



TRANSMITTAL MEMORANDUM

TO: The Honorable Mayor and City Council

FROM: Karl R. Amylon, City Manager

DATE: April 27, 2021

RE: **Request for Executive Session - Approving Presentation to CLIA Alaska Regarding the City's Position on Various Issues Pertaining to the Port of Ketchikan Remaining a Viable Port of Call that is Competitive with Facilities at Ward Cove**

At its meeting of April 15, 2021, Mayor Sivertsen advised the City Council that he was calling a special meeting for Thursday, April 29, 2021 at 6:00 p.m. at the Ted Ferry Civic Center. The purpose of this meeting was for staff to review with the City Council a draft presentation to CLIA Alaska regarding the City's position on various issues pertaining to the Port of Ketchikan remaining a viable port of call that is competitive with facilities at Ward Cove. Due to unforeseen circumstances, this meeting had to be cancelled and review of the presentation to CLIA Alaska will now take place at the regularly scheduled meeting of the City Council on May 6, 2021.

Many of the subjects addressed in the presentation touch upon issues that the City will need to negotiate with industry and/or Ketchikan companies involved with Port operations, as well potential litigation previously raised by CLIA Alaska. As these issues could potentially affect the finances of the City going forward, the City Attorney had advised my office that it would be appropriate for the City Council to review the draft presentation in executive session.

A motion has been prepared for City Council consideration.

RECOMMENDATION

It is recommended the City Council adopt the motion declaring that consistent with the City Manager's memorandum dated April 27, 2021, it is in the best interest of the City Council to review and discuss staff's draft presentation to CLIA Alaska regarding the City's position on various issues pertaining to the Port of Ketchikan remaining a viable port of call that is competitive with facilities at Ward Cove in executive session in accordance with KMC 2.04.025(a)(1) and (3), which includes the need to discuss matters the immediate knowledge of which would clearly have an adverse effect upon the finances of the City and to receive legal advice within the Attorney-Client privilege.

Recommended Motion: I move the City Council declare that consistent with the City Manager's memorandum dated April 27, 2021, it is in the best interest of the City Council to review and discuss staff's draft presentation to CLIA Alaska regarding the City's position on various issues pertaining to the Port of Ketchikan remaining a viable port of call that is competitive with facilities at Ward Cove in executive session in accordance with KMC 2.04.025(a)(1) and (3), which includes the need to discuss matters the immediate knowledge of which would clearly have an adverse effect upon the finances of the City and to receive legal advice within the Attorney-Client privilege.

Following the executive session, the City Council may wish to consider the follow motion.

Recommended Motion: I move the City Council direct the Mayor and City Manager to move forward with staff's draft presentation to CLIA Alaska regarding the City's position on various issues pertaining to the Port of Ketchikan remaining a viable port of call that is competitive with facilities at Ward Cove in accordance with direction given by the City Council in the executive session.

K.P.U. MANAGER'S REPORT

Project Status Reports of the KPU Division Managers – March 2021

General Manager Amylon attached for Council review the project status reports of the KPU division managers for the month of March 2021.

Reports of March 13, March 19, and March 23, 2021 Power Outages

Assistant General Manager Simpson attached for Council review a memoranda from Electric System Engineering Manager Bynum regarding the power outages of March 13, 19 and 23, 2021.

CITY CLERK'S FILE – None

CITY ATTORNEY'S FILE

Report of Significant Activities for the Month of February 2021 – Office of the City Attorney.

FUTURE AGENDA ITEMS

Mayor Sivertsen said he would like to schedule a special meeting for April 29, 2021 to talk about the discussions in regards to infrastructure related to our CLIAA and other partnerships, and include a presentation that staff has put together.

After a short discussion it was the consensus of the Council to hold the special meeting at the Ted Ferry Civic Center at 6:00 p.m. on April 29, 2021.

Councilmember Gage asked if there could be an ongoing discussion item in regards to the recent graffiti that has taken place.

Councilmember Bradberry asked if that could also include updates from the Police Department on this issue, and questioned whether or not we were working with the State Troopers in this matter.

MAYOR AND COUNCIL COMMENTS

Councilmember Bergeron indicated he was deeply disturbed when he saw in the news and comments made earlier tonight that Ketchikan is having this type of graffiti. He said he was saddened by this and he knows it deeply affects a lot of people in our community, and he hoped we find the people who are responsible. He stated to those listening that this graffiti is not felt by the majority of Ketchikan, but a very small sector of bad characters in town.

Councilmember Kiffer stated as a community we like to think that things change over time, and said he remembers growing up in Ketchikan where there were quite a few incidences with similar graffiti. He said you would think now that 30 years has passed we would be beyond that, but we aren't. He stated that is a sad fact about life in general. He indicated what bothers him is that people in general don't take it as seriously as they should. He said he knows there are people out there that know who did this, and kids are bad at keeping secrets. He indicated it is time to step up, say this is not ok, and do what we can to prevent this from happening in the future.