MINUTES

FOR THE REGULAR MEETING OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY, ALASKA TUESDAY, JANUARY 19, 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. Craske Seconded the motion. There was no further discussion.

Move to approve the agenda MOTION:

F/S: Edenfield / Craske

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

NAYS: None

Motion Passed STATUS:

5) MAYOR'S REPORT:

Mayor Edenfield reported on the following:

- > Community Comprehensive Development committee are putting survey's out for the public to complete and assist us on the direction they want us to go.
- No new COVID cases have been reported.

6) ADMINISTRATIVE REPORTS:

a) City Administrator:

- ➤ Under new business, later on, we will be talking about the Flap grant with Kasaan. So, I am not going to touch on that too much.
- ➤ We got an extension on the rack grant, which is fixing the intersection of the highway and the main casino road. You guys may have noticed that there is a pad there that has been there for a while and kind of went idle, working with Kasaan, we are going to get that work moving forward and get that you get that intersection right there and the first 400 feet of road replaced. It is to protect a heritage site, a Native American heritage site that is on the side of them. On the side of the area somewhere I have not been there.

Craske inquired if the City had made progress on the lighting at the intersection of Kasaan Road.

- Administrator replied that was in progress as well. We have the request and we also have requests in for the lights. We have ordered light heads. Apparently, we have to pay for those. They are \$798 apiece.
- ➤ One of the other grant things we are doing is I am working with FEMA on the FEMA grant the disaster grant to reallocate some of our cares funding to the FEMA grant to allow to put more money back into our cares funding to for expenditure. So, we are trying to reallocate all of the medical side of our expenditures which are covered under the FEMA grant. Hopefully, they say they cover everything that's emergency medical services and emergency medical transport. So that should be a big chunk of money. If that goes through and is approved.

Department updates.

The sewer departments had a rough month or so, but it looks like things are getting back on track. We are you guys are going to see an expenditure at some point in time in future for a couple of bearings. The bearings are about 1100 bucks apiece, we are going to order to one for each end of the paddle wheel. So that way if we experience another issue like we had, we have the parts on hand to fix it.

I am also working with Village Safe Water on getting a new I&I grant to try and get our infiltration and intrusion which is all the rainwater that enters our sewer system. I am working with Village Safe Water, Doug Polk trying to see what we can do about getting that taken care of. We initially had a grant for 160 thousand which covered some of the engineering, but it would not cover the replacement of a single lift station a single lift station about 350 grand. So, by partnering with Village Safe Water, I think we have a much better chance of getting some of the state clout behind us to get a grant to fix that. So, it looks like here in the next few

- months, we are probably going to have some engineers come out and redo the engineering plans that I believe were done in excess of 10 years ago, the last time we had them looked at so that is on the horizon for us to do and they plan to be here in sometime in March.
- ➤ Roads department. We got some stop signs ordered and signposts so that we can get some of the streets throughout the subdivision marked so that the main Thorn Bay road is the main road and all that capillary or ancillary streets would have stopped signs that you guys may have noticed there is already a yield sign there at Davidson landing. So, we can get those stop signs up and at least get some sort of street signage out there.
- ➤ EMS CARES FUNDING: the final part of our cares funding, order from Stryker medical equipment arrived. Last week, we got our two power journeys. It took a little doing but as of today, those are now in the fire hall waiting to be assembled, we are going to work on that.
 - We got to get some radio equipment installed in one of the ambulances, get it stocked, get it prepped and get it ready to go.
 - o And then we are going to start on the second ambulance again, with limited volunteer help. It is taking a lot longer than I wanted it to.
 - o But everybody has been busy with other things. And day to day life kind of gets in the way.
 - o But that is on the horizon for us to get done. We have tried to do it last week, but things went sideways. Other than that, I think that is all that was the key points.
- ➤ Harbor Department: Zack is doing an amazing job; he has been down there trying to replace all of the bulbs and all of the pedestals a bunch of them went bad. And not only did the boat break, but the ballast also went bad. So, we are working on getting those fixed and working again, we may have a short-term solution that is about twice the price of a standard bulb but is an LED bulb that will not go bad for an excess of 50,000 hours. So, we are going to try those out by the liveaboards first, but those require us to pull the ballast out and start playing with wires which we do not want to do in the rain, and it has not stopped raining. So as soon as the rain stops, that is one of our intentions is to align liveaboards test out some of these LEDs and see how they work in comparison to the fluorescence that are becoming more difficult to find and the price is going up. So, in the long run the LEDs are a more cost-effective solution long term with power or just the initial expenses just a little bit higher.

b) City Clerk:

Clerk Feibel commented on the following:

➤ ONLINE FIRST AID — AED & CPR TRAINING IS BEING PROVIDED

To sign up for this course please contact Kris or email powvoctec@gmail.com Once completed the online training, there will be Skills Training at the VOCTEC center in Klawock February 5th from 12pm to 2pm.

Contact Kris Kain, Coordinator, Prince of Wales Vocational Center (VOCTEC), Cell phone: 907-401-1456

INVESTMENT PORTFOLIO SUGGESTED FROM WELLS FARGO ADVISOR

One of the councilmembers has requested that the City invest some of our funds in gold. I contacted Robert Sackerson, our Financial Advisor and the Associate Vice President-Investment Officer, for Wells Fargo Advisors.

His response was:

The best pure play on gold that he could buy for us would be the ETF, GLD, which is the SPDR Gold Trust. It is very liquid and tracks the price of Gold. Gold has been used as a hedge to offset volatility of the market.

We had talked about him flying down to meet with the Council and discuss the potential of building a portfolio with some of the cash, but that was derailed by COVID.

Mr. Sackerson is now building us a conservative portfolio suggestion that will include the ETF GLD Gold Trust. Once I receive that, I will provide it to the City Council for review and then action at the following regular meeting.

> FINANCIAL REPORT:

✓ TONGASS FEDERAL CREDIT UNION ARGO INVESTMENTS:

Account	Balance
HEALTH PREMIUM	\$35,062.45
OCCUPANCY GEN.	\$6,300.96
OCC TAX EMS/FIR	\$13,502.79
OCC TAX TOURISM	\$9,212.64
OCC TAX PARKS	\$9,556.57
OCC TAX HARBOR	\$20,187.03
WATER UTL R&R	\$16,295.66

Account	Balance
SEWER UTL R&R	\$14,652.28
SOLID WASTE R&R	\$13,985.41
HARBOR	\$80,008.31
CHECKING	\$139,564.72
60% SALES TAX	\$115,812.19
40% SALES TAX	\$124,883.96
ACCOUNT TOTALS	\$599,024.97

✓ FIRST BANK:

CHECKING	Account Value:
City of Thorne Bay Checking	\$38,326.45

✓ WELLS FARGO INVESTMENTS:

Asset Class	Market Value
Mutual Funds	\$620,515.17
Fixed Income	\$301,881.00
Cash/Cash Alternatives	\$111,481.23
TOTAL INVESTMENT:	\$1,033,877.00

7) PUBLIC COMMENTS:

Patrick Tierney provided the following public comments:

- > Submitted written comments identified as attachment (a) to the Minutes of the January 19, 2021, regular meeting.
- > Ordinance 21-02-02-01 for Public Hearing Amending Title 2, Chapter 2.28 This proposed ordinance change holds language that is confusing. Section 2.28.470 does not seem to make sense. In 2.28.470, the text seems to attempt to explain the timeframes for obtaining and executing and absentee ballot. If I understand correctly, what is needed here, A. might read "A person who seeks to vote by absentee ballot may file apply for an absentee ballot either in person or by mailing his/her written application to the city clerk."
 - ♦ Suggested that the word "application" is being used instead of "ballot"? If an application is requested, especially by mail, there must be sufficient time to receive the application, prepare an absentee ballot, send it to the voter and

- have them mail it back prior to the established deadline, which is now "closing of the polls on election day".
- ◆ The way this is written, it appears that an application [for absentee ballot] can be submitted up to the close of the polls on Election Day. I think this is meant to say the absentee ballot.
- ◆ The language seems to confuse the application for absentee ballot and the ballot itself.
- ♦ In the one recent election (2019), we applied for an absentee ballot. Ballots were not ready until late, when we were already away with medical issues. Once completed, the ballot was mailed to us and we did not receive the ballot in time to properly execute the ballot and mail it back before the election. This effectively excluded us from having our vote count.
- ➤ Ordinance 21-01-19-02 The proposed changes are objectionable. We are a very small community and blanket parking restrictions are inappropriate. "Where Posted" leaves the field open. Proposed restrictions need to be specific as to what, why and where in order for the public to make intelligent comment and give useful input and eventually, gain informed consent. There is already language in section 10.20.050 that covers emergency and snow removal. To prohibit parking by adding another section, 10.20.045, is not only redundant but a waste of the council's time and effort.
 - ◆ The City already has a method of alerting residents who will gladly move vehicles to facilitate snow removal (10.20.050, B.).
 - ◆ The City has much more pressing issues to deal with than parking. It is recognized that there are several sites including Willow Drive, Finney Drive, Bay View Court, and other areas including portions of Rainy Lane to mention a few, that may have issues with snow removal and parking due to physical limitations and available space that includes available or useable right of way.
 - ◆ Limitations already exist in section 10.20.020, C. "No person shall park any vehicle upon a street or highway, other than an alley, in such a manner or under such conditions as to leave less than TEN FEET [emphasis added] of such roadway for the free movement of vehicular traffic."
 - ◆ The proposed changes will result in even more signs and may present problems for residents and businesses. 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 individuals and businesses in town that need on street parking, year-round. If COVID is not bad enough, unreasonable parking restrictions may serve to kill income producing business in town.
 - ♦ Fix the problems where they exist with permanent no parking signs as appropriate and move on to other city business that needs attention. Be sure to give appropriate notice of any intended action. The last attempt at designating no parking caused extreme concern among many citizens.
 - ◆ Did you know our water and sewer systems are past their projected life? What about water and sewer in Greentree Heights?

- ♦ How about enforcing traffic speed, proper use of intersections, adding needed stop signs and pavement markings?
- There are a great many other issues that need attention and the current focus on parking is counterproductive.
- Please do not blanket the town with no parking restrictions and signs! This is not needed and inappropriate for our small town born from a logging camp. Such winter parking restrictions will hamper business operation and day to day living. It is not needed.
- ♦ Why is this being proposed-to what end? Where will it be implemented? These questions have NOT been answered.
- ➤ COMMENT FOR THE EXECUTIVE SESSION: Events over the last several months along with prior actions on parking have not lent due consideration to some residents and businesses. These issues reflect very poorly on the integrity and judgement of city administration.

8) COUNCIL COMMENTS:

Cunningham commented on the following:

- Parking comments received from the public appear one sided. Parking issues are all through Thorne Bay, both North and South. Suggested the Administrator meet with the Grader operator to discuss the areas in Town that would need to have this implemented. On South Thorne Bay there are many areas that need to be addressed as many are only one lane roads.
- ➤ When this ordinance was introduced initially it was intended that it would go into effect in January 2022.

Craske commented on the following:

Concurred with Cunningham. There are areas in South Thorne Bay that are in need to be addressed.

Edenfield commented on the following:

➤ Aware of the area in Cul-de-sac mentioned and is being addressed

Craske commented on the following:

- ➤ Budget is coming up for consideration and there are some on South Thorne Bay that want to have their considerations heard. It is nothing directed at those of North Thorne Bay. With changes, some will not get everything they want, some will have to give, and some will get.
- Commented that the Council would be considering Davidson Landing for voting tonight, and reiterated to the council that everything they do is heard

9) NEW BUSINESS:

- a) Resolution 21-01-19-01, authorizing the City to open an account in the TFCU Bank to be designated as the fund for developing & construction of a new Community Center at Davidson Landing, discussion and action item:
- Resolution opening an account for Community Center at Davidson landing. This resolution was requested by Councilmember Craske. The resolution as drafted is simple and only provides for establishing the account. The council may want to consider including in this resolution or providing for an amendment at a future meeting to include direction on how approval for expending any funds from this account shall be determined.

Craske commented that it would be better served to postpone and add more details for expenditures. Craske suggested that an advisory committee be performed to create recommendations on how the funds are expended.

Edenfield inquired how the account would be funded. Craske stated that donations would be an option.

Kerkof requested an amendment of the resolution to open an account to be designated for a community center for the Thorne Bay Community Citizens.

Cunningham concurred with Kerkof's amendment and stated he would like to have it read for community centers for both sides. Cunningham continued that he was waiting to see what the Community Development Block Grant came back as. If approved, then that would assist with possible opening the fire hall as a community center.

MOTION:

Move to approve Resolution 21-01-19-01

F/S:

Edenfield/Kerkof

YEAS:

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

NAYS:

None

STATUS:

Motion Passed

b) <u>Discussion of 2021 FLAP Grant for the continued maintenance and reconstruction of the Kasaan/Goose Creek Road, discussion and action item:</u>

- Discussion of 2021 FLAP Grant for the continued maintenance and reconstruction of the Kasaan/Goose Creek Road
 - This was requested as a discussion item by Sara Yockey with OVK. From what I understood of her request she was asking for Thorne Bay to assist with the preparation and submission of the FLAP grant and for the council to determine
 - Last year the City Council approved Resolution 19-08-06-01 which provided the support for Thorne Bay to:
 - submit a grant application to ADOT&PF for Community Transportation Program Funding.

- assures the ADOT&PF that sufficient funding for the City of Thorne Bay matching contribution for the Kasaan Road Repairs and Reconstruction is available, and
- assures the ADOT&PF that the City of Thorne Bay will commit to maintenance and operations responsibilities and that sufficient funding for the Kasaan Road Repairs and Reconstruction project will be available for the life of the project,

Currently the City has \$115,812.19 in the Sales Tax Savings Account that the council could dedicate some for match if required.

No action was taken on this item.

c) Renewal of AT&T Alascom, lease of City Property located on Sandy Beach Road, discussion and action item:

Edenfield moved to approve the lease renewal between the City of Thorne Bay and AT&T Alascom. Burger seconded the motion. There was no further discussion.

MOTION: Move to approve renewal of AP&T Lease of City Property located on Sandy

Beach Road

F/S: Edenfield/Burger

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

NAYS: None

STATUS: Motion Passed

10) ORDINANCE FOR INTRODUCTION:

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

Edenfield opened to discuss Ordinance 21-02-02. Burger seconded the motion for discussion. Clerk explained that it was an action item and the motion on the floor needs to be actionable. Edenfield then moved to approve Ordinance 21-02-02. Burger amended his second the motion.

Clerk explained that Ordinance 21-02-01, was 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. Clerk stated that she had reached out to the Region I Elections about the City opening a second polling place. Lauri Wilson stated that the Municipalities can create additional polling places, but the state would not be creating a new precinct boundary. Therefore, the state would resume its normal polling place as we have established now for all state conducted elections and would not establish an additional polling place within the Thorne Bay precinct boundaries.

City Clerk stated that the Attorney had contacted her earlier that afternoon and stated that he would have a written recommendation on this ordinance for the city council prior to the Public Hearing on February 2^{nd.}

The following comments will be summarized from each councilmember's statements in favor or against the ordinance.

Comments from the council included statements in favor and in opposition to the ordinance for reasons of:

Opposition:

> Added expenses to the city

In favor:

➤ It is a 30-mile round trip commute to vote in person at City Hall and the commute is not easy for all residents to make.

Craske summarized comments:

- In favor of the ordinance and has been working with the State for years trying to get voting normalized at Davidson Landing. Encouraged the council to move the ordinance forward to the public hearing and not postpone the ordinance to wait and hear the attorney's opinion. The council would have the opportunity to hear the attorney's opinion prior to the final vote on the public hearing ordinance.
- ➤ Commented that adding a polling place to South Thorne Bay is a step in the right direction to mending the community. Had it not been for voting at Davidson Landing, there are members on the council that would not be there. Urged the council to vote in favor of the ordinance.

Kerkof summarized comments:

- > Inquired to the cost of the elections to be held at Davidson Landing
 - o Clerk responded that the cost was approximately \$1,000.00 per election
- ➤ Commented in opposition to the ordinance. Kerkof was not in favor of the additional polling location for the reasons that "people had to drive 30 miles round trip to vote". Adding that residents living in South Thorne Bay had to make the 30-mile commute for other reasons such as getting mail, groceries, liquor store etc. and that a trip could be scheduled to be on a day that elections were happening, and they could vote while in town also.

Cunningham summarized comments:

In favor of a polling place at Davidson Landing because of the 30-mile commute. He was provided with the option to absentee vote at City Hall up to 30-days before the election, but that he was not in favor of that because he may change his mind within a 30-day period.

Edenfield summarized comments:

Not completely against, but not totally for it either.

Suggested absentee voting be allowed at Davidson and be provided on a day other than election day.

MOTION: Move to approve Ordinance 21-02-02-01

F/S: Edenfield/Burger

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

NAYS: Edenfield

STATUS: Motion Passed

b) Ordinance 21-02-02, 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, discussion and action item:

Edenfield recommended the City provide notice to the public that if a car is in the right-of-way and is hit by a plow that the City is not liable. Edenfield stated she had experienced on willow drive where cars are so far into the road that you cannot get through them.

Cunningham commented that there were many roads in South Thorne Bay that had been blocked due to vehicles and equipment. Cunningham stated that the City should at least move forward with addressing the parking issues within the Subdivision due to so many capillary roads that already barely fit a grader through. Cunningham stated that if people were more considerate of their neighbors, there would be no need for codes, but unfortunately there are few that do. Cunningham stated the ordinance was drafted to reflect the effective date of January 2022 so the City had plenty of time to put signs around and notify people.

Kerkof commented in favor of addressing the parking in South Thorne Bay. In town people have the option of parking somewhere and then walking home, but in South Thorne Bay, that is not always an option. Kerkof commented that in town, if cars are blocked from getting somewhere, they can walk to their destination within a short distance, where in South Thorne Bay things are much farther apart and that is not the case.

Cunningham commented that for Rainy Lane, the City could provide free parking in a section of town that residents of Rainy Lane could park and then walk home.

Administrator stated he has already started identifying with his snowplow driver what areas are priority and where they need to go to notify people that a storm is coming and that they need to get their stuff out of the road.

MOTION:

Move to approve Ordinance 21-02-02-02

F/S:

Edenfield/Kerkof

YEAS:

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

NAYS:

None

STATUS:

Motion Passed

11) ORDINANCE FOR PUBLIC HEARING:

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. Burger seconded the motion. Burger clarified that the amendments included removing "opinion of" to make it as evident. The ordinance allows for emergent order instead of having 30 days to appeal.

MOTION:

Move to approve Ordinance 21-01-19-01

F/S:

Edenfield/Burger

YEAS:

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

NAYS:

None

STATUS:

Motion Passed

12) EXPENDITURES EXCEEDING \$2,000.00:

a) <u>Authorizing the expense of \$6,422.00, to Cascade Columbia for Nalco for treatment of the City Water, discussion and action item:</u>

Edenfield moved to authorize the expense of \$6,422.00 to Cascade Columbia for Nalco treatment of City Water. Burger seconded the motion. There was further discussion.

MOTION:

Move to authorize the expenditure of \$6,000.00 to Cascade Columbia

F/S:

Edenfield/Burger

YEAS:

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

NAYS:

None

STATUS:

Motion Passed

- 13) EXECUTIVE SESSION: City Council will adjourn to executive session to discuss subjects that tend to prejudice the reputation and character of any person, provided the person may request a public discussion; Topic to be discussed is:
 - a) <u>CITY ADMINISTRATOR 6-MONTH EVALUATION PERFORMANCE REVIEW</u>

DISCUSSION AND ACTION ITEM:

Edenfield moved to adjourn to executive session to discuss subjects that tend to prejudice reputation and character any person provided person may request a public discussion, topic to be discussed is city administrators, six months evaluation, performance review, discussion and action item. We'll be turning off the phones, the Internet, and it will be the council that's in person tonight. Craske seconded the motion. There was no further discussion.

MOTION:

Move to adjourn to executive session to discuss subjects that tend to prejudice reputation and character any person provided person may request a public discussion, topic to be discussed is city administrators, six months evaluation, performance review

F/S:

Edenfield/Craske

YEAS:

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

NAYS:

None

STATUS:

Motion Passed

Edenfield called the meeting back to order at 9:00 p.m.

No action was taken.

14) CONTINUATION OF PUBLIC COMMENT:

There were no public comments

15) CONTINUATION OF COUNCIL COMMENT:

Rhodes commented on the following:

> Set up boreoarctic movement and get with Les and James and Max and get a recommendation on what they have the most problems with and where they would like to have the traffic signs put up.

Cunningham commented on the following:

Requested that the VPSO provide a report to the City Council at least once a month

Carter commented on the following:

- Provided the VPSO report
 - 1. 19 calls for service which included two felony arrest
 - 2. five misdemeanor arrest
 - 3. six citizen assists.
 - 4. One planning and zoning citation
 - 5. One federal warrant one department of corrections assist.
 - 6. Five ongoing investigations and
 - 7. Eight Prince of Wales officer assists where he assisted another law

- enforcement officer on the island, a total of three calls.
- 8. We had our training meeting every first Friday of each month, etc.
- 9. Course study and classes are being prepped we should have the books this week.
- 10. We're doing an emergency vehicle operator course it's scheduled for the 23rd which is this Saturday. Those of you who remember the ambulance ripping around the courtyard making all kinds of noise that was the last time we did it. We're trying to do it now when it's wetter, we were hoping for snow to do a cold weather EVOC class this teaches our drivers and staff to somewhat handling ambulance during high-speed driving and close quarters. maneuvering. We will see what happens. We are supposed to get some snow maybe this week. Knock on wood. If we do great, we can do our cold weather EVOC. Links today. We did we had some this morning at 330.
- > 5 AED's have been deployed once they are opened, they provide verbal cues

Burger commented on the following:

- > Believed the VPSO was doing a good job. Very present around town and active.
- Looking forward to getting a second VPSO

Rhodes commented on the following:

- Noticed that by code we are supposed to be getting fire reports monthly and we have only received one in the last two years.
- Would like to see a report done and find out where we are with the volunteer applications received.

Craske commented on the following:

- > Thanked all of the council that got on board with the voting at Davidson Landing
- > Thanked the Harbormaster Zack, he is doing good work.
- As we moved forward. Those who reached across the table, do not hesitate to ask for something in the future, thank you to those

16) ADJOURNMENT:

Adjourned the meeting at 913p.m.

Cindy Edenfield, Mayor

ATTEST:

Teri Feibel, CMC