

**16a. 7.** Resolution 01-16-01 A resolution of the City Council of the City of Cordova, Alaska adding a section of fees, changing a service rate and correcting the wording within a section of the 2016 fee schedule approved as Resolution 12-15-51 on December 16, 2015

**M/Burton S/Hallquist** to approve Resolution 01-16-01 A resolution of the City Council of the City of Cordova, Alaska adding a section of fees, changing a service rate and correcting the wording within a section of the 2016 fee schedule approved as Resolution 12-15-51 on December 16, 2015

**Burton** said he pulled this from the consent calendar to amend one other section regarding chip seal repair.

**M/Burton S/Hallquist** to change patching chip sealed roads and patching asphalt roads from \$60/sf to \$15/sf.

**Bourgeois** and **Rogers** concurred – they had asked for this amendment it was an error. **Bourgeois** further clarified that even though this amendment appears to be made on the floor without notice, sometimes we have to step back and determine who could be harmed by such an amendment and a considerable decrease in a rate appears to harm no one.

Vote on the motion to amend: 6 yeas, 0 nays, 1 absent. Hallquist-yes; Reggiani-absent; Beedle-yes; Carpenter-yes; Joyce-yes; Bailer-yes and Burton-yes. Motion approved.

**M/Joyce S/Burton** to change the altered dog license fee to \$15 so there is an incentive to people to get their pets fixed and keep the unaltered fee at \$25.

Vote on the motion to amend: 6 yeas, 0 nays, 1 absent. Joyce-yes; Burton-yes; Beedle-yes; Reggiani-absent; Carpenter-yes; Hallquist-yes and Bailer-yes. Motion approved.

Council was now back on the main motion.

*Joyce* wanted to clarify for the record that the license fees for ATVs are for on-road use of ATVs.

Vote on the main motion as amended two times: 6 yeas, 0 nays, 1 absent. Beedle-yes; Joyce-yes; Hallquist-yes; Burton-yes; Carpenter-yes; Bailer-yes and Reggiani-absent. Motion approved.

#### M. Unfinished Business

17. Council concurrence of Mayor's appointments to the AMHS Committee

*Mayor Kacsh* asked for concurrence on the two appointees this time, *Wendy Ranney* and *Mike Anderson*.

*M/Carpenter S/Hallquist* to concur with *Mayor Kacsh's* two appointees *Wendy Ranney* and *Mike Anderson* to the AMHS Committee.

Vote on the motion: 6 yeas, 0 nays, 1 absent. Carpenter-yes; Beedle-yes; Joyce-yes; Bailer-yes; Burton-yes; Reggiani-absent and Hallquist-yes. Motion approved.

#### N. New & Miscellaneous Business

18. Pending Agenda, Calendar, Elected & Appointed Officials list

*Carpenter* said that Council is scheduled to meet with *Ron Vigus* of QHR on January 11 at noon for his initial report on CCMC. Council opted to have it at 6pm instead in case more than one hour was needed. She wondered about HSB meetings and the group's opinion regarding timing of those. They kept with the second Thursday of the month time frame for HSB - next to be January 14.

*Robertson* said that the January 20 regular meeting would be kept light of action items as the five law firms would be her presenting the City Council. Council also agreed to start that meeting at 6pm - one hour early.

#### O. Audience Participation - none

#### P. Council Comments

13. Council Comments

*Beedle* suggested that we look into a different teleconferencing system.

*Joyce* agree with *Beedle* on teleconferencing. Thanked CRWP and all their efforts at Odiak Pond.

*Bailer* said as far as the post-LT2 loan ballot prop, we'll need to get the word out to help people understand.

*Burton* echoed the swamp project comments - coming along nicely. He said we may have to discuss how the composition around this Council table is going to change pretty significantly in a couple of months. Maybe we could have a little refresher for those who are staying on as to Council roles and responsibilities.

#### Q. Executive Session

*M/Hallquist S/Burton* to go into an executive session to discuss matters the immediate knowledge of which would clearly have an adverse effect on the finances of the government, specifically CCMC and a possible litigation issue.

Vote on motion: 6 yeas, 0 nays, 1 absent. Beedle-yes; Hallquist-yes; Burton-yes; Joyce-yes; Carpenter-yes; Bailer-yes and Reggiani-absent. Motion was approved.

Hearing no objection, *Mayor Kacsh* called for a five minute recess at 8:42 pm.

Council was back in session at 8:47 pm.

Council entered executive session at 8:47 pm and was back in regular session at 9:14 pm.

#### R. Adjournment

*M/Bailer S/Hallquist* to adjourn.

Hearing no objections the meeting was adjourned at 9:14 pm.

Approved: February 3, 2016

Attest:

  
Susan Bourgeois, CMC, City Clerk

