

Mayor
James Kallander

Council Members
Keith van den Broek
James Kacsh
David Allison
Bret Bradford
EJ Cheshier
David Reggiani
Robert Beedle

City Manager
Mark Lynch

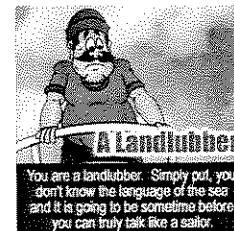
City Clerk
Susan Bourgeois

Deputy Clerk
Robyn Kincaid

Student Council

**REGULAR COUNCIL MEETING
SEPTEMBER 07, 2011 @ 7:30 PM
LIBRARY MEETING ROOM**

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 James Kallander, Council members Keith van den Broek, James Kacsh, David Allison, Bret Bradford, EJ Cheshier, David Reggiani and Robert Beedle

D. APPROVAL OF REGULAR AGENDA..... (voice vote)

E. DISCLOSURES OF CONFLICTS OF INTEREST

F. COMMUNICATIONS BY AND PETITIONS FROM VISITORS

1. Guest Speakers - None
2. Audience comments regarding agenda items..... (3 minutes per speaker)
3. Chairpersons and Representatives of Boards and Commissions
(Harbor, HSB, Parks & Rec, P&Z, School Board)

G. APPROVAL OF CONSENT CALENDAR..... (roll call vote)

4. Record excused absence of Council member Keith van den Broek from the 08-17-11 Regular Meeting
5. Ordinance 1086..... (page 1)
An ordinance of the City of Cordova, Alaska, amending Cordova Municipal Code section 5.36.035(c) to create a one-time filing requirement for qualified senior citizens, disabled veterans and their widows and widowers – 1st reading
6. Ordinance 1087..... (page 5)
An ordinance of the City Council of the City of Cordova, Alaska, amending Cordova Municipal Code section 5.12.100 to authorize additional methods for procuring construction, supply and/or design services on City of Cordova projects
7. City Manager leave adjustment..... (page 8)

H. APPROVAL OF MINUTES..... (voice vote)

8. August 17, 2011 Public Hearing Minutes..... (page 9)
9. August 17, 2011 Regular Meeting Minutes..... (page 10)

I. CONSIDERATION OF BIDS

J. REPORTS OF OFFICERS

10. Mayor's Report
11. Manager's Report..... (page 14)
 - a. Alaska Municipal League 2011 Priorities..... (page 16)
12. City Clerk's Report..... (page 18)
13. Staff Reports
 - a. **Josh Hallquist**, COR, Cordova Center Project
 - b. **Cathy Sherman**, Cordova Center Phase 2
 - c. **Ashley Royal**, Finance Director, City Financials (ytd 2011)..... (page 19)
 - d. **Ashley Royal**, Finance Director, Sales Tax Delinquencies update..... (page 20)

K. CORRESPONDENCE

14. Letter from Governor in re: FY2012 capital budget projects..... (page 21)
15. Letter from Lynch in re EVOSTC Cordova Center funding..... (page 22)
16. Letter from Harvill's in re Council appreciation..... (page 23)
17. Letter from Nancy Bird, PWSSC in re land purchase request..... (page 24)
18. Letter from Shawn Stimson, Anchor Auto/Marine in re used tire disposal..... (page 25)
19. Letter from RCAC in re project suggestions..... (page 26)

L. ORDINANCES AND RESOLUTIONS

20. Resolution 09-11-38..... (voice vote)(page 27)
A resolution of the City Council of the City of Cordova, Alaska joining the national moment of remembrance of the 10th anniversary of September 11th

M. UNFINISHED BUSINESS

21. Prioritization of Cordova's Capital Projects – follow up discussion from work session

N. NEW & MISCELLANEOUS BUSINESS

22. Harbor dumpsters..... (page 31)
23. Council concurrence of Mayor's appointment to fill vacancy on the HSB..... (page 32)
24. Pending Agenda and Calendar..... (page 34)

O. AUDIENCE PARTICIPATION

P. COUNCIL COMMENTS

25. Council Comments

Q. EXECUTIVE SESSION

26. Cordova Center financial update
27. Attorney advice regarding Spartan
28. Attorney advice regarding CASI

R. 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.

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A MEMO FROM SUSAN BOURGEOIS, CITY CLERK

DATE: August 30, 2011
TO: Mayor and City Council
SUBJECT: Ordinance 1086

When State Assessor Steve Vansant came to Cordova in April, he confirmed a belief that this Council and previous Council's had long been hoping was accurate. He said that state statute had recently been changed which would allow for senior citizens and disabled veterans to file an application with the City Clerk only **ONE** time in order to receive a property tax exemption. Cordova has long been requiring annual filing of such paperwork and along with that comes a measure of stress for both the Clerk's office to administer the application process but more importantly stress upon the senior citizens themselves and their families. This ordinance puts our Code in line with adopted state statute and should make for a more user-friendly application process for Cordova's deserving seniors. Please note well that the Clerk's office will still monitor the seniors and disabled veterans annually, and will expect that those receiving the exemption will comply with 5.36.035 C (2) which says they will notify us if there is a change in status which makes them no longer eligible for the exemption.

I have attached all of CMC 5.36.035 because the proposed ordinance references other sections of that section of Code (specifically, 5.36.035 (B)).

Recommended Motion: Move to approve the consent calendar

Required Action: Majority roll call vote on the consent calendar

CITY OF CORDOVA, ALASKA
ORDINANCE 1086

**AN ORDINANCE OF THE CITY OF CORDOVA, ALASKA, AMENDING CORDOVA
MUNICIPAL CODE SECTION 5.36.035(C) TO CREATE A ONE TIME FILING
REQUIREMENT FOR QUALIFIED SENIOR CITIZENS, DISABLED VETERANS AND
THEIR WIDOWS AND WIDOWERS**

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

Section 1. Cordova Municipal Code 5.36.035(C) is amended to read as follows:

C. An exemption may not be granted under subsection (A) of this section, except upon written application for the exemption on a form approved by the state assessor. ~~for use by local assessors. An applicant who qualifies for the exemption under this section need not file an application for successive tax years if there is no change in ownership, in residency or permanent place of abode, or other factor affecting qualification for the exemption. A separate application~~ Applications must be filed no later than January 15 of the first year for which the exemption is sought. ~~each assessment year.~~ The city council, for good cause shown, may authorize the assessor to accept as timely filed an application filed after January 15 and before May 1 of the assessment year for which the exemption is sought. An application received after May 1 will be accepted as an application for the following assessment year. If the application is filed within the required time and is approved by the assessor, the assessor shall allow an exemption in accordance with the provisions of this section. The assessor shall require proof in the form the assessor considers necessary of the right to and amount of an exemption claimed under subsection (B) of this section and shall require a disabled veteran claiming an exemption under subsection (B) of this section to provide evidence of the disability rating. The assessor may require proof under this subsection at any time:

- ~~1. The property shall not qualify for an exemption if there is property tax, penalty or interest owing at the time of application;~~
- ~~2.~~ 1. If property is occupied by a person other than the eligible applicant and his/her spouse and minor children, an exemption applies only to the portion of the property permanently occupied by the eligible applicant and his/her spouse and minor children as a permanent place of abode;
- ~~3.~~ 2. It shall be the responsibility of every person who obtains an exemption under this section to notify the assessor of any change in ownership, residency, permanent place of abode or status of disability. A disabled veteran who has less than a permanent disability must submit an official disability percentage letter each year prior to January 15 showing a fifty percent or greater disability.

Section 2. 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 in a newspaper of general circulation within ten (10) days of its passage.

1st reading: September 7, 2011

2nd reading and public hearing:

PASSED AND APPROVED THIS 21st DAY OF SEPTEMBER, 2011

James Kallander, Mayor

ATTEST:

Susan Bourgeois, City Clerk

5.36.035 - Statutory property exemptions.

- A. The real property owned and occupied as the primary residence and permanent place of abode by a: (1) resident sixty-five years of age or older; (2) disabled veteran; or (3) resident at least sixty years old who is the widow or widower of a person who qualified for an exemption under subsection (A)(1) or (2) of this section, is exempt from taxation on the first one hundred fifty thousand dollars of the assessed value of the real property. Only one exemption may be granted for the same property and, if two or more persons are eligible for an exemption for the same property, the parties shall decide between or among themselves who is to receive the benefit of the exemption. Real property may not be exempted under this subsection if the assessor determines, after notice and hearing to the parties, that the property was conveyed to the applicant primarily for the purpose of obtaining the exemption. The determination of the assessor may be appealed under AS 44.62.560—44.62.570.
- B. To be eligible for an exemption under subsection (A) of this section for a year, the individual applying for an exemption must also meet requirements under one of the following:
1. The individual shall be eligible for a permanent fund dividend under AS 43.23.005 for that same year or for the immediately preceding year; or
 2. If the individual has not applied or does not apply for one or both of the permanent fund dividends, the individual would have been eligible for one of the permanent fund dividends identified in subsection (B)(1) of this section had the individual applied.
- C. An exemption may not be granted under subsection (A) of this section, except upon written application for the exemption on a form approved by the state assessor for use by local assessors. A separate application must be filed no later than January 15 of each assessment year for which the exemption is sought. The city council, for good cause shown, may authorize the assessor to accept as timely filed an application filed after January 15 and before May 1 of the assessment year for which the exemption is sought. An application received after May 1 will be accepted as an application for the following assessment year. If the application is filed within the required time and is approved by the assessor, the assessor shall allow an exemption in accordance with the provisions of this section. The assessor shall require proof in the form the assessor considers necessary of the right to and amount of an exemption claimed under subsection (B) of this section and shall require a disabled veteran claiming an exemption under subsection (B) of this section to provide evidence of the disability rating. The assessor may require proof under this subsection at any time:
1. The property shall not qualify for an exemption if there is property tax, penalty or interest owing at the time of application;
 2. If property is occupied by a person other than the eligible applicant and his/her spouse and minor children, an exemption applies only to the portion of the property permanently occupied by the eligible applicant and his/her spouse and minor children as a permanent place of abode;
 3. It shall be the responsibility of every person who obtains an exemption under this section to notify the assessor of any change in ownership, residency, permanent place of abode or status of disability. A disabled veteran who has less than a permanent disability must submit an official disability percentage letter each year prior to January 15 showing a fifty percent or greater disability.
- D. In this section:
1. "Disabled veteran" means a disabled person:
 - a. Separated from the military service of the United States under a condition that is not dishonorable, who is a resident of the state, whose disability was incurred or aggravated in the line of duty in the military service of the United States, and whose disability has been rated as fifty percent or more by the branch of service in which that person served or by the veterans' administration; or
 - b. Who served in the Alaska territorial guard, is a resident of the state, whose disability was incurred or aggravated in the line of duty while serving in the Alaska territorial guard, and whose disability has been rated as fifty percent or more;
 2. "Own and occupy" means:
 - a. Possession of an interest in real property, which interest is recorded in the office of the district recorder, or if unrecorded, is attested by a contract, bill of sale, deed of trust, or other proof in a form satisfactory to the assessor; and
 - b. Living on that property as one's primary residence;
 3. "Permanent place of abode" means a dwelling in which the person resides at least one hundred eighty-five days in the year prior to the exemption year and when absent, the dwelling is not leased or rented to another. This includes, but is not limited to, a mobile home or condominium and includes lots or outbuildings, or an appropriate portion thereof, which is necessary to convenient use of the dwelling unit;
 4. "Resident" means an applicant who has a fixed habitation in the state of Alaska for at least one hundred eighty-five days per calendar year, and, when absent, intends to return to the state of Alaska;
 5. "Senior citizen" means one who is sixty-five years of age or older before January 1 of the exemption year.
- E. When any real property exempt from taxation is leased, loaned or otherwise made available to or used by a private person, such person's interest shall be taxable. Taxes shall be assessed to such person and collected in the same manner as taxes assessed to owners of real property, except that taxes assessed shall be a lien only on the interest of such person in the property. When due, taxes so assessed shall constitute a debt due from such person to the city, and shall be recoverable by an action against such person. This remedy is available as an alternative to or as addition to the remedy of foreclosure of the interest of the person in the property.
- F. Temporary exemption from taxation of certain increases in assessed value of improvements.
1. There is an exemption from taxation for the increase of assessed value that is directly attributable to landscaping, or

new exterior maintenance or repair of an existing structure, and if the landscaping, exterior maintenance or repair, when completed, enhances the exterior appearance or aesthetic quality of the land or structure. An exemption may not be allowed under this subsection for the construction of an improvement to a structure if the principal purpose of the improvement is to increase the amount of space for occupancy or nonresidential use in the structure or for landscaping as a consequence of construction activities. An exemption under this subsection continues for three years commencing with the year in which the exemption is approved by the assessor.

2. An application for exemption under this subsection shall be filed with the assessor no later than March 1 of the year immediately following the year in which the landscaping, or exterior maintenance or repair of an existing structure, that is the subject of the application in whole or in part, may be appealed to the board of equalization, as provided in Section 5.36.130 of this chapter.
3. An exemption granted under this subsection expires at the end of three years and cannot be renewed. The granting of an exemption under this subsection does not affect changes in the assessed value of property that are attributable to causes other than the landscaping or exterior maintenance or repair of an existing structure that is the basis for the exemption. A reappraisal will be required prior to granting of a subsequent exemption.

(Ord. No. 1053, § 2, 9-2-2009)



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CITY OF CORDOVA

Office of City Manager

August 31, 2011

Memo to City Council
Re: Change in City Procurement Code

As a result of extensive discussions by the Cordova Center project staff with the City's Legal Counsel, and the Consultant hired to assist with the Cordova Center project, it has become apparent that the Cordova Municipal Code has not been kept up to date concerning modern procurement practices and methods. Our Legal Counsel has prepared the attached Ordinance to amend City Code to accommodate modern innovative procurement practices. As you can see, to utilize this process will require a proposal from the City Manager with reasons why the process is being recommended, approval from City Council, and review by the City's Legal Counsel to ensure that the process being used is legal. The Ordinance will still allow existing methods to be used if they are deemed best for a particular project. Approval of this Ordinance is an important step to ensure the City's future management of procurements and construction projects.

Thank you,

Mark Lynch
City Manager

**CITY OF CORDOVA, ALASKA
ORDINANCE 1087**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CORDOVA, ALASKA,
AMENDING CORDOVA MUNICIPAL CODE SECTION 5.12.100 TO AUTHORIZE
ADDITIONAL METHODS FOR PROCURING CONSTRUCTION, SUPPLY AND/OR
DESIGN SERVICES ON CITY OF CORDOVA PROJECTS**

WHEREAS, Cordova Municipal Code Chapter 5.12 generally requires the City of Cordova ("City") to award general-contractor construction management contracts, inter-governmental contracts, technical services agreements, real estate services agreements and other agreements in which the lowest responsive bidder does not necessarily correspond with the most efficient and capable bidder; and

WHEREAS, this lowest bidder requirement deprives the City of the necessary flexibility to devise the most beneficial and efficient agreement for construction, supplies and/or services; and

WHEREAS, it is in the City's best interest to expand the available procurement options so long as these options are still subject to City Council approval via ordinance and public discussion;

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

Section 1. Cordova Municipal Code Chapter 5.12 is amended to add Section 5.12.135 to read as follows:

5.12.135 Innovative Procurement Process

A. If the City Manager determines in writing that competitive sealed bidding or proposals are not in the best interests of the City, the City may procure supplies, services or construction by innovative procurement procedures under this Section.

B. Conditions for Use of Innovative Procurement.

- (1) A request to use an innovative procurement procedure shall be submitted to the Council in writing by the City Manager. The written request must include an explanation of the proposed innovative procurement procedure, how this procedure will achieve the best value, or why it is advantageous to the City due to new City needs, unique City needs, changed industry practice or new technologies.
- (2) Following approval under (1) of this section, the City Manager shall submit a detailed procurement plan to the City Attorney for review and approval before issuing public notice as required under Section 5.12.110(B). The plan shall, at a minimum, address the method of solicitation, scope, method of award, protest procedures, and proposed contract provisions. If the plan is submitted for a construction contract, the plan may address the use of a bonus in lieu of preferences.

C. Procurement Methods. Innovative Procurement Process would include, but not be limited to, such procurement methods as "design/build" and "General Contractor/Construction Manager" ("GC/GM").

Section 2. 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 in a newspaper of general circulation in the City, within ten (10) days after its passage.

1st reading: September 7, 2011

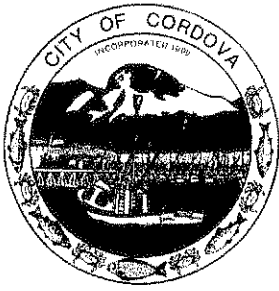
2nd reading and public hearing:

PASSED AND APPROVED THIS 21st DAY OF SEPTEMBER, 2011.

James Kallander, Mayor

ATTEST:

Susan Bourgeois, City Clerk



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CITY OF CORDOVA

Office of City Manager

August 31, 2011

Memo to City Council
Re: Manager's Sick Leave

As you are all aware I underwent surgery in early July (unplanned), and after my return from Anchorage I was not able to spend full days at the office. However, I did continue to work from home making phone calls, e-mails, and dealing with City business. During that time when I was working from home I had shown 64 hours of leave time on my time card because I was not able to be physically at the office. I am asking that the 64 hours be returned to my leave balance since I did continue to manage City business during that time, and I was available via telephone and e-mail to my staff and others.

Thank you,

Mark Lynch
City Manager

Recommended Motion: I move to authorize a return of 64 hours of leave time to the City Manager's leave balance.

CITY COUNCIL PUBLIC HEARING
AUGUST 17, 2011 @ 7:15 PM
LIBRARY MEETING ROOM
MINUTES

A. CALL TO ORDER

Vice-Mayor David Reggiani called the Council Public Hearing to order at 7:15 pm on August 17, 2011, in the Library Meeting Room.

B. ROLL CALL

Present for roll call were *Vice-Mayor David Reggiani*, Council members *Jim Kacsh*, *David Allison*, and *Bret Bradford*. *Mayor James Kallander* and Council Members *EJ Cheshier* and *Robert Beedle* were absent. Also present were City Manager *Mark Lynch* and City Clerk *Susan Bourgeois*.

C. PUBLIC HEARING

1. Ordinance 1084

An ordinance of the City Council of the City of Cordova, Alaska, authorizing the sale of Lot Three (3), Block Two (2), South Fill Development Park to David and Bootslyn Roemhildt

2. Ordinance 1085

An ordinance of the City Council of the City of Cordova, Alaska, authorizing the sale of Lot Five (5), Block Two (2), South Fill Development Park to David and Bootslyn Roemhildt

Vice-Mayor David Reggiani opened the hearing for public comment.

There was no public comment

M/Bradford S/Kacsh to recess the public hearing.

Hearing no objection, the public hearing was recessed at 7:16 pm.

Vice-Mayor David Reggiani called the public hearing back to order at 7:24 pm.

There was still no public comment.

D. ADJOURNMENT

M/ Kacsh S/Bradford to adjourn the public hearing.

Hearing no objection, *Vice-Mayor David Reggiani* adjourned the public hearing at 7:26 pm.

Approved: September 07, 2011

Attest: _____
Susan Bourgeois, City Clerk

**CITY COUNCIL REGULAR MEETING
AUGUST 17, 2011 @ 7:30 PM
LIBRARY MEETING ROOM
MINUTES**

A. CALL TO ORDER

Vice-Mayor David Reggiani called the Council Regular Meeting to order at 7:30 PM on August 17, 2011, in the Library Meeting Room.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

Corinne Erickson offered the audience an invocation.

David Reggiani led the audience in the Pledge of Allegiance.

C. ROLL CALL

Present for roll call were *Vice-Mayor David Reggiani*, Council members *James Kacsh*, *David Allison*, *Bret Bradford* and *Robert Beedle*. Mayor *James Kallander* and Council Members *EJ Cheshier* and *Keith van den Broek* were absent. Also present were City Manager *Mark Lynch*, and City Clerk *Susan Bourgeois*.

D. APPROVAL OF REGULAR AGENDA

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

Vice-Mayor Reggiani said that he was adding *John Bitney* under staff reports and there would be no executive session (item 24).

Vote on motion: 5 yeas, 0 nays, 2 absent (van den Broek, Cheshier).

E. DISCLOSURES OF CONFLICTS OF INTEREST - None**F. COMMUNICATIONS BY AND PETITIONS FROM VISITORS**

1. Guest Speakers – none
2. Audience comments regarding agenda items – none
3. Chairpersons and Representatives of Boards and Commissions – *Reggiani* reported that Planning and Zoning met on August 9 and had no action items but discussed things such as: 1) developing a list for capital improvements; 2) developing criteria for land disposals; 3) zoning districts are being reviewed a couple of districts at a time – started with ‘parks and open spaces’ and ‘conservation’; 4) began reviewing chapters of the comprehensive plan; and ended with 5) discussions of the avalanche zoned district – might want to meet with parks and rec to discuss a summer/non-structured use of that area.

G. APPROVAL OF CONSENT CALENDAR

Vice-Mayor Reggiani informed Council that the Consent Calendar was before them.

4. Record excused absence of Council member *EJ Cheshier* from the 08-03-11 Regular Meeting

5. Ordinance 1084

An ordinance of the City Council of the City of Cordova, Alaska, authorizing the sale of Lot Three (3), Block Two (2), South Fill Development Park to David and Bootslyn Roemhildt – 2nd reading

6. Ordinance 1085

An ordinance of the City Council of the City of Cordova, Alaska, authorizing the sale of Lot Five (5), Block Two (2), South Fill Development Park to David and Bootslyn Roemhildt – 2nd reading

7. Resolution 08-11-37

A resolution of the City Council of the City of Cordova, Alaska, to authorize the City Manager to enter into an agreement with Appraisal Company of Alaska for Tax Year 2012 assessment services in the amount of fifteen thousand dollars (\$15,000).

Vote on Consent Calendar: 5 yeas, 0 nays, 2 absent (van den Broek, Cheshier). Reggiani – yes; Beedle – yes; Kacsh – yes; Allison – yes and Bradford – yes. Consent calendar was approved.

H. APPROVAL OF MINUTES

M/Kacsh S/Allison to approve the minutes as presented.

8. January 19, 2011 Council Work Session Minutes
9. February 8 & 10, 2011 E-911 RFP Committee Minutes
10. July 6, 2011 Council Work Session Minutes
11. August 3, 2011 Regular Meeting Minutes
12. August 4, 2011 Special Meeting Minutes
13. August 5, 2011 Council Work Session Minutes

Vote on motion: 5 yeas, 0 nays, 2 absent (van den Broek, Cheshier).

I. CONSIDERATION OF BIDS - none

J. REPORTS OF OFFICERS

9. Mayor's Report – not present

10. Manager's Report – he reported that he has had two productive meetings with *Nancy Bird* of the PWSSC. He spent time the last two days with the AHFC representatives that were in town for their annual meetings. Letters went out to DCCED concerning the grants received for breakwater and boat ramp. *Holly (Wells, City Attorney)* wants to share some info with Council concerning the Spartan – maybe will put on first meeting in September. *Beedle* asked about the numbers in the letter concerning the breakwater project. *Lynch* said those dollar amounts came from the Corps of Engineers write-up of a few years ago. *Bradford* asked *Lynch* if he had gotten the message form a few meetings ago about starting to explore expansion of the South Fill. *Lynch* said he and the planner have begun conversations about that.

11. City Clerk's Report – *Bourgeois* reported that AML conference is coming up – November 7-11 in Fairbanks. *Deputy Clerk Kincaid* would be attending a 2 day assessing training in Wasilla – as was suggested by *Steve Vansant* (State Assessor) when he was here auditing Cordova's assessing function. Ordinances will now be advertised in the ADN – until Cordova Times is back up and running. *Bourgeois* mentioned that the fee schedule should come before them in November as was suggested by Council (i.e. to coincide with the passage of the 2012 budget). She also asked if Council wanted an ordinance change that would entail incorporating water and sewer rates and fees in the fee schedule resolution instead of passing an ordinance to do those as is now the case. Council said yes to bring that forward. *Bourgeois* mentioned that charter speaks to the possibility of posting ordinances in 10 conspicuous places (instead of publishing in newspaper) - Council asked that she bring a list to the next meeting of 10 conspicuous places.

12. Staff Reports

John Bitney, City Lobbyist – *Bitney* said he was in town because he had once represented AHFC and when he took the Cordova job he suggested that they hold a meeting in Cordova – they agreed and were presently having their annual meeting in Cordova. They were using the new Elementary School as a meeting location and *Sandie Ponte* had cooked breakfast, the group also attended a dinner at the Reluctant of more than thirty people. It was convenient that he was here for a Council Meeting and he was glad to be able to attend. As a summary he said that Council mainly tasked him with 2 things during the 2011 legislative session, getting money out of the state capital budget for Cordova's capital priorities and redistricting. The hospital roof for \$2M was the number one priority – which was in the legislature's budget but was vetoed by the Governor. It became apparent to him that people are unaware of where the Cordova hospital is at presently. He is glad to listen in tonight and then will be able to speak to that if the question arises again in Juneau. He also said that so many projects were vetoed that the Governor's staff is collecting research on them all and possibly they will be brought forth at the beginning of the next session for a decision. There was good news for Cordova in that some of the other projects did receive funding.

Bitney went on to say that there was good news as far as redistricting. Cordova's best second option (once we knew that Southeast was not going to happen based on populations there) was being grouped with Kodiak – and that is exactly what happened. There is a lawsuit pending (Fairbanks Borough) but it should not change our House District regardless of the outcome. It could impact our Senate District pairings only. **Kacsh** asked what timeline we should follow regarding having a capital priority list ready for the Governor. **Bitney** responded that mid to late September would be in-line with the process in Juneau.

a. **Josh Hallquist**, COR, Cordova Center Project – not present

b. **Cathy Sherman**, Cordova Center Phase II – not present

c. **Moe Zamarron**, with Josh and Cathy both absent – **Zamarron** gave a brief report with no real concerns about the Cordova Center progress since the last report.

K. CORRESPONDENCE

18. Letter from RCAC to Governor (cc to City) in re: invasive species

19. Letter from Lynch to DCCED in re: Breakwater

20. Letter from Lynch to DCCED in re: North Fill Boat Ramp

L. ORDINANCES AND RESOLUTIONS - None

M. UNFINISHED BUSINESS

Vice Mayor Reggiani called for a five minute recess. There was no objection; Council was in recess from 8:12 pm until 8:17 pm.

21. Health Care Management RFP – Council action

M/Allison S/Beedle to accept the proposal from Providence and direct the City Manager to enter into negotiations with Providence for a management contract for all health care systems owned by the City and currently operated under CCMC.

Allison said that we have been discussing this for the better part of two years and the employees at the hospital and the whole town is really ready for a change. He said he leaned toward Providence based on the name recognition of Providence to the public (i.e. people have been there in Anchorage and there is a sense of trust in the name). The community needs change and he is ready for that to get going. **Bradford** said he agrees with a lot of what **Allison** said but he prefers the QHR proposal. **Bradford** thought a lot of the additional services in the Providence proposal seemed to have a cost associated with them; also QHR has an excellent retention of contracts; and he has friends who live in Juneau and work at Bartlett and are very happy with QHR's management there.

At this time Council member **EJ Cheshier** joined the meeting via teleconference.

Allison said his biggest concern was QHR's local governance model. He wants to get on with turning this over to the professionals. He said HSB couldn't get a quorum last week – i.e. CCMC is out of compliance on many items.

Beedle concurred with **Allison** and said that the people he has spoken to prefer Providence so he will support the motion.

Kacsh and **Cheshier** weighed in briefly and concurred that they would support the motion and were in favor of Providence.

Reggiani said he is supportive of Providence – he likes the way **Allison** put it regarding people being “familiar” with the name. He is sensitive to the term “turning it over” – because he knows we will retain control through the contracts we put in place. He said it was striking that Council was struggling so much with subsidizing the hospital but when the community phone survey was done during the strategic planning process, the message was clear that the community was ok with subsidizing.

Vote on motion: 5 yeas, 1 nay (Bradford), 1 absent (van den Broek). Reggiani – yes; Beedle – yes; Kacsh – yes; Allison – yes; Bradford – no and Cheshier – yes. Motion was approved.

N. NEW & MISCELLANEOUS BUSINESS

22. Pending Agenda and Calendar

Bourgeois mentioned that Council has been looking at capital priorities quarterly and that will come up again in September. **Lynch** said he could work with **Bitney** on this, but would like to know if Council is interested in new things (i.e. projects to add to our list). It was decided that there would be a work session before the first meeting in September. The Clerk will schedule that for 6:30 pm on September 7, 2011.

Bradford asked **Ashley Royal** for financial reports to be in the packet for September 7, 2011 Regular Meeting (year to date actuals compared to budget).

O. AUDIENCE PARTICIPATION

Tom Bailer of 304 Orca Inlet Drive thanked Council for the health care decision – thought they made a good choice. He said he is getting good cooperation from City staff (**Moe** and **Malvin** and water department) working on a water line project. He is happy about the chip sealing program – has made life better here for everyone. He said the public works shop building was sided and looks good.

P. COUNCIL COMMENTS

18. Council Comments

Kacsh said he would like the harbor dumpsters put back to the top of the ramps. He would like discussion on it at the next meeting.

Bradford is glad to see we are taking giant steps forward with the hospital decision. He said he spoke against Providence and voted against but he is on board and is excited for the changes.

Allison is also excited about the Providence move and is glad the employees know the direction we are headed. He agrees to getting the harbor dumpster issue on the agenda.

Beedle is also glad for the hospital decision. He said there was a letter about the North Fill boat ramp project and with the pile-driver in town he thought it a good idea to get the project done in two phases and take advantage of the equipment in town. He also wants the breakwater project done as soon as possible to not allow more damage to the harbor floats and piers.

Reggiani asked that the Harbormaster write a short memo concerning the harbor dumpster issue so as to bring Council up to speed on the sequence of events, since some of them were not on Council then. He also reported having spent an evening recently speaking with **Warren Wright** of the USCG (liaison for Senator Murkowski's office) about the Sound Developer. **Wright** relayed to him that this was a priority and they would be working hard to deal with it for Cordova. He had said that the USCG had spent a half a million dollars already trying to raise the Sound Developer.

Q. EXECUTIVE SESSION

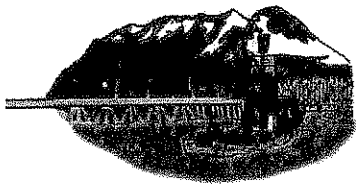
27. Cordova Center financial update – this executive session was deemed unnecessary and removed during approval of the regular agenda.

R. ADJOURNMENT

M/Allison S/Kacsh to adjourn the regular meeting at 8:54 pm. Hearing no objection, the meeting was adjourned.

Approved: September 7, 2011

Attest: _____
Susan Bourgeois, City Clerk



City of Cordova
602 Railroad Ave.
P.O. Box 1210
Cordova, Alaska 99574

Phone: (907) 424-6200

Fax: (907) 424-6000

Email:

citymanager@cityofcordova.net

CITY OF CORDOVA

Office of City Manager

September 1, 2011 Manager's Report (for 09/07/11 Council meeting)

Since I have just gotten back into the full swing of things over the past few weeks I felt it might be easier to summarize my activities by topic rather than my usual day-by-day format. Aside from the normal daily routine of e-mails, phone calls, signing bills, checks, timecards, etc., here are the primary issues I have been working on.

Police Chief Hiring: A five member committee reviewed the applicants and made a recommendation to the Manager concerning interviews. Phone interviews were conducted and one candidate was chose to come to Cordova for a personal interview after which the committee unanimously supported making the candidate an offer. The candidate accepted and plans to start work in Cordova the week of October 3. The new Chief's name is Bob Griffiths and he has an impressive background in law enforcement.

Other personnel positions: I have been working with HR to ensure that all job descriptions contain correct essential duties and are in a standard format. We currently have positions open at the library, and are advertising for a new Superintendent of Streets and Equipment (Rob Brown's old position). Also, Oscar Delpino has submitted notice that he is resigning and has agreed to stay until the end of September. I am looking into an option of possibly including Building Inspector duties in the Fire Marshal job description. These two duties require similar skills and seem to fit together well.

Ambulance Billing: It has been determined by our legal counsel that due to Federal regulations the only entity that can bill for ambulance calls is the volunteer fire department, and that funds received for such billing must go directly to the volunteer department and not into the City's accounts. I can arrange for a more explanatory memo from our attorney if Council would like.

Also, I have spoken to our Fire Marshal and Fire Chief and they have no problem placing these funds into an account that would be dedicated to ambulance replacement, and that such ambulances would become City property. We also learned from this research that employees that dispatch ambulances are mandated to be trained in HIPPA regulations. I have passed that information to the Police Chief who is working on getting the necessary training in place.

Union Grievance and Contract: I have been working with the Union to settle a grievance concerning holiday pay, and also reviewing our contract in detail to prepare for negotiations that are set to begin in October.

Budget: I am working on an early draft of the 2012 budget and asked Department heads to be setting up meetings with myself or Ashley to discuss their needs for 2012. In addition I told them that we will be working on the fee schedule this year in conjunction with the budget and to be working on any fee changes they may feel are necessary.

Hospital Contract: I attended a staff meeting at the Hospital on August 19th to explain where we are in the process with Providence and try to settle any rumors that were being passed around. I have had initial contact and phone conversations with Providence, and their representative will be sending me a draft contract to review in the near future. I've also discussed with City Legal Counsel issues related to the Hospital and our City Code & Charter.

South Fill: I have had several meetings with our Planner to discuss an expansion of the South Fill. We are currently identifying issues that need to be addressed and Sam is working to determine what order is most appropriate to address them in.

Sound Developer: We have news that the Coast Guard has announced they plan request bids to remove the Sound Developer from Cordova Harbor with the removal to occur sometime this fall, if possible. They have requested a meeting with the City to discuss details in the near future.

Spartan: Have had discussions with Legal Counsel and this topic will be discussed during Executive session.

Science Center: Have met with representatives from the Science Center and we are working on a potential solution to their space issue that will also help gain some space within the Harbor. More details to come as we progress.

ILP Bond: I sat in several teleconferences concerning the Bond sale for the ILP building along with Ashley and Tom Klinkner (City Bond Counsel). The Bonds have been sold, and closing is set for September 15th. The City will receive the funds likely near the end of September.

ILP Groundbreaking Ceremony: On August 26th I attended a groundbreaking ceremony for the new ILP Building behind the High School.

Time Off, September 22-30: My son, his wife, and two grandchildren are visiting Cordova from September 22-30. I will be around and have my cell phone, but I am taking most of that time off work to spend with them.

AML, AMMA, November 7-11: I will be attending the AML and Alaska Municipal Managers conference in Fairbanks during this time.

Finalization of Mt. Eccles Project: I have been working, with the help of Moe, to make sure all final work and punch list items are completed satisfactorily before final payouts for work and retainage.

ALASKA MUNICIPAL LEAGUE 2011 STATEWIDE PRIORITIES

- **REVENUE SHARING:**

We recommend the Governor include in his budget recommendation, a one-time COLA to Revenue Sharing, based on the cumulative Anchorage CPI for 2007 through 2010, with appropriation of said funds.

- **UNFUNDED MANDATES:**

We believe that any state or federal legislation, or rule, that requires an implementation or operation cost, shall be fully funded by the implementing agency. This includes "optional" exemptions handed down to local governments that will diminish the local tax base.

- **ENERGY:**

We believe the Legislature must aggressively facilitate affordable energy for all Alaskans through:

1. The support of oil and gas, as it remains the primary source of energy for most of Alaska;
2. The encouragement of connectivity between communities, as well as incentives for energy project funding;
3. An actual time certain process that selects and prioritizes projects;
4. Full funding of the PCE (Power Cost Equalization) Endowment fund through joint congressional and state appropriations;

- **PERS:**

We support a sustainable salary base to pay off the PERS unfunded obligations. AS 39.35.625, and any other similar statutes or regulations that require termination studies, should be repealed. Simply following AS 39.35.255(a)(2), amended with inflation adjustment language, will provide a more efficient, cost effective and equitable method of ensuring that the required PERS salary base is maintained.

- **TRANSPORTATION:**

We believe the Legislature should implement:

1. The dedication of funds for the Alaska Transportation Infrastructure Fund;
2. A matching grant component for acquiring federal funds and to help local governments to develop otherwise financially difficult projects;
3. A local government seat at the table during allocation considerations of the Transportation Infrastructure Fund.

**ALASKA MUNICIPAL LEAGUE
2011 FEDERAL PRIORITIES**

- **PAYMENT IN LIEU OF TAXES (PILT):**
We support full funding of the PILT program, to the authorized levels of P.L. 103-379 (over 300 million nationwide).
- **SECURE RURAL SCHOOLS AND COMMUNITY SELF-DETERMINATION ACT (SRS/ TIMBER RECEIPTS):**
We support the reauthorization and enhancement of the Secure Rural Schools program (PL 110-343). Reauthorization should maintain coupling between payments to boroughs and active natural resource management; and the connection between sustainable natural resource management and the stability and well being of forest boroughs and communities.
- **CLEAN WATER ACT:**
While supporting Clean Water Act provisions that protect wetland habitats and rivers and streams of Alaska, we do not support federal efforts to change the definition of the Clean Water Act from navigable waters to "waters of the United States," and also oppose federal efforts to further expand the authority and responsibilities of the federal agencies in regard to these waters.
- **ARCTIC ISSUES:**
We support ratification of the United Nation's Convention on the Law of the Sea. Until that ratification takes place, the US cannot participate in deliberations which affect the national security; environmental concerns relating to the use of the seas; and to economic development for Alaska's coastal communities.
- **LAND USE DESIGNATIONS:**
We oppose decisions on land use designations that are not completely reviewed through the proper Congressional system already in place.
- **ENERGY EFFICIENCY GRANTS:**
We support full funding of the Energy Efficiency and Conservation Block Grant (EECBG) Program to state and local governments.
- **DENALI COMMISSION:**
We support reauthorization and appropriation of the Denali Commission to further construct and improve much-needed infrastructure throughout the State, especially in rural areas.

CITY CLERK'S REPORT TO COUNCIL

September 07, 2011 Regular Council Meeting

Date of Report: August 31, 2011

Council/Mayor Matters: completed post-8/17/11 regular meeting clean-up, printing, signing, scanning, advertising, distributing and posting on City website, minutes, ordinances, resolutions etc.; completed pre-09/07/11 work session and regular meeting prep, compiling, writing, editing, minutes, resolutions, ordinances, other agenda items from different departments, attorney, manager, Mayor or Vice-Mayor and Council; post agendas and packets to City website; prepared 9/11 remembrance resolution

Property Tax Matters/Deputy Clerk: we handled everyday responses to property tax requests from banks, mortgage companies, citizens, other departments; ensured the receipt of first half payments which were due by August 31; Robyn is coordinating with assessors for their fall visit to begin preparations for 2012 tax roll

Elections: sent an occasional voter registration form to Division of Elections; began prep by compiling a calendar of all appropriate dates for March 2012 election; read through election charter and code

Records Requests: daily phone calls and/or drop-ins with Clerk's department questions, property tax questions and procedural matters; responded to DCRA request for community information

Invoices: coded, approved & submitted regular department bills for payment to accounts payable; signed City payroll and accounts payable checks

City Vehicles and Equipment: renewed registrations for City vehicles through online DMV service

Attorney Contact: worked with Holly on Code change appearing as Ordinance 1086; talked with Holly about election advertising; worked with Holly on future ordinance regarding code change for water sewer rates; signed and sealed paperwork for bond issuance for ILP building per attorney instruction (in order to complete, had to research dates of elections of all seated Council members)

General Office: notarized plat, began planning for AML conference in November in Fairbanks; helped coordinate Foraker Group training for City Boards and Commissions in November; ordered office supplies (2012 calendars)

Other: began compiling notes/info for possible Mayor letter in re mile 36 bridge on Copper River Highway

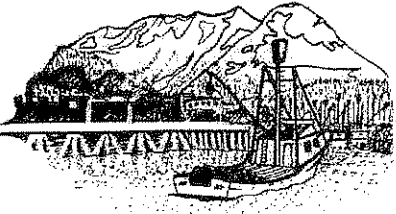
MEMO, City of Cordova

FROM: Ashley Royal, Finance Director
TO: City Manager, Mayor and City Council
Date: August 31, 2011
RE: Financial Report

This memo is to inform you that the financial report for the eight months ending 8/31/11 will be presented as handouts at the Council Meeting. This is necessary so that all the month of August may be posted and included in the report.

Respectfully
Ashley Royal
Finance Director, City of Cordova

CITY OF CORDOVA



MEMO

TO: Mayor, City Council, and City Manager
FROM: Finance Director
DATE: September 1, 2011
RE: Council update on status of delinquent sales tax

Except for two businesses, all those businesses entering the summer season in delinquency status have made arrangements and a plan for remedy, and kept their promises and the terms of agreements with the city. Therefore, it is those two businesses remaining in violation that are the primary subject of this memo of status update.

It should be first noted that technically those two businesses have been in violation of the City Code, on more than one count, for several months. The City has simply chosen to not evoke certain strict provisions for remedy, in a good faith effort to find a more amenable solution.

Secondly, the violations involve misappropriation of money, which by law is not available for discretionary use by the business owners. The owners of the businesses mentioned herein got into delinquent status as a direct result of such misappropriation, and the good faith plan for remedy, entered into with the City, included an opportunity for the business owners to cease the practice of such misappropriation.

Failure by the two business owners to maintain the agreed upon plan for good faith remedy, and to become current, is in effect a failure to cease misappropriation of money belonging to the city. Based on actions and behavior, particularly through the summer busy season, it now appears that sufficient evidence exists to cause the belief that further agreements or plans with these two businesses will also fail to gain their compliance with the city code.

Therefore, the above reasons have brought staff to the threshold of evoking the full force of the provisions for remedy that can be found within the City Code. This is not something that requires action on the part of Council, at this time, because the delegation of authority already exists in the City Code. Again, the purpose of this memo is to keep Council informed.

Primarily, among those things which Council should be aware is that the next administrative action is to involve the city attorney in every step, to ensure to the extent possible, the remedies available within the City Code, and State law are not thwarted on some technicality. The goal of this action and remedy, which may be found within civil action, injunctive relief, and the Courts, etc., is simply sustained full compliance with the City Code, or termination of the business.

Respectfully,

Ashley Royal,
Finance Director, City of Cordova

STATE CAPITOL
PO Box 110001
Juneau, Alaska 99811-0001
907-465-3500
fax: 907-465-3532



550 West 7th Avenue #1700
Anchorage, Alaska 99501
907-269-7450
fax 907-269-7463
www.Gov.Alaska.Gov
Governor@Alaska.Gov

Governor Sean Parnell
STATE OF ALASKA

August 11, 2011

The Honorable Jim Kallander
Mayor
City of Cordova
P.O. Box 1210
Cordova, AK 99574

Dear Mayor Kallander,

Thank you for your correspondence regarding your support for the FY2012 capital budget projects for the City of Cordova.

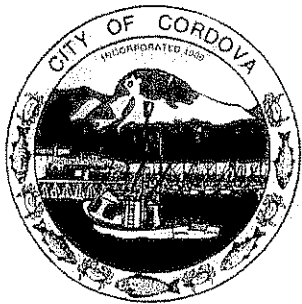
As you know, the FY2012 capital budget was signed into law on June 29, 2011. Early in the legislative session, I set a spending level for the FY2012 budget. Careful consideration was given to each specific project included in the budget before final action was taken.

I signed a healthy capital budget that will put Alaskans to work and invest in important energy initiatives and infrastructure across the state. The State's budget plan also saves for the future in the midst of these financially uncertain times. Overall, the budget provides significant opportunities for Alaskans today, while better securing our future.

Again, thank you for writing. I appreciate hearing from you on issues that are important to Alaskans.

Best regards,

A handwritten signature in cursive script that reads "Sean Parnell".
Sean Parnell
Governor



CITY OF CORDOVA

Office of City Manager

City of Cordova
602 Railroad Ave.
P.O. Box 1210
Cordova, Alaska 99574
Phone: (907) 424-6200
Fax: (907) 424-6000
Email: citymanager@cityofcordova.net
Web: www.cityofcordova.net

August 15, 2011

Jennifer L. Schorr
Assistant Attorney General
Office of the Attorney General
1031 West 4th Avenue, Suite 200
Anchorage, AK 99501-1994

Craig R. O'Connor
Senior Counsel for Natural Resources

Dear Ms. Schorr and Mr. O'Connor:

In regard to the letter received from you dated July 18, 2011, the Cordova City Council and administration would like to forward the following resolution and information for your consideration. To meet the final, lingering condition for Resolution 11-02 passed by the Trustee Council on November 3, 2010, the Cordova City Council passed Resolution 08-11-36 assuring firm commitments for the funding of all anticipated costs of construction of the Cordova Center.

In addition, please find additional budgetary information regarding the financial plan for the Cordova Center. We anticipate this will satisfy the requirements set forth by the Department of Law and NOAA on behalf of the Trustee Council so that the EVOS Restoration Funds may be expended and the Cordova center can reach fruition.

Sincerely,

Mark Lynch
City Manager

cc: Senator Lisa Murkowski, Senator Mark Begich, Representative Don Young; Senator Albert Kookesh; Representative Bill Thomas

John I Harvill
P.O. Box 1569
Cordova, Alaska 99574
Phone: (907) 424-4512
Fax: (907) 424-4514
e-mail:harvill@ctcak.net

August 18, 2011

Cordova City Council
P.O. Box
Cordova, AK 99574

Dear Members of the City Council,

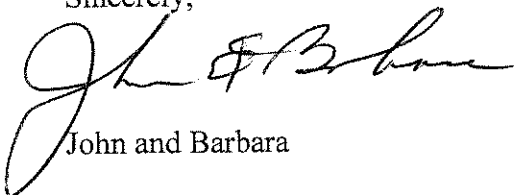
We fully understand the magnitude of the job each of you do for all of us in Cordova, and we should get up each morning and thank each of you for the hardship your volunteer effort involves. That really does not happen, but when one reads in the paper that our students have exceeded federal testing standards, attends a few City Council meetings, and sees the issues you address as I have done recently, it jogs one's memory, so we all thank you.

It is particularly rewarding to read in the paper that our students excel under Mr. Jim Nygaard and his staff with all of your support. Our youth are our future, and anything we can do to help them exceed their expectations is good for our Community.

That does not minimize all the other areas where Cordova excels as a community because of your hard work, from hospitals to roads, planning to harbors etc. We all fully understand without your good management none of these things would happen.

I can assure you we are all very thankful and proud for the time and effort each of you put out to make our City the BEST it can be in working with our City Manager, Mark Lynch, and the City staff, Good Job! And we will try and remember each of you every morning in our thoughts, and THANK YOU!!!

Sincerely,



John and Barbara



August 24, 2011

Mayor James Kallander and
Members of the Cordova City Council
P.O. Box 1210
Cordova, AK 99574

Dear Mayor Kallander and Council members,

I want to follow up on our June 23, 2011 letter requesting the purchase of city property. After the August 3 city council meeting, I was pleased to formally meet with the city manager and planner to discuss our plans and begin exploring alternative options. We continue to be in discussions, along with the harbormaster and I am hopeful that we can reach agreement on a way forward that will satisfy the many competing needs for development in our location.

I asked the city manager to postpone any further action on our specific requests made in the June 23rd letter while we continue these discussions.

Please give me a call if you have any questions, or would like details about the options we're currently exploring. Thank you.

Sincerely,

Nancy Bird
President

cc: City Manager Mark Lynch
City Planner Samantha Greenwood
Harbormaster Dale Muma

Anchor Auto/Marine, Inc.
P.O. Box 2342
Cordova, Alaska 99574
907-424-7278

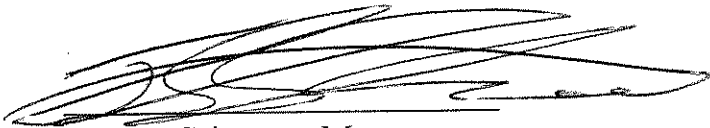
City of Cordova
P.O. Box 1210
Cordova, AK 99574

August 10, 2011

Attn: Mayor/City Council

RECEIVED
AUG 31 2011
City of Cordova

As you may or may not be aware, Anchor Parts (Napa) provides a convenient service to the citizens of Cordova. We provide a drop off location for citizens to dispose of their old used tires. This prevents unnecessary disposal of tires into the dumpsters around town, and also hopefully prevents those from disposing these old tires into the ocean, or heaving them onto the side of the road somewhere. We utilize the landfill to haul these tires to when we have an end dump full or more. It is a fairly costly endeavor for us to do this as we are charged for use of the end dump truck and the cost of someone hauling the load(s) to the landfill. In addition, we are charged fees for landfill usage by the City of Cordova. We have recently learned as well, that people have been told by garbage department personnel to drop off their tires behind Napa, (this results in tires that may or may not have originated from our store) thus resulting in us incurring the cost of disposal for tires we did not even originally sell. We would like to ask for consideration of waiver of the landfill fees, as this is saving our community from unwanted waste, and makes it convenient for people to come by anytime of the day or night and drop off the tires. Please consider this request at your next earliest convenience. Thank you.



Shawn Stimson, Manager



Regional Citizens' Advisory Council / "Citizens promoting environmentally safe operation of the Alyeska terminal and associated tankers."

In Anchorage: 3709 Spenard Road / Suite 100 / Anchorage, Alaska 99503 / (907) 277-7222 / FAX (907) 277-4523
In Valdez: P.O. Box 3089 / 130 South Meals / Suite 202 / Valdez, Alaska 99686 / (907) 834-5000 / FAX (907) 835-5926

MEMBERS

August 24, 2011

Alaska State
Chamber of
Commerce

Mayor Jim Kallander
City of Cordova
PO Box 1210
Cordova, AK 99574

Alaska Wilderness
Recreation & Tourism
Association

Dear Mayor Kallander:

Chugach Alaska
Corporation

City of Cordova

City of Homer

City of Kodiak

City of Seldovia

City of Seward

City of Valdez

City of Whittier

Community of
Chenega Bay

Community of
Tatitlek

Cordova District
Fishermen United

Kenai Peninsula
Borough

Kodiak Island
Borough

Kodiak Village Mayors
Association

Oil Spill Region
Environmental
Coalition

Port Graham
Corporation

Prince William Sound
Aquaculture
Corporation

The Prince William Sound Regional Citizens' Advisory Council (PWSRCAC) is an independent non-profit corporation whose mission is to promote environmentally safe operation of the Valdez Marine Terminal and associated tankers. Our work is guided by the Oil Pollution Act of 1990 and our contract with Alyeska Pipeline Service Company. Our mandate includes, but is not limited to: monitoring the environmental impacts of the terminal facilities and the tankers that use it; reviewing respective oil spill prevention and response contingency plans; monitoring drills and exercises; studying wind, water currents and other environmental factors; reviewing new technological developments or changed circumstances; providing advice and recommendations to industry and regulators on any findings coming from the above mentioned tasks; and broadly representing our constituents in the region affected by the 1989 Exxon Valdez oil spill.

The PWSRCAC Board of Directors has adopted a Strategic Plan intended to provide a five-year framework to guide the development of our annual work plans and budgets. This plan builds upon the extensive foundations and work that our council has accomplished throughout its twenty years of operations and evolution.

There are many avenues in which we strive to achieve our mission. One is to foster partnerships among industry, government agencies and citizens. We have learned that such partnerships lead to good policies, better response capabilities, safer transportation of oil, and improved environmental protection.

Our Board of Directors is working to update the Strategic Plan to cover the years 2012 through 2016 and we invite your suggestions for projects that would support our mission. **Please submit suggestions no later than September 30, 2011.** Please include a brief statement on as many as possible of the following criteria:

- 1) Goals and objectives of the proposed project
- 2) Relevance to the PWSRCAC mission
- 3) Benefit to PWSRCAC constituents
- 4) Probability of success
- 5) Anticipated cost

Our Board of Directors will evaluate current projects and proposed new projects based on the above criteria, and a five-year project schedule will be developed. We appreciate you taking the time to provide suggestions to help us achieve our goals on behalf of the citizens we represent. Joint projects help to generate a cooperative spirit of shared problem solving, leading to common ground and continuous improvements in the safety of oil transportation.

Sincerely,

Mark Swanson
Executive Director

United States Senate

WASHINGTON, DC 20510

August 31, 2011

Dear Mayors, City Managers, and City Council Members:

This year we mark the 10th anniversary of the terrorist attacks of September 11, 2001, a day that changed America forever. To commemorate this occasion and pay tribute to those we lost, the United States Senate, in an overwhelming demonstration of unity, unanimously passed a resolution establishing a national Moment of Remembrance at 1:00 p.m. Eastern Daylight Time on September 11, 2011. I write to request that you join us in making this Moment of Remembrance a symbol of solidarity throughout your city and across the country.

During the Moment of Remembrance, every person across the country is called upon to ***stop and remember*** those we lost in the September 11th attacks. The Moment of Remembrance will take place for one full minute at 1:00 p.m. Eastern Time (9:00 a.m. AKST) on September 11, 2011, and cities and towns, firehouses, churches and other institutions across the country are called upon to sound sirens and ring bells during that minute. These sirens and bells will be a signal for each person to stop and remember the people we lost and demonstrate the perseverance the American people have shown since that fateful day. Alaskans can honor their fellow citizens by participating in this event.

I hope you will participate by:

- Passing a resolution or issuing a proclamation recognizing the Moment of Remembrance;
- Working with and contacting firehouses, police, churches, and other institutions in your municipality to sound sirens and ring bells for one minute at 9:00 a.m.;
- Hosting an event to commemorate the 10th anniversary of the September 11th attacks that includes the Moment of Remembrance; and
- Notifying your constituents of the forthcoming Moment of Remembrance by noting it on your website and through local papers, social media and other outreach mechanisms.

I've attached a sample proclamation for you to use as a guideline. Please feel free to use any part of it for your own resolution. You can get more information on the Moment of Remembrance website at: www.lautenberg.senate.gov/stopandremember. You can also contact my office at (202) 224-1899 for additional information. Thank you for your consideration.

Sincerely,


Mark Begich
United States Senator

**CITY OF CORDOVA, ALASKA
RESOLUTION 09-11-38**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORDOVA, ALASKA
JOINING THE NATIONAL MOMENT OF REMEMBRANCE OF THE 10th ANNIVERSARY
OF SEPTEMBER 11th**

WHEREAS, the City Council of the City of Cordova, Alaska expresses its support of the United States Senate regarding coming together as a Nation and ceasing all work or other activity for a moment of remembrance beginning at 1:00 p.m. Eastern Daylight Time on September 11, 2011, in honor of the 10th anniversary of the terrorist attacks committed against the United States on September 11, 2001; and

WHEREAS, at 8:46 a.m., on September 11, 2001, hijacked American Airlines Flight 11 crashed into the upper portion of the North Tower of the World Trade Center in New York City, New York; and

WHEREAS, 17 minutes later, at 9:03 a.m., hijacked United Airlines Flight 175 crashed into the South Tower of the World Trade Center; and

WHEREAS, at 9:37 a.m., the west wall of the Pentagon was hit by hijacked American Airlines Flight 77, the impact of which caused immediate and catastrophic damage to the headquarters of the Department of Defense; and

WHEREAS, at approximately 10:00 a.m., the passengers and crew of hijacked United Airlines Flight 93 acted heroically to retake control of the airplane and thwart the taking of additional American lives by crashing the airliner in Shanksville, Pennsylvania, and, in doing so, gave their lives to save countless others; and

WHEREAS, nearly 3,000 innocent civilians were killed in the heinous attacks of September 11, 2001; and

WHEREAS, tens of thousands of individuals narrowly escaped the attacks at the Pentagon and World Trade Center and, as witnesses to this tragedy, are forever changed; and

WHEREAS, countless fire departments, police departments, first responders, governmental officials, workers, emergency medical personnel, and volunteers responded immediately and heroically to those horrific events; and

WHEREAS, the Fire Department of New York suffered 343 fatalities on September 11, 2001, the largest loss of life of any emergency response agency in United States history; and

WHEREAS, the Port Authority Police Department suffered 37 fatalities in the attacks, the largest loss of life of any police force in United States history in a single day; and

WHEREAS, the New York Police Department suffered 23 fatalities as a result of the terrorist attacks; and

WHEREAS, the impact of that day on public health continues through 2011, as nearly 90,000 people are at risk of or suffering from negative health effects as a result of the events of September 11, 2001, including 14,000 workers and 2,400 community residents who are sick, and tens of thousands of others whose health is being monitored; and

WHEREAS, 10 years later, the people of the United States and people around the world continue to mourn the tremendous loss of innocent life on that fateful day; and

WHEREAS, 10 years later, thousands of men and women in the United States Armed Forces remain in harm's way defending the United States against those who seek to threaten the United States; and

WHEREAS, on the 10th anniversary of this tragic day, the thoughts of the people of the United States are with all of the victims of the events of September 11, 2001 and their families; and

WHEREAS, the lives of Americans were changed forever on September 11, 2001, when events threatened the American way of life; and

WHEREAS, in 2009, Congress and the President joined together to designate September 11 as a National Day of Service and Remembrance under the Serve America Act (Public Law 111-13; 123 Stat. 1460); and

WHEREAS, in September 2009 and 2010, President Obama issued Proclamation 8413 (74 Fed. Reg. 47045) and Proclamation 8559 (75 Fed. Reg. 56463) proclaiming September 11, 2009, and September 11, 2010, respectively, as Patriot Day and National Day of Service and Remembrance; and

WHEREAS, September 11 will never, and should never, be just another day in the hearts and minds of all people of the United States;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Cordova, Alaska:

- (1) recognizes September 11, 2011, as a day of solemn commemoration of the events of September 11, 2001, and a day to come together as a Nation; and
- (2) offers its deepest and most sincere condolences to the families, friends, and loved ones of the innocent victims of the September 11, 2001, terrorist attacks; and
- (3) honors the heroic service, actions, and sacrifices of first responders, law enforcement personnel, state and local officials, volunteers, and countless others who aided the innocent victims of those attacks and, in doing so, bravely risked and often gave their own lives; and
- (4) recognizes the valiant service, actions, and sacrifices of United States personnel, including members of the United States Armed Forces, the United States intelligence agencies, the United States diplomatic service, homeland security and law enforcement personnel, and their families, who have given so much, including their lives and well-being, to support the cause of freedom and defend the security of the United States; and
- (5) reaffirms that the people of the United States will never forget the challenges our country endured on and since September 11, 2001, and will work tirelessly to defeat those who attacked the United States; and

BE IT FURTHER RESOLVED that on the 10th anniversary of this tragic day in United States history the City Council of the City of Cordova, Alaska calls upon all of the people and institutions of the United States to observe a moment of remembrance on September 11, 2011, including (i) media outlets; (ii) houses of worship; (iii) military organizations; (iv) veterans organizations; (v) airlines; (vi) airports; (vii) railroads; (viii) sports teams; (ix) the Federal Government; (x) State and local governments; (xi) police, fire, and other public institutions; (xii) educational institutions; (xiii) businesses; and (xiv) other public and private institutions; and

BE IT FURTHER RESOLVED that the City Council of the City of Cordova, Alaska encourages the observance of the moment of remembrance to last for 1 minute beginning at 1:00 p.m. Eastern Daylight Time by, to the maximum extent practicable ceasing all work or other activity; and marking the moment in an appropriate manner, including by ringing bells, blowing whistles, or sounding sirens.

PASSED AND APPROVED THIS 7th DAY OF SEPTEMBER, 2011

James Kallander, Mayor

ATTEST:

Susan Bourgeois, City Clerk

MEMO

DATE: August 19, 2011

TO: City Council

FROM: Harbormaster Muma

RE: Harbor Dumpsters

The harbor dumpsters were moved from the street near the harbor approaches to their present location about 2004. It was a decision made by Scott Hahn based on input by staff regarding the use or abuse at that time by users.

Hazardous waste, primarily used oil, was a big problem at that time in the dumpsters. It was easier for harbor users to toss their buckets or containers of used oil and absorbents into the dumpsters rather than walking to the used oil reception facility to properly dispose of those items. The result was oil leaking from the dumpsters and running into the harbor. The thought was that if the dumpsters were next to the oil reception facility then those people who had used oil to dispose of would be less likely to toss it in the dumpster if they had to walk by the used oil facility to do it. The decision to move the dumpsters based on this reason proved to be a good one. Oil in the dumpsters has drastically been reduced.

They other reason for the move was to present a cleaner, neater image for the harbor. Many times, the dumpsters get to the point where trash is over flowing onto the ground and is stacked up around the dumpsters. Rather than having this situation where people are parking and walking by we thought it would be better to get the trash off the street and consolidated in one area which was more "out of sight". During stormy weather, trash was blowing into the harbor and down the street which became unsightly as well.

Although there is still abuse by users, it is my opinion that the present location is still the best. We are eliminating the unsightly mess on the main harbor street and providing for approximately six more parking spaces. I know that it is more convenient for harbor users to have the dumpsters near the approaches when they leave the harbor, however I would be afraid that if they were placed back there it would encourage harbor users to place their used oil into them. I spoke with Greg Rankin, from the Baler on this as well. Although he has some other issues with harbor dumpster use, he feels that this is probably the best location as well.

A MEMO FROM SUSAN BOURGEOIS, CITY CLERK

DATE: September 01, 2011
TO: Mayor and City Council
SUBJECT: Health Services Board

There is a vacancy on the Health Services Board which serves a three-year term to expire in August 2014. *Tim Joyce's* term has expired as of August 31, 2011. The Clerk's office advertised for interest in the vacancy and received only one letter, from *Tim Joyce*.

RECOMMENDED MOTION: Move to approve Mayor Kallander's appointment of Tim Joyce to the Health Services Board, to serve a three-year term that will expire in August 2014.

REQUIRED ACTION: Majority voice vote.

Tim Joyce
P.O. Box 555
Cordova, AK 99574

Mayor Jim Kallander
City of Cordova

September 1, 2011

Mayor Kallander:

Please consider me for another term on the Health Service Board at the Cordova Community Medical Center. I have found the current board to be responsive and productive during this time of transition and wish to continue on the board until the transition is complete

Sincerely,

Timothy L. Joyce

PENDING AGENDA

BP Oil Spill Drill in Valdez September 28, 2011 – Council involvement – see email from Joanie Behrends – attached here

Capital Priorities List Meeting – **September 2011, December 2011**

Capital Priorities Resolution to be passed in **December 2011 – 2nd mtg (12/21/11)**

Committees:

Cordova Center Committee: Tim Joyce, Sylvia Lange, VACANCY, Darrel Olsen, Larue Barnes, VACANCY, Valerie Covell, David Roemhildt, Dan Logan, Nancy Bird, and Cathy Sherman

Fisheries Advisory Committee: David Reggiani, PWSAC; Ken Roemhildt, Seafood Sales; Jim Holley, AML; Torie Baker, Marine Advisory Program Coordinator; VACANCY; and Brian Marston, ADF&G

Cordova Trails Committee: Elizabeth Senear, VACANCY, Jim Kallander, Toni Godes, and David Zastrow

Public Services Building Design Committee: David Reggiani - Chairman, Chief Baty, Martin Moe, Jim Kacsh, Dick Groff, Mike Hicks, Tom Bailer

Susan Bourgeois

From: Behrends Family <alaska.behrends@gmail.com>
Sent: Tuesday, August 23, 2011 9:55 PM
To: Susan Bourgeois
Subject: Re: Evacuation plan for Cordova

You bet...

BP will be conducting a drill on September 28th and has invited Cordova to join in the exercise to whatever extent we so choose. In the event of a real drill, Council would immediately meet together and follow procedures in the Emergency Operation Plan for oil spills, which would include choosing and sending an individual to Valdez as a liason, as well as setting up a local information office in Cordova.

When we met with Trish Baker (from BP), they were potentially interested in participating and we WILL have a liason over in Valdez that day to make contact with (Dan Logan, former USFS District Ranger and active Disaster Management Team member) ...should they have any any questions for the Emergency Operations Center over there. They could practice the actual procedure for obtaining information. Dan will be a real asset for them to work with over in Valdez. My suggestion/hope would be for Council to meet for 1-2 hours the morning of the spill and go through the actual procedures. I would be there with them and walk them through each step...as a training.

If you would like me to write a letter to the Council for you to read, I would be happy to. smiles, joanie

On Tue, Aug 23, 2011 at 1:55 PM, Susan Bourgeois <cityclerk@cityofcordova.net> wrote:

Joanie,

I was going to put a note on Council's pending agenda for the meeting of September 7 about the oil spill drill that BP is conducting on September 28. What is it that I need them to discuss or decide? Something about their involvement? Can you summarize for me what we intended to ask of Council.

Thanks,

Susan

Susan Bourgeois, City Clerk

City of Cordova, Alaska

PO Box 1210

Cordova, AK 99574

907-424-6248

Cell 907-253-6248

September 2011

Sun	Mon	Tue	Wed	Thu	Fri	Sat
Location Legend CH—City Hall Conference Room LMR—Library Meeting Room HSL—High Sch Lib				1	2	3
4	5 Labor Day—City Hall Offices Closed	6	7 6:30 work session 7:30 reg mtg LMR	8	9	10
11	12	13 P&Z Commission Mtg 7pm CH	14 Hrbr Cms 7pm CH HSB 7pm LMR Sch Bd 7pm HSL	15	16	17
18	19	20	21 7:15 pub hrg LMR 7:30 reg mtg LMR	22	23	24
25	26	27	28	29	30	Location Legend CH—City Hall Conference Room LMR—Library Meeting Room HSL—High Sch Lib

October 2011

Sun	Mon	Tue	Wed	Thu	Fri	Sat
Location Legend CH—City Hall Conference Room LMR—Library Meeting Room						1
2	3	4	5 7:15 pub hrg (maybe) LMR 7:30 reg mtg LMR	6	7	8
9	10	11 P&Z Commission Mtg 7pm CH	12 Hrbr Cms 7pm CH HSB 7pm LMR Sch Bd 7pm HSL	13	14	15
16	17	18 Alaska Day—City Hall Offices Closed	19 7:15 pub hrg (maybe) LMR 7:30 reg mtg LMR	20	21	22
23	24	25	26	27	28	29
30	31					Location Legend CH—City Hall Conference Room LMR—Library Meeting Room

November 2011

Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2 7:15 pub hrg (maybe) LMR 7:30 reg mtg LMR	3 —Clerk in FBX—	4 —Clerk in FBX—	5 —Clerk in FBX—
6 —Clerk in FBX—	7 —Clerk in FBX— —AML—FBX—	8 P&Z Commission Mtg 7pm CH —Clerk in FBX— —AML—FBX—	9 Hrbr Cms 7pm CH HSB 7pm LMR Sch Bd 7pm HSL —AML—FBX—	10 —AML—FBX—	11 Veteran's Day—City Hall Offices Closed —AML—FBX—	12
13	14	15	16 7:15 pub hrg (maybe) LMR 7:30 reg mtg LMR	17	18	19
20	21	22	23	24 Thanksgiving—City Hall Offices Closed	25 Thanksgiving—City Hall Offices Closed	26
27	28	29	30			

December 2011

Sun	Mon	Tue	Wed	Thu	Fri	Sat
				1	2	3
4	5	6	7 7:15 pub lrg (maybe) LMR 7:30 reg mtg LMR	8	9	10
11	12	13	14	15	16	17
18	19	20	21 7:15 pub lrg (maybe) LMR 7:30 reg mtg LMR	22	23	24
25	26 Christmas holiday— City Hall Offices Closed	27	28	29	30	31