

**CITY COUNCIL REGULAR MEETING
FEBRUARY 16, 2011 @ 7:30 PM
LIBRARY MEETING ROOM
MINUTES**

A. CALL TO ORDER

Council member EJ Cheshier called the Council Regular Meeting to order at 7:30 pm on February 16, 2011, in the Library Meeting Room.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

Corrine Erickson led the audience in an Invocation.

Council member EJ Cheshier led the audience in the Pledge of Allegiance.

C. ROLL CALL

Present for roll call were Council members *Keith van den Broek, Jim Kacsh, David Allison, Bret Bradford, EJ Cheshier, David Reggiani* (present via teleconference) and *Robert Beedle*. Mayor *James Kallander* was also present via teleconference. Also present were City Manager *Mark Lynch*, City Clerk *Susan Bourgeois*, Deputy City Clerk *Robyn Kincaid* and Student Council representative *Shyla Krukoff*.

D. APPROVAL OF REGULAR AGENDA

M/Allison S/Kacsh to approve the Regular Agenda.

Vote on motion: 7 yeas, 0 nays: van den Broek – yes; Kacsh – yes; Allison – yes; Bradford – yes; Cheshier – yes; Reggiani – yes and Beedle – yes. Motion was approved.

E. DISCLOSURES OF CONFLICTS OF INTEREST - None

F. COMMUNICATIONS BY AND PETITIONS FROM VISITORS

1. Guest Speakers -None
2. Audience comments regarding agenda items

Kory Blake 2205 Power Creek Road spoke about agenda item 14 – a letter that he wrote about the dog leash law enforcement concern. He would like to see more enforcement.

Jeannie Blake 2205 Power Creek Road spoke about agenda item 14 – a letter that she wrote about the dog leash law enforcement concern. She would like to see more enforcement and is concerned for people's safety.

Verna Reedy 902 Lefevre spoke to agenda item 14 and would like to see the dog leash law enforced.

Steve Barnes he agreed with his neighbors out Power Creek Road – unleashed dogs are a concern – it is a problem.

Robert Baty 4.5 mile Copper River Highway, thanked the citizens for expressing their concerns. The Police are dealing with it – enforcement as well as education. The problem won't go away overnight, people will get warnings. *Chief Baty* said he would not be heavy-handed but would work with educating the public – looking for compliance.

Jennifer Gibbins 305 Browning St. said she would help raise awareness of the leash law in the newspaper. She would like for people to be made aware of where they are allowed to be off-leash. She also spoke in favor of keeping the Harbor Commission.

Corinne Erickson 412 First St Apt 6 was also concerned about the dog problem. Would like to see something done about it before someone gets seriously hurt.

3. Chairpersons and Representatives of Boards and Commissions
 - a. Student Council Representative

Shyla Krukoff reported that Student Council has new officers and the new President is Laura Kacsh and the new Vice-President is James Allen. She said that homecoming is this weekend and the Student Council is starting to plan the AASG meeting here in Cordova in April.

Bradford E-911 RFP committee met to discuss the three proposals that came in and two were deemed non-responsive so the next step is that a recommendation will come before Council at our next meeting.

Bradford also reported on a Parks and Recreation Commission meeting and they are drafting a resolution urging Council to get a snow removal plan and a true cost analysis for snow removal for the chosen site for the Public Services Building especially if it is the site of the current Library, Museum, and Children's Memorial Park.

Allison, Health Services Board met last week – there is an item later on Council's agenda about lab equipment purchase, also per the Medicare/Medicaid cost consultant's recommendation, CCMC has raised the rates in the long term care facility by \$150/day. They also approved a charity plan so that if any long term care patients are private pay they can accept less. He said that the Native Village has sent a letter stating that they will no longer provide CCMC with administrative services after March 31, 2011. Therefore, maybe a temporary administrator search will be started – HSB might have a special meeting to decide this soon. Overall, **Allison** said he is pretty positive about the opportunities for the CCMC – the consultants have found other means of earning more money – things just need to be implemented.

Reggiani Public Safety Building Design Committee – he tried to recap what the Committee has done so far. They met on January 27 and then had a 2 day workshop with architects, cost estimators and engineers on February 8 & 9. The task of the committee was to provide a recommendation to Council on the conceptual design of a new public safety building. They spent at least the first day of the 2 day workshop trying to gather a comprehensive list of pros and cons about each location. **Reggiani** then showed some pdf's which showed the architect's initial drawings of each site and then the drawings as edited after committee work. A conclusion was that both sites are problematic. **Reggiani** wants to suggest a series of Council work sessions during which time Council can take a step back, reevaluate, look at the comprehensive plan, look at tsunami zones, and put all the facts on the table in order to make a better decision as to location. He said the architects say they are at a standstill until they are told the location.

Beedle asked about the dimensions. **Reggiani** said the committee was able to whittle down the size of the building from 34,000 square feet to 27,000 square feet. **Bradford** asked if he knew the cost for the initial site work that would be needed at each site. **Reggiani** reported that the highway site would need \$2.3M to \$2.6M and the downtown site may need \$800K which includes removal of the Library/Museum building.

G. APPROVAL OF CONSENT CALENDAR

Council member EJ Cheshier stated that the consent calendar was before Council.

4. Record unexcused absence for Council member Keith van den Broek from 02-02-11 meeting

5. Council concurrence of the Mayor's appointment of the 2011 General Election board members

Vote on Consent Calendar: 7 yeas, 0 nays: Kacsh – yes; Allison – yes; Bradford – yes; Cheshier – yes; Reggiani – yes; Beedle – yes and van den Broek – yes. Consent Calendar was approved.

H. APPROVAL OF MINUTES

M/ Kacsh S/Bradford to approve the minutes.

6. Minutes of 01-19-11 Regular Meeting

7. Minutes of 02-02-11 Work Session

Vote on motion: 7 yeas, 0 nays: Allison – yes; Bradford – yes; Cheshier – yes; Reggiani – yes; Beedle – yes; van den Broek – yes and Kacsh – yes. Motion was approved.

I. CONSIDERATION OF BIDS - None

J. REPORTS OF OFFICERS

8. Mayor's Report

Mayor Kallander reported that **Sam** (Greenwood) and **Susan** (Bourgeois) have been working with Chugach on their property down at the Ocean Dock – we are on the agenda for Chugach’s next board meeting – sale seems less likely – trade is possible and lease is for sure. He has been staying abreast of the ongoing issues with MRV and the contractor on the Cordova Center, but he is confident that staff is on top of things. He spoke with **Lynch** and **Bitney** while they were in Juneau and they had many good meetings and were able to elevate the EPA/DEC issue to a higher level. He also corresponded informally with the **Murkowski** office and explained that the success of small communities is in jeopardy due to unfunded mandates by the federal government and that Cordova was looking at \$40M worth of these. The essential air service issue was also discussed with Murkowski. He had several correspondences with Arne Fugelvog who was also scheduled to speak with the EPA and who seemed somewhat optimistic in re the LT2 issue. He received a letter from NVE where they said they would withdraw Keren Kelley as the CCMC CEO at the end of March. He has spoken with Councilman **Allison** about this and they will get the help of Nicole Hunt of Coding Concepts to write an RFP for an administrator search.

9. Manager’s Report

Lynch reported that he had been in Anchorage and Juneau so handed out a written report. In Anchorage he had homeland security meetings and met with the paralegal tasked with reviewing chapters of our code. Then he had a great week in Juneau – **Bitney** was a real asset, they reorganized the CIP list which is before Council tonight. He had sent out an RFI for hospital administration and received four responses. He said that there was discussion of the PERS issue and it appears as though the State has been hiring back retired people and they are exempt from the PERS ruling and only municipalities have to follow the rules – that went over like a lead balloon.

10. City Clerk’s Report - written report in the packet

11. Staff Reports

a. Moe Zamarron, COR, Cordova Center Project

Zamarron reported that the project is moving away from the structural components and in to the actual building components. The comprehensive construction schedule should be completed by the contractor any day now. Review of proposed change orders is ongoing – Moe scrutinizes these for every dollar being asked for.

b. Susie Herschleb, Director of Parks and Recreation, Pool Update – just wanted to make Council aware that they are still planning for May fix of pool but chemicals are costing quite a bit and there will a budget amendment down the road.

c. John Bitney, Lobbyist, Legislative update – written report in packet

K. CORRESPONDENCE

12. Letter from Governor Parnell

13. Letter from Scott Sterling in re PWSRCAC

14. Letter from Kory & Jeannie Blake in re unrestrained dogs

15. Letter to Rep Thomas in support of CFRC

Kacsh asked if there can be something done on the dog concerns. **Bradford** said that the Chief seems to be working on it. Council suggested newspaper ads, scanner ads, maps being made available which would show people where the different rules exist (i.e. restricted and unrestricted). **Reggiani** asked where the leash law was in effect – **Chief Baty** responded that the leash law in effect inside the City limits (up to the baler on Whitshed, up to Skater’s on Power Creek and up to 6 mile on the highway). **Kacsh** wanted to know how much the signs cost and how many we want to install. **Kacsh** mentioned that enforcement is one part of it, the court system must uphold our enforcement – **Lynch** agreed that the courts are currently

not upholding our parking laws as well – he said the courts are not very cooperative. **Kacsh** recommended looking at particular ordinances and changing them so as to make them easier to enforce. **Chief Baty** said that the fines collected from impounding dogs can easily pay for the signs – could be as much as high \$300's per incident.

L. ORDINANCES AND RESOLUTIONS

16. Resolution 01-11-02

A resolution of the City Council of the City of Cordova, Alaska, adopting service fees, rates and charges for the 2011 calendar budget – 2nd reading

M/Allison S/Bradford to approve Resolution 01-11-02, a resolution of the City Council of the City of Cordova, Alaska, adopting service fees, rates and charges for the 2011 calendar budget.

Kacsh asked if Planning Department was able to keep its fees in there for the new plotter – the answer was yes.

Vote on Motion: 7 yeas, 0 nays: Bradford – yes; Cheshier – yes; Reggiani – yes; Beedle – yes; van den Broek – yes; Kacsh – yes and Allison – yes. Motion was approved.

17. Resolution 02-11-09

A resolution of the City Council of the City of Cordova, Alaska, approving a site plan for Chris Bourgeois for construction of a 2,800 square foot warehouse for storage, repair and maintenance of commercial fishing equipment and gear.

M/Allison S/Bradford to approve Resolution 02-11-09, a resolution of the City Council of the City of Cordova, Alaska, approving a site plan for Chris Bourgeois for construction of a 2,800 square foot warehouse for storage, repair and maintenance of commercial fishing equipment and gear.

Vote on motion: 7 yeas, 0 nays: van den Broek – yes; Kacsh – yes; Allison – yes; Bradford – yes; Cheshier – yes; Reggiani – yes and Beedle – yes. Motion was approved.

18. Resolution 02-11-10

A resolution of the City Council of the City of Cordova, Alaska, approving a site plan for the Prince William Sound Science Center for construction of a 7,650 square foot building composed of warehouse, office and educational space.

M/Kacsh S/van den Broek to approve Resolution 02-11-10 a resolution of the City Council of the City of Cordova, Alaska, approving a site plan for the Prince William Sound Science Center for construction of a 7,650 square foot building composed of warehouse, office and educational space.

Allison wanted to express to the representatives from the Science Center who were present that he would approve this tonight, but if their plans change, he is still willing to review their site plan again in the future.

Reggiani asked if this building is consistent with the terms of the lease that they currently have. **Lynch** said it was because the lease called for a building of between 6,000 and 8,000 square feet – and this fits that parameter.

Vote on motion: 7 yeas, 0 nays: Kacsh – yes; Allison – yes; Bradford – yes; Cheshier – yes; Reggiani – yes; Beedle – yes and van den Broek – yes. Motion was approved.

19. Resolution 02-11-11

A resolution of the City Council of the City of Cordova, Alaska, designating capital improvement projects.

M/Allison S/Bradford to approve Resolution 02-11-11 a resolution of the City Council of the City of Cordova, Alaska, designating capital improvement projects.

Council discussion ensued regarding meeting to discuss the CIP list at least quarterly.

Vote on motion: 7 yeas, 0 nays: Allison – yes; Bradford – yes; Cheshier – yes; Reggiani – yes; Beedle – yes; van den Broek – yes and Kacsh – yes. Motion was approved.

M. UNFINISHED BUSINESS - None

N. NEW & MISCELLANEOUS BUSINESS

20. Elimination of Harbor Commission discussion and direction to City Manager

Lynch handed out to Council the Code section on the Harbor Commission. He said his position is that “if we have it in Code we should be doing it” and “if we are not doing it we shouldn’t have it in Code”. After lengthy discussion where Council members gave opinions, *Mayor Kallander* said that it appeared that there was enough support on the Council to continue with a Harbor Commission. He asked *Beedle* to get with the Harbormaster and organize a meeting of the Commission within the next two to three weeks and he asked the Clerk to advertise the two vacancies and request letters of interest.

21. Contract approval – WWTP engineering – CH2MHill

M/Allison S/Kacsh to direct the City Manager to enter into the contract with CH2MHill for engineering services for the City of Cordova’s Waste Water Treatment Plant (WWTP).

Vote on Motion: 7 yeas, 0 nays: Bradford – yes; Cheshier – yes; Reggiani – yes; Beedle – yes; van den Broek – yes; Kacsh – yes and Allison – yes. Motion was approved.

22. Purchase of CCMC Lab Equipment

Allison explained that this critical piece of equipment costs \$44,500 and a lease would be quite a bit more, approximately \$28,000 more. There was lengthy Council discussion and it was determined that CCMC had asked the City for a \$500,000 loan awhile back but had only drawn approximately \$300,000 of that so far. Council was interested in allowing CCMC to use more of the funds that were already set aside.

M/Allison S/Bradford to purchase the needed lab equipment and to get the money from the existing line of credit that CCMC has with the City.

Vote on motion: 7 yeas, 0 nays: van den Broek – yes; Kacsh – yes; Allison – yes; Bradford – yes; Cheshier – yes; Reggiani – yes and Beedle – yes. Motion was approved.

23. Pending Agenda and Calendar

There was a Council work session scheduled for 6pm on March 2 to discuss the public safety building – it is suggested to be one of many of these work sessions.

Cheshier asked the Clerk who was running in the upcoming election. The response was for Council seat B – Jim Kacsh running unopposed so far; seat C – 2 write-ins have certified with the Clerk, Bob Henrichs and David Allison; 1 seat available on School Board and 2 are running – Kate Alexander and Donald Kurz.

O. AUDIENCE PARTICIPATION

Steve Barnes 1403 Power Creek Rd spoke concerning the building design committee – he said that the resolution creating that committee said that the committee would stay in force and he believed that the committee was not in force throughout the 2 day work shop. He was present for most of both meetings and he wanted to make himself available for Council to answer questions about how he, a long time community member, perceived the process.

Cheshier said that all we can require of a committee or a council is a quorum of the members – one hundred percent of the members are not there at all times.

Tom Bailer 304 Orca Inlet is on the committee and he took two days off of work. He said several people dropped off written comments which were all taken up and discussed. He was surprised to hear that Parks and Rec was bringing up the snow removal issue. He said Rob Brown and Tom Cohenour were at the meetings and gave estimates of \$100K to \$200K per year for snow removal costs at the downtown site. He also mentioned that while we are fixing code we should clarify if the North Fill is the Jim Poor Industrial Park or the North Fill.

Jason Borer 301 First St offered a commendation to the Council on the process they used to come to a decision on the Harbor Commission. Also commended the public services building committee for starting the process off this way but he believes it of the utmost importance to use the prime retail location next to the new Cordova Center for commercial growth. He is not happy about the limited number of locations being looked at (i.e. only two).

P. COUNCIL COMMENTS

29. Council Comments

Beedle mentioned his recent trip to the AML conference in Juneau and he became a co-chair of the Land Use Committee.

Reggiani he articulated that the design committee was all about the *design* and that site selection will be a Council decision.

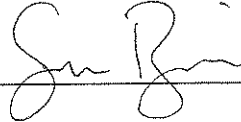
Bradford said that Iceworm was well-attended – volleyball and basketball were fun – he thanked all the folks involved in organizing those events. He addressed that Parks and Rec had put a lot of time and effort into designing a memorial park for the downtown location and the snow dump site won out due to the costs of trucking snow. He appreciated that JR put together a Town Meeting show concerning the Public Safety building.

Kacsh had a fantastic week in Juneau – he recommends that each of the Council members do it at least once while the legislature is in session. He said we should think about sending someone to DC regarding LT2 when that becomes necessary.

Q. ADJOURNMENT

M/Allison S/Kacsh to adjourn the regular meeting at 10:50 pm
Hearing no objection, the meeting was adjourned.

Approved: March 2, 2011

Attest: 
Susan Bourgeois, City Clerk

