

**CITY COUNCIL REGULAR MEETING  
APRIL 03, 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 April 03, 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, Tim Joyce, David Allison, Bret Bradford, EJ Cheshier, David Reggiani* and *Robert Beedle*. Also present were Interim City Manager *Don Moore*, City Clerk *Susan Bourgeois* and Student Council Representative *Sarah Hoepfner*.

**D. APPROVAL OF REGULAR AGENDA**

*M/Reggiani S/Bradford* to approve the Regular Agenda.

Vote on motion: 7 yeas, 0 nays. Motion passes.

**E. DISCLOSURES OF CONFLICTS OF INTEREST**

*David Allison* declared that it may be considered that he has a conflict on agenda item 14 because he is employed by Eagle Contracting a company that bid on the project, however, Eagle did not win the bid. *Mayor Kacsh* ruled that he was not conflicted. There was no objection to the ruling.

**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 hadn't been a recent meeting.

*HSB* representative *Allison* reported that the HSB just met previous to the Council meeting. He said that he will be forwarding a motion that was passed concerning a small code change about the Sound Alternatives Advisory Board to get on the next Council agenda.

*P&R* representative *Mayor Kacsh* reported that there is a meeting next week.

*P&Z* representative *Reggiani* reported that there is also a P&Z meeting next week.

School Board representative *Bret Bradford* said they will meet next on April 10.

4. Superintendent's Report - *Theresa Keel* said that the next Board meeting is actually on April 15. She said they are working on an MOU with all the Libraries (Mt. Eccles, HS and City Library) to get all on the same database so all collections can be accessed. At the end of March there was a lockdown drill held at the High School – City police, State troopers and CVFD were involved and we received a great deal of feedback as to how to clean up our procedures, etc. High School roof has new leaks – insurance company has been contacted.

5. Student Council Representative's Report

*Hoepfner* coming up next week will be the Future Problem Solvers spirit day. May 1 – baseball spirit day and May 4 – Oscar talent night and movie night. May 7 – teacher appreciation day. First day of school next year we are planning a Sadie Hawkins dance. *Allison* asked about the upcoming music festival. *Hoepfner* said it is in two weeks on Thursday, Friday and Saturday with the concert being on Saturday. Kids will be coming from all over the State – 500 kids, 2 ferries full. That will be on April 18 – 21.

**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 27.

6. Resolution 04-13-15



A resolution of the City Council of the City of Cordova, Alaska, requesting FY 14 Payment in Lieu of Taxes funding from the Department of Commerce, Community, and Economic Development

7. Approval of leave without pay beyond Manager's authority for City employee

~~8. Council concurrence of Mayor's appointment to fill vacancy on Library Board~~

9. Proclamation of Appreciation to Jim Kallander

10. Proclamation of Appreciation to Brent Davis

11. Proclamation of Appreciation to Greg LoForte

12. Record unexcused absence for Bret Bradford from the March 20, 2013 Regular Meeting

Vote on Consent Calendar: 7 yeas, 0 nays. Cheshier-yes; Joyce-yes; Bradford-yes; Beedle-yes; Carpenter-yes; Allison-yes and Reggiani-yes and Hoepfner-yes. Consent Calendar was approved.

**Mayor Kacsh** read the three proclamations into the record.

#### H. APPROVAL OF MINUTES

**M/Reggiani S/Cheshier** to approve the Minutes.

13. Regular Meeting Minutes 03-06-13

Vote on motion: 7 yeas, 0 nays. Motion passes.

#### I. CONSIDERATION OF BIDS

14. Bid award Baler Re-Build project

**M/Joyce S/Bradford** to direct the City Manager to enter into a contract with Alpine Diesel, LLC to perform the work required of RFP # 05-13 Baler re-build in the amount of Thirty Thousand, Four Hundred Dollars (\$30,400).

**Don Moore** gave a report and said that Alpine Diesel was the low bid and that the money was coming from a DEC grant for the project.

Vote on motion: 7 yeas, 0 nays. Motion passes.

#### J. REPORTS OF OFFICERS

15. Mayor's Report

**Mayor Kacsh** said he met with the **Manager, Theresa Carte** and the **City Attorney** about a letter we received from NVE regarding the space that Ilanka used to rent at the hospital. On Monday he, **Bradford, Joyce** and **Carpenter** as well as members of the public testified in front of Senate finance in support of the Cordova Center funding that we were hoping to receive from the legislature. We are in the Senate's capital budget for \$1 million and we will have to testify again on the House side. **Bradford** mentioned that the Mayor spoke in support of NVE's Community Health Center which was seeking funding in the capital budget, yet he didn't recall Council asking that he do so. He opined that the Mayor should only speak in support of things that the Council has directed him to support in a public forum such as the Senate Finance committee. **Carpenter** said that the number that the Senate has put in is so low, she wonders what our strategy should be to bring it up on the other side. She thinks we need a coordinated effort to bring to **Austerman** and we need to be there for the House Finance committee meetings. **Mayor Kacsh** said he would be getting with **Bitney**. **Joyce** said that now it is up to our representative, **Alan Austerman** to raise the amount in the budget to a higher level. **Reggiani** agreed that a strategy is very important and our lobbyist, **John Bitney** should be leading the way on that. He encouraged a work session or a special meeting with the entire Council and **Bitney** soon. **Moore** said **Bitney** suggested the same and they might send a couple of people down to Juneau next.

16. Manager's Report – the pool was drained and will be down for approx. 3 weeks – he enclosed a construction report – we had what we hope is our last snow of the season but let's not count on it. **Moore** said that he has encountered some construction projects that get voted upon yet the sequencing is out of order regarding the money being appropriated for said project. He has developed a system called a fiscal note which should keep this from happening in the future. City Manager Assessment Committee meets tomorrow night they will be assessing and ranking about 25 applicants so far – in hopes of sending a short list of names to the Council by May 1. There was a letter from NVE to hospital administrator and he met



with NVE, **Mayor Kacsh**, hospital administrator and they went through the letter – a few items need attention and we should and will collaborate on something as important as health services. He thanked **Beedle** for serving on Council and called him a well-informed citizen now who shouldn't make himself scarce.

17. City Clerk's Report – the Clerk reported that **James Burton** had received 249 to 160 votes in the run-off election for Council seat G held April 2 and was therefore the winner even with the 72 votes outstanding. She mentioned a training session she is arranging with the City Attorney, **Holly Wells** on April 18 from 5 – 8 pm in the Library meeting room. She also said that her contract expires on April 13 so they should schedule an evaluation and review of her contract during pending agenda.

18. Staff Reports

a. **John Bitney** – Legislative report

**K. CORRESPONDENCE**

19. Letter from DCRA in re PILT funding 03-07-13

20. Mayor letter to Representative Seaton in re House Bill 131 03-18-13

21. AMHS proposed fall, winter, spring 2013-2014 Ferry Schedule

22. Chenega Bay IRA Council request for donation 03-13-13

**Reggiani** asked **Mayor Kacsh** to explain his letter about HB131. **Don Moore** said it was about derelict vessels and Cordova's dealing with the Sound Developer made us the poster child for that legislation which will help municipalities.

Council concurred to donate \$200 to the Chenega Bay IRA Council per their request in agenda item 22.

**L. ORDINANCES AND RESOLUTIONS** - none

**M. UNFINISHED BUSINESS** - none

**N. NEW & MISCELLANEOUS BUSINESS**

23. Contract approval with Bradshaw & Associates to perform the base bid EIFS repair and refinish work to CCMC

**M/Cheshier S/Bradford** to direct the City Manager to enter into a contract with Bradshaw & Associates of Anchorage, AK to perform the base bid EIFS repair and refinish work as well as additive alternate #1 base coat, to the Cordova Community Medical Center for a sum of Two Hundred and Twenty Five Thousand Five Hundred Dollars (\$225,500.00).

Vote on motion: 7 yeas, 0 nays. Motion passes.

24. Council direction to enter into purchase agreement for Road Grader

**M/Bradford S/Carpenter** to direct the City Manager to enter into a purchase agreement with NC Machinery for one road grader as described on the attached state contract summary.

**Bradford** asked about the diagnostic tools. **Joyce** said he wants to ensure we get the water system up and running instead of quickly buying a grader with these funds. **Zamarron** said that it is not anticipated that we will need all the money that we are requesting for the loan. We are just covering ourselves.

Vote on motion: Cheshier-yes; Bradford-yes; Beedle-yes; Joyce-yes; Carpenter-yes; Allison-yes and Reggiani-yes and Hoepfner-yes. Consent Calendar was approved.

25. Contract approval with Northern Lights Electrical to perform the design engineering, construction, installation of NEC compliant electrical system

**M/Allison S/Joyce** to direct the City Manager to enter into a contract with Northern Lights Electrical of Cordova, Alaska, to perform the design, engineering, construction and installation of a new NEC compliant electrical system at the City Of Cordova Public Works Shop for a sum Ninety Eight Thousand Eight Hundred and Ten Dollars (\$98,810.00).

**Moore** said that this is the electrical upgrade at the public works shop and that \$50K will be spent in 2013 and \$48K in 2014. The source of the funding is the approved 2013 capital budget. **Reggiani** said he appreciates the phasing of the project but wondered why the contract wasn't in two phases. After some



discussion about phasing, Council opted to refer to staff as most were interested in consolidating the project into one phase and one year and getting it all done in 2013.

*M/Joyce S/Reggiani* to refer to staff.

*Allison* said he thought we could easily find the money in the general fund reserve.

Vote on motion to refer: 7 yeas, 0 nays. Motion passes.

26. Protest or waive right to protest renewal of liquor licenses for Cordova Hotel & Bar – Beverage Dispensary #277 & Package Store #278

*M/Cheshier S/Reggiani* to protest the ABC Board's approval of the application for renewal of the Cordova Hotel & Bar Beverage Dispensary Lic. #277 and Cordova Hotel & Bar – Package Store Lic. #278

*Moore* said that Council has 60 days so we could hold off until the first meeting in May to see how they are doing with their delinquencies on sales tax then. *Bradford* said he would like to hold off. *Beedle* asked if she has been in touch with the City and is working toward paying her bills. *Stavig* said Council knows the history, she is in arrears presently but there has been progress. *Joyce* agreed to let it sit for a while and see if progress is made.

*M/Bradford S/Beedle* to refer to staff until the first meeting in May.

*Allison* said we should have a full report at that first meeting in May and we might therefore, need an executive session to hear that information.

Vote on motion to refer: 7 yeas, 0 nays. Motion passes.

27. Council concurrence of Mayor's appointment to fill vacancy on P&Z Commission

*M/Cheshier S/Joyce* to concur with the Mayor's appointment of *Roy Srb* to the Planning and Zoning Commission to serve the remainder of a term that expires in November 2013.

Vote on motion: 6 yeas, 1 nay (Allison). Motion passes.

8. Council concurrence of Mayor's appointment to fill vacancy on Library Board

This was pulled from the consent calendar because a second letter was received from *Shannon Mallory* – though it was received past the deadline as advertised for the vacancy.

*M/Cheshier S/Joyce* to concur with the Mayor's appointment of *Wendy Ranney* to the Library Board to serve a term that expires in November 2015.

Vote on motion: 7 yeas, 0 nays. Motion passes.

28. Pending Agenda and Calendar

*Bradford* asked if *Reggiani* was still the Vice-Mayor. *Mayor Kacsh* said Council will elect a Vice Mayor at the second April meeting and we will also make the Council appointments as representatives to Boards and Commissions at that same meeting. Until then, *Reggiani* is still Vice-Mayor and all Council reps stay the same. *Allison* said we need to do a performance review of Providence soon, per the contract it says we have to do it annually and we are past a year.

Noon meeting with John Bitney was scheduled for Friday April 5.

*Mayor Kacsh* assigned Council with some homework – he would like to have an agenda item on April 17 that is short term goal setting (i.e. three years) – he'd like Council to bring some info to that meeting concerning their short-term plans/goals.

*Bourgeois* mentioned that the South Fill workshops continue and there are 2 left on April 16 (Masonic) and April 30 (Mt. Eccles). *Mayor Kacsh* said the Clerk's evaluation should be done this time at a noon meeting. *Allison* mentioned the Clerk's contract and the expiration. *Bourgeois* said she would investigate and put a contract amendment on the special meeting of April 11 if necessary.

#### O. AUDIENCE PARTICIPATION

*Tom Bailer* 304 Orca Inlet said that Planning and Zoning is opening up the comprehensive plan soon and it's time to rewrite it and he would love to have Council and others contribute – especially the other boards and commissions should get their parts updated too.

## P. COUNCIL COMMENTS

### 29. Council Comments

**Allison** said that the draft ferry schedule – the listing of events was missing a few things such as Tip-off, Regional basketball tournament – **Joyce** said he was aware and has mentioned it to them a few times. **Allison** also mentioned that 50 teams from all over the state would be going to Valdez, third year in a row – for the Hooping for spring basketball tournament 5-8 graders. Cordova is sending 4 teams and he is heading this up. Bidarki pays for the registration fee – three day tournament. Cordova is sending 45+ kids and 5 coaches – 3 or 4 high school kids assisting too.

**Cheshier** congratulated **Burton** on the run-off victory.

**Beedle** snow removal was good on this last little scare we had – he thanked **Moe** and the crew for that. Thanked **Barclay** for running and **James** – it's been great working with the staff, student Council, Council and Mayor.

**Mayor Kacsh** thanked **Beedle** – did a fantastic job; was very passionate – thanked **Barclay Kopchak** for running and **James Burton** – look forward to working with you.

**Joyce, Carpenter** and **Bradford** also thanked **Beedle** for his service on Council.

## Q. EXECUTIVE SESSION

### 30. Cordova Center Finances – Attorney advice

**M/Joyce S/Cheshier** 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: 7 yeas, 0 nays. Motion passes.

With no objection, Council recessed for 5 minutes at 9:06.

Council entered executive session at 9:15 pm; Council came out of executive session at 9:24 pm. **Mayor Kacsh** said they discussed Cordova Center finances with the City Attorney and no action was taken.

## R. ADJOURNMENT

**M/Bradford S/Allison** to adjourn the regular meeting at 9:25 pm; with no objection, the meeting was adjourned.

Vote on motion: 7 yeas, 0 nays. Motion passes.

Approved: May 01, 2013

Attest:

  
Susan Bourgeois, City Clerk

