

AGENDA
FOR THE REGULAR
CITY COUNCIL MEETING
FOR THE CITY OF THORNE BAY
CITY HALL COUNCIL CHAMBERS,
TUESDAY, April 17, 2018
@ 6:30 P.M.

The meeting will be preceded by a workshop beginning at 6:00 p.m.

1. **CALL TO ORDER:**
2. **PLEDGE TO FLAG:**
3. **OATH OF OFFICE:**
 - A. Nick Gefre, Oath of Office for Seat E, Term April 17, 2018 – October 15, 2018:
4. **ROLL CALL:**
5. **APPROVAL OF AGENDA:**
6. **MAYOR'S REPORT:**
7. **ADMINISTRATIVE REPORTS: City Administrator & City Clerk Report:**
8. **PUBLIC COMMENTS:**
9. **COUNCIL COMMENTS:**
10. **NEW BUSINESS:**
 - A. Appointment of Vice Mayor for the City of Thorne Bay, discussion and action item:
(The office of Vice Mayor is appointed from the Council, by the Council, for a one-year term beginning on the Monday following Certification of each General Municipal Election. In this case, the term will expire upon appointment of Vice Mayor October 15, 2018)
 - B. Approval of MOU for EMS Services between the City of Thorne Bay and the City of Klawock, discussion and action item: *(This agreement will allow for Klawock EMS to respond to all Emergency Medical Service requests within Thorne Bay)*
 - C. RV Park Use discussion item, possible action:
 - D. Review of parking ordinance amendments, discussion and possible action item:
 - E. Review and possible amendment of SISD Lease of City Property for Restaurant Location, discussion and possible action:
11. **ORDINANCES FOR INTRODUCTION:**
 - A. Ordinance 18-05-15-01, adopting the Budget of Operating Income and Expenses for the City of Thorne Bay, for Fiscal Year 2019 beginning July 1, 2018, ending June 30, 2019, discussion and action item:
 - B. Ordinance 18-05-01-01, amending Title 18-Harbor, Section 18.30.010-Live Aboard Policy, discussion and action item:
12. **EXPENDITURES EXCEEDING \$2,000.00:**
13. **EXECUTIVE SESSION: The Council May adjourn to executive session.**
14. **CONTINUATION OF PUBLIC COMMENT:**
15. **CONTINUATION OF COUNCIL COMMENT:**
16. **ADJOURNMENT:**

AGENDA Posted & Published: April 11, 2018 - City Hall (2), A&P, SISD, USFS, The Port, Thorne Bay School,
April 13, 2018 - City Website @ www.thornebay-ak.gov

**UPCOMING ORDINANCE AMENDMENTS FOR TITLE 10.20 –
Parking, Standing and Stopping**

PROPOSED ADDITIONS ARE CAPITALIZED AND BOLD

~~Proposed deletions are stricken~~

10.20.060 Off-street parking place--Removal of unauthorized vehicles. **A. Removal of Unauthorized Vehicles.** The rightful owner, lessee or other person authorized to control or use an off-street private parking space may remove an unauthorized vehicle from an off-street private parking space by requesting a towing company authorized by the state of Alaska to conduct towing operations in the city. The city shall not be liable for any towing, storage or other charges of for the acts of any person taken under the authority of this chapter.

B. Definition. For the purpose of this section,

1. "PUBLIC PARING SPACES" ALL CITY OWNED LANDS INCLUDING ROADWAYS AND RIGHTS-OF-WAY.

2. "private parking spaces" include both publicly and privately owned off-street parking spaces which are reserved for the use of a specific individual or group of individuals or are otherwise restricted when such reservations or restrictions are posted.

3. Harbor Parking--Harbor Zone. Parking on both sides of the Main Harbor between the ramp and Shoreline Drive, parallel to the ramp, is limited to **LOADING AND UNLOADING**, except for the space designed for the harbormaster, **HANDICAPPED, ATV VEHICLES OR SPECIAL USE VEHICLES.**

4. Harbor Parking--Permit Required. The parking of any vehicle, boat and/or trailer, motorcycle, RV or other at the Main Harbor, **BOAT LAUNCH** and Davidson Landing areas shall be for no longer than **TWELVE** hours, unless a monthly parking permit is obtained at city hall **OR HARBOR OFFICE.** The Main Harbor area designated for **Twelve-hour PARKING** shall be on both sides of Shoreline Drive **FROM THE HARBOR ENTRANCE AREA TO THE INTERSECTION OF RAINY LANE. THE CITY BOAT LAUNCH AREA DESIGNATED FOR TWELVE HOUR PARKING SHALL BE IN THE AREA NEXT TO THE BOAT LAUNCH. The DAVIDSON LANDING DESIGNATED FOR TWELVE HOUR PARKING SHALL BE IN THE AREA FROM THE BOAT DOCK RAMP TO THE LIGHT POLE, BY THE PATH TO THE SHELTER AND ADJACENT TO THE BOAT LAUNCH THE REMAINING AREA SHALL BE permit parking. HARBOR SLIP OWNERS ARE ENTITLED TO ONE NO FEE HARBOR PARKING PERMIT FOR EACH ANNUAL HARBOR SLIP RENTAL.** The permit shall be placed in such a position that it is easily viewed through the windshield, or attached in a secure manner to trailers, etc., as long as the permit is easily viewable by city personnel. The billing cycle for permit parking in these

areas shall by from the first of each month to the first of the following month, to correspond to the city's billing cycle. The first month's permit fee shall be paid in advance at the time of application, pro-rated per day to the beginning of the next billing cycle, and invoiced by the city thereafter. If the subsequent invoice is not paid by the due date of the invoice it shall be considered revoked, and the vehicle shall be subject to any applicable provision of the municipal code. All vehicles with no visible way to identify the owner will be marked and impounded after two weeks. (Ord. 03-06-05-02 §3, 2003; Ord. 84-03-22-01 §13, 1984 Ord. 09-01-06-01 ~2009)

5. Long Term Parking and storage – parking PERMIT REQUIRED, UNLESS OTHERWISE POSTED. THE PARKING OF ANY VEHICLE, BOAT AND/OR TRAILER, MOTORCYCLE, RV, TRUCK, EQUIPMENT, STORAGE CONTAINER OR OTHER SHALL BE FOR NO LONGER THAN TWELVE HOURS, UNLESS A MONTHLY PARKING PERMIT IS OBTAINED AT CITY HALL. EXECPTIONS VEHICLES PARKED ON THE RIGHT-OF-WAY ADJACENT TO THE OWERS RESIDENCE AND THOSE RESIDENTS COVERED UNDER THORNE BAY MUNICIPAL CODE OR OTHER APPROVED ARRANGMENTS. Long term parking and storage will be assigned by permit in DESIGNATED AREAS. The first month's permit fee shall be paid in advance at the time of application, pro-rated PER day to the beginning of the next billing cycle, and invoiced by the city thereafter. If the subsequent invoice is not paid by the due date of the invoice it shall be considered revoked, and the vehicle shall be subject to any applicable provision of the municipal code. All vehicles with no visible way to identify the owner will be marked and impounded after two weeks.

10.20.070 Restrictions and exceptions--Authority. The mayor or his/her designee is authorized to determine when and where parking, standing, or stopping restrictions or exceptions enumerated in this section are required, or will contribute to the safe and orderly flow of traffic, or will contribute to the efficient use of public streets or public / PRIVATE places or property; and to implement such restrictions or exceptions by causing signs to be erected, **OR SPECIAL PARKING PERMITS TO BE ISSUED, OR SPECIAL PARKING PRIVLAGES GRANTED:**

A. To authorize parking on the left-hand side of certain one-way streets where such parking would otherwise be prohibited;

B. To prohibit parking or standing on the left-hand side of any one-way street. No person shall park or stand a vehicle in violation of such signs;

C. To prohibit parking upon any street or highway when the width of the roadway does not exceed twenty-four feet, or upon one side of a street or highway as indicated by such signs when the width of the roadway does not exceed thirty-six feet. No person shall park a vehicle in violation of such signs;

D. To prohibit parking upon either or both sides of any street or highway adjacent to any school property when such parking would in his opinion, interfere

with traffic or create a hazardous situation. No person shall park a vehicle in violation of such signs;

E. Limiting the length of time, a vehicle may occupy a parking space. No person shall park a vehicle in violation of such signs;

F. To prohibit parking, standing, or stopping of vehicles during certain hours of the day or night. No person may park, stand or stop a vehicle in violation of such signs;

G. To prohibit the parking of any of certain large vehicles such as trailers, travel homes, trucks, etc., on designated streets between the hours of six a.m. and eight p.m. No person may park any such vehicle in violation of such signs;

H. To prohibit parking, standing or stopping where such would create an especially hazardous condition or would cause an unusual delay in traffic. No person may stop, stand or park a vehicle in violation of such signs. (Ord. 84-03-22-01 § 14, 1984)

I. TO ALLOW PARKING ON THE RIGHT-OF-WAY ADJACENT TO RESIDENTIAL LOTS WHEN PARKING WILL NOT INTERFERE WITH THE SAFE USE OF THE ROADWAY.

10.20.080 Time-limited parking spaces-Additional restrictions. A. No person may remove, obliterate, obscure, cover or move any chalk mark or other mark or indication placed by a police officer or parking enforcement officer upon a tire or any part of a vehicle which is parked in a public parking zone or space; provided such marks or objects may be moved or removed in the process of moving the vehicle from the parking space or after the vehicle has been moved from the space.

B. A vehicle which has not moved from a parking space shall be deemed to have remained parked or standing in such space until moved. For the purpose of this chapter, a vehicle must vacate the space occupied and be driven completely through a street intersection before it shall be deemed to have been moved from the space.

C. Each period or part of a period of time a vehicle remains parked or standing beyond that time permitted under this chapter or as posted shall constitute a separate violation, except that each separate day upon which such a continuing violation exist shall be separate violation if the period of permitted parking is **TWELVE** hours or greater. Only one citation may be issued during each period which constitutes a separate violation. (Ord. 84-03-22-01 § 15, 1984)

D. No overnight camping allowed on City property **UNLESS OTHERWISE DESIGNATED FOR THE PURPOSE OF CAMPING OR AUTHORIZATION HAS BEEN GRANTED BY MAYOR OR HIS/HER DESIGNEE.** (Ord. 09-07-21-02)

CITY OF THORNE BAY
ORDINANCE 18-05-15-01

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY,
ALASKA; PROVIDING FOR THE ESTABLISHMENT OF THE BUDGET FOR THE
CITY OF THORNE BAY, FISCAL YEAR 2019, ANTICIPATED REVENUES AND
EXPENDITURES

BE IT ENACTED BY THE CITY COUNCIL FOR THE CITY OF THORNE BAY,
ALASKA;

Section 1. Classification. This is a non-code ordinance.

Section 2. General Provisions. The budget documents attached hereto list the authorized appropriations for expenditures, revenues and the change in cash balances as part of the budget for the period July 1, 2018 to June 30, 2019, detail anticipated line item revenues and expenditures for each appropriation and make the budget a matter of public record.

Section 3. Authorization and Appropriation. The appropriations are adopted and authorized for the period July 1, 2018 to June 30, 2019, and are for that period. Subject to council approval by resolution, the Mayor may establish line item expenditures within an authorized appropriation. Subject to council approval by ordinance, the Mayor may transfer from one authorized appropriation to another any amount that would not annually exceed 10 percent or \$10,000, whichever is less.

Section 4. Effective Date. This ordinance shall become effective upon adoption.

PASSED AND APPROVED May 15, 2018

Robert Hartwell, Mayor Pro-Temp

ATTEST:

Teri Feibel, CMC

[Introduction: April 17, 2018]
[2nd Reading for Introduction: April 17, 2018]
[Final Reading: Public Hearing: May 15, 2018]

OPERATING BUDGET	Approved FY18 Budget:	Budget Vs. Actual as of April 12, 2018	FY19 Budget Introduction
Income	\$ 1,252,990.00	\$ 1,081,790.49	\$1,318,693.98
Expense	\$ 1,240,807.71	\$ 924,323.69	\$1,256,278.82
NET Operating Income:	\$ 12,182.29	\$ 157,466.80	\$ 62,415.15
Class List:	Income:	Expense:	Net:
Admin & Finance:	\$ 672,003.98	\$ 408,241.94	\$ 263,762.03
City Council Budget:	\$ 3,100.00	\$ 35,894.20	\$ (32,794.20)
EMS Budget:	\$ 14,500.00	\$ 19,562.28	\$ (5,062.28)
Fire Budgeted:	\$ 15,300.00	\$ 16,062.08	\$ (762.08)
Harbor Budget:	\$ 92,915.00	\$ 87,150.08	\$ 5,764.92
VPSO Budget:	\$ 10,000.00	\$ 28,098.00	\$ (18,098.00)
Library Budget:	\$ 4,625.00	\$ 6,417.84	\$ (1,792.84)
Parks & Rec Budget:	\$ 50,575.00	\$ 26,550.00	\$ 24,025.00
RV Park Budget:	\$ 28,600.00	\$ 2,075.00	\$ 26,525.00
Streets & Road Budget:	\$ 35,550.00	\$ 231,815.48	\$ (196,265.48)
Solid Waste Amended:	\$ 140,000.00	\$ 97,570.96	\$ 42,429.04
Sewer Budgeted:	\$ 115,075.00	\$ 140,871.26	\$ (25,796.26)
Water Amended:	\$ 136,450.00	\$ 155,969.70	\$ (19,519.70)
TOTAL OPERATING BUDGET	\$ 1,318,693.98	\$ 1,256,278.82	\$ 62,415.15

CITY OF THORNE BAY
ORDINANCE 18-05-01-01

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY,
ALASKA, AMENDING TITLE 18-HARBOR, CHAPTER 18.30-RULES FOR USE OF
HARBOR FACILITIES, SECTION 18.30.010-LIVE ABOARD POLICY

BE IT ENACTED BY THE CITY COUNCIL FOR THE CITY OF THORNE BAY, ALASKA

- Section 1. Classification. This ordinance is of a general and permanent nature, the chapter and section hereby amended shall be added to the Thorne Bay Municipal Code.
- Section 2. Severability. If any provisions of this ordinance or any application thereof to any person or circumstances is held invalid, the circumstances shall not be affected thereby.
- Section 3. Amendment of Section. The title and chapter of Title 18-Harbor, Chapter 18.10-General Provisions, Chapter 18.30-Rules for use of Harbor, Section 18.30.010- Live Aboard Policy, is hereby amended and added to the Thorne Bay Municipal Code.
- Section 4. Effective Date. This ordinance shall become effective upon adoption.

PASSED AND APPROVED May 1, 2018

Robert Hartwell, Vice-Mayor

ATTEST:

Teri Feibel, CMC

[Introduction: April 17, 2018]
[Public Hearing: May 1, 2018]

Additions are CAPITALIZED AND BOLD

Deletions are ~~stricken~~

Title 18 - Harbor
Chapter 18.20-Registration & Stall Assignment
Section 18.30.010

18.30.010 Live Aboard Policy. A. A person using his/her own or another person's vessel as a residence (defined in 18.10.020 (I)) at any time during a month is considered a live aboard for purposes of this title and is liable for the full monthly live aboard rate. Applications and first month's fee and deposit, must be submitted to the City at the time of occupying slip and paid in monthly, six month or annual installments thereafter.

1. LIVE-ABOARDS WISHING TO USE THEIR BOATS SEASONALLY MAY RESERVE THEIR LIVE-ABOARD STATUS IF:

- i. THEIR DEPOSIT IS RETAINED BY THE CITY,**
- ii. A STANDBY FEE IS PAID IN ADVANCE AS ESTABLISHED BY RESOLUTION, AND**
- iii. THEY ARE PAYING AN ANNUAL FEE FOR THE STALL.** (Ord. 16-06-21-01)

B. No more than two pets may be kept on a live aboard vessel at the discretion of the harbormaster. Any complaint may constitute the immediate removal of the pets.

C. Vessels being used for live-aboard purposes must meet all sanitary requirements as established by the United States Coast Guard and the Alaska Department of Environmental Conservation.

D. Oil, gas, electric or wood heating units, if installed, must be installed and utilized in conformance with manufacturer's specifications.

E. Live-aboard fees shall be established by resolution of the city council and will be established by resolution of the City Council and will not be prorated unless the moorage agreement is terminated and the boat removed from the harbor.

F. Deposit for Live-aboard agreements shall be established by resolution of the City Council.

(Ord. 89-30 § 5(part), 1989) (Ord. 13-04-02-04) (Ord. 13-08-06-01) (Ord. 16-06-07-02)