



**City and Borough of Wrangell  
Borough Assembly Meeting  
*Revised - AGENDA***

**February 10, 2015 – 7:00 p.m.**

**Location: Assembly Chambers, City Hall**

**1. CALL TO ORDER**

- a. PLEDGE OF ALLEGIANCE led by Assembly Member Daniel Blake
- b. INVOCATION to be given by Molly Prysunka
- c. CEREMONIAL MATTERS – *Community Presentations, Proclamations, Certificates of Service, Guest Introductions*
  - i. Proclamation – School Board Recognition Month

**2. ROLL CALL**

**3. AMENDMENTS TO THE AGENDA**

**4. CONFLICT OF INTEREST**

**5. CONSENT AGENDA**

- a. Items (\*) 6a & 7a

**6. APPROVAL OF MINUTES**

- \*a. Minutes of the Public Hearing and Regular Assembly meetings held January 27, 2015

**7. COMMUNICATIONS**

- \*a. Minutes of the Regular School Board meetings held November 17, 2014 and December 15, 2014

**8. BOROUGH MANAGER'S REPORT**

**9. BOROUGH CLERK'S FILE**

**10. MAYOR/ASSEMBLY REPORTS AND APPOINTMENTS**

- a. Reports by Assembly Members
- b. Appointment to fill the Vacancy on the Borough Assembly
- c. Appointment to fill the Vacancy on the Planning & Zoning Commission

**11. PERSONS TO BE HEARD**

**12. UNFINISHED BUSINESS**

- a. PROPOSED ORDINANCE No. 892: AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING CERTAIN SECTIONS OF CHAPTER 9.12, FIREWORKS, OF THE WRANGELL MUNICIPAL CODE RELATING TO WHERE FIREWORKS ARE PROHIBITED, AND ADDING A NEW SECTION ON PENALTY FOR VIOLATION (*second reading*)

- b. AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING TITLE 10, PUBLIC PEACE, MORALS, AND WELFARE, OF THE WRANGELL MUNICIPAL CODE TO ADD A NEW CHAPTER 10.18 ON ABUSE OF 911 SYSTEM, AND TO AMEND CERTAIN SECTIONS OF CHAPTERS 10.32 AND 10.36 RELATING TO WEAPONS AND DISCHARGE OF FIREARMS (*second reading*)
- c. 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 (*second reading* )

### **13. NEW BUSINESS**

- a. Approval of a MOU between the City & Borough of Wrangell and Wrangell Cooperative Association
- b. PROPOSED RESOLUTION No. 02-15-1311: A RESOLUTION OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, SUPPORTING THE REINSTATEMENT OF A FULL \$60 MILLION INTO THE REVENUE SHARING FUND ON A YEARLY BASIS WITH A ONE-YEAR APPROPRIATION OF \$8 MILLION TO THE FUND WITH AN EFFECTIVE DATE PRIOR TO JUNE 30, 2015
- c. Discussion and possible action regarding the State Trooper position in Wrangell (*requested by Assembly Member Prysunka*)
- d. Discussion and possible action regarding writing a letter to DOT the changes to the unaccompanied minor's policy on Alaska ferries (*requested by Assembly Member Prysunka*)

### **14. ATTORNEY'S FIE**

### **15. EXECUTIVE SESSION**

- a. To discuss with the Borough Attorney a matter which by law is required to be confidential, to discuss facts and legal strategies concerning a matter involving the Thomas Bay Power Authority

### **16. ADJOURNMENT**

# Agenda Items 1 - 6

## CITY & BOROUGH OF WRANGELL

### BOROUGH ASSEMBLY

#### AGENDA ITEM

February 10, 2015

#### **ITEM NO. 1 CALL TO ORDER:**

**INFORMATION:** *The Mayor, by code, is required to call the meeting to order at 7:00 p.m. in the Borough Assembly Chambers. Special meetings or continued meetings may be called for at differing times but at the same location. Notice of such will be required by the Borough Clerk. The Mayor will call the meeting to order according to such special or continued meeting notice. At all meetings of the assembly, four assembly members or three members and the mayor shall constitute a quorum for the transaction of business, but a smaller number less than a quorum may adjourn a meeting to a later date.*

#### **RECOMMENDED ACTION:**

The Mayor, as presiding officer, is to call the meeting of the Borough Assembly to order, with the following actions to follow:

- a. Pledge of Allegiance to be given by Assembly Member Daniel Blake
- b. Invocation to be given by Molly Prysunka
- c. Ceremonial Matters – *Community Presentations, Proclamations, Certificates of Service, Guest Introduction*
  - i. Proclamation – School Board Recognition Month

#### **ITEM NO. 2 ROLL CALL – BOROUGH CLERK:**

**INFORMATION:** *The Borough Clerk shall conduct a roll call of each elected and duly qualified Assembly Member. Such call shall result in an entry of those present or absent from the meeting. The roll call is primarily utilized in determining if sufficient member(s) are present to conduct a meeting. The Borough Clerk may randomly change the conduct of the roll to be fair to the members of the governing body unless the council determined an adopted procedure for roll call which is different than currently in use.*

#### **RECOMMENDED ACTION:**

Borough Clerk to conduct a roll call by voice vote. Each member to signify by saying here, present (or equal) to give evidence of attendance.

#### **ITEM NO. 3 AMENDMENTS TO THE AGENDA:**

**INFORMATION:** *The assembly may amend the agenda at the beginning of its meeting. The outline of the agenda shall be as from time to time prescribed and amended by resolution of the assembly. (WMC 3.04.100)*

### **RECOMMENDED ACTION:**

The Mayor should request of the members if there are any amendments to the posted agenda. ***THE MAYOR MAY RULE ON ANY REQUEST OR THE ASSEMBLY MEMBERS MAY VOTE ON EACH AMENDMENT.***

### **ITEM NO. 4 CONFLICT OF INTEREST:**

**INFORMATION:** *The purpose of this agenda item is to set reasonable standards of conduct for elected and appointed public officials and for city employees, so that the public may be assured that its trust in such persons is well placed and that the officials and employees themselves are aware of the high standards of conduct demanded of persons in like office and position.*

*An elected city official may not participate in any official action in which he/she or a member of his/her household has a substantial financial interest.*

### **ITEM NO. 5 CONSENT AGENDA:**

**INFORMATION:** *Items listed on the Consent Agenda or marked with an asterisk (\*) are considered part of the Consent Agenda and will be passed in one motion unless the item has been removed by an Assembly Member or the Mayor and placed on the regular agenda under Unfinished Business.*

### **RECOMMENDED ACTION:**

Move to approve those Agenda items listed under the Consent Agenda and those marked with an asterisk (\*) Items:

***\*6a & 7a***

### **ITEM NO. 6 APPROVAL OF MINUTES:**

**INFORMATION:**

***6a*** *Minutes of the Public Hearing and Regular Assembly meetings held January 27, 2015*



**PROCLAMATION**  
***School Board Recognition Month***

**WHEREAS**, an excellent public education system is vital to the quality of life for all Alaskan residents and communities; and

**WHEREAS**, the Alaska State Legislature has vested the governance of our public school system in boards of locally-elected citizens who are committed to equipping and empowering our students to become competent learners and productive citizens; and

**WHEREAS**, Alaska's school boards and superintendents approve curriculum materials, establish policies and budgets, adopt the school year calendar, chart a course for students to meet State standards of accountability, and oversee the overall operation of the hundreds of public schools across the state; and

**WHEREAS**, Alaskans appreciate local school board members who work closely with parents, educational professionals, and other community members to create a vision for our educational system, and communicate the needs of our students and schools to public policy makers, and the expectations of the public to employees in the district; and

**WHEREAS**, we are grateful for our local school board members for selflessly contributing their time and talents to ensuring success of Alaska's students.

**NOW, THEREFORE**, be it resolved that I, David L. Jack, Mayor of the City & Borough of Wrangell, Alaska, do hereby proclaim the month of February, 2015 as:

***School Board Recognition Month***

in Alaska, and encourage all Alaskans to recognize the hard work and dedication of local school board members and join them in creating and supporting an educational system that meets the needs of our children now and in the future.

\_\_\_\_\_  
David L. Jack, Mayor

Attest: \_\_\_\_\_  
Kim Lane, CMC, Borough Clerk

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**Minutes of Public Hearing  
Held January 27, 2015**

Mayor David L. Jack called the Public Hearing to order at 6:30 p.m., January 27, 2015, in the Borough Assembly Chambers. Assembly Members Rooney, Mitchell, and Blake were present. Assembly Members Prysunka, Decker was absent. Borough Manager Jeff Jabusch and Clerk Kim Lane were also in attendance.

**Public Hearing Items**

- a. PROPOSED ORDINANCE No. 890: AN ORDINANCE PROVIDING FOR AMENDMENTS TO CHAPTERS 3.40 AND 3.68 OF THE MUNICIPAL CODES FOR THE WRANGELL AND PETERSBURG BOROUGHES TO BE ENTITLED THOMAS BAY POWER COMMITTEE, MAKING THE COMMITTEE ADVISORY TO THE WRANGELL AND PETERSBURG BOROUGH ASSEMBLIES AND ACKNOWLEDGING THE CHANGE IN FORMS OF GOVERNMENTS FOR BOTH COMMUNITIES (*second reading*)

**WRITTEN TESTIMONY** – None.

**ORAL TESTIMONY** – None.

Recessed at: 6:32 p.m.

Reconvened at: 6:55 p.m.

**WRITTEN TESTIMONY** – None.

**ORAL TESTIMONY** – None.

Public Hearing Adjourned at 6:55 p.m.

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David L. Jack, Mayor

ATTEST: \_\_\_\_\_  
Kim Lane, CMC, Borough Clerk

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**Minutes of Regular Assembly Meeting  
Held on January 27, 2015**

Mayor David L. Jack called the Regular Assembly meeting to order at 7:00 p.m., January 27, 2015, in the Borough Assembly Chambers. Assembly Members Rooney, Mitchell, and Blake were present. Assembly Members Prysunka, Decker was absent. Borough Manager Jeff Jabusch and Clerk Kim Lane were also in attendance.

Pledge of Allegiance was led by Mayor David L. Jack.

Invocation was given by Kay Larson of the Baha'i Faith.

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

Mayor Jack presented a Certificate of Service to Pamella McCloskey for her time on the Borough Assembly.

**Marla Sanger, CEO and Olinda White, Interim CFO of the Wrangell Medical Center**, reported on December's and the to-date finances of the Medical Center.

Olinda White reported on the Actual FYE 2014/2015 Comparisons. She reported on six month revenues (down \$608,000 from last year), the Contractual Adjustments (Medicaid, Medicare, Blue Cross, and VA) and also includes Journal Entries from entries that were made by the prior accountant that had essentially increased the revenues and decreased the expenses. Ms. White also reported on the expenses. Ms. White stated that at this time, the Medical Center was able to hold their own and pay their bills.

Ms. White stated that the budget amendment on the Agenda for the Assembly's approval was due to the prior accountant incorrectly increasing revenue. Ms. White stated that he had budgeted for grants and had missed the repair and maintenance on the mammogram machine.

In response to Assembly Member Mitchell, Ms. White said that the reason why salaries had jumped from 2014 to 2015 was due to more contracted positions being hired on instead of being contracted. She also said that the Professional Fees had dropped \$448,181.61 from last year.

In response to Assembly Member Blake, Marla Sanger Malpractice insurance had gone up due to the recent past claims that had been ongoing since she arrived; the rates are based on past claims. Ms. Sanger said that the increase in the Legal fees were due to what the auditor said was "clean-up" from the past 5 years. Ms. Sanger also said that the fees were also due in part to the attorney fees for the release from the Innovative Capital Contract. Ms. Sanger stated that the Medial Center does have a broker that shops around for better rates.

**AMENDMENTS TO THE AGENDA** – None

**CONFLICT OF INTEREST** – None

**CONSENT AGENDA**

**M/S: Blake/Mitchell, to approve Consent Agenda Items marked with an (\*) asterisk; 6a and 7a through 7e, and 13h. Motion approved unanimously by polled vote.**

## **APPROVAL OF MINUTES**

The minutes of the Regular Assembly meeting held on January 13, 2015 were approved, as presented.

## **COMMUNICATIONS**

- \*a. Acknowledge receipt of the City and Borough of Wrangell's Year End 06-30-2014 Basic Financial Statements, Required Supplementary Information, and Single Audit Reports
- \*b. Gaming Permit application from the Petersburg Gun Range
- \*c. Gaming Permit application from Catholic Community Services
- \*d. School Board Action from the January 19, 2015 Regular Mtg.
- \*e. Approve May 2<sup>nd</sup> and October 10<sup>th</sup>, 2015 as the 2015 Tax Free Days (submitted by the Wrangell Chamber of Commerce)

- \*13h. Final Plat approval of the SEALEVEL SUBDIVISION Plat Map

## **BOROUGH MANAGER'S REPORT**

The Borough Manager's Report was provided.

## **BOROUGH CLERK'S FILE**

The Borough Clerk's Report was provided.

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

**10a** There were no reports from the Mayor or the Assembly Members.

**10b** Appointment to fill the Vacancy on the Borough Assembly

***Assembly Member Blake made a motion to appoint Billie Younce to the Borough Assembly for the unexpired term ending on October 2015. Motion died for a lack of a second.***

Borough Clerk Lane requested that a recess be called so that she could try and contact the Borough Attorney for advice on how the Assembly should proceed since according to State Statutes, the appointment would need to be made within 30 days of when the seat was vacated.

Recessed at: 7:18 p.m.

Reconvened at: 7:20 p.m.

Clerk Lane stated that she was not able to get ahold of the Borough Attorney and explained that the Assembly had two options this evening. She said that they could ask Ms. Younce to come to the podium so that they could ask her questions; or they could wait until the February 10<sup>th</sup> Regular Assembly meeting to see if any more letters of interest came in. Lane also stated that the Assembly had until February 12<sup>th</sup> to make the appointment, so waiting until the next meeting would be okay.

It was the consensus of the Assembly to wait until the February 10<sup>th</sup> meeting to make the appointment.

**10c** Appointment to fill the Vacancy on the Planning & Zoning Commission

As there were no letters of interest received for this vacancy, the Mayor directed the Borough Clerk to continue advertising for the vacancy.

## **PERSONS TO BE HEARD**

### **UNFINISHED BUSINESS**

**12a** PROPOSED ORDINANCE No. 890: AN ORDINANCE PROVIDING FOR AMENDMENTS TO CHAPTERS 3.40 AND 3.68 OF THE MUNICIPAL CODES FOR THE WRANGELL AND PETERSBURG BOROUGH TO BE ENTITLED THOMAS BAY POWER COMMITTEE, MAKING THE COMMITTEE ADVISORY TO THE WRANGELL AND PETERSBURG BOROUGH ASSEMBLIES AND ACKNOWLEDGING THE CHANGE IN FORMS OF GOVERNMENTS FOR BOTH COMMUNITIES *(second reading)*

***M/S: Blake/Rooney, to approve Ordinance No. 890. Motion approved unanimously by polled vote.***

### **NEW BUSINESS**

**13a** PROPOSED ORDINANCE No. 892: AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING CERTAIN SECTIONS OF CHAPTER 9.12, FIREWORKS, OF THE WRANGELL MUNICIPAL CODE RELATING TO WHERE FIREWORKS ARE PROHIBITED, AND ADDING A NEW SECTION ON PENALTY FOR VIOLATION *(first reading)*

***M/S: Rooney/Blake, to approve first reading and move to a second with a Public Hearing to be held on February 10, 2015. Motion approved unanimously by polled vote.***

**13b** PROPOSED ORDINANCE No. 893: AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING TITLE 10, PUBLIC PEACE, MORALS, AND WELFARE, OF THE WRANGELL MUNICIPAL CODE TO ADD A NEW CHAPTER 10.18 ON ABUSE OF 911 SYSTEM, AND TO AMEND CERTAIN SECTIONS OF CHAPTERS 10.32 AND 10.36 RELATING TO WEAPONS AND DISCHARGE OF FIREARMS *(first reading)*

***M/S: Rooney/Blake, to approve first reading and move to a second with a Public Hearing to be held on February 10, 2015.***

Assembly Member Mitchell questioned the current ordinance language that prohibited discharging weapons within one-half mile in the service area as defined in WMC 1.06.040 (10.36.010, A).

***M/S: Mitchell/Blake, to change the code section to say that discharging weapons was prohibited up to mile 6. Amendment failed with Rooney, Mitchell, Jack voting yes; Blake voted no.***

Mayor Jack questioned the current ordinance language that addressed supervision and activity being safely conducted (10.36.020, B)

***M/S: Blake/Rooney, to add the verbiage to the code section to say that the person shooting shall be adequately supervised by a person over the age of 18. Amendment approved unanimously by polled vote.***

***Main Motion, as amended was approved unanimously by polled vote.***

**13c** PROPOSED ORDINANCE No. 894: 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: Blake/Mitchell, to approve first reading and move to a second with a Public Hearing to be held on February 10, 2015. Motion approved unanimously by polled vote.***

**13d** PROPOSED RESOLUTION No. 01-15-1309: A RESOLUTION OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, REQUESTS THAT THE ALASKA'S CONGRESSIONAL DELEGATION SEEK AN EXTENSION ON REAUTHORIZATION OF THE SRS PROGRAM IN EARLY 2015

***M/S: Rooney/Blake, to adopt Resolution No. 01-15-1309, requesting that the Alaska's Congressional Delegation seek an extension on the reauthorization program in early 2015. Motion approved unanimously by polled vote.***

**13e** PROPOSED RESOLUTION No. 01-15-1310: A RESOLUTION OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, APPROVING THE BOROUGH'S PARTICIPATION IN A PROPOSED REFINANCING BY THE ALASKA MUNICIPAL BOND BANK OF THE BOND BANK'S GENERAL OBLIGATION BONDS THAT PROVIDED FUNDS TO PURCHASE THE GENERAL OBLIGATION BOND, 2006, OF THE FORMER CITY OF WRANGELL, UNDER A LOAN AGREEMENT BETWEEN THE CITY AND THE BOND BANK; AND AUTHORIZING THE BOROUGH'S FINANCE DIRECTOR TO APPROVE A REVISED SCHEDULE OF PRINCIPAL AND INTEREST PAYMENTS ON THE CITY'S 2006 BOND, IN ACCORDANCE WITH THE LOAN AGREEMENT, IF THE BOND BANK SUCCESSFULLY REFINANCES ITS BONDS

***M/S: Blake/Rooney, to adopt Resolution No. 01-15-1310, that approves the participation in the Alaska Municipal Bond Bank's refinancing of the 2006-A Series General Obligation Bond, and approves the revised schedule of principal and interest payments.***

In response to Assembly Member Blake, Finance Director Burgess stated that the term of the loan would not change.

Manager Jabusch stated that since we have always paid our bonds on time, refinancing this loan should not change our credit rating.

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

**13f** Approval of the engineering services for the Shoemaker Bay Replacement RFP project

***M/S: Blake/Rooney, to approve the proposal for contract design services for the Shoemaker Bay Float Design Project to PND Engineer's Inc. Motion approved unanimously by polled vote.***

**13g** Approval of a Construction Contract award for the Wrangell City Dock Fender Pile Replacement project

***M/S: Mitchell/Blake, to approve a construction contract award for the Wrangell City Dock Fender Pile Replacement project.***

Manager Jabusch stated that there was only one bid received for this project from Western Dock & Bridge, LLC and that the contract amount would be for \$327,000.00.

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

**13h** Final Plat approval of the SEALEVEL SUBDIVISION

**\*\*This item was approved under the consent agenda\*\***

**13i** Approval of an Appraisal to Modify an existing Tidelands Lease for SEALEVEL SEAFOODS, LLC., to include a portion of A.T.S 81, adjacent to A.T.S. 1114, Tract B. (as requested by Vern Phillips of Sealevel Seafoods, LLC.)

***M/S: Blake/Mitchell, to approve the appraisal for modification to the existing Tidelands Lease, described as Lot 1, Sealevel Subdivision II, a portion of ATS 81, Wrangell, Alaska, and to increase the annual lease amount from \$3,804.00 to \$4,236.00, as presented. Motion approved unanimously by polled vote.***

**13j** Approval of a budget amendment for the Wrangell Medical Center

***M/S: Blake/Rooney, to approve a budget amendment to the FY 2015 Wrangell Medical Center Budget in the amount of \$582,031 for discrepancies found following the audit. Motion approved unanimously by polled vote.***

**ATTORNEY'S FILE** – Summary Report was provided to the Assembly

**EXECUTIVE SESSION** – None

Meeting adjourned at: 8: p.m.

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David L. Jack, Mayor

ATTEST: \_\_\_\_\_  
Kim Lane, Borough Clerk

# Agenda Item 7

## CITY & BOROUGH OF WRANGELL

### BOROUGH ASSEMBLY AGENDA ITEM February 10, 2015

#### **COMMUNICATIONS:**

INFORMATION: The Assembly may receive items for Communications, reasons only which do not require separate action. This is an avenue to keep the Assembly informed, for the public to enter items on the record, if necessary. The Assembly also receives agenda communications directly by their constituents, Borough Manager, other agencies' Officers and Department Directors.

**A MAIL BOX IS ALSO AVAILABLE IN THE BOROUGH CLERK'S OFFICE FOR EACH MEMBER OF THE ASSEMBLY AND SHOULD BE CHECKED ON A ROUTINE SCHEDULE.**

All items appearing under Communications on the Agenda have been approved under the Consent Agenda unless removed by an Assembly Member or the Mayor and placed on the regular agenda under Unfinished Business.

\*a. Minutes of the Regular School Board meetings held November 17, 2014 and December 15, 2014



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\*7a

**PROCEEDINGS****MINUTES****WRANGELL SCHOOL BOARD  
REGULAR MEETING**

November 17, 2014; 6:30 PM

Evergreen Elementary School Room 101-Intermediate

School Board President Susan Eagle called the regular meeting of the Wrangell Public School Board to order at 6:30 P.M. on Monday, November 17, 2014.

CALL TO ORDER

A quorum was determined with the following school board members present: Susan Eagle, Tammy Groshong, Rinda Howell, Aleisha Mollen and Cyni Waddington. Also present was Superintendent Patrick Mayer and Recording Secretary Kimberly Powell.

DETERMINE QUORUM

The Pledge of Allegiance was recited, led by Rinda Howell.

PLEDGE OF ALLEGIANCE

Elementary Principal Deidre Jenson introduced students from Mrs. Miller's 3rd grade and told the board that the class performs annually for the Alaska Day Senior Citizen's Luncheon. They prepare two songs for the event: "Alaska Flag Song" and "The Wrangell Song". This year they also performed at the elementary school at the Harvest Festival. The 3rd graders sang the Alaska Flag song and the Wrangell song for the school board. The students in attendance at the board meeting were: Renee Doak, Sierra Ely, Connor Guggenbickler, Kayla Meissner, Mindy Meissner, Spencer Petticrew, Mia Wiederspohn and Lillian Younce. They were accompanied by student teacher, Matt Nore.

ELEMENTARY STUDENT  
PRESENTATION

Mrs. Jenson also brought a mural to the board's attention that was painted for Harvest Festival by the High School Art Class. The shop class built the stand and the cut out. Mrs. Jenson said that the art class is also painting the bus stop shelter.

Laura Davies introduced three of her students to the board: Tyson Messmer, Sophie O'Brien and Jimmy Baggen.

Tyson told the board that in early November their class Skyped with a class in Edmonton, Alberta, Canada. He found it interesting how much snow Alberta gets - sometime the snow bank is higher than your head.

Jimmy told the board that on November 14, the class had to solve a mystery that would teach them about geography and teamwork. Jimmy said that the group consisted of a leader, two Google map searchers and a recorder. They had to discover where the class lived that they Skyped with lived.

Sophie O'Brien told the board that her class is studying the United States. Over a month, the students drew a map of the state. The map had to be drawn and colored neatly and had to include at least ten graphics. The lesson included, reading, writing, art and social studies.

The students led the board members down the hall to show them the map they created.

STUDENT  
REPRESENTATIVE  
REPORT

Tabitha Hommel, Junior Class Representative introduced herself to the School Board Members. She reported that the student council meets every week. They recently collected Halloween candy to send to the troops as part of "Operation Gratitude. The student council is conducting a poll to discover what kinds of drinks students would like in the vending machines. These drinks would meet all of the federal nutrition guidelines. Student council also has a suggestion box to collect other ideas. The student council is working on organizing a tee-shirt sale that will take place during the Region V Wrestling event. She said that last year the freshmen class did not have an advisor but this year, Beth Comstock has stepped up and has taken the position as sophomore class advisor.

## GUESTS TO BE HEARD

Parent Jackie de Montigny told the school board that she has wrote a couple of letters because she is having a difficult time with the middle school. The last letter that she wrote, she did not get a response to. "What this is about is student eligibility for academic travel. I felt that Elizabeth got really unfair, absolutely bad treatment and when it happened, I talked to Mr. Carney immediately and I think he talked with you. It happened on a Wednesday. They traveled on Thursday so I talked to Carney on Wednesday and Thursday. And what really irks me was when I heard that it was referee decision as in you can't do anything, you know when you get kicked out, there's no talking back. And when I hear that, it was like they are not willing to work... So this is what happened... And what I'm asking is... the letter says again I'm asking that the school board take action regarding the decisions being made by Principal Barnes at Stikine Middle School. The most recent incident was in denying Elizabeth travel with the 8<sup>th</sup> Grade Basketball team to Ketchikan at the end of the current grading period. Following the letter on the details of the situation (and I did delete some of them), I'm bringing this to your attention so that it is not repeated and also to illustrate the lack of engagement Principal Barnes has to identifying and address issues whether it's due to lack of resources or other reasons. The problem started when Elizabeth failed to get clearance to play sports at her annual sports physical at Tideline Clinic. Lynn said, 'No, I'm sorry, I can't sign off on it.' So, after a little coordination with Jack Carney, she was able to play until last year's physical expired. And so I had to take her; get a cardiologist to say it was okay. So we went to Anchorage and I scheduled the appointment for the first week of the second quarter. So Elizabeth missed school Monday through Thursday. And when we got back, it was Halloween. So the following Monday, grades were checked. Elizabeth had an F in one of her classes but didn't think that was a problem because she was going to be able to make it up. And so on Wednesday they did a grade check and she had an F in math and so they said she couldn't go. And immediately she was devastated by it. And I knew it wasn't right; it was like how can we jump through these hoops? So then I sent you a text and I don't know if you got it; you guys were at the School Board. I called for an answer; it was one of those things to call you to say, 'What do I do?' So anyway, what I talked to Carney multiple times, at the student/parent/teacher conference, we brought it up. Nobody said anything. They all just act like well, that's too bad, that's the way it goes. Elizabeth should be working harder which Elizabeth did better last quarter than she ever has on her grades since middle school. She's been working hard; she worked really hard at basketball. And I just... It's like it kept... I kept looking at it like what is wrong. So then I went and got the middle school handbook and look at it on page 4 under School Activities, it says, 'Students are allowed to participate in any sport for the first two weeks without academic restriction. After two weeks have past, any students with failing grades, blah, blah, blah.' It was in the second week that she was denied and when I have problems and I don't get answers, I don't have any place to go. And I think you need to respond and you need to take action. And on the back of this, I say what I want. Elizabeth was not granted a two-week grace period. I would like the School Board to review the eligibility guidelines Principal Barnes is using and adjust them, bring them into compliance with the student handbooks. I have something else that Jack gave me that said this is the policy. I would like all eligibility requirements for the rest of the year dropped for all of the kids because of the inadequate resources to manage the program. And in parenthesis, I say the lack of clear direction and the lack of experience for personnel to make decisions. No other kids should have that happen to them. It was very humiliating and I was just so pissed, still am, and emotional. And I'd like the school to recognize this mismanagement has resulted in tremendous stress to Elizabeth and I think other kids. And I don't know but there's some that I heard that didn't get to go because of failing grades. So if you've got a failing grade, they didn't get to travel. So that means these F's worked for the rest of the year. That's not right. When did that happen? That doesn't say that in that book. Where is this coming from?" President Eagle responded that the School Board would have to review it and get back to Ms. de Montigny. Ms. de Montigny went on to say, "Well, if you have an F, right, Jacob Hammer didn't get to go because he got an F last quarter and they're making up the rules as they go and it's a big deal to the kids. And it's just not right. And then, it's like, what do I do? You guys can't respond; they act like what they're doing is right. So, in closing, I say, I would like to bring up the outstanding issue I have from the first week of school; that I came here to the first meeting, wrote a letter, haven't gotten any response back. At this time, I requested a study hall in 6<sup>th</sup> period. I haven't received a call about this idea. Sorry. So this is a new idea. I say I've been attending the Parent Advisory Board Meetings and they're not talking about any of these issues. They're not dealing with issues and when I look at the School Board policy and why the board even exists, it's to deal with issues as assigned by the school board. The School Board hasn't given them any issues and so this whole academic eligibility, why isn't that being talked about? Why isn't study hall when I requested study hall? It's just like, no, that's it. That's not right. And so when you say you'll look into it, I want a response now."

Mrs. Eagle responded that the Board could not respond now but they would have the administration research the matter and a written response would be sent within the next week. Ms. de Montigny asked, "So, what do you do with Elizabeth? Elizabeth was raked over the coals. There's nothing you can do. This is really about the other kids and how they get treated. And for you to know that that's happened, that's not right and they're standing up to it and saying yes, it is right and so what do I do?" Mrs. Eagle reiterated that the Board would send a written response. Ms. de Montigny said, "This doesn't ask what I should do, what I do if I get an answer that I disagree with. Do I go to court, do I go you know by whatever means, but I guess I need to know it's what I do when I come here? And I guess the other thing in writing this letter; it's documentation, documentation for me and the school board. [Transcribed by Recording Secretary Kim Powell, 22:36 – 30:50]. *Letter is attached.*

# **GUESTS TO BE HEARD (CONTINUED)**

The agenda was approved as presented.

## **APPROVAL OF AGENDA**

Motion to approve the minutes of the October 20, 2014 Regular School Board Meeting as presented by Tammy Groshong, seconded by Cyni Waddington. Poll vote: Tammy Groshong: Yes; Rinda Howell: Yes; Aleisha Mollen: Yes; Cyni Waddington: Yes; Susan Eagle: Yes. Motion approved unanimously.

## **APPROVED THE MINUTES OF OCTOBER 20, 2014**

Information & Reports were accepted by unanimous consent.

## **ACCEPTED INFORMATION & REPORTS**

Motion to accept the Alaska Public Entity Insurance Safety Equipment and Training Grant award in the amount of \$1,000.00 by Rinda Howell, seconded by Tammy Groshong. Poll vote: Rinda Howell: Yes; Aleisha Mollen: Yes; Cyni Waddington: Yes; Tammy Groshong: Yes; Susan Eagle: Yes. Motion approved unanimously.

## **ACCEPTED THE APEI SAFETY EQUIPMENT AND TRAINING GRANT AWARD**

Motion to accept the FY'2014 audit as presented by Aleisha Mollen, seconded by Cyni Waddington. Poll vote: Aleisha Mollen: Yes; Cyni Waddington: Yes; Tammy Groshong: Yes; Rinda Howell: Yes; Susan Eagle: Yes. Motion approved unanimously.

## **ACCEPTED THE FY'2014 AUDIT AS PRESENTED**

Motion to accept the FY'2015 Budget Revisions as presented by Tammy Groshong, seconded by Rinda Howell. Poll vote: Cyni Waddington: Yes; Tammy Groshong: Yes; Rinda Howell: Yes; Aleisha Mollen: Yes; Susan Eagle: Yes. Motion approved unanimously.

## **ACCEPTED THE FY'2015 BUDGET REVISIONS AS PRESENTED**

Motion to approve the hire of Mrs. Maria Byford with appropriate placement on the salary schedule by Cyni Waddington; seconded by Aleisha Mollen. Poll vote: Tammy Groshong: Yes; Rinda Howell: Yes; Aleisha Mollen: Yes; Cyni Waddington: Yes; Susan Eagle: Yes. Motion approved unanimously.

## **APPROVED THE HIRE OF MARIA BYFORD**

Motion to accept the first reading of Board Policy #5040, Student Nutrition and Physical Activity to bring it into compliance with federal food service requirements by Tammy Groshong; seconded by Rinda Howell. Poll vote: Rinda Howell: Yes; Aleisha Mollen: Yes; Cyni Waddington: Yes; Tammy Groshong: Yes; Susan Eagle: Yes. Motion approved unanimously.

## **ACCEPTED THE FIRST READING OF BOARD POLICY #5040, STUDENT NUTRITION AND PHYSICAL ACTIVITY**

Motion to accept the second reading of Board Policy #5142.3, Restraint and Seclusion for inclusion in the policy manual by Rinda Howell, seconded by Aleisha Mollen. Poll vote: Aleisha Mollen: Yes; Cyni Waddington: Yes; Tammy Groshong: Yes; Rinda Howell: Yes; Susan Eagle: Yes. Motion approved unanimously.

## **ACCEPTED THE SECOND READING OF BOARD POLICY #5142.3, RESTRAINING AND SECLUSION**

Reviewed Board Policy #6141.2, Recognition of Religious Beliefs and Customs.

## **REVIEWED BOARD POLICY #6141.2, RECOGNITION OF RELIGIOUS BELIEFS REVIEWED THE UPCOMING DATES**

Reviewed the Upcoming Dates and Meeting Announcements

Reviewed Future Agenda Items

## **REVIEWED FUTURE AGENDA ITEMS**

School Board Secretary Tammy Groshong told the other board members that the AASB Conference was very informative and was happy to have the opportunity to attend. She also said that she enjoys the student presentations during school board meetings and hopes to see them on a regular basis. She appreciated that the student representative report talked about what is happening in the schools, not just about sports.

## **PRESIDENT REMARKS/COMMENTS FROM SCHOOL BOARD MEMBERS**

Rinda Howell agreed that the AASB Conference was very informative but would like to see more emphasis on policy and changes in law. Mrs. Howell said that she is looking forward to the reception to honor Stikine Middle School and would like to see 9<sup>th</sup> graders included in the reception invitation since they were a part of the middle school's success last year.

Board Member Mollen thanked the board for their warm welcome. She looks forward to serving the students, staff and board.

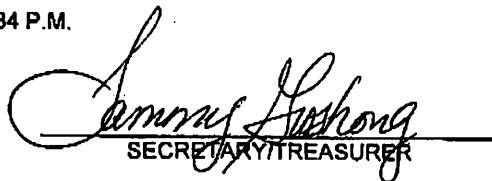
Board Member Waddington said that she also enjoyed the student presentations. She was glad to see a student representative in attendance at the board meeting. She is looking forward to the reception to honor the middle school. Mrs. Waddington said that she also enjoyed the AASB Conference. She is excited about the one-to-one technology program and hopes that it includes professional development for staff.

Mrs. Eagle reported that she also enjoyed the student presentations. She invited Ryan Howe to send the board a monthly report on behalf of WTA. Mrs. Eagle attended the Middle school basketball tournament in Petersburg and was impressed with the way our students and coaches represented the school.

Meeting Adjourned at 7:34 P.M.

**PRESIDENT  
REMARKS/COMMENTS  
FROM SCHOOL BOARD  
MEMBERS**

**ADJOURNED AT 7:34 P.M.**

  
SECRETARY/TREASURER

November 17, 2014

To: Wrangell District School Board

Re: Academic Eligibility to Travel for Sporting Events for Elizabeth Johnson, 8<sup>th</sup> grade Girls Basketball

Again, I am asking that the School Board take action regarding the decisions being made by Principal Barnes at the Stikine Middle School. The most recent incident was in denying Elizabeth travel with the 8<sup>th</sup> Grade Girls Basketball team to Ketchikan at the end of the 2<sup>nd</sup> week of the current grading period (Nov 7 & 8). The following letter outlines the details of the situation. I am bringing this to your attention so that it is not repeated, and also to demonstrate the lack of engagement Principle Barnes has to identify and address problems, whether it is due to lack of resources, or other reasons.

#1 → The problem started when Elizabeth failed to get clearance to play sports at her annual sports physical at Tideline Clinic. After a little coordination with Jack Carney, and approval from her cardiologist, Elizabeth was allowed to play until last year's physical 'expired', giving us time to get appointment and travel to Anchorage for a cardiology exam.

As it turned out, the appointment was during the first week of the second quarter. Elizabeth missed school Monday-Thursday, returning on Friday for Halloween partying. The following Monday "grades were checked" to determine eligibility for travel to Ketchikan at the end of the week. Elizabeth had an F in social studies but was confident she could make it up (and did) so went merrily on her way, until "Grade check" on Wed pm, when she discovered she had an F in math. Needless to say, I got a call at work from a devastated kid saying "we're not going to Ketchikan" (the following pm).

I discussed the problem with Jack Carney, and was told, "It's like a referee call" (not to be questioned, or you are thrown out of the game).

The Middle School Handbook provides the following criteria for eligibility: Page 4, 3) School Activities

b. Academic Eligibility to Travel for Sporting Events

In order to participate in sports, a student must meet the "eligibility standards". Students may have only A, B or C and must show appropriate behavior during school and practice. Students are allowed to participate in any sport for the first two weeks without academic restrictions. After two weeks have passed, any students with failing grades or incompletes for the current quarter are suspended from the team. Students then have 5 academic days to regain eligibility...



Travel eligibility is determined on the Monday of the week of travel. Students who have failing grades or incompletes at that time will not be allowed to travel. ...

Travel eligibility will be checked weekly by the Teacher Team. (WHO?)

Students are encouraged to attend and participate in activities. (right?)

Elizabeth was not granted the two week grace period. If the school followed the handbook direction she would have been able to travel to Ketchikan. (And shine!)

I would like the School Board to review the eligibility guidelines Principle Barnes is using and adjust them to bring them into compliance with the Student Handbook. This should be done immediately for both the Middle School and the High School.

I would like all academic eligibility requirements for the rest of the year dropped because of inadequate resources to manage the program. (the lack of clear direction and the lack of experienced personnel to make decisions)

And I would like the school to recognize that this mismanagement has resulted in tremendous stress to Elizabeth, and I am sure other students in a similar situation, e.g. failing quarter grades. For this reason, I am asking that the first three weeks of the current quarter grades be exempt from their final grade.

In closing I would like to bring up the outstanding issue I have from the first week of school. After discussion w/Prin.Barnes & Sup.Meyers to allow my daughter Study Hall time during 6<sup>th</sup> period, I submitted a letter to the School Board asking for review and overturning of their decisions. I have not received a response. In the mean time I have attended Parent Advisory board meetings, thinking this topic would come up for discussion. It hasn't. As far as I can tell the Advisory board has not taken up any substantive topics other than working to define themselves and their vision or goals. It seems reasonable to me that the Parent Advisory Board should be taking parental input on issues such as "Academic eligibility" prior to incorporation as School rules or District Policy.

Thank you.

Jacqueline de Montigny

# PROCEEDINGS

## MINUTES

### WRANGELL SCHOOL BOARD REGULAR MEETING

December 15, 2014; 6:30 PM

Evergreen Elementary School Room 101-Intermediate

CITY CLERK  
FEB 03 2015  
RECEIVED

School Board President Susan Eagle called the regular meeting of the Wrangell Public School Board to order at 6:30 P.M. on Monday, November 17, 2014.

CALL TO ORDER

A quorum was determined with the following school board members present: Susan Eagle, Tammy Groshong, Rinda Howell, Aleisha Mollen and Cyni Waddington. Also present was Superintendent Patrick Mayer and Recording Secretary Kimberly Powell.

DETERMINE QUORUM

The Pledge of Allegiance was recited, led by Aleisha Mollen.

PLEDGE OF ALLEGIANCE

Tabitha Hommel, Junior Class Representative told the board that the Student Council has continued to meet every Thursday after school, with the exception of Thanksgiving. They are hosting a locker-decorating contest and an ugly sweater contest on the last day before Christmas break. They have gotten the results back from the student body and have compiled a list of the student favorites in the vending machine.

STUDENT  
REPRESENTATIVE  
REPORT

Drew Larrabee, Vocational Teacher gave a presentation on Wolf Fabrication, Wrangell Public Schools Vocational Shop. Mr. Larrabee told the Board that they are teaching students around the concept of an actual business. The students decided to name their "business," Wolf Fabrications.

STUDENT  
PRESENTATION

A grant provided 7 new computers, a 3D printer, a Laser Cutter/engraver and a CNC router. The class is building two jet boats this year; many of the boats are being designed using the CAD project. One boat that was built using the CAD was cut with the Plasma Cutter at the Shipyard and it took about 15 minutes to cut out. Students still build models and plan their boats have they have in the past.

Tabitha Hommel presented the projects that the Construction Trades class is working on. They have built a chicken coop/garden shed for Winston Davies and are currently building an office space for Don Sorric at the Wrangell Shipyard.

Student Malachi Cole told the board that they are using the Rhino 3D training to tie into the CAD program. He said the new laser cutter is by far the most fun to use by far. He shared a couple of Celtic cross projects that he made using inlaid wood. He said that he and Justus Mikkelsen would be building a tree shaped bench as their senior project. Malachi showed the Board an example of 3D printing and said that this technique is being used in the medical field to develop skin for prosthetics, etc. This technology is the cutting edge of the future.

Tabitha told the Board that a technology club has been developed with Matt Gore as the advisor. They are developing "raspberry pie" computer chips and are working on building a working robot that could take on simple tasks and even act as a hall monitor with face recognition software.

Students have designed plaques to show appreciation for coaches using the laser printer. Community members are starting to request projects. Medallions were developed for a 5K marathon during Alaska Day. Composting bins were built for the community garden.

There are two new chop saws that were installed prior to school. One cuts aluminum, the other cuts steel. There is a new table saw with a saw stop that will detect skin and won't cut a person.

Mr. Larrabee shared a 5-year plan and needs for the shop. There is outdated, 40-year old equipment that needs to be replaced. He also said that the shop needs to be painted, sinks need to be replaced; an explosion cabinet needs to be purchased to store mineral spirits, etc. Space is becoming an issue but the middle school commons and commons office are not really being utilized so there are opportunities to expand.

Three courses are offered for dual credit with the university: welding, construction trades and general woods. Hopefully, more tech prep courses will be offered in the future.

There were no guests to be heard.

GUESTS TO BE HEARD

The agenda was approved as presented.

APPROVAL OF AGENDA

Deferred action on the November 17, 2014 Regular School Board Meeting until January so that Recording Secretary Kim Powell can transcribe the exact language used by a community member under Guests To Be Heard.

DEFERRED ACTION ON  
THE MINUTES OF  
NOVEMBER 17, 2014

Motion to approve Item #8B (Disposal of Surplus Equipment) on the consent agenda as presented by Rinda Howell; seconded by Tammy Groshong. Poll vote: Cyni Waddington: Yes; Tammy Groshong: Yes; Rinda Howell: Yes; Aleisha Mollen: Yes; Susan Eagle: Yes. Motion approved unanimously.

APPROVED DISPOSAL  
OF SURPLUS  
EQUIPMENT

Information & Reports were accepted by unanimous consent.

ACCEPTED INFORMATION &  
REPORTS

Motion to accept the donation from Alaskan Dream Cruises in the amount of \$1,000.00 to be used for Student Activities by Tammy Groshong, seconded by Rinda Howell. Poll vote: Tammy Groshong: Yes; Rinda Howell: Yes; Aleisha Mollen: Yes; Cyni Waddington: Yes; Susan Eagle: Yes. Motion approved unanimously.

ACCEPTED THE  
DONATION FROM  
ALASKAN DREAM  
CRUISES

Motion to accept the Career Technical Education Grant Award from the Alaska Department of Education in the amount of \$15,000.00 by Cyni Waddington, seconded by Aleisha Mollen. Poll vote: Rinda Howell: Yes; Aleisha Mollen: Yes; Cyni Waddington: Yes; Tammy Groshong: Yes; Susan Eagle: Yes. Motion approved unanimously.

ACCEPTED THE  
CAREER TECHNICAL  
EDUCATION GRANT  
AWARD

Motion to accept the Consolidated Grant Award from the Alaska Department of Education in the amount of \$248,655.87 by Aleisha Mollen, seconded by Cyni Waddington. Poll vote: Aleisha Mollen: Yes; Cyni Waddington: Yes; Tammy Groshong: Yes; Rinda Howell: Yes; Susan Eagle: Yes. Motion approved unanimously.

ACCEPTED THE  
CONSOLIDATED GRANT  
AWARD

Motion to accept the Early Literacy K-3 Grant Award from the Alaska Department of Education in the amount of \$830.66 by Rinda Howell; seconded by Tammy Groshong. Poll vote: Cyni Waddington: Yes; Tammy Groshong: Yes; Rinda Howell: Yes; Aleisha Mollen: Yes; Susan Eagle: Yes. Motion approved unanimously.

ACCEPTED THE EARLY  
LITERACY K-3 GRANT  
AWARD

Motion to accept the Special Education Grant Award from the Alaska Department of Education in the amount of \$120,291.72 by Tammy Groshong, seconded by Aleisha Mollen. Poll vote: Tammy Groshong: Yes; Rinda Howell: Yes; Aleisha Mollen: Yes; Cyni Waddington: Yes; Susan Eagle: Yes. Motion approved unanimously.

ACCEPTED THE  
SPECIAL EDUCATION  
GRANT AWARD

The School Board reviewed Board Policy #1330, Use of School Facilities as presented.

REVIEWED BP #1330,  
USE OF SCHOOL  
FACILITIES

Motion to accept the second reading of Board Policy #5040, Student Nutrition and Physical Activity for inclusion in the policy manual by Rinda Howell; seconded by Tammy Groshong. Poll vote: Rinda Howell: Yes; Aleisha Mollen: Yes; Cyni Waddington: Yes; Tammy Groshong: Yes; Susan Eagle: Yes. Motion approved unanimously.

ACCEPTED THE  
SECOND READING OF  
BOARD POLICY #5040,  
STUDENT NUTRITION  
AND PHYSICAL  
ACTIVITY

Motion to accept the first reading of Board Policy #5125.1, Release of Directory Information, Board Policy #6141, Curriculum Development and Evaluation and Board Policy #6143, Course of Study as presented by Tammy Groshong, seconded by Rinda Howell. Poll vote: Aleisha Mollen: Yes; Cyni Waddington: Yes; Tammy Groshong: Yes; Rinda Howell: Yes; Susan Eagle: Yes. Motion approved unanimously.

ACCEPTED THE FIRST  
READING OF BOARD  
POLICY #5125.1, 6141  
AND #6143

The School Board reviewed Board Policy #6144, Controversial Issues as presented.

REVIEWED BP #6144,  
CONTROVERSIAL  
ISSUES

Motion to accept the first reading of Board Policy #6145, Extracurricular and Co-curricular Activities as presented by Rinda Howell; seconded by Cyni Waddington. Parent Jackie de Montigny gave testimony on the first reading of the policy. Ms. de Montigny is concerned that the student handbooks are not consistent with the board policy. Now we are changing policy to make it consistent with the handbooks. She is concerned that we are raising the standards for students. She doesn't think anyone knows how we are applying this policy. How is the school doing grade checks? Principal Barnes said grade checks are done on Mondays regardless of when the students travel. She thinks that there are many people who don't support the change in policy even though the school says that all staff supports the change. She feels that once students lose the ability to travel, they don't have the motivation to do any schoolwork. Ms. de Montigny does not think we should take the word annually out of the policy because the regulation says we need to annually decide on the activities that we provide. She does not like the paragraph that allows the superintendent or designee to exempt students from eligibility requirements for up to a semester. She doesn't feel that one person should get to make the decision. Poll vote: Cyni Waddington: Yes; Tammy Groshong: Yes; Rinda Howell: Yes; Aleisha Mollen: Yes; Susan Eagle: Yes. Motion approved unanimously.

ACCEPTED THE FIRST  
READING OF BOARD  
POLICY #6145,  
EXTRACURRICULAR  
AND CO-CURRICULAR  
ACTIVITIES

Motion to accept the first reading of Board Policy #7010, Addressing the Board and Board Policy #7012, Communications to and From the Board as presented by Aleisha Mollen, seconded by Cyni Waddington. Poll vote: Tammy Groshong: Yes; Rinda Howell: Yes; Aleisha Mollen: Yes; Cyni Waddington: Yes; Susan Eagle: Yes. Motion approved unanimously.

ACCEPTED THE FIRST  
READING OF BOARD  
POLICY #7010 AND  
#7012 AS PRESENTED

The School Board reviewed Board Policy #7311, Board Policies as presented.

Reviewed the Upcoming Dates and Meeting Announcements

Reviewed Future Agenda Items

Tammy Groshong told the other School Board Members that she is very impressed with the shop presentation.

Aleisha Mollen said that she was impressed at the high school concert. The jazz band blew her away. The caliber of the students' artwork shows the caliber and professionalism of our teachers and their programs.

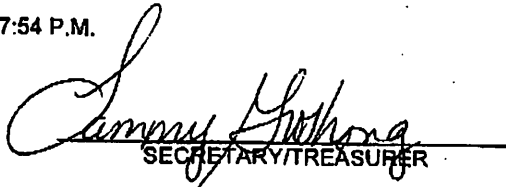
Cyni Waddington echoed Aleisha Mollen's sentiments. She attended the elementary assembly last week and was glad to see that the "character counts" theme is catching on. She does like seeing the guest speakers being brought in to talk with the students. They are top notch.

Meeting Adjourned at 7:54 P.M.

REVIEWED BP #7311  
BOARD POLICIES  
REVIEWED THE  
UPCOMING DATES  
REVIEWED FUTURE  
AGENDA ITEMS

PRESIDENT  
REMARKS/COMMENTS  
FROM SCHOOL BOARD  
MEMBERS

ADJOURNED AT 7:54 P.M.

  
SECRETARY/TREASURER

**TO: THE HONORABLE MAYOR AND ASSEMBLY  
CITY AND BOROUGH OF WRANGELL**

**FROM: JEFF JABUSCH  
BOROUGH MANAGER**

**RE: BOROUGH MANAGER'S REPORT**

**DATED: February 10<sup>th</sup>, 2015**

**Personnel Changes:**

The Borough has offered the Parks and Recreation Director's position to Kate Thomas. Kate is currently working for AICS and has lived in Wrangell for approximately 7 years. She will begin on February 18<sup>th</sup>.

**Library:**

The Library has applied and received a grant to pay for the cost to send our new assistant librarian to the Alaska Library Association Conference. The conference will help her to learn how all of the library networks in the state work. This will also help and assist her in building partnerships with other libraries, museums and tribal members.

The library also received other funding to upgrade computers at the library and to bring new technology to enhance learning for both children and adults.

**Light Department:**

Unit #4 voltage regulation upgrade: Parts have been ordered from Bassler Electric through Electric Power Systems. The lead time on that order is 18 weeks from the factory putting their arrival in Wrangell sometime at the end of May. Once the parts are here, the installation of the parts will begin.

System Study: The Light Department Superintendent has received a draft scope of work and proposal from Electric Power Systems as this is the engineering firm that did our last study. They are familiar with our system, already have it modeled and will be essentially updating the study done back in 2005. The Superintendent has asked for some focus on key areas of concern that may not be a part of the proposal and once he is satisfied these concerns are on the list, he will bring it to the manager for approval. This is budgeted and with the \$25,000 dollar limit of the manager.

Log Street and Timber Avenue line extension: This was a total of about (10) spans of primary power needed to address some very serious code and life-safety violations that had built up over the years out at 13 mile. WML&P was able to partner with the residents out there to get this line built. It is now complete and the non-compliant distribution is being removed.

Etolin Street line Extension: WML&P expects that it will take (4) spans of primary power to serve the lots coming out for bid on Etolin Street. Currently we are waiting on a final survey identifying right of way and property corners. The weather has been unseasonably favorable and it is expected that the project can start as soon as the survey is complete.

Cassiar Street Line Rebuild: The first phase of this project can start almost any time as long as this weather holds. This will involve planting the new poles at the pre-built locations included in the street upgrade project. This will be followed by the stringing of conductor. The second phase will be the cutting over of services to the new line. As this will involve isolated outages at each residents location, this portion of the project will be deferred until later in the spring when weather is more favorable.

Bits and Pieces: Line apprentice Dwight Yancey graduated to journey level line man at the end of the year giving us a total of (3) linemen on staff. This gives us a level of flexibility we have not had before given the minimum staffing requirements for certain types of electrical work. As a comparative figure Petersburg typically has (6).

Also speaking of Petersburg, Three members of our crew were able to attend another joint safety training seminar in Petersburg last week. This year's presentation included focus on hearing protection, Arc Flash requirements, Fire Resistant gear, fall restraint, fall arrest and climbing gear.

The brushing program we have been undertaking appears to be working. In spite of record rain fall and winds last week in excess of 60 MPH no outages were reported as a result of tree damage.

On the SEAPA side we are looking at record water levels in both lakes. Tyee lake is sitting at 1386 which is only (10) feet from spilling, Swan lake just stopped spilling as of this morning. This is a very rare event given the time of year it is.

### **Nolan Center:**

This is information that our Director, Terri Henson, gave me in December but I was gone and it slipped through the cracks.

Events over the holidays included Christmas Tree Lane, Dove tree for our local Hospice, Wrangell Choroales Performance, and the community market.

Southeast Conference went really well, The Nolan Center staff did a wonderful job and really pulled together. Civic workers were Nancy, April, Cocoa & Steve while Marlene kept the museum in action. We had others pitch in throughout including Kay, Kim, Tim and Carol.

The Board of Fisheries met in January and there were 80-100 people here for around 12 days which brought a good boost to the town during traditionally a slow time for businesses town.

The off-site items located under the old Gym, in the old line office by the brig, and in the barn out at Shoemaker Park have been inventoried. We're working on a solution as to what we'll do with everything. The old line office and the barn do not have heat that would protect items from the damp conditions. We have been able to move a few items and are making room for more as we can. We'll be looking at doing some de-accessioning in the future and will be working with the Friends of the Museum on that project. Progress is being made on the past perfect software and we just received a small grant for two new computers and some office software. We have a limited version of the past perfect up and running for the public to use and we've already had people use it for research here in town. We'll be updating this as time goes on and we enter more items from the collection. The collection onsite inventory continues and I'm sure will for quite some time. We'll be shutting down the Museum to the public for February and March while we inventory and enter the gallery items into the software system. This will give us time to number,



photograph, and enter the items along with inspecting the displays, cleaning cases and signage. I still estimate inventorying and data entry to be a two year project and I feel the first few months have gone well.

A bug management plan has been implemented at the museum using standard museum guidelines. Cindy has set traps throughout the building and has recorded the findings (Bugs). Areas of concern were around doors and I have made a correction plan involving new door sweeps and outdoor spraying around doors starting this spring.

### Wrangell Visitors Center-End of the 2014 Season

I wanted to share some of the negative and positive comments and concerns that I heard at the visitor center this year.

First let me say that people love Wrangell and find it to be a very friendly and welcoming community. I've had the opportunity to talk with many of the travelers that come through our town, whether they're on a cruise ship or are an independent traveler. Most of this relates to the independent traveler since they are the ones I have more time to talk with and they also spend the most time in town. Not all of these are things we have control of but were brought to our attention.

#### What they love about us

- What a pretty town (They love our waterfront and fresh Downtown)
- How friendly everyone is
- The Nolan center – Visitor Center / Museum / grounds
- Having good hiking in and close to town
- That it's not a "cruise ship" town
- The boat services

#### What they would like to see

- Better restrooms / showers at the tent camp areas (restrooms are far to hike to during the night) in both the City park and SMB camps
- We need to make sure the items we do offer are in good working condition
- Better driving surface in RV Park
- We need to increase the time stay at the City park tent camp to 3-5 days
- A place to buy local seafood (both fresh and cooked)
- Bike rentals
- Better signs to hiking trails
- A place to store baggage/backpacks for the day
- An easier and cheaper way to see Anan—people are surprised it was so expensive to go and many opted not to go because of the cost
- A lack of Anan permits available to those not wanting to purchase a tour (I had yachters not able to go because there were not enough permits left on the days they needed)
- Better description of how Anan is accessible from Wrangell (many had the impression that they could rent a car and drive out to see it)
- For Charter companies having a "store front" that people can find, go into book and book a trip would be great. I let people use the phone here at the center to call around and sometimes called for them. I am always happy to print off and post any weekly scheduled trips here at the center if they are sent to me.

## **Projects:**

- Bid was approved for installation of the new fender piling project at the city dock. This is expected to be completed in the next 3 or 4 months.
- The court remodel is expected now to not start until October when the court is closed. We hope to have this bid out long before that so the contractor doing the work can have all their materials here and ready to go when the court temporarily closes for this construction.
- The Sewer Pump Stations have a completed design, but unfortunately the funding available is not enough to do both pumps. Our main grant funder has told us they would rather we seek more funding so that the entire project can be done and have expressed to us the possibility that we could possibly get more money from them. We also will have requests into the State.
- Etolin Lots need to have several things done before we can bid them out to the public. The first is to have them surveyed. This will include putting in corner stakes and utility easements for water, sewer and electric. We also need to put electricity to the lots and then lastly put in the sewer pump units that are needed to pump into the sewer system. Once those items are resolved, we will bid this out to the public.
- Cassiar Street- Borough staff is working to close out the contract with Rock & Road. Remaining for completion under a separate contract during Spring/Summer 2015 is the sewer line in the McCormack Street Right of Way, minor drainage repairs, and installation of a section of retaining wall.
- CIAP / Baler Project-Staff continues to draft the RFP for the purchase of the baler while awaiting the outcome of our grant extension request.
- Dam Inspection- Shannon & Wilson has been contracted to perform the Dam Inspection work. The work would be better performed when the water level is high in the reservoirs due to the concern of stability, which is more critical at higher water levels. Therefore, the inspection team will likely wait until spring to begin the dam inspection work.
- Water Plant Pilot Study- Staff is preparing to draft a Request for Proposals for the Water Plant Pilot Study. Once the final document is complete, the solicitation will be advertised seeking firms interested in this project.

# Agenda Item 9

## CITY & BOROUGH OF WRANGELL

### BOROUGH ASSEMBLY AGENDA ITEM

### CLERK'S REPORT February 10, 2015

#### Mark Your Calendar:

- 2/12 Planning & Zoning meeting scheduled for 7pm in the Assembly Chambers
- 2/14 Wrangell Chamber of Commerce Annual Dinner @ the Nolan Center
- 2/18 Hospital Board Meeting scheduled for 5:30 pm at the Nolan Center
- 2/24 Regular Assembly mtg. scheduled for 7pm in the Assembly Chambers

TBD SEAPA Board Meeting



AML Legislative Conference will be from February 16th thru the 18th in Juneau.

Those attending are:

Mayor Jack and Assembly Members Rooney, Mitchell, and Blake

Kim Lane, Borough Clerk



### Secondary amendment (rank 3b)

Jasmine: *I move that we amend the motion to amend by adding the words "on the north shore."*

When a group amends a main motion, the motion they use is called "primary amendment." It is also possible to amend an amendment while it is being considered. This is called a "secondary amendment." The "secondary amendment" applies only to the "primary amendment."

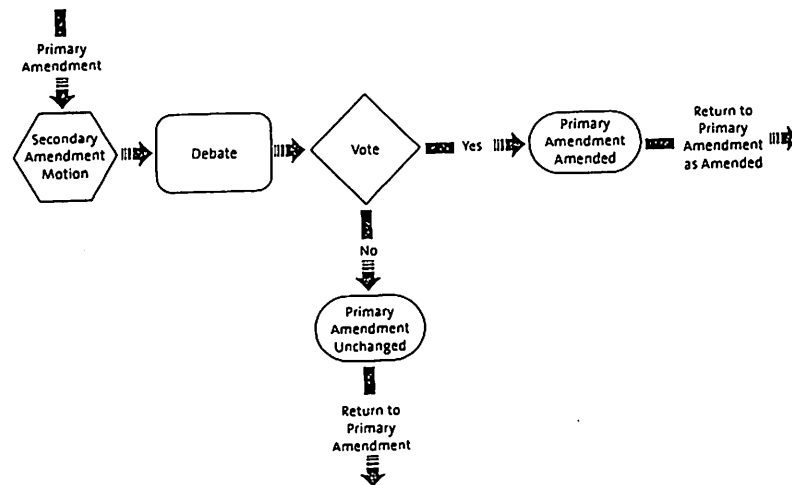


Figure 7. Secondary Amendment

A secondary amendment:

- requires a second,
- can be debated, and
- takes a majority vote to pass,
- but it cannot be amended; this is the case, logically enough, because the process has to end somewhere.

A secondary amendment modifies a primary amendment by the usual methods:

- Add or insert words.
- Strike out words.
- Strike out and add or insert words.
- Substitute.

As with the previous motion, the group votes on this motion before it votes on the amendment that it modifies.

#### IN OUR EXPERIENCE

*People get quite nervous when someone talks about "amending the amendment," but this motion isn't as daunting as it seems. Understanding how to use it can prove very helpful. It's also important to remember that once you've reached a "secondary amendment," you can't keep going. No tertiary amendments are allowed! —Ann*

# Agenda Items 10 a, b, & c

## CITY & BOROUGH OF WRANGELL

BOROUGH ASSEMBLY  
AGENDA ITEM  
February 10, 2015

### MAYOR/ASSEMBLY REPORTS AND APPOINTMENTS:

INFORMATION: This agenda item is reserved for the Mayor and Assembly Member's special reports. Such information items as municipal league activities, reports from committees on which members sit, conference attendance, etc., are examples of items included here.

- **Item 10a**      Reports by Assembly Members
  
- **Item 10b**      Appointment to fill the vacancy on the Borough  
Assembly

One vacancy (unexpired term until *October 2015*)

*There were two (2) letters of interest received for this vacancy from:*

- Billie Younce
- David Powell

### Recommended Motion:

Move to appoint \_\_\_\_\_ to fill the vacancy on the Borough Assembly for the unexpired term until October, 2015.

➤ **Item 10c**      **Appointment to fill the vacancy on the Planning & Zoning Commission**

*There were no letters of interest received for this vacancy.*

Appointment to be made by the Mayor, with the consensus of the Borough Assembly.

**If there is not a consensus from the Assembly, an Assembly Member can make a motion to appoint..... :**

Move to appoint \_\_\_\_\_ to fill the vacancy on the Planning & Zoning Commission for the unexpired term ending October 2016.



# Agenda Item 12a

## CITY & BOROUGH OF WRANGELL

### BOROUGH ASSEMBLY AGENDA ITEM February 10, 2015

#### INFORMATION:

PROPOSED ORDINANCE No. 892: PROPOSED ORDINANCE No. 892: AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING SECTIONS OF CHAPTER 9.12, OF THE WRANGELL MUNICIPAL CODE, FIREWORKS *(second reading)*

#### **Background**

*The proposed Ordinance is a result of the Code Review Committee's suggested changes. Chief McCloskey participated in the meetings where these changes were recommended.*

#### Attachments:

1. Proposed Ordinance No. 892

#### **RECOMMENDED ACTION:**

Move to approve Ordinance No. 892.

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CITY AND BOROUGH OF WRANGELL, ALASKA

ORDINANCE NO. 892

AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING CERTAIN SECTIONS OF CHAPTER 9.12, FIREWORKS, OF THE WRANGELL MUNICIPAL CODE RELATING TO WHERE FIREWORKS ARE PROHIBITED, AND ADDING A NEW SECTION ON PENALTY FOR VIOLATION

BE IT ORDAINED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA:

[The changes to the existing code are shown as follows: the words that are underlined are to be added and the words that are **[bolded and in brackets are to be deleted]**.]

SEC. 1. Action. The purpose of this ordinance is to amend certain sections of Chapter 9.12, Fireworks, of the Wrangell Municipal Code relating to where fireworks are prohibited, and to add a new section on penalty for violation.

SEC. 2. Amendment. The list of sections in Chapter 9.12, Fireworks, of the Wrangell Municipal Code is amended to read:

Chapter 9.12  
FIREWORKS

Sections:

9.12.010 Defined.

9.12.020 Prohibited.

9.12.030 Sale prohibited.

9.12.040 Fireworks displays – Permission of fire and police chiefs required.

9.12.050 Penalty for violation.

SEC. 3. Amendments. Sections 9.12.020, 030, and 040 of Chapter 9.12 of the Wrangell Municipal Code are amended to read:

**9.12.020 Prohibited.**

It is unlawful and prohibited for any person to ignite, discharge, fire or cause to be ignited, discharged or fired any fireworks or firecracker corporate limits of the borough, which makes a report of loud noise or ascends into the air by its own power. **[Violation of any**

**provision of this chapter shall be punishable as provided for in WMC 1.20.010.]**

**9.12.030 Sale prohibited.**

It is unlawful to offer for sale, sell, bargain or give to any person any firecrackers or fireworks or any kind or description within the Wrangell Island Service Area.

**9.12.040 Fireworks displays – Permission of fire and police chiefs required.**

The borough chief of police and fire chief are granted the joint authority to permit any person to give a fireworks display for any special occasion or reason within the corporate limits of the borough, but no such demonstration or display shall be conducted without first securing permission in writing from the chief of police and the fire chief and establishing to the satisfaction of each of them that the same will be conducted in a manner which will protect the safety of all persons watching the same and the property in the immediate vicinity.

SEC. 4. New Section. A new section 9.12.050 is added to Chapter 9.12 of the Wrangell Municipal Code to read:

**9.12.050 Penalty for violation.**

Any person violating any provision of this chapter is guilty of an infraction and shall be punished by the fine established in the 1.20.050 fine schedule if the offense is listed in that fine schedule or by a fine of up to \$500 if the offense is not listed in the 1.20.050 fine schedule.

SEC. 5. Classification. This ordinance is of a permanent nature and shall be codified in the Wrangell Municipal Code.

SEC. 6. Severability. If any portion of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

SEC. 7. Effective Date. This ordinance shall be effective upon adoption.

PASSED IN FIRST READING: January 27, 2015.

PASSED IN SECOND READING: \_\_\_\_\_, 2015.

---

David L. Jack, Mayor

ATTEST:

---

Kim Lane, Borough Clerk

Draft

# Agenda Item 12b

## CITY & BOROUGH OF WRANGELL

### BOROUGH ASSEMBLY AGENDA ITEM February 10, 2015

#### INFORMATION:

PROPOSED ORDINANCE No. 893: AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING TITLE 10, PUBLIC PEACE, MORALS, AND WELFARE, OF THE WRANGELL MUNICIPAL CODE TO ADD A NEW CHAPTER 10.18 ON ABUSE OF 911 SYSTEM, AND TO AMEND CERTAIN SECTIONS OF CHAPTERS 10.32 AND 10.36 RELATING TO WEAPONS AND DISCHARGE OF FIREARMS *(second reading)*

#### **Background**

*The proposed Ordinance is a result of the Code Review Committee's suggested changes. Chief McCloskey participated in the meetings where these changes were recommended.*

*At the Regular Assembly meeting on January 27<sup>th</sup>, the Assembly approved a change to Section 10.36.020 Exceptions. The suggested change was approved by Barbara Ritchie, Borough Attorney's office.*

#### Attachments:

1. Proposed Ordinance No. 893

#### **RECOMMENDED ACTION:**

Move to approve Ordinance No. 893.

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CITY AND BOROUGH OF WRANGELL, ALASKA

ORDINANCE NO. 893

AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING TITLE 10, PUBLIC PEACE, MORALS, AND WELFARE, OF THE WRANGELL MUNICIPAL CODE TO ADD A NEW CHAPTER 10.18 ON ABUSE OF 911 SYSTEM, AND TO AMEND CERTAIN SECTIONS OF CHAPTERS 10.32 AND 10.36 RELATING TO WEAPONS AND DISCHARGE OF FIREARMS

BE IT ORDAINED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA:

[The changes to the existing code are shown as follows: the words that are underlined are to be added and the words that are **[bolded and in brackets are to be deleted]**.]

SEC. 1. Action. The purpose of this ordinance is to amend the Title 10, Public Peace, Morals, and Welfare, of the Wrangell Municipal Code to add a new chapter on abuse of 911 system, and to make amendments to sections in Chapters 10.32 and 10.36 relating to weapons and firearms.

SEC. 2. Amendment. Title 10 of the Wrangell Municipal Code is amended to add a new Chapter 10.18 to the list of chapters to read:

Title 10  
PUBLIC PEACE, MORALS, AND WELFARE

Chapters:

- 10.04 False Fire Alarms
- 10.08 Interference with Officers
- 10.12 Repealed
- 10.16 Trespass on Public Floats
- 10.18 Abuse of 911 system
- 10.20 Repealed
- 10.24 Repealed
- 10.28 Curfew for Minors
- 10.32 Misconduct Involving Weapons **[Carrying Weapons]**
- 10.36 Discharge of Firearms and Other Weapons
- 10.40 Abandoned Personal Property



10.44 Possession, Control, or Consumption of Alcoholic Beverages

10.48 Possession of Tobacco by a Minor

SEC. 3. New Chapter. A new Chapter 10.18 is added to Title 10 of the Wrangell Municipal Code to read:

Chapter 10.18  
ABUSE OF 911 SYSTEM

Sections:

10.18.010 Abuse of 911 system.

**10.18.010 Abuse of 911 system.**

(a) Any person who, after being warned that their use of the 911 telephone system is improper, uses the 911 telephone system for any reason other than because of an emergency is guilty of an infraction.

(b) For purposes of this section "emergency" means any condition in which a reasonable person would believe emergency services will result in the saving of a life, a reduction in the destruction of property, quicker apprehension of a criminal, assistance with potentially life-threatening medical problems, a fire, a need for rescue, an imminent potential crime, or a similar situation in which immediate assistance is required. "Emergency" also includes calls to 911 the purpose of which is to prevent an emergency response from being initiated when no such response is needed.

(c) A violation of this section shall be fined as provided in WMC 1.20.050.

SEC. 4. Amendment. Chapter 10.32 of the Wrangell Municipal Code is amended to read:

Chapter 10.32  
MISCONDUCT INVOLVING WEAPONS [CARRYING WEAPONS]

Sections:

10.32.010 Misconduct involving weapons [Carrying concealed weapons prohibited].

**[10.32.020 Carrying loaded firearms.**

**10.32.030 Dangerous weapons in certain premises.**

**10.32.040 State law.]**

**10.32.010 Misconduct involving weapons [Carrying concealed weapons prohibited].**

For misconduct involving weapons, the City and Borough of Wrangell shall follow the provisions of Alaska Statutes, AS 11.61.190 through AS 11.61.220. [It is unlawful for any person to carry any firearm or any deadly weapon of any kind in a concealed manner within the corporate limits of the borough.

**10.32.020 Carrying loaded firearms.**

It is unlawful for any person, except authorized police personnel, to carry any firearm, air rifle, air pistol, B-B gun or other projectile-propelling device which contains any cartridge, pellet, B-B, dart or other ammunition within the chamber or magazine thereof, within the corporate limits of the borough.

**10.32.030 Dangerous weapons in certain premises.**

A. It is unlawful to possess or carry in any manner whatever any dangerous weapon upon or within any premises licensed as a beverage dispensatory, a restaurant, cafe, or beer parlor where intoxicating liquors of any kind whatsoever are sold, dispensed, or kept for sale or to be consumed on the premises.

B. For the purposes of this section, the term “dangerous weapon” shall mean and include any instrument which by its capabilities of use is liable to produce death or great bodily harm.

C. The following are dangerous per se: blackjack, billy, sandclub, sandbag, bludgeon, slingshot, slungshot, pistol, revolver, rifle, shotgun; any instrument which impels a missile by compressed air, spring, or other means; any weapon upon which loaded or blank cartridges are used; any tear gas device; cross-knuckles; knuckles of any metal; bowie knife, dirk knife, dirk dagger, switchblade knife, straight-edge razor or any knife having a blade of three inches or longer.

D. This section shall not apply to law enforcement officers.

**10.32.040 State law.**

The provisions of this chapter are not applicable to the carrying of a concealed weapon pursuant to, and in compliance with, state law.]

SEC. 5.        Amendment. Chapter 10.36 of the Wrangell Municipal Code is amended to read:

Chapter 10.36  
DISCHARGE OF FIREARMS AND OTHER WEAPONS

Sections:

10.36.010 Prohibited within certain areas.

10.36.020 Exceptions.

**10.36.010 Prohibited within certain areas.**

It is unlawful for any person excepting a peace officer on duty to discharge any bows, crossbows, long bows, carriage bows or similar devices, pistol, gun, rifle or any other type of firearm:

A. In the service area described in WMC 1.06.040 within one-half mile of any public street, road or highway; or [and]

B. In the borough in violation of state law or in a manner so as to create a hazard or danger to any person, property or livestock.

C. A violation of this section shall be fined as provided in WMC 1.20.050.

**10.36.020 Exceptions.**

A. It is not unlawful to discharge a firearm at a rifle range, target-shooting range, trap-shooting range or other area which is posted for such purpose during daylight hours; providing, that the chief of police shall have approved the area as being safe for such purpose. **[; and providing, that such shooting is adequately supervised and safely conducted].** Any minor under the age of 18 shall be supervised by an adult who is 18 or older.

B. It is not unlawful to discharge a bow, crossbow, long bow, carriage bow or other similar device on private property; provided, that the discharge is solely for target practice or enjoyment or improving skills; and provided, that the area is safe for such purpose and safely conducted.

SEC. 6. Classification. This ordinance is of a permanent nature and shall be codified in the Wrangell Municipal Code.

SEC. 7. Severability. If any portion of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

SEC. 8. Effective Date. This ordinance shall be effective upon adoption.

PASSED IN FIRST READING: January 27, 2015.

PASSED IN SECOND READING: \_\_\_\_\_, 2015.

\_\_\_\_\_  
David L. Jack, Mayor

ATTEST:

\_\_\_\_\_  
Kim Lane, Borough Clerk

Draft

# Agenda Item 12c

## CITY & BOROUGH OF WRANGELL

### BOROUGH ASSEMBLY AGENDA ITEM February 10, 2015

#### INFORMATION:

PROPOSED ORDINANCE No. 894: 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 *(second reading)*

#### **Background**

*The proposed Ordinance is a result of the proposed changes to Title's 9 & 10 of the WMC.*

#### Attachments:

1. Proposed Ordinance No. 894

#### RECOMMENDED ACTION:

Move to approve Ordinance No. 894.

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CITY AND BOROUGH OF WRANGELL, ALASKA

ORDINANCE NO. 894

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

BE IT ORDAINED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA:

[The changes to the existing code are shown as follows: the words that are underlined are to be added and the words that are **[bolded and in brackets are to be deleted]**.]

SEC. 1.        Action. The purpose of this ordinance is to amend the Minor Offense Fine Schedule in Section 1.20.050 of Chapter 1.20, General Penalty, of the Wrangell Municipal Code to add to the fine schedule offenses relating to fireworks, abuse of 911 system, and discharge of firearms and other weapons.

SEC. 2.        Amendment. Section 1.20.050 of the Wrangell Municipal Code is amended to read:

**1.20.050 Minor Offense Fine Schedule.**

In accordance with AS 29.25.070(a), citations for the following offenses may be disposed of as provided in AS 12.25.195-.230, without a court appearance, upon payment of the fine amounts listed below plus the state surcharge required by AS 12.55.039 and AS 29.25.074. Fines must be paid to the police department. If an offense is not listed on a fine schedule, the defendant must appear in court to answer the charges. The Alaska Court System's Rules of Minor Offense Procedure apply to all offenses listed below. Citations charging these offenses must meet the requirements of Minor Offense Rule 3. If a person charged with one of these offenses appears in court and is found guilty, the penalty imposed for the offense may not exceed the fine amount for that offense listed below.

Section	Offense	Penalty/Fine
7.04.010	Cruelty – Abandonment	\$200
7.04.020	Animals at large prohibited	First offense - \$15, second offense - \$50, third offense - \$100. Fourth and subsequent offenses are mandatory court appearance offenses with a minimum fine of \$200 and a maximum fine of \$500.00.
7.08.010	Licensing	\$25.00 fine for each offense.

7.08.020	Dog Vaccination required	\$50.00 fine for each offense.
7.08.030	At large – Prohibited – Nuisance declared	First offense - \$15, second offense - \$50, third offense - \$100. Fourth and subsequent offenses are mandatory court appearance offenses with a minimum fine of \$200 and a maximum fine of \$500.00.
7.08.035	Objectionable animals	First offense - \$15, second offense - \$50, third offense - \$100. Fourth and subsequent offenses are mandatory court appearance offenses with a minimum fine of \$200 and a maximum fine of \$500.00.
7.08.040	Restraint requirements	First offense - \$15, second offense - \$50, third offense - \$100. Fourth and subsequent offenses are mandatory court appearance offenses with a minimum fine of \$200 and a maximum fine of \$500.00.
7.08.045 & 7.08.050	Off-leash areas & Off –leash area rules	First offense - \$15, second offense - \$50, third offense - \$100. Fourth and subsequent offenses are mandatory court appearance offenses with a minimum fine of \$200 and a maximum fine of \$500.00.
7.08.115	Potentially dangerous and dangerous dogs: violation of restrictions, confinement requirements, and sign requirements	First offense - \$200. Second and subsequent offenses are mandatory court appearance offenses with a minimum fine of \$300 and a maximum fine of \$500.00.
7.08.120	Biting dog – Confinement	First offense - \$200. Second and subsequent offenses are mandatory court appearance offenses with a minimum fine of \$300 and a maximum fine of \$500.00.
7.08.140	Proclamation to confine all dogs during epidemic	First offense - \$200 Second and subsequent offenses are mandatory court appearance offenses with a minimum fine of \$300 and a maximum fine of \$500.00.
7.08.150	Interference with animal enforcement agents	First offense - \$200 Second and subsequent offenses are mandatory court appearance offenses with a minimum fine of \$300 and a maximum fine of \$500.00.
9.12.020, 9.12.030,	Fireworks where prohibited;	First offense - \$200. Second and



<u>&amp; 9.12.040</u>	<u>sale where prohibited; display violations</u>	<u>subsequent offenses are mandatory court appearance offenses with a minimum fine of \$300 and a maximum fine of \$500.00.</u>
<u>10.18.010</u>	<u>Abuse of 911 system</u>	<u>First offense - \$200. Second and subsequent offenses are mandatory court appearance offenses with a minimum fine of \$300 and a maximum fine of \$500.00.</u>
<u>10.36.010</u>	<u>Discharge of firearms and other weapons prohibited within certain areas</u>	<u>First offense - \$200. Second and subsequent offenses are mandatory court appearance offenses with a minimum fine of \$300 and a maximum fine of \$500.00.</u>

SEC. 3. Classification. This ordinance is of a permanent nature and shall be codified in the Wrangell Municipal Code.

SEC. 4. Severability. If any portion of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

SEC. 5. Effective Date. This ordinance shall be effective upon adoption.

PASSED IN FIRST READING: January 27, 2015.

PASSED IN SECOND READING: \_\_\_\_\_, 2015.

\_\_\_\_\_  
David L. Jack, Mayor

ATTEST:

\_\_\_\_\_  
Kim Lane, Borough Clerk

# **Agenda Item 13a**

## **CITY & BOROUGH OF WRANGELL**

### **BOROUGH ASSEMBLY AGENDA ITEM February 10, 2015**

#### **INFORMATION:**

Approval of a MOU between the Wrangell Cooperative Association and the City and Borough of Wrangell

#### **Attachments:**

- 1.** Memo from Manager Jabusch
- 2.** Proposed MOU

#### **RECOMMENDED ACTION:**

Move to approve the Non-Funding Obligating Memorandum of Understanding between Wrangell Cooperative Association and The City and Borough of Wrangell, which will expire on November 25<sup>th</sup>, 2019.

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## **MEMORANDUM**

**TO: HONORABLE MAYOR AND MEMBERS OF THE ASSEMBLY  
CITY AND BOROUGH OF WRANGELL**

**FROM: JEFF JABUSCH  
BOROUGH MANAGER**

**SUBJECT: MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND  
BOROUGH OF WRANGELL AND WRANGELL COOPERATIVE  
ASSOCIATION**

**DATE: FEBRUARY 11, 2015**

### **BACKGROUND:**

Wrangell Cooperative Association (WCA) and the City and Borough of Wrangell have worked together on many mutually beneficial projects over the years and we continue to find new projects that we can accomplish by working together for the betterment of the community. Two major projects included the Pine/Etolin paving project and the Weber Street Paving Project. We have also worked together on other smaller projects that have benefited the community.

The Memorandum of Understanding (MOU) attached is to continue that positive relationship we have. The agreement stresses open communications, shared information when appropriate, and support of each other on projects of mutual benefit. In section IV of the MOU, it identifies four items as what the City and Borough of Wrangell is expected to do and they are as follows:

- A. Identify, if applicable, financial assistance programs to which both the City and Borough of Wrangell, or WCA may be eligible to apply.
- B. Assign a City and Borough of Wrangell tribal relations liaison (Borough Manager or designee) who will be responsible for cooperative programs, projects, communications, and coordination of routine activities between both parties.
- C. Administer programs, projects, and activities in a manner sensitive to the traditional Native religious beliefs and practices.
- D. Notify the WCA if entering lands or sites of cultural, historical importance, religious, harvesting, and gather grounds, for the implementation of activities, programs and or projects.

I think in most cases we are already doing many of these items. I feel that the liaison in item B should be the Borough Manager and then depending on the subject, would assign this responsibility to a Department Head within the City. If the subject is road construction, it would be assigned to the Public Works Director. If it is a program to create jobs, it may go to the Economic Director.

Although this agreement does not terminate until 2019, Section VI allows for us to terminate the agreement at any time by simply notifying WCA with our reason for termination.

In section VIII of the MOU, it clearly states that this is a Non- Funding Obligating Document where the Borough is not financial obligated for anything in the MOU.

As many of the items described are already being done and there is no financial obligation to the Borough, I do not see any reason why we cannot enter into this MOU with WCA.

**Recommended Action:**

Move to approve the Non-Funding Obligating Memorandum of Understanding between Wrangell Cooperative Association and The City and Borough of Wrangell, which will expire on November 25, 2019.

**ATTACHMENTS:**

1. MEMORANDUM OF UNDERSTANDING between Wrangell Cooperative and the City and Borough of Wrangell

**MEMORANDUM OF UNDERSTANDING**  
**Between**  
**WRANGELL COOPERATIVE ASSOCIATION**  
**And**  
**CITY AND BOROUGH OF WRANGELL**

The Memorandum of Understanding (MOU) is made and entered into by and between the Wrangell Cooperative Association, hereinafter referred to as the WCA, a federally recognized tribal government, and the City and Borough of Wrangell.

**I. PURPOSE**

The purpose of the MOU is to establish a general framework for cooperation, information exchange, identification of common goals and objectives, and open communication lines between the WCA and the City and Borough of Wrangell. The MOU will serve as a vehicle through which the WCA and the City and Borough of Wrangell will openly communicate to work cooperatively on projects and programs of interest for the mutual benefit of all residents.

**II. STATEMENT OF MUTUAL BENEFITS AND INTERESTS**

The WCA and the City and Borough of Wrangell will maintain open communications regarding environmental resources and cultural concerns related to any project matters.

The WCA and the City and Borough of Wrangell agree that cooperative relationships between WCA and the City and Borough of Wrangell are beneficial and meet the needs of both parties. Both parties agree to review and support funding proposals that are mutually compatible and beneficial with the goals and objectives of their respective governing bodies.

The WCA and the City and Borough of Wrangell will work cooperatively in infrastructure related projects by holding regular meetings as necessary throughout the longevity of the MOU.

It is the desire of the WCA and City and Borough of Wrangell to cooperate and share information for accurate and timely decisions regarding the implementation of programs and projects in which both parties have beneficial and mutual interests.

**III. THE WCA SHALL:**

- A. Provide advice and/or recommendations, as appropriate, to the City and Borough of Wrangell of Tribal needs and concerns regarding environmental and culturally sensitive areas, programs, and projects.

- B. Identify, if applicable, financial assistance programs to which either the WCA or the City and Borough of Wrangell may be eligible to apply.
- C. Subject of the applicable laws and regulations, enter into separate agreements with the City and Borough of Wrangell and/or other parties, as appropriate, to accomplish agreed upon programs and projects.
- D. Assign a WCA liaison who shall be responsible for coordination of routine communications, programs, projects, and all other activities that are mutually beneficial to both the WCA and the City and Borough of Wrangell.

#### IV. THE CITY AND BOROUGH OF WRANGELL SHALL:

- A. Identify, if applicable, financial assistance programs to which either the City and Borough of Wrangell or WCA may be eligible to apply.
- B. Assign a City or Borough of Wrangell tribal relations liaison who will be responsible for cooperative programs, projects, communication, and coordination of routine activities between both parties.
- C. Administer programs, projects, and activities in a manner sensitive to the traditional Native religious beliefs and practices.
- D. Notify the WCA if entering lands or sites of cultural, historical importance, religious, harvesting, and gather grounds, for the implementation of activities, programs and/or projects.

#### V. IT IS MUTUALLY AGREED AND UNDERSTOOD BY ALL PARTIES THAT:

- A. Identified areas of mutual and beneficial interest are listed below but are not limited to:
  - 1. Project development and project resource information sharing for transportation, health services, infrastructure improvement, cultural enhancements and other areas that may develop during the terms of the MOU.
  - 2. Progress developments in Native and community-wide employment opportunities.
  - 3. Cooperative agreements and consultation for the sharing of information regarding the preservation and protection of cultural sites and areas having traditional and historic values.
  - 4. Notification of activities on lands or sites of traditional harvesting, cultural and religious activities, or other gathering activities.
  - 5. Explore a full range of cooperative training opportunities

6. Offer information regarding financial assistance programs, when applicable.

## VI. TERMINATION OF MOU

Either party, in writing, may at any time terminate the instrument in whole or in part, setting forth their reasons for the termination.

## VII. PARTICIPATING IN SIMILAR ACTIVITIES

This agreement in no way constricts the WCA or the City and Borough of Wrangell from participating in similar activities with other public, private, State, Federal, and local agencies, organizations, Tribes, and individuals.

## VIII. NON-FUND OBLIGATING DOCUMENT

This instrument is neither a fiscal or funds obligation document. Any endeavor involving reimbursement, contribution of funds, or transfer of anything of value between the parties to this instrument will be handled in accordance with applicable laws, regulations, and procedures including those for Government procurement and printing.

Such endeavors will be outlined in separate instruments made in writing by authorized representatives of the two parties involved, and shall be independently authorized by appropriate statutory authority. This instrument does not provide such authority. Specifically, this instrument does not establish authority for non-competitive awards(s) of contracts or agreements. Any contract or agreement for training or other services must fully comply with all requirements for competition.

## IX. MODIFICATIONS

Changes within the scope of this instrument shall be made by the issuance of a bilaterally executed modification.

## X. COMPLETION DATE

This MOU is executed as of the date of the last signature and, unless sooner terminated, is effective until November 25, 2019 at which time it will expire unless executed.



## XI. PRINCIPAL CONTACTS

### City and Borough of Wrangell Contact:

Mr. Jeff Jabusch  
Borough Manager  
PO Box 531  
Wrangell, AK 99929  
907-874-2381  
907-874-3952 – fax  
[findir@wrangell.com](mailto:findir@wrangell.com)

### Wrangell Cooperative Association Contact:

Mr. Timothy J. Gillen Sr., President  
PO Box 2021  
Wrangell, AK 99929  
907-874-4304  
907-874-4305 - fax  
[tjgillensr@yahoo.com](mailto:tjgillensr@yahoo.com)

THE PARTIES HERETO have executed this agreement as of the date of the last signature.


### CITY OF WRANGELL REPRESENTATIVE

Date

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Jeff Jabusch  
Borough Manager

### WRANGELL COOPERATIVE ASSOCIATION:

  
Timothy J. Gillen Sr.  
President

11-25-17  
Date

# **Agenda Item 13b**

## **CITY & BOROUGH OF WRANGELL**

### **BOROUGH ASSEMBLY AGENDA ITEM February 10, 2015**

#### **INFORMATION:**

PROPOSED RESOLUTION No. 02-15-1311: A RESOLUTION OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, SUPPORTING THE REINSTATEMENT OF A FULL \$60 MILLION INTO THE REVENUE SHARING FUND ON A YEARLY BASIS WITH A ONE-YEAR APPROPRIATION OF \$8 MILLION TO THE FUND WITH AN EFFECTIVE DATE PRIOR TO JUNE 30, 2015

#### **Attachments:**

- 1.** Memo from Manager Jabusch
- 2.** Proposed Resolution No. 02-11-1311

#### **RECOMMENDED ACTION:**

Move to approve Resolution No. 02-15-1311, that supports the reinstatement of funding for Revenue Sharing.

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**TO: THE HONORABLE MAYOR AND ASSEMBLY  
CITY AND BOROUGH OF WRANGELL**

**FROM: JEFF JABUSCH  
BOROUGH MANAGER**

**RE: RESOLUTION TO SUPPORT FUNDING THE STATE REVENUE  
SHARING PROGRAM**

**DATED: FEBRUARY 3, 2015**

As we all know, the decline of oil prices will substantially reduce the revenue stream used to fund the state government. Part of the State's budget each year has been revenue sharing. Wrangell, as an example, has received close to \$600,000 in recent years. This is equivalent to almost 5 mills of property taxes. Our current mill rate of 12.75 mill rate would have to be raised 40% if nothing else changed to equal this amount. This is just an example to show the importance of this funding and in reality we would cut services to stay within the 12.75 mills if no revenue sharing was received.

The majority of Alaskans live in communities that provide streets, schools, libraries, fire and police departments, museums, pools, parks and recreation and other services that are important to maintaining a vibrant community that people want to live in and raise their family. The revenue sharing is important to Wrangell in maintaining these services. I understand the situation the state is in, but it is important to have vibrant communities that people want to live and without this funding it will be difficult to achieve this in the years to come all across Alaska. These funds are even more important to small towns like Wrangell where tax bases are small and opportunities for other revenue sources are limited for the local government.

Staff recommends supporting Alaska Municipal League and their efforts to try and have the state fully fund the Revenue Sharing Program with the adoption of this resolution.

**Recommended Motion:**

Move to adopt Resolution No. 02-15-1311

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CITY AND BOROUGH OF WRANGELL

RESOLUTION NO. 02-15-1311

A RESOLUTION OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, SUPPORTING THE REINSTATEMENT OF A FULL \$60 MILLION INTO THE REVENUE SHARING FUND ON A YEARLY BASIS WITH A ONE-YEAR APPROPRIATION OF \$8 MILLION TO THE FUND WITH AN EFFECTIVE DATE PRIOR TO JUNE 30, 2015

**WHEREAS**, all of Alaska's boroughs and cities are appreciative to the Governor and the Legislature for the continuation of the Revenue Sharing program; and

**WHEREAS**, since 2008, municipalities have received a total of \$60 million per year to be divided among all boroughs, cities and unorganized communities in the State; and

**WHEREAS**, this money is a small share of the resource funding that is provided to the State; and

**WHEREAS**, \$60 million is also a small part of the total state-wide budget for the year; and

**WHEREAS**, municipalities are political subdivisions of the State of Alaska; and

**WHEREAS**, boroughs and cities can only raise their own money through increased taxes and/or fees; and

**WHEREAS**, in the past 2014 Legislative Session, the amount deposited into the Revenue Sharing fund dropped to \$52 million; and

**WHEREAS**, the larger municipalities use these funds to keep taxes as low as possible; and

**WHEREAS**, the smaller municipalities use these funds to provide basic services, such as snow removal, public building maintenance, harbor upkeep, fuel and insurance.

**NOW, THEREFORE, BE IT RESOLVED** by the Assembly of the City and Borough of Wrangell, Alaska, requests that the Alaska State Legislature to reinstate the amount of \$60 million on an annual basis into the Revenue Sharing Fund and also that the Alaska State Legislature appropriate an additional \$8 million to the fund with an effective date prior to June 30, 2015.

ADOPTED: \_\_\_\_\_, 2015.

\_\_\_\_\_  
David L. Jack, Mayor

ATTEST: \_\_\_\_\_  
Kim Lane, Borough Clerk

# **Agenda Item 13c**

## **CITY & BOROUGH OF WRANGELL**

### **BOROUGH ASSEMBLY AGENDA ITEM February 10, 2015**

#### **INFORMATION:**

Discussion and Possible action regarding the State Trooper position in Wrangell (*requested by Assembly Member Prysunka*)

Attachments: None

#### **RECOMMENDED ACTION:**

Discussion and possible action.

# **Agenda Item 13d**

## **CITY & BOROUGH OF WRANGELL**

### **BOROUGH ASSEMBLY AGENDA ITEM February 10, 2015**

#### **INFORMATION:**

Discussion and Possible regarding writing a letter to DOT the changes to the unaccompanied minor's policy on Alaska ferries (*requested by Assembly Member Prysunka*)

#### **Attachments:**

1. News release from November, 2014 regarding the delay of the policy

#### **RECOMMENDED ACTION:**

Approval to send a letter to \_\_\_\_\_ in support / opposition to the proposed policy that restricts unaccompanied minors from traveling on the Alaska ferries.



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**For Immediate Release:** November, 14, 2014

**Contact:** Jeremy Woodrow, 907-465-8994, [Jeremy.Woodrow@alaska.gov](mailto:Jeremy.Woodrow@alaska.gov)

## **AMHS Delays Unaccompanied Minor Policy**

**(JUNEAU, Alaska)** – The Alaska Department of Transportation and Public Facilities (ADOT&PF) announced today that the Alaska Marine Highway System (AMHS) will delay the implementation of the recently released new unaccompanied minor policy.

In reaction to the policy announcement, numerous Alaskans contacted ADOT&PF expressing their concerns of the difficulties that the policy would create for families that have already scheduled travel, particularly for the Thanksgiving and winter break school holidays.

The current policy will remain in effect and stipulates that in order to travel aboard AMHS vessels, children under the age of 12 must be accompanied by a person 19 years of age or older. Children ages 12-15 must be either accompanied by an adult or present written permission for passage signed by their parent or guardian. Children ages 16-17 may travel without restriction.

An authorization form for 12-15 year old unaccompanied travel is available at all AMHS terminals and at [FerryAlaska.com](http://FerryAlaska.com). Although parents may choose this option, AMHS does not recommend it if another alternative is available, as AMHS does not provide special supervision of minors traveling unaccompanied.

The primary purpose for the proposed change was to protect children traveling on state ferries who, depending on their age, may currently travel unsupervised and in some instances without parental consent.

ADOT&PF will continue to work with Department of Law to review the AMHS policy as it pertains to unaccompanied minors on state ferries. Any future policy change will be announced several weeks prior to implementation.

For additional details regarding AMHS policies, please visit [FerryAlaska.com](http://FerryAlaska.com) or call your local ferry terminal by dialing 1-907-465-3941 or toll-free at 1-800-642-0066.

The Alaska Department of Transportation and Public Facilities oversees 254 airports, 11 ferries serving 35 communities, 5,619 miles of highway and 720 public facilities throughout the state of Alaska. The mission of the department is to ***Keep Alaska Moving*** through service and infrastructure.

**To:** Woodrow, Jeremy L (DOT)  
**Subject:** RE: AMHS Delays Unaccompanied Minor Policy

Hi Kim,

The Alaska Marine Highway System continues to allow unaccompanied minors under its current policy, which states:

Children under 12 years of age are not allowed passage unless accompanied by a person 19 years of age or older. Children ages 12-15 must be accompanied by a person 19 years of age or older of have written permission for passage signed by their parent or guardian. An Unaccompanied Minor Form can be found at your local terminal or online at <http://dot.alaska.gov/amhs/policies.shtml>.

However, the AMHS and the State of Alaska Department of Law do have concerns that this policy places minors at risk and therefore creates liability for the State. The State does intend to revisit the unaccompanied minors policy in the future but an exact timeline for when this may occur is currently unknown. If and when the State does pursue changing the policy, the State will involve a public process that will include public review and comment.

Please let me know if I can be of any further help.

Best Regards,

Jeremy

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**Jeremy Woodrow**

Communications Officer

Alaska Department of Transportation & Public Facilities

Office: 907.465.8994

Cell: 907.957.0521

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# **Agenda Item 14**

## **CITY & BOROUGH OF WRANGELL**

**BOROUGH ASSEMBLY  
AGENDA ITEM  
February 10, 2015**

INFORMATION:

ATTORNEY'S FILE – None.

# **Agenda Item 15**

## **CITY & BOROUGH OF WRANGELL**

**BOROUGH ASSEMBLY  
AGENDA ITEM  
February 10, 2015**

Executive Session –

To discuss with the Borough Attorney, a matter which by law is required to be confidential and to discuss facts and legal strategies concerning a matter involving the Thomas Bay Power Authority

### **RECOMMENDED MOTION:**

I move to go into executive session to discuss with the Borough Attorney, a matter which by law is required to be confidential and to discuss facts and legal strategies concerning a matter involving the Thomas Bay Power Authority.