

## MINUTES

FOR THE REGULAR MEETING OF THE CITY COUNCIL  
FOR THE CITY OF THORNE BAY, ALASKA  
COUNCIL CHAMBERS OF CITY HALL  
120 FREEMAN DRIVE  
Tuesday August 6, 2019  
6:30 p.m.

The meeting was preceded by a workshop at 5:30 p.m. discussion was dedicated to the Ordinance requesting that the question of increasing sales tax be placed on the October 1, 2019, Ballot to fund an emergency services coordinator position.

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### 1. CALL TO ORDER:

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

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### 2. PLEDGE TO FLAG:

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

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### 3. ROLL CALL:

**Those present were:** McDonald, Burger, Carlson, Williams, Minnillo, Slayton & Edenfield,

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### 4. APPROVAL OF AGENDA:

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

**MOTION:** Move to approve the agenda.

**F/S** McDonald/Williams

**YEAS:** McDonald, Burger, Carlson, Williams, Minnillo, Slayton, Edenfield,

**NAYS:** None

**STATUS:** Motion Passed.

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### 5. MAYOR'S REPORT:

McDonald provided the following Mayor's Report:

LEPC Emergency Planning Committee Meeting.

Ordinances for introduction tonight include the following amendments:

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## 6. ADMINISTRATIVE REPORTS:

### a. City Administrator's Report:

#### Meetings Attended and Updates:

- A. Thorne Bay Days was again a great success. Good weather always helps. Kayaks, human foosball and the soapbox races were all a success as was another great dinner and desert tasting.
- B. Now that there is ferry service, I am on my way south and will be back Aug. 16.

#### Tasks and Projects:

- A. Busy with daily Construction inspection and pictures for VSW and DOWL to track progress. Painting of ceiling and walls has started and should be complete by end of week. Electrical and mechanical will get started when the walls and ceilings are finished.

#### New Business:

- A. Resolution 19-08-0-01 supporting the continued road improvements and upgrades of the South Thorne Bay / Kasaan Road. Kasaan requested the previous resolution be modified to be more specific.
- B. Resolution 19-08-06-02 adopts Code Enforcement Officer Job Description, and Policy and Procedures.

#### Ordinances for Public Hearing:

- A. Ordinance 19-08-06-01 an ordinance that would place the question of increasing sales tax by one half of a percent to be used for Emergency Services and Law Enforcement Officer. This extra money would help fund emergency services which now are mostly funded through the revenue sharing and fund raising.

#### Ordinances for Public Hearing:

- A. Ordinance 19-08-20-01 amending Title 2-Administration and Personnel, Planning Commission Duties. This removes the section of code that references the Coastal Management program which was eliminated by the vote of the people in 2014. Other sections of TBMC referencing the costal management have been deleted.
- B. Ordinance 19-08-20-02 amending Title 9-Public Peace Safety and Morals, Protection of Water Lake and Litter Control. This ordinance is clarification as to who does the enforcement of any watershed issues or litter control issues plus adds junked vehicles as litter.
- C. Ordinance 19-08-20-03 amending Title 2-Administration and Finance, Law Enforcement Department and Department Chief. Again, this ordinance revision is clarification as to Code Enforcement officer and VPSO

- D. Ordinance 19-08-20-04 amending Title 16-Subdivision. The revision is adding to allow the Code Enforcement Officer to be appointed as the planning official.
- E. Ordinance 19-08-20-05 amending Title 17-Zoning Enforcement Authority. This new section sets forth the enforcement authority and procedures for the Code Enforcement Officer.

**Harbors and Parks:** Ron has been very busy lately with guests and parking

**Streets and Roads:** Been hauling sand to town for winter operations and waiting to get the excavator repaired. Seems the mechanic did not realize our machine had two high pressure fuel pumps, so we are in a holding pattern while another pump is ordered.

**Water and Sewer:** All is going good and Sam and Dave have been providing input to the upgrades

**Solid Waste:** Waiting for word back about time frame to install new brains in the baler. The baler has been cleaned and the only issue is where we can get enough trash to operate the baler through all the test cycles.

**Law Enforcement:** A contract has yet to be signed but a person from Wrangell has accepted the Thorne Bay VPSO position. Paperwork should be signed August 23 with the arrival of the new VPSO in Thorne Bay on August 28. Until the paperwork is signed the person could opt out but according to Mr. Wilson this person is very committed. Once the paperwork is signed there will be an official announcement and the appointment will be brought before the City Council.

**FIRE/EMS:** Suggest the City Council consider appointing a new fire chief.

**Library:** Lana is no longer the librarian and Libby Nyland has volunteered to fill in while search for a new librarian.

**b. City Clerk Report:**

**TONGASS FEDERAL CREDIT UNION**

Name	Available Balance	Name	Available Balance
<u>HEALTH PREMIUM</u>	<u>\$35,012.73</u>	<u>CHECKING</u>	\$337,613.53
<u>OCCUPANCY GEN.</u>	\$5,015.38	<u>SALES TAX 60%</u>	<u>\$203,667.66</u>
<u>SALES TAX 40%</u>	\$100,050.54	<u>HARBOR</u>	\$69,422.41
<u>OCC TAX EMS/FIR</u>	\$9,653.75	<u>FISHERIES</u>	<u>\$22,068.04</u>
<u>OCC TAX TOURISM</u>	\$5,961.05	<b>ACCOUNT TOTALS</b>	<b>\$813,060.00</b>
<u>OCC TAX PARKS</u>	\$8,266.39		

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## 7. PUBLIC COMMENTS:

### **Karen Petersen commented on the following:**

- Friends of the library, update on Rasmussen Grant received for the Computer upgrades
- Received a donation from the Allen Marine Cruise Ship of \$2,500 to put benches in around town. We identified four locations and they are marked on the map provided to you. *(map included as attachment (a) of the August 6, 2019, Council Minutes)*
- Encouraged people to visit the library and see what the Neiland's had done with the wood that Councilmember Williams donated.
- Will be moving forward on the repair of the end of the library and skirting with the funds approved by the city council at a prior meeting.
- Informed the council and public of the upcoming Rural Resiliency Workshop to be held in Craig from September 10<sup>th</sup> through the 12<sup>th</sup>, intended for all. Petersen explained that the idea was if Cascadia was to happen how resilient are we to go without barge services during the repairs of those disasters.....
- Karen commented on Store's resiliency...Ben Williams commented that there was a study done for the store that showed three weeks of supply. Williams explained there was a plan in place for AP Market to get supplies, should a disaster like Cascadia happen.
- Petersen encouraged people to Contact Brian Templin if interested.

### **Robert Hartwell commented on the following:**

- JS had stated they would also donate wood for the library repairs also.

### **Rodger Longbotham – town hall meeting on the 19<sup>th</sup> of August at the Baptist Church.**

#### **Laura Clark**

- Informed all of the Wise Woman Health program that will be provided by SEARHC in Thorne Bay, including Weight Watchers. The clinic had informed her that they would be doing this for free for getting clinic up and running again.

### **Thom Cunningham commented on the following:**

- Code Enforcement Officer and the codes provided in here. There are issues with people already starting business and not checking with the zoning and allowance.
- Suggested the City implement a business license registration fee that would have the enforcement officer review these businesses every so many years. It should not be up to the residents to submit these complaints.

- I have issues with the Seaford's pit again. More vehicles and more people moving in.
- It should be the code enforcement officer that checks they are in compliance with their original conditional use permits.

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## 8. COUNCIL COMMENTS:

Edenfield commented on the following:

- There has to be a complaint for there to be a response.

Ben Williams commented on the following:

- We had a system in place if there were a disaster, to get products to the island by having warehouses storing supplies in Minneapolis that could get supplies through Prince Rupert. Southeast is not totally without a backup.

Mark Minnillo commented on the following:

- Along the lines of what Thom is saying. We had a blight ordinance before the council in the past, and it needs to come up again. I walk around town here and I see things that are eye sores. I think we need to do something about a blight ordinance.

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## 9. CONSENT AGENDA:

a. MINUTES:

1. Approval of Minutes from the July 2, 2019, Regular City Council Meeting, discussion and action item:
2. Approval of Minutes from the July 16, 2019, Regular City Council Meeting, discussion and action item:

McDonald Moved to approve the consent agenda. Edenfield seconded the motion.

MOTION: Move to approve the consent agenda consisting of the minutes for the July 2<sup>nd</sup> and 16<sup>th</sup> Council Meeting.

F/S McDonald/Edenfield

YEAS: Burger, Carlson, McDonald, Williams, Slayton, Minnillo, Edenfield,

NAYS: None

STATUS: Motion Passed.

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## 10. NEW BUSINESS:

- a) **Resolution 19-08-06-01**, a resolution of project sponsorship for the Community Transportation Program Application and maintenance commitment for repairs, maintenance and reconstruction of the Kasaan/South Thorne Bay Road, discussion and action item:

McDonald moved to approve Resolution 19-08-06-01. Burger seconded the motion. There was no further discussion.

MOTION: Move to approve  
F/S McDonald/ Burger  
YEAS: Burger, Carlson, Williams, McDonald, Minnillo, Slayton, Edenfield,  
NAYS: None  
STATUS: Motion Passed

- b) **Resolution 19-08-06-02**, adopting the Code Enforcement Officer Job Description & Policies and Procedures, discussion and action item:

McDonald moved to approve Resolution 19-08-06-01. Edenfield seconded the motion. There was no further discussion.

MOTION: Move to approve  
F/S McDonald/ Edenfield  
YEAS: McDonald, Burger, Carlson, Williams, Minnillo, Slayton, Edenfield,  
NAYS: None  
STATUS: Motion Passed.

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## 11. ORDINANCE FOR PUBLIC HEARING:

- a) **Ordinance 19-08-06-01**, an ordinance that would place the question of increasing sales tax by one-half (1/2) of a percent to be used for Emergency Services (EMS/FIRE) Responders and Law Enforcement Officer, discussion and action item:

McDonald moved to approve Ordinance 19-08-06-01. Williams seconded the motion. Williams moved to amend the ordinance to increase the ballot question of 1% increase adding a sunset 4-years. Slayton seconded the motion.

MOTION: Move to approve Ordinance 19-08-06-01  
F/S McDonald/Slayton  
YEAS: McDonald, Burger, Carlson, Williams, Minnillo, Slayton, Edenfield,  
NAYS: None  
STATUS: Motion Passed.

**Amended motion:**

MOTION: Move to approve Ordinance 19-08-06-01 with amendment to increase the ballot measure sales tax rate from 6.5% to 7%

F/S McDonald/Williams

YEAS: McDonald, Burger, Carlson, Williams, Minnillo, Slayton, Edenfield,

NAYS: None

STATUS: Motion Passed.

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**12. ORDINANCE FOR INTRODUCTION:**

- a) **Ordinance 19-08-20-01**, amending Title 2-Administration and Personnel, Chapter 2.48-Planning Commission, Section 2.48.200-Commission Duties, discussion and action item:

McDonald moved to approve Ordinance. Carlson seconded the motion. There was no further discussion.

MOTION: Move to approve

F/S McDonald/ Carlson

YEAS: McDonald, Burger, Carlson, Williams, Minnillo, Slayton, & Edenfield

NAYS: None

STATUS: Motion Passed

- b) **Ordinance 19-08-20-02**, amending Title 9 – Public Peace Safety and Morals, Chapter 9.16-Protection of Water Lake Watershed & Chapter 9.20-Litter Control, discussion and action item:

McDonald moved to approve Ordinance 19-08-20-02. Burger seconded the motion. Burger requested an overview of the ordinance be read for the records

MOTION: Move to approve

F/S Williams/Burger

YEAS: Edenfield, McDonald, Burger, Carlson, Williams, Minnillo & Slayton

NAYS: None

STATUS: Motion Passed.

- c) **Ordinance 19-08-20-03**, amending Title 2-Administration and Finance, Chapter 2.36 – Law Enforcement Department, Section 2.36.030-Department Chief, discussion and action item:

McDonald moved to approve Ordinance 19-08-20-03. Carlson seconded the motion. There was no further discussion.

MOTION: Move to approve Ordinance 19-08-20-03  
F/S McDonald/Carlson  
YEAS: McDonald, Burger, Carlson, Williams, Minnillo, Slayton & Edenfield,  
NAYS: None  
STATUS: Motion Passed

- d) **Ordinance 19-08-20-04**, amending Title 16-Subdivisions, discussion and action item:

McDonald moved to approve Ordinance 19-08-20-04. Carlson seconded the motion. There was no further discussion.

MOTION: Move to approve Ordinance 19-08-20-04  
F/S McDonald/Carlson  
YEAS: Edenfield, Carlson, McDonald, Burger, Slayton, Williams & Minnillo  
NAYS: None  
STATUS: Motion Passed.

- e) **Ordinance 19-08-20-05**, amending Title 17-Zoning, adding Chapter 17.05-Enforcement Authority, discussion and action item:

McDonald moved to approve Ordinance 19-08-20-05. Edenfield seconded the motion. There was no further discussion.

MOTION: Move to approve Ordinance 19-08-20-05  
F/S McDonald/Edenfield  
YEAS: Edenfield, Carlson, McDonald, Burger, Slayton, Williams & Minnillo  
NAYS: None  
STATUS: Motion Passed.

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**13. EXPENDITURES EXCEEDING \$2,000.00: NONE**

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**14. EXECUTIVE SESSION: NONE**

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**15. CONTINUATION OF PUBLIC COMMENT:**

**Thom Cunningham commented on the following:**

- Inquired if the complaints filed for code compliance would be confidential?

**Jim Nieland commented on the following:**

- Earlier spoke of the grant for the benches. He commented that he had walked around and took photos of possible locations for the benches and one spot to mention is the park area near the boat launch ramp. Nieland continued that the location was beautiful, but there were many derelict and unregistered boats and vehicles there. Nieland encouraged the City to move these items as they are unsightly and a hazard.

**Eric Roads commented on the following:**

- Inquired if the matching funds for the road grant had to be city funds, or if it could come from somewhere else?

**Thom Cunningham commented on the following:**

- On the library repairs at the end of the building, there is likely years of rot and repairs. I would volunteer looking into that.

**Edenfield commented on the following:**

- Thorne Bay Days went very well. I would like to suggest more council participation next year. For those who are sitting on the council volunteer, sponsor some games etc.

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**16. CONTINUATION OF COUNCIL COMMENT:**

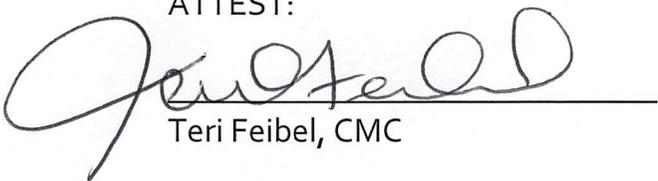
Minnillo inquired if the derelict boats and vehicles that were mentioned had current parking permits.

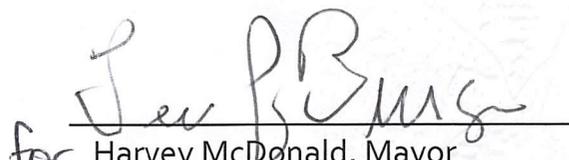
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**17. ADJOURNMENT:**

Adjourned the meeting at 7:40

ATTEST:

  
Teri Feibel, CMC

  
for Harvey McDonald, Mayor