

Regular Ketchikan City Council meeting was called to order by Mayor Williams at 7:02 p.m., May 5, 2011, with the following members present: Dick Coose, Jason Harris, Kj Harris, Matthew Olsen, Jack Shay (via teleconference), 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, Police Chief Talik, Public Works Director Allen, Electric Division Manager Kline, Water Division Manager Kleinegger, and City Clerk Suiter.

COMMUNICATIONS

Mayor Williams noted some items laid on the table, including: a request to withdraw the item to rename upper Madison Street; a report of reservoir elevations and an announcement for a celebration of Councilmember Jack Shay's 80th birthday.

Mayor Williams said there was a resolution honoring Darlene Breitkreutz for her years of service at the City, and asked if there were any objections to reading the resolution at this point in the meeting. No objections were heard.

Resolution No. 11-2400 – Recognizing Darlene Breitkreutz for Her 23 Years of Service at the Ketchikan Fire Department for the City of Ketchikan

Moved by West, seconded by Jason Harris the City Council approve Resolution No. 11-2400 recognizing Darlene Breitkreutz for her 23 years of service at the Ketchikan Fire Department for the City of Ketchikan; and establishing an effective date.

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

James Kleinschmidt of the Fire Department accepted the resolution on behalf of Ms. Breitkreutz, as she was unable to attend the meeting. He said he can't imagine the department without her, but they will carry on.

PERSONS TO BE HEARD

Ole Sullivan introduced a group of visitors from Gero/Osaka/Kanayama, Japan. He noted they have been visiting the schools and tomorrow there will be a good-bye dinner for them. Tony Worrell, who used to live in and now lives in Kanayama, introduced one of the leaders of the Japanese group and translated for him as he spoke to the Council. The group handed out gifts to the Council, and they all thanked the Council for its support.

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Afton Lynch, Prevention Specialist for Women In Safe Homes, spoke about one of their programs, Girls On The Run. She invited the Council to come to their run on Saturday and support them. She shared some of the results of their program, and informed the Council of other events taking place.

Kyan Reeve, Borough Transit Manager, updated the Council on the free downtown shuttle for the coming season. He handed out a drawing of the route, and requested that direction be given to staff to work with KGB Transit to allow for buses that are larger than 15 passengers to utilize the loading zone at Mission and Front Street. He answered questions from the Council.

CONSENT AGENDA

Approval of Minutes

Moved by Jason Harris, seconded by Sivertsen approval of the minutes of the special meeting of April 16 and regular meeting of April 21, 2011.

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

Award of Contract No. 11-28 – Carlanna Lake Dam Inspection, Kleinschmidt Associates

Moved by Jason Harris, seconded by Sivertsen the City Council approve Contract No. 11-28, Carlanna Lake Dam Inspection, between the City of Ketchikan d/b/a Ketchikan Public Utilities and Kleinschmidt Associates in an amount not to exceed \$13,900; authorize funding from the 2011 Water Division's Contractual Services Account No. 53; and direct the general manager to execute the contract documents on behalf of the City Council.

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

Resolution No. 11-2398 – Accepting the FY 2011 Municipal Matching Grant No. 48193 in the Amount of \$1,911,000 from the State of Alaska Department of Environmental Conservation for the Baranof Water Reservoir

Moved by Jason Harris, seconded by Sivertsen the City Council approve Resolution No. 11-2398 accepting the FY 2011 Municipal Matching Grant No. 48193 in the amount of \$1,911,000 from the State of Alaska Department of Environmental Conservation for the Baranof Water Reservoir; and establishing an effective date.

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

Resolution No. 11-2401 – Calling on the State of Alaska Redistricting Board to Amend Its Proposed Redistricting Plans to Encompass All of the Ketchikan Gateway Borough in House District 1 and to Make Senate District A Comprised of Two Contiguous House Districts

Moved by Jason Harris, seconded by Sivertsen the City Council approve Resolution No. 11-2401 calling on the State of Alaska Redistricting Board to amend its proposed redistricting plans to encompass all of the Ketchikan Gateway Borough in House District 1 and to make Senate District A comprised of two contiguous House Districts; and establishing an effective date.

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

Exempting Procurement of Water Division Water Valves for Contract No. 11-21, Jackson/Monroe Streets & 4th/7th Avenues Reconstruction Project, from Competitive Bidding or Soliciting of Quotations – HD Supply Waterworks

Moved by Jason Harris, seconded by Sivertsen pursuant to Section 3.12.050(a)(6) of the Ketchikan Municipal Code, the City Council exempt the procurement of water valves and freight for Contract No. 11-21, Jackson/Monroe Streets & 4th/7th Avenues Reconstruction Project, from competitive bidding requirements; authorize the general manager to purchase such water valves and freight from HD Supply Waterworks at a cost of \$93,000; and approve funding from the Water Division's 2011 Reconstruction of Jackson/Monroe Streets & 4th/7th Avenues Capital Account.

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

UNFINISHED BUSINESS – None

NEW BUSINESS

Request to Rename Upper Portion of Madison Avenue

This item was removed from the agenda.

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Award of Contract No. 11-21 – Jackson/Monroe Streets & 4th/7th Avenues Reconstruction Project, Miller Construction Co., Ltd. - \$4,813,772.25

Moved by Sivertsen, seconded by Shay the City Council accept the bid of Miller Construction Co., Ltd. in the amount of \$4,813,772.25 for Contract No. 11-21, Jackson/Monroe Streets & 4th/7th Avenues Reconstruction Project; establish a ten percent contingency in the amount of \$481,377.00, bringing the total project cost to \$5,295,149.25; authorize funding from the Wastewater and Water Divisions' 2011 Reconstruction of Jackson/Monroe Streets & 4th/7th Avenues Capital Accounts; and direct the city manager to execute the contract documents on behalf of the City Council.

Senior Project Engineer Jurczak answered questions from the Council.

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

Offer of Employment – Fire Chief

Moved by Jason Harris, seconded by Sivertsen the City Council authorize the city manager to offer the position of fire chief to Frank Share of Ketchikan, Alaska based on an annual salary to be determined by the City Council.

Discussion on the salary ensued. Councilmember Olsen expressed past practice was to hire managers at Step R and to reduce just this one is not right. Councilmember Jason Harris agreed, stating the problem overall needs to be fixed. Councilmember Coose expressed hiring policies overall need to be reviewed. After discussion, the Council determined the annual salary to be set at \$90,640.18.

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

Moved by Sivertsen, seconded by Jason Harris to authorize the city manager to offer the position of fire chief to Frank Share of Ketchikan, Alaska based on annual vacation accrual of 20 days per year.

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

Budget Transfer – Repayment of a Portion of a Previous Loan from the Economic Development and Parking Fund to the Port Enterprise Fund

Moved by Sivertsen, seconded by Olsen the City Council authorize the city manager to transfer \$850,000 from Appropriated Reserves of the Port Enterprise Fund to the Port

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Department's 2011 Interfund Advance Account No. 67 for the purpose of repaying a portion of the loan from the Economic Development and Parking Fund.

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

**Energy Modeling and Alternative Energy Studies –
Ketchikan Public Library Project**

Moved by Olsen, seconded by Sivertsen the City Council direct the city manager to negotiate amendments to the professional services agreements between the City and Bettisworth Welsh Whiteley, LLC and RISE Alaska, LLC to undertake energy modeling and/or alternative energy studies for the Ketchikan Public Library Project as determined appropriate by the City Council.

Electric Division Manager Kline answered questions from the Council. Councilmember Olsen felt LEED certification was important, noting cheap electricity will end at some point and we need to get ahead of it.

Moved by Sivertsen, seconded by West the City Council instruct the city manager to work with RISE Alaska, LLC to contact a wood pellet manufacturer and provide the cost of engineering for such a system.

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

Councilmember Olsen also requested recommendations for making the building LEED certified.

Bus Stands and Loading Zones

Councilmember Jason Harris expressed the police chief has the authority to make the decisions as to whether to give citations or not, and that is where it needs to stay. Councilmember Olsen agreed, stating there is an administrative level that must be approached before the Council takes position on it.

Chief Talik related the message he heard was the Council feels it would be beneficial to have some place downtown where tour buses can pick up and drop off passengers. He said it should be balanced with safety, and staff can choose the space accordingly. In response to Councilmember Olsen, he said there were no formal requests to make changes, just complaints after citations are issued. He noted the only requests have come directly to the Council.

VOUCHERS

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Moved by West, seconded by Jason Harris for approval of vouchers to Ketchikan Daily News in the amount of \$6,216.87.

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

CITY MANAGER'S REPORT

General Government and KPU Appropriated Reserves Through the City Council Meeting of April 21, 2011

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 April 21, 2011.

Councilmember Jason Harris said he has requested the finance director add a note to describe actions that have led to any changes, which he will do.

Report of Federal Lobbyist

Manager Amylon copied the Council with the April 19, 2011 report of the City's federal lobbyist, Steve Silver.

Contract No. 10-22 (One Hundred Percent Design of the Ketchikan Public Library Project) Update – Minutes of Weekly Design Progress Meeting Nos. 2 and 3

Manager Amylon copied the Council with the minutes of Weekly Design Progress Meeting Nos. 2 and 3 that were held in Ketchikan/Anchorage on April 12 and 19, 2011 respectively for Contract No. 10-22, One-Hundred Percent Design of the Ketchikan Public Library Project.

Contract No. 10-31 (Construction Manager/General Contractor Construction Services for the Construction of a New Municipal Fire Station) Update – Minutes of Weekly Construction Progress Meeting No. 3

Manager Amylon advised Weekly Construction Progress Meeting No. 3, which was held in Ketchikan/Anchorage/Bellingham on Monday, April 19, 2011 for Contract No. 10-31, Construction Manager/General Contractor Construction Services for the construction of a New Municipal Fire Station. He provided a copy of the minutes.

Bayview Cemetery Drainage Issues

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Manager Amylon transmitted a memorandum from Public Works Engineering Technician Barry relative to drainage issues at the Bayview Cemetery. He noted a potential solution has been identified and will undertake remediation measures as time and resources permit.

Presentation of Contract No. 10-08 – Comprehensive Storm Drainage Study, Tetra Tech Alaska, LLC

Manager Amylon advised that the Engineering Division has made arrangements with Tetra Tech Alaska, LLC to make a presentation of the draft report of the Comprehensive Storm Drainage Study at the meeting of May 19, 2011.

K.P.U. MANAGER’S REPORT

Diesel Operation

Assistant Manager Martin said diesels were shut off this afternoon, noting Swan Lake has come up about 1.2 feet in the last 24 hours. He reported the diesels have produced approximately 3.2 million kW hours, burning approximately 213,000 gallons of diesel. He said Ketchikan’s average production is approximately 10 million kWh per year in the years prior to the intertie.

Integrated Resource Plan

Assistant Manager Martin said there is going to be an advisory workgroup meeting on May 23, 2011. He noted the Council is invited and encouraged everybody to attend.

CITY CLERK’S FILE – None

CITY ATTORNEY’S FILE – None

FUTURE AGENDA ITEMS – None

MAYOR AND COUNCIL COMMENTS

Councilmember Shay said he is in Anchorage attending the AML business meeting, and they are looking at a lot of issues. He said the committee to study community grants will be meeting on May 12.

Councilmember Shay said he received a phone call from the Landing about the paving that is supposed to occur on Mother’s Day. He hoped part or some of the day could be avoided. He said there is high concern about the amount of electricity that is being used City-wide.

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Councilmember Kj Harris said he would like to see another public education campaign relating to the high use of electricity, and it would make a huge difference if everyone would just turn off a few lights.

Councilmember Olsen also commented to turn off computers and monitors as well. He said it was a pleasure to have Kanayama here tonight, and he had the experience of watching them make a presentation.

Councilmember West said she would like to explore the option of seasonally reduced hours for the bars, and she will talk to Chief Talik about it.

Councilmember Jason Harris said he had a worthwhile trip to DC with several other councilmembers, and it was not a big waste for the money spent. He related the items they discussed, including Coast Guard vessels, NOAA homeporting, and the hospital. He related the experience of being in Washington DC when Osama bin Laden was taken down. He asked Assistant Manager Martin to look at the public education for people to know about InfoAlert and FlashAlert.

Councilmember Sivertsen said Mr. Harris did a good job of representing the community in DC, and he was impressed with Lobbyist Silver and the job he did on Ketchikan's behalf. He said the meetings were very pointed and engaged. He said the local bidder preference was brought to his attention, and he wondered if there was a way to impose it on bigger projects. He reported there was a SEAPA meeting where the present situation and snow packs were discussed. He noted depending on what the summer does, there is an uncertainty as to whether Tyee will spill. He noted the cold weather has affected water inflow greatly, and SEAPA reported Tyee has never been as low as it is today. He thanked SEAPA's Dave Carlson for accompanying the delegation back to DC, noting he had a lot of information on proposed projects and lot of history on existing projects, and a good look at future at what needs to be done and the damage that the roadless issue has done. He said they talked about the intertie in the SEAPA meeting, and the growth in demand. He said Mr. Carlson feels we are looking for a train wreck, and that the diesels aren't just emergency backup but we will be running them constantly at some point. He said Alaska Energy Authority was also there, and they feel there needs to be a state and local program to address conservation.

Mayor Williams thanked Vice-Mayor West for taking care of Sunday when the first Disney boat will be arriving. He explained several people met with a representative from Rasmusen today, and hopefully he is all prepared to go before their board at the end of June for assistance in the building of the new library.

OTHER NEW BUSINESS – None

EXECUTIVE SESSIONS

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Request for Executive Session – Interviews with City Attorney Candidates Kristian Pickrell, Scott Bloom and Mitch Seaver

Moved by West, seconded by Jason Harris the City Council declare that consistent with the city manager’s memorandum dated April 21, 2011 and in accordance with Ketchikan Municipal Code Section 2.04.025(a)(2) it is in the best interest of the City to discuss the interviews with City Attorney candidates Kristian Pickrell, Scott Bloom and Mitch Seaver in executive session; in accordance with that finding, the City Council go into executive session in accordance with Ketchikan Municipal Code Section 2.04.025(a)(2) to discuss the interviews with City Attorney candidates Kristian Pickrell, Scott Bloom and Mitch Seaver, which may involve discussion of “subjects that tend to prejudice the reputation and character of any person, provided the person may request a public discussion.”

Mayor Williams noted Candidate Bloom has withdrawn his name from the race.

Motion passed with Coose, Jason Harris, West, KJ Harris, Sivertsen and Olsen voting yea; Shay absent.

The Council took a short break at 8:45 p.m.

The Council recessed into executive session at 8:50 p.m. and reconvened at 9:05 p.m.

Moved by West, seconded by Olsen to hire Mitch Seaver as municipal attorney.

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

Request for Executive Session – Collective Bargaining Agreement Between the City of Ketchikan and the Public Safety Employees Association

Moved by West, seconded by Olsen the City Council declare that consistent with the city manager’s memorandum dated April 22, 2011 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 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 April 22, 2011, 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.

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

The Council recessed into executive session at 9:12 p.m. and reconvened at 9:40 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 9:40 p.m.

Lew Williams III, Mayor

ATTEST:

Katherine M. Suiter
City Clerk

FYI ITEMS INCLUDED

Unapproved Minutes of the April 20, 2011 Ketchikan Gateway Borough/City of Ketchikan Tax Coordinating Committee
Unapproved Minutes of the April 15, 2011 Ketchikan Gateway Borough/City of Ketchikan Cooperative Relations Committee
Boys & Girls Clubs of Southcentral Alaska's Quarterly Activity and Financial Reports - October Through December 2010