

"UNAPPROVED"

June 6, 2019

Regular Ketchikan City Council meeting was called to order by Mayor Sivertsen at 7:00 p.m., June 6, 2019, with the following members present: David Kiffer, Judy Zenge, Dick Coose, Samuel Bergeron, Lew Williams III, Janalee Gage (via teleconference) and Mark Flora (via teleconference).

The Pledge of Allegiance was given by all persons in the Chambers.

Staff present were Manager Amylon, Assistant Manager Simpson, Public Works Director Hilson, Port and Harbors Director Corporon, Finance Director Newell, Electric Division System Engineering Manager Bynum, Electric Division Manager Donato, Telecommunications Division Manager Cushing, Sales, Marketing and Customer Service Division Manager Simpson, Fire Chief Hoage, City Attorney Seaver, Water Division Manager Kleinegger, Museum Director Maxwell and City Clerk Stanker.

COMMUNICATIONS

Mayor Sivertsen read a resolution honoring Debra Cowan for her years of service to the City of Ketchikan and Ketchikan Public Utilities, and presented it to her with a bouquet of flowers.

Debra Cowan expressed her humble appreciation for this recognition, and for allowing her to be a part of Ketchikan Public Utilities (KPU) for the last forty years. She said KPU has been her only employer, and felt blessed as KPU has been an awesome place to work. She noted she refers to her co-workers as her extended family. She described some of the changes that have taken place over the last 40 years within KPU and the City of Ketchikan. She thanked everyone for their support and recognition.

Mayoral Proclamation - Joint Proclamation Between the City of Ketchikan and the Ketchikan Gateway Borough

Mayor Sivertsen read a joint proclamation between the City of Ketchikan and the Ketchikan Gateway Borough to honor and recognize the countless individuals and agencies who responded to the May 13, 2019 incident and presented it to Fire Chief Hoage.

Fire Chief Hoage said he was honored to receive this recognition on behalf of the responders and community members who came together during this tragic accident. He indicated when disasters like this happen you really get to see what your community is made of. He informed everyone came together and responded well. He stated the support was amazing, and he was proud to be part of this community. He thanked the Council for their support.

Mayor Sivertsen said there were a few items laid on the table, including; a joint proclamation between the City of Ketchikan and the Ketchikan Gateway Borough honoring and recognizing the countless individuals and agencies who responded to the May 13, 2019 incident; additional information regarding the new Fire Marshall Andrea Buchanan; and a substitute motion for the award of Contract No. 19-13, 2019 Pavement Overlay-Surface Repair with SECON, Inc.

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PERSONS TO BE HEARD

Agnes Moran, Director of Women in Safe Homes (W.I.S.H.), expressed her gratitude to the City of Ketchikan's staff for their hard work in regards to the Community Development Block Grant. She said there was a lot more paperwork than anyone had anticipated. She noted she would be here if the Council had any questions.

Mary Stephenson spoke in regards to a past meeting she attended and about the restriction to certain tour operators using Mountain Point parking lot for a wild life viewing area. She said since that meeting she has received two letters clarifying that neither the City or the Borough own that property. She gave the Council a handout summarizing an incident that happened to her after she left that meeting. She indicated there had been a couple other incidents since that time. She said in her opinion there are still safety issues that need to be addressed at the Main and Grant Street intersection. She questioned what the standard procedure of the Police Department is after an accident. She also questioned why the new speed limit and pedestrian signs had not been installed. She said she looked forward to working with the City to make this corner safer for everyone.

Robert Venable, Executive Director for Southeast Conference, said one of his commitments is to stay connected with communities in Southeast Alaska. He thanked Ketchikan for their support to Southeast Conference and the Alaska Marine Highway Project. He stated a top priority right now for Southeast Conference is strengthening the relationship with Prince Rupert, Canada. He said he would be in town tomorrow if Councilmembers would like to meet with him, and noted he would be in attendance at the Chamber of Commerce luncheon tomorrow.

CONSENT AGENDA

Mayor Sivertsen suggested moving several items to the Consent Agenda, including: Ordinance No. 19-1894 declaring 319 Main street (Old Fire Station No. 1) as surplus property; Resolution No. 19-2738 honoring Debra Cowan for her years of service to the City of Ketchikan and Ketchikan Public Utilities; exempting procurement of a snow plow truck from competitive bidding requirements; award of Contract No. 19-10, GIS Data Conversion with Ptarmigan Software, Inc.; award of Contract No. 19-13 for the 2019 Pavement Overlay-Surface Repair with SECON, Inc.; Change Order No. 1 (final) to Contract No. 18-06 regarding the Grant Street Trestle Extension with BAM, LLC; and authorizing the additional operation of rental diesel generators and preparation of a requisite budget amendment. No objections were heard.

Approval of Minutes - Special City Council Meeting of May 9, 2019 and Regular City Council Meeting of May 16, 2019

Moved by Williams, seconded by Kiffer the City Council approve the minutes from the special City Council meeting of May 9, 2019 and the regular City Council meeting of May 16, 2019.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

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Memorandum of Agreement Between the City of Ketchikan and Ketchikan Indian Community (KIC) for the Indian Reservations Road (IRR) Program

Moved by Williams, seconded by Kiffer the City Council approve the Memorandum of Agreement between Ketchikan Indian Community and the City of Ketchikan for the Indian Reservations Road Program and authorize the city manager to execute the Memorandum of Agreement on behalf of the City Council.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

Repair and Restoration of the Salmon Table

Moved by Williams, seconded by Kiffer the City Council authorize the transfer of \$1,200 from Appropriated Reserves of the General Fund to the City Manager's Furniture and Fixtures Maintenance Services Account No. 635.05 for the purpose of repair and restoration of the salmon table.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

Community Development Block Grant (CDBG) Agreement Between the City of Ketchikan and the Department of Commerce, Community and Economic Development, Division of Community and Regional Affairs - Ketchikan/W.I.S.H. Domestic Violence Shelter Design and Engineering

Moved by Williams, seconded by Kiffer the City Council approve the Community Development Block Grant Agreement between the City and the Department of Commerce, Community and Economic Development, Division of Community and Regional Affairs in the amount of \$95,880 for Ketchikan/Women in Safe Homes Domestic Violence Shelter design and engineering and direct the city manager to execute the agreement on behalf of the City Council.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

Bar Harbor South Float 8 Finger Replacement and Thomas Basin Float 1 Rehabilitation

Moved by Williams, seconded by Kiffer the City Council authorize the city manager to transfer \$14,426 from Appropriated Reserves of the Small Boat Harbor Fund to the Bar Harbor South Float 8 Finger Replacement and Thomas Basin Float 1 Rehabilitation Capital Accounts in the respective amounts of \$7,926 and \$6,500, in order to close out the projects.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

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Acquisition of Police Department Cellebrite Unit

Moved by Williams, seconded by Kiffer the City Council authorize the city manager to transfer \$25,051 from the Appropriated Reserves of the Forfeitures and Seizures Fund to fund the acquisition of a Cellebrite unit for the Police Department as outlined in the finance director's memorandum of May 24, 2019.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

Liquor License Transfer of Ownership and Location - To Cape Fox Lodge, LLC d/b/a Cape Fox Lodge: From Slagle, LLC d/b/a Alaska Fish House

Moved by Williams, seconded by Kiffer the City Council approve the transfer and ownership of Package Store License No. 80 to Cape Fox Lodge, LLC d/b/a Cape Fox Lodge, 800 Venetia Way, Ketchikan, AK 99901 from: Slagle, LLC d/b/a Alaska Fish House, 3 Salmon Landing, Ketchikan, AK 99901.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

Liquor License Transfer of Location - Cape Fox Lodge, LLC d/b/a Cape Fox Lodge

Moved by Williams, seconded by Kiffer the City Council approve the transfer of location for Beverage Dispensary - Tourism Liquor License No. 2948 - Cape Fox Lodge, LLC d/b/a Cape Fox Lodge, 800 Venetia Way, Ketchikan, Alaska 99901, and approval of a restaurant designation for Cape Fox Lodge.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

Declaring 1991 Hitachi EX-200 Trackhoe as Surplus and Authorizing its Sale to the Ketchikan Gateway Borough

Moved by Williams, seconded by Kiffer pursuant to Section 3.12.070(d)(2) of the Ketchikan Municipal Code, the City Council declare the Solid Waste Division's 1991 Hitachi EX-200 trackhoe as surplus and authorize the sale of said trackhoe to the Ketchikan Gateway Borough for \$12,000.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

Ordinance No. 19-1894 - Declaring that 319 Main Street, Ketchikan, Alaska (Old Fire Station No. 1) is Surplus Property - Second Reading

Copies of Ordinance No. 19-1894 were available for all persons present.

Moved by Williams, seconded by Kiffer the City Council approve in second reading Ordinance No. 19-1894 declaring that 319 Main Street, Ketchikan, Alaska (old Fire Station No. 1) is

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surplus property; authorizing the sale of that property; providing for the filing of referendum petitions; and establishing an effective date.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

Resolution No. 19-2738 - Honoring Debra Cowan for Her Years of Service to the City of Ketchikan and Ketchikan Public Utilities

Moved by Williams, seconded by Kiffer the City Council approve Resolution No. 19-2738 honoring Debbie Cowan for her years of service to the City of Ketchikan and Ketchikan Public Utilities; and establishing an effective date.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

Exempting the Procurement of a Snow Plow Truck from Competitive Bidding/Written Quotation Requirements of the Ketchikan Municipal Code - RWC Group

Moved by Williams, seconded by Kiffer pursuant to subparagraph 9 of Section 3.12.050(a) of the Ketchikan Municipal Code, the City Council exempt the procurement of a replacement snow plow truck for the Streets Division from the competitive bidding/written quotation requirements of the Ketchikan Municipal Code; approve the purchase of a new vehicle from the RWC Group of Anchorage, Alaska under Sourcewell Contract Nos. 081716-NVS and 080114-MTE at a cost not to exceed \$219,110.41; authorize funding from the Streets Division's 2019 Snow Plow Truck Capital Account; and direct the city manager to execute the contract documents on behalf of the City Council.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

Award of Contract No. 19-10 - GIS Data Conversion - Ptarmigan Software, Inc.

Moved by Williams, seconded by Kiffer the City Council award Contract No 19-10, GIS Data Conversion, to Ptarmigan Software of Topeka, Kansas in an amount not to exceed \$98,000; authorize funding from the Engineering, Wastewater, Electric, Telecommunications and Water Divisions' 2019 ESRI Conversion Capital Accounts; and direct the city manager to execute the contract documents on behalf of the City Council.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

Award of Contract No. 19-13 - 2019 Pavement Overlay-Surface Repair - SECON, Inc.

Moved by Williams, seconded by Kiffer the City Council award Contract No. 19-13, 2019 Pavement Overlay-Surface Repair, to SECON, Inc. in the amount of \$629,470; establish a ten percent contingency in the amount of \$62,947, bringing the total project cost to \$692,417; authorize budget transfers in the amounts of \$43,667 from Appropriated Reserves of the Public Works Sales Tax Fund to the Streets Division's 2019 Pavement Overlay - Surface Repair Capital

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Account; approve funding in the amount of \$643,667 from the Streets Division's 2019 Pavement Overlay - Surface Repair Capital Account and \$48,750 from the Cemetery Division's 2019 Paving Improvements Capital Account; and direct the city manager to execute the contract documents on behalf of the City Council.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

Change Order No. 1 (Final) to Contract No. 18-06 - Grant Street Trestle Extension - BAM, LLC

Moved by Williams, seconded by Kiffer the City Council approve Change Order No. 1 (Final) to Contract No. 18-06, Grant Street Trestle Extension, in the amount of \$38,876, bringing the total contract cost to \$307,511; authorize a budget transfer in the amount of \$12,012 from Appropriated Reserves of the Public Works Sales Tax Fund to the Streets Division's Wall and Abutment Reconstruction & Repair Capital Account; and direct the city manager to execute the change order on behalf of the City Council.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

Exempting the Procurement of Annual Colocation Services for the Telecommunications Division from the Competitive Bidding/Written Quotation Requirements of the Ketchikan Municipal Code - Green House Data

Moved by Williams, seconded by Kiffer pursuant to subparagraph 6 of Section 3.12.050(a) of the Ketchikan Municipal Code, the City Council exempt the procurement of annual colocation services for the Telecommunications Division from the competitive bidding/written quotation requirements of the Ketchikan Municipal Code; authorize the general manager to enter into an agreement for the acquisition of such annual colocation services with Green House Data in the amount of \$27,645; establish a five percent contingency in the amount of \$1,382; bringing the total procurement cost to \$29,027; and approve funding from the Telecommunications Division's 2019 Rents and Lease - Infrastructure Account No. 645.04.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

Authorizing Additional Operation of Rental Diesel Generators with Associated Expenditures Up to \$200,000 and Preparation of Requisite Budget Amendment

Moved by Williams, seconded by Kiffer the City Council authorize additional operation of the rental diesel generators with associated expenditures up to \$200,000 as detailed in the electric division system engineering manager's report dated May 29, 2019 and preparation of the requisite budget amendment to be submitted to the City Council for formal consideration and approval.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

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UNFINISHED BUSINESS

Ordinance No. 18-1886 - Declaring that 319 Main Street (Old Fire Station No. 1) is Surplus City Property - Second Reading

Copies of Ordinance No. 18-1886 were available for all persons present.

Moved by Williams, seconded by Zenge the City Council approve in second reading Ordinance No. 18-1886 declaring that 319 Main Street (Old Fire Station No. 1) is surplus City property; authorizing the disposition of that property; providing for the filing of referendum petitions; and establishing an effective date.

Motion failed with Gage voting yea; Flora, Williams, Kiffer, Bergeron, Coose and Zenge voting nay.

Ordinance No. 19-1896 - Adding a New Section 5.20.016 to the Ketchikan Municipal Code Entitled "Onsite Marijuana Consumption Prohibited" - Second Reading

Copies of Ordinance No. 19-1896 were available for all persons present.

Moved by Williams, seconded by Zenge the City Council approve in second reading Ordinance No. 19-1896 adding a new Section 5.20.016 to the Ketchikan Municipal Code entitled "Onsite Marijuana Consumption Prohibited"; conditioned upon voter approval; and establishing an effective date.

Motion passed with Flora, Williams, Kiffer, Gage and Zenge voting yea; Bergeron and Coose voting nay.

Ordinance No. 19-1895 - Amending Ketchikan Municipal Code Section 11.04.130 Entitled "Inspections" Concerning Access to Utility Customer's Premises - Second Reading

Copies of Ordinance No. 19-1895 were available for all persons present.

Moved by Kiffer, seconded by Zenge the City Council approve in second reading Ordinance No. 19-1895 amending Ketchikan Municipal Code Section 11.04.130 entitled "Inspections" concerning access to utility customer's premises; renaming that section "Access to Premises" and establishing an effective date.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

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NEW BUSINESS

Designating Date for the First City Council Meeting of July 2019

Mayor Sivertsen said the first Council meeting in July falls on the 4th. He asked for a show of hands to move the regular City Council meeting of July 4, 2019 to Monday July 8, 2019, and at least four hands were shown.

Resolution No. 19-2737 – Proposing That Adding a New Section to the Ketchikan Municipal Code to be Numbered 5.20.016 Entitled “Onsite Marijuana Consumption Prohibited”

Moved by Williams, seconded by Zenge the City Council approve Resolution No. 19-2737 proposing that adding a new section to the Ketchikan Municipal Code to be numbered 5.20.016 entitled "Onsite Marijuana Consumption Prohibited"; directing the city clerk to take such action as is necessary to place the question before the qualified voters of the City of Ketchikan on October 1, 2019; and establishing an effective date.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage and Zenge voting yea; Coose voting nay.

Discussion of Placing Crossing Guard(s) at the Intersection of Water Street and Schoenbar Road - Councilmember Gage

Moved by Gage, seconded by Williams the City Council authorize the city manager to transfer \$10,000 from Appropriated Reserves of the CPV Excise Tax Special Revenue Fund to the Street Division's Water Street and Schoenbar Road Intersection Crosswalk Improvement Project Capital Account to fund third party preparation of required ADOT&PF permit drawings.

Councilmember Gage said it speaks for itself to put in an additional pedestrian crosswalk similar to the one down by Tatsuda's and by the hospital. She indicated another option to alleviate the congestion would be to make the intersection a four way stop.

Councilmember Kiffer didn't object to the motion, but felt the report should not have been buried under a discussion item.

Councilmember Bergeron said he appreciates Councilmember Gage bringing up this issue. He said since he was hit in a crosswalk, he is particularly sensitive to pedestrian and safety issues. He informed he was coming through this intersection the other day, and noted it was congested with buses and people were walking out into traffic. He felt the Council should be sensitive to this issue and to public safety. He said whatever the Council does tonight, even if it is giving staff direction to place crossing guards at this intersection to make it safer, he would support it. He cited several areas in town where there are possibilities of an accident where pedestrians could be injured.

Mayor Sivertsen stated this and the next agenda item are the same with different locations, and he didn't know what the interaction would be with the State with these types of issues.

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Manager Amylon referenced the public works director's report, and indicated crossing guards at this intersection will be a challenge. He said whatever is done to reconfigure it will require a permit from the Department of Transportation, just like the two intersections further north where the pedestrian activated lights were installed. He said it was his understanding if the intersection is not reconfigured as in the public works director's report it will be difficult to put crossing guards there the way the intersection is configured now.

Public Works Director Hilson said Manager Amylon is correct, and indicated there is a proposed conceptual sketch in the packet that shows a proposed crosswalk on the north side along with curb improvements and ADA ramps. He said ultimately the Department of Transportation would have to buy into this plan by issuing a permit. He answered questions from the Council.

Councilmember Coose felt it would be a good idea to have crossing guards in place while there is a ship in Port. He said most of the passengers go down the promenade.

Port and Harbors Director Corporon explained the extent of that intersection. He indicated there are 12 lanes of traffic at that intersection and it is over 100 feet across. He advised against the pedestrian activated lights, as pedestrians are looking for a walk signal. He didn't see the State approving a four way stop for this intersection, because of the number of traffic lanes. He felt the intersection warrants a stop light

Mayor Sivertsen said taking into consideration Councilmember Coose's comments, and if the crosswalk was installed on the west side of the intersection, would there be a way the City could delineate and direct the passengers down the west side of Schoenbar Road and into Berth IV.

Port and Harbors Director Corporon answered questions from the Council.

Mayor Sivertsen said taking into consideration Councilmember Kiffer's comment we have a motion on the floor, which is to provide funding to get a permit from the Department of Transportation.

Councilmember Flora questioned the cost of installing a new crosswalk.

Public Works Director Hilson explained the aspects and costs associated with a new crosswalk.

Councilmember Williams thought the City should do a test on the existing crosswalk that is there to see how it works.

Councilmember Coose indicated he watches this situation when he is working on Berth IV, and suggested placing a couple crossing guards temporarily at the intersection just to see how it works. He said another option would be to lower the speed limit to 20 mph.

Councilmember Bergeron didn't feel putting a crosswalk in on the west side is a solution to the problem. He said we need crossing guards in that area, and any other area that warrants it. He felt the ultimate solution for this intersection is a stop light rather than a crosswalk. He stated we need the temporary flaggers put in place for now.

Councilmember Gage withdrew the motion with the consent of the second.

Mayor Sivertsen asked for a show of four hands to temporarily place crossing guards at the intersection of Water Street and Schoenbar Road, and at least four hands were shown.

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Discussion of Placing Crossing Guard(s) at the Intersection of Mission Street and Main Street and at the Intersection of Stedman Street, Mill Street and Dock Street - Councilmember Bergeron

Councilmember Bergeron felt we have talked this to death, and said we need to do a better job with public safety.

Discussion of Enacting Either a Temporary Moratorium or Permanent Prohibition of the Commercial Rental or Provision of Dockless Vehicles in the Downtown Core - Mayor Sivertsen

Mayor Sivertsen indicated Juneau has put a ban on these types of vehicles until such time regulations can be put into place to manage it. He asked with Council approval to direct staff to draw up an ordinance banning commercial rentals or provision of dockless vehicles within the downtown core.

Attorney Seaver felt the issue is with the dockless vehicles and the renters just leaving them anywhere. He said he envisioned along the lines of Juneau which would prohibit or put off to a future date short term rentals of any of those types of vehicles motorized or otherwise for that reason.

Mayor Sivertsen asked for a show of four hands to have staff bring back an ordinance for Council consideration, and at least four hands were shown.

City of Ketchikan and KPU Compensation Plan Update - Ralph Andersen & Associates

Moved by Zenge, seconded by Flora the City Council direct the city manager to schedule a special meeting of the City Council for the purpose of having Ralph Andersen & Associates present the firm's update of the City of Ketchikan and Ketchikan Public Utilities Compensation Plan on such date as determined appropriate by the City Council.

Manager Amylon said he spoke with Ralph Andersen and Associates and they cannot come until after June 24, 2019. He suggested June 25, 26 or 27th, 2019, but could not give an exact date until after he talks with them.

There were no objections from the Council to hold a special meeting on any of those dates.

Motion passed with Gage, Coose, Zenge, Flora, Williams, Kiffer and Bergeron voting yea.

Resolution No. 19-2736 - Levying a General Property Tax for Municipal Purposes Upon All Real and Business Personal Property in the City for the Year 2019

Moved by Zenge, seconded by Gage the City Council approve the Resolution No. 19-2736 levying a general property tax for municipal purposes upon all real and business personal

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property in the City for the Year 2019; providing for the collection of taxes due in 2019; prescribing penalties and interest for delinquent taxes; and establishing an effective date.

Councilmember Zenge said we all knew this was coming as it was discussed during budget time, and here it is.

Councilmember Williams said he wasn't here at budget time. He stated with the property assessments that went up last year, using the funds from the number of open positions and our reserves are in great shape, there should be enough funds to cover the cost for this year without raising the mill rate.

Manager Amylon answered questions from the Council.

Councilmember Bergeron echoed Councilmember William's comments. He said he was not in favor of raising property taxes either. He felt we should look at reserves. He indicated we need to keep in mind the people we represent, as there have been several utility rate increases this year including large electric diesel surcharges. He felt we need to hold the line on taxes, and look within our own resources to make it right with our employees.

Councilmember Flora said he would consider deferring this action after listening to Councilmember Williams, but not if the conversation at a later date turns into, "now we don't have the money to implement the plan". He described the compensation plan recommendations which include 46 classes below the median. He felt staffing cost are going to increase in the next few years for many reasons. He wasn't sure how far the Council wants to dig into the reserves. He stated the City will have a little extra money from the online sales tax.

Councilmember Gage agreed with Councilmember Flora's comments. She felt this issue has been kicked down the road for multiple years, and we need to make it right with our employees or we won't have anybody working for the City.

Councilmember Zenge questioned staff if the City has the money to implement the compensation plan without raising taxes.

Councilmember Flora questioned if the plan could be implemented in phases.

Manager Amylon answered questioned from the Council.

Moved by Kiffer, seconded by Zenge the City Council amend the main motion to reduce the proposed increase by .4 mills.

Councilmember Kiffer said this Council cannot bind a future Council. He noted we can talk about a phased system, but we can't promise a phased system. He said it is not realistic for this Council to do nothing.

Motion to amend failed with Kiffer, Gage and Zenge voting yea; Flora, Williams, Bergeron and Coose voting nay.

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Moved by Williams, seconded by Bergeron to amend the main motion to keep the mill rate at 6.6 mills.

Motion to amend passed with Flora, Williams, Bergeron and Coose voting yea; Kiffer, Gage and Zenge voting nay.

Main Motion, as amended passed with Flora, Williams, Bergeron and Coose voting yea; Kiffer, Gage and Zenge voting nay.

The Council took a short recess at 8:25 p.m. and reconvened at 8:30 p.m.

A Call to Artist and Budget Transfer for a Community Holiday Tree Topping Ornament

Moved by Kiffer, seconded by Zenge the City Council approve a call to artists for a community holiday tree topping ornament and authorize the city manager to transfer \$15,000 from Appropriated Reserves of the General Fund to the Mayor and Council's 2019 Community Promotion Account No. 610.01 in order to fund the project.

Assistant Manager Simpson said the chosen artist is required to have their piece engineered by a professional, so it is verified that it is safe and meets all the requirements included in the proposal. She indicated it could cost less.

Councilmember Coose thought \$15,000 was out of line.

Assistant Manager Simpson answered questions from the Council.

Councilmembers Kiffer said even regular ornaments are expensive.

Assistant Manager Simpson indicated additional funds may be required for lights in future years. She indicated the power source for the tree would come from the building rather than patching it in.

Motion passed with Coose, Zenge, Flora, Williams, Kiffer, Bergeron and Gage voting yea.

Professional Services Agreement for Determining the Feasibility of Constructing a Separate Raw Water Transmission Line - Civil Science Infrastructure, Inc.

Moved by Williams, seconded by Kiffer that the City Council approve a professional services agreement with the Civil Science Infrastructure, Inc. in the amount of \$24,000 to determine the feasibility of constructing a separate raw water transmission line independent of that which serves the Ketchikan Lakes Hydroelectric Project; authorize funding in the amounts of \$12,000 and \$12,000 respectively from the Water Division and Electric Divisions' 2019 Engineering & Architectural Services Account Nos. 640.02 and 640.02; and direct the general manager to execute the contract documents on behalf of the City Council.

Water Division Manager Kleinegger answered questions from the Council.

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Councilmember Coose requested a report or map at the next meeting showing where all the points would be located.

Councilmember Bergeron said he supports the study, but would like to see a report that includes the associated cost.

Manager Amylon said it would be less than if the City has to put in a water filtration system.

Motion passed with Flora, Williams, Kiffer, Bergeron, Gage, Coose and Zenge voting yea.

Award of Contract No. 19-27 - Programmable Logic Controller Assessment Phase I, Design Assessment - CH2M Hill Engineers, Inc.

Moved by Williams, seconded by Coose the City Council approve Contract No. 19-27 - Programmable Logic Controller Assessment Phase I, Design Assessment, between the City and CH2M Hill Engineers, Inc. in the amount of \$50,000; authorize funding from the Water Division's Engineering & Architectural Services Account No. 640.02; and direct the general manager to execute the contract on behalf of the City Council.

Mayor Sivertsen said when we get into a situation that we can potentially be upgrading or changing out a Scada system at approximately \$1.4 million. He felt he would need a lot more information.

Water Manager Kleinegger answered questions from the Council.

Motion passed with Williams, Kiffer, Bergeron, Gage, Coose, Flora and Zenge voting yea.

Approval of Vouchers - Ketchikan Daily News

Moved by Coose, seconded by Kiffer for approval of vouchers to the Ketchikan Daily News in the amount of \$3,080.40

Motion passed with Flora, Kiffer, Bergeron, Gage, Coose and Zenge voting yea; Williams abstaining.

MANAGER'S REPORT

Manager Amylon said he understands the reluctance to increase the mill levy, and said he didn't have a problem with that. He informed he attended a telecom safety meeting yesterday regarding a presentation of service awards to five employees that totaled 50 years of service. He said today they were at the Electric Division safety meeting and they had service awards for two employees with 35 years of service. He said then again tonight the Council presented Debra Cowan a resolution for 40 years of service. He indicated this is over 125 years of service which in today's world is pretty unusual that you have people staying for those lengths of time. He stated the City has a very special and unique work force that works for General Government and KPU. He went on to say from his perspective its incumbent that the City is able to give their employees a market competitive wage. He hoped the Council was serious about moving forward in some

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fashion with the compensation plan whether it's phased or all at once. He indicated this decision will dictate the relationship you have as a Council with City employees now and in the future. He urged the Council to keep in mind the compensation plan and the upcoming collective bargaining agreements in 2020.

Schedule of General Government and KPU Appropriated Reserves through the City Council Meeting of May 16, 2019

In his report, Manager Amylon provided the Council a schedule of the current balance of Appropriated Reserves of the General Government and KPU through May 16, 2019.

Berth IV Lease Payment Obligations Based on Annual Passenger Count

Manager Amylon submitted a memorandum from Finance Director Newell clarifying his response regarding Berth IV payments to the Ketchikan Dock Company.

Ten-Year History of Berth IV Lease Payments and Twenty-Year Projection of Payments to Lease Termination

Manager Amylon provided for Council review a spreadsheet that was prepared by Finance Director Newell with details of actual payments to Ketchikan Dock Company through 2018, and projected estimated lease payments through 2037.

Proposed Berth IV Amended Lease Analysis

Manager Amylon attached for Council review two spreadsheets provided by Finance Director Newell which detailed an analysis of the proposed amendment had Berth IV been available for neo-panamax class vessels during the 2019 cruise ship season.

2019 Sales Tax Report No. 3

Manager Amylon submitted for Council review the 2019 Sales Tax Report No. 3 from Finance Director Newell.

2019 PeaceHealth Funded Ketchikan Medical Center Projects

Manager Amylon provided for Council review a memorandum from Public Works Director Hilson detailing three major capital projects that PeaceHealth has programmed for 2019 at the Ketchikan Medical Center with an estimated cost of approximately \$2.2 million.

Public Works Department Project Status Report - May 2019

Manager Amylon provided for Council review the Public Works Department's project status report for May 2019.

"UNAPPROVED"

June 6, 2019

Contract No. 17-16 Update - Planning and Permitting for Removal of Berth II Rock Pinnacle - Moffatt & Nichol

Manager Amylon transmitted a memorandum from Port and Harbors Director Corporon with an update on the additional permitting activities for the removal of the rock pinnacle at Berth II.

Donation of Garage & Warehouse Division Brake Lathe to Ketchikan High School

Manager Amylon provided for Council review a memorandum from the Public Works Director Hilson donating a brake lathe to Ketchikan High School.

June 11, 2019 Special Meeting of the City Council - Preparation of Request for Proposals (RFP) for Reconfiguration of Port of Ketchikan Cruise Ship Berth Facilities - Bermello Ajamil and Partners, Inc.

Manager Amylon reminded the Council of a special meeting with Bermello Ajamil and Partners, Inc. regarding the reconfiguration of the Port of Ketchikan cruise ship berth facilities, scheduled for June 11, 2019 at the Ted Ferry Civic Center at 6:00 p.m.

June 13, 2019 Community Public Forum - Contract No. 19-02 - Consulting Services for the Lease of the Ketchikan Medical Center - ECG Management Consultants

Manager Amylon reminded the Council of a Community Public Forum scheduled for June 13, 2019, at the Civic Center at 6:00 p.m., with the consulting service, ECG Management Consultants, for the lease of the Ketchikan Medical Center.

Appointment of Fire Marshall

Manager Amylon included correspondence from Fire Chief Hoage regarding the appointment of a new Fire Marshall, Andrea Buchanan.

Ordinance No 17-1861 - Amending Ketchikan Municipal Code Section 2.04.023 Entitled "Teleconferencing"

Manager Amylon provided clarification of Ordinance No. 17-1861 regarding Section 2.04.023 of the Ketchikan Municipal Code entitled "Teleconferencing" and is seeking Council direction.

K.P.U. MANGER'S REPORT

Election of Telecommunications Division Manager as Alaska Telecom Association 1st Vice-President

General Manager Amylon attached for Council review a memorandum from Telecommunications Division Manager Cushing regarding his election of 1st Vice-President to Alaska Telecom Association.

"UNAPPROVED"

June 6, 2019

Mayor Sivertsen congratulated Mr. Cushing regarding his appointment to 1st Vice-President. He appreciates Mr. Cushing's involvement, and said appointments to these positions shows the value in what we do here and how other people look at us.

Relinquishment of FCC License WPWU972 - Lower 700 Mhz

General Manager Amylon informed Council of the relinquishment of FCC License WPWU972 - Lower 700 Mhz as it serves no useful purpose to KPU.

Alaska Telecom Association Directory Cover Contest

General Manager Amylon informed of KPU Telecommunications award of first place in the 2019 Alaska Telecom Association Directory Cover Contest.

Project Status Report - Contract No. 19-06, Water Meters for Business and Commercial Customers

General Manager Amylon attached for Council review a memorandum from Water Division Manager Kleinegger and Public Works Director Hilson regarding the status of Contract No. 19-06, Water Meters for Business and Commercial Customers.

General Manager Amylon informed the Council the advertisement was signed and the Contract should go out for bid shortly.

CITY CLERK'S FILE - None

CITY ATTORNEY'S REPORT - None

FUTURE AGENDA ITEMS

Councilmember Bergeron requested staff to bring forward an ordinance against distracted driving.

MAYOR AND COUNCIL COMMENTS

Mayor Sivertsen said he would like to take a moment of silence and reflect for those who served in our military and who were involved on D-Day. He said he was touched deeply by their stories of heroism. He referenced the construction in the downtown area, and stated it has been tough for everyone in the community. He said the reality is the City will end up with a finished product that we will all enjoy. He supported the Manager's office and Public Works Director Hilson in addressing the issues that have come up and working with the Department of Transportation. He thanked staff for their time and concerns. He said he knows the business owners are feeling the crunch from it, but it is a process the community will have to get through.

OTHER NEW BUSINESS - None

"UNAPPROVED"

June 6, 2019

EXECUTIVE SESSION

Request for Executive Session - Discussion of Negotiation Strategies Relative to the Expiration of the Collective Bargaining Agreements between the City of Ketchikan and the International Brotherhood of Electric Workers, Local 1547 the Ketchikan Professional Firefighters Association, IAFF, Local 2761 and the Public Safety Employees Association

This executive session was removed at the request of the City Council.

Councilmember Bergeron left the meeting at 9:10 p.m.

Request for Executive Session - Personal Injury Claims of Samuel Bergeron and Linda Millard

Moved by Williams, seconded by Coose the City Council declare that consistent with the City Attorney's request dated May 28, 2019, it is in the best interest of the City Council to go into executive session to discuss the personal injury claims of Samuel Bergeron and Linda Millard against the City in accordance with Ketchikan Municipal Code 02.04.025(a)(1) and (3) which includes the need to discuss subjects the knowledge of which could have an immediate adverse impact of the finances of the City and to receive legal advice within the attorney-client privilege.

Motion passed with Flora, Williams, Gage, Coose and Zenge voting yea; Kiffer voting nay.

The Council recessed into executive session at 9:13 p.m. and reconvened at 9:20 p.m. Mayor Sivertsen said the Council has completed its executive session to discuss the personal injury claims of Samuel Bergeron and Linda Millard, and direction was given to staff.

ADJOURNMENT

As there was no further business, the Council adjourned at 9:20 p.m.

Robert Sivertsen, Mayor

ATTEST:

Kim Stanker, CMC
City Clerk

FYI ITEMS INCLUDED:

Southeast Senior Services' Quarterly Activity and Financial Reports - January through March 2019
2019 Music on the Dock