Regular City Council Meeting
July 5, 2017 @ 7:00 pm
Cordova Center Community Rooms
Agenda

A. Call to order

B. Invocation and pledge of allegiance

I pledge allegiance to the Flag of the United States of America, and to the republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

C. Roll call

Mayor Clay Koplin, Council members James Burton, Kenneth Jones, Jeff Guard, Robert Beedle, Josh Hallquist, David Allison and James Wiese

D. Approval of Regular Agenda.............................................................................................. (voice vote)

E. Disclosures of Conflicts of Interest

F. Communications by and Petitions from Visitors

1. Guest Speakers
2. Audience comments regarding agenda items............................................................... (3 minutes per speaker)
3. Chairpersons and Representatives of Boards and Commissions (CCMCABoD, School Board)
4. Student Council Representative Report – on summer break

G. Approval of Consent Calendar.......................................................................................... (roll call vote)

5. Resolution 07-17-21........................................................................................................ (page 1)
   A resolution of the City Council of the City of Cordova, Alaska, requesting FY 18 Payment in Lieu of Taxes funding from the Department of Commerce, Community, and Economic Development
6. Proclamation of Appreciation to Tim Joyce................................................................. (page 2)
7. Proclamation of Appreciation to Tom Bailer............................................................... (page 3)
8. Record excused absence of Council member Guard from the June 21, 2017 Regular Meeting

H. Approval of Minutes.................................................................................................... (voice vote)

9. Minutes of 06-21-17 Council Regular Meeting........................................................... (page 4)

I. Consideration of Bids

J. Reports of Officers

10. Mayor’s Report............................................................................................................. (page 6)
11. Manager’s Report
12. City Clerk’s Report

K. Correspondence

13. 06-18-17 Letter from D. O’Brien re 340B Pharmacy at CCMC........................................ (page 7)
14. 06-20-17 Letter from J. Reynolds re Chamber of Commerce......................................... (page 12)
L. Ordinances and Resolutions

M. Unfinished Business

15. Council member service on City boards and commissions discussion......................................................... (page 13)

N. New & Miscellaneous Business

16. Pending Agenda, Calendar and Elected & Appointed Officials lists................................................................. (page 29)

O. Audience Participation

P. Council Comments

Q. Adjournment

Executive Sessions: Subjects which may be discussed are: (1) Matters the immediate knowledge of which would clearly have an adverse effect upon the finances of the government; (2) Subjects that tend to prejudice the reputation and character of any person; provided that the person may request a public discussion; (3) Matters which by law, municipal charter or code are required to be confidential; (4) Matters involving consideration of governmental records that by law are not subject to public disclosure.

If you have a disability that makes it difficult to attend city-sponsored functions, you may contact 424-6200 for assistance.

Full City Council agendas and packets available online at www.cityofcordova.net
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORDOVA, ALASKA, REQUESTING FY 18 PAYMENT IN LIEU OF TAXES FUNDING FROM THE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT

WHEREAS, 3 AAC 152.100 requires the governing body of a city to adopt a resolution requesting funding from the Payment in Lieu of Taxes Program for cities in the unorganized borough and to submit the resolution to the Department of Commerce, Community, and Economic Development; and

WHEREAS, the City shall use the funds for any governmental purpose and establish and maintain a financial management and accounting system that conforms to generally accepted accounting principles; and

WHEREAS, the City recognizes the State of Alaska may at any time, request a report on how the funds were expended.

NOW, THEREFORE BE IT RESOLVED THAT the City Council of the City of Cordova, Alaska, by this resolution hereby requests distribution from the FY 18 Payment in Lieu of Taxes Program by the Department of Commerce, Community, and Economic Development on the date required by law.

PASSED AND APPROVED by a duly constituted quorum of the City Council this 5th day of July, 2017.

Clay R. Koplin, Mayor

Attest:

Susan Bourgeois, CMC, City Clerk
City of Cordova, Alaska

Proclamation of Appreciation to
Timothy L. Joyce

I, Mayor Clay Koplin, do hereby issue this Proclamation of Appreciation to
Tim Joyce for his countless valuable contributions to the City of Cordova

WHEREAS, Tim Joyce has selflessly made a career of voluntary public service to the citizens of Cordova over the past twenty years; and

WHEREAS, Tim Joyce was elected to City Council Seat B in March 1998 for a one year term and then re-elected in March 1999 for a regular three year term; and

WHEREAS, after only a year away from the Council Chambers, Tim Joyce, in 2003 ran for and won a one year term of office for Mayor of Cordova which he then followed with 2 consecutive three year terms as Cordova’s Honorable Mayor from 2004-2007 and 2007-2010; and

WHEREAS, after these distinguished contributions, Tim Joyce accepted the City Councils’ appointment in August 2012 to finish out the term of City Council Seat A which had been vacated early; and

WHEREAS, Tim Joyce graciously accepted the City Council’s request in March 2013, after the Regular City election left a vacancy in Council Seat B, to continue for another year and served until March 2014; and

WHEREAS, Tim Joyce further extended his service by running for another full three year term for Council Seat B to which he was again elected in 2014 serving until March 2017; and

WHEREAS, in all of his years on Council and as Mayor Tim Joyce also served and gave leadership to City boards and commissions such as Parks and Recreation, Health Services Task Force, Health Services Board, Cordova Center Committee and regional boards such as MTAB and PWSAC board; assisted with hiring several city managers, and most notably, shepherded projects such as the North Harbor renovations, the Mt. Eccles Elementary School renovations and gymnasium addition, the purchase of a City Travel Lift and establishment of the City Shipyard, the extension of the Breakwater, the creation of the Breakwater Fill Lot, the City Water Department LT2 project, the Paving of the South Fill Development Park and most significantly, completion of the Cordova Center in addition to numerous smaller Citywide improvements and projects.

NOW, THEREFORE BE, IT PROCLAIMED that the Mayor, the City Council members and citizens of Cordova do hereby express their sincere appreciation to Tim Joyce for his willingness and ability to research the tough issues confronting him, to articulately express his studied perspective, and to faithfully discharge the duties required of him for the betterment of the community of Cordova, Alaska.

BE IT FURTHER PROCLAIMED that all who shared the City Council table with him will forever be grateful for Tim Joyce’s expansive knowledge of Council and Cordova history and his ability to make other Council members feel welcome and appreciated, and that all the City Managers and Clerks he supervised and the employees that worked for them are forever grateful for his support and admiration of the work they perform for the City of Cordova.

Signed this 5th Day of July, 2017

_____________________________
Clay R. Koplin, Mayor
I, Mayor Clay Koplin, do hereby issue this Proclamation of Appreciation to Tom Bailer for his countless valuable contributions to the City of Cordova.

WHEREAS, Tom Bailer was elected by the citizens to City Council Seat C for a three year term in March 2014; and

WHEREAS, Tom Bailer, a longtime Cordova resident and contracting business owner, served the public in his capacity as a member of the City of Cordova Planning and Zoning Commission before and during his Council service for a total of over eleven years between 2001 - 2004, again from 2005 - 2007, again from 2008 - 2011 and again between 2013 - 2016; and

WHEREAS, Tom Bailer served as a member of the Health Services Board for all three years of his Council service; and

WHEREAS, Tom Bailer also currently serves as the City of Cordova’s representative to the Prince William Sound Aquaculture Corporation’s Board of Directors; and

WHEREAS, Tom Bailer tirelessly advocated for the businesses and citizens of Cordova;

NOW, THEREFORE BE, IT PROCLAIMED that the Mayor, the City Council members and citizens of Cordova do hereby express their sincere appreciation to Tom Bailer for the selfless devotion of his time and effort while serving as City Council member, Planning and Zoning Commission member and chairman and Health Services Board member for the City of Cordova, Alaska.

BE IT FURTHER PROCLAIMED that all who shared the table with him will forever be grateful for Tom Bailer’s willingness to broach uncomfortable or unpopular issues to solve many of the difficult challenges facing the community, and for his insightful probing and thoughtful deliberation of issues that often resulted in the execution of tough decisions for the betterment of Cordova, Alaska.

Signed this 5th Day of July, 2017

___________________________________
Clay R. Koplin, Mayor
A. Call to order
Mayor Clay Koplin called the Council regular meeting to order at 7:00 pm on June 21, 2017, in the Cordova Center Community Rooms.

B. Invocation and pledge of allegiance
Mayor Koplin led the audience in the Pledge of Allegiance.

C. Roll call
Present for roll call were Mayor Clay Koplin and Council members Ken Jones, Robert Beedle, Josh Hallquist, David Allison and James Wiese. Council member James Burton was present via teleconference. Council member Jeff Guard was absent. Also present were City Manager Alan Lanning and City Clerk Susan Bourgeois.

D. Approval of Regular Agenda
M/Allison S/Hallquist to approve the Regular Agenda.
Mayor Koplin asked to add Executive Director of the chamber of commerce, Cathy Long, as a guest speaker.
Vote on the motion: 6 yeas, 0 nays, 1 absent (Guard). Motion was approved.

E. Disclosures of Conflicts of Interest - none

F. Communications by and Petitions from Visitors
1. Guest Speakers - Cathy Long of the chamber of commerce gave a presentation to Council about the impact of the chamber and the events and activities they have been working on lately.
2. Audience comments regarding agenda items - none
3. Chairpersons and Representatives of Boards and Commissions
Beedle reported on a recent Harbor Commission meeting: he said they talked about fees and rates and parking issues on both north and south sides. He said the harbor just shipped out another 10,000 gallons of used oil. This is the third such batch - about $90K spent.
School Board President Barb Jewell reported that the School Board passed a budget and she appreciates Council’s conversations discussing revenue in the work session, she invited council to consider a joint work session with the School Board closer to October, when they are considering the City budget.
4. Student Council Representative Report - summer vacation

G. Approval of Consent Calendar
Mayor Koplin declared the consent calendar was before the City Council.
5. Resolution 06-17-20 A resolution of the City Council of the City of Cordova, Alaska, approving the final plat of 'Subdivision of Lots 1-4, Block 42, Plat 11-1' 
Vote on the consent calendar: 6 yeas, 0 nays, 1 absent. Beedle-yes; Allison-yes; Wiese-yes; Hallquist-yes; Guard-absent; Burton-yes and Jones-yes. Consent Calendar was approved.

H. Approval of Minutes
M/Allison S/Hallquist to approve the minutes.
6. Minutes of 06-07-17 Council Public Hearing
7. Minutes of 06-07-17 Council Regular Meeting
Vote on the motion: 6 yeas, 0 nays, 1 absent (Guard). Motion was approved.

I. Consideration of Bids - none

J. Reports of Officers
8. Mayor’s Report – Mayor Koplin said he had a written report in the packet.
9. Manager’s Report – Lanning said that $60K was put in the harbor budget to buy the centrifuge and place it in an existing facility - the harbor has requested that they just take that operation over, there will have to be a new building, some other steps taken toward that. This will be talked about in this next year's budget to fund the building. Lanning also said he has done some analysis of the harbor parking and he will implement some changes next year based on what he found out - combination of putting some lines down and gentle enforcement and creating some diagonal spots over by the Science Center where it is parallel parking now.
10. City Clerk’s Report – Bourgeois said she is working on a report to Council concerning the Council reps to Boards and Commissions and the change that was made in how that is done. She and the Mayor are also working on Proclamations to the two outgoing council members from March 2017 election. These items should be ready for the July 5 meeting. Property tax bills will be in the mail on June 30.

K. Correspondence
11. 06-06-17 Email from J. Reynolds re Nirvana Cemetery Park/Spit
12. 06-08-17 Letter from PPDIUC logistics chair re conference at Cordova Center

L. Ordinances and Resolutions

M. Unfinished Business

N. New & Miscellaneous Business
13. Pending Agenda, Calendar and Elected & Appointed Officials lists
Four items were added to the pending agenda: 1) land disposal vs. land development policy; 2) waste oil centrifuge, harbor building to house this; 3) closer to budget time, a joint work session with the school board will be scheduled; 4) marijuana ordinance.

O. Audience Participation - none

P. Council Comments
Jones thanked everyone for their attendance tonight, agrees we definitely have to be looking at a policy for land disposal and the waste oil issue needs a solution sooner rather than later.
Hallquist thanked City Manager Lanning for his work and appreciated the audience’s participation.
Allison echoed the thanks.
Beedle said he appreciated the chamber presentation, thanked NVE for the assistance with freight on the used oil – that’s a great partnership.

Q. Adjournment
M/Beedle S/Wiese to adjourn the meeting.
Hearing no objection the meeting was adjourned at 7:57 pm.

Approved: July 5, 2017

Attest: ____________________________
Susan Bourgeois, CMC, City Clerk
As June winds to a close we got two great pieces of news. Thanks to a lot of effort by Manager Lanning and John Bitney to communicate the importance of the school bond match to our legislature and Governor’s office, the full schools bond match has been restored by the state, alleviating the $260,000 hit we took last year. This is a big win. Second, Senator Murkowski not only led the reauthorization of Payment in Lieu of Taxes (PILT) funding for the many Alaskan communities surrounded by federal lands, but incorporated a reasonable increase. This is another critical funding stream for the Cordova-Valdez district and feels a lot like a lifeline given our other economic challenges at this time. We still have a wide budget gap for this year, but the manager and council are taking steps to responsibly manage us to a sustainable balance.

It has been a fairly quiet couple of weeks otherwise. I look forward to hosting a mayor’s meeting of boards and commissions in July, and to the 4th of July celebration on Main Street. I encourage you to attend the fun family events of the day, and to wander over to the dunk tank to see if you can get me wet.

Best of luck to the fishing fleet as many head to the west side or begin seining.

Have a safe, prosperous, summer Cordova

Respectfully,

Mayor Clay
Cordova Drug Co., Inc.
P.O. Box 220
516 First St.
Cordova, AK 99574
907-424-3246 Fax 907-424-3245
cordovadrug@ctcak.net

June 18, 2017

CCMC Authority Board of Directors
Cordova Community Medical Center

Dear Board Members,

I would like to address you regarding a recent plan of action that you have taken. That is the plan to open a 340B pharmacy at CCMC.

The way I understand the 340B program is that it was formed in order to provide pharmacy services in areas that were underserved or that had a substantial population of impoverished residents that needed discounted healthcare, in this case, discounted prescriptions. When I told my broker of your plan he did a little research and here is his response:

I am missing something here, or just not understanding the situation in Cordova as far as 340B healthcare programs are concerned. With the demographics of Cordova being what they are (as copied herein), I don't see much room for 340B in terms of healthcare, unless there are residents (indigenous natives of Alaska, perhaps) outside the town who need Federally supported healthcare and prescriptions. Consider these statistics:

Cordova, Alaska

Males: 1,232 (55.4%)
Females: 994 (44.6%)
Median resident age: 49.7 years
Alaska median age: 33.3 years
Estimated median household income in 2015: $86,827
Cordova: $86,827
AK: $73,355
Estimated per capita income in 2015: $46,000.00

These seem to indicate a healthy financial picture in the town, and it is clearly a small town. Difficult to see where the 340B patient base will come from, and if there are any
people in the lower economic strata, how many could there be? If you are not filling 340B now, and there is no 340B pharmacy, there doesn’t seem to be much of a need for one. Are you SURE they are opening a pharmacy? Most small hospitals (and other small 340B clinics) contract with local pharmacies to fill their Rx, rather than open their own facility. Otherwise, the cost of staffing far outweighs any financial benefits that having their own pharmacy might provide.

These comments are from a man who has spent the last 20 years brokering deals for buying and selling independent pharmacies, some of which had 340B contracts, or existed in communities where 340B pharmacies operated.

As some of you may know Cordova Drug has been for sale for a couple of years now. Recently my broker received communication that another drugstore owner in Alaska was interested in procuring it. This could be the only chance that I have to sell. When I told my broker of your plans he said that that very well could remove the potential offer to buy from the table.

I must state that I am somewhat upset and insulted that CCMC would venture down this path without communicating with or consulting the person who has 35 plus years’ experience running a drugstore in Cordova. As my broker mentioned above, we could have at least explored the idea of contracting with my business before you launched into this program.

I downloaded minutes from the City of Cordova website. Upon examination of your minutes from the April 20th meeting I was initially confused and still am. First of all, the minutes weren’t complete because no board member comments or explanation of the handouts were included. I assumed that they would be in the minutes to be approved at your May 25th meeting, they weren’t, at least not online. Anyway in Scott’s statement in his proposal for the 340B Pharmacy in which he stated “The management of CCMC believing that the addition of a 340B Pharmacy is a beneficial business model to the hospital and the community.” I don’t know if there was any discussion about the potential impact on my business but because there was absolutely no communication between CCMC and me, I don’t know why he would make such a statement.

Read on and you decide whether there really is any community benefit.

Following on with the numbers that were on the handouts in your board packet I noted some things that were hard to understand. First of all Start Up Costs did not include the $25,000 that I think has already been paid to Transcend Rx, nor is there any mention of the initial cost of drug inventory. I also do not understand where the Savings on benefits comes from unless you are going to discontinue employee health insurance (or part of it) when you open the pharmacy. I also wonder about the savings on employee drug costs on health insurance. I assume that means that somehow every employee is going to become a patient of CCMC, which is the only way they can get their Rx’s filled at the CCMC Pharmacy, and they are all going to get all of their prescriptions filled there, and it looks like it is going to happen almost overnight.
In the handouts following that in your board packet which give a projected financial timeline I see other things that I don't understand. The first is the number of prescriptions filled per day after month 12. In all the years I have been associated with Cordova Drug we have NEVER exceeded an annual average of more than 35 prescriptions per day. Of course in the summer it is higher but in the winter it is way lower. And that is with my pharmacy getting all of the prescription business that stays in town. I do not see how a pharmacy in Cordova that can only fill prescriptions for the patients of its own clinic can average more than about 20 per day. If that's the case your pharmacy would be stuck at the numbers for month six which would cause you to keep operating at a loss.

The other part I don't understand is the "Hospital portion of the pharmacist". Doesn't CCMC pay all of the expenses for the pharmacy, or is the pharmacy some new city entity whose existence is separate from everything else? If it isn't then the deduction for the hospital portion of the pharmacist still comes out of the CCMC budget, so how can it be a negative amount in these calculations?

The idea of another pharmacy in Cordova is not new. It has been extensively explored on two other occasions that I know of. Both times the idea of two pharmacies was abandoned because it did not make financial sense. That was back when pharmacies made a modest profit on prescriptions because the insurance companies reimbursed more at that time.

Now---to my business. If you should continue down this path I feel we will both starve. You--because I believe your projected profit numbers are woefully inflated. Me--because of the structure of my business. It can only exist if all of the parts of it contribute to the whole. The pharmacy by itself would not survive because it doesn't even make enough profit to pay a pharmacist's salary, leave alone all the other overhead involved (benefits, technician, hardware, software, labels, bottles, bags, utilities, etc.) If one part of my business starts to fail the whole thing will collapse. The pharmacy part of my business provides the most revenue (cash flow) but the least amount of profit. The cash flow from the pharmacy provides the means for me to at least pay the bills even if I'm not getting much actual profit from it. As soon as that cash flow diminishes my ability to stay solvent, especially in the winter, also diminishes. This would cause me to lay off or eliminate employees, decrease payroll, and eventually force me to use my own personal assets to support the business. I have worked too long and too hard to do this.

I am ready to retire. If I can't sell my drugstore soon my wife and I have decided to sell it all and close the doors. Close the doors on a business that has served Cordova since 1908. It is the oldest existing drugstore in the state. Recently I had some hope of a sale, which would leave Cordova with a drugstore, but now I
fear that that opportunity may be dwindling if not already gone due to your actions.
You may think that if I close that some other Walgreens or Eagle or other will fill the gap. If the guy with 35 years of experience operating a drugstore in Cordova can’t make it go then who else could? As I said before, the pharmacy by itself cannot support itself. The big chains aren’t going to put a pharmacy in here that will just lose money. No existing business will put a pharmacy in that the rest of the business has to support. Possibly CCMC thinks it could then expand its own pharmacy to fill the gap. Then all of the customers that come in off the street that aren’t 340B customers would have to be served with non 340B drugs. The CCMC pharmacy would then have to use all those supposed profits from the 340B program to pay all of the bills because of the low reimbursement from the insurance companies on those non 340B drugs. In other words it couldn’t support its own pharmacy for the same reasons stated above.

The bottom line here is that someone should have explored the possibility of contracting with my business to offer 340B services to the community—that is if the plan was to serve the poor and underprivileged in the spirit of the program. If the plan was to try to use the profits to pay CCMC’s bills, which seems to be the case, then your project may leave Cordova with NO pharmacy. Think of that—NO drugstore. No place for anyone from out of town to fill their prescriptions. No place for patients of Lanka or the dentist to get their prescriptions. Not to mention the loss of the million dollars plus of revenue that pumps through my business every year, or the loss of some of the services my business provides.

It’s hard for me to sleep at night thinking; I have worked my butt off for 40 years and built this business up only to have my retirement shattered because part of the municipality of Cordova engaged in a government subsidized program that directly competed with private business.

I am sorry that I could not read this to you in person, as I am at a long planned family reunion. I probably would have gotten too emotional anyway and made a mess of it. If nothing else I hope that this will cause you board members to question some of the numbers I have alluded to above, and to really question the source of the projected timeline data. If those numbers came from some communities Outside that are the same size as Cordova, question whether they served a large outlying area as well (which we don’t have) or if they had an abundance of impoverished citizens, or if they existed far from any other clinic and pharmacy so they got all the business from everyone. Any one of these would have increased those projected numbers. Question whether any of these numbers correlated at all with the situation in the city of Cordova. Question all—I don’t think those numbers are right myself.

I apologize for the length of this letter, but I feel that CCMC is traveling down the wrong path here and I am striving to leave Cordova with a functioning drugstore.
I have structured my business to provide pharmacy services to the citizens of Cordova even though that part of my business is not making much profit. I hope to pass it on to a new owner who can continue to provide this essential service.

I thank you for your time and consideration.

Sincerely,

David A. O'Brien
Owner

cc: Cordova City Council
    Gary Van Winkle MD  Ilanka Health Center
Dear City Council Members,

Thank you for taking the time to read my short letter. I am unable to attend the city council meeting on 6/21 due to child care but would like to show my support for the Chamber of Commerce.

I know the city budget is tight, but the Chamber of Commerce MAKES Cordova money through so many festivals and by providing tourists and other visitors with useful information about local businesses. They also enhance Cordova for us, the locals who enjoy the Old Time Downtown 4th of July festivities and by leading the Cordova Clean Up effort each spring.

Also, with the new Cordova Center bringing in more and more events and conferences, the Chamber is instrumental in promoting all our local businesses to those additional visitors. The Cordova Chamber of Commerce is also where potential residents consult to learn more about the town when considering moving here.

Please retain funding for the Cordova Chamber of Commerce to help grow Cordova’s economy.

Sincerely,
Julie Reynolds
AGENDA ITEM 15
City Council Meeting Date: 07/05/2017

FROM: Susan Bourgeois, City Clerk
DATE: 06/21/2017
ITEM: Council Service on Boards/Commissions
NEXT STEP: Information for discussion then direction to staff

_____ ORDINANCE _____ RESOLUTION
_____ MOTION __x__ INFORMATION

I. REQUEST OR ISSUE: City Council member service on Boards and Commissions – council representatives, full-membership, terms of office, current code, current practice, is a change needed? Council member Beedle asked for this agenda item due to his concern about the flow of information between the boards/commissions and City Council

II. RECOMMENDED ACTION / NEXT STEP: discuss the merits of changing the current practice/policy/code

III. FISCAL IMPACTS: there could be legal repercussions from public who may feel that council members as full-voting members on boards and commissions is a conflict of interest – as was heard in recent public comments – the public seemed okay with an ex-officio status for Council member service on boards/commissions

IV. BACKGROUND INFORMATION: timeline of most recent code change regarding this (see attachments following this memo)
   1. excerpt from March 19, 2014 regular meeting minutes
   2. memo for initial reading of ordinance 1115 on April 2, 2014
   3. first draft of ordinance 1115 – read on April 2, 2014
   4. excerpt from April 2, 2014 regular meeting minutes
   5. memo for initial reading of substitute ordinance 1115 on May 7, 2014
   6. substitute ordinance 1115 as read on May 7, 2014
   7. excerpt from May 7, 2014 regular meeting minutes

Clerk’s narrative about the events listed in 1-7 above.
Charter section 2-2 contains the following regarding election of a vice mayor:
At the first meeting after the time prescribed for the beginning of the terms of newly elected council members, or as soon thereafter as practicable, the council shall elect one of its members vice mayor, who shall serve as such until the next such first meeting.

Council was customarily electing the vice mayor and appointing Council members to sit on the varied City boards and commissions for one year terms also at this first meeting after the certification of the election. I guess it just became efficient to do both simultaneously even though there was no reference to doing it that way in City Code.

In 2014 a council discussion ensued when the normal appointment of council reps to boards and commissions item was before them. The resulting direction was to change code to coincide with the way we had been doing things. Ordinance 1115 was written by the City Clerk and the City Attorney and accomplished that. On first reading though there was more discussion about council intent. Many different points were raised (see page 3 of 6 April 2, 2014 reg mtg mins). Amendments to the ordinance were made concerning changing the word “shall” to “may” and then changing council member terms on boards/commissions to also be 3 years instead of one year. The ordinance came back as Substitute Ordinance 1115 on May 7 and May 21. There were not unanimous votes on this as at least one council member did not like the change to “may” and the change to 3 year terms.

Another part of the ordinance had been changing the size of Parks and Rec commission from 7 to 5 – this went back and forth and finally back to 7 members and caused the ordinance to have another second reading. Therefore, the final passage of Substitute Ordinance 1115 was on June 7, 2014.

Current practice now is that when board and commission seats turn over in November, and there are vacancies being advertised to the public, the Council is also made aware and any member can ask for appointment and then be designated by the Council. The remaining vacancies to be nominated by the Mayor and confirmed by the Council.

V. LEGAL ISSUES: there could be legal repercussions from the public who may feel that council members on boards and commissions is a conflict of interest – as was heard in recent public comments

VI. SUMMARY AND ALTERNATIVES: Is this before you because you prefer details of board/commission meetings getting heard at the Council table? If so, is the hope to change back to “shall” and therefore, each council member will be able to report to Council about the goings on at the board/commission meetings. Do these verbal reports bog down meetings?

Is there a better way to accomplish the liaison role between the boards/commissions and the Council? Should Council membership be ex-officio? Is this a legal issue the City Attorney should weigh-in on?

Mayor Koplin has asked for a July lunch with board/commission chairs – might this monthly meeting meet the need if he then provides a written report of that lunch meeting for inclusion in council packets in the future? And/or staff members to the board/commission could provide a summary after each regular board/commission meeting for Council packet inclusion.

All Board/Commission meeting agendas, packets and minutes are on the City website for review by anyone. Anytime there is an agenda item that comes from a department of the City and that item was heard by or recommended from a board/commission that works with that department, details of the meeting, board/commission opinions and votes are included in the backup material presented to the Council so that the best decision can be made. Is this a solution that is already in place as to the flow of information – i.e. Council hears the pertinent details when action items are before them?
M/Joyce S/Bailer to adopt Ordinance 1114 an ordinance of the City Council of the City of Cordova, Alaska, repealing section 8.04.170 entitled trapping to eliminate contradiction in the Cordova Municipal Code.

Joyce said this is being done because of the passage of the trapping initiative at our recent election. The code that the people voted in conflicts with what’s in code so we are fixing the conflict with this ordinance. Vote on motion: 6 yeas, 0 nays, 1 absent (Burton). Joyce–yes; Bailer–yes; Cheshier – yes; Reggiani – yes; Bradford - yes and Carpenter – yes. Motion passes.

15. Resolution 03-14-17 a resolution of the City Council of the City of Cordova, Alaska, appropriating $205,000 from the Cordova Center fund balance to pay necessary professional services and other costs related to the Cordova Center construction project

M/Bradford S/Joyce to approve Resolution 03-14-17 a resolution of the City Council of the City of Cordova, Alaska, appropriating $205,000 from the Cordova Center fund balance to pay necessary professional services and other costs related to the Cordova Center construction project.

Robertson said the Cordova Center Committee met last week and this is just an administrative resolution, catching up with some bills that we owe, appropriating the money to do so.

Vote on motion: 6 yeas, 0 nays, 1 absent (Burton). Joyce–yes; Cheshier – yes; Bradford – yes; Carpenter – yes; Reggiani – yes and Bailer–yes. Motion passes.

M. UNFINISHED BUSINESS – none

N. NEW & MISCELLANEOUS BUSINESS


Robertson and Dahl gave a presentation to Council on what has been changed recently; what they have been doing lately concerning refuse. Robertson began by reminding Council that one month ago they gave guidance to staff regarding the way forward at the baler as far as collections, equipment, etc. Mayor Kacsh then asked for this agenda item, as a discussion tonight. Lengthy discussion ensued and Council was able to offer some suggestions to Dahl and Robertson especially regarding the dumpster lids (i.e. the small size of the opening and the difficulty in using the equipment). Also extended hours at the baler were suggested, currently the hours are 7 – 3:30 M-F (Dahl agreed he would like the hours better and will work toward that). Joyce mentioned that if we were to offer free bulk drop off, more often than just on the clean-up day annually, then we could save money in the staff time used to sort through dumpsters when people toss bulk items in there instead. Dahl liked the idea and said he would work through the details to see how it could be implemented. Another Council suggestion was putting a dumpster outside the gate of the baler when it is closed. Also maybe a steel collection bin could be placed somewhere so the public could dispose of these larger items properly.

17. Council election of Vice-Mayor

Bradford nominated Dave Reggiani to continue as Vice Mayor. Cheshier closed the nominations.

Upon roll call vote: 6 yeas, 0 nays, 1 absent (Burton). Cheshier – yes; Joyce–yes; Bradford – yes; Bailer–yes; Carpenter – yes and Reggiani – yes. Reggiani was elected Vice Mayor.

18. Council concurrence of suggested Council Representatives to City Boards and Commissions

Reggiani said that he couldn’t see in Code where the Council member that is designated to a board or commission doesn’t also have a three year term which is different from how we have been practicing that. Also he doesn’t like that they would be referred to as a Council representative because he thinks that person to be a full-fledged board or commission member; not there to give what they may believe to be Council’s point of view on a topic. Joyce said that they are one-year terms simply because Council members could be termed out of Council in less than the amount of time if they were to be appointed to three year terms on the board or commission. By default, they are one-year terms. Reggiani said that what he is describing is the way we have been practicing it, but it is not the way it is written in Code. Reggiani and Joyce suggested we clarify code. As far as the School Board liaison, Council made it clear that that was a non-voting member,
and the Council rep to School Board was a much different role than the Council rep to City Boards and Commissions. Conversation went back to the role of the Council designated board member. Reggiani was of the opinion that the Council member on a board is a full-fledged member, not a Council rep and not a liaison.

M/Joyce S/Bailer to agree with the suggested Council members to act as Council reps to boards and commissions as follows:

- **Carpenter** as Council designated member to the Parks and Recreation Commission,
- **Burton** as Council designated member to the Harbor Commission and
- **Bradford** as Council rep to the School Board.

All to serve one year terms that expire after the 2014 regular election when new Council members are seated. Vote on motion: 6 yeas, 0 nays, 1 absent (Burton). Carpenter – yes; Bradford – yes; Bailer–yes; Cheshier – yes; Reggiani – yes and Joyce–yes. Motion passes.

Council asked the Clerk to bring the Planning & Zoning agenda item to the next meeting.

19. City Code on election noticing/publication requirements – discussion

After lengthy discussion, Council said the code was followed but maybe code needs to be changed to provide for more notification as far as elections. The Clerk was directed to bring the language regarding Elections notification to the April 2 meeting and Council would deal with it.

20. Pending Agenda and Calendar

**Bourgeois** said the Public Hearing on April 2 would be at 6:45 pm and then the Regular Meeting is at 7:00 pm – this is the new, earlier start time for Council regular meetings. HSB will also be meeting on April 2 – hospital staff will be in touch with the HSB members to let them know the start time of that meeting. March 26 there are two work sessions scheduled. First a joint work session with the School Board at 7pm and then a Council budget work session immediately following that. **Bourgeois** also mentioned the upcoming BOE meeting on April 21.

O. AUDIENCE PARTICIPATION

**David Allison** 203 Whiskey Ridge Rd, thanked Council for the Proclamation, said it was an honor to serve. He thanked **Donald (Kurz)** for broadcasting the meetings. He said we have a great City crew hopes that Council will continue to support the staff. Lastly, he said when you meet as HSB, don’t wash your hands of our Community Medical Center; staff morale is not great over there. Make sure your oversight is still there. **Robert Beedle** 609 Spruce Street, reiterated his concerns about the dumpsters at the Harbor. He promoted the idea of transfer sites.

P. COUNCIL COMMENTS

21. Council Comments

**Carpenter** thanked **David Allison** and **Brandon (Dahl)** for all the work he puts in.

**Reggiani** thanked **David Allison** again as well and welcomed **Tom Bailer**.

**Bailer** said thanks again to **Allison** and said he looks forward to working with the rest of Council and in keeping these meetings shorter.

**Bradford** thanked **David Allison** again too. Dumpster issue is a tough one, we will continue to work on it and it will get solved.

**Joyce** also thanked Dave for his years of service. He said that the issues that we were dealing with tonight are somewhat insignificant when you think about the things we can be dealing with – but there were good discussions.

**Acting Vice Mayor EJ Cheshier** thanked **Allison** and asked for a recess before the executive session.

M/Joyce S/Bradford to recess for 5 minutes at 10:00 pm. Hearing no objection the meeting was recessed and then reconvened at 10:04 pm.

Q. EXECUTIVE SESSION

22. Attorney legal advice regarding Cordova Center finances
DATE: March 24, 2014
TO: Mayor and City Council
SUBJECT: Ordinance 1115

At the March 19 Regular Meeting there was lengthy Council discussion regarding the Council seats on the City Boards and Commissions. This is a suggested ordinance change that might clarify the way we have been approaching it in the past and what appeared to be the way most of the Council members were interested in continuing that practice.

Required action: Majority voice vote on first reading.
CITY OF CORDOVA, ALASKA
ORDINANCE 1115


WHEREAS, City Council members are designated as members on City of Cordova, Alaska (“City”) commissions during their service on City Council; and

WHEREAS, it is in the City’s best interest to provide clear appointment methods and terms for Council members serving on such commissions; and

WHEREAS, the method of appointing Council members to commissions should be consistent for all commissions;

BE IT ORDAINED by the City Council of the City of Cordova, that:

Section 1. Chapter 3.40.020 is hereby amended to read as follows:

3.40.020 Planning commission created – Membership
A. There is created a city planning commission consisting of seven members.
B. Only residents of the city who qualify as municipal voters pursuant to Section 2.12.020 herein shall be entitled to serve on the planning commission. One of the members of the commission shall be designated by the council from its number. Each of the remaining six members shall be nominated by the mayor and confirmed by the council. Each term of membership shall be for three years, and terms of individual members shall be overlapping. All members shall serve without compensation.

Section 2. Section 3.40.050 is hereby amended to read as follows:

3.40.050 Planning commission—Members' terms of office.
A. Members of the commission, except the designated Council member, shall be appointed for three years and terms of individual members shall be overlapping; provided, however, that in the first instance one-third thereof shall be appointed for three years, one-third for two years, and one-third for one year.
B. A council member designated by the council from its number shall be appointed at the first meeting after the time prescribed for the beginning of the terms of the newly elected Council members, or as soon after as practicable and said designee shall serve as a commission member until the next such first meeting unless otherwise determined by council via resolution.

Section 3. Section 3.52.020 is hereby amended to read as follows:

3.52.020 Advisory parks and recreation commission
A. The advisory parks and recreation commission shall consist of seven members. Only residents of the city who qualify as municipal voters pursuant to Section 2.12.020 of this code shall be entitled to serve on the commission. One of the members of the commission shall be designated by the council
A. A harbor commission shall be established for the purpose of advising the city council on the operation, maintenance and improvement of the Port of Cordova's facilities, and for such additional purposes as the city council may from time to time designate. The harbor commission shall consist of five voting members. The city manager and harbormaster shall be ex officio members of the commission and shall have the privilege of the floor to participate in all discussions, however, they shall not have a vote. The commission shall elect a chairman and vice-chairman from its membership each January.

B. Only residents of the City who qualify as municipal voters pursuant to Section 2.08.010 of this code shall be entitled to serve on the harbor commission. One of the members of the commission shall be designated by the council from its number at the first meeting after the time prescribed for the beginning of the terms of the newly elected Council members, or as soon after as practicable and said designee shall serve as a commission member until the next such first meeting unless otherwise determined by council via resolution. Each of the remaining four members shall be nominated by the mayor and confirmed by the council. Members shall serve without compensation.

C. Terms of membership for the members, not including the council member, shall be for three years each or until a successor in office is appointed by the council. Terms of individual members shall be overlapping, and shall commence January 1st of each year. The member from the council shall serve at the pleasure of the council. Members shall serve without compensation.

D. The harbor commission shall hold a minimum of one meeting per quarter or as needed at a date, time and place as set by the commission, except that the commission shall not be required to have meetings during the fishing season or any like period as may hereafter be set by the commission, during any given year, said period not to exceed six months.

E. The harbor commission shall conduct its meeting in accordance with Robert's Rules of Order.

F. The unexpired portion of any term remaining after a vacancy exists on the commission shall be filled as the original appointment.
G. The harbor commission shall recommend for adoption by the city council a general plan for the Port of Cordova, Port of Cordova rules and regulations, and Port of Cordova fees, payments and assessments, which recommendation shall be presented to the city council, in writing, by the city manager at the first regular city council meeting in the month of March each year.

H. The harbor commission shall review all plans for construction and development within the confines of the Port of Cordova or anywhere within ATS 220, and shall report to the city council the expected impact of such construction or development on the Port of Cordova. The harbor commission shall make appropriate recommendations to the council concerning such construction or development.

Section 5. This ordinance shall be effective thirty (30) days after its passage and publication. This ordinance shall be enacted in accordance with Section 2.13 of the Charter of the City of Cordova, Alaska, and published within ten (10) days after its passage.

1st reading: April 2, 2014
2nd reading and public hearing: April 16, 2014

PASSED AND APPROVED THIS 16th DAY OF APRIL, 2014

________________________________
James Kacsh, Mayor

Attest:

________________________________
Susan Bourgeois, CMC, City Clerk
7. Council concurrence of Mayor’s reappointment of Robert Beedle as City of Cordova representative to the PWSRCAC Board of Directors

8. Record excused absence of Council member Burton from the March 19, 2014 Regular Meeting

Vote on Consent Calendar: 6 yeas, 0 nays, 1 absent (Carpenter). Joyce-yes; Bailer – yes; Burton – yes; Cheshier – yes; Reggiani-yes and Bradford –yes. Consent Calendar was approved.

H. APPROVAL OF MINUTES

M/Reggiani S/Burton to approve the Minutes.

9. Special Meeting Minutes 05-29-13
10. Special Meeting Minutes 06-04-13
11. Work Session Minutes 09-18-13
12. Special Meeting Minutes 10-23-13
13. Regular Meeting Minutes 03-19-14

Vote on motion: 6 yeas, 0 nays, 1 absent (Carpenter). Motion passes.

I. CONSIDERATION OF BIDS - none

J. REPORTS OF OFFICERS

14. Mayor’s Report – Mayor Kacsh said he was involved in Alaska Shield as the PIO and he thought everything went well and there was a lot to take away from the experience. He said he would be heading to Juneau in the next week and a half; he will know better as the days progress. He will give testimony tomorrow on the Senate’s capital budget.

15. Manager’s Report – Robertson was not present.

16. City Clerk’s Report – Bourgeois said that we are in the appeal period for the 2014 assessment roll. Last day to appeal is by 5pm on April 7 – 14 appeals in so far. Assessor will be in town before the BOE meeting which is scheduled for April 21 at 7pm. Bourgeois also mentioned that Ordinance 1115 was before them which offers changes to the Parks and Rec code section – if it were anyone’s wish to maybe change that board to a five member board, this would be an appropriate time to do so, while that is in front of them. Reggiani asked the Clerk what it meant in her report when she referred to the Attorney researching the Department of Justice preclearance for a code change regarding elections. Bourgeois explained how Alaska had been a state that was required to have Department of Justice preclearance when anything out of the ordinary was occurring with Election laws. Even though that has changed recently, the City Attorney wanted to do her due diligence and ensure that it was ok for us to amend election code without the preclearance in place.

K. CORRESPONDENCE

17. Letter from Bob Smith in re Refuse Collection 03-14-14
18. Letter from AMHS in re proposed fall-winter-spring 2014-2015 schedule

Bailer mentioned that he looks forward to the Manager and staff bringing forward a resolution to the trash concerns as outlined in this one piece of correspondence.

L. ORDINANCES AND RESOLUTIONS

19. Ordinance 1115 An ordinance of the City Council of the City of Cordova, Alaska, amending sections 3.40.020 entitled “planning commission created- membership,” 4.20.050 entitled “planning commission-members’ terms of office,” 3.52.020 entitled “advisory parks and recreation commission” and 11.08.020 entitled “harbor commission” to clarify and make consistent council member designation for service on city commissions

M/Bradford S/Joyce to adopt Ordinance 1115 an ordinance of the City Council of the City of Cordova, Alaska, amending sections 3.40.020 entitled “planning commission created- membership,” 4.20.050 entitled “planning commission-members’ terms of office,” 3.52.020 entitled “advisory parks and recreation commission” and 11.08.020 entitled “harbor commission” to clarify and make consistent council member designation for service on city commissions.
Cheshier asked Reggiani if this is what he had in mind when he spoke at the last meeting. Reggiani said the Clerk did a great job amending code to be aligned with our past practice however, he still wonders what Council’s intent is. He doesn’t know if Council should have a “representative” on a board or commission – he doesn’t speak for council when he speaks at a commission meeting as a member. He said what is missing is the School Board which is nowhere in our City Code. Bradford said he understands that, but he feels like when he sat on Parks and Rec what he would offer is to that commission, maybe what he felt like Council meant or where Council was coming from when they made decisions that affected that commission, etc. He said as far as school board goes, the role is very unclear. Bailer helped with some history – he was on P&Z when the Council rep became a voting member and to accomplish that, the next seat that was up for reappointment went away to make room for the council member voting – and that was his seat. Joyce said he remembers it a little differently. He believes that there was trouble attaining quorums on some of the boards and commissions and so a council rep seat was added. He also believes that the representative was intended as a way to bring Council info to the board and board info back to the council. Mayor Kacsh said his opinion is that one of the most important roles of being a council rep on a board or commission is the flow of information, intent and ideas between the two bodies. Reggiani opined that if we were going down the road of representation from Council then we should be thinking ex-officio seats. He said he wasn’t ready to act on this the way it is written now. Joyce said we had asked staff to bring back an ordinance with clarification and that is what they did. He said he is ready to pass this on first reading or else we could delay this all summer if we want. Cheshier was ready to vote on this, he is ok with the member having a vote (he would not sit on a board without the ability to vote – would be futile) and sitting on the board/commission for one year time-frames. He also doesn’t believe we would ever be stacking the deck, that couldn’t/ wouldn’t happen with only one Council member on the board. Bradford said as far as school board – we need to get with the school board and come up with some language that satisfies us and school board. Reggiani said someone should sit on a board or commission on their own merits; being a Council member should not preclude them from being on a board/commission. Bailer spoke about “shall” and offered an amendment to change that to “may”. Bradford spoke in favor of the amendment. Joyce wanted Council to be aware that this amendment could mean that no Council member could be on a board/commission and Council might be hard-pressed to get a report, etc. and know what’s going on at a board/commission.

M/Bailer S/Burton to amend the ordinance by changing shall to may wherever it refers to a council member being placed on a board/commission (a council member may, not a council member shall). Vote on motion to amend: 5 yeas, 1 nay (Joyce), 1 absent (Carpenter). Motion passes.

Reggiani was still of the opinion that all terms should be for three years. He offered an amendment to that effect.

M/Reggiani S/Bailer to amend the ordinance so that all of the terms of board and/or commission members are for three years.

Bradford had a question for the maker of the motion: he wondered if that meant for the Council seats as well. Reggiani said that is exactly what he is doing; if there is need for a Council member on the board(s) then they should have an equal seat on the board(s), i.e. for three-year term. Joyce opined that the “may” already gives them the option of putting a Council member on or not and therefore the three-year term is not necessary, he thinks it should stay the way it is. Bradford said that he sees where Joyce is coming from, if a Council member sits on a board and is doing a good job, he will be kept on for another year, not necessary to make it a three-year term. He also sees the importance of having a knowledgeable, experienced board. Reggiani made clarifications: he said, the revision is changing the terms of Council seats on boards to one-year terms, he is of the opinion that the terms are presently three-year terms (all terms on boards and commissions). His amendment puts it back, or leaves it, at three-year terms (all seats on all boards and commissions). Burton thought a solution could be to have a Council seat on a board or commission run concurrently with that member’s Council term – so as to avoid the lack of a spot on a commission for a seated Council member. Joyce disagreed with Reggiani’s interpretation of the code; he said it has been past-practice that the Council seats are one-year terms.
He said that we are just clarifying code with this ordinance, not changing past-practice. It had just not been very clear in code previously, which is why we asked staff to bring us this ordinance. Reggiani agreed that at the last meeting we were looking at code and were deciding between changing code or following code and that’s where he is at now. Joyce argued that code does not currently define the terms. Cheshier wanted to understand why Reggiani wanted the terms to be three years; if it were up to him, he would leave it as it is, that Council appoints a member each year to serve a one-year term on the boards and commissions. Reggiani said he is coming from a place that he doesn’t think it’s very important that the seat be a City-council member seat, and therefore, it should be a three year term like all the others. Bailer, Joyce and Reggiani each read the code and agreed that the code interpretation is difficult and it could be read either way as to whether those seats (i.e. Council members on the boards and commissions) were meant to be one-year or three year terms. Bradford said it could be interpreted either way and we are spending too much time on this.

Vote on motion to amend: 5 yeas, 1 nay (Joyce), 1 absent (Carpenter). Motion passes.

M/Bradford S/Cheshier to change the Parks and Recreation Commission from a seven-member commission to a five-member commission.

Reggiani spoke against the amendment he said he thought Council should move cautiously when thinking of eliminating possibilities for public input. Bradford said we are not doing this quickly, it has been a long time that there have been vacancies on that commission. Bailer said he would like to hear the input of the Parks and Rec Commission on this matter. Joyce thought for consistency it should be five, like Harbor Commission. Cheshier opined that we could keep the number of seats at seven but lower the quorum requirement to allow for more meetings.

Vote on motion to amend: 5 yeas, 1 nay (Reggiani), 1 absent (Carpenter). Motion passes.

Vote on main motion: 5 yeas, 1 nay (Joyce), 1 absent (Carpenter). Motion passes.

20. Resolution 04-14-19 a resolution of the City Council of the City of Cordova, Alaska, authorizing amendment to the FY14 budget and authorizing the transfer of $73,996.67 to the Cordova School District for the purpose of purchasing 60 student computers, to be recorded in the City’s budget account # 101-902-57004, school capital projects.

M/Cheshier S/Bradford to approve Resolution 04-14-19 a resolution of the City Council of the City of Cordova, Alaska, authorizing amendment to the FY14 budget and authorizing the transfer of $73,996.67 to the Cordova School District for the purpose of purchasing 60 student computers, to be recorded in the City’s budget account # 101-902-57004, school capital projects.

Mayor Kacsh introduced this by stating that the Schools had hoped to take advantage of the City funding the School buildings’ liability insurance this year and use that amount as “over the cap” funding. However, he said when that got to the Commissioner of Education, he denied that and called it in-kind from the City. Therefore, the Schools are looking to the City to fund something comparably priced as a capital item, which is allowed to be “over the cap” thereby allowing the insurance expense to be used for education instead. Joyce opined that it was a little more complicated than that; it was a savings to the City to fund the liability insurance in the form of fewer deductibles. He also had questions about the computer purchase in that he wondered if smart-phones and/or tablets or some other technology was a better choice for students. Joyce also opined that the school needs to have a better maintenance program concerning its waste oil burner and if that is used efficiently, and if council could assist by putting some money into that, more cost savings could be realized vs. this computer purchase. Bradford said that two years ago he was the School Board rep and he sat at the Council table when Council discussed ways to fund the schools above and beyond the cap; the answer was in capital projects – the State says ok to that. He went to the School Board and reported that to them. Bradford said that last year they came back to us with an accounting software purchase and the Council did fund that which was above the cap but allowable. This year they are bringing us $74K in new computers. Superintendent Keel was present and said that during Council’s budget process she did bring forward multiple capital requests but Council did not put any into their budget. She said the waste oil burner is working perfectly; energy costs have declined three years in a row. She constantly tells the legislature how prudent
DATE: April 30, 2014
TO: Mayor and City Council
SUBJECT: Substitute Ordinance 1115

At the March 19 Regular Meeting there was lengthy Council discussion regarding the Council seats on the City Boards and Commissions. A suggested ordinance change was presented as Ordinance 1115 for first reading at the April 2, 2014 Regular Meeting. The ordinance offered a draft of the way the City has been practicing the designation of Council members that serve on boards and commissions and it was what most of the Council members at the March 19 meeting wanted to see before them so that Code would reflect more precisely the actual practice. It was drafted by the Clerk and then reviewed and edited by the City Attorney. At the April 2, 2014 Regular Meeting Council made several amendments and passed the ordinance knowing that the amendments were substantial and that the Ordinance would come back for first reading. City Attorney Holly Wells redrafted the ordinance, calling it Substitute Ordinance 1115. This takes into account the amendments made on April 2.

Required action: Majority voice vote on first reading.

WHEREAS, City Council members are designated as members on City of Cordova, Alaska (“City”) commissions during their service on City Council; and

WHEREAS, it is in the City’s best interest to permit but not require Council members to be appointed to commissions during their service as Council members; and

WHEREAS, the method of appointing Council members to commissions should be consistent for all commissions; and

WHEREAS, it is necessary to meet the governing needs of the City to have only five members on the Parks and Recreation Commission instead of seven;

BE IT ORDAINED by the City Council of the City of Cordova, that:

Section 1. Chapter 3.40.020 is hereby amended to read as follows:

3.40.020 Planning commission created - Membership
A. There is created a city planning commission consisting of seven members.
B. Only residents of the city who qualify as municipal voters pursuant to Section 2.12.020 herein shall be entitled to serve on the planning commission. One of the members of the commission shall may be designated by the council from its number. Each of The remaining six members not designated by the council from its number shall be nominated by the mayor and confirmed by the council. Each term of membership shall be for three years, and terms of individual members shall be overlapping. Members shall serve without compensation.
C. Each term of membership shall be for three years, and terms of individual members shall be overlapping. All members shall serve without compensation.

Section 2. Section 3.40.030 is hereby amended to read as follows:

3.40.030 Planning commission—Chairman.
A chairman of the commission shall be selected annually, and shall be elected from and by the appointive members of the commission.
Section 3. Section 3.40.050 is hereby amended to read as follows:

3.40.050 Planning commission—Members' terms of office.

A. Members of the commission shall be appointed for three years and terms of individual members shall be overlapping; provided, however, that in the first instance one-third thereof shall be appointed for three years, one-third for two years, and one-third for one year.

Section 4. Section 3.52.020 is hereby amended to read as follows:

3.52.020 Advisory parks and recreation commission—Membership

A. The advisory parks and recreation commission shall consist of seven members. Only residents of the city who qualify as municipal voters pursuant to Section 2.12.020 of this code shall be entitled to serve on the commission. One of the members of the commission may be designated by the council from its number. Each of the remaining six members not designated by the council from its number shall be nominated by the mayor and confirmed by the council. Members shall serve without compensation.

B. Ex Officio Members. The mayor, the city manager, the public works director, parks and recreation director and the planning director shall be ex officio members of the commission, and shall have the privilege of the floor, but no right to vote.

C. Terms of Office. Members of the commission, except as otherwise provided in this chapter, shall be appointed for three year terms; provided however, that in the first instance two members be appointed for three years, two members for two years and one member for one year.

D. Filling of Vacancies. Appointments to fill vacancies shall be for the unexpired term of the vacated position.

Section 5. Section 11.08.020 is hereby amended to read as follows:

11.08.20 Harbor Commission

A. A harbor commission shall be established for the purpose of advising the city council on the operation, maintenance and improvement of the Port of Cordova's facilities, and for such additional purposes as the city council may from time to time designate. The harbor commission shall consist of five voting members. The city manager and harbormaster shall be ex officio members of the commission and shall have the right of the floor to participate in all discussions, however, they shall not have a vote. The commission shall elect a chairman and vice-chairman from its membership each January.

B. Only residents of the City who qualify as municipal voters pursuant to Section 2.08.010 of this code shall be entitled to serve on the harbor commission. One of the members of the commission may be designated by the council from its number. Each of the remaining four members not designated from the council from its number shall be nominated by the mayor and confirmed by the council.

C. Each term of membership for the members, not including the council member, shall be for three years each or until a successor in office is appointed by the council. Terms of individual members shall be overlapping and shall commence January 1st of each year. The member from the council shall serve at the pleasure of the council. Members shall serve without compensation.

D. The harbor commission shall hold a minimum of one meeting per quarter or as needed at a date, time and place as set by the commission, except that the commission shall not be required to have
meetings during the fishing season or any like period as may hereafter be set by the commission, during any given year, said period not to exceed six months.
E. The harbor commission shall conduct its meeting in accordance with Robert's Rules of Order.
F. The unexpired portion of any term remaining after a vacancy exists on the commission shall be filled as the original appointment.
G. The harbor commission shall recommend for adoption by the city council a general plan for the Port of Cordova, Port of Cordova rules and regulations, and Port of Cordova fees, payments and assessments, which recommendation shall be presented to the city council, in writing, by the city manager at the first regular city council meeting in the month of March each year.
H. The harbor commission shall review all plans for construction and development within the confines of the Port of Cordova or anywhere within ATS 220, and shall report to the city council the expected impact of such construction or development on the Port of Cordova. The harbor commission shall make appropriate recommendations to the council concerning such construction or development.

Section 6. This ordinance shall be effective thirty (30) days after its passage and publication. This ordinance shall be enacted in accordance with Section 2.13 of the Charter of the City of Cordova, Alaska, and published within ten (10) days after its passage.

1st reading: May 7, 2014
2nd reading and public hearing: May 21, 2014

PASSED AND APPROVED THIS 21st DAY OF MAY, 2014

_________________________________________
James Kacsh, Mayor

Attest:

_________________________________________
Susan Bourgeois, CMC, City Clerk
vii. Public Works Department
viii. Tony Schinella, Harbormaster
ix. Samantha Greenwood, City Planner
x. Jon Stavig, Finance Director
xi. George Wintle, Chief of Police

16. City Clerk’s Report – Bourgeois said that during the five weeks between these two regular meetings she has been catching up on some projects such as cleaning up the cemetery records – i.e. map, spreadsheet, etc. Also, she has had a few records requests that the department has handled with assistance from the City Attorney. Property-tax-wise, she anticipates Council will certify the roll at the May 21 meeting (code says this must be done by June 1) and then set the mill rates at the June 4 meeting (code says this must be done by June 15).

K. CORRESPONDENCE

16. Resolution from CDFU
17. Letter from ARRT (Alaska Regional Response Team) April 8, 2014
18. Letter from DCCED in re National Forest Receipts FY14 April 16, 2014
19. Letter from Jim Holley, AML in re North Fill Lots April 30, 2014

L. ORDINANCES AND RESOLUTIONS

20. Substitute Ordinance 1115 An ordinance of the City Council of the City of Cordova, Alaska, amending sections 3.40.020 entitled “planning commission created- membership,” 3.40.030 entitled “planning commission-chairman,” 3.40.050 entitled “planning commission-members’ terms of office,” 3.52.020 entitled “advisory parks and recreation commission-membership,” and 11.08.020 entitled “harbor commission” to clarify and make consistent council member designation for service on city commissions, make council member service on commissions permissive rather than obligatory, and to reduce the number of commissioners on the parks and recreation commission from seven to five – 1st reading

M/Reggiani S/Cheshier to adopt Substitute Ordinance 1115 An ordinance of the City Council of the City of Cordova, Alaska, amending sections 3.40.020 entitled “planning commission created- membership,” 3.40.030 entitled “planning commission-chairman,” 3.40.050 entitled “planning commission-members’ terms of office,” 3.52.020 entitled “advisory parks and recreation commission-membership,” and 11.08.020 entitled “harbor commission” to clarify and make consistent council member designation for service on city commissions, make council member service on commissions permissive rather than obligatory, and to reduce the number of commissioners on the parks and recreation commission from seven to five

Reggiani said we had a long discussion about this over the last couple of meetings. Cheshier said he read through this it looks like it accomplishes what we said we wanted to do, thanked staff for amending it. Mayor Kacsh said he discussed this with some members of City boards and commissions to get their opinions. They were not keen on the “may” instead of “shall” and they were not happy with the three year term for a Council elected seat on a board or commission, they preferred we stick to the one year; the way we have been doing it. Parks and Recreation Commission was of the opinion that their membership should remain at seven and not be dropped to five members. Bailor said he supports it the way it’s written. Joyce said he made a lot of comments on this when it was before us last; it will change 20 some odd years of precedence and he can’t support it. Mayor Kacsh said he really doesn’t agree with this; it is only a first reading; he reminded everyone of his power to veto.

Vote on motion: 4 yeas, 2 nays (Joyce, Carpenter), 1 absent (Bradford). Motion passes.

21. Ordinance 1116 An ordinance of the City Council of the City of Cordova, Alaska, enacting section 2.20.010 C of the Cordova Municipal Code to increase the notification requirements for City elections – 1st reading

M/Reggiani S/Joyce to approve Ordinance 1116 An ordinance of the City Council of the City of Cordova, Alaska, enacting section 2.20.010 C of the Cordova Municipal Code to increase the notification requirements for City elections.
A. Future agenda items - when will these be heard before Council?

1) Council direction to staff in pursuing Crater Lake Water & Power project from City (water) side 
   future Council agenda item
2) Land Disposal vs. Land Development policy
3) Discussion/action regarding water charges at the Harbor
4) Odiak Camper Park and/or other locations for long term rv/trailer space rentals in Cordova
5) Marijuana ordinance - City Manager has attorney working toward this (as of 6/21/17)
6) Harbor centrifuge for waste oil - building/project - for 2018 budget discussion
7) Cordova Center bird mitigation - for 2018

B. Upcoming Meetings, agenda items and/or events:

1) Will the second regular July meeting be held or canceled?
   July 19, 2017 Regular Meeting: yes or no, decision?
2) Capital Priorities List and Resolution to come before Council quarterly:

   9/20/2017  12/6/2017  3/7/2018  6/6/2018

3) Joint work session to discuss budget with the School Board - fall 2017
4) Staff quarterly reports will be in the following packets:

   7/19/2017  10/18/2017  1/17/2018  4/18/2018

C. Mayor/Council member/staff member suggestions for future agenda items:

Clear direction should be given to Clerk/Manager on the what and when of this proposed agenda item.

   item:  
   suggested agenda date:

1) ...
2) ...
3) ...

Mayor Koplin or the City Manager can either agree to such an item and that will automatically place it 
on an agenda, or a second Council member can concur with the sponsoring Council member.
City Council of the City of Cordova, Alaska
Pending Agenda - July 5, 2017 Regular Council Meeting

D. Membership of existing advisory committees of Council formed by resolution:

1) Fisheries Advisory Committee: 1-Torie Baker, chair (Marine Adv Prgm) 2-Jeremy Botz (ADF&G)
   authorizing resolution 04-03-45 3-Ken Roemhildt (Seafd Sales) 4-Jim Holley (AML)
   approved Apr 16, 2003 5-Chelsea Haisman 6-Dave Reggiani (PWSAC)

2) Cordova Trails Committee: 1-Elizabeth Senear 2-Toni Godes
   authorizing resolution 11-09-65 3-Dave Zastrow
   approved Dec 2, 2009 4-vacant 5-vacant

3) Fisheries Development Committee: 1-Warren Chappell 2-Andy Craig 3-Bobby Linville
   authorizing resolution 12-16-43 4-Gus Linville 5-Tommy Sheridan 6-Bob Smith
   approved Dec 23, 2016

E. City of Cordova appointed representatives to various Boards et al:

1) Prince William Sound Regional Citizens Advisory Council
   Robert Beedle re-appointed March 2016 2 year term
   re-appointed March 2014 appointed April 2013

2) Prince William Sound Aquaculture Corporation Board of Directors
   Tom Bailer term until Oct 2018 3 year term
   appointed February 2017

3) Southeast Conference AMHS Reform Project Steering Committee
   Mike Anderson appointed April 2016 through December 2017
   Sylvia Lange alternate
## July 2017

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<tbody>
<tr>
<td></td>
<td></td>
<td>July 4-City Hall Offices Closed</td>
<td>6:00 Council work session</td>
<td>7:00 Council reg mtg CCAB</td>
<td>7:00 Sch Bd HSL</td>
<td>7:00 Harbor Cms CCB</td>
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<td>Open House re Ferry Service in PMS North Star Theater 5-7 pm</td>
<td>6:30 PBZ CCAB</td>
<td>7:00 Council work session</td>
<td>6:45 Council pub hrg (maybe) CCAB</td>
<td>7:00 Council reg mtg CCAB</td>
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<tr>
<td></td>
<td></td>
<td>Alaska Association of School Boards Meetings @ Cdv Ctr July 21-23</td>
<td>6:00 P&amp;R CCM</td>
<td>CHS Cross Country season begins</td>
<td>6:00 CCMCAB HCR</td>
<td>Notes</td>
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**Legend:**
- CCAB - Community Rms A&B
- HSL - High School Library
- CCB - Community Rm B
- CCMC - Mayor’s Conf Rm
- CCER - Education Room
- LN - Library Fireplace Nook
- CGR - Copper River Gallery
- HCR - CCMC Conference Room

**Events:**
- **July 4** - City Hall Offices Closed
- **Salmon Runs**
- **Copper River Wild Salmon Festival**
- **Alaska Association of School Boards Meetings @ Cdv Ctr July 21-23**
- **CHS Cross Country season begins**
- **6:00 P&R CCM**
- **6:00 CCMCAB HCR**

**Notes:**
**AUGUST 2017**

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**Notes**

Legend:
- CCAB - Community Rms A&B
- HSL - High School Library
- CCA - Community Rm A
- CCB - Community Rm B
- CCM - Mayor’s Conf Rm
- CCER - Education Room
- LN - Library Fireplace Nook
- CRR - Copper River Gallery
- HCR - CCMC Conference Room

**Alaska State Fair Aug 24 - Sep 4**

**6:00 P&B CCM**

**6:00 CCM CAB HCR**
### SEPTEMBER 2017

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#### Labor Day - City Hall Offices Closed

Alaska State Fair Aug 24 - Sep 4

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<td></td>
<td><strong>6:00 Council work session</strong></td>
<td><strong>6:45 Council pub hrg (maybe) CCAB</strong></td>
<td><strong>7:00 Council reg mtg CCAB</strong></td>
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<td><strong>6:30 P&amp;Z CCAB</strong></td>
<td><strong>7:00 Sch Bd HSL</strong></td>
<td><strong>7:00 Harbor Cms CCB</strong></td>
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<tbody>
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<td></td>
<td></td>
<td></td>
<td><strong>6:00 P&amp;R CCM</strong></td>
<td><strong>6:00 CCMCAB HCR</strong></td>
<td></td>
<td><strong>CHS invitational volleyball tourney 9/29-9/30</strong></td>
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**Notes**

Legend:
- CCAB: Community Rms A&B
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- CRG: Copper River Gallery
- HCR: CCMC Conference Room
# City of Cordova, Alaska Elected Officials & Appointed Members of City Boards and Commissions

## Mayor and City Council - Elected

<table>
<thead>
<tr>
<th>seat/length of term</th>
<th>email</th>
<th>Date Elected</th>
<th>Term Expires</th>
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<tbody>
<tr>
<td>Mayor:</td>
<td>Clay Koplin</td>
<td>March 1, 2016</td>
<td>March-19</td>
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<tr>
<td></td>
<td><a href="mailto:Mayor@cityofcordova.net">Mayor@cityofcordova.net</a></td>
<td></td>
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</tr>
<tr>
<td>3 years</td>
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**Council members:**

<table>
<thead>
<tr>
<th>seat</th>
<th>name</th>
<th>Date Elected</th>
<th>Term Expires</th>
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</thead>
<tbody>
<tr>
<td>Seat A:</td>
<td>James Burton</td>
<td>March 1, 2016</td>
<td>March-19</td>
</tr>
<tr>
<td>3 years</td>
<td><a href="mailto:CouncilSeatA@cityofcordova.net">CouncilSeatA@cityofcordova.net</a></td>
<td>March 5, 2013</td>
<td></td>
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<tr>
<td>Seat B:</td>
<td>Kenneth Jones</td>
<td>March 7, 2017</td>
<td>March-20</td>
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<tr>
<td>3 years</td>
<td><a href="mailto:CouncilSeatB@cityofcordova.net">CouncilSeatB@cityofcordova.net</a></td>
<td></td>
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<tr>
<td>Seat C:</td>
<td>Jeff Guard</td>
<td>March 7, 2017</td>
<td>March-20</td>
</tr>
<tr>
<td>3 years</td>
<td><a href="mailto:CouncilSeatC@cityofcordova.net">CouncilSeatC@cityofcordova.net</a></td>
<td></td>
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</tr>
<tr>
<td>Seat D:</td>
<td>Robert Beedle</td>
<td>March 3, 2015</td>
<td>March-18</td>
</tr>
<tr>
<td>3 years</td>
<td><a href="mailto:CouncilSeatD@cityofcordova.net">CouncilSeatD@cityofcordova.net</a></td>
<td>March 7, 2017</td>
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<tr>
<td>Seat E:</td>
<td>Josh Hallquist, Vice Mayor</td>
<td>March 3, 2015</td>
<td>March-18</td>
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<tr>
<td>3 years</td>
<td><a href="mailto:CouncilSeatE@cityofcordova.net">CouncilSeatE@cityofcordova.net</a></td>
<td></td>
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<tr>
<td>Seat F:</td>
<td>David Allison</td>
<td>March 1, 2016</td>
<td>March-19</td>
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<tr>
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<td><a href="mailto:CouncilSeatF@cityofcordova.net">CouncilSeatF@cityofcordova.net</a></td>
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<tr>
<td>Seat G:</td>
<td>James Wiese</td>
<td>March 1, 2016</td>
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<tr>
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## Cordova School District School Board - Elected

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<th>Date Elected</th>
<th>Term Expires</th>
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<tbody>
<tr>
<td>3 years</td>
<td>Barb Jewell, President</td>
<td>March 1, 2016</td>
<td>March-19</td>
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<tr>
<td></td>
<td><a href="mailto:bjewell@cordovasd.org">bjewell@cordovasd.org</a></td>
<td>March 5, 2013</td>
<td></td>
</tr>
<tr>
<td>3 years</td>
<td>Bret Bradford</td>
<td>March 3, 2015</td>
<td>March-18</td>
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<tr>
<td></td>
<td><a href="mailto:bbradford@cordovasd.org">bbradford@cordovasd.org</a></td>
<td>March 5, 2013</td>
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<tr>
<td>3 years</td>
<td>Tammy Altermott</td>
<td>March 1, 2016</td>
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<tr>
<td></td>
<td><a href="mailto:taltermott@cordovasd.org">taltermott@cordovasd.org</a></td>
<td>March 5, 2013</td>
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</tr>
<tr>
<td>3 years</td>
<td>Peter Hoepfner</td>
<td>March 3, 2015</td>
<td>March-18</td>
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<tr>
<td></td>
<td><a href="mailto:phoepfner@cordovasd.org">phoepfner@cordovasd.org</a></td>
<td>March 6, 2012</td>
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<tr>
<td></td>
<td></td>
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<td>Sheryl Glasen</td>
<td>March 7, 2017</td>
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<tr>
<td></td>
<td><a href="mailto:sglasen@cordovasd.org">sglasen@cordovasd.org</a></td>
<td>March 4, 2014</td>
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*Vacant (appointed, non-voting)*

*City Council Rep*

**Seat up for re-election in 2018**

**Board/commission chair**

**Seat up Nov 17**
## CCMC Authority - Board of Directors - Elected

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## LIBRARY BOARD - APPOINTED

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## PLANNING AND ZONING COMMISSION - APPOINTED

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<tr>
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<td>November-17</td>
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#### Seat up for re-election in 2018

<table>
<thead>
<tr>
<th>Board/Commission Chair</th>
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<td>seat up Nov 17</td>
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### HARBOR COMMISSION - APPOINTED

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<tr>
<th>Length of Term</th>
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<tr>
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<td>November-17</td>
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<tr>
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### PARKS AND RECREATION COMMISSION - APPOINTED

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<tbody>
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<td>November-18</td>
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<td>November-17</td>
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### HISTORIC PRESERVATION COMMISSION - APPOINTED

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<tbody>
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<tr>
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seat up for re-election in 2018  
seat up Nov 17  
board/commission chair