

Regular Ketchikan City Council meeting was called to order by Mayor Williams at 7:02 p.m., August 6, 2009, with the following members present: Dick Coose, Charles Freeman, Jason Harris, Kj Harris, Matthew Olsen, Robert Sivertsen and Marty West.

The Pledge of Allegiance was given by all persons in the Chambers.

Staff present were Manager Amylon, Assistant Manager Martin, City Attorney Bradford, Acting Gateway Center for Human Services Executive Director Medford, Human Resources Manager Miller, Finance Director Newell, Public Works Director Hansen, Electric Division Manager Kline, Telecommunications Division Manager Abbott, Telecommunications Division Marketing Manager Cushing, various other City staff, and City Clerk Suiter.

COMMUNICATIONS

Mayor Williams said there were several things laid on the table, including: a letter from IBEW Local 1547 regarding collective bargaining; a correction to the General Government financial statements for the period ending May 31, 2009; comments from Southeast Engineering regarding Contract No. 09-37; a letter and petitions from downtown business owners regarding cruise ship berthing schedules; a memorandum outlining Swan Lake scheduled outages; and a memorandum regarding reservoir levels.

PERSONS TO BE HEARD

Scott Isaacs, Environmental Concerns of Alaska, spoke regarding litter patrol programs. He said they are forming a certification team to bring Keep America Beautiful to Ketchikan and help promote litter patrol programs, trail maintenance and other similar issues. He stated what he needed from the City is a member of the Public Works Department, Sanitation Division to take the certification course and become a team member to determine what the City would like to do with the funding they get for the City to promote litter patrols, park beautifications, maintenance issues and other things for which there is no funding available. He reported they are here to help pay for some of those things.

George Lybrand addressed required permits, selective enforcement, and cell phone calls. He also spoke to award of Contract No. 09-37, referring to a letter he wrote. He felt the intent of the job was very clear based on the specifications, and the City should go to the engineer and question the amount the lower bidder provided since it was so much below estimate. He said what really got him going is when Mr. Hansen had his staff call the Corps of Engineers on him, and allege he made wetland violations. He said it turns a civil dispute into guerilla war.

Doug Ward, Alaska Ship and Drydock, expressed support for the item regarding repair of Bailey No. 2. He felt it was a good solution and he is here to answer questions.

Craig Carson, downtown business owner, pointed out a petition laid on the table and said if anyone has questions he is available to answer them.

CONSENT AGENDA

Mayor Williams suggested moving some items from New Business to the Consent Agenda, and after discussion several were moved.

Moved by Freeman, seconded by Jason Harris to move New Business items b, d, k, l, n, o, q, r, and t to the Consent Agenda.

Motion passed with Kj Harris, Coose, Sivertsen, West, Freeman, Olsen and Jason Harris voting yea.

Approval of Minutes

Moved by Jason Harris, seconded by West approval of the minutes of the regular meeting of July 16, 2009 and special meetings of July 21 and 30, 2009.

Motion passed with West, Olsen, Freeman, Jason Harris, Kj Harris, Sivertsen and Coose voting yea.

Revocable and Limited Permit to Work on or Encroach Upon Platted, Unimproved Right-of-Way – Unimproved Lincoln Street Right-of-Way

Moved by Jason Harris, seconded by West the City Council approve the Revocable and Limited Permit to Work on or Encroach Upon Platted, Unimproved Right-of-Way to Michael Sivertsen for the purpose of extending the unimproved Lincoln Street right-of-way to provide driveway access to his residence at 869 Jackson Street.

Motion passed with West, Olsen, Freeman, Jason Harris, Kj Harris, Sivertsen and Coose voting yea.

Budget Transfer – Bayview Cemetery Grading Improvements

Moved by Jason Harris, seconded by West the City Council authorize the city manager to transfer \$16,000 from Appropriated Reserves of the Public Works Sales Tax Fund to the 2009 Cemetery Division's Grading Improvements Capital Account for the purpose of funding the purchase of grading materials, topsoil and hydro-seed.

Motion passed with West, Olsen, Freeman, Jason Harris, Kj Harris, Sivertsen and Coose voting yea.

One-Year Extension of Contract No. 06-20 – Bayview Cemetery Maintenance and Operations – PM Landscaping

Moved by Jason Harris, seconded by West the City Council authorize the city manager to extend Contract No. 06-20, Bayview Cemetery Maintenance and Operations, with PM Landscaping for a one-year period commencing June 12, 2009 at a cost of \$4,650.34 per month for the base rate of retaining the rates for burial, entombment and marker placement at their current per unit cost.

Motion passed with West, Olsen, Freeman, Jason Harris, Kj Harris, Sivertsen and Coose voting yea.

Change Order No. 1 – Final to Contract No. 09-19, Water Street Promenade Crosswalk Project, Pool Engineering, Inc.

Moved by Jason Harris, seconded by West the City Council approve Change Order No. 1 – Final in the amount of \$1,875 to Contract No. 09-19, Water Street Promenade Crosswalk Project, between the City and Pool Engineering, Inc.; authorize funding from the Water Street Promenade Crosswalk Project Capital Account; and direct the city manager to execute the change order on behalf of the City Council.

Motion passed with West, Olsen, Freeman, Jason Harris, Kj Harris, Sivertsen and Coose voting yea.

Designated Legislative Grant Agreement – Reconstruction of Downtown Bridges and Trestles

Moved by Jason Harris, seconded by West the City Council approve Legislative Grant Agreement No. 10-DC-019 in the amount of \$5,000,000 between the City of Ketchikan and the Department of Commerce, Community and Economic Development for the reconstruction of downtown bridges and trestles and direct the city manager to execute the agreements on behalf of the City Council.

Motion passed with West, Olsen, Freeman, Jason Harris, Kj Harris, Sivertsen and Coose voting yea.

Purchase of Bailey Unit No. 4 Spare Cylinder Head – Wartsila North America

Moved by Jason Harris, seconded by West pursuant to Section 3.12.051(c)(2)(A) of the Ketchikan Municipal Code, the City Council direct the general manager to issue a purchase order in the amount of \$64,000 to Wartsila North America for the purchase of a

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spare cylinder head, including freight, for Bailey Unit No. 4 and approve funding from the Electric Division's 2009 Bailey Facilities Upgrade Capital Account.

Motion passed with West, Olsen, Freeman, Jason Harris, Kj Harris, Sivertsen and Coose voting yea.

Change Order No. 1 to Contract No. 09-18, KPU Switching and Clearance Guidelines – Commonwealth Associates, Inc.

Moved by Jason Harris, seconded by West the City Council approve Change Order No. 1 in the amount of \$20,000 to Contract No. 09-18, KPU Switching and Clearance Guidelines, between Ketchikan Public Utilities and Commonwealth Associates, Inc.; authorize funding from the 2009 Electric Division's Professional Services Account No. 60; and direct the general manager to execute the change order on behalf of the City Council.

Motion passed with West, Olsen, Freeman, Jason Harris, Kj Harris, Sivertsen and Coose voting yea.

As-Needed Berth III Memorandum of Agreement Between the Alaska Marine Highway System and the City of Ketchikan

Moved by Jason Harris, seconded by West the City Council approve the As-Needed Berth III Memorandum of Agreement between the Alaska Marine Highway System and the City of Ketchikan and direct the city manager to execute the agreement on behalf of the City Council.

Motion passed with West, Olsen, Freeman, Jason Harris, Kj Harris, Sivertsen and Coose voting yea.

Budget Transfers – Sidewalk/Street Repair and Drainage Improvement Projects

Moved by Jason Harris, seconded by West the City Council authorize the city manager to transfer \$25,000 from the Streets Division's 2009 Third Avenue Rock and Tree Maintenance Capital Account to the 2009 Storm Drainage Systems Improvements Capital Account and \$27,570 from Appropriated Reserves of the Public Works Sales Tax Fund to the Streets Division's 2009 Safer Streets and Sidewalks Program Capital Account, in order to fund additional sidewalk/street repair and drainage improvement projects as detailed in the senior project engineer's memorandum of July 29, 2009.

Motion passed with West, Olsen, Freeman, Jason Harris, Kj Harris, Sivertsen and Coose voting yea.

Budget Transfer – Change Order No. 1 to Contract No. 09-10, Denali Avenue Drainage Improvements Project, S&S General Contractors & Equipment Rental, Inc.

Moved by Jason Harris, seconded by West the City Council approve Change Order No. 1 in the amount of \$46,736.10 to Contract No. 09-10, Denali Avenue Drainage Improvements Project; increase the project contingency from \$23,635 to \$46,737, bringing the total contract cost to \$283,087; authorize a budget transfer of \$23,102 from Appropriated Reserves of the Public Works Sales Tax Fund to the Denali Avenue Drainage Improvements Project Capital Account; and direct the city manager to execute the contract documents on behalf of the City Council.

Motion passed with West, Olsen, Freeman, Jason Harris, Kj Harris, Sivertsen and Coose voting yea.

UNFINISHED BUSINESS

Ordinance No. 09-1634 – Repealing the Requirement for Live Entertainment Permit Application, Investigation and Fee – Second Reading

Copies of Ordinance No. 09-1634 were available for all persons present.

Moved by Jason Harris, seconded by Sivertsen the City Council approve in second reading Ordinance No. 09-1634 repealing the requirement for live entertainment permit application, investigation and fee; and establishing an effective date.

Motion passed with Sivertsen, Jason Harris, Coose, Kj Harris, Olsen, West and Freeman voting yea.

Appointments to Boards and Commissions – Mayor Williams

Mayor Williams submitted the names of Jack Davies (5-year term, reappointment) and Karen Miles (fulfill term of Lew Williams III, expires 1/01/2011) to the Personnel Board, and asked if there were any objections. None were heard.

Mayor Williams said the PLEDAC Board has been hoping to have another Council representative, and Councilmember Sivertsen volunteered with no objections from other councilmembers.

NEW BUSINESS

Addendum No. 2 to the Power Sales Agreement Between the City of Ketchikan d/b/a Ketchikan Public Utilities and Alaska Ship and Drydock, Inc. and Approving

Cooperative Agreement Between the Alaska Industrial Development and Export Authority (AIDEA), Alaska Ship and Drydock, Inc. (ASD) and the City of Ketchikan d/b/a Ketchikan Public Utilities (KPU) – Repair of Bailey Unit No. 2

Moved by Sivertsen, seconded by Jason Harris the City Council authorize the general manager to enter into Addendum No. 2 to the September 15, 2005 Power Sales Agreement between the City of Ketchikan d/b/a Ketchikan Public Utilities and Alaska Ship and Drydock, Inc. providing for the repair of Bailey Unit No. 2 in lieu of purchasing 3 MW of standby diesel generation; approve the Cooperative Agreement between the Alaska Industrial Development and Export Authority, Alaska Ship and Drydock, Inc. and the City of Ketchikan d/b/a Ketchikan Public Utilities; and direct the general manager to execute the Cooperative Agreement on behalf of the City Council.

In response to Councilmember Coose, Doug Ward felt that it could be worked out if there were unforeseen expenses. He noted there was no real fixed budget established for this particular item, and there might be language that could be put in there for a reasonable and justifiable contingency. He felt AIDEA is a reasonable group who has worked hard on this agreement.

Manager Amylon and Acting Electric Division Operations Manager Adams answered questions from the Council.

Moved by Sivertsen, seconded by Jason Harris to defer this item until discussions are held with AIDEA and Alaska Ship and Drydock regarding contingency funds for possible cost overruns.

Motion to defer passed with Coose, Jason Harris, West, Kj Harris, Sivertsen, Olsen and Freeman voting yea.

Offer of Employment – Solid Waste Collections/Disposal Supervisor

Moved by Jason Harris, seconded by West the City Council authorize the city manager to offer the position of Solid Waste Collections/Disposal supervisor to Lenny Neeley of St. Louis, Missouri based on a compensation level of 58R at an annual salary of \$65,371 and moving expenses not to exceed \$15,000.

Councilmember Jason Harris expressed concern about the amount of moving expense the City is paying with no guarantee the employee is going to stay in Ketchikan. He requested a change in the moving expense policy, and other councilmembers expressed concern about consistency in the policy.

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Motion failed with Kj Harris, Olsen and West voting yea; Freeman, Jason Harris, Sivertsen and Coose voting nay.

Councilmember Sivertsen expressed his desire that staff look at creating a position of operations manager at the landfill, and assigning management duties to other personnel. Manager Amylon outlined some ramifications of such action.

**Council Representative on Negotiating Team –
Councilmember Sivertsen**

Councilmember Sivertsen said he has been approached by a lot of people regarding Council representation on the negotiation team, and he wanted to see what other councilmembers thought.

Councilmember Freeman said traditionally the Council has separated itself from union negotiations, because at the end of the day the Council has to make the decision. He felt if one were personally involved, sides will be taken and biases developed. He reminded the Council is elected by the general public, and the Council owes it to the public to maintain a certain amount of impartiality.

Councilmember Olsen said if the Council goes ahead, whomever is involved needs to get significant training. He also said it would be difficult to remain impartial.

Mayor Williams said he wouldn't want to see a councilmember involved in what our negotiating team is trying to do.

Councilmember West said the person would be an observer, and if that is strictly what the person would be, she didn't feel it was a bad idea.

Councilmember Jason Harris felt negotiations would go smoother if a councilmember were sitting at the table, and he would be willing to put it up for a trial.

Councilmember Coose said if the negotiation team for the union doesn't know that the City's negotiation team is acting at the direction of the Council, they are not paying attention. He said so far he hasn't seen the City's team defy the Council's direction. He expressed he couldn't sit there without speaking.

The Council took a short break at 8:02 p.m. and reconvened at 8:13 p.m.

**Agreement Between the City of Ketchikan and the
Ketchikan Gateway Borough for Disposal of Wastewater
from the Ketchikan International Airport**

Moved by Sivertsen, seconded by Freeman the City Council approve the agreement between the City of Ketchikan and the Ketchikan Gateway Borough for disposal of

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wastewater from the Ketchikan International Airport and authorize the city manager to execute the agreement on behalf of the City Council.

Wastewater Division Supervisor Mackey said currently staff would not be going to the airport to deal with anything over there, but rather would remotely monitor and control issues from the plant.

Motion passed with Freeman, Kj Harris, Olsen, West, Jason Harris, Sivertsen and Coose voting yea.

**Renewal of Agreement for Utility Customer Satisfaction
Call Back Program – Pivot Group, LLC**

Moved by Freeman, seconded by Kj Harris not to renew the professional services agreement with Pivot Group, LLC.

Motion failed with Freeman and Kj Harris voting yea; Jason Harris, Sivertsen, Olsen, Coose and West voting nay.

Moved by Coose, seconded by Sivertsen the City Council approve the professional services agreement with the Pivot Group, LLC of Wilsonville, Oregon for a customer satisfaction call back program at a cost not to exceed \$13,800 annually; authorize funding from the 2009 general manager's Professional Services Account No. 60; and direct the general manager to execute the agreement on behalf of the City Council.

Motion passed with Coose, Sivertsen, West and Olsen voting yea; Kj Harris, Freeman and Jason Harris voting nay.

**Offer of Employment – Telecommunications Division
Engineering Manager**

Moved by Jason Harris, seconded by West the City Council authorize the general manager to offer the position of Telecommunications Division engineer manager to John Wray of Allenspark, Colorado based on an annual salary of \$94,677; annual vacation accrual of 15 days per year; and moving expenses not-to-exceed \$17,500.

Councilmember Jason Harris again commented on the amount of moving expenses and reiterated the need for some consistency.

Telecommunications Division Manager Abbott answered questions from the Council.

Motion passed with West, Olsen, Freeman, Jason Harris, Kj Harris, Sivertsen and Coose voting yea.

Offer of Employment – Telecommunications Division Engineer

Moved by Sivertsen, seconded by Jason Harris the City Council authorize the general manager to offer the position of Telecommunications Division engineer to John Bender of Dallas, Texas based on a compensation level of 73R at an annual salary of \$94,677; annual vacation accrual of 15 days per year; and moving expenses not to exceed \$10,000.

Motion passed with Sivertsen, Jason Harris, Coose, Kj Harris, Olsen, West and Freeman voting yea.

Offer of Employment – Central Office Network Technician

Moved by Olsen, seconded by Jason Harris the City Council authorize the general manager to offer the position of Telecommunications Division Central Office network technician to Jason Maderios of Youngsville, North Carolina including moving expenses not to exceed \$10,000.

Motion passed with Coose, Jason Harris, West, Kj Harris, Sivertsen, Olsen and Freeman voting yea.

Contract No. 09-21, NEPA Environmental Assessment and Permitting Support for KPU Line Extension to USCG LORAN Station Shoal Cove – Tetra Tech EC, Inc.

Moved by Freeman, seconded by West the City Council approve Contract No. 09-21, NEPA Environmental Assessment and Permitting Support for KPU Line Extension to USCG LORAN Station Shoal Cove, between Ketchikan Public Utilities and Tetra Tech EC, Inc. of Bothell, Washington in an amount not to exceed \$245,761; authorize funding from the Electric Division's 2009 Shoal Cove Distribution Line Extension Capital Account; and direct the general manager to execute the contract documents on behalf of the City Council.

Motion passed with Freeman, Kj Harris, Olsen, West, Jason Harris, Sivertsen and Coose voting yea.

Award of Contract No. 09-37, Sayles-Gorge Bridge and Water Street Trestle No. 2 Deck Repairs – Bicknell, Inc. - \$91,000

Moved by Freeman, seconded by Jason Harris the City Council accept the bid of Bicknell, Inc. in the amount of \$91,000 for Contract No. 09-37, Sayles-Gorge Bridge and Water Street Trestle No. 2 Deck Repairs; establish a contingency of 10% in the amount of \$9,100, bringing the total project cost to \$100,100; authorize a budget transfer of

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\$100,100 from Appropriated Reserves of the Public Works Sales Tax Fund to the Streets Division's 2009 Bridges and Trestles Repair/Replacement Capital Account; and direct the city manager to execute the contract documents on behalf of the City Council.

Senior Project Engineer Brakke answered questions from the Council.

Motion passed with Jason Harris, Sivertsen, Olsen, Freeman, Coose, Kj Harris and West voting yea.

Ordinance No. 09-1633 – Amending Chapter 11.12 of the Ketchikan Municipal Code, Telecommunications Service and Rates – First Reading

Copies of Ordinance No. 09-1633 were available for all persons present.

Moved by Sivertsen, seconded by West the City Council approve in first reading Ordinance No. 09-1633 amending Chapter 11.12 of the Ketchikan Municipal Code, Telecommunications Service and Rates; providing for a public hearing; and establishing an effective date.

Motion passed with Kj Harris, Coose, Sivertsen, West, Freeman, Olsen and Jason Harris voting yea.

Budget Transfer – Fire Department Procurement of Power Pro Ambulance Gurneys

Moved by Sivertsen, seconded by Jason Harris the City Council authorize the city manager to transfer \$17,645 and \$3,219 from Appropriated Reserves of the Public Works Sales Tax Fund and from the Fire Department's 2009 Defibrillator Replacement Capital Account respectively to the Fire Department's 2009 Ambulance Gurney Replacement Capital Account, in order to fund the purchase of two Power-Pro ambulance gurneys from Stryker Sales Corporation at a cost of \$20,864.

Deputy Fire Chief Goucher answered questions from the Council.

Motion passed with West, Olsen, Freeman, Jason Harris, Kj Harris and Sivertsen voting yea; Coose voting nay.

Ordinance No. 09-1635 – Amending KMC 10.40 to Conform to State Statutes Requiring Ignition Interlock Devices as Part of the Penalty for Driving Under the Influence and Refusal to Submit to Chemical Test and Increasing the Minimum Fine – First Reading

Copies of Ordinance No. 09-1635 were available for all persons present.

Moved by Olsen, seconded by Jason Harris the City Council approve in first reading Ordinance No. 09-1635 amending KMC 10.40 to conform to state statutes requiring ignition interlock devices as part of the penalty for driving under the influence and refusal to submit to chemical test and increasing the minimum fine; and establishing an effective date.

City Attorney Bradford answered questions from the Council.

Motion passed with Sivertsen, Jason Harris, Coose, Kj Harris, Olsen and West voting yea; Freeman voting nay.

State Fiscal Year 2010 Comprehensive Behavioral Health Treatment & Recovery and Alcohol Safety Action (Adult and Juvenile) Program Grant Agreements – Gateway Center for Human Services

Moved by Sivertsen, seconded by Jason Harris the City Council approve Grant Award Nos. 602-10-246 and 602-10-473 in the amounts of \$611,577 and \$89,932 respectively for Comprehensive Behavioral Health Treatment & Recovery and Alcohol Safety Action (Adult and Juvenile) Program funding for the Gateway Center for Human Services and direct the city manager to execute the grant agreements on behalf of the City Council.

Manager Amylon explained the Department of Health and Social Services denied the City's appeal, and if we want to move forward we need to execute the grant agreements. He noted based on our first set of discussions with state staff, we have since learned they will be allocating funds in a slightly different manner and we will be able to provide outpatient substance abuse services. He stated there is a meeting on Monday with Marilee Fletcher and staff will have to submit some type of a plan as to how the City wants to allocate the grant dollars that they will sign off on, and we can continue operating on these funds for another year. Pursuant to Council direction, he stated they have talked to TSS about what their needs would be to get KAR House re-opened under their auspices, and TSS is still crunching numbers. He reported his office is continuing to work with Senator Stedman, who is concerned regarding the manner in which this was handled, and has promised to continue to pursue discussions with the state relative to the money the city didn't get for inpatient substance abuse services. He stated Steve Hamilton will be here next week to talk about different ways of trying to get the agency privatized, and staff will keep the Council apprised.

Motion passed with Coose, Jason Harris, West, Kj Harris, Sivertsen, Olsen and Freeman voting yea.

Resolution No. 09-2281 – Supporting an Application for Financial Assistance Under The American Recovery and Reinvestment Act of 2009 for a Broadband Initiatives

**Program or Broadband Technology Opportunities
Program Grant for the Construction of a Wireless
Broadband Public Safety and Wireless Public WIFI
Network**

Moved by West, seconded by Olsen the City Council approve Resolution No. 09-2281 supporting an application for financial assistance under the American Recovery and Reinvestment Act of 2009 for a Broadband Initiatives Program or Broadband Technology Opportunities Program Grant for the construction of a wireless broadband public safety and wireless public WIFI network; and establishing an effective date.

Motion passed with Olsen, West, Jason Harris and Sivertsen voting yea; Freeman, Kj Harris and Coose voting nay.

VOUCHERS

Moved by West, seconded by Olsen for approval of vouchers to Ketchikan Daily News in the amount of \$6,408.05.

Motion passed with West, Olsen, Freeman, Jason Harris, Kj Harris, Sivertsen and Coose voting yea.

CITY MANAGER'S REPORT

**Schedule of General Government Appropriated Reserves
Through the July 16, 2009 City Council Meeting**

Manager Amylon provided a schedule of the current balance of Appropriated Reserves of the various funds of General Government and KPU through the Council meeting of July 16, 2009.

**General Government Financial Statements for the Period
Ending May 31, 2009**

Manager Amylon included the General Government financial statements for the five months of the year ending May 31, 2009 for Council review.

Remaining Useful Life of Bayview Cemetery

In response to Councilmember Freeman, Manager Amylon advised the Council that the projected remaining useful life of Bayview Cemetery is approximately 15 years.

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Bar Harbor Parking Enforcement

In response to Councilmember Coose, Manager Amylon transmitted a memorandum from Port and Harbors Director Corporon addressing concerns regarding parking enforcement issues in and around the area of Bar Harbor.

Hawkins-Denali Erosion Control Stabilization

Manager Amylon provided a memorandum from Senior Project Engineer Seth Brakke noting that in response to concerns raised by Louise Kern, a contractor was directed to install a corrosion control blanket at a cost of \$1,200 in the Hawkins-Denali area.

K.P.U. MANAGER'S REPORT

Report of July 13, 2009 Telecommunications Outage

Manager Amylon included a memorandum from Telecommunications Division Manager Abbott regarding the July 13, 2009 telecommunications outage.

Scheduled Swan Lake Outages

Manager Amylon provided a memorandum from Acting Electric Division Operations Manager Adams informing of scheduled outages at Swan Lake: August 18, September 3, and the weeks of September 14 and 21, 2009.

Reservoir Levels

Manager Amylon transmitted a memorandum from Electric Division Manager Kline regarding reservoir storage capacity. Mr. Kline reported the storage capacity is at 34.3% as of July 31, 2009, which is extremely low. He noted the Electric Division may be required to run the diesel generators in late August or early September depending on the weather. Manager Amylon further noted the diesel surcharges currently in effect are scheduled to expire with the last billing cycle in October.

CITY CLERK'S FILE – None

CITY ATTORNEY'S FILE – None

FUTURE AGENDA ITEMS – None

MAYOR AND COUNCIL COMMENTS

Councilmember Olsen pointed out a provision regarding the item about Bailey No. 2.

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Councilmember Sivertsen said he appreciates the thoughts about conserving money and it is just a sample of what is going to come as we get into the budget period. He hoped no one felt anything was personal as we work our way through it.

Mayor Williams said everyone did a good job getting through the agenda.

OTHER NEW BUSINESS – None

EXECUTIVE SESSIONS

Collective Bargaining Agreement Between the City of Ketchikan and the International Brotherhood of Electrical Workers, Local 1547

Moved by West, seconded by Coose the City Council declare that consistent with the city manager's memorandum dated July 21, 2009 it is in the best interest of the City to discuss negotiations regarding a collective bargaining agreement between the City of Ketchikan and the International Brotherhood of Electrical Workers, Local 1547 in executive session; in accordance with that finding, the City Council go into executive session in accordance with KMC 2.04.025(a)(1) and (b)(2) and AS 44.62.310(c)(1) and (3) to discuss said negotiations and the auxiliary items described in the city manager's memorandum dated July 21, 2009, which matters include the need to discuss subjects the knowledge of which would have an adverse impact upon the finances of the City and upon the City's ability to negotiate favorable labor settlements.

Councilmember Freeman requested the city attorney review the motion for reduced verbiage.

Motion passed with Sivertsen, Jason Harris, Coose, Olsen, West and Freeman voting yea; Kj Harris voting nay.

The Council recessed into executive session at 9:22 p.m. and reconvened at 9:55 p.m.

Mayor Williams said the Council has completed an executive session to discuss negotiations regarding a collective bargaining agreement between the City of Ketchikan and the International Brotherhood of Electrical Workers, Local 1547 and no action would be taken tonight.

Collective Bargaining Agreement Between the City of Ketchikan and the Public Safety Employees Association

Moved by West, seconded by Sivertsen the City Council declare that consistent with the city manager's memorandum dated July 31, 2009 it is in the best interest of the City to discuss negotiations regarding a collective bargaining agreement between the City of Ketchikan and the Public Safety Employees Association in executive session; in

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accordance with that finding, the City Council go into executive session in accordance with KMC 2.04.025(a)(1) and (b)(2) and AS 44.62.310(c)(1) and (3) to discuss said negotiations and the auxiliary items described in the city manager's memorandum dated July 31, 2009, which matters include the need to discuss subjects the knowledge of which would have an adverse impact upon the finances of the City and upon the City's ability to negotiate favorable labor settlements.

Motion passed with Jason Harris, Sivertsen, Olsen, Freeman, Coose and West voting yea; Kj Harris voting nay.

The Council recessed into executive session at 9:58 p.m. and reconvened at 10:05 p.m.

Mayor Williams said the Council has completed an executive session to discuss negotiations regarding a collective bargaining agreement between the City of Ketchikan and the Public Safety Employees Association and no action would be taken tonight.

ADJOURNMENT

As there was no further business, the Council adjourned at 10:05 p.m.

Lew Williams III, Mayor

ATTEST:

Katherine M. Suiter
City Clerk

FYI ITEMS INCLUDED

Ketchikan Area Arts & Humanities Council Inc.'s Quarterly Activity and Financial Reports – April through June 2009
Community Connections Older Alaskans and Adult Resource Services (OARS) Quarterly Activity Report – April through June 2009
Alaska Legal Services Corporation's Quarterly Financial Report – April through June 2009