

**Minutes of Regular Assembly Meeting
Held on September 23, 2014**

Mayor David L. Jack called the Regular Assembly meeting to order at 7:00 p.m., September 23, 2014, in the Borough Assembly Chambers. Assembly Members McCloskey, Mitchell, Wiederspohn, Rooney were present. Assembly Members Decker and Blake were absent. Borough Manager Jeff Jabusch and Borough Clerk Kim Lane were also in attendance.

Pledge of Allegiance was led by Assembly Member Maxi Wiederspohn.

Invocation was given by Don McConachie Sr..

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

AMENDMENTS TO THE AGENDA – None.

CONFLICT OF INTEREST – None.

CONSENT AGENDA

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

APPROVAL OF MINUTES

The minutes of the Public Hearing and Regular Assembly meetings held on September 9, 2014 were approved, as presented.

COMMUNICATIONS

- *a Minutes of the TBPC Regular meeting held on July 24, 2014
- *b Travel Summary for the Month of May, June, & August, 2014

BOROUGH MANAGER'S REPORT

Borough Manager Jabusch reported on the status of the following:

- Swimming Pool / Recreation Center
- Evergreen
- Union Negotiations

BOROUGH CLERK'S FILE

Borough Clerk Lane's report was provided.

MAYOR/ASSEMBLY REPORTS AND APPOINTMENTS

10a Reports by Assembly Members – None.

PERSONS TO BE HEARD – None.

UNFINISHED BUSINESS

12a PROPOSED ORDINANCE No 887: AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING, AND ADDING A NEW CHAPTER AND NEW SECTIONS, TO TITLE 7 OF THE WRANGELL MUNICIPAL CODE, ANIMALS (*second reading*)

M/S: McCloskey/Wiederspohn, to approve first reading of Ordinance No. 887 (am) as amended, and move to a second with a Public Hearing to be held on October 14, 2014.

Assembly Member Mitchell questioned section 7.08.045 (D) off-leash areas. He did not completely agree with the ¼ mile off road distance. He stated that he wanted to see this section removed. Mitchell also stated his concern about the impound fines; what if a dog followed his owner to school and was impounded; what if the family could not afford to free the dog?

Chief McCloskey responded that – for that purposed -the fine schedule starts out lower. Chief McCloskey also said that the police department uses discretion when it comes to situations like that.

Assembly Member Rooney requested clarification from Chief McCloskey on sections 7.08.045 (A) and (D).

Chief McCloskey clarified that the ¼ mile off the road system was added to accommodate hunting dogs, or dogs that were being walked up gravel roads.

There was discussion regarding what was considered the “Wrangell road system”.

In response to Mitchell, Chief McCloskey clarified that typically, the Wrangell road system was the paved roads.

Rooney said that she believed that section “A” covered it. She said that section “D” should be removed.

Assembly Member McCloskey stated that if a dog were to be running up and down Zimovia Hwy. and was still in the business district, that dog should be on a leash. She further stated that there needed to be something in the code to keep the dogs that are not on-leash, off the highway.

Clerk Lane explained that the Code Review Committee added the provision to the Proposed Ordinance to allow for “competent voice control”.

Chief McCloskey said that his belief was that the intent for the “1/4 mile” off the road system was to clarify: if someone was hunting with their dog, and to allow the dog to be off-leash and not under competent voice control.

Motion approved unanimously by polled vote.

NEW BUSINESS

13a PROPOSED ORDINANCE No. 889: AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING THE MINOR OFFENSE FINE SCHEDULE IN CHAPTER 1.20, GENERAL PENALTY, OF THE WRANGELL MUNICIPAL CODE (first reading)

M/S: McCloskey/Rooney, to approve first reading of Ordinance No. 889, and move to a second with a Public Hearing to be held on October 14, 2014. Motion approved unanimously by polled vote.

13b Approval to dispose of City Surplus Property

M/S: Wiederspohn/Mitchell, to approve the items listed as surplus, that these items be advertised for bid as required under Wrangell Municipal Code 5.10.060, and authorize the Borough Manager to dispose of any items not bid on, in a manner that is in the best interest of the City. Motion approved unanimously by polled vote.

13c Approval to purchase a Grader through NC Machinery at Government Standard Pricing

M/S: McCloskey/Wiederspohn, to approve the sole-source purchase of a Caterpillar Model 140M Excavator from NC Machinery for the GSA price (plus quoted options) of \$323,728.00 to be paid with funds allocated in the 2014-2015 budget.

In response to Assembly Member Mitchell, Manager Jabusch explained that purchasing the grader through NC Machinery through this process would be less money.

Motion approved unanimously by polled vote.

13d Approval of a Change Order to Rock-n-Road Construction for the Wrangell Marine Service Center Concrete Paving, Phase 3 project

M/S: Wiederspohn/McCloskey, to approve the change order with Rock-N-Road, Construction, Inc., for the construction of the North Entrance Repair Project, for contract amount of \$68,580.00 to be paid with DCCED grant funds. Motion approved unanimously by polled vote.


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

EXECUTIVE SESSION – None.

Meeting adjourned at: 7:38 p.m.

ATTEST:


Kim Lane, GMC, Borough Clerk


David L. Jack, Mayor

