

**Minutes of Regular Assembly Meeting
Held on March 12, 2013**

Mayor David L. Jack called the regular Assembly Meeting to order at 7:00 p.m., March 12, 2013, in the Borough Assembly Chambers. Assembly Members Stough, Privett and Stokes were present. Assembly Members McCloskey, Christian and Wiederspohn were absent. Borough Manager Timothy Rooney and Borough Clerk Kim Flores were also in attendance.

Pledge of Allegiance was led by Assembly Member James Stough.

Invocation given by a Nettie Covalt from the Presbyterian Church.

Ceremonial Matters –

- I. Lemonade Day presentation given by Helen Decker.
- II. Proclamation for Lemonade Day was presented to Helen Decker.
- III. Certificate of Service was presented to Marie Shipley for her service on the Wrangell Convention and Visitors Bureau.

AMENDMENTS TO THE AGENDA

There were no amendments to the agenda.

CONFLICT OF INTEREST

There were no conflicts of interest declared.

CONSENT AGENDA

Moved by Privett, seconded by Stough, to approve Consent Agenda Items marked with an (*) asterisk; 6a, 7a & 7b. Motion approved unanimously by polled vote.

APPROVAL OF MINUTES

*6a Minutes of the Regular Assembly meeting held February 26, 2013

COMMUNICATIONS

- *a Renewal of Alcoholic Beverage Application received by the State of Alaska, ABC Board for the Marine Bar and Liquor Store (Beverage Dispensary and Package Store)
- *b 2013 Alaska Pull-Tab Vendor Registrations from Wrangell Firefighters Association as Permittee for: Rayme's Bar, Totem Bar & Liquor Store, and Beaver Connections; 2013 Alaska Amended Gaming Permit Application for the Wrangell Firefighters Association.

BOROUGH MANAGER'S REPORT

Borough Manager Rooney's report was provided.

BOROUGH CLERK'S FILE

Borough Clerk Flores's report was provided.

MAYOR/ASSEMBLY REPORTS AND APPOINTMENTS

10a Reports by Assembly Members

Assembly Member Privett suggested bringing forth a resolution at the next Regular Assembly meeting in support of Senator Stedman's Senate Bill 60 which would support the harvesting of sea otters.

Assembly Member Stough suggested that Mayor Jack draft a letter to the Mayor and City Council of the City of Ketchikan letting them know that Wrangell was looking into starting the process required under the 2008 MOU.

Assembly Member Stough said that he had received interest in having a member of the City of Ketchikan City Council being able to serve on the Energy Committee.

Assembly Member Privett expressed that Ketchikan, Petersburg and Wrangell were all partners in the decision making process relating to the 2008 MOU. He said that it was important that Ketchikan be involved in the process.

It was agreed with the consensus of the Borough Assembly that Mayor Jack would draft a letter to the Mayor and Council Members of the City of Ketchikan.

10b Formation of Special Committee to be appointed by Mayor Jack - Technology Committee

With the consensus of the Assembly, Mayor Jack appointed Assembly Member Stough, Borough Manager Timothy Rooney and Community Member Matthew Gore to serve on the Technology Committee until the task was completed or until June 25th, 2013, whichever came sooner.

10d Appointment to fill the vacancy on the Wrangell Convention and Visitors Bureau

Mayor Jack stated that the Assembly had received one letter of interest for the WCVB member seat from:

- *April Hutchinson*

Moved by Privett, seconded by Stokes to appoint April Hutchinson to fill the vacancy on the Wrangell Convention and Visitors Bureau for the unexpired term up until October 2013. Motion approved unanimously by polled vote.

PERSONS TO BE HEARD

Otto Florschultz, 11.25 Mile Zimovia Hwy., spoke in favor of a resolution in support of SB 60. He further stated that sea otters eat their body weight in one day; well protected; divers in Petersburg were also concerned about the sea otters consuming their resources.

Mr. Florschultz said that he fished most of the time in the Northwest parts of Southeast Alaska; resources had been extremely affected by the sea otters; large crab fleet that comes into Southeast Alaska had been affected; fleets were being devastated by sea otters.

Julie Decker, 123rd Street, spoke in favor of a resolution to support SB 60. She stated that the sea otters have been a growing problem in Southeast Alaska for over a decade; sea otters were protected under the Marine Mammal Protection Act; State of Alaska has no say in the management of sea otters; U.S. Fish and Wildlife Service controls; many "hoops" to go through if Natives were to harvest the sea otters.

Ms. Decker further said that the State of Alaska was mandated to manage its resources for sustainability. She stated that Southeast Alaska has many shellfish species from sea cucumbers, clams, crab, geoducks clams, sea urchins, and abalone.

Ms. Decker stated that Senate Bill 60 would allow for a bounty of one hundred dollars to Alaska Natives who legally harvest sea otters; SB 60 encourages Alaska Natives to legally harvest the sea otters.

Ms. Decker said that the Governor stated that he believed that this was a serious issue and that he would be looked at on three levels which would include: a panel for discussion and potential solutions, State of Alaska potentially look at petitioning the Federal Government for management authority to come back to the State of Alaska; and possible litigation with the Federal Government.

Ms. Decker said that the Petersburg Borough looked at whether to support SB 60, a couple of people testified that sea otters help the environment by eating the urchins which then allowed the kelp to grow, which in turn allows the salmon to spawn. She expressed that this was only one tiny slice of the eco system and was not the whole truth.

Chris Guggenbickler, 236 Burger Street, was in support of a resolution to support SB 60. He stated that he would like to see the management of sea otters. He said that sea otters were shellfish predators and needed to be controlled.

Brian Ashton, 730 Case Avenue – SEAPA Member, provided a brief report on the SEAPA Meeting held March 5th & 6th, 2013.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

13a PROPOSED RESOLUTION No. 03-13-1269: A RESOLUTION OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, TO ACCEPT A LOAN IN THE AMOUNT OF UP TO \$493,589 FROM THE STATE OF ALASKA, DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Moved by Privett, seconded by Stough, to adopt Resolution.

Borough Manager Rooney explained that the process of applying for the loan from DCCED was to score higher on the grant application; further Assembly approval would be required if the grant application did not get approved and the loan funds were actually needed.

Motion approved unanimously by polled vote.

13b PROPOSED RESOLUTION No. 03-13-1270: A RESOLUTION OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AUTHORIZING THE CONVEYANCE OF PUBLIC LAND, LOT 3A, BLOCK 65, AMENDED WRANGELL INDUSTRIAL PARK SUBDIVISION III REPLAT LOT, BY QUITCLAIM DEED, TO BRETT WOODBURY

Moved by Stough, seconded by Stokes, to adopt Resolution. Motion approved unanimously by polled vote.

13c Approval of bid award to Southeast Road Builders, Inc. for the Marine Service Center, Concrete Paving Phase II project

Moved by Privett, seconded by Stough, authorize the Borough Manager to enter into a contract with Southeast Road Builders, Inc. for the construction of the Marine Service Center, Concrete Paving Phase II project, in a contract amount of four million, five-hundred thirty-five thousand, two hundred seventy-two dollars, and fifty cents (\$4,535,272.50), and a construction contingency not to exceed four hundred fifty-three thousand, five hundred twenty-seven dollars, and twenty five cents (\$453,527.25). Funding for this project is provided through a grant issued to the City and Borough of Wrangell through the State of Alaska's Department of Commerce, Community, and Economic Development (DCCED).

Borough Manager Rooney reported that this would allow for the completion of the concrete paving of the boat yard.

Motion approved unanimously by polled vote.

13d Authorization to form a Special Energy Committee and direct the Borough Clerk to advertise for letters of interest

Moved by Stough, seconded by Stokes, to form an Energy Committee, charged with reviewing all aspects of the proposed single dam pool, restructuring proposal as it

relates to Wrangell, Petersburg and Ketchikan divestiture study due on or before December 2014 and recommending a course of action to the Assembly based on the restructuring proposal before the Assembly, as required; make-up of the committee to be Assembly Members, public members, Thomas Bay Board Member, our SEAPA Board Member, representatives from Petersburg, Ketchikan, technical support, City Manager, or other technical support members, to be involved whenever necessary.

Assembly Member Privett said that he did not see a problem if a member from Ketchikan or Petersburg wanted to participate; however did not know if that was necessary; Ketchikan and Petersburg also has to deal with this subject on their own; there would be a cost associated with travel.

Assembly Member Stough said that if this committee were to be ongoing, there should be a source of funding available. He said that he wanted to open the committee up to Ketchikan and Petersburg to sit on the committee; agreed that they need to go through their own process as well; need the communication between the three communities; wants there to be funding so if the Assembly wanted to send someone to one of the other two communities, the funding would be available.

Assembly Member Privett stated that if Ketchikan chose to dissolve SEAPA and own Swan, that was their prerogative; that was something that they would politically fight out amongst themselves.

Assembly Member Privett stated that he would be voting against the motion on the floor; felt that this motion was reaching too far; need to form a local Energy Committee so that Wrangell could decide what they were looking at doing; the information would then be shared with the other communities. He recognized that no matter how great of a plan Wrangell established, without Ketchikan and Petersburg, it would not happen.

Assembly Member Privett said that without Petersburg, Wrangell could not own Tyee. He reiterated that Wrangell needed to do the homework and make a case to present to Ketchikan and Petersburg.

Assembly Member Privett stated that he felt that the motion on the floor was too big. He said that it was too much of a charge to give to the Mayor.

Mayor Jack agreed with Assembly Member Privett. He stated that Special Committees were formed to serve a purpose with a set time; not intended to branch off into other areas. He further said that when you get too many members serving on a committee, you can lose track of what the goal is.

Mayor Jack stated that the purpose for the Special Committee was to review the MOU created in 2008 and see if it needed to be changed.

Motion failed with Stough and Stokes voting yea; and Privett and Mayor Jack voting nay.

Moved by Privett to authorize the formation of a Special Energy Committee and to direct the Borough Clerk to advertise for letters of interest.

Motion failed due to lack of a second.

Assembly Member Stough commented that he did not wish to vote for the proposed motion because it was too general. He stated that the motion did not give the reason for forming the Energy Committee; the motion did not say who would serve on the committee.

Moved by Stough, seconded by Stokes, to authorize the formation of a Special Energy Committee and to direct the Borough Clerk to advertise for letters of interest from a public member. Special Committee should be comprised of members of the Assembly, a Thomas Bay Board Member, our SEAPA Representative, and technical support.

Assembly Member Privett said that if there were to be a Special Committee, the formation of that committee was the responsibility of the Mayor. He said that he was not in support of the motion on the floor. He further said that he didn't believe that there would be consensus on the formation of the Special Energy Committee this evening. He suggested that this item be looked at further and placed on under unfinished business on the March 26, 2013 Regular Assembly meeting Agenda.

Assembly Member Stough withdrew his motion; Assembly Member Stokes withdrew her second.

There was no objection with postponing this item to the March 26, 2013 regular Assembly meeting.

ATTORNEY'S FILE

There was no Attorney's File.

EXECUTIVE SESSION

There was no Executive Session.

ADJOURNMENT: 8:05 p.m.

ATTEST:


Kim Flores, Borough Clerk


David L. Jack, Mayor

