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 Koplin_ 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: 6 yeas, 0 nays, 1 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 Koplin_ declared the consent calendar was before the City Council.  
5. Ordinance 11.55 An ordinance of the City Council of the City of Cordova, Alaska, amending Cordova Municipal Code Section 18.35.090 Conditions for continuation - 2nd 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/Beede 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. Beede 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. Beede was still in favor of going back to the way it was. Beede 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 Beede 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

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