

**CITY COUNCIL REGULAR MEETING
DECEMBER 03, 2014 @ 7:00 PM
LIBRARY MEETING ROOM
MINUTES**

A. CALL TO ORDER

Mayor James Kacsh called the Council Regular Meeting to order at 7:00 pm on December 3, 2014, 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 *Tom Bailer, Bret Bradford, Hayley Hoover, Dave Reggiani* and *James Burton*. Council members *Kristin Carpenter* and *Tim Joyce* were present via teleconference. Also present were Student Council Representative *Sarah Hoepfner*, City Manager *Randy Robertson* and City Clerk *Susan Bourgeois*.

D. APPROVAL OF REGULAR AGENDA

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

Reggiani asked Council if they would concur for clarity to move item 15 to before item 13. Council was fine with that idea.

Vote on motion: 7 yeas, 0 nays. Burton-yes; Joyce-yes; Hoover-yes; Bradford-yes; Carpenter-yes; Reggiani-yes; Bailer-yes and Hoepfner-yes. Motion was approved.

E. DISCLOSURES OF CONFLICTS OF INTEREST - none

F. COMMUNICATIONS BY AND PETITIONS FROM VISITORS

1. Guest Speaker - none

2. Audience comments regarding agenda items

Mark Frohnappfel of 828 Woodland Drive spoke in opposition to agenda item five. He listed a few accomplishments that occurred since Providence's management – the roof, the siding on the front of the buildings, cleanups have been a definite improvement with the aesthetics of the building, the Clinic was moved front and center, we have one doctor hired – overall personnel seems to be fully staffed. He said that the overall community consensus at all the meetings a few years ago was to have Providence manage the hospital. He said it has only been two years and now we hear Providence is no longer going to manage. He thinks Council is not capable of managing the hospital administrator too.

Jeff Bailey of 207 Council Avenue spoke in favor of resolutions supporting the Cordova Center – agenda items 13, 14 and 15. He spoke in support and wants to write a check – he and his family contributed \$1,000 to the project. His intention was to show his support, not just his words. *Bailey* handed *Cathy Sherman* the \$1,000 check.

3. Chairpersons and Representatives of Boards and Commissions - Harbor, HSB, Parks & Rec, P&Z, School Board

Burton said Harbor Commission would be meeting next week. He also mentioned that *Harbormaster Schinella* had been down at Fish Expo and there was a good show of support for the City's attendance there.

Bailer said P&Z would meet next week. *Bradford* said School Board meets next week as well.

4. Student Council Representative *Sarah Hoepfner* reported that wrestling regionals are this weekend in Houston. Also, she said there is a basketball fundraiser at the Reluctant on Saturday night. Student Council started "deck the halls" where each class decorates their hallway as a competition to see who has the most Christmassy hallway.

G. APPROVAL OF CONSENT CALENDAR

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

Item five was called out by Council member *Reggiani* and placed after item 15.

~~5. Resolution 12-14-47 A resolution of the City Council of the City of Cordova, Alaska, authorizing an amendment of the management agreement between Providence Health & Services Alaska and the City of Cordova~~

H. APPROVAL OF MINUTES

M/Reggiani S/Bradford to approve the Minutes.

6. Special Meeting Minutes 3-13-14

7. Public Hearing Minutes 11-5-14

8. Regular Meeting Minutes 11-5-14

Vote on motion: 7 yeas, 0 nays. Hoover-yes; Joyce-yes; Bradford-yes; Bailer-yes; Carpenter-yes; Burton-yes; Reggiani-yes and Hoepfner-yes. Motion was approved.

I. CONSIDERATION OF BIDS - none

J. REPORTS OF OFFICERS

9. Mayor's Report – *Mayor Kacsh* said he very briefly welcomed the Board of Fish to Cordova this morning. He also briefly met with *Sam Cotton* the acting ADF&G Commissioner.

10. Manager's Report – *Robertson* reported that there had been a very good meeting called "Let's Talk, Cordova" a couple of weeks ago and he'll be involved in a follow up to that tomorrow. *Robertson* invited Council and their spouses to the City Christmas party on Friday December 19 at St. Joseph's Church at 6:00 pm. Finally he mentioned that there is a scavenger hunt for kids that can be found on the city website – a list of clues to find certain metal creatures around town – once completed they would receive a certificate, which he showed Council. At this time *John Bitney*, City Lobbyist, approached the table to report to the Council. He said he was in town for Board of Fish and he had made some personal commitments to ensure that it went off well. He has heard nothing but positive comments from Board Members so far. He also met the new commissioner of ADF&G which is a very important cabinet member for the new Governor. He said as far as capital project requests, it might be advisable to add some smaller items to the list and/or to break off portions of projects into smaller items. *Bitney* said that besides the budget, another big item shaping up down in Juneau is education funding. However, there were three studies commissioned that aren't due to be completed until June 2015 so likely that will become more of a second session of this legislature topic.

a. Cordova Center update report

Rich Rogers highlighted the schedule – they are busy, 20+ people working 6 days per week under Dawson, many trades are busy, sheet-rock, insulation and the like. Architect was in yesterday handling many RFI's and submittals. Window replacement plan will be brought to Council within a couple of weeks. The contractor has a placeholder of about \$220K worked into the GMP for that. We will need to have that decision made probably by mid-January. We are pushing to hold the 8-month schedule we have currently about 70 RFI's (most of which were taken care of yesterday); 30+ submittals. *Weston Bennett* is on site every day and there will be more information tomorrow for the regular meeting of the Cordova Center Committee. *Robertson* echoed that if any Council member's want to go onsite and see the progress, please head over, coordinate with *Weston* to get hardhats. *Sherman* then reported that Rasmuson Foundation has granted us \$750K which requires a City match – we can match it with our capital campaign. Also they have requested a significant City contribution and the items later on your agenda tonight will satisfy that obligation. As of today our capital campaign is up to \$121,300. Questions from Council: *Reggiani* said he didn't recall that the Rasmuson funds were going to require City matching funds. She said that what we have received from them is called a "top-off" grant; they knew we were shooting for raising \$750K in our capital campaign so they said we will match that amount. The other condition is that they want to see the City commit to 10% of total project cost – she has yet to see that exactly delineated in writing – they only made this grant public on November 24. *Robertson* said that the hospital also received funding from Rasmuson (\$250K) for the CT Scanner project. Other Council questions: *Bailer* said he had been asking for the value engineering list and wondered when it was coming to Council and he received the response which was answered in an email and handed out tonight

including a flowchart, prepared by staff. **Bailer** said to say that he is disappointed would be an understatement. He said the response basically says that Council will not be involved in that list, as Council seems to be down on the very bottom of the flowchart. **Bailer** referred back to the meeting with **Mr. Quick**, where he brought up the value engineering, he said that the team would look at those and at the time the Mayor said we were part of that team. **Robertson** said there were 45 or 50 items that came out of the community meeting and to date only 2 or 3 have been timely; we are so far out from the ones concerning carpet color and the like. We are just not there yet. The two large ones that are coming forward are the windows and the steps – both of which you will be actively involved in/ aware of. **Robertson** said that **Quick** had doodled that list on a piece of paper, brought it up at that summer meeting and no one but he had ever vetted those items, yet this list has somehow taken on a life of its own. **Robertson** said that at every one of the Cordova Center Committee meetings these items are being looked at; all of you can and should be a part of that process – he encourages it. He is not sure of what we can do short of nickel and diming you with every decision to ensure that this is totally transparent. He said he is totally open to any discussions. **Burton** said in reading the letter (i.e. answering **Bailer's** questions about value engineering) and then reading later in the packet that more millions are being asked for to complete the project, it is hard not to think that the value engineering options are not being taken seriously when all we are trying to do is save a little money. **Bailer** went on to say that at that work session with **Quick** he was encouraged when he was assured that the Council was part of the team yet now he believes that Council will only see things when the Cordova Center committee feels like throwing something their way. He said he would not have voted to go ahead with this project if he had known that then; he feels deceived but he said shame on him for not understanding it then. **Reggiani** echoed those thoughts and reiterated that he is sensitive to true value engineering savings versus a reduction in scope. He was confused also by the flowchart because he couldn't see who was in charge; he sees a team but he wonders who is accountable to the Council – it is hard to hold a team accountable. **Reggiani** went on to explain that he fears the possibility of legacy costs and so he understands the \$25K threshold if there is a positive cost (i.e. an increase) but he wonders about savings (i.e. negative costs) he'd like to see those and weigh in on those savings in order to avoid legacy costs. **Carpenter** asked **Bailer** what it is that he wants to see, because there is a group – the Cordova Center Committee that meets weekly that Council authorized **Tim Joyce** and herself to sit on and they aren't making decisions on funding but they are working through issue and putting recommendations forward to Council. She said that he has been invited to those meetings, his input would be welcome at those meetings so she wonders what process it is that he is searching for instead. He said he wants the decisions made at this table – at the people's meeting. **Joyce** said he agrees with **Carpenter** and he knows that the bigger items have come before Council and will continue to come before Council. **Robertson** said he agrees and knows that these bigger items are just not ripe for Council action at this time. **Sherman** reported that the windows are coming – that will be the next big change. Then, fancy handrails for the staircase outside – but we don't have the numbers on that yet, could be a cost-savings – we will bring it forward when all the information is available. **Burton** said what bugs him is when he sees a memo stating that the Cordova Center Committee thinks it's in the best interest to keep the propane fireplace and he had seen that on a list as a value engineered item. **Carpenter** said that the cost of that item is \$5000 and the annual fuel amount is \$500 and for that, they were not willing to pull it out of the plan – she said we are not building a warehouse, we are building the community's living room. Discussion ensued and **Robertson** said that if Council wants every detail, they can have it, it will take time and they might get more than they want. Staff expressed concern at this idea, timeliness of day-to-day events and decisions would be majorly disrupted. **Mayor Kacsh** said down to that level of scrutiny would be considered micromanaging. **Bailer** said if its value engineering like the fireplace, it should come to them. **Burton** said he does not want to think about every little decision, he doesn't want to be a part of micromanaging, he understands that's why you hire people, you trust them to make those decisions. **Burton** had a last question and comment: question – who decides when an item being discussed at Cordova Center Committee happens or doesn't happen, where does the buck stop? His thought was that if the “spirit” of the committee and the people that were on the team was that of looking at all these ways to save

money and that we were all on the same page with that, then it would feel better sitting over here. **Bradford** said from his perspective, we signed off on this Cordova Center years ago, we have staff in charge of the design choices and what we asked for from the contractor and our team is that if you have value engineering ideas, bring us the list we'll talk it over. A \$5,000 propane fireplace doesn't matter to him. He said we have signed off on the plans and the process we need to stop micromanaging and let staff do what they need to do. **Carpenter** said that **Weston Bennett** is giving great reports to the Committee with pictures, etc. If anyone wants on that list, I'm sure it's a great way to follow the progress.

b. PW Department presentation on recycling

Sam Greenwood and **Aaron Muma** gave a PowerPoint concerning recycling in Cordova. In summary, staff has analyzed the pros and cons and has decided on implementation of a new plan, to cease residential pick-up of recycling, encourage people to still recycle and use drop-off sites. The timeline they will follow will be to start publicizing the changes on December 4, by December 22 end plastic/glass/tin recycling and end the residential pick-up of all recyclables. The collection site will continue to recycle aluminum/paper/cardboard only.

11. City Clerk's Report - *Bourgeois* mentioned that she had a written report in the packet.

12. Staff Quarterly Reports – 3Q 2014

a. Public Safety Department, **Police Chief Mike Hicks**

b. Planning Department, **City Planner Samantha Greenwood**

K. CORRESPONDENCE - none

L. ORDINANCES AND RESOLUTIONS

15. Resolution 12-14-50 A resolution of the City Council of the City of Cordova, Alaska, authorizing the City Manager to use \$1,300,000 from the UBS line of credit account to fund the completion of Phase 2 of the Cordova Center

M/Joyce S/Bradford to approve Resolution 12-14-50 a resolution of the City Council of the City of Cordova, Alaska, authorizing the City Manager to use \$1,300,000 from the UBS line of credit account to fund the completion of Phase 2 of the Cordova Center.

Joyce said this is before Council in order to approve the continuation of the project and get us up to the amount equal to the GMP. Secondly, he opined this would satisfy some of the funders who want to see Cordova with more skin in the game.

Reggiani cited charter 6-2 and said he thought this action required an ordinance. He also said he doesn't support obligating our line of credit as a loan without knowing where the reimbursement is coming from. He wanted to understand whether the \$1.3 million was part of the \$3 million bond also being proposed or will it be in addition to that. **Joyce** said that the \$1.3 million is included in the \$3 million. **Joyce** said this is nothing more than what we've done in the past – it's why we set up the line of credit to begin with.

M/Reggiani S/Bailer to refer to staff to answer two things: whether this needs to be an ordinance or can be done as a resolution, and what we will use to pay back the \$1,300,000.

Joyce said we need to keep things going and if there are Council members against doing it this way, he strongly encourages them to have a different plan ready and available and soon because the contractors are going to want to know if they are to continue or not. **Reggiani** asked staff when they thought they would be able to get the letter from Rasmuson spelling out specifically what they are looking for. **Sherman** said, any day. Others mentioned they would be willing to meet on short notice for a special meeting if necessary.

Vote on motion to refer: 5 yeas, 2 nays. Joyce-no; Bailer-yes; Burton-yes; Hoover-no; Reggiani-yes; Bradford-yes and Carpenter-yes. Motion was approved.

During Council comments, this occurred:

M/Carpenter to reconsider the motion to refer Resolution 12-14-50.

Bradford opined that we didn't need to rush this part – he felt comfortable letting the attorney delve into and come back with the correct information. If we need a special meeting he's ok with that. **Burton** agreed – let's give our attorney time to ensure it's right, let's do it once and do it right. He is in favor of referring.

Vote on motion to refer Resolution 12-14-50: 7 yeas, 0 nays. Carpenter-yes; Hoover-yes; Joyce-yes; Bailer-yes; Burton-yes; Reggiani-yes and Bradford-yes. Motion was approved.

13. Resolution 12-14-48 A resolution of the City Council of the City of Cordova, Alaska authorizing the City of Cordova to issue general obligation bonds in the principal amount of not to exceed \$3,000,000 to finance the Cordova Center project and to submit the question of the issuance of such debt to the qualified voters of the city at the regular city election in March 2015 and declaring the intent of the City of Cordova to reimburse original expenditures for the Cordova Center project started after the date of this resolution but prior to the issuance of the general obligation bonds

M/Joyce S/Carpenter to approve Resolution 12-14-48 a resolution of the City Council of the City of Cordova, Alaska authorizing the City of Cordova to issue general obligation bonds in the principal amount of not to exceed \$3,000,000 to finance the Cordova Center project and to submit the question of the issuance of such debt to the qualified voters of the city at the regular city election in March 2015 and declaring the intent of the City of Cordova to reimburse original expenditures for the Cordova Center project started after the date of this resolution but prior to the issuance of the general obligation bonds.

Bailer and **Reggiani** spoke in favor of this. They support putting it before the people. **Reggiani** asked the Clerk what the last possible date would be to change this resolution if it was determined that more was needed.

Bourgeois said she would get back to them as there has been recent election code change that specifically affects advertising dates so she doesn't have that answer at her fingertips. **Burton** said that the last time this came up, there was concern about undermining the capital campaign by going out to bond. He wondered if that concern was still a factor. **Sherman** said not at this time, she's less concerned because the campaign is underway already.

Vote on motion: 7 yeas, 0 nays. Carpenter-yes; Bradford-yes; Bailer-yes; Hoover-yes; Burton-yes; Reggiani-yes and Joyce-yes. Motion was approved.

14. Resolution 12-14-49 A resolution of the City Council of the City of Cordova, Alaska, for a contract amendment with Dawson Construction for a notice to proceed for Phase II of the Cordova Center project for a cumulative sum of \$9,997,277

M/Joyce S/Bradford to approve Resolution 12-14-49 a resolution of the City Council of the City of Cordova, Alaska, for a contract amendment with Dawson Construction for a notice to proceed for Phase II of the Cordova Center project for a cumulative sum of \$9,997,277.

Joyce said this is the amount needed to complete the facility under the guaranteed maximum price – at this time we need to let Dawson know that we are committed so they don't have to demobilize and remobilize and stay on track.

M/Reggiani S/Bailer to refer to staff.

Reggiani said the third whereas says through funding from the line of credit – he thinks we need to refer this so both items come back together. **Joyce** said we could strike those words because it would still let Dawson know we were going to move ahead. **Mayor Kacsh** and **Bradford** both opined they should be done together. **Burton** said he hopes we can take care of this quickly his intent would be to get this back as soon as staff has the questions answered.

Vote on motion to refer: 6 yeas, 1 nay. Bradford-yes; Reggiani-yes; Bailer-yes; Hoover-yes; Carpenter-yes; Joyce-no and Burton-yes. Motion was approved.

During Council comments, this occurred:

M/Carpenter to reconsider the motion to refer Resolution 12-14-49.

Therefore, the motion to refer Resolution 12-14-49 was now back on the table.

Vote on motion to refer: 3 yeas, 4 nays. Hoover-no; Joyce-no; Bradford-no; Burton-yes; Carpenter-no; Bailer-yes and Reggiani-yes. Motion to refer failed.

Therefore, motion to approve Resolution 12-14-49 was now back on the table.

M/Carpenter S/Hoover to amend the resolution by in the third whereas, striking the phrase, "and through a short term loan from UBS".

Joyce said after this step he'd like to amend again by including a phrase along the lines of "conditional upon attorney approval". *Reggiani* opined that if we have to couch a resolution in such a way, i.e. contingent upon attorney approval, he wants to hear it from the attorney. *Reggiani* also still believes that it is not the best practice to approve this without knowing where the funds are coming from. *Bailer* agreed with *Reggiani*. *Joyce* said if we do this now, Dawson will move ahead now and we won't end up with a change order for more costs of delaying. *Bradford* said he would support to give Dawson the peace of mind to go ahead and our confidence – it makes sense to him – he supports the amendment.

Vote on motion to amend: 6 yeas, 1 nay. Carpenter-yes; Hoover-yes; Joyce-yes; Bailer-yes; Burton-yes; Reggiani-no and Bradford-yes. Motion to amend was approved.

Reggiani said he doesn't understand the resolution and asked if *Holly Wells* could help. He said in the title it says notice to proceed and then in the now therefore...it says but Council will get opportunity to take action before we proceed. He said it sounds like we're saying proceed...but, don't proceed. *Wells* said she did draft the notice to proceed resolutions that we have used previously and this one is worded substantially the same way.

Vote on Res 12-14-49 as amended: 4 yeas, 3 nays. Hoover-yes; Bradford-yes; Burton-no; Joyce-yes; Carpenter-yes; Bailer-no and Reggiani-no. Motion was approved.

15a. 5. Resolution 12-14-47 A resolution of the City Council of the City of Cordova, Alaska, authorizing an amendment of the management agreement between Providence Health & Services Alaska and the City of Cordova.

M/Bradford S/Carpenter to approve Resolution 12-14-47 a resolution of the City Council of the City of Cordova, Alaska, authorizing an amendment of the management agreement between Providence Health & Services Alaska and the City of Cordova.

Carpenter said this was discussed at the HSB and this was the next step. *Joyce* said that McCallister assured us that Providence would still be committed to health care in Cordova. *Bailer* said the more he looked at this the more he doesn't like it – he saw what happened the last time the city tried running the hospital, we lost some great doctors. He'd rather let Providence continue to run the hospital with an administrator that's a Providence employee. *Reggiani* said he's not comfortable changing our relationship with Providence. *Reggiani* said Providence selected *Sundby* as the administrator and he supports that. He thinks he needs to be a Providence employee rather than a City employee – that's his (*Sundby's*) decision to make. *Carpenter* said there had been a meeting in October and we laid out some things we wanted from Providence; a work plan that identified whether or not we were in compliance, we wanted them to recruit a Doctor and we wanted Electronic Medical Records. The doctor came to us not through Providence and we do not have EHR and we will wind up paying a penalty. She said she has been very disappointed in some of the things that haven't happened. *Carpenter* opined that a lot of the progress we have been seeing has been outside of Providence. *Burton* said he appreciates *Carpenter's* thoughts. The beauty of Providence is that we **can** be out of it. He believes the public wanted Providence. *Bradford* said he agreed with the community when the community opted for management, but now from what he's seen from Providence is they have been a recruiting and hiring agent and they haven't even been great at that. The roof and siding that was mentioned had nothing to do with Providence. *Reggiani* said we should separate the issues, if we are unhappy with that contract then we should deal with that head-on. We shouldn't hire a City employee to manage the hospital. If we are not happy with their performance maybe we go out for another RFP or something. *Joyce* said he thinks we already offered *Dr. Sundby* a contract a meeting or two ago. *Hoover* said we seem to be doing this in an incorrect order. The decision has been made it seems if we've already hired the administrator. She does not believe that Providence has held up there part of the bargain. *Joyce* reiterated that we have already hired *Dr. Sundby* and he had said he could only take the job if he remained in PERS and became a City employee instead of a Providence employee so if we go back on that we'll be recruiting for a CEO again. *Reggiani* said he believes that we have only agreed with Providence's choice of *Dr. Sundby* and nothing more than that. The City has not yet approved a contract with *Dr. Sundby*. *Carpenter* said we have a draft contract but we haven't gotten past that

step yet because we need to modify what we have in order for it to be the City hiring **Dr. Sundby**. She believes that if we don't take this step we will be back in a CEO search process which could take three or more months. **Joyce** said maybe he is mistaken that we don't have an approved contract with **Sundby** but we did approve something at our last meeting. **Bradford** said what it was is that we approved Providence's selection of **Sundby** as CEO. **Bourgeois** directed Council to page nine of the packet in front of them which is the minutes of the last regular meeting. **Reggiani** says he still supports what they did at the last meeting – approving **Sundby** as Providence's choice for CEO. **Hoover** said if she had known that he would only accept if he was made a City employee thus retaining PERS status, she may not have approved that last time. **Joyce** said we all knew that when we approved that. **Hoover** said she was not aware until now of that fact. Vote on motion: 4 yeas, 3 nays. Hoover-yes; Carpenter-yes; Burton-no; Bradford-yes; Bailer-no; Reggiani-no and Joyce-yes. Motion was approved.

M. UNFINISHED BUSINESS - none

N. NEW & MISCELLANEOUS BUSINESS

16. Council concurrence of Mayor Kacsh's appointments to fill varied board and commission vacancies **Mayor Kacsh** said his choices after some phone calls, including a call to **Erica Clark** were **Kay Groff** and **Krysta Williams** for Library board and **Scott Pegau** and **Tom McGann** for Planning and Zoning Commission. **M/Joyce S/Burton** to concur with Mayor Kacsh's appointments of **Kay Groff** and **Krysta Williams** to the Library Board and **Scott Pegau** and **Tom McGann** to the Planning and Zoning Commission all with terms to expire November 2017.

Hoover asked what the conversation was like with **Erica Clark**. **Mayor Kacsh** said he thanked her and explained that with the move to the Cordova Center this existing Library Board has a lot of plans in the works for the transition into the new building and he'd like to see the continuity by keeping these two ladies on. He encouraged her to reapply in the future or to consider other Boards and Commissions as well.

Vote on motion: 7 yeas, 0 nays. Bradford-yes; Reggiani-yes; Hoover-yes; Carpenter-yes; Joyce-yes; Bailer-yes and Burton-yes. Motion was approved.

17. Replacement of the Performance Deed of Trust with a Performance Bond for Ocean Beauty Seafoods, Lot 1, Block 1 Cordova Industrial Park

M/Bradford S/Bailer to approve Ocean Beauty's purchase and sale agreement.

Bradford said he read through this and it seems very straight forward. **Joyce** said this is very similar to the existing Performance deed of trust but just a transfer of wording.

Vote on motion: 7 yeas, 0 nays. Joyce-yes; Burton-yes; Hoover-yes; Reggiani-yes; Carpenter-yes; Bradford-yes and Bailer-yes. Motion was approved.

18. CIP List Resolution discussion

Burton said he thinks we should remove the Cordova Center. **John Bitney** came to the table to speak and said he agrees but that he knows the Cordova Center is the City's top priority but what you are crafting here is your list that goes to Juneau. **Burton** said he's like to see G float remain at the top of the list. There was Council consensus to remove the Cordova Center and to add in Water Tank Restoration (a \$250K) item into the list as number 3. The Clerk was directed to bring this back for the next regular meeting in a new resolution with a new number for approval.

19. Pending Agenda, Calendar, Elected & Appointed Officials lists

Council discussed an audit presentation. **Reggiani** opined that this was very late and he wondered what we could do to have it done more like in June next year. **Stavig** said it's all about getting on their schedule earlier and we kind of lost our slot during the snowpocalypse year and we've never gotten back into our old routine. **Mayor Kacsh** said that **Joanie Behrends** asked for a noon lunch with Council and he would get back with Council on this. **Randy** would schedule this and get back with Council.

Council opted to continue the recessed work session from earlier in the evening at 5pm tomorrow.

O. AUDIENCE PARTICIPATION

Jim Holley a member of the Cordova Center committee passed on his appreciation to all of them, especially the ones who are trying to keep the project in check. However, he thinks positive reinforcement is necessary too for the community's sake, for the committee's sake – so we can get this thing done. He urged them to get on our team, get to our meetings, if you want more information, call us personally, we have the information. Let's move ahead positively so the community see solidarity.

P. COUNCIL COMMENTS

20. Council Comments

Joyce asked about the possibility of reconsidering the resolutions that they had referred to staff regarding the Cordova Center. He has some real concerns about not getting started here with Dawson and the funding. He said he knows there's a way but he's unsure how. **Bourgeois** advised that any of the members who voted yes on the motions to refer could now move to reconsider the motions to refer. **Burton** asked for clarification because earlier the Clerk had stated that the one resolution would in fact need to be an ordinance instead (i.e. resolution 12-14-50). **Bourgeois** said she has been in touch with the City Attorney over the course of the meeting and it appears as though she may be incorrect. **Wells** may have an approach that the Council could take to pass those items this evening and forego the delay and the need for another special meeting.

M/Carpenter to reconsider the motion to refer Resolution 12-14-49.

Therefore, the motion to refer Resolution 12-14-49 was now back on the table.

(these minutes will continue at the site of the resolution in the regular agenda – i.e move to page 5, agenda item 14)

Council now wondered about the possibility of reconsidering Resolution 12-14-50 as well. **Wells** said in her cursory look at it, the credit line itself was appropriated properly back in 2012 via Substitute Ordinance 1091. Then, Resolution 12-13-65 in 2013 lays out specifically the rules of using the line of credit, how it gets repaid, the length of time it is in effect for (which is until 12/31/2015), etc. What she believes would be a wise thing for Council to do if interested in authorizing it tonight would be to first amend it to say "conditional upon Attorney...

Reggiani called point of order and claimed this was inappropriate as we were in the Council comments section of the meeting and he feels as though the attorney is presently doing staff work for the exact same reason we referred this back to staff. If there were a motion to reconsider, then we could move ahead but if not, we need to move on. **Mayor Kacsh** asked if anyone was interested in reconsidering the motion to refer Resolution 12-14-50. **Carpenter** asked the Clerk to tell them who had voted on the prevailing side of that motion to refer. **Bourgeois** said that the 5 in favor had been **Bailer, Burton, Reggiani, Carpenter** and **Burton** and only **Hoover** and **Joyce** had voted against the motion to refer.

M/Carpenter to reconsider the motion to refer Resolution 12-14-50.

M/Reggiani S/Bradford to recess for five minutes at 10:20 pm. Council came back into session at 10:31 pm.

Mayor Kacsh said that the motion to refer was now back on the table because it had been moved to reconsider that before the recess.

(these minutes will continue at the site of the resolution in the regular agenda – i.e move to page 4, agenda item 15)

Back to Council comments:

Bradford – basketball fundraiser dinner at the Reluctant Saturday, December 6, 2014.

Reggiani said he has been appointed to MTAB. He has a short list for staff and he said that there was an accident a couple of weeks ago that a vehicle went over the parking lot at the High School onto the ball field, he wonders if **Randy** could look at a guard rail on that cliff and also one at the Elementary school behind the library. He would like info, probably from legal, regarding with the action taken as far as CCMC, he'd like information about City Council being the HSB now, if it not required, he is very interested in resigning his seat on that. He is asking legal staff this question; he's like a report back from **Holly Wells** on this.

Bailer thanked the Council and the Community for sending him to AML, he got some great training there. He said **Holly Wells** has been down in Cordova for trainings in the past and those he prefers because we get more bang for the buck – can train a lot of people at once, right here.

Hoover had also been at AML and it was a good experience.

Burton had also been at AML he would echo what **Bailer** said. He would like to see a lot of people at the next Harbor Commission meeting – there will be something pretty neat on the agenda. Board of Fish happening right now and it's awesome that they are here; he wanted to remind people how instrumental **Mayor Jim Kallander** had been in ensuring that this happened here – just something for people to remember this week.

Q. EXECUTIVE SESSION

21. CCMC CEO employment agreement negotiation - discussion with City Manager – **Robertson** said this was not necessary tonight – he didn't believe we would have time for both.

22. Cordova Center finances – legal update

M/Bradford S/Joyce to go into executive session to discuss matters the immediate knowledge of which would clearly have an adverse effect upon the finance of the city, specifically a Cordova Center finances legal update from City Attorney.

Vote on motion: 7 yeas, 0 nays. Joyce-yes; Bailer-yes; Burton-yes; Hoover-yes; Reggiani-yes; Bradford-yes and Carpenter-yes. Motion was approved.

Council entered the executive session at 10:42 pm and reconvened the regular meeting at 11:00 pm.

R. ADJOURNMENT

M/Reggiani S/Bradford to adjourn. Hearing no objections the meeting was adjourned at 11:00 pm.

Approved: December 17, 2014

Attest: _____

Tina Hammer

Tina Hammer, Deputy City Clerk

