

**CITY OF CRAIG
COUNCIL AMENDED AGENDA
MAY 20, 2021
COUNCIL CHAMBERS 6:30 PM**

ROLL CALL

Mayor Tim O'Connor, Hannah Bazinet, Jim See, Julie McDonald, Michael Kampnich,
Chanel McKinley, Millie Schoonover

CONSENT AGENDA

Items listed below will be enacted by one motion. If separate discussion is desired on an item, that item may be removed and placed on the regular meeting agenda.

- Ordinance No. 736: Updating Section 3.10 of the Craig Municipal Code

HEARING FROM THE PUBLIC

- Open for public comment
- Ordinance No. 734: Sale of City Owned Tide and Submerged Lands to Rodney Payne
- Ordinance No. 735: Rezoning Tract F, USS 1429
- Resolution 21-10, Establishing November 27, 2021 as Sales Tax Free Day in Craig
- Resolution 21-11, Supporting the Port St. Nicholas Road Paving and Waterline Replacement
- Presentation from Cedar Group Regarding Proposed New ANCSA Corporation Land Selections on POW Island

READING OF CORRESPONDENCE

- Southeast Senior Services Support Thank You Letter
- POW Vocational & Technical Education Center Donation Letter

CONSIDERATION OF RESOLUTIONS AND ORDINANCES

- Ordinance No. 734: Sale of City Owned Tide and Submerged Lands to Rodney Payne
- Ordinance No. 735: Rezoning Tract F, USS 1429
- Resolution 21-10, Establishing November 27, 2021 as Sales Tax Free Day in Craig
- Resolution 21-11, Supporting the Port St. Nicholas Road Paving and Waterline Replacement

UNFINISHED BUSINESS

- Consider Options for Acquisition of Garbage Truck

NEW BUSINESS

- Consider Change to Covid-19 Protocols
- Consider City Contribution to Craig City School District for FY 2022

COUNCIL COMMENTS

ADJOURNMENT

Note: City council meetings have limited seating capacity due to COVID-19 protocols. For those wishing to attend the council meeting remotely go to:

<https://zoom.us/j/5281996980?pwd=V1RCbnJVcm85bDIRbURmNTdORjZkdz09> (if you are prompted for a passcode, use code 1111), or watch the meeting at:

<https://www.youtube.com/channel/UCTou8Pn03MIEjLLb9Em0Xrg> . To provide public comment to the council remotely, contact the Craig City Clerk at cityclerk@craigak.com, before 5:00 p.m. the day of the council meeting

Todd believes the decisions will be of economic benefit to Prince of Wales and said that their corporation will have conversations with Prince of Wales people to see what you would like to see them do with the land selections.

Randall Williams said the reason they selected Red Bay and parts of Heceta Island is due to landless selectors originating from the Klawock and Craig area, plus the developmental and economic benefits of the selections. Randall explained that their people are scattered and cannot choose basic land from their homeland of Ketchikan because the city put a perimeter that will not allow land to be selected around it.

Andrew Vanderjack said that the proposed landless bill provides for continuation of perpetuity of public access on the roads, trails and land for non-commercial subsistence hunting and fishing, including recreational activity. Andrew stated that the bill also authorizes the director of the urban corporations to extend any existing special use authorizations that may exist for the term of the permit, as well as for an additional 10-year term, and it then directs the urban corporation to work with the holders of the special use permits from that point forward to permit such activities. Andrew advised that the landless community asked for the language in the six-page bill that the land selection remain open to public access, and the bill contains provisions that the federal and state government can continue to use all the transportation facilities on those lands. Andrew explained that previous formula numbers ran in Petersburg and Wrangell with acreage showed the difference of 1/500th of the property tax income of those communities being extremely high and those activities would be taxed by the borough with jurisdiction over those areas.

Clinton Cook, Sr. said it always hurts when the tribes get left out because they bear the use of that land as rural users and they oppose land being selected on Prince of Wales. Clinton stated that their lands have been logged for years and the areas that the landless group are selecting are what they have left along with the deer habitat. Clinton said that when ANCSA becomes law the land instantly becomes private and is taken away.

Mayor O'Connor explained that the City feels that the Landless Group strongly deserves land, or a settlement of some type, but the City opposes the Prince of Wales land selections as this land is constantly being taken away. The Mayor explained that 50 to 55% of Prince of Wales wilderness has been lost to corporations, U.S. Forest Service, the State of Alaska and the Mental Health Trust already and that Prince of Wales is almost exhausted with the likelihood of the island attracting a new sawmill to come here and handle the second growth timber that will be coming off of the corporate, U.S. Forest Service, State of Alaska and private lands is small. The Mayor said that one concern is that the second growth timber will become available in 10 to 30 years and that Prince of Wales needs a mill on the island that can handle processing it and believes there is a domestic demand for the wood.

Clinton Cook, Sr. said that he submitted a letter to the Council outlining the history of Craig and that Craig Tribal Association is requesting a parcel of land on Cannery Point to re-dedicate their culture for a long house and possibly a museum on the property. Clinton described historic canoe runs and petroglyphs and would like the remembrance of how the community got started.

Ed Douville said that he submitted a letter to the Council outlining three options that Shaan-Seet Inc., is requesting in lieu of the proposed Ordinance 734: Sale of City Owned Tide and Submerged Lands to Rodney Payne. Ed stated that Shaan-Seet Inc. is concerned about maintaining its right of first refusal to purchase back the Mr. Payne's property if the city tideland sold to Mr. Payne is separate from the upland lot. Councilman Kampnich said that he had an issue of Shaan-Seet asking the City Council to make decisions on private land. Ed said that Shaan-Seet has not spoken with Mr. Payne regarding this sale and described possible First Right of Refusal future issues.

Brian Templin explained that if the property owner went through the process to replat the property into a single lot, then that's how it would be recorded but that is not the issue in this case, and if the city went ahead with the sale, that the city would require a survey that could either delineate the tideland as a discrete parcel or could add the tideland to the upland parcel and either way a plat is produced. Brian relayed that the City does not have a requirement either way and leaves it up to the property owner. Councilman Kampnich said that he feels that the City is being put into a position of being an arbitrator of private land outside established zoning.

Clinton Cook, Sr. requested that the Council add his Craig Tribal Association letter requesting land on Cannery Point be added to the next meeting agenda. The Council agreed to add the letter for discussion to the June 3, 2021 council meeting agenda.

READING OF CORRESPONDENCE

1. Southeast Senior Services Support Thank You Letter
2. POW Vocational & Technical Education Center Donation Letter

CONSIDERATION OF RESOLUTIONS AND ORDINANCES

1. Ordinance No. 734: Sale of City Owned Tide and Submerged Lands to Rodney Payne
Brian Templin advised the Council that traditionally the Council has chosen to sell land at fairly close to the appraised market value and that has put the City in confident position about putting the responsibility of the cost of the appraisal upfront on the applicant, as opposed to the City paying for the appraisal upfront and adding the amount to the sale price. Brian requested that the Council provide clarification of continuing the process, and if the sale value would be around appraised value or significantly different than the appraised value.

The Council, Brian Templin and Jon Bolling discussed previous tideland sales, and Jon said that previous Council discussions had indicated that the Council was interested in selling at a premium cost versus the appraisal costs that the city has typically been selling at and has also discussed not selling at all. Jon suggested that if that is the direction the Council would like to move toward sales, then the Council should make a public statement of what their position is so that it is not a surprise for Mr. Payne, or future prospective buyers. Jon Bolling described lease and sale options available to the Council. Brian Templin described council authority and dock permitting requirements.

The Council encouraged Ed Douville, with Shaan-Seet, Inc. to attempt to come to an agreement with Rodney Payne on the tideland sale as it relates to SSI's right of first refusal.

KAMPNICH/MCDONALD

Moved to Table Ordinance No. 734: Sale of City Owned Tide and Submerged Lands to Rodney Payne for second reading, to allow Shaan-Seet, Inc. to get back with the Council regarding a possible mutual agreement between the parties. MOTION TABLED UNANIMOUSLY

2. Ordinance No. 735: Rezoning Tract F, USS 1429
KAMPNICH/BAZINET

Moved to approve the Ordinance No. 735, Rezoning Tract F, USS 1429. MOTION CARRIED UNANIMOUSLY BY ROLL CALL VOTE

3. Resolution 21-10, Establishing November 27, 2021 as Sales Tax Free Day in Craig
MCDONALD/BAZINET

Moved to approve Resolution 21-10, Establishing November 27, 2021 as Sales Tax Free Day in Craig. MOTION CARRIED UNANIMOUSLY BY ROLL CALL VOTE

4. Resolution 21-11, Supporting the Port St. Nicholas Road Paving and Waterline Replacement
KAMPNICH/SCHOONOVER

Moved to approve Resolution 21-11, Supporting the Port St. Nicholas Road Paving and Waterline Replacement. MOTION CARRIED UNANIMOUSLY BY ROLL CALL VOTE

UNFINISHED BUSINESS

1. Consider Options for Acquisition of Garbage Truck

Jon Bolling said that Russell Dill solicited pricing from the vendor who has not responded yet, so there is nothing new to report and that he will add it to the next meeting's agenda as information becomes available.

NEW BUSINESS

1. Consider change to Covid-19 Protocols

Jon Bolling updated the Council that the Center for Disease Control changed their COVID-19 protocols, including that vaccinated persons do not need to mask upon entering facilities. Jon requested Council direction for any changes to the City practices.

The Council discussed the legalities of asking persons if they are vaccinated and directed staff to post the recent Center for Disease Control guideline recommendations and to ask the public to comply with them.

2. Consider City Contribution to Craig City School District for FY 2022

Chris Reitan thanked the Council for its ongoing support of the Craig School District. Councilwoman McDonald said that she is very appreciative of the School's efforts to rehome the Headstart and its work on the Summer School programs. Jon Bolling explained that if the Council takes no action at this meeting that the state statutes governing the school contributions of thirty days beginning May 1, would lapse by the next scheduled City Council Meeting date, and therefore the amount included in the budget documents will be considered approved by default.

SCHOONOVER/MCDONALD

Moved to approve the appropriation of \$550,660 funding contribution into the Fiscal Year 2022 Craig City School District Operating Budget.

MOTION CARRIED UNANIMOUSLY

COUNCIL COMMENTS

Councilman Kampnich recognized Pat Boyd and said that she did a great job of creating and maintaining awareness of Missing and Murdered Indigenous Women.

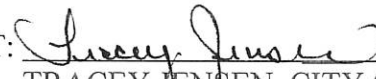
ADJOURNMENT

BAZINET/KAMPNICH

Moved to adjourn at 8:38 p.m.
MOTION CARRIED

APPROVED on the 3rd day of June, 2021.


MAYOR TIMOTHY O'CONNOR

ATTEST: 
TRACEY JENSEN, CITY CLERK

