

Regular Ketchikan City Council meeting was called to order by Mayor Williams at 7:02 p.m., September 17, 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 Assistant Manager Martin, Finance Director Newell, City Attorney Bradford, Fire Chief Hill, Port and Harbors Director Corporon, Police Chief Talik, Acting Public Works Director Allen, Telecommunications Division Manager Abbott, Election Division Operations Manager Adams and City Clerk Suiter.

COMMUNICATIONS

Included in the packet was a letter from Gary and Nancy Boatwright in support of the Safety Resource Officer position. Mayor Williams said there were two items laid on the table, including correspondence relating to an appeal of award of Contract No. 09-42 and an update on lake levels.

In response to Councilmember Jason Harris, Mayor Williams asked if there were any objections to considering the resolution honoring Dr. Anthes now; none were heard.

**Resolution No. 09-2290 – Recognizing Dr. William Anthes
for Dedicated Years of Service to the Community;
Recognizing Dr. Anthes’ Role as Physician Sponsor to the
Ketchikan Fire Department**

Moved by Jason Harris, seconded by West the City Council approve Resolution No. 09-2290 recognizing Dr. William Anthes for dedicated years of service to the community; recognizing Dr. Anthes’ role as physician sponsor to the Ketchikan Fire Department and establishing an effective date.

Mayor Williams read the resolution and presented it to Dr. Anthes.

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

Dr. Anthes said it has been an interesting adventure, with a lot of changes taking place during the years. He spoke to the support and dedication of the people who work and volunteer for the City.

PERSONS TO BE HEARD

Robert Boyle, Superintendent of Ketchikan Gateway Borough School District, spoke in support of maintaining a school resource officer (SRO) in the schools. He felt it was a very positive program, and one issue where parents, teachers and the public are aligned. He answered questions from the Council regarding funding of the position. Mayor Williams brought up the issue of drug enforcement, and inquired about better utilizing the enforcement in the schools. Mr. Boyle said there have been conversations and the school

district is willing to work on it. Police Chief Talik said the cost of the SRO would be in the area of \$70,000 to \$75,000.

Rebecca Bowlen spoke in support of the SRO program. As a teacher, she felt the SRO's presence has a positive impact on all users of the building. She discussed the SRO's relationship with students and adults, as well as budget cuts. She felt the City is responsible for local public safety. In response to Councilmember Freeman, she said she would be willing to speak before the Borough Assembly.

Greg Middag, representing Ketchikan Education Association, said their members are concerned about the loss of the SRO as well as the loss of officers on the street. He hoped the City and Borough could find some way to work together because we can't afford not to have that level of safety in the building. Speaking for himself, he felt the community needed to look at how to fund these things. He said the City and Borough have made huge commitments on how to foster business in Ketchikan, and he felt a melding of government would be a significant savings for citizens.

Zig Ziegler spoke about the need to maintain the SRO in the schools. He discussed drugs in the school and addressing issues dealing with youth as a community. He felt an officer in the schools has the opportunity to witness to a large number of citizens. He stressed the police are employees of the City, and he felt it was the Council's responsibility to approach the Borough about funding part of it. He spoke to the impact on the community if there were no officers in the school due to the far-reaching effects. He answered questions from the Council.

Joel Jackson discussed timber exports and how much is going out of Alaska in rounds. He addressed a small step the City can take, and suggested the City adopt an ordinance where the bidder would get a preference for using locally produced products. He provided an example from State statute. He hoped it could be a discussion item in the future. He said it seems the City could afford to have one officer taking care of approximately 25% of the population that is in the schools.

Brianna Guenther and Kris Santos, representatives of the Alaska Association of Student Government and the Student Body Association at Ketchikan High School, read a resolution in support of the SRO.

Jack Shay thanked all who serves on the City Council. He discussed several different issues, including the Intertie, Legislative Liaison, Southeast Conference, and cruise ship passenger numbers.

Councilmember Olsen requested the Council move the manager's report relating to the school resource officer to New Business. At least five hands were shown.

CONSENT AGENDA

Councilmember Jason Harris requested moving the Electric Division and Public Works Departments budget transfers, as well as the budget transfer for technical support for the

Milsoft Windmil distribution analysis modeling software to the Consent Agenda. Mayor Williams asked if there were any objections, and none were heard.

Approval of Minutes

Moved by Jason Harris, seconded by West approval of the minutes of the regular meeting of September 3, 2009.

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

Issuance of Permit for Use of Driveway on Platted, Unimproved City Right-of-Way – Scott Brandt-Erichsen

Moved by Jason Harris, seconded by West the City Council approve the issuance of a permit for use of driveway on platted, unimproved City right-of-way to Scott Brandt-Erichsen for the purpose of extending the Adams Court right-of-way to provide access to the backside of his property on Sixth Avenue.

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

Various Budget Transfers – Electric Division

Moved by Jason Harris, seconded by West the City Council authorize the general manager to transfer \$10,000 from the Electric Division's Materials & Services Account No. 89 to the Safety Program Account No. 46; \$20,000 from the Maintenance Services Account No. 58 to the Advertising & Publishing Account No. 50; and \$150,000 from Salaries & Wages Account No. 11 to Overtime Account No. 12.

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

Budget Transfer – Public Works Department – Streets Division

Moved by Jason Harris, seconded by West the City Council authorize the city manager to transfer from within the 2009 Public Works Streets Division Budget \$15,000 from the Betty King Alley Wood Plank Overlay Capital Account to the Materials Storage Yard Capital Account for the purpose of funding the construction of a security fence around the materials storage yard.

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

Budget Transfer – Technical Support Work of Milsoft Windmil Distribution Analysis Modeling Software

Moved by Jason Harris, seconded by West the City Council authorize a budget transfer of \$33,044 from Appropriated Reserves of the KPU Enterprise Fund to the Electric Division's 2009 Professional Services Account No. 60 for payment to ESC Engineering of Fort Collins, Colorado for technical support undertaken on the Electric Division's Milsoft Windmil distribution analysis modeling software.

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

UNFINISHED BUSINESS – None

The Council took a short break at 7:58 p.m. and reconvened at 8:07 p.m.

NEW BUSINESS

School Resource Officer Program

Moved by Olsen, seconded by Freeman the City rescind the suspension of the school resource officer program until December 31, 2009 to allow discussions with the Ketchikan Gateway Borough and the Ketchikan Gateway Borough School District to construct a funding mechanism.

Police Chief Talik answered questions from the Council.

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

Award of Contract No. 09-31, Fire Department Engine No. 2 Refurbishment – United Fire Service, Inc. - \$208,292

Moved by Jason Harris, seconded by Sivertsen the City Council accept the bid of United Fire Service, Inc. of Everett, Washington in the amount of \$208,292 for Contract No. 09-31, Engine No. 2 Refurbishment; establish a contingency in the amount of \$31,708, bringing the total project cost to \$240,000; authorize a budget transfer of \$40,000 from the Fire Department's 2009 Fire Boat Maintenance and Repairs Capital Account to the Engine No. 2 Refurbishment Capital Account; and direct the city manager to execute the contract documents on behalf of the City Council.

Fire Chief Hill answered questions from the Council.

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

Amendment No. 1 to Contract No. 09-33, Design and Engineering of Municipal Fire Station, Bettisworth Welsh Whiteley, LLC and Amendment No. 1 to Contract No. 09-34, Project Management Services for Municipal Fire Station Design and Construction, RISE Alaska LLC

Moved by Coose, seconded by Jason Harris the City Council authorize Amendment No. 1 to Contract No. 09-33, Design and Engineering of Municipal Fire Station, between the City of Ketchikan and Bettisworth Welsh Whiteley, LLC in the amount of \$231,753; approve funding from the Fire Department's 2009 Main Street Fire Station Replacement Capital Account; and direct the city manager to execute the amendment on behalf of the City Council.

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

Moved by Coose, seconded by Jason Harris the City Council authorize Amendment No. 1 to Contract No. 09-34, Project Management Services for Municipal Fire Station Design and Construction, between the City of Ketchikan and RISE Alaska, LLC at a cost not to exceed \$56,800; approve funding from the Fire Department's 2009 Main Street Fire Station Replacement Capital Account; and direct the city manager to execute the amendment on behalf of the City Council.

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

**Amendment No. 1 to Contract No. 09-13, Berth III
Upland Dock Corrosion Assessment and Repair – PND
Engineers, Inc.**

Moved by West, seconded by Jason Harris the City Council authorize the city manager to execute Amendment No. 1 to Contract No. 09-13, Berth III Upland Dock Corrosion Assessment and Repair with PND Engineers, Inc. in the amount of \$184,316 for a new total contract amount not to exceed \$263,649 and approve a budget transfer of \$184,316 from Appropriated Reserves of the Port Enterprise Fund to the Port Division's 2009 Berth III Upland Dock Corrosion Assessment and Repair Capital Account.

Port and Harbors Director Corporon answered questions from the Council.

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

**Contract No. 09-47 – Inspection and Design of Interim
Repairs to Berths I and II – PND Engineers, Inc.**

Moved by Sivertsen, seconded by Jason Harris the City Council authorize the city manager to execute Contract No. 09-47 Inspection & Design of Interim Repairs to Berths I & II with PND Engineers, Inc. in an amount not to exceed \$45,068 and approve a budget transfer of \$45,068 from Appropriated Reserves of the Port Enterprise Fund to the Port Division's Inspection & Design of Interim Repairs to Berths I & II Capital Account.

Port and Harbors Director Corporon answered questions from the Council.

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

**Award of Contract No. 09-42 – Purchase of Ethernet/IP
Broadband Access Equipment (Fiber Electronics) –
Enablance Systems (Pannaway)**

Moved by Sivertsen, seconded by Olsen the City Council deny the appeal of Zhone Technologies, Inc. for Contract No. 09-42, Purchase of Ethernet/IP Broadband equipment.

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

Moved by Sivertsen, seconded by Jason Harris the City Council accept the bid of Enablance Systems, Inc. of Alpharetta, Georgia, authorize the first year of a planned three-year procurement in the amount of \$189,364; establish a 10% contingency in the amount of \$18,936, bringing the total not-to-exceed amount to \$208,300 for purchase of Ethernet/IP Broadband Access Equipment (Fiber Termination Electronics); authorize funding in the amount of \$208,300 from the 2009 KPU Telecommunications Fiber to the Home Capital Account; and direct the general manager to execute the contract documents on behalf of the City Council.

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

VOUCHERS

Moved by West, seconded by Sivertsen for approval of vouchers to Alaska Outboard Service in the amount of \$38.43.

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

Moved by West, seconded by Jason Harris for approval of vouchers to Ketchikan Daily News in the amount of \$139.20.

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

Because he had to leave the meeting, Councilmember Jason Harris provided comments. He said it was brought to his attention that the fire station was moved to Number Seven on the State's priority list. He said the information was second hand, but he wanted staff to be aware. He noted he has not had a discussion with Senator Stedman regarding confirmation or why it was moved. He reminded that he had asked about some sort of method for employees to be able to give administration ideas on ways for the City to save money, and he questioned whether it was ever implemented. He left the meeting at this point.

CITY MANAGER'S REPORT

Schedule of General Government and KPU Appropriated Reserves Through the September 3, 2009 City Council Meeting

Manager Amylon provided the Council a schedule of the current balance of Appropriated Reserves of the various funds of General Government and KPU through the City Council meeting of September 3, 2009.

General Government Financial Statements for the Period Ending July 31, 2009

Manager Amylon provided copies of the General Government financial statements for the seven months of the year ending July 31, 2009 for Council review.

Public Works Department Project Status Report – August 2009

Manager Amylon provided the project status report of the Public Works Department for the month of August 2009.

Wastewater Division Grant-in-Aid Program

Manager Amylon provided a memorandum from Engineering Technician Barry recommending the Side Sewer Upgrade Grant-in-Aid Program policy of reimbursing a maximum of \$1,000 for work within the City right-of-way be increased to \$4,000. Mr. Barry noted this amount is comparable to the program sponsored by the KPU Water Division.

K.P.U. MANAGER'S REPORT

Alaska Ship and Drydock Annual Power Rate Adjustment

Manager Amylon noted the composite rate for electricity for the Shipyard would be increased from \$0.0575 to \$0.0837 per kilowatt-hour in accordance with the Power Sales Agreement.

Utility Operating Divisions' Project Status Reports – August 2009

Manager Amylon provided the project status reports of the Utility's division managers for the month of August 2009.

Update – September Diesel Run and Reservoir Levels

Assistant Manager Martin provided a memorandum from Electric Division Manager Kline regarding the September diesel run and reservoir levels. Councilmember Coose

asked if the additional charge per kilowatt that it costs to run diesels could be determined.

CITY CLERK'S FILE – None

CITY ATTORNEY'S FILE – None

FUTURE AGENDA ITEMS

Assistant Manager Martin said issues have developed relative to the UV Disinfection Facility and the Jackson Heights/North Yorktown projects. He said it appears there are internal issues within the contract organization that do not clearly indicate who is in charge of the various projects. He stated it has resulted in major difficulty to staff in administering the contracts, and between now and October staff will be monitoring how this issue impacts the projects. He said there may be an agenda item requesting the Council rescind Contract No. 09-38, Millar Street Bridge. He said until the analysis monitoring is done and a determination is made, staff will not be executing that particular contract document.

Councilmember Kj Harris said he would like to discuss the duty-free store. City Attorney Bradford said the contract is due to expire at the end of this season, and he and Mr. Corporon are scheduled to meet Monday to discuss how to renew the contract if that is the direction of the Council. Mayor Williams said it should be on the next agenda.

MAYOR AND COUNCIL COMMENTS

Councilmember Sivertsen said he has attended a couple of meetings concerning Gateway Center for Human Services, and they have been interesting forums. He felt they were very informative and well attended.

Councilmember West said she went to the same meetings Councilmember Sivertsen went to, and she felt they were very informative as well. She said one was a discussion with agencies that are interested in being the administrative agency for Gateway, and last night's meeting was about alcohol and substance abuse. She noted there were some personal stories shared that were very moving. She felt more meetings along these topics are being planned to address these community-wide problems.

Mayor Williams said he was thinking about the suggestion idea as well, and he did it at the Daily News and got some great ideas. He read information about the proposed alcohol tax, which he hoped they didn't do. He informed he would be giving a welcome speech to CHARR, and he did some research. He noted the research revealed that the State of Alaska pays the highest tax in the nation on wine and beer, and is fifth highest on spirits. He said Illinois just made a major increase on theirs and now they pay almost half of what Alaska does. He stated the worst thing he learned is out of the tax money that brings \$38 million for the State of Alaska, only half of it is used for alcohol related things and the rest just goes in the General Fund. He felt if the State wants Ketchikan do to something, they can just take the money out of the General Fund where all the alcohol

September 17, 2009

money is going and do something because he doesn't want to put it on the backs of the City of Ketchikan.

Mayor Williams continued the State called him about the bridge, and they have eight alternatives. He stated they said the budget they have is \$305 million, which is way below what we need. He said a news release will be out soon regarding the bridge. He reported he went up to Fifth and Sixth Avenue, and hopefully the tree trimming is almost done.

OTHER NEW BUSINESS – None

EXECUTIVE SESSIONS – None

ADJOURNMENT

As there was no further business, the Council adjourned at 9:05 p.m.

Lew Williams III, Mayor

ATTEST:

Katherine M. Suiter
City Clerk

FYI ITEMS INCLUDED

Lake Levels and System Generation Report for the Month of August 2009
Water Utilization Study Report – August 2009