

**CITY OF CRAIG
COUNCIL AGENDA
AUGUST 15, 2019
COUNCIL CHAMBERS 7:00 PM**

ROLL CALL

Mayor Tim O'Connor, Dave Creighton, Hannah Bazinet, Jim See, Julie McDonald, Mike Douville, Jan Trojan

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.

- 1) City Council Meeting Minutes of August 1, 2019

HEARING FROM THE PUBLIC

- Open for public comment
- Public hearing on Ordinances and Resolutions

READING OF CORRESPONDENCE

- 1) AK Dept Natural Resources- Preliminary Finding

CONSIDERATION OF RESOLUTIONS AND ORDINANCES

- 1) Resolution 19-12, City Bank Account Signers
- 2) Resolution 19-13, Appointing Allison Fargo City Clerk Pro-Tem

UNFINISHED BUSINESS

NEW BUSINESS

- 1) Mayor's Veto of Council Motion on Sale of Lot 9, JT Brown Industrial Park Subdivision
- 2) Consider purchase of bear proof dumpsters
- 3) Report from US Army Corps of Engineers: Craig Downtown Harbor Project

ADJOURNMENT

CITY OF CRAIG
COUNCIL MEETING
THURSDAY AUGUST 1, 2019

ROLL CALL

Mayor Tim O'Connor called the meeting to order at 7:00 p.m. and the roll was taken. Present were Michael Douville, Hannah Bazinet, Jim See, Jan Trojan and Dave Creighton. Absent excused was Julie McDonald.

Staff present: Jon Bolling, City Administrator; Kassi Mackie, City Clerk; Brian Templin, City Planner; Jessica Holloway, Aquatic Center Manager; Hans Hjort, Harbormaster; Sheri Purser, Accounts Payable; Chaundell Piburn, EMS Coordinator; Angela Matthews, Librarian; RJ Ely, Police Chief; Doug Ward, Parks and Public Facilities; Victoria Merritt, Parks and Recreation;

Audience present: Richard Trojan, Allison Weyhmler, Melanie McMillian, Lane Purser, Shannon Cheney, Troy Pinnick, Jessica Pinnick, Felicia McAuley, Pete Hall, Joni Kuntz, Bob Blasco, Skip Fabry

CONSENT AGENDA

City Council Meeting Minutes of June 20, 2019

City Council Meeting Minutes of July 18, 2019

DOUVILLE/TROJAN

moved to approve the consent agenda.

MOTION CARRIED UNANIMOUSLY

HEARING FROM THE PUBLIC

- Open for Public Comment

Richard Trojan was present in support of the agenda item regarding Trojan & Son LLC. Richard urged the council to vote in favor of selling the property to him and recounted his participation in city business and volunteer work throughout the years. Richard explained that the extra money will be returned to the property. Richard has complied with all council requests and changes to his lease. Richard is looking into recycling businesses that could be viable on the property which would in turn be a benefit to the residents of Craig.

REPORTS FROM CITY OFFICIALS

Mayor/Fire Department- Mayor O'Connor reported participating in the interview process for the treasurer position, and handing grants through the fire department.

Administrator- Jon provided a written report and added comments and plans regarding garbage and bears in the Shaan Seet Trailer Court. Jon will likely bring a request to the council to the next meeting to appropriate funds to help combat this dilemma. Mike requested consideration of staff at Shaan Seet to unlock the dumpsters on garbage day. RJ has been proactive with the police department to discourage bears from lingering in Shaan Seet.

Treasurer- Jon reported that the position has not been filled but will come up later in the agenda.

Aquatic Manager- Jessica provided a written report.

City Clerk- Kassi reported prepping for municipal elections and the next meeting scheduled for August 15th.

City Planner- Brian provided a written report and added that the Corps of Engineers are getting ready to finish the agreement for the breakwater design, and the engineer will be here August 15th to attend the council meeting and answer questions. Jan asked about accessing the harbor user survey.

EMS Coordinator- Chaundell reported working on Hazmat classes either 3- or 5-day courses. Chaundell is working on a new fee schedule for council approval at the next meeting. There have been a lot of calls this month, keeping volunteers busy. Chaundell reported 86 hours of volunteer work.

Harbormaster- Hans provided a written report.

Library- Angela provided a written report and added that the summer reading program is nearly over. 19 kids attended the scavenger hunt at the library last weekend.

Police Chief- RJ provided a written report.

Public Works- Russell provided a written report and added that the old motor grader, front loader and crawler are ready to be put up for bid.

Parks and Rec- Victoria provided a written report and added that Kim Baxter has been in town helping clean up the youth center and watering plants. The bazaar committee decided to combine the Spring Bazaar with a swap meet so that there are more vendors to fill the space. The Salmon Derby Social is August 24th.

Parks and Public Facilities- Doug provided a written report. Doug reported that the fixtures and urinals are in the ballfield. Jon received a short list of things for the City of Craig to do from Kevin McDonald as well as other involved parties.

READING OF CORRESPONDENCE

- APCM June Report
- Thank you from PAWS

CONSIDERATION OF RESOLUTIONS AND ORDINANCES

UNFINISHED BUSINESS

Consider Option to Sell Lot 9, JT Brown Subdivision to Trojan & Son LLC

Jan declared a conflict of interest.

DOUVILLE/BAZINET

moved to sell Lot 9 to Richard Trojan & Sons LLC.

Mike Douville commented that this has returned to the council multiple times, and although Richard has not really provided a firm business plan; Mike supports selling the lot. Jim See commented that a lot of the equipment is not functional, and it would be beneficial for the lot to be aesthetically pleasing to the people coming into Craig. Jim suggested blocking the view from the highway. Hannah mentioned that may be a beneficial stipulation prior to the sale of the lot. Dave Creighton is concerned about the recycling and junkyard portion of the business plan, although that is what the area is zoned for. Jan Trojan commented that the physical boundary was cut down so that the public could view the carwash. Maybe adding some trees and greenery could be helpful. Richard Trojan commented that the option to have a barrier on the property bordering the highway is an attainable task if the council requires it.

MOTION CARRIED UNANIMOUSLY
JAN TROJAN ABSTAINED

NEW BUSINESS

Consider Upgrades, Craig Public Icehouse

Hans Hjort reported that Pat Tyner had attended the last council meeting and commented on the temperature of the ice in the Icehouse. The council had directed staff to look into reducing the temperature to improve the quality of the ice being made. Staff provided a rough estimate of the cost to conduct some upgrades to the Icehouse, and will move forward with whatever decision the council decides to make. Jim asked about the possibility of some repairs being done in house. Hans replied that Daniel Jackson, Director of Icehouse Maintenance has made repairs in house as able. Jon offered staff to move ahead on all three projects, or any other direction the council might have. Mike commented on the need of repairs, and the little cost to the city that establishing the ice house required. Mike supports staff moving forward on investigation of the repairs and Mike supports using some of the economic development funds to make these repairs.

Tract P Road Project

Jon commented that Skip Fabry and Joni Kuntz were present to discuss the Tract P Road Project. Skip explains that both Joni and he lose parking space with this project. 15% or 20% of property tax reduction on these lots since this would take up usable space. Skip also commented that a variance approved that states that upon building, the required number of parking spaces isn't necessary since those lots will be unusable in those areas. Brian has already discussed with the contract assessors a reduction in the assessed value. Skip commented that there were no discussions of a road easement when the property was purchased. Jim supports a discussion with Skip and Joni regarding compensation. Mike explained that the easement was already in place and further compensation aside from a drop-in tax on the portion of the property that will be utilized for a roadway. Brian explained that there has been no adjustment in property tax paid on those lots to date, but

will be in future when the construction is taking place. Dave commented that the title research done on a property when purchasing would alert the buyer to any easements that are in place. Staff will meet with Skip and Joni and report back to the council.

Consider Appointment of City Treasurer

DOUVILLE/TROJAN

moved to appoint Sheri Purser to the position of City Treasurer.

Sheri thanked the council for the appointment and asked for patience during this transition.

MOTION CARRIED UNANIMOUSLY

Consider Approval, 2019 Municipal Election Workers

TROJAN/DOUVILLE

moved to approve the 2019 municipal election workers.

MOTION CARRIED UNANIMOUSLY

Consider Approval, 2019 PAWS Agreement

TROJAN/DOUVILLE

moved to approve the 2019 PAWS agreement.

Shannon Cheney asked about the possibility of funds compensating for the animals that were impounded. The new contract states \$15/day for animals that were impounded. Brian commented that RJ, Jon and he are comfortable paying \$500 to compensate for the animals that were impounded over the last year.

MOTION CARRIED UNANIMOUSLY

EXECUTIVE SESSION

Matters, the immediate knowledge of which would clearly have an adverse effect upon the finances of the City of Craig: Pinnick, et. al. vs. City of Craig litigation.

DOUVILLE/BAZINET

moved to convene an executive session of the Craig city council to discuss litigation resulting from a civil lawsuit referred to as Pinnick et. al. vs. City of Craig, the immediate knowledge of which would clearly have an adverse effect upon the finances of the public entity.

8:15pm

MOTION CARRIED UNANIMOUSLY

DOUVILLE/TROJAN

moved to adjourn the executive session and reconvene the regular council meeting.

9:28pm

MOTION CARRIED UNANIMOUSLY

ADJOURNMENT

DOUVILLE/BAZINET

moved to adjourn at 9:28.m.

MOTION CARRIED UNANIMOUSLY

APPROVED _____

MAYOR TIMOTHY O'CONNOR

ATTEST

KASSI MACKIE, CITY CLERK

RECEIVED
AUG 05 2019

State of Alaska
Department of Natural Resources
Division of Forestry
Southern Southeast Area Office

Preliminary Written Finding under AS 38.05.035(e) and AS 38.05.945

The Alaska Department of Natural Resources, Division of Forestry, gives formal notice under AS 38.05.945 that the Division has made a preliminary decision under AS 38.05.035(e) regarding the sale of the following commercial timber sale: Bay View Timber Sale (SSE-1369-K).

Before this sale may be held, the Director of the Division of Forestry will make a written final decision that the sale is in the best interest of the State. This decision will set out the facts and applicable policies upon which the Director bases his determination that the proposed timber sale will or will not best serve the interest of the State. The final decision is expected to be available to the public after **August 29, 2019**.

This timber sale is located on Prince of Wales Island, approximately 1/4 mile east of the public floatplane and harbor in the City of Thorne Bay. The legal description of the sale area is within Sections 22, 23, 25, 26, 27, 34, and 35, Township 71 South, Range 84 East, Copper River Meridian. The sale area is located on the Craig C-2 USGS quadrangle. The main access for this sale area is from the existing Prince of Wales Road System, specifically off the Sandy Beach Road.

The harvest unit is approximately 640 acres and contains approximately 14,600 MBF of timber. This volume will be negotiated and sold under provisions of AS 38.05.115, AS 38.05.118 and/or AS 38.05.123, in the form of one or multiple sales. The sale(s) will require in-state manufacture and will be a negotiated contract.

The public is invited to comment on any aspect of the preliminary decision. Comments should be mailed to the Alaska Division of Forestry, 2417 Tongass Avenue, Suite 213, Ketchikan, AK 99901. Comments must be received at the Division of Forestry office no later than **August 28, 2019**, in order to be considered in the final best interest finding decision of whether or not this sale will be held in whole or in part. To be eligible to appeal the final decision a person must have provided written comment by **August 28, 2019**.

FOR MORE INFORMATION OR TO SUBMIT COMMENTS CONTACT:

Alaska Division of Forestry
2417 Tongass Avenue, Suite 213
Ketchikan, AK 99901

Contact: Greg Staunton
Phone: 225-3070
Email: greg.staunton@alaska.gov

Copies of the preliminary decision are available for review at the Division of Forestry at the above address and at the Ketchikan, Craig, Petersburg and Wrangell Public Libraries and the State Online Public Notice System at <https://aws.state.ak.us/OnlinePublicNotices/Notices/View.aspx?id=194943>.

The State of Alaska, Department of Natural Resources, Division of Forestry complies with Title II of the Americans with Disabilities Act of 1990. Individuals with disabilities who may need auxiliary aids, services, or special modifications to participate in this review may contact the number above.

Greg Staunton
Southeast Area Forester

**CITY OF CRAIG
MEMORANDUM**

To: Craig City Council
From: Jon Bolling, City Administrator
Date: August 8, 2019
RE: Resolution 19-12

Attached you will find Resolution 19-12. The resolution updates authorized signatories at the city's accounts at First Bank. This is mostly a housekeeping measure to keep our accounts current.

You will notice that item 9 of the resolution is blank. It would be good practice to add another council member to the city's EFT account, from which we issue checks. As the council considers adoption of the ordinance, I would ask that it select one council member to add to that account. Council member Jim See is already an authorized signer. Ideally, the council will select another council member who is usually in Craig (not away for extended periods) to sign checks on occasion.

Recommendation

Approve Resolution 19-12 after adding a council member's name to item 9 of the resolution.

**CITY OF CRAIG
RESOLUTION 19-12**

Authorizing Signatories on City Accounts Held at First Bank

WHEREAS, the City of Craig maintains multiple accounts at First Bank; and,

WHEREAS, each account has associated with it specific authorized signers; and,

WHEREAS, the list of authorized signers for each account requires periodic updating.

NOW, THEREFORE, BE IT RESOLVED that the City of Craig directs the following changes be made to the list of authorized account signers.

1. Remove Joyce Mason and Kassi Mackie from all accounts.
2. Remove Greg Dahl from all accounts.
3. Remove Dennis Watson from all accounts.
4. Remove Shannon Cheney from the Fourth of July account.
5. Remove Hannah Bazinet from Fourth of July account.
6. Add Mayor Tim O'Connor to all accounts.
7. Add Sheri Purser to all accounts.
8. Add Jon Bolling to all accounts.
9. Add _____ to the City of Craig EFT account.

APPROVED: August 15, 2019.

Tim O'Connor, Mayor

ATTEST _____
City Clerk

**CITY OF CRAIG
RESOLUTION 19-13**

APPOINTING ALLISON FARGO AS CLERK PRO-TEM

WHEREAS, from time to time the city clerk is unavailable to perform the duties assigned to that office;, and

WHEREAS, when the clerk is unavailable, the clerk pro-tem may perform city clerk duties, as assigned by the mayor, city council, or city administrator;

WHEREAS, Section 2.04.050.B of the Craig Municipal Code provides for council appointment of a clerk pro-tem.

NOW, THEREFORE BE IT RESOLVED that Allison Fargo be appointed as clerk pro-tem.

APPROVED this 15th day of August, 2019.

Mayor Tim O'Connor

ATTEST _____
Allison Fargo, City Clerk Pro-Tem

**CITY OF CRAIG
MEMORANDUM**

To: Craig City Council
From: Jon Bolling, City Administrator
Date: August 9, 2019
RE: Mayor's Veto of Council Motion on Sale of Lot 9, JT Brown Industrial Park Subdivision

Mayor O'Connor has chosen to veto the council's motion to sell Lot 9 of the JT Brown Subdivision to Mr. Richard Trojan. A copy of the mayor's veto memo is attached.

Mayoral authority to veto council actions is provided at Alaska Statutes 29.20.270, and Section 2.04.040 of the Craig Municipal Code. According to statute, a veto must be exercised before the next regular meeting of the council and must be accompanied by a written explanation of the reasons for the veto. The attached

The statute does provide some exceptions to the mayor's veto authority. None of those exceptions apply to the council motion to sell Lot 9.

Statute also provides for the opportunity for the council to override the veto. The council may override the veto with a two-thirds vote of the membership, so long as the override vote occurs within 21 days following exercise of the veto, or at the next regular council meeting, whichever is later.

**CITY OF CRAIG
MEMORANDUM**

To: Craig City Council
From: Mayor Tim O'Connor
Date: August 9, 2019
RE: Veto of Council Motion on Sale of Lot 9, JT Brown Industrial Park Subdivision

This memo serves as notice to the council that I hereby veto the council's August 1, 2019 motion to sell Lot 9 of the JT Brown Subdivision. My veto authority as Mayor is provided for in Section 2.04.040.B of the Craig Municipal Code, and at Alaska Statutes 29.20.270.

I exercise the veto of the motion for the following reasons.

1. The purchaser's proposed business plan for the use of Lot 9 falls short of meeting the city's best interest. The plan does not explicitly demonstrate public benefits that will not be derived from continuing to lease the property.
2. Given the land ownership patterns in Craig, Lot 9 is not replaceable. The city should not sell property without a broad and clearly defined financial benefit to the community.
3. The risk of hazardous waste spills on the property and the potential for leaching of the waste into Crab Bay, now and in the future, is too great a risk to accept. Selling the property would leave the city less able to manage this risk.
4. The prospect of a permanent scrap yard on the property, in full view of the public traveling the Craig-Klawock Highway adjacent to the lot as they enter Craig, is aesthetically displeasing and a detriment to the community.

cc: City Clerk



CITY OF CRAIG MEMORANDUM

To: Craig City Council
From: Jon Bolling, City Administrator
Date: August 9, 2019
RE: Consider Acquisition of Bear-Resistant Dumpsters

For many years, the dumpsters at the Shaan-See Inc. trailer court have attracted bears. Despite efforts by Shaan-See Inc. and city staff to discourage bears from foraging in the dumpsters (removal of alder trees and brush within the trailer court, latches installed on dumpsters, use of rubber bullets and noise-making rounds, more frequent pickup of trailer court dumpsters, etc.) the problem persists.

The best deterrent appears to be the large capacity, bear resistant steel dumpster that is placed at the 700 block of the trailer court. To date, I know of no instance where bears have worked their way into the holding area of the steel dumpster. While that may be because the standard dumpsters are easier for bears to get into, and thus are more attractive targets, I think that the design of the larger dumpster simply makes it too difficult for the bears to topple and otherwise get into the trash inside.

While the steel dumpster is quite good at resisting access by bears, these dumpsters require extra handling for the city to empty. Staff must use the older style garbage truck to empty the dumpsters, which requires more labor time. What's more, the dumpsters are quite expensive. Attached is an estimate from Bearicuda Bins Inc. for the purchase of three additional bear resistant dumpsters. The dumpsters run about \$2,759 apiece, prior to shipping.

As noted above, the seasonal problem of bears getting into garbage containers goes back many years. The bear-resistant dumpster currently at the 700 block of the trailer court is expensive but effective. It appears to be the best measure against bears at this point.

Staff will provide the council with a revised rate ordinance to account for the larger dumpster size and cost. On a related note, I am overdue to bring an ordinance to the council to update the city's solid waste code in light of the changes to household container sizes that came with the automated collection system in use now.

I continue my contacts with representatives from SSI about the problem. We have talked about various approaches to managing solid waste at the trailer court. Authorizing staff to purchase the Bearicuda brand dumpsters provides an option to address the problem of foraging bears, whether at the trailer court or at other locations in Craig.

Recommendation

Authorize, by motion, the expenditure of \$11,300 for the purchase of three bear resistant dumpsters.

Russell Dill

From: Kevin D Lacilla <kevin@bearicuda.com>
Sent: Friday, July 26, 2019 6:09 PM
To: PUBLICWORKS@CRAIGAK.COM
Subject: Your Invoice from Bearicuda, Inc. Quote
Attachments: Invoice Quote-20190726--23458.pdf



Bearicuda Bins, Inc
 3 West Street, Suite 3 E, PO Box 56
 Litchfield, CT 06759-0056

Page	Date	Invoice No.
1	07/26/19	23458A

Bill To
 Russell Dill
 Accounts Payable
 City Of Craig
 P.O. Box 725
 Craig, AK 99921

Ship To
 Attn: Rhonda
 Samson Tug & Barge
 Care Of City Of Craig Russell Craig
 9228 10th Avenue South
 Seattle, WA 98108

Customer No.	Sales I.D.	Reference #	Media Code	Terms		
14722	/KDL		M /	QUOTATION		
Ordered By	Warehouse	Phone Number	Total Wt.	Zone	# Packages	Ship Via
		(907) 401-0799	0.0 Lbs		0	

Message:

CUSTOMER MUST INSPECT ITEMS BEFORE SIGNING BOL, MUST NOTATE DAMAGE!!!
 This was stated on your order confirmation about inspection & damages
 Carefully Read Internet Order Conf and Obtain Copy of BOL w/ Notations

Qty.	B/O	Shipped	Item #	Description	Unit Price	Disc	Extension
3	0	0	DMP104-RL BROWN	4 CUBIC YARD REAR LOAD DUMPSTER 78 X 47 X 50 H FRONT, 50 H BACK	2295.0000	-	6885.00
12	0	0	PADLATCH	PADDLE LATCH FOR BEAR RESISTANT ENCLOSURE	75.0000	-	900.00
3	0	0	DRAIN-HOLE	DRAIN HOLE FOR GUARDIAN DUMPSTERS / TITAN	39.0000	-	117.00
3	0	0	DUMP-BAR4	DUMP BAR FOR 4 CY REAR LOAD GUARDIAN	125.0000	-	375.00

MERCHANDISE QUOTATION TOTAL \$ 8277.00
SHIPPING & HANDLING \$ 2987.24
QUOTATION TOTAL \$ 11264.24

**CITY OF CRAIG
MEMORANDUM**

To: Mayor and Craig City Council
From: Brian Templin, City Planner
Date: August 8, 2019
RE: USACE Harbor Project – USACE Visit August 15 – 16, 2019

As the council is aware the city has been working with the US Army Corps of Engineers to develop a harbor at the Ward Cove cannery site. Staff met with the City Council and Planning Commission in a workshop setting on February 19th to discuss the project. Staff provided a memo to the council for discussion at the June 6, 2019 council meeting that talked about the overall timeline and funding milestones on the project.

Mr. Ronnie Barcak from the USACE will be at the city council meeting scheduled for August 15, 2019.

Mr. Barcak will give a short presentation about the USACE work on the project and be available to answer questions that the council may have about the project.

Mr. Barcak will work with staff on August 15th and 16th to finalize details regarding the cost share agreement for the Preconstruction Engineering and Design (PED) Phase of the project, which will start in September/October of this year.

After Mr. Barcak's presentation and discussion by the council the council should direct staff to execute the cost share agreement with the USACE and associated documents to enter into the Preconstruction and Engineering Design phase of the Craig Navigation Improvements project.

Recommended Motion: Move to direct staff to execute documents necessary to start the PED phase of the harbor project with the USACE.