

AGENDA

FOR THE REGULAR MEETING
OF THE CITY COUNCIL FOR
THE CITY OF THORNE BAY, ALASKA

TUESDAY, FEBRUARY 16, 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=m42b083fd76962762fbfe73f3a84b405b>

Meeting number (access code): 182 229 9375

Meeting password: D4gxVSXpz84 (34498797 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) PUBLIC COMMENTS:
- 8) COUNCIL COMMENTS:
- 9) CONSENT AGENDA
 - a) MINUTES

1) Approving the minutes from the January 5, 2021, Regular City Council Meeting Minutes, discussion and action item:

2) Approving the minutes from the February 2, 2021, Regular City Council Meeting Minutes, discussion and action item:

10) NEW BUSINESS:

- a) Resolution 21-02-16-01; assuming sponsorship of the Thorne Bay Seaplane Base from Alaska Department of Transportation and Public Facilities , discussion and action item:
- b) Resolution 21-02-16-02; supporting Tlingit And Haida Central Council's Arming of their Village Public Safety Officers, discussion and action item:
- c) Review and approval of Phase I plan for the construction & design of Davidson Landing including the plan for moving forward on a Community Center and beautification of the areas surrounding the Davidson Landing Fire Hall and Community Pavilion, discussion and action item: (Plan pending-Draft will be provided as soon as possible)
- d) Update on CARES Grant expenses, discussion and possible action item:

More ways to join on WebEx

Tap to join from a mobile device (attendees only)

Join by video system

Dial 1822299375@webex.com

You can also dial 173.243.2.68 and enter your meeting number.

Join by phone

+1-408-418-9388 United States Toll

Access code: 182 229 9375

[Global call-in numbers](#)

- 11) EXPENDITURES EXCEEDING \$2,000.00:
- 12) CONTINUATION OF PUBLIC COMMENT:
- 13) CONTINUATION OF COUNCIL COMMENT:
- 14) ADJOURNMENT:

HOW TO PARTICIPATE:

City Council Meeting

Tuesday, February 16, 2021 6:30 pm | 1 hour 30 minutes | (UTC-09:00) Alaska

Meeting Link:

<https://cityofthornebay.my.webex.com/cityofthornebay.my/j.php?MTID=m42b083fd76962762fbfe73f3a84b405b>

Meeting number: 182 229 9375

Password: D4gxVSXpz84 (34498797 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.182 229 9375

Join by phone

+1-408-418-9388 United States Toll

Meeting number (access code): 182 229 9375

Meeting password: D4gxVSXpz84 (34498797 from phones and video systems)

POSTED: February 12, 2021

MINUTES
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

1) CALL TO ORDER:

Mayor Edenfield called the meeting to order at 6:37p.m.

2) PLEDGE TO FLAG:

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

3) ROLL CALL:

Those in attendance were:

Edenfield, Burger, Rhodes, Cunningham, Stram, Craske and Kerkof

4) APPROVAL OF AGENDA:

Edenfield Moved to approve the agenda. Rhodes seconded the motion. There was no further discussion.

MOTION: Move to approve the agenda

F/S: Edenfield/Rhodes

YEAS: Stram, Cunningham, Edenfield, Kerkof, Craske, Rhodes & Burger

NAYS: None

STATUS: Motion Passed.

5) MAYOR'S REPORT:

Mayor Edenfield commented on the following:

- Participating in trainings with AML
- And busy with meetings.

6) ADMINISTRATIVE REPORTS:

a) City Administrator:

Meetings Attended and Updates:

- On January 26th, the POWCAC group met to discuss transportation priorities. The Kasaan road remains the highest priority of the "Surface Transportation Priorities" for POWCAC detailed in POWCAC Resolution 21-01.
- On January 29th City staff met with our FEMA grant manager regarding the Disaster Relief grant to realign funding from the CARES grant to the FEMA Disaster Relief grant. We are in the initial stages of this process.
- On January 11th through the 14th, I attended a FEMA ICS300 class for Intermediate ICS for

expanding incidents, and am scheduled for ICS400 Feb 22nd through the 24th.

- On January 11th I met with Sara Yockey, Dave from the USFS regarding the RAC Grant for the Kasaan Rd / Highway intersection relocation. We received an extension on the grant funds and Sara is having the OVK road crew complete the work.

Tasks and Projects:

- The Stryker EMS equipment order has arrived. There is one power gurney deployed and in use. The second power gurney is assembled, charged, and ready to be put into service.
- Village Safe Water (VSW) and the City are working on an update to our Intrusion and Infiltration (I&I) grant seeking additional funds to address our excessive outflow to the Wastewater Treatment Facility. The initial engineering funding request has been approved and we will have engineers on site in March.
- FEMA / CARES grant funding realignment is in the initial stages of application. The City has had our "Initial Applicant Briefing" with FEMA and are awaiting assignment to a grant coordinator.
- The Seaplane Base Transfer is in progress. The process to officially transfer the Seaplane Base at the harbor to City management is underway with Alaska Department of Transportation (AK DOT) and the Federal Aviation Administration (FAA). The next meeting on this project is Wednesday, February 3rd to discuss the requirements and submission of paperwork.

Expenditures over \$2000 .

- \$3019 Bearings for Wastewater Agitation Wheel
- \$3200 (approx.) Hydraulic Cylinder for CASE 590 SN Backhoe

b) City Clerk:

➤ **Waste Management Participation**

We are still looking for volunteers to participate in the Waste Management Garbage Study. The City of Thorne Bay in cooperation with the Organized Village of Kasaan is working on creating an Integrated Waste Management Plan (IWMP). This is a study of solid waste to develop a community profile on recyclables, solid waste and how to move forward to help reduce solid waste in our landfill.

Participants will be asked to separate wastes into different bags, such as- food waste and plant organics, recyclables (cardboard, paper, aluminum, and such), plastics, Styrofoam, glass, metals, commercial construction, special wastes, and hazardous wastes for a full week. Instructions will be given to participating families/people.

Upon completion this plan will help both communities create recycling programs, solid waste reduction and educate community members on the importance of recycling, reducing, and reusing items around households, businesses, and landfills.

An Integrated Solid Waste Management Plan helps communities create recycling plans, to help reduce solid waste taken to the local landfill and cut down on greenhouse gases.

GARBAGE. GARBAGE EVERYWHERE!!

But what is garbage?? It is food waste we throw out, it is recyclables, it is compostable, it is non-recyclables, and it creates gases in our landfills.

It is in our oceans, waterways and everywhere on land!

HELP US HELP YOU!

Help us, help you by being a part of our Thorne Bay Team!

Our goal is to see how much waste Thorne Bay, on whole, produces. We are looking for families/people to participate in our project for ONE WEEK.

This project is just one step closer to helping your city

1. Get more funds,
2. Set up a recycling program (ESPECIALLY for plastics)
3. Educating residents that out of sight/ out of mind does not make garbage disappear!
 - That recycling works and helps make our island a cleaner /better place to live!

Just a little education- Did you know that up to 50% of household garbage is FOOD WASTE?? If you care about the future of generations to come, and the health of our planet, we would be happy to see you sign up!! Contact Teri at City Hall (907) 828-3380 THANK YOU!!

➤ IFA REQUIRES TRAVELERS TO WEAR MASKS

Hollis, Alaska – The Centers for Disease Control and Prevention (CDC) has issued an Order Under Section 361 of the Public Health Service Act requiring persons to wear proper face coverings when using public transportation systems to help reduce the introduction, transmission and spread of COVID-19. Beginning February 1, 2021 at 11:59 PM, the Inter-Island Ferry Authority (IFA) is mandated to require persons 2 years and older to wear proper face coverings when using our facilities and when traveling on our vessels. To the extent possible, the IFA will accommodate a passenger who is unable to follow this Order due to a disability or medical condition. We appreciate your cooperation with the IFA complying with the provisions of this Order.

FINANCIAL REPORT:

TONGASS FEDERAL CREDIT UNION ARGO INVESTMENTS:

OCCUPANCY GEN.	\$ 6,301.50	
OCC TAX EMS/FIR	\$ 13,503.94	
OCC TAX TOURISM	\$ 9,213.42	
OCC TAX PARKS	\$ 9,557.38	
OCC TAX HARBOR	\$ 20,188.74	\$ 58,764.98
HARBOR	\$ 80,015.10	
WATER UTL R&R	\$ 16,297.04	
SEWER UTL R&R	\$ 14,653.52	
SOLID WASTE R&R	\$ 13,986.60	\$ 124,952.26
HEALTH PREMIUM	\$ 35,065.43	\$ 35,065.43
CHECKING	\$ 190,532.72	\$ 110,532.72
60% SALES TAX	\$ 115,846.30	\$ 115,846.30
40% SALES TAX	\$ 104,893.53	\$ 104,893.53
ACCOUNT TOTALS	\$ 630,055.22	\$ 630,055.22

FIRST BANK:

CHECKING	Account Value:
City of Thorne Bay Checking	\$ 35,611.93

WELLS FARGO INVESTMENTS:

Asset Class	Market Value
Mutual Funds	\$620,520.44
Fixed Income	\$101,549.00
Cash/Cash Alternatives	\$314,153.63
TOTAL INVESTMENT:	\$1,036,223.07

7) [DEPARTMENT REPORTS:](#)

a) Water/Sewer

For the month of January 2021, the water and sewer department worked on a few critical issues. We had a catastrophic failure of a bearing at the sewer treatment facility and we had failure of a lift station pump as well. With the help of other co-workers, we replaced the bearing at the sewer treatment facility in a two-day time frame. This was critical because the bearing that failed stops all operations at the sewer treatment plant. It was a great learning experience for myself as this was the first time having to replace this and I know what to expect next time. I have requested ordering spare bearings for when this happens again, so we have these parts on hand. Like mentioned above, we also had issues at one of our lift stations. It seemed as if we were having issues inside the panel and it was beyond my knowledge to fix, so I called in a professional. We determined that it was a pump failure and possibly a thermal overload failure. We replaced the pump with a recently rebuilt lift station pump, and it was not functioning correctly. We then put a brand-new pump in, and it worked flawlessly. I have contacted Alaska pump and supply about the rebuild they performed on the pump but have not heard back yet. I will contact them again about fixing this pump again at their expense as it cost the city almost \$6000.00 to repair and hundreds of dollars to ship. I believe they need to make this right. I will also add that our sewer lift stations are in dire need of replacement and have many issues, along with our sewer distribution systems. This will cost millions of dollars, so I have been in close contact with Village safe water about these issues. In March, they are sending two people to come inspect and review our system. This is the first step in getting funding to fix our outdated system. For the rest of the month, we performed our usual duties of making sure the towns water tank reservoir is full, and that we are producing clean and safe drinking water. We also received our second water sample results for TTHM and passed once again since switching to the new nano filtration unit. Our MCL (maximum contaminate limit) is 80 parts per Million, and our results were 10 parts per million. In the past we have ranged between 180 ppm-200ppm so this is great news. For the month of February, I have signed Willy up for a water treatment course online. This is the only available class available due to COVID-19 so I wanted to take advantage of this while we could, and I am hopeful he will be ready to take his water treatment exam in the coming months.

b) Harbor

Zack Cross: I continue with inventorying what we have here so that we can mitigate future expenses by not purchasing duplicate items. In the process, I have given homes to high dollar items that might ordinarily be thrown away. Ex: laser toner cartridge. Everything else seems to be running smoothly. Customers happy. Dock secure. Both harbors secure.

c) Streets

James Taylor has his CDL test date set for February 4th at 10:00 am. With the winter weather the Streets and Roads snow removal staff have been given the direction to plow / sand anytime the snow accumulation is greater than 2" or 3". Additionally, they will be sanding anytime the roads are icy. These mandates have caused a small amount of overtime (6 +/- hours) in the prior pay period. Generally, staff are directed to trim hours at the end of the week to offset any weekly overtime.

d) Solid Waste

The Waste Oil heater had to be serviced by on site staff and is now functioning properly. Dumpster collection has been reduced to weekly due to our one semi-weekly customer requesting to go weekly.

e) VPSO/FIRE/EMS

3 EMS call for the month of January. EMS is currently meeting once a month on the first Friday. There is a current effort to get 12 people trained to ETT through the VPSO program. The training books were mis shipped and are currently being redirected to Thorne Bay.

1 Fire Calls in the month of January.

8) PUBLIC COMMENTS:

Patrick Tierney provided the following comments:

➤ PUBLIC HEARING, Agenda Item 12 a)

I remain confused about the language in section 2.28.470, B). Can one request an absentee ballot application up until the close of polls? Do you mean the ballot rather than the application?

➤ PUBLIC HEARING, Agenda Item 12 b)

It is difficult for the public to make intelligent comment without definitive answers to the questions of what, why and where. The questions of what and why have been answered. The question of where has not.

I object to blanket application of seasonal parking without specifics as to where this might occur.

9) COUNCIL COMMENTS:

Kerkof commented on the following:

- Very pleased with the new Harbormaster Zack. He has been doing a good job with keeping the docks salted.

Craske commented on the following

- Concurred with Kerkof's comments on the Harbormaster. Commented that the City is getting their money worth with Zack.

Administrator Carter commented that the City was looking for an alternative to salt for the harbor, the current salt is clay based and tracking clay into boats.

Kerkof commented on the following:

- Recommended getting salt from the Craig Fisheries and stated that they were selling for cheap.

Rhodes commented on the following:

- Great reports from the Staff, thank you.
- Great job on the sanding and plowing of the roads, thank you
- Commented that he too had received the same response from the Elections office during the same time as regard to opening a second polling place in Thorne Bay

Cunningham commented on the following:

- Inquired if there was an updated on the memberships for Guardian Flight?
- With the mentioned amendments in the CARES realignment to FEMA, will that affect the Life Flight Memberships?

Administrator Carter responded that the re-alignment of the CARES fund would only benefit the City and put more money back into the CARES Grant to use on other things and would not affect the Guardian Life Flight memberships. The City has funds set aside for those memberships. The City has not gotten a response from Guardian on that yet. The last email the City received from them was that they were putting everything on hold with the new vaccine being rolled out to the public. I will continue to reach out to Guardian and find out when Thorne Bay can participate in that. I do not believe the City missed out on this, eventually the Insurance company that oversees Guardian will allow us to pursue purchasing the memberships.

Craske commented on the following

- Inquired if the second stimulus passed by Congress included funding for communities?
- If the City did get additional funding, it would be good to get a plan for how the City can utilize those funds within the approved parameters.

Administrator Carter stated he would look into it but had not heard.

Kerkof commented on the following:

- Inquired if anyone had been working on plans for what would be built at Davidson Landing for the proposed Fire Hall as submitted in the CDBG.

Craske replied the following:

- Yes, there are plans drafted and there are also several people that are wanting to open up

the fire hall and set up an office space in there to begin working on a long-term plan for Davidson Landing.

- Some discussions of planning included opening up the Fire Hall and setting up an office to get started on the rest of the planning and work to be performed.

Rhodes commented on the following:

- In regard to Kerkof's point, planning definitely needs to be done and a contingency plan in place based on both if the Block Grant does go through and is funded or it does not go through.
- While temporary measures to stage the current fire hall as the community center and to beautify Davidson Landing are good there needs to be a larger plan prepared and plan for measures for either situation.

Cunningham commented on the following:

- He was not in favor of going in and developing something as a temporary measure that would just need to be torn down again.
- Commented that there were several things that needed to be done before the City could just go in the Fire Hall and develop an office space. The Ceiling needs to be dropped, electrical put in place, etc.
- Commented that the work needed to have done at the Fire Hall to be used as an office could not be thrown together in a week.
- Wants the Fire Chief and EMS Captains to be the ones who provide the council monthly reports.

10) NEW BUSINESS:

- e) Authorizing a six-month rental extension for Lognroad for the rental of two RV Park Rentals, discussion and action item:

Edenfield moved to authorize the 6-month rental extension of two RV Spaces for the company Lognroad. Burger seconded the motion. Inquired when the current lease expired? Clerk Feibel stated the lease was set to expire at the end of February. Clerk Feibel explained that the City's Municipal Code limits monthly renters and use of the RV space to six consecutive months, a six-month extension may be approved by the City Council upon a written request.

The intent of that ordinance was the City Council did not want the RV park to turn into long term rentals where people move in their trailers and then they decide to stay there forever, they wanted it to be operated as an RV park. The company requesting the extension has two spaces that they rent. They had originally planned to be out of the RV Park before winter, but they were able to continue working and thus needed to stay longer.

MOTION: Move to authorize the 6-month rental extension of two RV Spaces for the company Lognroad

F/S: Edenfield/Burger

YEAS: Craske, Rhodes, Edenfield, Kerkof, Stram, Cunningham & Burger

NAYS: None

STATUS: Motion Passed

- f) Resolution 21-02-02-01; accepting Tlingit & Haida Central Council recommendation for Thorne Bay's second VPSO, discussion and action item:

Edenfield moved to approve Resolution 21-02-02-01, accepting Tlingit Haida Central Council recommendation of Matthew McGinnis as the 2nd VPSO for Thorne Bay. Burger seconded the motion. Edenfield stated that she and the Administrator interviewed two candidates and their recommendation was one that was already a VPSO, was an EMT and a Fire Officer.

Rhodes inquired what community the VPSO would be coming from. Carter responded that he was coming from Tanana. Stram inquired if there were options for living quarters for the second VPSO? Administrator responded that options had been passed along.

Cunningham inquired if the VPSO would be willing to serve as the Fire Chief along with the VPSO position. Rhodes stated that Jason Wilson the Coordinator in Juneau had to fight for us to get this second position in Thorne Bay. Burger stated that in the past it has taken a long time to get a VPSO on the ground after accepted due to having to wait three months before they could attend academy, and then going through a three-month academy. This gentleman would be able to start immediately.

MOTION: Move to approve Resolution 21-02-02-01, accepting Tlingit Haida Central Council recommendation of Matthew McGinnis as the 2nd VPSO for Thorne Bay
F/S: Edenfield/Burger
YEAS: Edenfield, Kerkof, Stram, Cunningham, Craske, Rhodes & Burger
NAYS: None
STATUS: Motion Passed.

- g) 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

Move to approve 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. Rhodes seconded the motion. There was no further discussion.

MOTION: Move to approve 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
F/S: Edenfield/Rhodes
YEAS: Stram, Cunningham, Edenfield, Kerkof, Craske, Rhodes & Burger
NAYS: None
STATUS: Motion Passed.

11) 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:

Edenfield moved to approve 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. Burger seconded the motion. City Clerk explained that under section 2.28.470, Absentee Ballot – Application – Filing was explaining the procedure for both in person voting and by mail

voting. The application to vote by mail would need to be received by the City Clerk at least 5 days prior to the election and an application for in person absentee voting could be submitted to the Clerk up to the close of elections on election day. Clerk explained that when voting by mail, the voter can cast their ballot at any time prior to the close of the elections on election day, in the presence of a postal worker, clerk or notary, and must be received by the Clerk's office not later than the Friday following the election. By Mail ballots can be submitted by fax, email or mail.

MOTION: Move to approve 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

F/S: Edenfield/Burger

YEAS: Stram, Cunningham, Edenfield, Kerkof, Craske, Rhodes & Burger

NAYS: None

STATUS: Motion Passed

- 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:

Edenfield moved to approve ordinance 21-02-02-02, 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. Cunningham seconded the motion.

Rhodes commented on the following:

- Suggested that the administration get with the road crew, James and Max and identify the areas of concern for when it does snow, and work with the homeowners. Understand that it is a long running problem and safety concern, but once again just a blanket “we are going to declare on a random year”.
- Rhodes stated he did not feel that the City needed any changes to the parking ordinance in this manner.

Burger commented on the following:

- Suggested that the signs made say “No parking between signs” as opposed to just putting up signs that say “no parking where posted”

Administrator Carter explained that he did not see the ordinance as enforcement action, but to avoid having to go to people when their vehicles are parked in a manner to impede the snowplow or emergency vehicles.

Cunningham commented on the following:

- Stated that Administrator Carter explained that very well.
- Rainy Lane is an issue, and this ordinance would not be a blanket, but how we can get people notified.

Stram commented on the following:

- What would the city do if they went to a vehicle owners' home to notify them of the need to move vehicle and the City did not get a response?

Administrator stated he informed the Employees that if that happened, the operator is to do what they can to avoid the vehicle and push snow toward a certain area, and if the operator could not get through at all, then the area would not be plowed.

Rhodes commented on the following:

- Not in favor of saying that we will determine areas later...

Craske commented on the following:

- Concur with Rhodes suggestion. Would not hurt to postpone spelling out exactly how we plan to enforce.

Cunningham commented on the following:

- Stated it would up to the Administrator and Road crew to determine the areas that needed to be addressed with this ordinance and work with the homeowners.
- As far as enforcement, would recommend a warning

Rhodes moved to table ordinance for further amendment. Craske seconded the motion. Cunningham inquired if the ordinance would be back at the next meeting. Edenfield stated that it meant that it could come back at any future meeting, not necessarily the very next meeting.

MOTION: Move to table Ordinance 21-02-02-02 for a future meeting
F/S: Rhodes/Craske
YEAS: Stram, Cunningham, Edenfield, Kerkof, Craske, Rhodes & Burger
NAYS: None
STATUS: Motion Passed

12) 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:

Edenfield moved to approve expense of \$3,019.00 to Alaska Bearing LLC for repair of Cistern Agitation Wheel at Wastewater Treatment Facility. Rhodes seconded the motion. There was further discussion.

MOTION: Move to approve expense of \$3,019.00 to Alaska Bearing LLC for repair of Cistern Agitation Wheel at Wastewater Treatment Facility
F/S: Edenfield/Rhodes
YEAS: Burger, Cunningham, Rhodes, Edenfield, Stram, Kerkof & Craske
NAYS: None
STATUS: Motion Passed

- b) Authorizing the expenditure of approximately \$4,600.00 to Tyler Rental for the repair of hydraulic cylinder on Case 590 Backhoe, discussion and action item:

Edenfield moved to authorize the expenditure of \$3,200.00 to Tyler Rental for the repair of hydraulic cylinder on Case 590 Backhoe. Cunningham seconded the motion. Edenfield commented that the City would be seeking return from the seller. Cunningham stated that when the City was first looking at purchasing the backhoe, he suggested the city purchase a CAT due to CASE being harder to find replacement parts for. Tracy Vaughn is also a heavy equipment repair business and could possibly give a cheaper quote. Burger commented that PAPAC would be another good source.

MOTION: Move to approve expenditure of approximately \$3,200.00 to Tyler Rental for the repair of hydraulic cylinder on Case 590 Backhoe
F/S: Edenfield/Cunningham
YEAS: Stram, Cunningham, Edenfield, Kerkof, Craske, Rhodes & Burger
NAYS: None
STATUS: Motion Passed.

13) CONTINUATION OF PUBLIC COMMENT:

No public comments.

14) CONTINUATION OF COUNCIL COMMENT:

Rhodes commented on the following:

- The Council had talked previously about having two Toyo's and hot water heater to replace the boiler and use that as a backup

Administrator Carter stated the boiler was a diesel fired boiler.

Cunningham commented on the following:

- Inquired if an on-demand water heater help?

Rhodes and Edenfield replied that it would be beneficial.

15) ADJOURNMENT:

Mayor Edenfield adjourned at 8:12p.m.

Cindy Edenfield, Mayor

ATTEST:

Teri Feibel, CMC

MINUTES
FOR THE REGULAR MEETING
OF THE CITY COUNCIL FOR
THE CITY OF THORNE BAY, ALASKA
TUESDAY, JANUARY 5, 2021
TIME: 6:30 p.m.

LOCATION: TELECONFERENCE/VIDEO CONFERENCING LINE

1) CALL TO ORDER:

Mayor Edenfield Called the meeting to order at 6:35p.m.

2) PLEDGE TO FLAG:

The council and audience pledged to the flag.

3) ROLL CALL:

Those in attendance were:

Edenfield, Cunningham, Rhodes, Burger, Stram, Craske & Kerkof

4) APPROVAL OF AGENDA:

Edenfield moved to approve the agenda. Burger Seconded the motion. There was no further discussion.

MOTION: Move to approve the agenda.
F/S: Edenfield/Burger
YEAS: Cunningham, Edenfield, Kerkof, Rhodes, Craske, Stram & Burger
NAYS: None
STATUS: Motion Passed.

5) MAYOR'S REPORT:

Mayor Edenfield provided the following:

- All is going well
- No Snow on the ground
- Still gathering interest in Comprehensive Development Committee. Have 6 interested and would like to have three more.

6) ADMINISTRATIVE REPORTS:

- City Administrator:

Meetings Attended and Updates:

- On December 16th the Friends of the Library met with city staff to review the MOU for ongoing Library site development for the new Library building.
- On January 4th, the monthly report was sent to the State of Alaska for mandatory Fire Department incident reporting. Our report for December 2020 indicated no fire incidents.

Tasks and Projects:

- The Stryker EMS equipment order is mostly arrived. There have been issues with items that have lithium batteries, and a few that were "oversized" for delivery to the island. They had to be re-routed via Samson / AML. The Power-Pro XL gurneys are expected soon. Their estimated delivery date was 1/4/2021, however due to weather events, they seem to have been delayed.
- Guardian Life Flight coverage: I have been working with Guardian on this task for several weeks now. The latest

was that Guardian remains in negotiations with the Alaska Department of Insurance. As of 1/5/2021 per an email from the Guardian rep, the Alaska DOI has shifted their focus to the impending distribution of the COVID-19 vaccine. All of their other efforts have been put on hold until the vaccine distribution is worked out.

Departmental Reports:

➤ **Harbors and Parks:**

Report from Zack Cross: Currently I am working on repairing and maintaining all pedestal light fixtures but am being mindful of safety due to the weather. I have done 3 rounds of applying, as the State of Alaska Dept of Fish and Wildlife directed, the otter repellent spray and it seems to have been effective in keeping the otters out from under the Harbor Masters office deck. I am sorting and organizing the “catch all” room to establish what material we have on hand and make the most efficient use of the space. I am also working on the back-end of a database for the harbor that will act as a “real-time” capacity and availability reference tool. I am hoping the end result will do away with the whiteboards and eventually allow a digital map to be hosted online with real-time interaction.

➤ **Streets and Roads:**

James Taylor continues to try to coordinate a testing date with the Craig PD to do the CDL test. Sandy Beach Rd. was closed to through traffic from 12/16/20 through 12/17/20 due to a state mandated removal of a bypass valve that is buried under the road. This is an EPA / Village Safe Water mandated project. This project was completed, ahead of schedule, without incident. For the past 2 weeks James, Max, Jason, and the OVK road crew have made considerable improvement on the south side subdivision and main line roads.

➤ **Water and Sewer:**

On December 22nd, the wastewater agitation wheel (paddlewheel) had a bearing fail. It caused the agitation wheel to be inoperable for approximately 36 hours. The City maintains a spare bearing and immediately began the removal and re-installation of the new bearing. The work was completed, and the system is back online. The Sewer department is currently working with the bearing manufacturer to get a replacement bearing for both sides of the agitation wheel to have on hand.

➤ **Solid Waste:** No Update

➤ **Law Enforcement:** Defer to VPSO

➤ **FIRE/EMS:**

1 EMS call for the month of December. 0 Fire Calls in the month of December. We are currently meeting once a month on a Friday. There is a current effort to get 12 people trained to ETT through the VPSO program.

○ **City Clerk:**

Teri Feibel reported the following:

- Public Official Financial Disclosure Statements are due by March 15th. I have packets at the City and have emailed them to the Council as well.
 - If you file using MyAlaska, please save a PDF and provide to me.
- Reviewed the Certified Financial Statement with Councilmember Stram and identified a few things that needed to be explained or amended.
- I know that the Council has expressed interest in normalizing voting at Davidson Landing on Election Day. To do this, we will need to amend out code, to allow for this, specifically TBMC 2.28.470 – Absentee Ballot-Application and Filing. I am available to work with anyone of the councilmember who wishes to sit with me and go through out Election Ordinances thoroughly and draft an Ordinance to address this.
- Currently our code reads
 - **2.28.470 ABSENTEE BALLOT-APPLICATION-FILING.** A person who seeks to vote by absentee ballot may file either in person or by mailing his written application to the city clerk.
 - 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 the close of business on the day before a city election.

I am sure there are many other areas we need to clean up since we have also changed how the Mayor was voted into office.

7) PUBLIC COMMENTS:

Karen Peterson commented on the following:

- Available to answer any questions regarding the Library MOU

Patrick Tierney provided the following comments:

Written Response to Agenda Item 11) a) and b), City Council Meeting for January 05, 2021.
Ordinances for Introduction, Ordinance 21-01-19-01 and Ordinance 21-01-19-02
Submitted by Patrick J Tierney, Co-Owner, Lot 15, Block 7

Dear City Council,

Ordinance 21-01-19-01

Amending Title 17 by adding Title 17.05.065, Emergency Orders.

This proposed ordinance change holds language that may be inappropriate.

In the body of 17.05.065, A. the text uses the language “....condition or activity which, in the judgement of”.

More appropriate wording would be “...condition or activity *that, clearly demonstrates...*”

Wording like “in the judgement of” and “in the opinion of” is nebulous and can easily be disputed.

Some additional wording changes may be necessary to further clarify the intent and purpose of the ordinance change.

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.

These proposed changes are irrational and highly objectionable. We are a very small community and blanket parking restrictions are inappropriate.

If these two changes are being considered to facilitate snow removal, say so in the text.

We have, most often, very little snow. Look outside. Permanently restricting parking in town is inappropriate. It is suggested that the City develop a method of alerting residents who, will gladly move vehicles to facilitate snow removal.

These two proposed changes will result in even more signs and problems for residents. Not all businesses shut down for the winter in Thorne Bay. We are not a resort community despite the abundance of seasonal lodges. There are businesses in town that need on street parking, year-round. If COVID isn't bad enough, parking restrictions may serve to kill income producing business in town.

The City has already established authority to restrict parking. There is little need to deal with seasonal parking if the existing authorities are used.

If the City MUST move forward on the authority to establish these seasonal parking restrictions, there are some language changes that should be considered.

Section 10.20.010 (i)-Restrictions & Exceptions – Authority

Wording such as “...in his/her opinion...” is inappropriate. An opinion is just that, an opinion. The determination of an issue or problem needs to be made by comparison to set standards. The City has already established such standards in Title 10.20.010, C. Use the established standards as the basis of determination.

Suggested wording is “...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.” The next sentence refers to signs. Will we be posting the entire town? Places where folks can’t park, places where folks can’t park in the winter months and places where folks can park in the winter months.

Section 10.20.045-Winter Parking Restrictions

This proposed change would set the entire town to no parking during the winter months, unless otherwise posted.

Please do not blanket the town with no parking restrictions or signs! This is not needed and inappropriate for our small town. Such winter parking restrictions will hamper business operation and day to day living. It is not needed.

Why is this being proposed? Is it to facilitate snow removal? If so, SAY SO in the text.

Please do not create blanket no parking.

Again, if the City MUST pursue establishing no parking during winter months, there is a suggested language change to make things easier on residents and less expensive for the City. It appears from the wording that the entire City will be no parking during the winter months (unless posted otherwise).

Rather than “...unless otherwise posted.”, use “...where posted.”

Prior actions on parking have not lent due consideration to some residents. There are some who live across the water and do not have roads nearby. These folks need a place to park and have not been afforded the consideration of leaving a vehicle parked in Thorne Bay to conduct business AND being away for lengthy periods for medical, work or vacation. 72 hours is not enough and there is no provision for permit parking or long-term parking near the boat launch ramp, nor at the dock. This is just an example of potential issues and impacts to residents not to mention potential and real impacts to businesses.

I apologize for not getting these comments to the Council sooner so that they may be reviewed, and I ask that this comment letter be read into the record. The lengthy comments to Rainy Lane parking issues were not read at the public hearing and were not entered into the minutes for the hearing. These comments presented data on measurements of useable ROW widths and may be very useful in determining where parking is an issue, at least on Rainy Lane.

Thank you for the opportunity to comment.

/s/ Patrick J Tierney, Owner
POW Silviculture and P&G Enterprises

8) COUNCIL COMMENTS:

Thom Cunningham commented on the following:

- Suggestion on when remove the existing library, it be moved to Davidson Landing
- I spoke with people regarding Townhall Meetings in future, if we do in Northside, we have chambers, if in Subdivision, we have Fire Hall.
- I have also heard comments that that building has been condemned

Wes Craske commented on the following:

- Commented against moving forward with the request of the MOU between the City and Friends of the Library and stated that there are other critical needs that the community must meet such as roadwork and completion of the Davidson landing project.
- Advised that if the City continue on the traditional path of providing sugar to the people of North Shore, while leaving critical work in the south shore industrial areas would not fix the wedge in the community.
- Stated he supported libraries; however this community already has a library, but he would support an expansion into the Davidson Landing facilities Mini library with internet access for the people of South Shore.
- The people who voted for the South Shore candidates did not cast their votes subsidize North Shore, so that they can continue to live with bad roads.
- Stated that he would introduce an ordinance, creating the North Shore as a self-supporting Utility District. The people of North Shore want \$150,000 budgeted for the portion of utilities, they don't feel they should be billed for, then the people of the outlying districts want a magic number. In order. In order to address critical unmet needs.

9) CONSENT AGENDA

o MINUTES:

Minutes of the November 10, 2020, Special City Council Meeting, discussion and action item:

Minutes of the December 15, 2020, Regular City Council Meeting, discussion and action item:

Edenfield moved to approve the Consent Agenda, consisting of the minutes of November 10, 2020, and December 15, 2020, Regular City Council Meetings.

Burger seconded the motion. There were no further comments

MOTION: Move to approve the Consent Agenda, consisting of the minutes of November 10, 2020, and December 15, 2020, Regular City Council Meetings.

F/S: Edenfield/Burger

YEAS: Burger, Cunningham, Stram, Craske, Edenfield, Rhodes & Kerkof

NAYS: None

STATUS: Motion Passed.

10) NEW BUSINESS:

- a) Resolution 21-01-05-01, Certifying the Financial Statement of Income and Expenditures for the Fiscal Year FY20, July 1, 2019 ending June 30, 2020, discussion and action item:

Edenfield Moved to approve Resolution 21-01-05-01, certifying the Financial Statement of Income and Expenditures for the Fiscal Year FY20, July 1, 2019, ending June 30, 2020.

Rhodes seconded the motion. The Clerk explained the following items that were brought up when meeting with Councilmember Stram over the Financial Statement.

- Admin and Finance: Interest Income is not a subaccount of Land. This is the income made on our Investment Accounts.
- Admin Dues and Subscriptions – This was for the purchase of Microsoft Business 365 – 3-year subscription, GoDaddy Subscription Renewal 3 years, Email subscription renewal.
- Admin: Advertising and Promotion – This includes the fees to Prothman for recruiting a City Administrator.
- Admin: Election Income is in Council not Admin
- Planning and Zoning: Expense for Fees and Permits shows a (-)50. Incorrect, this is income of Conditional Use Permit application and is income. This zeros fees and permits expenses and increases income Fees and Permits to \$100.00
- Streets and Roads: Payroll expenses are double what we budgeted. This is because one of our employees moved from Solid Waste to Streets and Roads Budget. You will see in the Solid Waste department that Payroll is less than budgeted.
- Sewer & Water Department: These departments share a vehicle and so we split maintenance and repairs and fuel between these departments.
- Water Department: Had not budgeted for the income of Services Availability Fee. This fee is charged for properties that have water service available but are not using the system. The rate for this is \$36.28.

There was further discussion.

MOTION: Move to approve Resolution
F/S: Edenfield/Rhodes
YEAS: Cunningham, Edenfield, Kerkof, Rhodes, Craske, Stram & Burger
NAYS: None
STATUS: Motion Passed.

- b) Resolution 21-01-05-02, authorizing the Mayor to execute a Memorandum of Agreement between the City and the Friends of the Library, discussion and action item:

Edenfield moved to approve Resolution 21-01-05-02. Kerkof seconded the motion.

Craske commented against the City entering into the MOU with the Friends for a new Library. Craske stated that the City already had a library and there were other pressing items that needed to be addressed.

Karen Petersen explained that the Friends of the Library are paying for the library. The MOU only states that the City will provide the land.

Concerns have been heard that wont a new library be more expensive and argue that this would not be the case as it would be more cost efficient.

Craske suggested come back in five years and ask. The State has no money to provide. The City needs to focus on South Shore.

Stram inquired if the MOU would not be asking for money from the City. Who would pay for the maintenance of the new building? We already pay for much of the services and work with the city.

Edenfield stated the only ask is for the land to place the library on. The newer building would be more cost efficient.

Stram inquired if we had decided where it would be? Edenfield, right next to where the current library sits. Stram confirmed that the MOU could be terminated within 60-days from either party by written notice.

Stram inquired where the Friends would get the money for building

Karen Petersen explained that the Friends have over \$160,000 in the bank and would asking for a match through a Rasmussen Tier II Grant. Karen Petersen suggested the old library be moved to Davidson Landing and used as a Community Center.

Cunningham commented on the following:

- Would the land be given to the library, or donated?
- Regarding Maintenance and Upkeep-Have a provision that the City would not have to supplement if the library could not come up with the funds

Edenfield stated the land would be retained by the City. The library would just be located on it at no cost.

Karen Petersen stated the Library would be given to the City for the City to operate. The Friends would only be providing the funds to build the library.

Rhodes commented on the following:

- The Friends of the Library is in place because they are more responsible and effective than the Municipality in such a small place.
- And we are using the Friends, or the Friends of the Library using their money as leverage to go after private Rasmussen grants or private philanthropy. And that 16 years the snowball effect has gotten to the point where they find they can get a new building.
- Point of the Friends is that they are the responsible party in small community libraries. In 35 years when Karen is not here, then it would be good to have something in writing that the city would not pay for increased costs.
- Re: Wes' point, the State is in Financial trouble, but the Friends are responsible, and I would support this.

Stram commented on the following:

- Inquired if the City was responsible for the maintenance and staffing of the library

Clerk Feibel stated that the City received a grant every year to pay for the books and audio and wages of the library director. The City does provide \$2,600 per year toward wages.

MOTION: Move to approve Resolution 21-01-05-02
F/S: Edenfield/Kerkof
YEAS: Edenfield, Kerkof, Rhodes, Stram & Burger
NAYS: Craske & Cunningham,
STATUS: Motion Passed.

11) **ORDINANCE FOR INTRODUCTION:**

- a) Ordinance 21-01-19-01, amending Thorne Bay Municipal Code Title 17-Planning and Zoning, Chapter 17.05-Enforcement, adding Section 17.05.065-Emergency Order, discussion and action item:

Edenfield moved to approve Ordinance 21-01-19-01. Cunningham seconded the motion.

Clerk explained that this ordinance was one that Mr. Tierney provided in his public comments and suggested the council to consider some of the language changes that he proposed. Changes included the language that would state “a condition, or activity that and clearly demonstrates” and “as provided in”. Craske inquired if the ordinance would be discussed again before final approval? Clerk responded that the ordinance was only introduction and the next meeting would be a public hearing. Edenfield amended her motion to include the verbiage changes proposed by Mr. Tierney in Public Comment. Cunningham amended his second to include the verbiage change.

MOTION: Move to approve Ordinance 21-01-19-01 as amended to include the verbiage of “a condition, or activity that and clearly demonstrates” and “as provided in”
F/S: Edenfield/Cunningham
YEAS: Craske, Stram, Cunningham, Edenfield, Kerkof, Rhodes, & Burger
NAYS: None
STATUS: Motion Passed.

- 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:

Edenfield moved to approve Ordinance 21.-01-19-02. Burger seconded the motion.

Cunningham commented on the following:

- This ordinance would address all of Thorne Bay. Most of the roads in the South Thorne Bay Subdivision can barely fit a grader down them. If cars are parked in the road then a grader or even ambulance cannot get past.
- Suggested that during months of winter restrictions, the city should provide a parking area free of charge for those who would be negatively impacted by the ordinance
- This would stall some issues of people parking on the right of way. Not trying to dictate how people on Northside Park, but only address issues of grading on Southside

Rhodes commented on the following:

- We can clean up all we want but I do not feel the City needs this. I don't see a five-month program to address that is what we need to get at. We already have a way to address that and I do not think this is it.

12) CONTINUATION OF PUBLIC COMMENT:

Karen Petersen commented on the following:

- Thank all of the Council for their comments and concerns regarding the library, I would invite any of the council to sit down and meet with me to address any concerns that they may have.

Harvey McDonald

- Month of January 14th and 15th and 20th and 21st the IFA will be assisting AK Marine Highway. We are filling in for the Alaska Marine Highway

13) CONTINUATION OF COUNCIL COMMENT:

Thom Cunningham commented on the following:

- Unclear of what just happened, will this be discussed at the next meeting
- Echo what Wes said, the Lion share of the money has been spent on Northside. That is because that is where the largest group of population was at. In the last 10-15 years, the population has doubled or tripled in the subdivision. We need to start concentrating on South Thorne Bay. Concentrate on bridge on North Road, out towards lake there is section of the road where a grader cannot even get through there. We need to spend more of the money that the City gets on Southside.
- Need equal distribution of funds.

Craske commented on the following:

- Will get with Teri on the ordinance for voting at Davidson Landing
- Thanked Cunningham for his comments, appreciated his input and dedication to the City over the last few years.
- Beautiful decorations at Davidson Landing including the Christmas Tree and Star, John and Amanda Heely decorated it and it was beautiful.

14) ADJOURNMENT:

Edenfield adjourned the meeting at 8:00 p.m.

Cindy Edenfield, Mayor

ATTEST:

Teri Feibel, CMC



**CITY OF THORNE BAY
RESOLUTION 21-02-16-01**

**ASSUMING SPONSORSHIP OF THE THORNE BAY SEAPLANE BASE FROM ALASKA
DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES**

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

WHEREAS, the City of Thorne Bay is a second-class city organized under Title 29 of Alaska Statutes; and

WHEREAS, the City of Thorne Bay has owned and operated the Thorne Bay Seaplane base for the benefit of the traveling public continually since 1991; and

WHEREAS, AS 29.35.010.a.13 enables the City of Thorne Bay to enter into an agreement, including an agreement for cooperative or joint administration of any function or power with a municipality, the State, or the United States; and

WHEREAS, AS 29.35.010.a.13 provides statutory enabling authority for the City of Thorne Bay to carry out the certifications, warranties, assurances, covenants and other obligations required of sponsors that are contained in the AIP project applicant and grant agreement forms; and

WHEREAS, State of Alaska DOT/PF no longer wishes to retain sponsorship and that some eligible entity needs to assume sponsorship for the facility to qualify for future FAA funding to the facility and as the owner of the facility, the City of Thorne Bay should assume the official sponsor of the Seaplane base.

NOW, THEREFORE, BE IT RESOLVED that the Thorne Bay City Council hereby declares its willingness to assume sponsorship of the Thorne Bay Seaplane Base, based on the statutory authority cited in this resolution, its good title to the real property, and successful operation of the facility.

PASSED AND APPROVED February 16, 2021

Cindy Edenfield, Mayor

ATTEST:

Teri Feibel, CMC



**RESOLUTION 20-02-16-02
CITY OF THORNE BAY**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF THORNE BAY, SUPPORTING TLINGIT AND HAIDA CENTRAL COUNCIL'S ARMING OF THEIR VILLAGE PUBLIC SAFETY OFFICERS

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, the State of Alaska passed HB199 in 2014 that provided VPSO's had the option to bear arms; and

WHEREAS, Tlingit & Haida Central Council, after performing extensive background checks, employment vetting; provides extensive training for all VPSO candidates at the same level as a Trooper; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF THORNE BAY, ALASKA; that Thorne Bay Supports Tlingit and Haida Central Council's arming of their Village Public Safety Officers

PASSED AND APPROVED by the City Council of the City of Thorne Bay, Alaska this 16TH day of February 2021

Lucinda Edenfield, Mayor

ATTEST:

Teri Feibel, CMC