

9a(3)

#### TRANSMITTAL MEMORANDUM

TO:

The Honorable Mayor and City Council

FROM:

Karl R. Amylon, City Manager

DATE:

February 26, 2020

RE:

Casey Moran Harbor Bull Rail

At the special City Council meeting of February 17, 2020, Councilmember Bergeron raised concerns regarding the lack of bull rail at Casey Moran Harbor. Attached for City Council review is a memorandum from Port & Harbors Director Steve Corporon, which addresses the lack of bull rail at this harbor and the pending installation of safety ladders that should provide some degree of mitigation. If the City Council believes that further action is warranted, staff can respond accordingly.

## "UNAPPROVED" February 17, 2020

#### MAYOR AND COUNCIL COMMENTS

Councilmember Coose said he would see everyone tomorrow night.

As there was no further business, the Council adjourned at 8:35 p.m.

Councilmember Gage informed she had attended the Elizabeth Peratovich ceremony, and ordered her commemorative dollars, noting these coins are now being offered for sale.

Councilmember Bergeron informed he was walking the docks today and noticed some of the floats didn't have bull rails and others did. He felt it was a safety issue for people if they fell into the water they wouldn't be able to get out. He said the Council needs to take a look at that.

Mayor Sivertsen thanked everyone who provided comments and spoke tonight, and he assured them the Council is just as concerned about the community as they are. He said he also attended the Elizabeth Peratovich event. He informed he read the proclamation the Council approved, noting is was a very nice event for a special person. He stated because of her, the State of Alaska passed a nondiscrimination clause in 1945 which was well before the 1964 civil rights act.

#### **ADJOURNMENT**

City Clerk

	Robert Sivertsen, Mayor	
ATTEST:		
Kim Stanker, MMC		



2933 Tongass Avenue Ketchikan, Alaska 99901 Phone (907) 228-5632 Fax (907) 247-3610

#### **MEMORANDUM**

To: Karl Amylon, City Manager

From: Steve Corporon, Port & Harbors Director

Date: February 18, 2020

Re: CASEY MORAN HARBOR BULL RAIL

This memorandum is in response to Council Member Bergeron's comments at the City Council meeting of February 17, 2020, regarding not all of the floats in Casey Moran Harbor (aka City Float) having bull rails. This issue was originally addressed shortly after the Casey Moran Harbor floats were all replaced in early 2008.

Attached are the agenda items and minutes from the City Council meetings of February 19, 2008, and March 20, 2008. On both occasions a proposed change order and funding for installing additional bull rails was defeated by the City Council. It is worth noting that in the 12 years since the floats were replaced there have been no reports of persons falling in the water from floats that have cleats instead of bull rails.

If the current concern is for providing an easier means of egress from the water if someone was to fall in, the installation of safety ladders in Casey Moran Harbor is scheduled to be completed in April upon receipt of our initial order of Up-N-Out safety ladders. Installation of additional safety ladders in all of the harbors, including Casey Moran, was approved in the 2020 budget.

Moved by Jason Harris, seconded by West the City Council authorize the city manager to waive Ted Ferry Civic Center rental fees for the Region 10 Medical Reserve Corps 2008 Annual Conference.

Motion passed with West, Freeman, Jason Harris, Kj Harris, Norton and Coose voting yea; Bergeron absent.

Modification Proposal No. 98, Revision No. 2 to Contract No. 06-09, Port Reconfiguration Project — Casey Moran Harbor and Berth III Tendering Float Bull Rail and Safety Rail Installation

Moved by Coose, seconded by West the City Council authorize the city manager to accept Modification Proposal No. 98, Revision No. 2, in the amount of \$197,000 to Contract No. 06-09, Port Reconfiguration Project, between the City of Ketchikan and American Civil Constructors West Coast, Inc. as detailed in the Port and Harbors director's report dated March 12, 2008; authorize funding in the amount of \$197,000 from the Port Reconfiguration Project Capital Account; and direct the city manager to execute a change order on behalf of the City Council.

Port and Harbors Director Corporon answered questions from the Council.

Motion failed with Coose and Freeman voting yea; Norton, Jason Harris, Kj Harris and West voting nay; Bergeron absent.

The Council took a short break at 8:45 p.m. and reconvened at 9:05 p.m.

# **Downtown Steering Committee Request for Additional Street Cleaning**

Moved by West, seconded by Jason Harris the City Council authorize the Public Works director to hire one additional street maintenance tech II position and to configure the night crew as detailed in the assistant city manager's report dated March 6, 2008 for street cleaning efforts in the downtown and residential areas during the summer season and direct the city manager to submit such budget transfers as may be required to the City Council for formal review and consideration.

Motion passed with Coose, Jason Harris, West, Kj Harris, Norton and Freeman voting yea; Bergeron absent.

## Waterfront Shuttle Transit Study

Moved by Coose, seconded by Kj Harris the City Council accept the March 2008 Waterfront Shuttle Transit Study as prepared by Kent Miller and direct the city manager to negotiate an agreement with Discover Alaska Tours to provide such service for the 2008 cruise ship season under terms and conditions as determined appropriate by the City Council.



#### TRANSMITTAL MEMORANDUM

TO:

The Honorable Mayor and City Council

FROM:

Karl R. Amylon, City Manager

DATE:

March 13, 2008

Re:

Modification Proposal No. 98, Revision No. 2, to Contract No. 06-09, Port Reconfiguration Project - Casey Moran Harbor and Berth III

Tendering Float Bull Rall and Safety Rail Installation

At its special meeting of February 19, 2008, the City Council defeated a motion approving Modification Proposal No. 98, Revision No. 1, in the amount of \$271,435 to Contract No. 06-09, Port Reconfiguration Project, between the City of Ketchikan and American Civil Constructors West Coast, Inc. As the City Council will recall, Modification No. 98 dealt with the installation of additional bull rail and safety rail at Casey Moran Harbor. Following defeat of the motion, Mayor Weinstein requested additional information regarding a phased installation of the bull rail and safety rail and the recommended locations for installation.

Attached for City Council review is a memorandum from the Port & Harbors Director, Steve Corporon, regarding this matter. ACC Hurlen is now proposing to install the steel guardrail and timber bullrail at costs of \$100 and \$55 per linear foot respectively. The Port & Harbors Director is recommending installation at a total cost of \$197,000 for those locations as detailed in his report.

Available funding in the Port Reconfiguration Project capital account is currently \$1,237,207. Pending change orders include modifications to the potable water system (\$60,000 to \$80,000); construction of the wave barrier (\$125,000 to \$150,000); entryway modifications to the visitor information center (\$13,500); and minor modifications to the trash enclosure.

I concur with Mr. Corporon and the Port & Harbors Advisory Board that the installation of the railing is secondary to the permanent floating breakwater and modifications to the potable water system. Since sufficient funding appears available to fund the projects presently under consideration, staff is seeking direction from the City Council accordingly.

A motion has been prepared for City Council consideration.

Motion: I move the City Council authorize the City Manager to accept Modification Proposal No. 98, Revision No. 2, in the amount of \$197,000 to Contract No. 06-09, Port Reconfiguration Project, between the City of Ketchikan and American Civil Constructors West Coast, Inc. as detailed in the Port & Harbors Director's report dated March 12, 2008; authorize funding in the amount of \$197,000 from the Port Reconfiguration Project capital account; and direct the City Manager to execute a change order on behalf of the City Council.



2933 Tongass Avenue Ketchikan, Alaska 99901 Phone (907) 228-5632 Fax (907) 247-3610

#### **MEMORANDUM**

To:

Karl Amylon, City Manager

From:

Steve Corporon, Port & Harbors Director

Date:

March 12, 2008

Re:

BERTH III & CASEY MORAN HARBOR BULL RAIL & SAFETY RAIL PROPOSAL

Attached are the revised proposed costs from ACC Hurlen for installing additional bull rails and safety rails on some of the floats at Casey Moran Harbor and the Berth III tendering float. The cost for the safety rails is based on a revised design using steel mounting brackets and timber railing.

The cost to add the bull rails is \$55 per foot. To add 1,000 feet of bull rails to the harbor side of Casey Moran floats 1,5 and 6 would be \$55,000 and to add 400 feet of bull rails to the harbor side of the Berth III tendering float would be \$22,000.

The cost to add the safety rails is \$100 per foot. To add 900 feet of safety rails to the back side of Casey Moran floats 1,5 and 6 would be \$90,000 and to add 300 feet of safety rails to the back side of the Berth III tendering float would be \$30,000.

The total cost for adding all of the bull rails and safety rails is \$197,000. If funding is available I recommend proceeding with a change order for the full amount. If full funding is not available or desired I recommend the following priorities for the additional railing:

1.	Bull rails for Casey Moran floats 1, 5 and 6	\$55,000
2.	Safety rails for Casey Moran floats 1, 5 and 6	\$90,000
3.	Bull rails for Berth III tender float	\$22,000
4.	Safety rails for Berth III tender float	\$30,000

For planning purposes the following future expenses are also anticipated prior to completion of the port expansion project:

- Modifications to the Casey Moran potable water system with an estimated cost of between \$60,000 and \$80,000.
- Construction of a wave barrier with an estimated cost of between \$100,000 and \$120,000.

I recommend funding the modifications to the potable water system and the construction of the wave barrier, in that order, ahead of the additional bull rails and safety rails. At its meeting of March 11, 2008, the Port and Harbors Advisory Board voted in favor of funding the modifications to the water system and construction of the wave barrier but did not support funding the additional bull rails and safety rails.



February 28, 2008

PND Engineers, Inc. 811 1<sup>st</sup> Ave. 570 Seattle, WA 98104

Attn: Mr. Todd Belsick, Senior Engineer

Re: City of Ketchikan, Port Berth Reconfiguration Project (Berth 3)

Subj: REVISED Quote for Steel Guardrail and Timber Bullrail at Float 1 & Tender Float

Mr. Belsick:

I have received and reviewed the City of Ketchikan's Modification Proposal No. 98 (MP 98) – Revision No. 2 requesting a quote to provide a timber and UHMW bullrail and a steel and timber guardrail at portions of the Casey Moran Floats and the Tendering Float. ACC can perform the work in MP #98, Rev. 2 and per the Contract Documents for the following prices:

Furn. & Install Approx. 1,200 Lineal Feet of Steel Guardrail:

\$100 LF

Furn. & Install Approx. 1,400 Lineal Feet of Timber Bullrail:

\$55 LF

This proposal is based upon the following exclusions and conditions:

- 1. Sales Tax is included on consumables only.
- 2. Special inspections and/or other inspections are excluded.
- 3. Stagin area is to be provided by owner, which can coincide with current work area.
- 4. If moored vessels need to relocated, this effort to be by Owner as required.
- 5. Engineering is excluded.
- Permits are excluded.

If you have any questions feel free to contact me at 206.730.8258.

Sincerely,

Grant Pool, Project Manager for:

AMERICAN CIVIL CONSTRUCTORS WEST COAST, INC.

cc: Job File – 1505010
George Gardner, ACC Project Engineer
Craig VanNess ACC Superintendent
Clyde Joseph, ACC Vice President – NW region

Approving Modification Proposal No. 98 to Contract No. 06-09 — Port Reconfiguration Project, Casey Moran Harbor and Berth III Tendering Float Bull Rail and Safety Rail Installation.

Moved by Bergeron, seconded by West the City Council approve Modification Proposal No. 98 in the amount of \$271,435 to Contract No. 06-09, Port Reconfiguration Project, between the City of Ketchikan and American Civil Constructors West Coast, Inc.; authorize funding in the amount of \$271,435 from the Port Reconfiguration Capital Account; and direct the city manager to execute a change order on behalf of the City Council.

Port and Harbors Director Corporon answered questions from the Council.

Motion failed with Freeman and Coose voting yea; Jason Harris, Norton, Bergeron, Kj Harris and West voting nay.

Mayor Weinstein requested more information including the cost difference between the main float and the tendering float, and better drawings that would show where the different elements would go if the Council wanted to do any of it.

<u>Change Order No. 2 to Contract No. 07-20 – Abatement and Demolition of 345 Main Street (McCaw Building),</u> Pool Engineering

Moved by Freeman, seconded by Jason Harris the City Council approve Change Order No. 2 to Contract No. 07-20 in the amount of \$21,651 between the City and Pool Engineering; authorize funding in the amount of \$21,651 from the 2007 Appropriated Reserves of the Public Works Sales Tax Fund; and direct the city manager to execute the change order on behalf of the City Council.

Motion passed with Kj Harris, Bergeron, Norton, West, Freeman, Coose and Jason Harris voting yea.

Ordinance No. 08-1598 – Increasing Water Rates By One Point Seven Five Percent (1.75%); Establishing A Date For Public Hearing – First Reading

Copies of Ordinance No. 08-1598 were available for all persons present.

Moved by Freeman, seconded by West the City Council approve in first reading Ordinance No. 08-1598 increasing water rates by one point seven five percent (1.75%); providing a date for a public hearing; and establishing an effective date.

Moved by Coose, seconded by Freeman to amend the increase to five percent (5%).

Motion to amend failed with West, Coose and Jason Harris voting yea; Freeman, Bergeron, Norton and Kj Harris voting nay.

City Manager 334 Front Street Ketchikan, AK. 99901

Phone (907) 228-5603 Fax (907) 225-5075

#### TRANSMITTAL MEMORANDUM

TO:

The Honorable Mayor and City Council

FROM:

Karl R. Amylon, City Manager

DATE:

February 8, 2008

Re:

Approving Modification Proposal No. 98 to Contract No. 06-09, Port Reconfiguration Project - Casey Moran Harbor and Berth III

Tendering Float Bull Rail and Safety Rail Installation

At its meeting of February 7, 2008, the City Council deferred consideration of approving Modification Proposal No. 98 in the amount of \$295,400 to Contract No. 06-09, Port Reconfiguration Project, between the City of Ketchikan and American Civil Constructors West Coast, Inc. to the special City Council meeting of February 19, 2008. If approved by the City Council, Modification Proposal No. 98 provides for the installation of additional bull rail and safety rail at Casey Moran Harbor and at the Berth III Tendering Float. As the City Council will recall, Mr. David Hashagen addressed this issue at the January 3, 2008 City Council meeting.

Attached for City Council review is a memorandum from the Port & Harbors Director, Steve Corporon, regarding Mr. Hashagen's concern. The Port & Harbor Director's report is self-explanatory and requires little elaboration on the part of my office.

If the City Council elects to install the railing as Mr. Hashagen requested, the cost quoted by ACC Hurlen exceeds that which is available in Appropriated Reserves of the Small Boat Harbor Fund. Consequently, it will be necessary to finance this work through the Port Berth Reconfiguration Project capital account. I concur with Mr. Corporon, however, that the installation of the railing is secondary to a permanent floating breakwater, which was the other major issue that Mr. Hashagen brought to the attention of the City Council [see agenda report 7(I)]. Until such time as the City has a firm cost as to the installation of the floating breakwater, my office does not believe installation of the railing is warranted at this time.

A motion has been prepared for City Council consideration.

#### RECOMMENDATION

It is recommended that the City Council defeat the motion approving Modification Proposal No. 98 in the amount of \$295,400 to Contract No. 06-09, Port Reconfiguration Project, between the City of Ketchikan and American Civil Constructors West Coast, Inc.; authorizing funding in the amount of \$295,400 from the Port Reconfiguration capital account; and directing the City Manager to execute a change order on behalf of the City Council.

<u>Motion</u>: I move the City Council approve Modification Proposal No. 98 in the amount of \$295,400 to Contract No. 06-09, Port Reconfiguration Project, between the City of Ketchikan and American Civil Constructors West Coast, Inc.; authorize funding in the amount of \$295,400 from the Port Reconfiguration capital account; and direct the City Manager to execute a change order on behalf of the City Council.



2933 Tongass Avenue Ketchikan, Alaska 99901 Phone (907) 228-5632 Fax (907) 247-3610

#### **MEMORANDUM**

To:

Karl Amylon, City Manager

From:

Steve Corporon, Port & Harbors Director

Date:

January 31, 2008

Re:

BERTH III & CASEY MORAN HARBOR BULL RAIL & SAFETY RAIL PROPOSAL

Attached is the proposed cost from ACC Hurlen for installing additional bull rails and safety rails on some of the floats at Casey Moran Harbor and the Berth III tendering float.

It is my understanding that the original design called for cleats on all of the floats. Some users prefer bull rails so prior to construction the design was changed to provide bull rails on floats 2, 3 and 4 but to leave cleats on floats 1, 5 and 6 and the Berth III tendering float. That decision was also influenced by economics in order to minimize the increase in cost. The proposed cost to add bull rails to floats 1, 5, 6 and the Berth III tendering float at this time is \$76,500.

The "back sides" of the Casey Moran main float and the Berth III tendering floats are not accessible by boats; therefore, neither cleats nor bull rails were installed. According to the engineer there is no requirement for railings on the floats due to the low freeboard. If a safety railing is desired the proposed cost is \$218,900.

If funding for installing safety railing or additional bull rails is available then I have no objection to proceeding with either of the proposed upgrades; however, I feel a more pressing need is the installation of a permanent floating wave barrier at the southeast corner of the harbor. A section of old wooden float has been temporarily installed in this location but a permanent steel float, similar to the one installed at the NOAA facility on Stedman Street, is necessary. The estimated cost for design, construction and installation is \$150,000.



January 31, 2008

PND Engineers, Inc. 811 1<sup>st</sup> Ave. 570 Seattle, WA 98104

Attn: Mr. Todd Belsick, Senior Engineer

Re: City of Ketchikan, Port Berth Reconfiguration Project (Berth 3)

Subj: Request for Quote for Steel Guardrail and Timber Bullrail at Float 1 & Tender Float

Mr. Belsick:

I have received and reviewed the City of Ketchikan's Modification Proposal No. 98 (MP 98) requesting a quote to provide steel bulirail and timber guardrail at portions of Float No. 1 and the Tendering Float. ACC can perform the work in MP #98 and per the Contract Documents for the following prices:

Furn. & Install Approx. 1,100 Lineal Feet of Steel Guardrail: \$218,900

Furn. & Install Approx. 1,400 Lineal Feet of Timber Bullrail: \$76,500

Total = \$295,400

This proposal is based upon the following exclusions and conditions:

- 1. Sales Tax is included on consumables only.
- 2. Special inspections and/or other inspections are excluded.
- 3. Stagin area is to be provided by owner, which can coincide with current work area.
- 4. If moored vessels need to relocated, this effort to be by Owner as required.
- 5. Engineering is excluded.
- 6. Permits are excluded

If you have any questions feel free to contact me at 206.730.8258.

Sincerely,

Grant Pool, Project Manager for:

AMERICAN CIVIL CONSTRUCTORS WEST COAST, INC.

cc: Job File – 1505010
George Gardner, ACC Project Engineer
Cralg VanNess ACC Superintendent
Clyde Joseph, ACC Vice President – NW region



#### MODIFICATION PROPOSAL/FIELD DIRECTIVE

CONTRACTOR:	ACC Hurlen Construction	MP #:	98
CONTRACT NO.:	06-09	DATE:	01/15/08
PROJECT NAME: City of Ketchikan Port Berth Reconfiguration		ENGINEER:	PND Engineers, Inc.

Please furnish your proposal to perform the following work	Please	furnish	your	proposal	to	perform	the	following	work
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#### DESCRIPTION:

Furnish and install steel rail and timber bullrail on float 1 and the tendering float as depicted on the attached drawing.

For this proposal, base pricing on the following:

- 1. Steel Rail approximately 1,100 LF for float 1 and tendering float
- 2. Timber Bullrail approximately 1,400 LF for float 1 and tendering float Provide separate lineal foot pricing for items 1 and 2.

#### ATTACHMENTS: Steel Rail and Timber Bullrail Addition drawing

COST OR (DEDUCT)		
TIME EXTENSION:		
CITY ENGINEER'S REVIEW	SIGNATURE	DATE
PND'S REVIEW	SIGNATURE	DATE

Field Order. Proceed with the work immediately if signed below as a field directive.

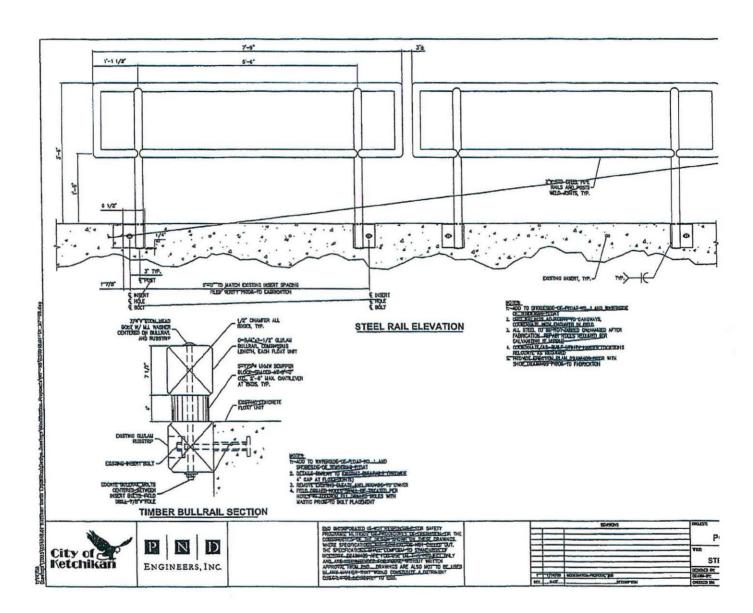
ENGINEER:	SIGNATURE	DATE
NOT TO EXCEED PRICE:		

The payments and/or additional time specified and agreed to in this modification proposal include every claim by the contractor for any extra payment, extended overhead or extension of time with respect to the work described herein, including delays to the overall project. The work covered by this modification proposal must be performed under the same terms and conditions as that included in the original contract

Submitted by:	

**AUTHORIZED CONTRACTOR SIGNATURE** 

DATE



Homebuilders Association talk with the manager and/or designees in the interim to go over the issues and clarify what truly is a change in the proposed Code versus what we have today. He said his impression is that on some issues the language may be different but in a practical sense some of the things are not changes.

Jack Duckworth, President of Ketchikan Fight Club, handed out a document relating to the Fight Club's events at the Civic Center. He went through the document, explaining each of the issues that have been raised concerning their events. He pointed out the revenue produced by the events as well as the money paid out to local businesses as a result. He emphasized they are not a bunch of ruffians just taking the money. He related some of the projects that the Fight Club, a non-profit group, has used their money for. He discussed their security process, and addressed the reports of damage and cleaning. He pointed out the ratings given the Fight Club from the Civic Center event staff. He suggested a committee be established between the Ketchikan Fight Club, Police Department staff and the Civic Center staff to work through some of the concerns and report back to the Council. He also suggested they make the events twenty-one and above and eliminate the use of ring-card girls. He related an incident where the Fight Club has helped a young person, and he answered questions from the Council.

The Council took a short break at 8:00 p.m. and reconvened at 8:11 p.m.

David Hashagen expressed concerns he has with the new finger floats at Casey Moran Harbor, noting that float sections are being damaged because they are crashing together at the bottom since they are only bolted at the top. He also stated the water lines don't have a single flex joint in the entire harbor, leaving them open to damage. He pointed out the floats aren't cambered, and there aren't any ways for a person to get out of the water if they happen to fall in. He recommended the staff use one of the wooden floats tied at the Bar Harbor gear float and fit it in the opening at the south end of Casey Moran Harbor. He felt this might solve the problem of the floats "galloping" and creating the damage, and this would be an easy way to see if this were the issue. He secondly recommended that the water system redesign be examined by the Harbor staff for input, as they have worked for years in the field and can make workable suggestions based on their expertise. He thanked the City Harbor and Engineering staffs, saying they have been very responsive.

## **CONSENT AGENDA**

#### **Approval of Minutes**

Moved by Freeman, seconded by West approval of the minutes of the special meetings of December 4, 5, 12 and 13, and regular meeting of December 20, 2007.

<u>Motion passed</u> with Kj Harris, Coose, Norton, West, Freeman and Bergeron voting yea; Jason Harris absent.