

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

**Wednesday
May 23, 2018
7:30pm**

MORRISON ROJAS LETHIN SWEATT COLBERG CAMPBELL
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- A. Call to Order & Roll Call: MEETING CALLED TO ORDER BY MAYOR LENT AT 7:30 PM
PRESENT: COUNCILMEMBERS: MORRISON, ROJAS, LETHIN, SWEATT, COLBERG, and CAMPBELL-
telephonic

STAFF: CITY MANAGER CAMERON
CITY CLERK GEAGEL

- B. Pledge of Allegiance: Held
C. Excused Absences: None
D. Agenda Approval: ROJAS/SWEATT MOVED TO APPROVE THE AGENDA

ROJAS/COLBERG MOVED TO AMEND THE AGENDA BY ADDING ITEM L. 4 SELDOVIA FUEL AND
LUBE REQUEST FOR SUPPORT
VOICE VOTE/UNANIMOUS/MOTION PASSED

SWEATT/MORRISON MOVED TO APPROVE THE AGENDA AS AMENDED
VOICE VOTE/UNANIMOUS/MOTION PASSED

- E. Consent Agenda: *(All items under the Consent Agenda are approved with a single motion, no discussion, and one vote. A Council Member may request to remove an item(s) for discussion and a separate vote.)*
1. Approval of Minutes: Minutes of the Regular Meeting, May 9, 2018
2. Payment Approval Report: Payment Approval Report 05/01/18-05/31/18
3. Ordinance Introduction: None

SWEATT/MORRISON MOVED TO APPROVE THE CONSENT AGENDA
VOICE VOTE/UNANIMOUS/MOTION PASSED

- F. Mayoral Proclamations: None
G. Public Presentation Prior Notice: (each presenter has up to 10 min) None
H. Public Presentation for Items not on Agenda: (public has 3 min each)
JOHN QUICK- Kenai Peninsula Borough's Chief of Staff, he runs the day to day operations for the borough. This is his first time in government. He appreciates local government; it is the most effective form of government he has ever seen. He spent time getting to know the City Manager and Mayor that morning and it was evident that they were very passionate people that care deeply about the city and people there. He heard some wins for the community were the Water Treatment Plant, they should be very proud of it and coming in under the budget in the space the live in and off the road system it is a miracle. Every city manager in the whole state of Alaska should tour the facility; it is one of the best and high tech state of the art water facilities. The State of Alaska is in a 31 month recession, times are tight, every single dollar counts. The Kenai Peninsula Mayor and he are working strategically on economic growth on the peninsula. Legislation is working on a new business incentive where new businesses can apply to get 50% off their property tax for five years. Could be away to produce economic growth, it has never be done before, could benefit here and he would like to see that happen. He was able to attend graduation earlier that day and it was fun to see the whole community come out to support one young adult graduate, he would like to see ten kids graduate. The school is the foundation of what the community represents. He was able to visit the Sea Otter Community Center and start to work through how the borough can better help them and can be more productive as a borough to support that center. The borough is in the process of trying to pass its budget; it will be bankrupt in three years if they do not do anything. They are working with nine individuals to try and come up with a solution. They have not found one yet,

he is confident they will, everyone has good intentions just different philosophies. One solution by Assembly Member Dale Bagley is the 12% bed tax, 6% could pass through to the City, it would be exempt from the per night ruling already in place. There is a .5% sales tax increase being presented by Assembly Member Kelly Cooper. Another solution is a non-prepared foods tax, right now the tax non-prepared foods three months out of a year Assembly Member Dale Bagley is also writing an ordinance to tax non-prepared foods six months out of the year. There is another solution that has not been presented yet, so no details, but it will have to do with exemptions. The mayor already presented his budget plan and it was not accepted by the assembly, so now it is in the assembly's hands. There are 8.8 million dollars in exemptions that are above and beyond mandatory. The non-prepared solution is a difference of 30 million in ten years. They have had about 4.5 million in cuts in six months; there is only so much they can cut before people get one plow per month.

ROJAS- Inquired if the exemption he spoke of was for real estate. Seldovia is not interested in the bed tax because the price of getting to Seldovia is so high. She would support the .5% sales tax increase.

SWEATT- Discussed that the Seldovia community had been really supportive, they might not like it, but then they are able to talk about the positives.

LAUREL HILTS- Thanked John Quick for using the Seldovia Chatterbox, it is a great way to communicate. The Post Office bulletin board is a great way to communicate for those who do not have internet, I am sure the City Office would help you hang something. Tomorrow SBF starts up six days a week until July when they will run seven days a week. It is really important to note that the ticketing has changed, now you must go the visitor's center for tickets, not the morning of but the day before. You can still purchase tickets online for a 6% fee. Coming into the weekend there is the Human Powered Fishing Derby the Chamber Sponsors being put on by Tim Dillon for the tenth year. Sunday is the annual blessing of the fleet. Super Saturated Sugar Strings will play this weekend. June is the City of Seldovia fire hall's Fishing Derby through the third of July. You can see events on the Chatterbox by clicking on the side. There will be a new 5k this weekend starting and ending at Central Park, it's a new route being put on by Steve Bainbridge.

SCOTT OGAN- Gave an update for his Seldovia Bay Adventures zip line business. He hired a guy Cameron Keeton who is a zip line guide qualified to train people. They are working to get the Deck Beach Tour online this summer. Anyone is welcome to come up and check it out. There was a hitch with the DOT permits stating that they were still active. He was assured everything is good, DOT just needs to work through the process. Anyone who wants to see what is happening he would be happy to give a ride. He complimented Cassidi Cameron, she is good to work with, very responsive.

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

J. Public Hearings:

1. ORDINANCE 18-17(A) A NON-CODE ORDINANCE OF THE CITY OF SELDOVIA, ALASKA, ACCEPTING FY 2019 FEE SCHEDULE, APPENDIX A, OF THE FY 2019 BUDGET

a. Presentation by Staff or Council

CLERK/GEAGEL- Presented Ordinance 18-17A FY19 Fee Schedule along with the Fee Schedule draft in the regular packet, it was the same as discussed at the previous same two meetings.

b. Council Discussion

ROJAS- Commented that it was ready to move forward.

c. Public Presentation or Hearing (public has 3 min each)

d. Action/Disposition

ROJAS/COLBERG MOVED TO ADOPT ORDINANCE 18-17(A) A NON-CODE ORDINANCE OF THE CITY OF SELDOVIA, ALASKA, ACCEPTING FY 2019 FEE SCHEDULE, APPENDIX A, OF THE FY 2019 BUDGET

VOICE VOTE/UNANIMOUS/MOTION PASSED

2. ORDINANCE 18-17(B) A NON-CODE ORDINANCE OF THE CITY OF SELDOVIA, ALASKA, APPROPRIATING FUNDS, APPENDIX B, ANNUAL BUDGET, FOR FISCAL YEAR ENDING JUNE 30, 2019

a. Presentation by Staff or Council

CLERK/GEAGEL- Presented Ordinance 18-17B FY19 Budget along with the budget draft in the regular packet, it was the same as discussed at the previous same two meetings.

b. Council Discussion

SWEATT- Commented that it had been discussed in detail.

- c. Public Presentation or Hearing (public has 3 min each)
- d. Action/Disposition

SWEATT/COLBERG MOVED TO ADOPT ORDINANCE 18-17(B) A NON-CODE ORDINANCE OF THE CITY OF SELDOVIA, ALASKA, APPROPRIATING FUNDS, APPENDIX B, ANNUAL BUDGET, FOR FISCAL YEAR ENDING JUNE 30, 2019
VOICE VOTE/UNANIMOUS/MOTION PASSED

- K. Unfinished Business:
- L. New Business:

1. Discussion- Public Notice US Army Corp of Engineers Application for Permit POA-2017-271- Pebble Project

a. Presentation by Staff or Council

CLERK/GEAGEL- Presented the intent to prepare an Environmental Impact Statement (EIS) by the Army Corp of Engineers for the Pebble Project. The Pebble Project application was too big to place in the packet, but there was a brief summary in the EIS. The Army Corp of Engineers extended the comment period to June 29th, so there was still time if the council wanted to provide comment.

b. Council Discussion

ROJAS- Asked the council if they were interested in sending in a letter of objections and concerns for the Seldovia fishing fleet and families that could be devastated if the project went sour. The city manager could draft a letter of concern about the environmental impact, there are a lot of risk factors, and if something went wrong it would be devastating a fishery that is worldly known. Seldovia fishermen that go to Bristol Bay would be out of luck and those that fish would be hurt. She has concerns on where and what it could do to our fishing families here, in Bristol Bay and Alaska. She would be okay not opposing it at this point but a letter or resolution addressing their concerns if and when it ever went into production should be sent.

SWEATT- Commented that the basis of the project was not something that she believed in. She is not opposed to mining specifically, but to where it is being placed. No one can say 100% that nothing will go wrong; it is not in the best interest of Seldovia's fishermen.

CM CAMERON- Asked if the City Council wanted to consider a resolution or a letter or both? She requests that the city staff put something together and then bring it back to the city. There should be a community input component to it, because this meeting took place on the day of graduation, maybe if they bring it back on the next agenda, they could get more community input and points made from the community members. The comment period end date is June 29th. She asked if one of councils concern's were the mitigation procedures that they have in place in case of an emergency and making sure that is a priority for the project.

CAMPBELL- Discussed that everyone knows this has been a long process for Pebble Mine folks and those in opposition. Ten years ago when he was on the Board of Fisheries with the state, it was hotly contested with the Board of Fisheries, they talked about the extensive regulatory process, both federal and state and some of the road blocks that were in place at the time, such as the public opposition by both Bristol Bay and Cook Inlet fisherman. Things to consider were risk versus reward; there will be economic impact all the way around. This is a massive construction project bringing in billions of dollars into the economy, but the risk is if there is a disaster or failure in any of their engineering, then you have tremendous possibility for damage. He is not adamantly opposed to the project, he is in favor of the regulatory process going forward, but supports expressing the concerns everyone has brought forward, about the possibility of risk to environment, and local and state economy if there were any kind of disaster. As a city council, the responsible thing to do is to express their concerns. They should encourage the Army Corp as part of the scoping process to explore all alternatives, which is one thing that they have stated they will look do. May want to throw in a reminder that the Exxon Valdez spill was never a planned event and twenty eight years later they are still feeling the affects all the way over in the Cook Inlet from what happened, pretty significant for something that should never have happened. It was a pretty simple error and we are still paying the price. He spoke in agreement with the mitigation procedures in case of an emergency being a concern.

COLBERG- Spoke in agreement with Campbell, and with the city manager that the mitigation procedures in case of an emergency were definitely a concern.

MORRISON- Stated that he agreed with Campbell, there is risk with any business; this is a major operation that could bring in billions of dollars but on the other hand could be a disaster. He is definitely not for just plain opposing what they are doing, it could be viable. What new development does not have that issue. Now a day's environmentalists and people that oversee it must have dealt with these issues before, the media and what we see

is according to what channel you watch. He hopes the project does not create a disaster, but sometimes you have to try.

c. Public Presentation or Hearing (public has 3 min each)

GREG WOLFER- resident, commented that he was opposed to Pebble Mine and all aspects of it because of its economic impact towards fishermen and people who work at sea.

JOHN QUICK- KPB Chief of Staff, commented that the Army Corp had approached the Kenai Peninsula Borough. Max Best director of planning and Marcus Mueller who is their Land Management Director will weigh in with the environmental impact to anadromous streams from the borough's perspective. The borough will be at least commenting and possibly be at the table with them depending on what that looks like.

SCOTT OGAN- Offered his assistance to help draft the letter. He was a resource manager for the Department of Natural Resources for many years, in construction as well as the water section. The chief of the water section is someone he recruited in, and is a close friend personally and professionally. The biggest problem of exposure with Pebble is the toxic tidal wave. This happened in Fraser River, they did not dig deep enough to get the tailings anchored in correctly and that failed. It is a river in British Columbia that ends near Vancouver it was probably the biggest disasters in North America, he knows Dave Shady who is the head water section guy for dam safety, who inspects dams and is very aware of that issue. That is their number one concern. You can take two approaches and oppose it, or learn about it and make sure the issues are being addressed and there is good engineering, they want it done right and absolutely eliminate the possibility of toxic waste being released.

d. Action/Disposition

CONSENSUS OF THE COUNCIL TO DRAFT A LETTER AND RESOLUTION EXPRESSING CONCERNS WITH THE PEBBLE PROJECT AND BRING BACK TO COUNCIL AT THE NEXT MEETING

2. Discussion- Excavation on City Land Draft

a. Presentation by Staff or Council

CLERK GEAGEL- Presented a draft of ordinance 18-18 excavation on City Land and asked the council if they wanted to keep the permitting process that had been included in the ordinance.

b. Council Discussion

MORRISON- Spoke in opposition of allowing permitting for equipment to obtain gravel, there are other resources for people to obtain fill.

COLBERG- Discussed that the ordinance intent was to stop people from using beach gravel for commercial use.

ROJAS- Spoke in agreement with removing the permit process from the ordinance. Under what circumstance would they allow someone to take gravel away from the beach?

SWEATT- Inquired as to what the beach would look like if they allowed equipment to grab large amounts of gravel.

LETHIN- Discussed that Hugh and Hopkins were available options if people need gravel. He spoke in agreement with not permitting large amounts of gravel to be taken.

CM CAMERON- Discussed that it is necessary for people to obtain permits from the Army Corp of Engineers and Kachemak Bay Critical Habitat in order to remove large amounts of gravel from the beach and that the primary purpose of outside beach is for beach fires and camping.

CAMPBELL- Stated that all references to permitting should be removed.

c. Public Presentation or Hearing (public has 3 min each)

d. Action/Disposition

THE CITY COUNCIL DIRECTED THE CITY CLERK TO REMOVE ALL REFERENCES TO PERMITTING FROM ORDINANCE DRAFT 18-18

3. Discussion- Planning Commission Members Needed

a. Presentation by Staff or Council

CLERK GEAGEL- Discussed that since October there were only four planning commission members out of five and that they had received verbal notice from another planning commission member intending to resign. The issue is being brought before council for recommendations, ideas, or suggestions of people. There are big discussion headed towards planning and without a quorum they will instead have to be discussed on the council level.

b. Council Discussion

CAMPBELL- Discussed that to be elected for council you need to be a registered voter, the planning commission is appointed and they do not necessarily need to be registered voters. What it comes down to is the younger generation must start filling the roles as others retire.

LETHIN- Referred to Title 29.

CM CAMERON- Discussed that the Seldovia Municipal Code does not state specifically that a planning commission member needs to live in city limits.

SWEATT- Asked if downsizing the amount of members needed for the commission was an option.

c. Public Presentation or Hearing (public has 3 min each)

JOHN QUICK- KPB Chief of Staff, commented that a way around having more eligible registered voters is annexation. He encouraged the commission size remain at five. Leadership and recruitment will resolve the issue.

d. Action/Disposition

NO ACTION WAS TAKEN

4. Seldovia Fuel and Lube Request for Support

a. Presentation by Staff or Council

CM CAMERON- Presented the Seldovia Fuel and Lube request for support. It is an annual request that has been granted every year, but not on the city council level. It should be granted by the city council because it is on behalf of the city.

b. Council Discussion

ROJAS- Commented that historically it looked like it should be moved forward.

CAMPBELL- Spoke in support of granting the request, it is a formality and no brainer, move it forward.

MORRISON- Had it clarified that the support was not contingent on Seldovia Fuel and Lube and that it would still apply if there was a new owner.

c. Public Presentation or Hearing (public has 3 min each)

d. Action/Disposition

SWEATT/COLBERG MOVE TO INSTRUCT OUR CITY MANAGER TO WRITE A LETTER FOR THE FUEL AND LUBE TO SUPPORT THEIR ONGOING FUEL BUYING VOICE VOTE/UNANIMOUS/MOTION PASSED

MAYOR LENT CALLED FOR A 10 MINUTE RECESS AT 8:45PM

MAYOR LENT CALLED THE MEETING BACK TO ORDER AT 8:55PM

M. Administration Reports:

1. Treasurer's Report: None

2. City Manager's Report: See Laydown

CM CAMERON- Presented the City Manager's Report as written and discussed looking into other health care options for employees and no longer pursuing a contract with Engel Entertainment.

N. Informational Items Not Requiring Action:

1. The City Clerk will be away from the office for Professional Development June 3rd- June 8th.

O. Executive Session: None

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

MORRISON-Thanked everybody for being there thanked John Quick for coming down and thanked the staff for an excellent job.

ROJAS-Thanked everyone for coming, thanked John Quick; it is always good to have the borough visit, and thanked the staff, mayor and council.

LETHIN- Thanked everyone for being there, John Quick, and staff.

SWEATT-Thanked John Quick for being there, and the staff for all their hard work.

COLBERG- Thanked everybody for coming, John Quick, and the staff, you guys do a great job.

CAMPBELL- Thanked everyone, John Quick for coming down and taking time out of your schedule to see what Seldovia is all about and what we do down here. Thanks to the public and the staff

MAYOR LENT- Thanks John it was a pleasure, public and staff.

Q. Next Meeting: Regular Meeting will be held on June 13, 2018 at 7:30 pm

R. Adjournment:

COLBERG/ROJAS MOVED TO ADJOURN AT 9:25 PM
NO OBJECTION/MOTION PASSED

I certify the above represents accurate minutes of City of Seldovia Council meeting of May 23, 2018.



Heidi Geagel

Heidi Geagel, City Clerk

Approved by Council 06/27/18