

MINUTES
FOR THE REGULAR
CITY COUNCIL MEETING
FOR THE CITY OF THORNE BAY
CITY HALL COUNCIL CHAMBERS,
TUESDAY, August 7, 2018
@ 6:30 P.M.

The meeting was preceded by a workshop at 6:00 p.m.

1. CALL TO ORDER:

Mayor McDonald called the meeting to order at 6:30 p.m.

2. PLEDGE TO FLAG:

The audience and council stood for the pledge to the flag.

3. ROLL CALL:

Those present were: Carlson, Burger, Slayton, McDonald, Edenfield, Hartwell and Gefre

4. APPROVAL OF AGENDA:

McDonald moved to approve the agenda as written. Hartwell seconded the motion. There was no further discussion.

MOTION: Move to approve the agenda as written

F/S: McDonald/Hartwell

YEAS: Edenfield, McDonald, Hartwell, Slayton, Burger, Carlson, and Gefre

NAYS: None

STATUS: Motion Passed.

5. MAYOR'S REPORT:

Mayor McDonald commented on the Thorne Bay Day's Event that was held on August 3rd and 4th, celebrating the City's 36th Anniversary since being Incorporated as a Second-Class City. McDonald expressed thanks to Wayne Benner, Dana Allison, Lisa Roseland, Teri Feibel, Tyrell Hammons, and everyone else that helped with making the event successful.

6. ADMINISTRATIVE REPORTS:

City Administrator Wayne Benner reported the following:

Meetings Attended and Updates:

- A. POWCAC meeting July 24 at Whale Pass was cancelled due lack of anyone to chair the meeting.

Tasks and Projects:

- A. A long week putting together the Pig Nic. Dana as usually took the lead and pulled off a successful event. Wind postponed the kayak races but everything else was a lot of fun.
- B. Closed out all legislative grants but the manhole repair grant which still has one more year.
- C. Completed road inventory maps for the state.
- D. Have draft road maintenance agreement to present to OVK for year-round maintenance of southside, Goose Creek and Kasaan Road.
- E. Have a draft RFP for EMS boat bottom repair.
- F. WM is working on putting together numbers for the State of Alaska to remove of and dispose of Sonny's Barge. They would like to float the barge to the Sort Yard and move it up on land for dismantling. WM would like to take the salvaged materials to the Solid Waste Site and has asked what fees would be charged. My recommendation would be no charge for any materials that can be recycled, such as metals, any materials that can be burned and only charge \$.11 per pound for materials that would require city labor for disposal.

New Business:

- A. Resolution 18-08-07-01 pledging support with other leaders to decrease the nation's rates of opioid misuse, overdose and death. Mayor Amour from Klawock has been instrumental in making the opioid issue a primary focus on POW.
- B. Approval of Rental Agreement between the City and Pacific Airways for use of City Harbor Storage Facility and Seaplane landings. Also, have come up with a plan that could be implemented that would convert the building on the float plane float to allow mail to be stored securely and we build a new shelter for guests waiting for planes that would be sided with clear plastic and built like the harbor deck cover with heavy timber. Estimate \$1500 in materials and we provide the labor.

Ordinances for Public Hearing:

- A. 18-08-07-01 Is changes to the harbor code to allow the harbor master to write tickets that can be enforced.

Ordinances for Introduction:

- A. Ordinance 18-08-21-01, amending Title 1 – General Provisions, Sections 1.16.035- Minor Offense Fine Schedule. This is another part of Teri's effort to get all the fine schedules properly established.
- B. Ordinance 18-08-21-02, amending Title 10. This is the parking changes that we have been working on for the last several years. The key to changes is that all parking is set by signage, so adjustments can be made as needed without changing the ordinance all the time. it also leaves the option to control parking by permit or by a time frame. The key to make the parking enforceable so tickets can be written when necessary.
- C. Ordinance 18-08-21-03, Non-Code ordinance, authorizing the Sale of Municipal Owned Property, Lots DC1 and DC2 of the Deer Creek Subdivision. These 2 lots have been for sale since being

platted. The offer is the asking price. Due to the steep hillside blasting will be require which will have to be done carefully due to location.

- D. Ordinance 18-08-21-04, amending Title 17-Zoning, Chapter 17.04 provides clarification as to the use of trailers or recreational vehicles being used as a residence.
- E. Ordinance 18-08-21-05, amending Title -9 Public Peace Morals and Welfare Chapters 9.02 Bring sections of the code into compliance with the fine schedule.

Expenditures over \$2000:

- A. Expense of \$2,878 to OVK for Kasaan Road Grading per MOU.
- B. The estimates for the final bill at DL to 1st City Electric was \$18,855 over the not to exceed amount approved at the last meeting. These are grant funds that the city will be reimbursed and finishes up all the electrical work by 1st city.

Executive Session: NO

Harbors and Parks: Busy couple weeks with a lot of guest (some returning) enjoying Thorne Bay's great weather. Had two tour boats. Had four tour boats. Hopefully you have noticed the lights at Davidson Landing and on the main harbor including the red light at the end of the pier.

Streets and Roads: Vacations have slowed work the last couple weeks, so the focus has been on equipment repairs.

Water and Sewer: Pump and new electrical disconnect has been installed at the sewer treatment. Sam says this part of the operations has never worked so efficiently since he was hired. Power outage last Friday caused some panic as it took most of Saturday to get some of the electronics reprogramed. It even had the consultant helping Sam puzzled.

Solid Waste: Had a call today with WM to discuss the Solid Waste operations. Have heard that Ketchikan has replaced a baler. Trying to find our if the old one is available or even works.

Law Enforcement: Great to see Deon participate in the weekend festivities.

FIRE/EMS: The Fire dept received \$500 donation from GCI.

City Clerk reported on the following:

Thorne Bay Municipal Elections will be held on October 2, 2018, in the Thorne Bay Council Chambers of City Hall. Polls will open at 8:00 a.m. and close at 8:00 p.m.

Voting will be for the purpose of filling four (4) vacant seats on the Thorne Bay City Council.

- SEAT: D 3-YEAR TERM – Term expires in 2021 (Currently held by Cindy Edenfield)
- SEAT: E 2-YEAR TERM – Term expires in 2020 (Currently held by Nick Gefre)
- SEAT: F 3-YEAR TERM – Term expires in 2021 (Currently held by Lee Burger)
- SEAT: G 3-YEAR TERM – Term expires in 2021 (Currently held by Harvey McDonald)

Qualifications:

A person filing for election to a seat on the governing body must be:

- A. A United States citizen who is qualified to vote in state elections;
- B. A resident of the [specify city or borough] for thirty days immediately preceding the election for which declaring candidacy;
- C. Registered to vote in state elections;
- D. Not disqualified under Article V of the Constitution of the State of Alaska which provides that:

FILING FOR OFFICE:

A person who wishes to become a candidate for an elective office shall complete and file with the Municipal Clerk a declaration of candidacy.

This shall be filed no sooner than 50 days and no later than 30 days before the election. Any candidate wishing to withdraw his/her candidacy may do so no later than the last day for filing a declaration of candidacy (30 days before the election) by filing a written notice of withdrawal with the Municipal Clerk.

Candidates for office must file a declaration of candidacy with the Municipal Clerk not earlier than **MONDAY AUGUST 13, 2018**, and not later than **12:00 p.m. , FRIDAY AUGUST 31, 2018**.

Declaration of candidacy forms may be obtained from the Clerk at the municipal offices from 9:00 a.m. to 4:00 p.m. Monday through Thursday, and 9:00 a.m. to 12:00 p.m. every Friday. **DECLARATIONS WILL NOT BE ACCEPTED ON WEEKENDS OR STATE OBSERVED HOLIDAYS.**

The last day to file declaration of candidacy is **FRIDAY, AUGUST 31, 2018**.

ABSENTEE VOTING:

Anyone wishing to vote by absentee ballot may do so by requesting an absentee ballot in person or by mail from the municipality. Absentee ballots may be requested no sooner than **SEPTEMBER 4th, 2018**, nor later than **OCTOBER 1, 2018, BY 4:00 P.M.**

NOTICE TO REGISTER TO VOTE

To be eligible to vote in the 2018 General Municipal Election
You must be a **REGISTERED VOTER**

DEADLINE TO REGISTER IS SUNDAY SEPTEMBER 2, 2018

The 2018 General Municipal Election will be held on Tuesday, October 2, 2018.

Polling Location: City Hall, Council Chambers, 120 Freeman Drive, Thorne Bay, AK 99919

IF YOU ARE NOT REGISTERED TO VOTE:

- Forms are available through the City Clerk’s office, 120 Freeman Drive, Thorne Bay, AK 99919; or online: <https://voterregistration.alaska.gov/>

7. PUBLIC COMMENTS:

Karen Petersen and Amy McDonald commented on the following:

- Presented the City Council with preliminary results from the Greentree Heights Assessment Survey; accompanied by a plat map which identified the lots development status through color coding (included below)
- Estimated cost for AP&T to put power into one lot was around sixty-thousand dollars (\$60,000)
- Requested use of City rock for road improvements on the Greentree Roads, equipment and labor would be provided by property owners
- Commented on an upcoming Grant opportunity that the City would apply for to assist with getting power in at Greentree Heights. The grant is through the Department of Agriculture, Rural Utilities Service; Assistance to High Energy Cost Rural Communities Grant program. The City would apply for the grant and contract with AP&T to install the power.

PRELIMINARY RESULTS FROM THE GREENTREE HEIGHTS NEEDS ASSESSMENT SURVEY

Amy McDonald and Karen Petersen conducted a Needs Assessment of almost all of the people holding property in the Greentree Heights Subdivision. We are still pursuing results from the remaining property owners but to date have not had much success in tracking them down or getting them to return our survey via snail mail.

Attached is a Platt Map of the subdivision showing the following:

Pink – no contact

Orange or tan – no plans to develop

Blue – plan to develop in the next 5 years

Yellow – are construction ready with a pad and some improvements in place – plan to develop in the next 5 years.

Green – lots that already have a structure on them

In essence the results are as follows:

There are 33 lots in Greentree Heights Subdivision. We have conducted interviews or gotten results back from 26 of the land owners (78%). We are in active communication with 4 of the remaining people and will continue to pursue the final 3 people to have 100% results.

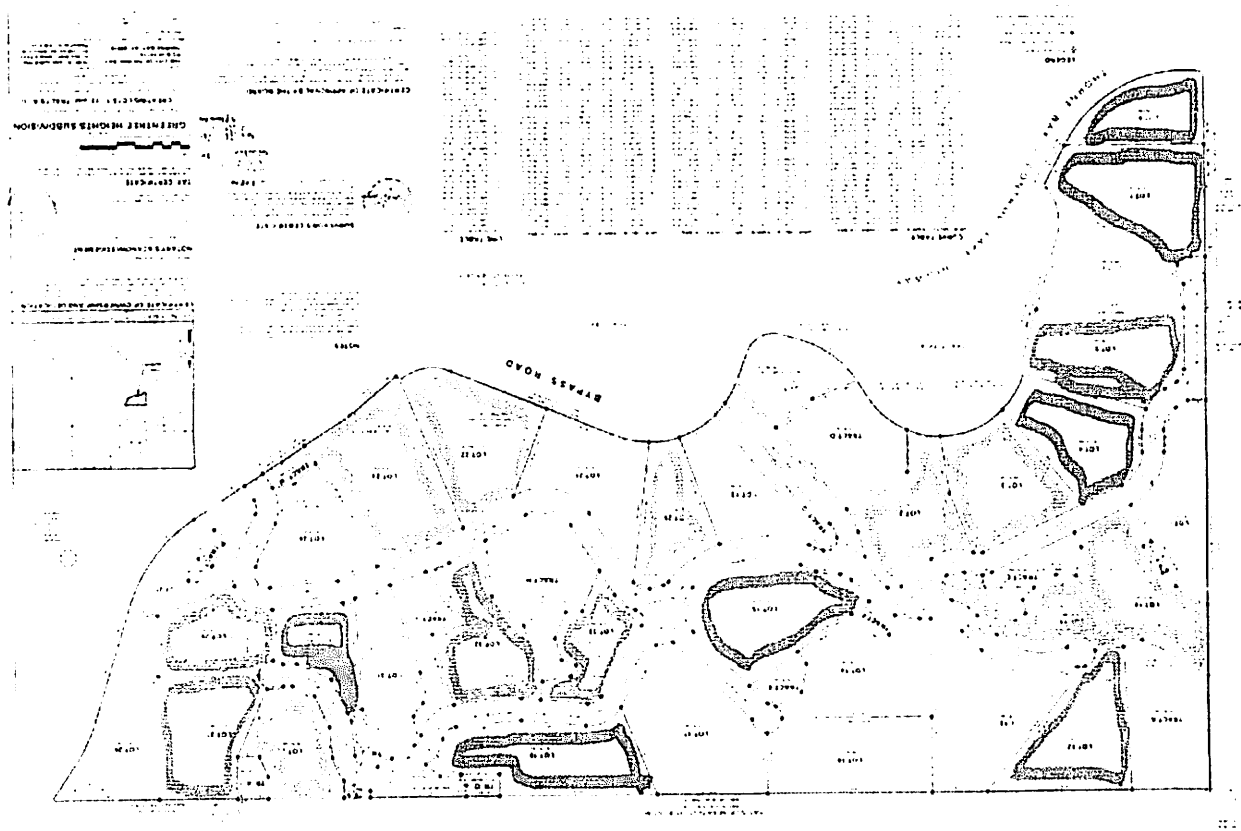
There are 6 lots that currently have structures on them.

There are an additional 9 lots with construction-ready gravel pads on them.

19 of the lot owners have indicated they plan on building on their property in the next 5 years and all of them would like to have electricity.

THIS MEANS THAT 25 OF THE LOTS IN THE SUBDIVISION SHOULD HAVE BUILDINGS ON THEM IN THE NEXT 5 YEARS – OVER 75%

Almost all of the lot owners would like Alaska Power & Telephone to visit their lot and give them an estimate of how much it would cost to bring power to their planned structure.



Jim Baichtal commented on the following:

- Requested the City place stop signs and street name signs in the Greentree Heights Subdivision

Tim Lindseth commented on the following:

- Encouraged the council to drive through Greentree Heights to understand the condition of the roads
- Offered to assist the city with fixing the Greentree Roads

Jim McFarland commented on the following:

- Requested the City Council add to the terms of sale for Lots DC 1 & 2, to Russell Ricks, that the drilling and blasting on the lots be performed by an insured and bonded company, and a requirement that the property owners on Deer Creek be notified at least 24-hours prior to any of the drilling or blasting.

8. COUNCIL COMMENTS:

There were no council comments.

9. NEW BUSINESS:

- A. Resolution 18-08-07-01, pledging to action by partnering with other leaders at the local, state and federal level to decrease the nation's rates of opioid misuse, overdose and death, discussion and action item:

Hartwell moved to approve Resolution 18-08-07-01. Burger seconded the motion. McDonald stated he requested this resolution be placed before the City Council to act on because he believed the City needed to stand up and do whatever they could to help decrease the rates of opioid misuse, overdose and death. McDonald requested that the City Clerk forward the resolution on to the Governor, Legislatures and other local governments.

Carlson stated the USFS had a training on the use of Narcan which is a drug that can be used if you came across someone overdosing. The drug would bring them out of an overdose and possibly save their life.

RESOLUTION 18-08-07-01

A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY; PLEDGING TO TAKE ACTION TO COMBAT DRUG ADDICTION AND WORK IN PARTNERSHIP WITH OTHER LEADERS AT THE LOCAL, STATE AND FEDERAL LEVEL TO DECREASE THE NATION'S RATES OF OPIOID MISUSE, OVERDOSE AND DEATH.

WHEREAS, the City Council is the governing body for the City of Thorne Bay; and

WHEREAS, drug addiction and opioids the leading cause of injury and death in the United States, outnumbering both traffic crashes and gun-related deaths.

WHEREAS, the National League of Cities (NLC) and National Association of Counties (NAC) convened a joint task force to identify local policies and practices that reduce opioid abuse and related fatalities; and

WHEREAS, The National League of Cities and National Association of Counties are requesting local and state government officials through local leadership by pledging to take action and work with other leaders at the local, state and federal level to decrease the rates of opioid misuse, overdose and death; and

WHEREAS, The City of Thorne Bay encourages and supports educational and prevention programs regarding the dangers of misuse and/or abuse of prescription and non-prescription (over the counter) drugs.

NOW, THEREFORE BE IT RESOLVED, that the City Council for the City of Thorne Bay pledges to take action by partnering with other leaders at the local, state and federal level to decrease our nation's rates of opioid misuse, overdose and death.

PASSED AND APPROVED: by the Thorne Bay City Council, on this 7th day of August 2018

MOTION: Move to approve Resolution 18-08-07-01
F/S: Hartwell/Burger
YEAS: Gefre, Slayton, Hartwell, Carlson, Burger, McDonald and Edenfield
NAYS: None
STATUS: Motion Passed

B. Approval of Rental Agreement between the City of Thorne Bay and Pacific Airways for use of City Harbor Storage Facility and Seaplane Landings, discussion and action item:

McDonald moved to approve the Agreement between City of Thorne Bay and Pacific Airways for the use of the City Harbor Facility for storage and seaplane landings. Edenfield seconded the motion.

MOTION: Move to approve Rental Agreement between the City of Thorne Bay and Pacific Airways for use of City Harbor Storage Facility and Seaplane Landings
F/S: McDonald/Edenfield
YEAS: McDonald, Carlson, Burger, Gefre, Slayton and Edenfield
NAYS: Hartwell
STATUS: Motion Passed

10. ORDINANCES FOR PUBLIC HEARING:

A. Ordinance 18-08-07-01, amending Title 18 – City Boat Harbor, discussion and action item:

McDonald moved to approve Ordinance 18-08-07-01. Carlson seconded the motion. City Clerk Feibel explained the amendment expanded on the intent of the Harbormaster’s authority to issue citations for harbor code violations, and moved the fines for violating provisions of Title 18 into Thorne Bay Municipal Code Title 1.16.035 – Minor Offense Fine Schedule.

MOTION: Move to approve Ordinance 18-08-07-01
F/S: McDonald/Carlson
YEAS: Edenfield, Carlson, McDonald, Slayton, Burger, Gefre and Hartwell
NAYS: None
STATUS: Motion Passed

11. ORDINANCES FOR INTRODUCTION:

A. Ordinance 18-08-21-01, amending Title 1 – General Provisions, Section 1.16.035 – Minor Offense Fine Schedule, Discussion and action item:

McDonald moved to approve Ordinance 18-08-21-01. Hartwell seconded the motion. City Clerk Feibel stated this amendment added the fines from Title 10 – Vehicles and Traffic; Chapter 10.20 – Parking Standing and Stopping, and Title 18 – Harbor, to the Minor Offense Fine Schedule. There was no further discussion.

MOTION: Move to approve Ordinance 18-08-21-01
F/S: McDonald/Hartwell
YEAS: Edenfield, Carlson, McDonald, Slayton, Burger, Gefre and Hartwell
NAYS: None
STATUS: Motion Passed

B. Ordinance 18-08-21-02, amending Title 10-Vehicles and Traffic, Chapter 10.20 – Parking, Standing and Stopping, discussion and action item:

Hartwell moved to approve Ordinance 18-08-21-02. Burger seconded the motion. City Clerk Feibel stated the amendment moved all prohibited acts under one section; removed the dedicated areas for parking, and required that parking areas be marked by signs, and moved the fines for violations of the chapter up to Title 1.16.035 – Minor Offense Fine Schedule. There was no further discussion.

MOTION: Move to approve Ordinance 18-08-21-02
F/S: McDonald/Carlson
YEAS: Edenfield, Carlson, McDonald, Slayton, Burger, Gefre and Hartwell
NAYS: None
STATUS: Motion Passed

C. Ordinance 18-08-21-03, Non-Code Ordinance, Authorizing the Sale of Municipal Owned Property, located in the Deer Creek Subdivision Lots DC1 & DC2, to Russell Ricks, discussion and action item:

Burger moved to approve Ordinance 18-08-21-03. Hartwell seconded the motion. Discussion included amending the terms and conditions to include that the blasting and drilling be performed by an insured and bonded company, and providing the property owners of Deer Creek Subdivision to be notified at least 24 hours prior to any drilling or blasting. There was further discussion.

MOTION: Move to approve Ordinance 18-08-21-03
F/S: McDonald/Carlson
YEAS: Edenfield, Carlson, McDonald, Slayton, Burger, Gefre and Hartwell
NAYS: None
STATUS: Motion Passed

D. Ordinance 18-08-21-04, amending Title 17 – Zoning, Chapter 17.04 – Planning and Zoning, Discussion and action item:

McDonald moved to approve Ordinance 18-08-21-04. Burger seconded the motion. City Clerk Feibel explained the Ordinance was to define the

MOTION: Move to approve Ordinance 18-08-21-04
F/S: McDonald/Carlson
YEAS: McDonald, Edenfield, Carlson, Slayton, Burger, Gefre and Hartwell
NAYS: None
STATUS: Motion Passed

- E. Ordinance 18-08-21-05, amending Title 9-Public Peace Morals and Welfare, Chapters 9.02-Curfew for minors; 9.12-Protection of Survey Monuments; 9.20-Litter Control, 9.22-Water Hydrants; discussion and action item:

McDonald moved to approve Ordinance 18-08-21-05. Burger seconded the motion. City Clerk Feibel explained the amendment to Title 9 of the Thorne Bay Municipal Code was to add language to the Violation and Penalties section, making it consistent to the language in each violations section throughout the Code.

MOTION: Move to approve Ordinance 18-08-21-05
F/S: McDonald/Burger
YEAS: Slayton, Burger, Edenfield, Carlson, McDonald, Gefre and Hartwell
NAYS: None
STATUS: Motion Passed

12. EXPENDITURES EXCEEDING \$2,000.00:

- A. Authorizing the expense of \$2,878.00, to Organized Village of Kasaan, Kashaan Road Grading per MOU, discussion and action item:

McDonald moved to approve the expenditure of \$2,878.00, to the Organized Village of Kasaan for Road Grading on the South Thorne/Kasaan Road. Hartwell seconded the motion. There was no further discussion.

MOTION: Move to approve the expenditure of \$2,878.00, to the Organized Village of Kasaan for Road Grading on the South Thorne/Kasaan Road
F/S: McDonald/Hartwell
YEAS: Gefre, Edenfield, Carlson, McDonald, Slayton, Burger and Hartwell
NAYS: None
STATUS: Motion Passed

- B. Authorizing the expense of \$2,508.00, to Petro Marine Services, for Equipment Fluids, discussion and action item:

McDonald moved to approve the expenditure of \$2,508.00, to Petro Marine Services for equipment fluids. Edenfield seconded the motion. There was no further discussion.

MOTION: Move to approve the expenditure of \$2,508.00 to Petro Marine Services for equipment fluids, discussion and action item:
F/S: McDonald/Edenfield
YEAS: Edenfield, Carlson, McDonald, Slayton, Burger, Gefre and Hartwell
NAYS: None
STATUS: Motion Passed

13. EXECUTIVE SESSION: None.

14. CONTINUATION OF PUBLIC COMMENT:

Trisha Clowar commented on the following:

- Commented in favor of the City Council doing what they could to encourage the floatplane services to continue in Thorne Bay.
- Inquired whether the Alaska Dream Cruise ship paid for moorage when they docked in Thorne Bay.
- Stated she felt the council was welcoming to the cruise ship that comes in, but not as much for the float plane services.
- Commented that the visitors on the cruise ship that come in do not spend as much money in the community as those who fly into the lodges and stay for a longer period of time.
- Commented that the service Pacific Air provides to Thorne Bay generates a large amount of revenue for Thorne Bay, by transporting the guests that fly in to stay at the lodges.

Amy McDonald commented on the following:

- Commented that she agreed with the comments Trisha Clowar said.
- Commented that the School District relies on the services of Pacific Air.
- Thanked the City Council for passing the Resolution supporting efforts to decrease the rates of opioid misuse, overdose and death
- Informed the Council of the Narcan drug kits people could get if participate in the training required. Narcan is a drug that can reverse the effects of an overdose.
- Stated that she would be happy to provide the information she has on the Narcan program if the council was interested.

Gary Anderson commented on the following:


- Clarified for the record that he had no issues with Pacific Airways, and that he was happy they are no longer landing at the Port because it freed up 6 hours of his day. Anderson encouraged the council to enter into an agreement with Pacific Air for landing at the City's Harbor.

15. CONTINUATION OF COUNCIL COMMENT:

Carlson stated she was pleased to see such a big turnout at the meeting.

16. ADJOURNMENT:

McDonald adjourned the meeting at 8:24 p.m.


Harvey McDonald, Mayor

ATTEST:


Teri Feibel, CMC