

**Regular City Council Meeting  
September 6, 2017 @ 7:00 pm  
Cordova Center Community Rooms A & B  
Minutes**

**A. Call to order**

*Acting Vice Mayor James Burton* called the Council regular meeting to order at 7:00 pm on September 6, 2017, in the Cordova Center Community Rooms.

**B. Invocation and pledge of allegiance**

*James Burton* led the audience in the pledge of allegiance.

**C. Roll call**

Present for roll call were Council members *James Burton, Ken Jones, Jeff Guard, David Allison* and *James Wiese. Mayor Clay Koplín* and Council members *Josh Hallquist* and *Robert Beedle* were absent. Also present were City Manager *Alan Lanning* and City Clerk *Susan Bourgeois*.

**D. Approval of Regular Agenda**

*M/Allison S/Guard* to approve the Regular Agenda.

Vote on the motion: 5 yeas, 0 nays, 2 absent (Beedle & Hallquist). Motion was approved.

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

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

1. Guest Speakers - none

2. Audience comments regarding agenda items:

*Dan Nichols* spoke about an item not on the agenda, he wrote a letter requesting an extension to his performance deed of trust, Council said that would have to come on the next meeting agenda.

3. Chairpersons and Representatives of Boards and Commissions

CCMC Authority Board of Directors - no one was present to report

Cordova School Board - Superintendent of Schools *Alex Russin* was present and had nothing to report.

4. Student Council Representative Report - not present

Council member *Robert Beedle* arrived late at 7:06 pm.

**G. Approval of Consent Calendar**

*Mayor Koplín* declared the consent calendar was before the City Council.

5. Ordinance 1155 An ordinance of the City Council of the City of Cordova, Alaska, amending Cordova Municipal Code Section 18.35.090 Conditions for continuation - 2<sup>nd</sup> reading

6. Record excused absences of Council members *Burton, Jones* and *Beedle* from the August 2, 2017 Regular Meeting

Vote on the consent calendar: 6 yeas, 0 nays, 1 absent. Burton-yes; Jones-yes; Guard-yes; Beedle-yes; Hallquist-absent; Allison-yes and Wiese-yes. Consent Calendar was approved.

**H. Approval of Minutes**

*M/Allison S/Guard* to approve the minutes.

7. Minutes of 08-02-17 Council Regular Meeting

Vote on the motion: 6 yeas, 0 nays, 1 absent (Hallquist). Motion was approved.

**I. Consideration of Bids - none**

**J. Reports of Officers**

8. Mayor's Report - written in the packet

9. Manager's Report - *Lanning* said at pending agenda he'll be asking about a Council budget work session - regarding *Mr. Nichols* request, he asked for some direction on that. *Burton* suggested with it not being on the agenda, we better just schedule it for the next regular meeting.

10. City Clerk's Report - *Bourgeois* had a written report in the packet.

11. City Attorney report re Recall Petition Process overview

**K. Correspondence**

12. 08-01-17 Article from American City & County re Multi-use City Halls

13. 08-14-17 Letter from Kate McLaughlin re Baler and Recycling

14. 08-15-17 Public Notice received re applications for marijuana establishments (cultivation & retail)

15. 08-24-17 Mayor Koplin letter re GMLC support

16. 08-25-17 FDC Chair Bob Smith letter to his committee, cc'd to City Council

**Wiese** had a question for City Planner **Greenwood** about item 14. He wondered about the zoning in that area and whether it was a permitted use. **Greenwood** said that these notices are out per state law, the applicant for these state licenses is required to do so. She will also be coming to see the City regarding City licenses as a requirement and at this time **Greenwood** said the uses are not permitted in that district (Waterfront Historic) so conditional use permits will be required. She clarified that the reason it is not a permitted use is because a general retail use is not permitted in that district, it has nothing to do with the fact that it's about marijuana, it's the retail aspect of the business license being requested. Cultivation, as the second license is requesting, is also not a permitted use there - once again, not about marijuana specifically, just about the requested use.

**Wiese** said he would like to see the City take the proactive steps to help this person start her business. **Guard** said we never did decide what level of taxation if any we'd like to attach to the marijuana industry. **Lanning** said we can discuss at a budget work session.

#### L. Ordinances and Resolutions

17. Resolution 09-17-23 A resolution of the City Council of the City of Cordova, Alaska, approving refuse hauling as the preferred refuse disposal method of the City Council

**M/Allison S/Guard** to approve resolution 09-17-23 a resolution of the City Council of the City of Cordova, Alaska, approving refuse hauling as the preferred refuse disposal method of the City Council.

**Allison** said he doesn't have a problem changing the permit to hauling at this time but he did want to amend the language slightly in the resolution title.

**M/Allison S/Beedle** to amend the title of the resolution by replacing the word "preferred" with the word "current".

**Allison** said he didn't think preferred was the right word - current better represents the previous conversations that were had about this item. He said they should probably have another conversation with 6 or 7 council members around the table to get the answer to what is the preferred method.

Vote on the motion to amend: 6 yeas, 0 nays, 1 absent (Hallquist). Motion was approved.

**Guard** said that there has been a fair amount of comments from the community mostly in favor of baling but when you look at the reasons why they wanted baling, when you look at the research, most of what they like about baling is covered in the concept of hauling. The use of the term "open dumping" was misleading to a lot of people. Compacting and covering is still going on with hauling. This will give us a little time to look at how this method works. Recycling will still be happening - we can use the baler for that without fixing the conveyor belt. This will be a free-look, an investigatory period - no big downside to this. **Beedle** hoped we'd still look at this in depth - look at cost savings within the department.

Vote on the main motion as amended: 6 yeas, 0 nays, 1 absent (Hallquist). Motion was approved.

#### M. Unfinished Business

18. Council member service on boards and commissions - direction to staff

**Bourgeois** said this is back before council again for specific staff direction. She wanted to know if there was a will for an ordinance to change the current practice. **Beedle** was still in favor of going back to the way it was. **Beedle** wants reports at Council meetings from the boards and commissions. **Bourgeois** reiterated the points she made in her report to Council, under 'summary and alternatives'. She said when the boards and commissions have an action item before council, members can come give input and/or there will be provided to council minutes from the board/commission meeting where such a recommendation was made. Otherwise, she saw the verbal reports, nothing but the rehashing of board/commission meetings at the council meetings, as not necessary. Minutes are online or Council or the public could attend those meetings if they wanted to see what was going on there. **Guard** asked what the City Attorney's opinion was on this. **Lanning** said the Attorney did say that a council member voting on a board or a commission on an item that then came before council, did open us up to liability - there is a perception of a conflict. This is a legal issue, not an informational issue. **Wiese** said a written report in the packet is sufficient for him, from maybe the staff members to the boards and commissions. **Allison** said he would agree with **Beedle** except he is fine with Council members being ex-officio members. **Jones** agreed, appreciates the attorneys opinion, he'd go with the ex-officio membership. **Wiese** agreed with ex-officio, he was in favor of such a member relaying information vs. relaying that member's opinion, that's why he thinks that member should not have a vote - then they would bring their opinion not necessarily just the information. **Guard** was of the opinion that even ex-officio members may come back to the council meeting with an opinion, with your mind made up about how you wanted this to go. **Burton** asked Council what the consensus was - he thought it seemed like, "we may have ex-officio membership on boards and commissions". **Jones** said or, "we shall have ex-officio membership on boards

and commissions”. **Bourgeois** said she understood the direction and would bring an ordinance and Council could decide later and amend the ‘may’ to ‘shall’ or ‘shall’ to ‘may’.

#### **N. New & Miscellaneous Business**

19. Council concurrence of Mayor **Koplin**’s appointment to fill a vacancy on the Planning and Zoning Commission **M/Beedle S/Wiese** to concur with Mayor **Koplin**’s appointment of **Chris Bolin** to the Planning and Zoning Commission to fill the vacated seat for a term through November 2018.

Vote on the motion: 6 yeas, 0 nays, 1 absent (Hallquist). Motion was approved.

20. Pending Agenda, Calendar and Elected & Appointed Officials lists

**Bourgeois** mentioned an upcoming October 11 work session with the Navy. **Burton** said the Nichols Performance DoT extension should be on the next agenda. **Guard** said that there was public comment by **Greg Meyer** about assessing of industrial properties and he knows the assessors will be in town soon, he wondered about sitting down with them. **Burton** thought that might be staff’s role. **Bourgeois** said she is aware of that and she will discuss industrial properties with the assessors as something to look at for 2018. **Guard** was satisfied with that. **Beedle** asked if the Council meetings could be live-streamed.

#### **O. Audience Participation**

**Don Sjostedt** 100 Marine Way South said he is one of the ones to blame for **Dan**’s project not able to move forward. It has been difficult to get help this summer with fishing being so successful. He spoke highly of others of **Dan**’s projects and knew he’d be successful with this one too.

**Alex Russin** said the school district was here tonight, we will be at meetings to speak to relevant agenda items, he said he writes reports to the School Board who he reports to, City Council members or members of the public are always welcome to attend our meetings. He is willing to provide research, reports about any specific agenda items, budgeting, etc., and he’s the point of contact for that.

#### **P. Council Comments**

**Wiese** thanked **Chris Bolin** for stepping up, thanked **Dan Nichols** for his investments in town and thanked **Melina Meyer** for putting her business proposal forward.

**Allison** thanked people for coming, echoed **James** comments to **Dan Nichols**, thanked **Leif Stavig** for technical assistance at the budget work session, it is nice to see the numbers up on the screen, thanked **Alex Russin** for spreadsheets sent to Council - will be helpful.

**Beedle** said he was towed into town this last closure and had to tie to the transient float which is in really bad shape. He echoed the thanks to **Chris Bolin** and **Dan Nichols**.

**Burton** echoed all the thank you’s and thanked everyone for being patient while he’s been gone fishing.

**Guard** echoes all of that as well - appreciates a City employee stepping up - they are citizens too, have that right - he’s glad to see it.

#### **Q. Adjournment**

**M/Beedle S/Allison** to adjourn the meeting.

Hearing no objection the meeting was adjourned at 8:05 pm.

Approved: September 20, 2017

Attest:   
Susan Bourgeois, CMC, City Clerk

