

**CITY COUNCIL REGULAR MEETING
MARCH 20, 2013 @ 7:30 PM
LIBRARY MEETING ROOM
MINUTES**

A. CALL TO ORDER

Mayor James Kacsh called the Council Regular Meeting to order at 7:30 pm on March 20, 2013, in the Library Meeting Room.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

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

C. ROLL CALL

Present for roll call were *Mayor James Kacsh* and Council members *Kristin Carpenter*, *David Allison*, *EJ Cheshier*, *David Reggiani* and *Robert Beedle*. Council members *Tim Joyce* and *Bret Bradford* were absent. Also present were Interim City Manager *Don Moore*, City Clerk *Susan Bourgeois* and Student Council Representative *Gabrielle Brown*.

D. APPROVAL OF REGULAR AGENDA

M/Reggiani S/Allison to approve the Regular Agenda.

Vote on motion: 5 yeas, 0 nays, 2 absent (Bradford, Joyce). Motion passes.

E. DISCLOSURES OF CONFLICTS OF INTEREST – None declared

F. COMMUNICATIONS BY AND PETITIONS FROM VISITORS

1. Guest Speaker – none
2. Audience comments regarding agenda items - none
3. Chairpersons and Representatives of Boards and Commissions

Harbor Commission representative *Beedle* said there was a good meeting last time with visitors, such as *Dave Allison*. *Rachel Lord* of the clean harbors was at the meeting discussing grants etc. The harbormaster is preparing to take on the harbor parking.

HSB representative *Allison* reported that the HSB just met previous to the Council meeting. The Sound Alternatives Advisory Board will need to be restructured based on what the grant that funds them requires. There is a request coming forward to the City Council concerning the CT scanner purchase. Finances at the hospital are looking good still.

P&R representative *Kacsh* reported that they haven't met recently.

P&Z representative *Reggiani* reported that last week they met and discussed the North Fill plan as laid out by the harbor commission. Next week there is an upcoming joint meeting with p&z and the harbor commission. Samson final plat was recommended. The commission also received an update on the SRTS grant project.

4. Superintendent's Report - *Theresa Keel* was not present

5. Student Council Representative's Report

Brown had a written report and mentioned that the Student Council had a Program of Work meeting last Tuesday and planned the rest of the school year as well as September of next year.

G. APPROVAL OF CONSENT CALENDAR

Mayor James Kacsh informed Council that the consent calendar was before them.

Item 8 was called out of the consent calendar and was placed after item 21.

6. Resolution 03-13-12 A resolution of the City Council of the City of Cordova, Alaska, approving the final plat of Tract 1A Ocean Dock Subdivision Addition #2 and Tract 1B Samson Tug and Barge Alaska Tideland Survey #220

7. Resolution 03-13-13 A resolution of the City Council of the City of Cordova, Alaska, recommending that the Alaska Marine Highway System provide wireless internet on Alaska's ferries to help students stay connected with their teachers while traveling

~~8. Resolution 03-13-14 A resolution of the City Council of the City of Cordova, Alaska, appropriating \$253,172.54 from Safe Routes to School grant LU20-11-003 to line item 401-601-59050 for contractual services~~

9. Record unexcused absence for Bret Bradford from the March 6, 2013 Regular Meeting

Vote on Consent Calendar: 5 yeas, 0 nays, 2 absent (Bradford, Joyce). Allison-yes; Beedle-yes; Cheshier-yes; Reggiani-yes and Carpenter-yes. Consent Calendar was approved.

H. APPROVAL OF MINUTES – None

I. CONSIDERATION OF BIDS – None

J. REPORTS OF OFFICERS

10. Mayor's Report

Mayor Kacsh said he will provide written reports in the future. He reported that he is headed to Juneau tomorrow and he will be picked up by *Bitney* and will spend a full day Friday in meetings with our representatives, etc. His goal being to ensure everyone there that we are still on the same path. On Friday he and *Reggiani* and *Moore* had a teleconference with *Monica Wellard* of Board of Fish; after Sunday we will know if December 2014 meetings will be in Cordova. At an upcoming meeting we will need to elect a Vice Mayor and re-appoint the reps to boards and commissions – he would like to wait until after the run-off election is certified and we have a new full Council to do so.

11. Manager's Report

Don Moore informed council that the City Manager Assessment Committee met on March 7 and has received more than 20 applicants so far. Next meeting will be first week of April. We set a target date of them being able to send their top candidates to Council by May 1. *Bitney* sent an updated report that *Moore* passed out. He also handed out an update from *Cathy Sherman* concerning the Rasmuson Foundation which has asked us to submit a full proposal. *Sherman* also furnished a report on the PWSEDD (PWS economic development district) meeting she attended in Anchorage.

Carpenter meant to ask a question of the Mayor after his report. She mentioned his upcoming trip to Juneau and said that we cannot overstate our case and she encourages all Council members and citizens to contact our legislators and speak to Cordova Center full-funding.

12. City Clerk's Report

Bourgeois reported that assessment notices were sent March 8 – appeal period lasts until April 8 then BOE April 15. There is run-off Election on April 7 – so far 27 absentee ballots have been mailed and maybe 10-12 have voted absentee in person. April second meeting will see the appointment of the Council reps to Boards and Commissions and the Vice-Mayor should be elected then as well.

13. Staff Reports - none

K. CORRESPONDENCE

14. Letter from Mayor to BoF 03-01-13

15. Letter from NVE thanking City for Sobriety donation 01-03-13

16. Letter from Mayor to Stevens re Cordova Center Funding 03-06-13

17. Letter from Mayor to Austerman re Cordova Center Funding 03-06-13

18. Letter from Mayor Kallander to Council and Staff 03-14-13

19. Letter from Mayor and Council to BoF 03-15-13

L. ORDINANCES AND RESOLUTIONS

20. Ordinance 1107 an ordinance of the City Council of the City of Cordova, Alaska, amending Cordova Municipal Code sections 1.04.070, 1.28.085, 16.05.010 and 18.32.010; repealing and reenacting Cordova Municipal Code title 8; and enacting Cordova Municipal Code chapter 14.20 and Cordova Municipal Code sections 1.04.115, 18.32.025 and 18.60.030; regarding health and safety – 2nd reading

M/Reggiani S/Allison to adopt Ordinance 1107 an ordinance of the City Council of the City of Cordova, Alaska, amending Cordova Municipal Code sections 1.04.070, 1.28.085, 16.05.010 and 18.32.010; repealing and reenacting Cordova Municipal Code title 8; and enacting Cordova Municipal Code chapter 14.20 and Cordova Municipal Code sections 1.04.115, 18.32.025 and 18.60.030; regarding health and safety.

Mayor Kacsh asked the City Manager for a staff report. **Moore** said that this ordinance and the next one are part of the Code revision project that has been ongoing for some time.

Vote on the motion: 5 yeas, 0 nays, 2 absent (Bradford, Joyce). Carpenter-yes; Cheshier-yes; Allison-yes; Beedle-yes and Reggiani-yes. Motion passes.

21. Substitute Ordinance 1108 an ordinance of the City Council of the City of Cordova, Alaska, amending Cordova municipal code section 1.28.085; repealing and reenacting Cordova Municipal Code Title 14; and enacting Cordova Municipal Code chapter 8.36; regarding city utilities and related matters – 2nd reading

M/Cheshier S/Reggiani to adopt Substitute Ordinance 1108 an ordinance of the City Council of the City of Cordova, Alaska, amending Cordova municipal code section 1.28.085; repealing and reenacting Cordova Municipal Code Title 14; and enacting Cordova Municipal Code chapter 8.36; regarding city utilities and related matters.

Allison said that there is a memo that speaks to the details of the meeting between himself and the Planner and the PWD the day after the last meeting to make a few minor edits to this. They were not substantial enough to warrant a second first reading and he is in favor of this now. He would hope that the future code changes that come forward make code simpler not more difficult to understand.

Vote on the motion: 5 yeas, 0 nays, 2 absent (Bradford, Joyce). Cheshier-yes; Beedle-yes; Carpenter-yes; Allison-yes and Reggiani-yes. Motion passes.

8. Resolution 03-13-14 a resolution of the City Council of the City of Cordova, Alaska, appropriating \$253,172.54 from Safe Routes to School grant LU20-11-003 to line item 401-601-59050 for contractual services

M/Reggiani S/Cheshier to approve Resolution 03-13-14 a resolution of the City Council of the City of Cordova, Alaska, appropriating \$253,172.54 from Safe Routes to School grant LU20-11-003 to line item 401-601-59050 for contractual services.

Moore said that in an effort to keep this project moving, this is before you tonight to appropriate the funds to go to work on this. **Reggiani** said he pulled this because planning and zoning is still not done with this because there has been testimony regarding the side of the street the sidewalk will be on and the width of it. He supports this program and the grant. He wanted to offer an amendment that would generalize it more.

M/Reggiani S/Allison to change the third bullet in the second whereas by striking after a new... “6-foot wide” and after sidewalk on... “the east side of”.

Speaking to the amendment, **Reggiani** said the width should be decided after a survey is done because that wide might force the street to become a one-way.

Vote on the amendment: 5 yeas, 0 nays, 2 absent (Bradford, Joyce). Motion passes.

Allison said he attended the P&Z meeting when this was discussed and as a Council member, he wants this seen at the planning commission again. He won't vote for this unless he is assured of that. After some discussion, there was a concurrence of Council to ensure that this project would be before the Planning and Zoning Commission again.

Vote on the main motion: 5 yeas, 0 nays, 2 absent (Bradford, Joyce). Motion passes.

M. UNFINISHED BUSINESS - none

N. NEW & MISCELLANEOUS BUSINESS

22. Contract approval with Trinity ERD for Cordova Center window testing

M/Reggiani S/Cheshier to direct the City Manager to enter into a contract with Trinity ERD, to perform window testing and investigation to the Cordova Center and associated work for a sum of thirty-eight thousand six hundred dollars (\$38,600).

Allison said so that's only a portion of the cost – all of the funds are in the Cordova Center budget? **Moore** said this contract is made necessary because of the dispute. **Moore** said we need to be ready to do this come April. **Reggiani** asked what budget this was coming from, Phase I? **Moore** said, yes, it would be funded from Cordova Center Phase I.

Vote on the motion: 5 yeas, 0 nays, 2 absent (Bradford, Joyce). Motion passes.

23. Contract approval with Siemens, Inc. for CCMC pneumatic controls

M/Allison S/Cheshier to direct the City Manager to enter into a contract with Siemens Industry, Inc. of Anchorage, AK, to perform the base bid pneumatic controls system repair and restoration work as well as additive alternate #1 system rebalancing, to the Cordova Community Medical Center HVAC controls system for a sum of one hundred eighty-four thousand two hundred seventy four dollars (\$184,274).

Moore said that this was the last of the \$2 million appropriation that began with the hospital roof. There was lengthy discussion concerning pneumatic vs. digital controls.

Vote on the motion: 5 yeas, 0 nays, 2 absent (Bradford, Joyce). Motion passes.

24. Pending Agenda and Calendar

Council had a planned work session which was changed to a Special Meeting on Thursday March 28 because there may be need for an executive session to discuss Cordova Center finances with the City Attorneys. That was scheduled for 7pm in the Library Meeting Room. There was a special meeting scheduled for April 11 to certify the election and Council opted to have that at noon.

O. AUDIENCE PARTICIPATION - none

P. COUNCIL COMMENTS

25. Council Comments

Carpenter said she wanted to reiterate the importance for everyone to call Senator Stevens and Representative Austerman at the bare minimum to promote putting the Cordova Center in the capital budget.

Reggiani said the Mayor did a good job on his first meeting.

Allison welcome to the new members and good meeting **Mayor Kacsh** and here's to a good last year for me.

Cheshier congratulations to the winners and welcome aboard to **Kristin**.

Beedle said good job and if you mess up I'm sure they will let you know.

Mayor Kacsh he hopes everyone is patient over the next couple of meetings until he gets it right.

Q. EXECUTIVE SESSION

M/Allison S/Reggiani to enter into executive session to discuss Cordova Center attorney advice which is a matter the immediate knowledge of would clearly have an adverse effect upon the finances of the City government.

Vote on motion: 5 yeas, 0 nays, 2 absent (Bradford, Joyce). Motion passes.

With no objection, Council recessed for 5 minutes at 8:28.

Council entered executive session at 8:35 pm; Council came out of executive session at 8:45 pm. **Mayor Kacsh** said they discussed privileged information with the City Attorney and no action was taken.

R. ADJOURNMENT

M/Allison S/Cheshier to adjourn the regular meeting at 8:46 pm; with no objection, the meeting was adjourned.

Approved: April 17, 2013

Attest:

Susan Bourgeois, City Clerk

