

**MINUTES FROM A REGULAR MEETING
OF SELDOVIA CITY COUNCIL
COUNCIL CHAMBERS**

**Wednesday
February 14, 2018
7:30pm**

ROJAS LETHIN SWEATT COLBERG CAMPBELL MORRISON
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- A. Call to Order & Roll Call: MEETING CALLED TO ORDER BY MAYOR LENT AT 7:35 PM
IN ATTENDANCE; ROJAS, LETHIN, SWEATT, CAMPBELL-telephonic
- B. Pledge of Allegiance: Held
- C. Excused Absences: COLBERG, MORRISON
- D. Agenda Approval: SWEATT/ROJAS MOVED TO APPROVE THE AGENDA
VOICE VOTE/UNANIMOUS/MOTION PASSED
- E. Approval of Minutes: Minutes of the Regular Meeting, January 24, 2018
ROJAS/LETHIN MOVED TO APPROVE THE MINUTES OF THE REGULAR MEETING JAN. 24, 2018
ROJAS- Discussed a typo on page 2 that should read heard instead of head.
VOICE VOTE/UNANIMOUS/MOTION PASSED
- F. Treasurer's Report/ Utility Report:
F/O TALYOR- Discussed the Treasurer's Report, the kilowatt comparison, the expense comparison of December 2016 and December 2017 and the Key Trust Account Snapshot as written, and explained that Key Trust does not split up AMLIP Account she has to do it manually, and her goal is to get the account back up to \$800,00 by the end of FY18.
CM CAMERON- Discussed that the overage in harbor was in large part due to the \$16,000.00 spent to Atlas for upgrading the lights.
CAMPBELL- Discussed that one month budgeting is never a good snapshot of the year.
- G. Voucher/Payroll Report : See laydown
SWEATT/LETHIN MOVED TO APPROVE THE VOUCHER REPORT OF 01/01/18-02/28/18
VOICE VOTE/UNANIMOUS/MOTION PASSED
- H. Ordinance Introduction: None
- I. Proclamations: None
- J. Public Presentation Prior Notice: (each presenter has up to 10 min)
1. Public Records Request for Council
CLERK/GEAGEL- Read the original FOIA request turned into the City Office pertaining to the request for Council "complete accounting of the Seldovia Permanent Fund from inception of fund to current date January 19, 2018. The complete accounting documents need to include original deposit of funds, all investment income, every disbursement, the council approval of those disbursements and what those funds were used for." This is a rather large project and it was stated in an email that there would be a cost associated with the request because it will take over five hours. The response was to have the issue placed on the agenda and with a request as written "requesting that the City Council give direction to the City Manager to produce the requested documents within 30 days and publish the SPF documents to the city's website for residents to inspect". She discussed that ordinances showing Council approval pertaining to the fund, audit Reports since 1995 and a QuickBooks detail report ending at FY16 pertaining to the request were already provided to the requestor. There is not a current report available from FY16 forward until the Caselle beginning balances are fixed and the FY17 audit is complete, and the records request will remain open until that report and audit are produced. The piece that is still missing that will be at cost is the monthly Treasurer's Reports back until 1997. At the inception of the fund it was stated that a monthly treasurer's report would be produced, there is no way to know whether that was done without taking the time and resources to search back all those years.
LETHIN- Asked if the fee was being asked to be waived and asked for the City Manager's recommendation. No action should be taken at this time and he requested that the link to the audits that he had found be placed on the City website.
CM CAMERON- Discussed that it states that they will not pay for the documents to be produced in the email. She discussed that she felt the documents asking to be produced was an extensive project, but anybody can come into the

office and go through our files and see everything we have and that option was given to the applicant so that the taxpayers or requestor wouldn't bear the expense. The audit reports online do coincide with what the Permanent Fund code says, and the Permanent fund has been reported in the last few years in Treasurer's reports adequately. There are pieces in the Permanent Fund code about investment that may not pertain to the way the fund is held right now. When the fund was established government accounting standards were a little different then they are now, in terms of how municipalities can handle taxpayer dollars and invest in multiple stock markets, which is why Merrill Lynch closed the account in 2012, because there was a mandate that certain investment companies couldn't handle government taxpayer dollars anymore. Thirty days for a request with the projects and so many priorities happening right now, such as the budget coming up, may diminish our productivity in other areas of municipal government. It is still an open FOIA and will be an open FOIA until the documents such as the FY17 audit are produced. The Seldovia Code, the Alaska Statutes and the Federal Code for FOIA have been followed.

ROJAS- Discussed that it is a substantial amount of time and at this point there is plenty to do down at the City office, if at some point it can be gotten around to doing this and then that is another conversation that Council needs to have of whether this information should be placed on the website. There is plenty on the website posted now; do they want to put more? At this time to put this together in 30 days is not a priority and by the time it is gotten around to if the council wishes it to be put on the website they could ask the staff to do it, but by then it might be summertime and the requestor could be willing to come into the City office to look at the documents.

CAMPBELL- Asked for clarification that they would not be in any violation of the FOIA request by going this route, and verifying that it was still in the FOIA status.

SWEATT- Clarified that it would take a certain amount of time to do the request over the allotted time of five hours, so there would be a charge and it is being refused to be paid. It is obvious it cannot be done in thirty days.

K. Public Presentation for Items not on Agenda: (public has 3 min each)

KRIS LETHIN- Discussed a call he had earlier with the president of GCI, he has been pursuing getting Seldovia better cell phone and internet service, it will cost about a million dollars to upgrade the microwave antennae that is on the mountain on the other side. There is a bill in legislation now to update the school internet minimum from 10MB to 25MB, which would boost the community's service. A resolution can be written to support increasing the schools from 10MB to 25MB, which is being paid for by the state. The ferry service for that community March and April is abominable, maybe the Mayor could get together with the Kodiak Mayor to tweak the Governor and at least give us a couple of ferry's a month. SNA has a new CEO Don Kashevarof who has taken over for Tony Kange.

WALT SONEN- SOS has a meeting tomorrow followed by a potluck with door prizes in the Multi-Purpose Room at 6pm.

L. Committee and Advisory Board Reports: (each member has 5 min)

M. Unfinished Business:

1. Discussion on List of Council Priorities for Staff

a. Presentation by Staff or Council

CM CAMERON- Discussed that the conversation was a continuation from the previous meeting. Her top three priorities were Tsunami/Hazard, the fee schedule and zoning, and completing the audit. She would like to hear Council's thoughts and if there are any additions. The Capital Budget request has been sent in with the same four items requested as previous years and it has been requested that the industrial building be used for something other than funding was provided for.

b. Public Presentation

c. Council Discussion

SWEATT- Discussed the list of priorities being a good thing to keep going and have placed in the packet for a while.

CAMPBELL- Discussed that the beautification process in the City needs to be a priority to work towards in the spring, and there needs to be public works goals for the summer to keep on a list and shows progress every year for visitors to see.

d. Action/Disposition

NO ACTION TAKEN

N. New Business:

1. ORDINANCE 18-08 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELDOVIA, ALASKA, AMENDING CHAPTER 10.16 PARKING BY CREATING SECTION 10.16.015 PARKING DURING SNOW-PROHIBITED AND ESTABLISHING A PENALTY OFFENSE FOR SECTION 10.16.015 IN TITLE 1.08.040

MINOR OFFENSE TABLE

- a. Presentation by Staff or Council
- b. Public Presentation
- c. Council Discussion
- d. Action/Disposition

ROJAS/SWEATT MOVED TO ADOPT ORDINANCE 18-08 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELDOVIA, ALASKA, AMENDING CHAPTER 10.16 PARKING BY CREATING SECTION 10.16.015 PARKING DURING SNOW-PROHIBITED AND ESTABLISHING A PENALTY OFFENSE FOR SECTION 10.16.015 IN TITLE 1.08.040 MINOR OFFENSE TABLE
VOICE VOTE/UNANIMOUS/MOTION PASSED

2. HB199 Resolution for Council Review

- a. Presentation by Staff or Council
CLERK/GEAGEL- Asked for more direction from Council on the Stand for Salmon resolution she was directed to write at the previous meeting. Do they want to support the Stand for Salmon Ballot Initiative in its original presentation if HB199 does not pass legislation; are the only supporting HB199 as it goes through legislation and changes, or are they simply supporting the update of Title 16? She discussed that she spoke with J Johnson with the Alaska Fish and Game and the Seldovia Slough is labeled as anadromous in the Alaska Anadromous Catalog and any state law affecting anadromous waters will affect the Seldovia Slough.
- b. Public Presentation (public has 3 min each)
WALT SONEN- Discussed that they had been through this several times with the Kenai River Center, if they were to support Stand for Salmon they could craft verbiage to exclude the Seldovia Slough.
PAULIE CARLUCCIO- Inquired how can they support this and yet exclude the Seldovia Slough. She discussed seeing a problem if this goes through either legislation or the ballot and cannot see the state handcrafting the law for Seldovia as the Borough did.
- c. Council Discussion
LETHIN- Discussed that this legislation was only beneficial for one particular resource and other resources should be considered in their decision such as mining.
ROJAS- Spoke in support of a law protecting salmon, the law has not been updated in fifty years. Language needs to be added to the resolution excluding the Seldovia Slough.
CAMPBELL- Spoke in support of supporting HB199. This process is going through with or without their support and he would rather see it passed as a bill. There is a lot less involvement with a ballot initiative and the language is very strict and will not change from its original form. A whereas can be added to the resolution about the Seldovia Slough.
- d. Action/Disposition

ROJAS/LETHIN MOVED TO ACCEPT THE DRAFT RESOLUTION IN SUPPORT OF HB199 INSTEAD OF STAND FOR SALMON WITH LANGUAGE INCLUDED THAT EXCLUDES THE SELDOVIA SLOUGH
VOICE VOTE/UNANIMOUS/MOTION PASSED

MAYOR LENT CALLED FOR A FIVE MINUTE RECESS AT 8:46PM

MAYOR LENT CALLED THE MEETING BACK TO ORDER AT 8:51PM

3. Title 18 Commercial Marine Amended Discussion

- a. Presentation by Staff or Council
CLERK/GEAGEL- Presented a list of questions regarding Commercial Marine on page 57 of the regular packet and a working draft of the Title 18 Commercial Marine amendment requested at the previous meeting.
- b. Public Presentation (public has 3 min each)
PAULIE CARLUCCIO- Discussed that as a member of Planning and Zoning she was happy to see these questions asked and the draft as presented. The question of verification is verifying through business licenses, but business licenses have been removed. If they are not getting a business license they are not running a business. It is a good way to verify businesses are at least trying, but does not necessarily mean they are in compliance.
- c. Council Discussion
LETHIN- Discussed that business licenses are needed by the state. He would like to see a workshop with a zoning map to find out what people would like to see and reach a consensus without any fights.

ROJAS- Spoke in support of moving forward, businesses have not been in compliance and this will encourage that they fix it or sell. Six months is a good time line to have this moving forward in, it is going to be a process to get this done. Rentals are needed and are a business, they are a primary use. She spoke in agreement with nightly versus monthly rentals and suggested a workshop be held. Hostels are a great idea.

CAMPBELL- Discussed that there is a difference in allowing nightly rentals as a business versus monthly rentals for day to day living as a primary use. Monthly rentals are not a primary use, nightly rentals are. If they say monthly rentals are a primary use it is going to gravitate to residential. Timeline is an easy one; it just needs to be viable for the businesses in town. Conditional uses allowed ties back into nightly versus monthly rentals. He spoke in agreement with having a workshop; changes will have a significant impact. The south side of the pavilion looks like typical residential, it needs to be considered if it makes sense to have stores down there or are they residential. He would like to see a diverse amount of businesses; niches haven't even begun to be filled. They need to keep in mind what is in the best interest of the community 30 to 40 years from now. The first 10-15 minutes of the workshop should focus on zoning in general.

SWEATT- Spoke in agreement with Jeremiah and monthly rentals becoming residential and with having a workshop. The changes won't happen overnight and have to be talked out.

MAYOR LENT- Discussed that he was sad to see the City business licenses go; if they were not cost effective then the price should have changed in the fee schedule. They make sure people pay Borough sales tax. Everyone knows where he lives and he has a renter downstairs, how many businesses do you want on Main Street to lose money?

CM CAMERON- Asked for direction on if the workshop would focus on Commercial Marine.

d. Action/Disposition

CONSENSUS OF THE COUNCIL TO HAVE A COMMERCIAL MARINE WORKSHOP AT 6PM ON MARCH 7TH, 2018

4. Discussion on Changing the Regular Meeting time to Monday at 6:00pm

a. Presentation by Staff or Council

ROJAS/LETHIN MOVED TO CONSIDER CHANGING THE REGULAR MEETING TIME TO MONDAY'S AT 6:00PM

b. Public Presentation (public has 3 min each)

PAULIE CARLUCCIO- Discussed that if the meetings were changed to Monday she would not be able to attend any except one or two as the Borough Planning meetings are on the 2nd and 4th Monday of the month.

c. Council Discussion

CAMPBELL- Discussed that anybody who is out of town has a problem coming to meetings on Wednesdays and asked the staff if there was an advantage to having Monday meetings, if packets would still be doable.

SWEATT- Spoke in favor of having the meetings meet at an earlier time.

ROJAS- Spoke in favor of Mondays and an earlier time.

LETHIN- Suggested meeting on alternative weeks from the Borough Planning Commission.

CM CAMERON- Discussed that it would not be as feasible for the office staff to hold Council meetings on the first and third Monday of the month because the first week of the month is already filled with payroll and billing, it would be too much to add creating packets on top of all the rest of the end and beginning of the month responsibilities.

d. Action/Disposition

VOICE VOTE/UNANIMOUS/MOTION PASSED

O. Informational Items Not Requiring Action:

1. First FY19 Budget Workshop scheduled February 28, 2018
2. The City office will be closed Monday February 19, 2018 for Presidents' Day

P. City Manager's Report: See laydown

CM CAMERON- Discussed the City Manager's report as written and included that Lynn Merino who is the main VSW Engineer will be retiring after coming to Seldovia to close out the water treatment plant project this spring and Cameron would like to have a ribbon cutting ceremony at that time. She requested that Council check their emails regularly, once a week at least would be great, the more frequently, fosters more efficient communication. A letter from the RCAC is

included in the laydown after the City Manager's report. Heidi is working on updating the Retention Schedule for the City, it is a rather large document and has not been updated since 1997, that will be presented to Council in a meeting coming up.

SWEATT- Discussed that she would like to see everyone who worked on the water treatment plant at the ceremony.

Q. Council and Mayor Comments Concerning Items Not on the Agenda:

ROJAS- Thanks to everybody who showed up and we will see you next time.

LETHIN- Thank you everybody for being here and staff for their work.

SWEATT- Thank you everybody for being here and thanks to the City staff for all their hard work. She appreciates people being there even if they don't say anything, at least they are listening. She feels very positive about the direction they are going and with the woman that they have at the helm and she wanted to say thank you and that she appreciates everything that the City Manager is doing and feels the City Manager is addressing things that haven't been addressed for a while or should have been addressed. It's a long process to fix things and change things but she feels like they are going into the right direction even though it is slow.

CAMPELL-Thanked the staff for having Jane scheduled to come in and do what she did with the community and Council, he wished he had been able to be here and participate, sounds like it was very beneficial, so thanks for that. It is something that everyone will get a good benefit from and the community will benefit as well. Thank you to everyone who participated.

LENT- Thanked everybody for being there, staff you are doing great. Jane I really appreciate what you have done for us and the best thing of all is you brought a lot of candy, kidding, but thank you.

R. Next Meeting: Regular Meeting will be held on February 28, 2018 at 7:30 pm

S. Adjournment:

ROJAS/SWEATT MOVED TO ADJOURN AT 9:37 PM
NO OBJECTION/MOTION PASSED

I certify the above represents accurate minutes of City of Seldovia Council meeting of February 14, 2018.



Heidi Geagel, City Clerk

Approved by Council 02/28/2018