

**MINUTES OF THE PETERSBURG Borough Assembly, HELD MONDAY, AUGUST 5, 2013 AT 12:00 P.M. IN THE ASSEMBLY CHAMBERS OF THE MUNICIPAL BUILDING**

1. **CALL TO ORDER/ROLL CALL** Mayor Jensen called the meeting to order at Noon.  
Present: Mayor Jensen; Assembly Members Hoag and Wohlhueter (by phone); Havrilek, Flint, Strand and Lagoudakis. Absent: None.
2. **VOLUNTARY PLEDGE** The Pledge was recited.
3. **APPROVAL OF MINUTES**  
**A. Minutes for July 15, 2013 Assembly Meeting** The minutes were approved, as submitted.  
[July 15, 2013 Minutes.pdf](#)
4. **AMENDMENT AND APPROVAL OF MEETING AGENDA** The agenda was amended to include Item 16 B, Assembly Member Participating in Labor Matters. The agenda, as amended, was approved.
5. **PUBLIC HEARINGS AND BID AWARDS** None.
6. **VISITORS' VIEWS RELATED TO AGENDA** None.
7. **VISITORS' VIEWS UNRELATED TO AGENDA** None.
8. **BOARD, COMMISSION AND COMMITTEE REPORTS** No reports.
9. **CONSENT AGENDA** No items.
10. **REPORT OF OTHER OFFICERS**  
**A. Assessor's Letter** Mayor Jensen acknowledged receipt of the Assessor's July 17, 2013 letter to the Borough Manager written in response to Ms. Escola's comments made during this year's Board of Equalization meeting.  
[Assessor Letter.pdf](#)  
**B. Pool Cover Savings** Parks and Recreation Director Hayes informed that the pool cover purchased last year is saving the borough approximately \$12,000 during the summer months.  
[Pool Cover SAVings utilities](#)
11. **MAYOR'S REPORT**  
**A1. Kake Intertie Meeting** Mayor Jensen reported that he will be attending the meeting that will be held in Kake on Wednesday, August 5, 2013.  
**A. Declare Vacancy on Hospital Board and Solicit Letters of Interest to Fill the Vacancy** The vacancy was declared and the Clerk was instructed to advertise for letters of interest to fill the vacancy.  
**B. Mayor's Letter to Senator Mark Begich** Mayor Jensen informed of his letter to Senator Begich requesting continued operation of US Coast Guard vessels from the Petersburg port. The Anacapa is believed to be one of the ships to be retired when the Coast Guard replaces 110' vessels with 154' fast response cutters.  
[Letter to Senator Begich.pdf](#)  
**C. Work Session Reminder** Mayor Jensen reminded that there will be a joint work session between the Hospital Board and Borough Assembly on Thursday, July 22 at 9:00 a.m.



**D. Thank You Plaque** A thank you plaque from the Chamber of Commerce in appreciation for support of this year's 4th of July fireworks was presented to the assembly.

- 12. MANAGER'S REPORT** Manager Giesbrecht reviewed his written report. During the report, Public Works Director Hagerman updated the Assembly on the revised solid waste voucher program and informed that an USDA official has nixed the RAC project that was planned for Banana Point (floating access dock).

Manager report 08052013

**13. UNFINISHED BUSINESS**

**A. Juneau Appeal of Petersburg Borough Boundaries** Oral argument will commence at 3:00 p.m. Wednesday, September 4 in Juneau. Judge Menendez has allotted only one hour total for all three parties to make their case. Mayor Jensen or Manager Giesbrecht will attend the court session.

**B. Redistricting** The Riley Plaintiffs have challenged the Redistricting Board's adopted Plan. Legal counsel does not believe the challenge will affect the adopted redistricting of Southeast.

**C. Ordinance #2013-09: An Ordinance Providing for Chapter 14.20 of the Municipal Code, Entitled "Municipal Harbors", Updating Current Language to Reflect Borough Incorporation; and Providing for the Municipal Harbors Located within Service Area 1 Only, the Limiting of Fish Cleaning to Designated Cleaning Stations and Prohibiting the Disposal of Fish or Animal Waste and Parts** By a unanimous Roll Call Vote, ordinance #2013-09 was approved in final reading.

Ord. #2013-9.pdf

**D. Ordinance #2013-10: An Ordinance Updating Chapter 4.04 -Entitled "Purchasing", Updating Current Language to Reflect Borough Incorporation and to Provide Uniformity Between the Code and the Borough's Standard Specifications Manual. 3rd and Final Reading.** The ordinance was unanimously approved in final reading by Roll Call Vote.

Ord. #2013-10.pdf

**E. Kake Access EIS** A proposed letter with comments to the draft Purpose and Need Statement for the Kake Access was reviewed. Mayor Jensen believed the Assembly needs more information on the projects before making too many negative comments. The projects can be done without a road or power line going through Kupreanof. If the money is not spent in our area where currently appropriated, the funds will be given to another community. The projects are complicated, with many variables. After considerable discussion and debate, the assembly amended the proposed letter and by a Roll Call vote of 6-1 (member Strand opposed) authorized the amended letter be sent. The letter focused on three issues: Need to combine the Intertie and Access Projects; consider improving existing transportation alternatives; and the City of Kupreanof's rights as a roadless community need to be observed.

Kake Access Purpose & Need Stmt.pdf

Proposed Comments to Kake Access P&N.pdf

**F. Response from ADOT/PF Regarding Herbicide and Pesticide Applications in the Borough** Assembly members and resident Barry Bracken expressed their discontent with the response from ADOT. The department appeared to know what was best for our local community and did not address our concerns. The letter only expressed existing regulations and guidelines. After considerable discussion, by a unanimous voice vote, authorization was given to prepare a draft response letter to ADOT to be considered at the August 19 meeting.

ADOT Letter on Pesticide Use.pdf

**14. NEW BUSINESS**

**A. Ord. # 2013-11: An Ordinance Providing for Chapter 3.18 of the Municipal Code, Entitled "Finance Department", Updating Current Language to Reflect Borough Incorporation and Providing for the Dissolution of the Finance**



**Committee for the City of Petersburg. 1st Reading.** The ordinance was approved in first reading by unanimous Roll Call Vote.

[Ord. 2013-11.pdf](#)

**B. Ordinance #2013-12: An Ordinance Providing for Chapter 4.35 of the Municipal Code, Entitled "Property Development Fund", Updating Current Language to Reflect Borough Incorporation and Designating that Funds from the Sale, or for Acquisition, of State Entitlement Lands be Deposited into, or Disbursed from, the Property Development Fund. 1st Reading.** The ordinance was unanimously approved in 1st reading by Roll Call Vote.

[Ord. #2013-12.pdf](#)

**C. Resolution #2013-18: A Resolution Waiving the Competitive Bid Process and Authorizing a Sales and Installation Agreement for Specialized Alarm Equipment for Petersburg High School** Resolution #2013-18 was unanimously approved.

[Res. 2013-18 Sole Source Purchase - High School Alarm.docx.doc](#)

**D. Resolution #2013-19: A Resolution Supporting Southeast Conference's Request to the Department of Transportation and Public Facilities to Run Two Alaska Marine Highway Vessels from the Port of Prince Rupert - One Year Round and One Running May through September** A recess was called at 1:29 p.m.

The meeting was reconvened at 1:32 p.m. with all assembly members in attendance.

By a Roll Call Vote of 5-2 (Assembly members Strand and Havrilek opposed) the resolution was approved. Strand expressed her concerns that using the word "non-essential" would encourage ADOT to lessen the service already provided to Petersburg. General discussion was held regarding future ferry service in and out of Petersburg.

[Res. 2013-19 Support for SE Conference - Prince Rupert Ferries.docx.doc](#)

- 15. COMMUNICATIONS** A letter from Anchorage Mayor Sullivan, inviting participation in the 2014 International Lawyers Conference was acknowledged.

[Mayor Sullivan Letter.pdf](#)

**16. ASSEMBLY DISCUSSION ITEMS**

**A. RECOGNITIONS**

**1. Thank yous** Assembly Member Havrilek thanked the Harbor and Police Departments for their roles in returning a skiff that had been stolen back to the owner.

Assembly Member Lagoudakis thanked the Coast Guard for the opportunity to attend the recent Change of Command ceremony.

- B. ASSEMBLY MEMBER PARTICIPATING IN LABOR MATTERS** Assembly Member Hoag informed that he had intended to continue to assist the manager on two labor grievances, however Member Lagoudakis has questioned the properness of the representation. Assembly Member Flint expressed her concerns with assembly members becoming involved in labor matters. After discussion, it was determined to acquire an opinion from the Borough's Attorney.

- 17. ADJOURN** The meeting adjourned at 2:00 p.m.

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Date Approved

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