

## **Minutes of Regular Assembly Meeting Held on December 10, 2013**

Mayor David L. Jack called the Regular Assembly meeting to order at 7:00 p.m., December 10, 2013, in the Borough Assembly Chambers. Assembly Members Decker, Stokes, Blake, and Wiederspohn were present. Assembly Members McCloskey and Stough were absent. Borough Manager Jeff Jabusch and Borough Clerk Kim Lane were also in attendance.

Pledge of Allegiance was led by Assembly Member Julie Decker.

Invocation was given by Nettie Covalt from the Presbyterian Church.

### **CEREMONIAL MATTERS** – *Community Presentations, Proclamations, Certificates of Service, Guest Introductions*

### **AMENDMENTS TO THE AGENDA**

There were no amendments to the agenda.

### **CONFLICT OF INTEREST**

There were no Conflicts of Interest declared.

### **CONSENT AGENDA**

*M/S: Wiederspohn/Decker, to approve Consent Agenda Items marked with an (\*) asterisk; 6a, 7a, 7b, 7c, 7d, 7e, 7f, 7g, 7h, & 7i. Motion approved unanimously by polled vote.*

### **APPROVAL OF MINUTES**

The Minutes of the Regular Assembly meeting held November 12, 2013 and the Minutes of the Special Assembly meeting held December 3, 2013 were approved as presented.

### **COMMUNICATIONS**

- \*a. Travel Summary for the period of September through November, 2013
- \*b. Expenditure Report from Southeast Senior Services covering the First Quarter period from July 1, 2013 through September 30, 2013
- \*c. Request from Mark Wagner (Wrangell) to the Dept. of Natural Resources to maintain a trapping cabin, and use it as a temporary shelter
- \*d. Notification of a Dept. of the Army (DA) Permit Application received from George Woodbury on behalf of BW Enterprises – POA-2013-604
- \*e. 2014 Gaming Permit Application renewal for the Alaska State Elks Association
- \*f. Action from the Regular School Board meeting held November 18, 2013
- \*g. Minutes of the Regular Port Commission meeting held: June 6, 2013, September 5, 2013, and October 3, 2013
- \*h. 2014 Gaming Permit Application renewal for the American Legion MEP Post 6 & Post 6 Auxiliary
- \*i. Letter sent to Senators Begich and Murkowski regarding the PILT Payment program

### **BOROUGH MANAGER'S REPORT**

In addition to the Manager's report Jabusch reported on:

- City Hall closed between Christmas and New Years for archiving

- Hired new Projects Manager, Ruby McMurren
- Cassiar and Weber Street construction
- Marine Center Paving project completion
- Travel Lift due in February

### **BOROUGH CLERK'S FILE**

In addition to the Clerk's report, Lane reported on:

- Dec 14, 2013 - There May be a quorum of the Assembly present at an Employee Appreciation & Holiday Party beginning at 6:00 pm at the Stikine.
- Dec 19, 2013 - Thomas Bay Power Commission Teleconference Meeting at 10:00 a.m.
- Clerks Vacation from December 23<sup>rd</sup> thru December 27<sup>th</sup>.
- Approval to work with Kimberly Powell at the School District office to set up a joint workshop between the School Board and the Borough Assembly.
- January 9, 2013 - Code Review Committee Mtg. at 4:00 p.m. in the Assembly Chambers.

### **MAYOR/ASSEMBLY REPORTS AND APPOINTMENTS**

#### **10a Reports by Assembly Members**

There were no assembly reports.

#### **10b Appointment to fill the vacancy on the Code Review Committee**

Mayor Jack appointed Assembly Member Wiederspohn to fill the vacancy. There were no objections from the assembly.

#### **10c Appointment to fill the vacancies on the SEAPA Board (two voting seat and two alternate seats)**

Mayor Jack recommended appointing Brian Ashton to fill the SEAPA Board Voting Member Seat. There were no objections from the assembly.

Mayor Jack recommended appointing Christie Jamieson to fill the SEAPA Board Voting Member Seat. There were no objections from the assembly.

Mayor Jack recommended appointing Don McConachie to fill the SEAPA Board Alternate Member Seat. There were no objections from the assembly.

Mayor Jack recommended appointing Dennis Strom to fill the SEAPA Board Alternate Member Seat.

Assembly Member Decker stated that she would like to see Clay Hammer appointed to the SEAPA Board Alternate Seat.

Clerk Lane stated that Mr. Hammer had stated in his *letter of interest* that he would be interested in filling either the voting or alternate member seats.

***M/S: Decker/Blake, to appoint Clay Hammer to fill the vacancy of the Voting Member Seat on the SEAPA Board beginning on January 1, 2014, and ending December 31, 2014. Motion approved unanimously by polled vote.***

**10d** Appointment to fill the vacancies on the following City Boards and Committees:

- **Planning & Zoning Commission**
- **Cemetery Committee**
- **Nolan Museum/Civic Center Board**

Mayor Jack appointed Mark Mitchell to the Planning & Zoning Commission for the unexpired term ending October 2016. There were no objections from the assembly.

Mayor Jack appointed Marlene Clarke to the Nolan Museum/Civic Center Board for the unexpired term ending October 2016; Valerie Ni hEideain was also appointed to the Nolan Museum/Civic Center Board for the unexpired term ending October 2015. There were no objections from the assembly.

As there were no letters received for the Cemetery Committee vacancy, Mayor Jack directed the Borough Clerk to continue advertising for the that seat.

#### **PERSONS TO BE HEARD**

There were no persons to be heard.

#### **UNFINISHED BUSINESS**

**12a** PROPOSED ORDINANCE No. 871: AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING SECTIONS 14.01.030 E., 14.11.010 F., 14.13.005, 14.13.010 B.1., 14.13.030 A.& B.1.&3., and 14.13.035B. & C. AND CHANGING NUMBERED SECTION 14.13.040 TO 14.13.050 AND BY ADDING NEW SECTIONS 14.09.110, 14.13.040 AND 14.13.060 TO THE CITY OF WRANGELL MUNICIPAL CODE RELATING TO THE MANAGEMENT, IMPOUNDMENT AND SALE OF VESSELS (*second reading*)

***M/S: Blake/Wiederspohn, to approve Ordinance No. 871. Motion approved unanimously by polled vote.***

**12b** PROPOSED ORDINANCE No. 872: AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING CHAPTER 6.04 OF THE WRANGELL MUNICIPAL CODE RELATING TO ALCOHOLIC BEVERAGES TO AMEND SECTION 6.04.100 ON HOURS OF SALE AND SECTION 6.04.110 ON SALES ON ELECTION DAYS, AND REPEAL SECTION 6.04.120 ON CLEARING THE PREMISES (*second reading*)

***M/S: Wiederspohn/Decker, to approve Ordinance No. 872. Motion approved unanimously by polled vote.***

**12c** Approval of the Wrangell Capital Project Priorities Request for FY 2014-15, amended to include the fire departments two additional requests: \$220,000 for a Fire

Engine/Pumper and \$60,000 for the purchase of 10 SCPA's Personal Protection for Firefighters, and to move the institute and mill property to position no. 7 & 8 on the list.

***M/S: Blake/Wiederspohn, to approve the revised Capital Improvement Project List for fiscal year 2014-2015 as presented. Motion approved unanimously by polled vote.***

**12d A RESOLUTION OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, RECOMMENDING THAT THE OPERATIONS AND MANAGEMENT OF THE TYEE HYDROELECTRIC PROJECT BE TRANSFERRED FROM THOMAS BAY POWER AUTHORITY (TBPA) TO SOUTHEAST ALASKA POWER AUTHORITY (SEAPA) AND TO WORK COOPERATIVELY WITH THE PETERSBURG BOROUGH AND SEAPA TO FORMULATE A COMPREHENSE CONVERSION PLAN TO MEET THIS GOAL**

***M/S: Blake/Decker, to approve Resolution No. 12-13-1290. Motion approved unanimously by polled vote.***

#### **NEW BUSINESS**

**13a Approval to an addition to the Wrangell Medical Center Board Bylaws**

***M/S: Wiederspohn/Stokes, to approve the addition to the Wrangell Medical Center Bylaws, as presented. Motion approved unanimously by polled vote.***

**13b Approval to vacate an alley between Lot 1, Block 3, USS 1593 owned by Todd and Catherine White and Lot 2, Block 3, USS 1593 owned by William Tommila, zoned Single Family Residential**

***M/S: Decker/Blake, to approve the vacation of an alley between Lot 1, Block 3, USS 1593 owned by Todd and Catherine White and Lot 2, Block 3, USS 1593 owned by William Tommila, zoned Single Family Residential subject to the following:***

- 1. Maintain a utility and access easement the full width of the current alleyway to 25 feet from Evergreen, then continue the length of the current alley as a 10 foot utility/access easement centered on the mutual property line;***
- 2. Both properties will be surveyed to encompass the alley vacation; and***
- 3. Each adjacent land owner will receive half of the vacated alleyway, with the above described easement. Motion approved unanimously by polled vote.***

**13c PROPOSED RESOLUTION No. 12-13-1289: A RESOLUTION OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, ADOPTING AN ALTERNATIVE ALLOCATION METHOD FOR THE FY 2014 SHARED FISHERIES BUSINESS TAX PROGRAM AND CERTIFYING THAT THIS ALLOCATION METHOD FAIRLY REPRESENTS THE DISTRIBUTION OF SIGNIFICANT EFFECTS OF FISHERIES BUSINESS ACTIVITY IN FISHERIES MANAGEMENT AREA 18: CENTRAL SOUTHEAST**

***M/S: Decker/Wiederspohn, to approve Resolution No. 12-13-1289.***

Manager Jabusch clarified that this resolution was an annual resolution that allowed for fifty percent of the funds to be divided equally and the other fifty percent of the funds to be divided based on the community population.

***Motion approved unanimously by polled vote.***

**13d** Approval to temporarily change the tax deadline date

***M/S: Wiederspohn/Stokes, to approve, extending the property tax payment due date from December 16, 2013 to December 23, 2013, which will allow adequate time for tax payers to receive their notice that will be mailed on December 6, 2013.***

Manager Jabusch explained that the extension was being requested because the reminder notices had been delayed due to a problem with the tax program. He stated that the one-time extension would give some extra time for people to receive their notices.

***Motion approved unanimously by polled vote.***

#### **ATTORNEY'S FILE**

Summary report was provided to the assembly.

#### **EXECUTIVE SESSION**

Approval of the new Borough Manager's contract

***M/S: Decker/Blake, that pursuant to 44.62.320 (c) (2), that we recess into executive session to discuss matters that may tend to prejudice the reputation and character of any person, specifically: Approval of the new Borough Manager's Contract. Motion approved unanimously by polled vote.***

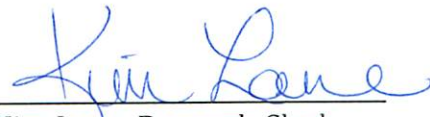
Recessed into Executive Session at 7:30 p.m.

Reconvened back into the Regular Meeting at 7:48 p.m.

***M/S: Blake/Wiederspohn, to accept the conditions of the Borough Manager's contract as written without PERS. Motion approved unanimously by polled vote.***

**ADJOURNMENT: 7:49 p.m.**

ATTEST:

  
Kim Lane, Borough Clerk

  
David L. Jack, Mayor

