

**WHITTIER CITY COUNCIL
REGULAR MEETING
TUESDAY, MAY 04, 2010
7:00 PM
COUNCIL CHAMBERS
P-12 BUILDING**

MINUTES

1. CALL TO ORDER

Mayor Lunceford called the meeting to order at 7:08 pm.

2. OPENING CEREMONY

Mayor Lunceford led the Pledge of Allegiance.

3. ROLL CALL

A. Council Members Present: Shawni Phillips, Jerry Vandergriff, Lester Lunceford, Juan Cardenas, Shannon Tolman, Becky Cotner

B. Council Members Absent: Mary Brenneman

Mayor Lunceford stated that he did receive earlier today a request for an excused absence from Councilor Brenneman.

MOTION: Juan Cardenas made a motion to excuse Mary Brenneman from tonight's Council meeting.

SECONDED: Becky Cotner seconded the motion.

VOTE: Juan Cardenas: Yes, Becky Cotner: Yes, Shannon Tolman: Yes, Lester Lunceford: Yes, Jerry Vandergriff: Yes, Shawni Phillips: Yes

Motion passed 6-0.

C. Excused Absence: Mary Brenneman

D. Administration Present: Brenda Krol, City Clerk

Others present included: Stephanie Burgoon, Mike Blonski, Doug Aaron, Scott Korbe, Dave Schofield, Steve Attleson, Charlene Arneson, Alex Phillips

4. APPROVAL OF MINUTES

A. 16 February 2010, Regular Meeting Minutes

Councilor Becky Cotner pointed out an error at the top of page two. She stated that in the first motion on page two she voted no and it reads that she had voted yes.

Mayor Lunceford asked the City Clerk if she would make sure that correction is made.

City Clerk, Brenda Krol replied "yes."

MOTION: Juan Cardenas made a motion to approve the regular meeting minutes of February 16th 2010 as amended.

SECONDED: Jerry Vandergriff seconded the motion.

VOTE: Juan Cardenas: Yes, Jerry Vandergriff: Yes, Shawni Phillips: Yes, Shannon Tolman: Yes, Becky Cotner: Yes, Lester Lunceford: Yes

Motion passed 6-0.

5. APPROVAL OF REGULAR MEETING AGENDA

MOTION: Jerry Vandergriff made a motion to approve the regular meeting agenda as written.

SECONDED: Juan Cardenas seconded the motion.

VOTE: Jerry Vandergriff: Yes, Juan Cardenas: Yes, Lester Lunceford: Yes, Shawni Phillips: Yes, Becky Cotner: Yes, Shannon Tolman: Yes.

Motion passed 6-0.

6. MAYOR'S REPORT

A. Mayor Report – Mayor Lunceford

Mayor Lunceford stated that our interim city manager, Ed Barrett had surgery on his mouth and is not able to make it tonight.

B. Vice Mayor Report – Shawni Phillips

None

7. CITY MANAGER'S REPORT

A. City Manager Report – Ed Barrett

See written report in original council packet.

Councilor Jerry Vandergriff agreed with the last sentence in paragraph three of the interim city manager's report which reads *I support the idea of going back to this small development effort so we can use the funding and start to accomplish some forward motion.*

Jerry Vandergriff stated "I agree, I think that we ought to do that right away, many times it seems like we always start projects and we don't finish them and here is an opportunity to finish a project and we need to do it to keep from losing the funding anyway."

Mayor Lunceford agreed with Councilor Vandergriff and stated that he would convey that to Ed Barrett tomorrow.

The Council asked that a resolution authorizing the City to grant a ten year use permit to Great Pacific Seafoods for use of the abandoned sewer main be put on the next agenda.

Jerry Vandergriff stated that an agreement on leasing the property to the Alaska Marine Highway should also be put on the next agenda.

MOTION: Jerry Vandergriff made a motion to proceed with spending the grant money for the Head of Passage Canal Development Project, for its original purpose of providing parking, restrooms, transportation and a tractor launch at the Head of Passage Canal.

SECONDED: Shannon Tolman seconded the motion.

DISCUSSION: Juan Cardenas declared a potential conflict of interest and asked to abstain from voting on the motion.

VOTE: Jerry Vandergriff: Yes, Shannon Tolman: Yes, Becky Cotner: Yes, Lester Lunceford: Yes, Shawni Phillips: Yes, Juan Cardenas: Abstain.

Motion passed 5-0-1 abstain

Mayor Lunceford entertained a motion to have the City Manager bring back to us an agreement between the City of Whittier and the Alaska Marine Highway System for fair market value for utilizing that strip of property near the triangle area.

MOTION: Jerry Vandergriff made a motion to direct the City Manager to write up an agreement between the City of Whittier and the Alaska Marine Highway for fair market value on leasing the property at the triangle.

SECONDED: Shannon Tolman seconded the motion.

VOTE: Jerry Vandergriff: Yes, Shannon Tolman: Yes, Shawni Phillips: Yes, Juan Cardenas: Yes, Lester Lunceford: Yes, Becky Cotner: Yes.

Motion passed 6-0.

B. Director's Reports

- **Harbor – Ed Barrett**

None

- **Public Safety – Dave Schofield**

See written report in original council packet

Dave Schofield briefly went over his report and he welcomed any questions.

Juan Cardenas asked when the mutual aid agreement will be available.

Dave Schofield stated that he would try and have it available at the next council meeting.

- **Public Works – Scott Korbe**

See written report in original council packet

Scott Korbe stated that there is a memorandum from him in the Council packets regarding Cliffside Marina.

Scott Korbe stated that the Council is being petitioned to make a variance with their water and sewer rate.

Scott Korbe welcomed any questions.

Mayor Lunceford asked Scott Korbe what his position was in regards to the variance for Cliffside Marina.

Scott Korbe stated “My position is that Cliffside Marina is not a direct one to one user, one gallon of water to one gallon of waste and I think that the City could make an equitable adjustment in their billing cycle.”

Scott Korbe stated “I have discussed with Mike Blonski about installing a water meter on their service float which handles their sewage as well as installing a power meter on their pump.”

Scott Korbe stated “We need to have a contract or memorandum of understanding issued and executed by Cliffside Marina to make it happen.”

Jerry Vandergriff asked “The meter and installation expense would be handled by Cliffside Marina, correct?”

Scott Korbe answered “correct.”

MOTION: Juan Cardenas made a motion to direct the City Public Works Director to follow through with suggestion one with Cliffside Marina, which is for Cliffside Marina to install a secondary water meter at their own cost to the service float where the pump out station is located, this meter, will serve to gauge the sewer usage.

SECONDED: Becky Cotner seconded the motion.

VOTE: Juan Cardenas: Yes, Jerry Vandergriff: Yes, Shawni Phillips: Yes, Lester Lunceford: Yes, Becky Cotner: Yes, Shannon Tolman: Yes

Motion passed 6-0.

8. CITIZEN'S COMMENTS ON AGENDA ITEMS NOT SCHEDULED FOR PUBLIC HEARING

None

9. CONSENT CALENDAR

None

10. PUBLIC HEARINGS (NON-ORDINANCE)

None

11. PRESENTATIONS

A. "M/V Tradition" located at Smitty's Cove – Steve Attleson

Mr. Attleson introduced himself and gave a brief history on his acquiring of the M/V Tradition and informed the Council that he was willing to work with the City on trying to resolve the issue of the vessel's location.

Mr. Attleson stated that he would like to see a longer term arrangement. He realizes that the vessel is an eyesore and if that is the issue he could work with us in doing the paint job first rather than last.

Jerry Vandergriff stated that it is not an eyesore problem as much as the other problem. When the railroad bought that land from Phil Johnston they gave the City a long term use of the east end of the parking lot. That is a Marine Park down there and that is the only parking places for the recreational users of Smitty's Cove.

Jerry Vandergriff stated "The vessel needs to be moved is what needs to happen."

Juan Cardenas stated "Mr. Attleson is stuck in a bad spot because he was promised one thing and then the owner sold the property that the vessel is sitting on and this is where the Council needs to step in and be more positive towards businesses."

There was some further discussion regarding the need to move the vessel.

Jerry Vandergriff suggested to Mr. Attleson that he check with the railroad about the possibility of leasing a little strip of land from them.

Mayor Lunceford told Mr. Attleson "The railroad won't lease you a piece of property they may permit you a piece of property."

Mayor Lunceford told Mr. Attleson "I appreciate being educated as to what your expectations are."

Steve Attleson handed out his business card to all of the council members.

12. ORDINANCES

A. Introduction (first reading)

None

B. Public Hearing (second reading)

1. #561-10 – An ordinance amending Whittier Municipal Code 9.04.070 to allow the sale of alcohol between the hours of eight a.m. to five a.m. on cruise ship nights beginning May 15th through September 30th annually

MOTION: Jerry Vandergriff made a motion to open the public hearing on ordinance #561-10.

SECONDED: Juan Cardenas seconded the motion.

VOTE: Jerry Vandergriff: Yes, Juan Cardenas: Yes, Lester Lunceford: Yes, Shawni Phillips: Yes, Becky Cotner: Yes, Shannon Tolman: Yes.

Motion passed 6-0.

Hearing no public comment Mayor Lunceford entertained a motion to close the public hearing.

MOTION: Jerry Vandergriff made a motion to close the public hearing on ordinance #561-10.

SECONDED: Juan Cardenas seconded the motion.

VOTE: Jerry Vandergriff: Yes, Juan Cardenas: Yes, Becky Cotner: Yes, Shannon Tolman: Yes, Lester Lunceford: Yes, Shawni Phillips: Yes.

Motion passed 6-0.

MOTION: Jerry Vandergriff made a motion to adopt ordinance #561-10.

SECONDED: Juan Cardenas seconded the motion.

VOTE: Jerry Vandergriff: Yes, Juan Cardenas: Yes, Lester Lunceford: Yes, Shawni Phillips: Yes, Shannon Tolman: Yes, Becky Cotner: Yes.

Motion passed 6-0.

13. RESOLUTIONS

None

Jerry Vandergriff stated “I was told that it would be a good idea if the Council would pass a resolution supporting the budget items that we currently have in the budget in Juneau because Governor Parnell is getting ready to redline 1.3 billion dollars worth of a 3.6 billion dollar budget and that it would go a long way if we passed a resolution asking him to support the line items that are for Whittier.

MOTION: Jerry Vandergriff made a motion to pass a resolution supporting the budget items that are in the current budget before the Governor.

SECONDED: Juan Cardenas seconded the motion.

VOTE: Jerry Vandergriff: Yes, Juan Cardenas: Yes, Lester Lunceford: Yes, Becky Cotner: Yes, Shannon Tolman: Yes, Shawni Phillips: Yes

Motion passed 6-0.

14. UNFINISHED BUSINESS

Alex Phillips gave a brief update on the city cleanup effort.

Mayor Lunceford stated that we would go over the unfinished business list at the next meeting when the City Manager is present.

15. NEW BUSINESS

A. EDA Grant – Head of Passage Canal Development

Tentatively scheduled for the May 18th regular council meeting

B. Abatement Officer

Mayor Lunceford stated that we talked at the last meeting about possibly contracting outside of Whittier.

Juan Cardenas stated “I don’t think we need that kind of expenditure.”

Mayor Lunceford stated “I think maybe once we get a new city manager and maybe our administrative director these things might me able to work out.”

16. COUNCIL DISCUSSION

None

17. CITIZENS’ DISCUSSION

Charlene Arneson announced that the Whittier Watershed Council will hold their next meeting on May 7th at 12:00 noon in the School Library.

18. COUNCIL AND ADMINISTRATION RESPONSE TO CITIZENS’ COMMENTS

None

19. COUNCIL DIRECTION TO CITY MANAGER

None

20. EXECUTIVE SESSION

MOTION: Jerry Vandergriff made a motion to go into executive session at 8:59 pm for personnel reasons.

SECONDED: Becky Cotner seconded the motion.

VOTE: Jerry Vandergriff: Yes, Becky Cotner: Yes, Shannon Tolman: Yes, Juan Cardenas: Yes, Lester Lunceford: Yes, Shawni Phillips: Yes

Motion passed 6-0.

MOTION: Jerry Vandergriff made a motion to go back into regular session at 9:29 pm.

SECONDED: Shannon Tolman seconded the motion.

VOTE: Jerry Vandergriff: Yes, Shannon Tolman: Yes, Becky Cotner: Yes, Juan Cardenas: Yes, Lester Lunceford: Yes, Shawni Phillips: Yes.

Motion passed 6-0.

MOTION: Jerry Vandergriff made a motion to direct the Mayor to make the changes to the proposed contract for the perspective City Manager as discussed in executive session.

SECONDED: Becky Cotner seconded the motion.

VOTE: Jerry Vandergriff: Yes, Becky Cotner: Yes, Juan Cardenas: Yes, Lester Lunceford: Yes, Shannon Tolman: Yes, Shawni Phillips: Yes.

Motion passed 6-0.

21. ADJOURNMENT

MOTION: Jerry Vandergriff moved to adjourn the meeting at 9:32 pm.

SECONDED: Becky Cotner seconded the motion.

VOTE: Motion passed unanimously

Attest:

Brenda Krol
City Clerk

Lester Lunceford
Mayor