

CITY COUNCIL REGULAR MEETING
JULY 15, 2015 @ 7:00 PM
LIBRARY MEETING ROOM
MINUTES

A. CALL TO ORDER

Mayor James Kacsh called the Council Regular Meeting to order at 7:05 pm on July 15, 2015, in the Library Meeting Room.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

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

C. ROLL CALL

Present for roll call were *Mayor Kacsh* and Council members *Kristin Carpenter, Tom Bailer, Robert Beedle* and *Josh Hallquist*. Council member *James Burton* arrived via teleconference at 7:40 pm. Council members *Tim Joyce* and *Dave Reggiani* were absent. Also present was City Clerk *Susan Bourgeois*.

D. APPROVAL OF REGULAR AGENDA

M/Bailer S/Carpenter to approve the Regular Agenda.

Vote on motion: 4 yeas, 0 nays, 3 absent. Motion was approved.

E. DISCLOSURES OF CONFLICTS OF INTEREST - none

F. COMMUNICATIONS BY AND PETITIONS FROM VISITORS

1. Guest Speaker

2. Audience comments regarding agenda items

Mary Anne Bishop of 700 Fourth Street representing the PWS Audubon society, spoke in favor of agenda item 36, she hoped Council would vote to rescind the decision from the June 17 meeting.

Tom McGann of Bluff Trail, spoke in support of agenda item 25. He was in favor of Council direction to the City Manager to pursue the Code updates.

Carol Hoover wanted to address the comment period for drilling in Icy Bay – *Mayor Kacsh* asked that she speak at the end of the meeting as this portion of public comment is on **tonight's** agenda items, **later** she could address any item she wanted to speak to Council about.

3. Chairpersons and Representatives of Boards and Commissions (Harbor, HSB, Parks & Rec, P&Z, School Board)

Bailer said that P&Z met – he deferred to City Planner *Greenwood* who reported that FEMA flood maps were reviewed and those will come to City Council and P & Z has recommended an updated zoning map which will be coming to Council as well. *Mayor Kacsh* then introduced the new School District Superintendent, *Alex Russin* who said he has lived in Alaska for over 20 years and he is coming to Cordova from Western Alaska, on the Yukon River. He said he is here tonight to learn and listen. *Mayor Kacsh* and Council welcomed him.

G. APPROVAL OF CONSENT CALENDAR

Mayor Kacsh informed Council that the Consent Calendar was before them

4. Resolution 07-15-33 a resolution of the City Council of the City of Cordova, Alaska, establishing local government contribution of National Forest Receipts for the Cordova Public School District for the school fiscal year ending June 30, 2016

5. Record unexcused absence for Council member *Joyce* from the July 01, 2015 Regular Council meeting

Vote on the consent calendar: 4 yeas, 0 nays, 3 absent. Beedle-yes; Hallquist-yes; Burton-absent; Joyce-absent; Carpenter-yes; Bailer-yes and Reggiani-absent. Consent calendar was approved.

H. APPROVAL OF MINUTES

M/Bailer S/Hallquist to approve the minutes.

6. 06-17-15 Regular Meeting Minutes

7. 07-01-15 Public Hearing Minutes

8. 07-01-15 Regular Meeting Minutes

9. 07-01 & 02-15 Special Meeting Minutes

Vote on motion: 4 yeas, 0 nays, 3 absent. Motion was approved.

I. CONSIDERATION OF BIDS - none

J. REPORTS OF OFFICERS

10. Mayor's Report – **Mayor Kacsh** said he had nothing to report except that he has been answering questions from the public about things happening around town.

11. Manager's Report – **Robertson** was not present, however, **Jon Stavig** was sitting in for **Robertson** and said that QHR representatives would be in town next week and if any Council members are interested in meeting with them, he could set that up. All of Council will have a work session with them on Wednesday July 22.

a. Cordova Center update report – including financials

Weston Bennett said that as far as schedule goes, 49 of the windows are replaced, 1 was shipped incorrectly (the wrong size) and should be shortly. Museum flooring on 7/28 – site civil work should begin on 7/27 or so – move-in date looking like end of August or beginning of September. Pay request 7 has been processed and mailed out, request 8 is being reviewed at this time. Submittals are current and RFI's are all closed at this point. **Sherman** was also present and offered an update on the Capital Campaign, she said that at this time we are up to \$423,276.

12. City Clerk's Report – **Bourgeois** said she has been spending time researching code/ charter and Roberts Rules for agendas and meetings. She also said she has taken out the cemetery map as she has been updating that when she gets time between meetings.

K. CORRESPONDENCE

13. E. Clark email concerning breakwater fill lot 06-22-15
14. D. Little email concerning breakwater fill lot 06-22-15
15. K. Hoffman letter concerning PWSSC and breakwater fill lot 06-24-15
16. P. Brumbley email concerning breakwater fill lot 06-24-15
17. W. Ranney email concerning breakwater fill lot 06-24-15
18. A. Low email concerning plastic bags 07-01-15
19. M. Berry & W. Buscher letter concerning breakwater fill lot 07-06-15
20. S. Fritsch email concerning plastic bags 07-07-15
21. D. Sherman letter concerning breakwater fill lot 07-07-15
22. S. Fritsch email concerning breakwater fill lot 07-07-15
23. M. Bishop email concerning breakwater fill lot 07-07-15
24. C. Ward email concerning breakwater fill lot 07-07-15
25. C. Roesbery email concerning breakwater fill lot 07-07-15
26. A. Kleissler letter concerning breakwater fill lot 07-08-15
27. C. McKinstry email concerning breakwater fill lot 07-08-15
28. P. Oswalt letter concerning breakwater fill lot 07-08-15
29. K. Johnson letter concerning breakwater fill lot 07-08-15
30. B. Kopchak letter concerning breakwater fill lot 07-08-15
31. T. Bocci email concerning breakwater fill lot 07-08-15
32. M. Mulvaney & E. Manzer email concerning breakwater fill lot 07-08-15
33. R. Hoover email concerning breakwater fill lot 07-08-15
34. S. Lange email concerning breakwater fill lot 07-08-15

L. ORDINANCES AND RESOLUTIONS

M. UNFINISHED BUSINESS

35. Council direction to City Manager regarding Code updates for Titles 16, 17 & 18

M/Bailer S/Carpenter to direct the City Manager to bring back a resolution amending the budget and a fiscal note to appropriate the \$21,400 needed to update Cordova Municipal Code Titles 16, 17 and 18.

Bailer said he did not initially support this but he has changed his opinion on this. He said the Planning Department staff has recently taken on a lot more work within the Public Works department and they do not have the time to do the code updating. He said that **Tom McGann** is the go-to guy on the P&Z Commission regarding codes and he spoke earlier tonight in strong support for these updates. **Beedle** asked why an Attorney would be updating this Code vs. builders, contractors, etc. people who know this kind of Code. **Greenwood** replied that attorneys, especially **Holly Wells**, our City Attorney, is a municipal attorney, this is what her field of expertise is, in writing and interpreting Municipal Codes. **Hallquist** said initially he was not in favor of this because he was uncertain exactly what it was for and he thinks staff has done a good job explaining it and he will support this now.

Vote on motion: 4 yeas, 0 nays, 3 absent. Motion was approved.

36. Motion to rescind Council decision from June 17, 2015 Regular Meeting disposal of Breakwater Fill Lot *M/Carpenter S/Beedle* to rescind the motion that was approved at the June 17, 2015 meeting: to award the disposal to George and Carrie Daskalos of the Breakwater Fill lot.

Carpenter said some of the reasons as to why people think we should do this are not really relevant and she wanted to address those up front. The lot has to settle for two years (she said it has been almost two years so this isn't relevant); she said people claim the process hasn't been done correctly, no Harbor review, etc. she believes that while it would be great for Harbor review, she doesn't know that it would change the outcome. She said the process was followed – it may have seemed fast but the process was followed. *Carpenter* said what she is hearing most is people want more time and comment regarding how they want to see their waterfront developed. She said there aren't that many issues that we have considered where we have received this many letters, so that speaks volumes. *Beedle* said this is public land, Cordova's land, would be nice for more input from the community. *Beedle* said Council should be consistent. *Burton* joined the meeting via teleconference. *Beedle* said we should give the public their day – to say what they would like to see there. *Burton* said he would just as soon sidestep rescinding the motion but he wants to ensure that we have done nothing incorrectly. He wanted assurance that we followed every step that we were supposed to. *Mayor Kacsh* said he could speak to that now – the process was followed, whether you agree or disagree with the vote, the process was followed. *Bailer* called for the question. *Mayor Kacsh* asked, "Is there any objection to the question?" *Beedle* continued to speak. *Bailer* said, point of order, the question was called. *Beedle* said, ok, let's vote on the question then.

Vote on the motion to call for the question: 3 yeas, 2 nays, 2 absent. Carpenter-no; Beedle-no; Joyce-absent; Bailer-yes; Burton-yes; Reggiani-absent and Hallquist-yes. Motion was approved.

There was discussion as to whether the vote on the previous question needs a 2/3 vote. After a short recess, *Mayor Kacsh* said it doesn't matter what the required vote is on the previous question motion, he said he asked if there was an objection and there was (an objection by *Beedle*) therefore, he would allow debate to continue. *Beedle* said public input is important and it would be easier if it happened this way instead of the people using their rights as they did with the gas company land sale. It was more expensive that way – the people took it to a ballot issue.

Vote on the motion to rescind: 2 yeas, 3 nays, 2 absent. Joyce-absent; Bailer-no; Burton-no; Beedle-yes; Reggiani-absent; Hallquist-no and Carpenter-yes. Motion failed.

N. NEW & MISCELLANEOUS BUSINESS

37. Pending Agenda, Calendar, Elected & Appointed Officials lists

Next week there is a 6:30 work session with Quorum Health on Wednesday July 22. *Beedle* said he hasn't heard much about street addressing and E911 – he'd like an update on that. *Hallquist* asked where we are with disposal of this library/museum building. *Greenwood* said it is being worked on and will go through the normal procedures. *Carpenter* wondered the next step on the plastic bag issue. *Mayor Kacsh* said he is thinking of drafting an ordinance and letting Council decide from there what to do. He wants an action item before Council for Council to take up the discussion and decide which course to follow.

O. AUDIENCE PARTICIPATION

Mary Ann Bishop said she went to see the City Clerk this morning and she wanted to know what it meant about the vote because of the fact that the Harbor Commission was not consulted. She was under the impression that an attorney was going to be consulted but that was not clarified tonight. She was of the opinion that Council was not being consistent. She said *Robert (Beedle)* is right, it went to the ballot before and be on notice it might go to the ballot again. *Carol Hoover* wanted to bring to Council's attention to a proposed drilling exploration for oil & gas down by Controller Bay and Icy Bay. She said the comment period has been extended until August 3. She encourages all people to let DNR know how concerned we are. It is 3 million acres in the gulf of AK and on the Copper River Delta. EPC sent in a records request but at this stage of the game it is confidential, DNR won't divulge who is making the application. She said if anyone has questions EPC is getting as much information as possible. She said last time this occurred, town got involved to the point that it was dropped.

Jennifer Gibbens thanked everyone for their help on the Fourth of July – was a great turnout – about 500 people. Public comment is also open for AMHS winter ferry service and into late spring/ early summer 2016. She said it is so important to comment during this open period so they see we are paying attention. We should link it to the rest of AK's economy.

P. COUNCIL COMMENTS

38. Council Comments

Bailer said it was good to hear *Bitney's* update and makes us think about the future of State funding and we will have to really think about spending as State funding becomes less.

Beedle commented on the smell from Trident's fish oil plant, he wondered if there was something broken or what. He agreed with **Bailer** on the oil prices and the State's declining revenues. He'd love to see more emphasis on economic development.

Carpenter said the Copper River Wild Salmon festival is this weekend – she hopes everyone will come out and join the fun, live music, taste of Cordova is on Friday and Salmon runs on Saturday. Also she echoed what **Jennifer (Gibbens)** said about commenting to AMHS and she urged people to read up on and comment on the oil and gas drilling proposal.

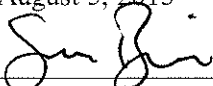
Q. EXECUTIVE SESSION

R. ADJOURNMENT

M/Bailer S/Hallquist to adjourn. Hearing no objections the meeting was adjourned at 8:15 pm.

Approved: August 5, 2015

Attest:



Susan Bourgeois, CMC, City Clerk

