

AGENDA

FOR THE REGULAR MEETING
OF THE CITY COUNCIL FOR
THE CITY OF THORNE BAY, ALASKA
TUESDAY, FEBRUARY 2, 2021
TIME: 6:30 p.m.

LOCATION: TELECONFERENCE/VIDEO CONFERENCING LINE

Phone Number: 1-408-418-9388

Meeting Weblink:

<https://cityofthornebay.my.webex.com/cityofthornebay.my/j.php?MTID=m30286c3e9f36416c7bb0df8ba8c21bd7>

Meeting number (access code): 126 332 9490

Meeting password: v7sBMpyUx63 (87726798 from phones and video systems)

- 1) CALL TO ORDER:
- 2) PLEDGE TO FLAG:
- 3) ROLL CALL:
- 4) APPROVAL OF AGENDA:
- 5) MAYOR'S REPORT:
- 6) ADMINISTRATIVE REPORTS:
 - a) City Administrator:
 - b) City Clerk:
- 7) DEPARTMENT REPORTS:
 - a) Water/Sewer
 - b) Harbor
 - c) Streets
 - d) Solid Waste
 - e) VPSO
- 8) PUBLIC COMMENTS:
- 9) COUNCIL COMMENTS:
- 10) CONSENT AGENDA
 - a) MINUTES
 - 1) PENDING

More ways to join on WebEx

Tap to join from a mobile device (attendees only)

Join by video system

Dial 1263329490@webex.com

You can also dial 173.243.2.68 and enter your meeting number. 126 332 9490

Join by phone

+1-408-418-9388 United States Toll

Access code: 126 332 9490

Password: 87726798

11) NEW BUSINESS:

- a) Authorizing a six-month rental extension for Lognroad for the rental of two RV Park Rentals, discussion and action item:
- b) Resolution 21-02-02-03; accepting Tlingit & Haida Central Council recommendation for Thorne Bay's second VPSO, discussion and action item:
- c) POWCAC Resolution 21-01, a joint resolution by and between the communities of the Prince of Wales Community Advisory Council (POWCAC) setting transportation priorities for prince of wales island for 2021

12) **ORDINANCE FOR PUBLIC HEARING:**

- a) Ordinance 21-02-02-01, amending Thorne Bay Municipal Code Title 2-Administration and Personnel, Chapter 2.28-Elections, adding section 2.28.015-designating two polling locations for Thorne Bay; discussion and action item:

- b) Ordinance 21-01-19-02, amending Title 10-Vehicles and Traffic, Chapter 10.20-Parking, Standing and Stopping, adding Section 10.20.045-Winter Parking Restrictions, and 10.20.010 (i)-Restrictions & Exceptions - Authority, discussion and action item:

13) **EXPENDITURES EXCEEDING \$2,000.00:**

- a) Authorizing the expense of \$3,019.00 to Alaska Bearing LLC for repair of Cistern Agitation Wheel at Wastewater Treatment Facility, discussion and action item:

- b) Authorizing the expenditure of approximately \$3,200.00 to Tyler Rental for the repair of hydraulic cylinder on Case 590 Backhoe , discussion and action item:

14) **CONTINUATION OF PUBLIC COMMENT:**

15) **CONTINUATION OF COUNCIL COMMENT:**

16) **ADJOURNMENT:**

HOW TO PARTICIPATE:

City Council Meeting

Tuesday, February 2, 2021 6:30 pm | 1 hour 30 minutes | (UTC-09:00) Alaska

Meeting Link:

<https://cityofthornebay.my.webex.com/cityofthornebay.my/j.php?MTID=m30286c3e9f36416c7bb0df8ba8c21bd7>

Meeting number: 126 332 9490

Password: v7sBMpyUx63 (87726798 from phones and video systems)

Join by video system

Dial 1263329490@webex.com

You can also dial 173.243.2.68 and enter your meeting number. 126 332 9490

Join by phone

+1-408-418-9388 United States Toll

Access Code: 126 332 9490

Password: v7sBMpyUx63 (87726798 from phones and video systems)

POSTED: January 29, 2021

NEW BUSINESS (a)

Currently there are two trailers rented by one company in the RV Park that have submitted a request to extend their contracts for rental for an additional 6-month.

- There is available space; and
- No objections from RV Manager or Administration

Chapter 12.04 – City RV Park

12.04.030 OCCUPANCY DURATION.

The occupancy duration of the R.V. Park shall be as follows:

DAILY RENTERS:

From one to seven days' duration, depending on duration requested on renter's agreement. Extensions to the initial duration requested shall be on the basis of space availability and at the discretion of the city. Daily renters shall be required to hook up to City Utilities if the RV cannot be fully contained for a period of seven days.

WEEKLY RENTERS:

From one to four weeks' duration, depending on the duration requested on the renter's agreement. Extensions to the duration requested shall be on the basis of space availability and at the discretion of the city. Weekly renters shall be required to hook up to City Utilities at the time of set up.

MONTHLY RENTER:

On a month-to-month basis, subject to a thirty-day written notice of termination by either the renter or the city.

The written notice shall be mailed via certified mail and postmarked at least thirty days prior to renewal date.

Monthly renters shall be required to hook up to City Utilities at time of set up.

Use of an RV space is limited to six consecutive months. A six-month extension may be approved by the City Council upon written request.



**RESOLUTION 20-02-02-01
CITY OF THORNE BAY**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF THORNE BAY, ACCEPTING TLINGIT & HAIDA CENTRAL COUNCIL'S RECOMMENDATION FOR APPOINTMENT OF VPSO MATTHEW MCGINNIS AS THE SECOND VPSO IN THORNE BAY

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

WHEREAS, Thorne Bay actively participates in the VPSO program through a Memorandum of Agreement between the City and Tlingit & Haida Central Council; and

WHEREAS, VPSO's serve as the first level public safety responder in the City and provides services appropriate to that role, including law enforcement, fire protection and prevention, water safety, search and rescue, community policing, public safety education, disaster coordination, and probation and parole monitoring, as directed by Tlingit & Haida; and

WHEREAS, Tlingit & Haida is a federally recognized Indian tribe, and participates in the State of Alaska's Village Public Safety Officer ("VPSO") Program pursuant to a grant from the State of Alaska, Department of Public Safety, authorized by AS 18.65.670 ("the VPSO Grant Agreement"); and

WHEREAS, Tlingit & Haida shall, subject to its ability to hire, employ VPSO's to provide VPSO services in the City in accordance with the terms and conditions of the VPSO Grant Agreement; and

WHEREAS, Tlingit & Haida Central Council, after performing extensive background checks, employment vetting; provided two candidates for the VPSO position in Thorne Bay; and

WHEREAS, the Mayor and City Administrator participated in the interviewing process for the two candidates on January 19th, 2021; and

WHEREAS, one of the two candidates held active certifications in the Police Standards License, Rural Firefighting schooling and Fire Chief training; and

WHEREAS, after careful review and considerations of the candidates, it is the recommendation of Tlingit and Haida and the City of Thorne Bay, to appoint VPSO Matthew McGinnis as the second VPSO for the City of Thorne Bay.



**RESOLUTION 20-02-02-01
CITY OF THORNE BAY**

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF THORNE BAY, ALASKA:

- Section 1: That the above findings are true and correct and are the official recommendation of the Tlingit and Haida Central Council.
- Section 2: VPSO's are employees of Tlingit & Haida and solely subject to the Personnel Policies and administrative rules and procedures of Tlingit & Haida; and
- Section 3: Thorne Bay accepts and appoints VPSO Matthew McGinnis as the second VPSO for the City of Thorne Bay.

PASSED AND APPROVED by the City Council of the City of Thorne Bay, Alaska this 2nd day of February 2021

Lucinda Edenfield, Mayor

ATTEST:

Teri Feibel, CMC

PRINCE OF WALES COMMUNITY ADVISORY COUNCIL RESOLUTION No. 21-01

A JOINT RESOLUTION BY AND BETWEEN THE COMMUNITIES OF THE PRINCE OF WALES COMMUNITY ADVISORY COUNCIL (POWCAC) SETTING TRANSPORTATION PRIORITIES FOR PRINCE OF WALES ISLAND FOR 2021

WHEREAS, the Prince of Wales Community Advisory Council acts in an advisory capacity for participating communities on Prince of Wales Island; and,

WHEREAS, the representatives from the Alaska Department of Transportation and Public Facilities have discussed proposed road projects for Prince of Wales Island and have suggested that communities on the island develop a consensus of road projects priorities for inclusion in the State of Alaska's STIP, Public Forest Service Roads Program, and the Bureau of Indian Affairs Roads Program; and

WHEREAS, the Prince of Wales Community Advisory Council has discussed road needs on Prince of Wales Island and recommends that the following projects and priorities be adopted by the Island communities and submitted to the Alaska Department of Transportation and Public Facilities for inclusion in the State's planning and prioritization process; and,

NOW, THEREFORE, BE IT RESOLVED that the communities of the Prince of Wales Community Advisory Council hereby adopt the following regional transportation projects and priorities for roads on Prince of Wales Island:

FOREMOST TRANSPORTATION PRIORITY

<u>Priority</u>	<u>Project Name</u>	<u>Project Description</u>
1.	Operational Support to IFA	Continue annual appropriation through the following means: 1) in the State of Alaska General Fund operating budget, and 2) inclusion of IFA support in the State Transportation Improvement Plan

SURFACE TRANSPORTATION PRIORITIES

<u>Priority</u>	<u>Project Name</u>	<u>Project Description</u>
1.	Kasaan Road	Phase I-Goose Creek to Tolstoi Bay; Phase II-Tolstoi Bay to Kasaan: Upgrade to a two-lane road at 35 mph design speed. Surface with D1 and asphalt. The road is critical to Kasaan and carries school bus traffic, daily commuting from S. Thorne Bay to the balance of Prince of Wales Island, and industrial truck traffic, making upgrade of the right of way priority.
2.	Resurfacing Hydaburg Road	Redesign, straighten, and resurface the Hydaburg road to provide safe driving conditions.
3.	Whale Pass Road	Upgrade and pave the Neck Lake road from the existing pavement into Whale Pass to the harbor.

- | | | |
|----|----------------------------|--|
| 4. | Twin Island Road | Upgrade and pave the Twin Island road to create a suitable road base for El Capitan cave and north island traffic. |
| 5. | Port Saint Nicholas Road | Upgrade and improve the remainder of the Port Saint Nicholas Road system located outside of Craig. |
| 6. | Sandy Beach Road | Upgrade and reconstruct between Thorne Bay and Coffman Cove. Evaluate merits of construction of the low elevation Eagle Creek road segment.. |
| 7. | Ratz Harbor-Eagle Creek Rd | Construct a low elevation road between Ratz Harbor and Eagle Creek |

AIR TRANSPORTATION PRIORITIES

- | <u>Priority</u> | <u>Project Name</u> | <u>Project Description</u> |
|-----------------|---|--|
| 1. | Frank Peratrovich Airport | Construct/install taxiway and lease lot improvements detailed in the airport master plan. |
| 2. | Frank Peratrovich Airport
Winter Maintenance | Attain designation change from being listed as an unattended to attended airport facility. |
| 3. | Public Parking | Provide public parking at Peratrovich Airport. |

ROADS TO RESOURCES

- | <u>Priority</u> | <u>Project Name</u> | <u>Project Description</u> |
|-----------------|----------------------------------|---|
| 1. | POW Minerals and Hydropower Road | Construct road access to POW mine and hydro-electric project sites, including Reynolds Creek, Niblack Mine, and Bokan Mountain sites. |

ALTERNATIVE TRANSPORTATION PRIORITIES

- | <u>Priority</u> | <u>Project Name</u> | <u>Project Description</u> |
|-----------------|--|--|
| 1. | Community Transit System | Establish an Island-wide bus system to connect communities and transportation hubs. |
| 2. | Roads and Trails vegetation control | Mechanical not chemical means for controlling noxious and/or invasive plants. |
| 3. | Pull outs along main roads on Prince of Wales Island | roads and plow them in the winter for sightseeing, woodcutting, hunting, hiking, parking, emergency breakdowns, cell phone conversations and access to winter recreation |

Add additional pull outs along the main

4. Prince of Wales North End Ferry Service General support of future efforts to establish a ferry from the North End to neighboring island communities Ferry Service

NON-MOTORIZED FACILITY PRIORITIES

1. Craig-Klawock Path Construct a multi-use path for 4.7 miles along the highway between Craig and Klawock. Consider joint venture on project with State of Alaska as electrical transmission line owner, Alaska Power and Telephone, and communities.
2. Multiple Use Paths Construct multi-use paths along the mainline Road system Prince of Wales Island.
3. POW Discovery/Visitor Center Planning, design, and construction of a POW Visitors Center.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Bureau of Indian Affairs, US Forest Service and FHWA Western Federal Lands Division in Vancouver, Washington, Alaska Department of Transportation and Public Facilities, Governor Mike Dunleavy, Senator Bert Stedman, Rep. Dan Ortiz, Rep. Jonathan Kreiss-Tomkins, and other members of the Alaska Legislature that represent Southeast Alaska communities.

PASSED AND APPROVED this ____ day of _____, 2021 by the Prince of Wales Community Advisory Council.

POWCAC Chair

Member Approvals:



**CITY OF THORNE BAY
ORDINANCE 21-02-02-01**

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY, ALASKA, AMENDING TITLE 2.28-ELECTIONS, ADDING SECTION 2.28.015-POLLING LOCATIONS, AMENDING SECTIONS 2.28.260-TIME FOR OPENING AND CLOSING POLLS, 2.28.390-CANVASS COMMITTEE-MEETING-POSTPONING CANVASS, 2.28.440 – RESULTS OF ELECTION – PUBLIC DECLARATION, 2.28.470-SECTION B – ABSENTEE BALLOT – VOTING, FILING

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 2-Administration and Personnel, Chapter 2.28-Elections, Adding Section 2.28.015-Polling Locations, Amending Sections 2.28.260-Time for Opening and Closing Polls, 2.28.390-Canvass Committee-Meeting-Postponing Canvass, 2.28.440 – Results Of Election – Public Declaration, 2.28.470-Section B – Absentee Ballot – Voting, Filing, is hereby amended and added to the Thorne Bay City Code and shall read as shown on pages 2 & 3 of Ordinance 21-02-02-01.

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

PASSED AND APPROVED February 2, 2021

Cindy Edenfield, Mayor

ATTEST:

Teri Feibel, CMC

[Introduction: January 19, 2021]
[Public Hearing: February 2, 2021]
[Sponsored: Wes Craske & Jon Stram]

CHAPTER 2.28 - ELECTIONS.... ERROR! BOOKMARK NOT DEFINED.

2.28.015 POLLING LOCATIONS 2

2.28.260 TIME FOR OPENING AND CLOSING POLLS..... 2

2.28.390 CANVASS COMMITTEE-MEETING-POSTPONING CANVASS..... 2

2.28.440 RESULTS OF ELECTION-PUBLIC DECLARATION. 3

2.28.470 ABSENTEE BALLOT-APPLICATION-FILING. 3

2.28.015 POLLING LOCATIONS

THERE SHALL BE TWO POLLING PLACES ESTABLISHED WITHIN THE MUNICIPAL BOUNDARIES OF THORNE BAY.

- 1. THORNE BAY CITY HALL**
- 2. DAVIDSON LANDING**

2.28.260 TIME FOR OPENING AND CLOSING POLLS.

- A. On the day of any election, each election board shall open the polls for voting at eight in the morning **FOR REGULAR MUNICIPAL ELECTIONS AND SEVEN IN THE MORNING DURING A PRESIDENTIAL VOTING YEAR**, and shall close the polls for voting at eight in the evening, and shall keep the polls open during the time between these hours. The election board members shall report to the polling place at seven thirty in the morning of an election day.
- B. Ten minutes before the closing of the polls, a judge or clerk shall announce to all persons present the time remaining before the polls close. When the polls are closed, no ballots will be given out except to qualified voters present at the polls and waiting to vote when the polls are announced closed. (Ord. 96-24 § 4(part), 1996)

2.28.390 CANVASS COMMITTEE-MEETING-POSTPONING CANVASS.

The canvass committee will meet on the first Friday after ~~the~~ **ANY MUNICIPAL** election and canvass all absentee and questioned ballots executed in the election. The canvass may be postponed from day to day for cause but not exceeding three days in total. (Ord. 96-24 § 4(part), 1996)

2.28.440 RESULTS OF ELECTION-PUBLIC DECLARATION.

- A. If a contest is not begun under the provisions of Article VIII of this chapter, the results of the **REGULAR OR MAYORAL** election shall be publicly declared by the council and entered in the minutes of a special meeting of the council on the first Monday following the **REGULAR OR MAYORAL MUNICIPAL** election.
- B. If a contest is declared and resolved, the result of the election shall be publicly declared by the council and entered in the minutes of a special meeting of the council within a week after the contest is resolved. (Ord. 96-24 § 4(part), 1996)

2.28.470 ABSENTEE BALLOT-APPLICATION-FILING.

- A. A person who seeks to vote by absentee ballot may file either in person or by mailing his written application to the city clerk.
- B. An application made by mail must be received by the city clerk, no less than five days before a city election. An application made in person must be filed with the city clerk not earlier than 30 days before the city election date, and no later than **CLOSING OF THE POLLS ON ELECTION DAY** ~~the close of business on the day before a~~ city election.
- C. The application must be signed by the applicant and show his place of residence.
- D. Nothing in this section is intended to limit the city clerk in personally delivering a ballot to a person who, because of physical incapacity, is unable to make application in person at the city clerk's office for an absent voter's ballot. (Ord. 96-24 § 4(part), 1996)

[READ FULL ELECTIONS CHAPTER HERE](#)



CITY OF THORNE BAY
ORDINANCE 21-02-02-02

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY, ALASKA, - AMENDING TITLE 10-VEHICLES AND TRAFFIC, CHAPTER 10.20-PARKING, STANDING AND STOPPING, AMENDING SECTION 10.20.010-RESTRICTIONS & EXCEPTIONS - AUTHORITY ADDING SUBSECTION (i), AND, ADDING SECTION 10.20.045-WINTER PARKING RESTRICTIONS

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 chapters of Title 10-Vehicles & Traffic, Chapter 10.20-Parking, Standing & Stopping, Section 10.20.020-Parking Prohibited, subsection (f)-No Parking on public roadway between November 1st and April 1st each year; is hereby amended and added to the Thorne Bay Municipal Code.

That section of the Thorne Bay Municipal Code is hereby amended and shall read as follows:

ADDING SUBSECTION (I)

10.20.010 RESTRICTIONS AND EXCEPTIONS - AUTHORITY.

- I. TO PROHIBIT PARKING BETWEEN NOVEMBER 1ST AND APRIL 1ST EACH YEAR, UPON EITHER OR BOTH SIDES OF ANY STREET OR HIGHWAY WHEN SUCH PARKING HAS BEEN DETERMINED TO INTERFERE WITH TRAFFIC, SNOW REMOVAL OR CREATE A HAZARDOUS SITUATION BASED ON THE STANDARDS SET FORTH UNDER TITLE 10.20.010, C. NO PERSON SHALL PARK A VEHICLE IN VIOLATION OF SUCH SIGNS.

ADDING SECTION 10.20.045

10.20.045 WINTER PARKING RESTRICTIONS FOR SNOW REMOVAL

THERE IS NO PARKING UPON ANY STREET OR HIGHWAY DURING THE MONTHS NOVEMBER 1ST THROUGH APRIL 1ST WHERE POSTED FOR THE PURPOSE OF SNOW REMOVAL

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

PASSED AND APPROVED February 2, 2021

Cindy Edenfield, Mayor

ATTEST:

Teri Feibel, CMC

[Introduction: January 19, 2021]
[Public Hearing: February 2, 2021]
[Sponsored by: Thom Cunningham]



AMENDING THE THORNE BAY MUNICIPAL CODE
TITLE 10 VEHICLES AND TRAFFIC
CHAPTER 10.20-PARKING STANDING & STOPPING
SECTION 10.20.010 – RESTRICTIONS AND EXCEPTIONS – AUTHORITY
ADDING SUBSECTION (I)

That section of the Thorne Bay Municipal Code is hereby amended and shall read as follows:

10.20.010 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 places or property; and to implement such restrictions or exceptions by causing signs to be erected:

- 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 within the central business district 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.
- I. TO PROHIBIT PARKING BETWEEN NOVEMBER 1ST AND APRIL 1ST EACH YEAR, UPON EITHER OR BOTH SIDES OF ANY STREET OR HIGHWAY WHEN SUCH PARKING HAS BEEN DETERMINED TO INTERFERE WITH TRAFFIC, SNOW REMOVAL OR CREATE A HAZARDOUS SITUATION BASED ON THE STANDARDS SET FORTH UNDER TITLE 10.20.010, C. NO PERSON SHALL PARK A VEHICLE IN VIOLATION OF SUCH SIGNS;**

ADDITIONS ARE IN BOLD AND BLUE INK



ADDING TO THE THORNE BAY MUNICIPAL CODE
TITLE 10 VEHICLES AND TRAFFIC
CHAPTER 10.20-PARKING STANDING & STOPPING

ADDING SECTION 10.20.045 – WINTER PARKING RESTRICTIONS

That section of the Thorne Bay Municipal Code is hereby amended and shall read as follows:

10.20.045 WINTER PARKING RESTRICTIONS

THERE IS NO PARKING UPON EITHER OR BOTH SIDES OF ANY STREET OR HIGHWAY BETWEEN NOVEMBER 1ST AND APRIL 1ST EACH YEAR, WHERE POSTED FOR THE PURPOSE OF SNOW REMOVAL.