

**Minutes of Regular Assembly Meeting
Held on August 26, 2014**

Mayor David L. Jack called the Regular Assembly meeting to order at 7:00 p.m., August 26, 2014, in the Borough Assembly Chambers. Assembly Members Decker, McCloskey, Mitchell, Wiederspohn, Rooney, and Blake were present. Borough Manager Jeff Jabusch and Borough Clerk Kim Lane were also in attendance.

Pledge of Allegiance was led by Assembly Member Daniel Blake.

Invocation was given by Donald McConachie, Sr.

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

A Proclamation for Childhood Cancer Awareness Month was presented.

Margaret Villarma and Tim Bunes were recognized for their 25 years of service to the City & Borough of Wrangell.

AMENDMENTS TO THE AGENDA – None.

CONFLICT OF INTEREST – None.

CONSENT AGENDA

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

APPROVAL OF MINUTES

The minutes of the July 22, 2014 Regular Assembly meeting was approved, as presented.

COMMUNICATIONS

- *a U.S. Dept. of the Army Corps of Engineers – application for a Permit (POA-2014-326) filed by Burrell Byford
- *b Minutes of the Regular Thomas Bay Power Commission meeting held July 9, 2014
- *c Quarterly Expenditure Report for Southeast Senior Services Wrangell (Catholic Community Service) for the period of April 1 thru June 30, 2014
- *d Application from Jesse West to the Dept. of the Army Corps of Engineers (POA-2014-377)
- *e Request from James Anderson to the Dept. of the Army Corps of Engineers (POA-2014-345)

BOROUGH MANAGER'S REPORT

In addition to Manager Jabusch's report, he also provided updates on the City's current Capital Projects. He also reported on the current issues at the pool. Jabusch said that he is working on the request for a Juneau Lobbyist for Wrangell from the Assembly. He said that it would be done with an RFP.

BOROUGH CLERK'S FILE

Borough Clerk Lane's report was provided.

MAYOR/ASSEMBLY REPORTS AND APPOINTMENTS

10a Reports by Assembly Members

Assembly Member Blake and Mayor Jack reported on the AML Summer Legislative meeting that they both attended in Nome, AK.

10b Mayor Jack appointed Bob Maxand to fill the vacancy on the Thomas Bay Power Commission until October 2016. There were no objections from the Assembly.

PERSONS TO BE HEARD – None.

UNFINISHED BUSINESS – None.

NEW BUSINESS

13a PROPOSED ORDINANCE No. 884: AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING TITLE 2 OF THE WRANGELL MUNICIPAL CODE, SPECIFICALLY AMENDING SECTION 2.16 CANDIDATES, 2.20 VOTING, SECTION 2.28 CANVASSING RETURNS, AND 2.36 ELECTION OFFENSES *(first reading)*

M/S: McCloskey/Wiederspohn, to approve first reading and move to a second with a Public Hearing to be held on September 9, 2014. Motion approved unanimously by polled vote.

13b PROPOSED ORDINANCE No. 885: AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING WRANGELL MUNICIPAL CODE CHAPTER 1.08, BOROUGH FLAG, SPECIFICALLY SECTION 1.08.010 AND 1.08.020 *(first reading)*

M/S: Decker/Blake, to approve first reading and move to a second with a Public Hearing to be held on September 9, 2014. Motion approved unanimously by polled vote.

13c PROPOSED ORDINANCE No. 886: AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING, AND ADDING NEW SECTIONS, TO TITLE 1 OF THE WRANGELL MUNICIPAL CODE, GENERAL PROVISIONS *(first reading)*

M/S: Blake/Mitchell, to approve first reading and move to a second with a Public Hearing to be held on September 9, 2014. Motion approved unanimously by polled vote.

13d PROPOSED ORDINANCE No 887: AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING, AND ADDING NEW A NEW CHAPTER AND NEW SECTIONS, TO TITLE 7 OF THE WRANGELL MUNICIPAL CODE, ANIMALS *(first reading)*

M/S: Blake/Wiederspohn, to approve first reading and move to a second with a Public Hearing to be held on September 9, 2014.

There was much discussion and questions from the Assembly. At the request of the Assembly, Wrangell Police Chief McCloskey provided clarification on sections of the proposed ordinance.

Motion approved unanimously by polled vote.

13e PROPOSED ORDINANCE No. 888: AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING CHAPTER 3.36 OF THE WRANGELL MUNICIPAL CODE, SCHOOL BOARD (*first reading*)

M/S: Decker/Blake, to approve first reading and move to a second with a Public Hearing to be held on September 9, 2014. Motion approved unanimously by polled vote.

13f Letter of continued support for grant funding by SEAPA to AEA for the Swan Lake Reservoir Expansion Project

M/S: Blake/McCloskey, to approve the letter of support to be signed by the Mayor for the Swan Lake Reservoir Expansion Project. Motion approved unanimously by polled vote.

13g Approval of the design proposal for the Alaska Court Remodel

M/S: McCloskey/Wiederspohn, to approve the design proposal from Bill Kontess of WHPacific for the remodel of the court in the amount of \$41,597.00 without competitive bidding as allowed under Wrangell Municipal Code 05.10.050 (E) with the funding to come from the General Fund Reserve.

Manager Jabusch provided an explanation of the request and how the court would be paying back the cost of the remodel cost within a five year term lease.

Motion approved unanimously by polled vote.

13h Approval to send a letter to our Congressional Delegates opposing the construction, development, and/or operation of open pit mining activities (*item added at the request of Assembly Member Blake and Mayor Jack*)

M/S: Blake/Decker, Move to approve sending a letter to our congressional delegates opposing the construction, development, and/or operation of open pit mining activities in the vicinity of the Stikine River Watershed or its tributaries.

After much discussion from the Assembly, Assembly Member Decker offered an amendment.

M/S: Decker/Rooney, to amend the main motion to replacing the word "opposing" with the phrase "stating our concerns with". Motion approved unanimously by polled vote.

Main motion, as amended, was approved unanimously by polled vote.

13i Approval to sell City owned lots

M/S: McCloskey/Wiederspohn, to authorize Staff to sell City owned lots described as Lots 16-20, Block 30B, Lemieux Subdivision; and Lot 1, 5, and 6, Block 38, Wrangell Townsite through a public bid process as provided in Section 16.12.040 of the Wrangell Municipal Code with funds from the sale of the lots to go into the Residential Construction Fund. Motion approved unanimously by polled vote.

13j Approval to proceed with processing the 2012-2013 Property Tax Foreclosures

M/S: Decker/Blake, to authorize city staff to proceed with the property tax foreclosure for the tax years 2012 and 2013 per Wrangell Municipal Code 5.04.370. Motion approved unanimously by polled vote.

13k Approval to sell City owned Foreclosed Lots through the Land Disposal Process

M/S: Blake/Wiederspohn, Move to authorize Staff to sell City owned foreclosed lots number 2 and 4 of the R.A.L Subdivision through the disposal of land process in Wrangell Municipal Code 16.12.040 with funds from the sale to be distributed as required by State Statutes for foreclosed property.

At the request from Assembly Member McCloskey, Manager Jabusch explained that these two lots have been up for sale for a long period of time; if the terms were more reasonable, they stood a better chance of selling.

Motion approved unanimously by polled vote.

13l RESOLUTION No. 08-14-1299: A RESOLUTION OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, TO ACCEPT A LOAN IN THE AMOUNT OF UP TO \$542,249 FROM THE STATE OF ALASKA, DEPARTMENT OF ENVIRONMENTAL CONSERVATION

M/S: McCloskey/Wiederspohn, to adopt Resolution No. 08-14-1299 that approves the loan with the State of Alaska, Department of Environmental Conservation Fund in the amount of \$542,249 for Water System Improvements with all loan payments to come from user fees of the Water Utility.

At the request of Assembly Member Mitchell, Manager Jabusch explained that the City would be applying for a Grant for the Water System Improvements and that if we received the loan from DEC, we stood a better chance of being awarded the Grant. Jabusch also said that the loan funds would be used if necessary.

Motion approved unanimously by polled vote.

ATTORNEY'S FILE – Summary report was provided to the Assembly.

EXECUTIVE SESSION – None.

Meeting adjourned at: 8:23 p.m.

ATTEST:

Kim Lane
Kim Lane, CMC, Borough Clerk

David L. Jack
David L. Jack, Mayor

