

MINTUES

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

MONDAY, November 8, 2021,

TIME: 6:30 p.m.

THERE WAS A WORKSHOP OF THE CITY COUNCIL AT 6:00 PM

1. CALL TO ORDER:

Burger called the meeting to order at 6:30 pm

2. PLEDGE TO FLAG:

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

3. ROLL CALL:

Hartwell, Stram, Jennings, Burger, Nyquest, Oatman & Kerkof

4. APPROVAL OF AGENDA:

Burger moved to approve the agenda. Hartwell seconded the motion. There was no further discussion.

MOTION: Move to approve the agenda as written

F/S: Burger/Hartwell

YEAS: Hartwell, Stram, Jennings, Burger, Nyquest, Oatman & Kerkof

NAYS: None

STATUS: Motion Passed

5. MAYOR'S REPORT:

Burger commented on the following:

- Thank you for those who voted me in.
- Good job to our previous Mayor

6. ADMINISTRATIVE REPORTS:

a) City Administrator:

No report.

b) City Clerk:

Teri Feibel commented on the following:

- Newly elected officials training n City Hall on Tuesday, November 9th and Wednesday November 10th, in the City Hall Council Chambers.
- Commented that the City Administrator, John Huestis, hoped to be back to work by early December, and will keep us updated on any changes.

7. PUBLIC COMMENTS:

Cindy Edenfield commented on the following:

- Encouraged the community to join the EMS department. Understands that the community is not happy with some of the decisions made recently but stated that the department needed more people to respond. Then they will be able to vote in their officers.
- Friday afternoon there was a 911 call and no one was available to respond. Because of that, some good Samaritans stepped up and tried to find the gentleman a ride to the clinic.

8. COUNCIL COMMENTS:

Burger commented on the following:

- Echoed Edenfield's comments, urging people to join EMS.

Oatman commented on the following

- Is the only way to get paying EMS to implement a property tax?

Burger responded:

- Once there is a viable squad, the department could get a sponsoring physician and begin to bill insurance companies.

Edenfield commented on the following:

- We have reached out to the USFS and requested their employees join the department.
- The more responders we have, the less time each responder has to volunteer each month.

Kerkof commented on the following:

- Suggested providing incentives such as providing tax exemption status to responders.

Oatman commented on the following:

- As a volunteer, it is hard to work all day, wake up in the middle of the night to go on a call and then have to get back up and go to work at 8am.

9. CONSENT AGENDA: No consent agenda.

10. NEW BUSINESS:

- a) **Resolution 21-11-08-01**, certifying the results of the Mayoral Election held on November 2nd, 2021, discussion and action item:

Burger moved to approve Resolution 21-11-08-01. Hartwell seconded the motion. There was no further discussion.

MOTION: Move to approve Resolution 21-11-08-01
F/S: Burger/Hartwell
YEAS: Stram, Jennings, Burger, Hartwell, Nyquest, Oatman & Kerkof
NAYS: None
STATUS: Motion Passed

- b) **Resolution 21-11-08-02**, authorizing the renewal of SISD Lease of City owned tidelands, for placement and operations of a restaurant, discussion and action item:

Burger moved to approve Resolution 21-11-08-02. Nyquest seconded the motion. Clerk explained the lease had no changes made from the prior years and noted the rate reduction for the months of November through May.

MOTION: Move to approve Resolution 21-11-08-02
F/S: Burger/Nyquest
YEAS: Hartwell, Stram, Jennings, Burger, Nyquest, Oatman & Kerkof
NAYS: None
STATUS: Motion Passed

- c) **Resolution 21-11-08-03**, amending the authorized signers for the City of Thorne Bay's First Bank and Tongass Federal Checking Accounts, and the EMS Checking account signers, discussion and action item:

Burger moved to approve Resolution 21-11-08-03. Stram seconded the motion. There was no further discussion.

MOTION: Move to approve Resolution 21-11-08-03
F/S: Burger/Stram
YEAS: Hartwell, Stram, Jennings, Burger, Nyquest, Oatman & Kerkof
NAYS: None
STATUS: Motion Passed

- d) **Resolution 21-11-08-04**, authorizing a 6-month extension for rental space within the RV Park to Lognroad Construction, discussion and action item:

Burger moved to approve Resolution 21-11-08-04. Hartwell seconded the motion. City Clerk explained that Lognroad has remained current on all accounts held with the City and there was no objection from the RV Park manager for the extension approval.

MOTION: Move to approve Resolution 21-11-08-04
F/S: Burger/Hartwell
YEAS: Hartwell, Stram, Jennings, Burger, Nyquest, Oatman & Kerkof
NAYS: None
STATUS: Motion Passed

- e) **Resolution 21-11-08-05**, authorizing Mayor, Administrator or Designee to establish an application procedure for requesting financial waivers for costs associated with disposal of materials and debris resulting from accidental fire damages to residential homes or commercial buildings

Burger moved to approve Resolution 21-11-08-05. Nyquest seconded the motion. Nyquest inquired if the Council should just approve on a case-by-case basis. Stram inquired if there is a timeline associated with requiring the debris be cleaned up. Oatman inquired if the Resolution could address flooding and other natural disasters, and not limited to fires. Discussion ensued regarding adding a requirement for proof of financial hardships. Hardship would be proven by an

insurance company's refusal to pay or lack of insurance. Clerk commented that she would draft an application for waiver and amend the nature of request be a result of natural disasters and bring it back to the council for review at a future meeting. Burger and Nyquest withdrew the motion to approve

f) **Review and discussion of the request for amendment to the Thorne Bay Municipal Code Section 17.04.034-Greentree Heights Residential Zone, Subsection 17.04.034 (d) Development Standards, Section (12) Potable water supply, discussion item:**

Any action taken on this item would be to direct the City Clerk to draft an ordinance proposing an amendment to the code and notify surrounding property owners of proposed amendment as outlined in TBMC 17.04.046-Amendments to Zoning including

Burger moved to entertain discussion. Oatman seconded the motion. Discussion included process for amending the zoning ordinance, notification to neighbors, and possible implications of removing the size restriction. The ordinance already included language that the water storage tank will not block the view of neighbors, so that already addresses any obstruction concerns. The City Clerk was instructed to notify the Greentree Heights property owners of the ordinance amendment introduction and public hearings, providing them with process for submitting comments. There was further no discussion.

11. ORDINANCE FOR INTRODUCTION:

a) **Ordinance 21-11-16-01**, amending Title 3-Revenue and Finance, Chapter 3.17-Consumer Sales Tax, Section 3.17.080-Penalty and Interest on Delinquent Taxes, discussion and action item:

Burger moved to approve Ordinance 21-11-16-01. Hartwell seconded the motion. Clerk explained the change due to the Alaska Municipal Sales Tax Commissions collection of local sales tax. The online portal does not have the ability to charge penalties based on working days, only calendar days. The Clerk explained that the commission would be notifying all businesses of the change to sales tax remittance in Thorne Bay and would provide them with the information needed to establish their online sales tax accounts. There was further discussion.

MOTION: Move to approve Ordinance 21-11-16-01, amending Chapter 3.17 Consumer Sales Tax

F/S: Burger/Hartwell

YEAS: Hartwell, Stram, Jennings, Burger, Nyquest, Oatman & Kerkof

NAYS: None

STATUS: Motion Passed

b) **Ordinance 21-11-16-02**, amending Title 13-Utilities, Chapters 13.14-Sewage Service Rates, 13.52-Discontinuance of Water Service, and 13.70-Solid Waste Services, discussion and action item:

Burger moved to approve Ordinance 21-11-16-02. Kerkof seconded the motion. Clerk explained the reason for the amendment was to keep all application and fees for city utility services in one location and cover the costs for the administrative time it takes to change the billing. There is currently a \$30.00 fee for customers to reconnect temporarily disconnected services, this amendment would fall in line with those fees. There was further discussion.

MOTION: Move to approve Ordinance 21-11-16-02
F/S: Burger/Kerkof
YEAS: Hartwell, Stram, Jennings, Burger, Nyquest, Oatman & Kerkof
NAYS: None
STATUS: Motion Passed

12. EXPENDITURES EXCEEDING \$2,000.00:

- a) **Authorizing the expense of \$9,850.00, for repairs to electrical wiring and conduit which supplies the power needed to run the city baler in the Solid Waste department, to First City Electric, discussion and action item:**

Burger moved to approve the expenditure of \$9,850.00 for repairs to electrical wiring and conduit which supplies the power needed to run the city baler in the Solid Waste department, to First City Electric. Nyquest seconded the motion. Clerk explained that the power to the baler computer had been damaged and that was the need for the repair. Jennings explained that what had happened was the conduit torn out by some equipment and caused the wires inside of the panel to loosen so over time the wire fell out. This work is required for the repairs and the city will weld a guard around it for the future.

MOTION: Move to approve the expenditure of \$9,850.00 for repairs to electrical wiring and conduit which supplies the power needed to run the city baler in the Solid Waste department, to First City Electric
F/S: Burger/Nyquest
YEAS: Hartwell, Stram, Jennings, Burger, Nyquest, Oatman & Kerkof
NAYS: None
STATUS: Motion Passed

- b) **Authorizing the expense of approximately \$3,500.00, for parts and supplies to repair Ambulance, discussion and action item:**

Burger moved to approve the expense of \$3,500.00 for parts and supplies for the repair to the ambulance. Kerkof seconded the motion. Jennings explained that the new ambulance the City purchased had major issues with the undercarriage including need for replacement of rotors, calipers all the tie rod ends, ball joint, sway bars, everything on funding that is about a half inch of solid rust. Jennings commented it was his estimate that there were approximately \$10,000.00 in damage that needed repaired. The reason this is on the agenda is to determine whether or not it was worth the city trying to replace spend the money to repair the ambulance or begin looking at other options.

Burger withdrew his motion and Kerkof withdrew his second

- c) **Amending the authorization for the purchase of a pull behind mower to authorize purchase of a DR Field and Brush Mower, in the amount of \$ 3,199.99, discussion and action item:**

Burger moved to approve the amendment to approval of the purchase of a pull behind mower to authorize purchase of a DR Field and Brush Mower, in the amount of \$ 3,199.99. Stram seconded the motion. Nyquest commented that he felt a weed eater would be better use, and he was not in favor of an expense this large. Nyquest stated that the City had a pull behind mower in the past and

it wasn't used because it was only for the field and the field was mossy and hard to mow. Oatman commented that the council had already approved the expense for a pull behind mower, and inquired if this amendment was for a push behind? Jennings stated it was a motor powered, so you did not have to push. Oatman inquired if it could be picked up and moved with a pickup? Burger responded yes. Comments included a field brush mower would be able to do more than the pull behind mower.

MOTION: Move to approve the amendment to approval of the purchase of a pull behind mower to authorize purchase of a DR Field and Brush Mower, in the amount of \$3,199.99
F/S: Burger/Stram
YEAS: Hartwell, Stram, Jennings, Burger, Nyquest, Oatman & Kerkof
NAYS: None
STATUS: Motion Passed

d) **Authorizing the expense of \$3,702.87, to H.D. Fowler for the purchase of waterline valves, discussion and action item:**

Burger moved to approve the expenditure of \$3,702.87, to H.D. Fowler for the purchase of waterline valves. Kerkof seconded the motion. Stram inquired what the valves were needed for. Jennings commented that the valves the water department has now are going out and they have no spares to replace on hand. The valves are for one spare valve for each size the city has. Jennings commented that he had encouraged the water department to get kits that would rebuild the valves they replace with these new ones. Stram inquired if this expense covered the repair kits.

MOTION: Move to approve the expenditure of \$3,702.87, to H.D. Fowler for the purchase of waterline valves
F/S: Burger/Stram
YEAS: Hartwell, Stram, Jennings, Burger, Nyquest, Oatman & Kerkof
NAYS: None
STATUS: Motion Passed

13. CONTINUATION OF PUBLIC COMMENT:

No public comments.

14. CONTINUATION OF COUNCIL COMMENT:

Hartwell commented on the following:

- There was a cracked culvert on the road coming into town on the Kasaan road, that will be bad if cracks further, needs repaired

Kerkof commented on the following:

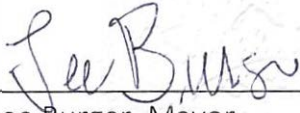
- Suggested the Council get together and brainstorm projects for the City that we can make money with. Figure out ways to bring revenues, get a new businesses in town, possibly a strip mall. If the build back better funds come through, there will be a lot of money out there. If we can get stuff built with grants, then we should do that.

Burger commented on the following:

- Suggested a haul-out for boats. Need a way to pull out large boats and a place that we can store them. The City of Craig had to expand their yards.

15. ADJOURNMENT:

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



Lee Burger, Mayor

ATTEST:



Teri Feibel, CMC