

Regular Ketchikan City Council meeting was called to order by Mayor Williams at 7:00 p.m., May 17, 2012, with the following members present: Sam Bergeron, Dick Coose, Kj Harris, DeAnn Karlson, Matthew Olsen and Robert Sivertsen. Councilmember Marty West was absent.

The Pledge of Allegiance was given by all persons in the Chambers.

Staff present were Manager Amylon, Assistant Manager Martin, Finance Director Newell, City Attorney Seaver, Human Resources Manager Miller, Library Director Gens, Port and Harbors Director Corporon, Police Chief Bengaard, Public Works Director Allen, Electric Division Manager McConnell and City Clerk Suiter.

COMMUNICATIONS

Mayor Williams said there was an item laid on the table showing traffic flow on Berths I and II as well as additional information relating to the tidelands lease with Olson Marine.

PERSONS TO BE HEARD

Kathleen Light, Director of Ketchikan Area Arts and Humanities Council, said she and a few other committee members were available to address any questions relating to art selections for the new library.

Robert Boyle, Superintendent of Ketchikan Gateway Borough School District, expressed his appreciation for the return of the community resource officer at the school. He said the presence provides a sense of security, is comforting and helps maintain a quality educational atmosphere. He noted the Police Department canine has been through the school four times and he was proud to say there had been no hits. He also complimented the road crew because of their work during the winter weather, saying they were promptly taken care of.

Deborah Hayden, board member for Historic Ketchikan, urged the Council to vote for reconsideration of the City Hall Siding Project. She said they support Option 2, and she spoke to the costs of the project. She felt Option 2 was closest to the original building façade, and Manager Amylon explained funding relating to the project. She explained the Council may be able to use CPV funds for the extra cost of Option 2, due to the fact that it relates directly to cruise ship passenger experience.

Terry Wanzer, President of Historic Ketchikan, expressed support of Option 2 for the City Hall Siding Project. He felt it kept the historic character of the downtown, which is important to visitors. He noted private investors have put up their dollars to do the same for their buildings, and urged the Council to lead by example. He explained lots of new materials look like historic materials and last a long time. He made suggestions on how to capitalize on the design.

Kay Sims encouraged the Council to renew the PeaceHealth lease. She explained generations of her family have been treated there, saying we are very fortunate to have the level of healthcare that we do in Ketchikan. She felt PeaceHealth has demonstrated a very high level of care and commitment for Ketchikan.

Sister Beth Taylor of the Sisters of St. Joseph of Peace, part of the order that founded PeaceHealth in 1890 and brought healthcare to Ketchikan in 1923 with the Little Flower Hospital said she is a 50-year member of the congregation and when they came in 1923 they began a long-term commitment to this city. She stated wherever they are in PeaceHealth's system, they are always in collaboration with those with whom they work. She said the sisters were invited to come to Ketchikan, as they are to all the places they are currently serving. She said they made a commitment to provide excellent healthcare – past, present and future. She encouraged the Council to consider renewing the lease that was originally signed so many years ago.

Susan Peters, Chair of the Downtown Steering Committee, spoke in support of the reconsideration of the action on the City Hall Siding Project. She urged the Council to accept Historic Ketchikan's recommendation on the design. She also spoke regarding garbage pickup prior to 6:00 a.m., and she urged pickup from the garbage cans on the night shift because we want our community to look clean. She also mentioned the smoking urns acquired a few years ago, and recommended adding some more. She spoke in support of the continued lease with PeaceHealth.

Mayor Williams announced there is a boot race on Saturday, for which he gets to fire the starting pistol. He said you sign up at 2:00, and the race starts at 3:00. He noted they are trying for a Guinness World Record, and he thanked Judy Zenge and Ty Rettke for organizing it. He thanked the City crew in advance, saying everyone has worked together to make this happen. He handed out T-shirts to all Councilmembers.

CONSENT AGENDA

Mayor Williams asked if there were any objections to moving the item regarding the public art for the new library, Amendment No. 1 for the Hazardous Material Consulting Services for the Ketchikan General Hospital Surgery HVAC Improvements Project, and the Concession Agreement with Alaska Duty Free, Inc. to the Consent agenda. None were heard.

Councilmember Coose requested considering the item regarding the budget transfer for iPads separately.

Approval of Minutes

Moved by Sivertsen, seconded by Coose approval of the minutes of the regular meeting of May 3, 2012.

Motion passed with Harris, Coose, Sivertsen, Karlson, Olsen and Bergeron voting yea; West absent.

Budget Transfer – 2012 Fourth of July Lions Club Fireworks Display

Moved by Sivertsen, seconded by Coose the City Council authorize the city manager to transfer \$3,000 from Appropriated Reserves of the General Fund to the City Council's 2012 Community Promotion Account No. 51 for the purpose of making a donation to the Lions Club for the 2012 Fourth of July fireworks display.

Motion passed with Harris, Coose, Sivertsen, Karlson, Olsen and Bergeron voting yea; West absent.

Ketchikan Public Library Donor Recognition Policy

Moved by Sivertsen, seconded by Coose the City Council approve the Ketchikan Public Library Donor Recognition Program.

Motion passed with Harris, Coose, Sivertsen, Karlson, Olsen and Bergeron voting yea; West absent.

Budget Transfer – Implementation Plans/Timeframes for Matrix Consulting Group’s Twelve Priority Action Items for the City of Ketchikan’s Human Resources Division

Moved by Sivertsen, seconded by Coose the City Council authorize the city manager to transfer \$5,199 from Appropriated Reserves of the General Fund, such funding to be dispersed in the amounts of \$4,899 and \$300 respectively to the Human Resources Division’s 2012 Travel & Training and Contractual Services Account Nos. 27 and 53.

Motion passed with Harris, Coose, Sivertsen, Karlson, Olsen and Bergeron voting yea; West absent.

Contract No. 12-37 – Design of Repairs to Bar Harbor South Net Float, PND Engineers, Inc.

Moved by Sivertsen, seconded by Coose the City Council direct the city manager to enter into a professional services agreement with PND Engineers, Inc. for Contract No. 12-37, Design of Repairs to Bar Harbor South Net Float, at a cost not to exceed \$7,000 and authorize funding from the Small Boat Harbors Department’s 2012 Bar Harbor South Net Float Repairs Capital Account.

Motion passed with Harris, Coose, Sivertsen, Karlson, Olsen and Bergeron voting yea; West absent.

2009 Special Appropriations Act Project Grant Agreement for Municipal Water and Sewerage Projects

Moved by Sivertsen, seconded by Coose the City Council approve the 2009 Special Appropriations Act Project Grant Agreement (Agreement Identification No. XP-00J53201-0) in the amount of \$291,000 for Municipal Water and Sewerage Projects and direct the city manager to execute the grant agreement on behalf of the City Council.

Motion passed with Harris, Coose, Sivertsen, Karlson, Olsen and Bergeron voting yea; West absent.

Amendment No. 1 to Contract No. 12-17, City-Wide Utilities Replacement Design, DOWL, HKM

Moved by Sivertsen, seconded by Coose the City Council approve Amendment No. 1 to Contract No. 12-17, City-Wide Utilities Replacement Design, between the City and DOWL, HKM of Anchorage, Alaska in the amount of \$291,000; authorize funding in the amounts of \$32,228, \$88,550, \$94,810 and \$75,412 from the 2012 Streets, Wastewater and Water Divisions' Chatham Avenue, Schoenbar Road, Park Avenue and Harris Street and Second Avenue Capital Accounts; and direct the city manager to execute the amendment on behalf of the City Council.

Motion passed with Harris, Coose, Sivertsen, Karlson, Olsen and Bergeron voting yea; West absent.

Budget Transfer – 2011 and 2012 Asphalt Paving Projects

Moved by Sivertsen, seconded by Coose the City Council authorize the city manager to transfer from Appropriated Reserves of the Public Works Sales Tax Fund an amount equal to the balance of unexpended funds from Contract No. 11-05, Hot Mix Asphalt Overlay Project, to the 2012 Streets Division's Asphalt Pavement Overlay Capital Accounts.

Motion passed with Harris, Coose, Sivertsen, Karlson, Olsen and Bergeron voting yea; West absent.

Liquor License Transfer of Location and DBA Name Change

Moved by Sivertsen, seconded by Coose the City Council approve the transfer of location and DBA name change for the Moose Lodge #224 from 1245 Tongass Avenue, Ketchikan, Alaska 99901 to 742/744 Water Street, Ketchikan, Alaska 99901.

Motion passed with Harris, Coose, Sivertsen, Karlson, Olsen and Bergeron voting yea; West absent.

Ketchikan Area Arts & Humanities Council (KAAHC) and Ketchikan Public Art Works (KPAW) Proposals for Public Art at the New Ketchikan Public Library

Moved by Sivertsen, seconded by Coose the City Council approve Ketchikan Area Arts & Humanities Council and Ketchikan Public Art Works proposals for public art at the new Ketchikan Public Library as identified in the May 3, 2012 correspondence of Kathleen Light and directing the city manager to negotiate such contracts as may be required to commission the projects, said agreements to be submitted to the City Council for formal consideration by the City Council.

Motion passed with Harris, Coose, Sivertsen, Karlson, Olsen and Bergeron voting yea; West absent.

Budget Transfer – Amendment No. 1 to Contract No. 11-36, Hazardous Material Consulting Services for the Ketchikan General Hospital Surgery HVAC

Improvements Project, PBS Engineering and Environmental

Moved by Sivertsen, seconded by Coose the City Council approve Amendment No. 1 in the amount of \$30,775 to Contract No. 11-36, Hazardous Materials Consulting Services for the Ketchikan General Hospital Surgery HVAC Improvements Project, between the City and PBS Engineering and Environmental of Seattle, Washington; authorize a budget transfer of \$30,775 from Appropriated Reserves of the Hospital Sales Tax Fund to the Ketchikan General Hospital Surgery Suite HVAC Improvements Project Capital Account; approve funding in the amount of \$30,775 from the Ketchikan General Hospital Surgery Suite HVAC Improvements Project Capital Account; and direct the city manager to execute the agreement on behalf of the City Council.

Motion passed with Harris, Coose, Sivertsen, Karlson, Olsen and Bergeron voting yea; West absent.

Port of Ketchikan, Alaska Concession Agreement Between the City of Ketchikan, the Ketchikan Gateway Borough and Alaska Duty Free, Inc.

Moved by Sivertsen, seconded by Coose the City Council approve the Port of Ketchikan, Alaska Concession Agreement between the City of Ketchikan, the Ketchikan Gateway Borough and Alaska Duty Free, Inc. and authorize the city manager to execute the agreement on behalf of the City Council.

Motion passed with Harris, Coose, Sivertsen, Karlson, Olsen and Bergeron voting yea; West absent.

Budget Transfer – Use of iPads for Electronic Delivery of Council Packet

Moved by Coose, seconded by Sivertsen the City Council approve transfers from the appropriated reserves of the General Fund and KPU Enterprise Fund, respectively, to the various accounts of City and KPU departments as outlined in the city clerk's memorandum dated May 8, 2012 and as further determined appropriate by the City Council.

Councilmember Coose said the amount included the purchase of iPads for the Council, the upgrade to the City Hall wireless system, and the purchase of iPads for the following departments: the city clerk's office (2); the city manager's office (2); the IT manager; the Finance director; the Public Works director and the city attorney.

Motion passed with Sivertsen, Bergeron, Coose, Harris and Olsen voting yea; Karlson voting nay; West absent.

UNFINISHED BUSINESS

Ten Year Extension of the Agreement of Lease Between the City of Ketchikan and PeaceHealth – Ketchikan Medical Center – Deferred from April 19, 2012

The motion on the table was:

Moved by Bergeron, seconded by Sivertsen pursuant to Section 5 of the Second Amendment to the Lease Agreement for the Ketchikan Medical Center between PeaceHealth and the City of Ketchikan, the City Council authorize the city manager to execute a second ten-year extension of the lease agreement.

The motion was withdrawn with the consent of the second.

NEW BUSINESS

Negotiation of Contract No. 12-25 – Centennial Building Analysis & Renovations Design, Bettisworth Welsh Whiteley, LLC

Moved by Sivertsen, seconded by Olsen the City Council authorize staff to negotiate a professional services agreement with Bettisworth Welsh Whiteley for Contract No. 12-25, Centennial Building Analysis & Renovations Design, said agreement to be submitted to the City Council for formal consideration and approval.

Several councilmembers expressed desire to curb any spending, and Mayor Williams said any funding spent on the building will be at Council direction. Manager Amylon said the analysis is part of the agreement with Foraker Group.

Motion passed with Olsen, Karlson, Bergeron, Harris, Sivertsen and Coose voting yea; West absent.

Solid Waste Division Summer Collection Practices and Assessment of Costs

Councilmember Sivertsen explained his understanding of collection practices, saying he would rather take funding from the appropriate budget. Manager Amylon said when the seasonal litter crew was established, it was understood it was not a typical solid waste function. He said staff is proposing to take one of the seasonal litter crews, have him work the night division, pay him out of Public Works Sales Tax Fund to address what Councilmember Sivertsen raised, and then start the early crew at 6:00 a.m.

Solid Waste Supervisor Neeley answered questions from the Council. Councilmember Coose asked if the funding for the litter crewperson could come out of CPV funding, and Manager Amylon felt this may be appropriate. Mayor Williams asked if there were any objections to this, and none were heard.

Olson Marine, Inc.'s Development Plan for ATS 1641 Tract A, ATS 1641 Tract B (ATS 656), and ATS 78 Tract B; Approving the Tidelands Lease for ATS 1641 Tract A, with an Annual Rent in the Amount of \$6,000, Effective as of October 2010, With Such Terms and Conditions as Determined Appropriate by the City Council;

Authorizing Invoicing Olson Marine, Inc. \$4,250 for the Cost of the Property Appraisal

And

Resolution No. 12-2450 Supporting the Transfer of Certain State-Owned Tidelands Located Within the City of Ketchikan, Alaska For the Purposes of Developing a Private Barge Loading Facility and Related Marine Facilities

Moved by Bergeron, seconded by Sivertsen to table this item indefinitely.

Motion to defer passed with Coose, Bergeron, Harris, Sivertsen, Olsen and Karlson voting yea; West absent.

Reconsideration of Council Action Regarding the Preparation of Bid Ready Drawings and Specifications for the City Hall Siding & Roof Replacement Project – Councilmember Bergeron

Moved by Bergeron, seconded by Coose to reconsider Council action taken at the regular Council meeting of May 3, 2012 regarding the preparation of bid ready drawings and specifications for the City Hall Siding & Roof Replacement Project.

Motion to reconsider passed with Karlson, Bergeron, Sivertsen and Coose voting yea; Harris and Olsen voting nay; West absent.

The action before the Council was:

“Moved by Sivertsen, seconded by Coose the Council direct staff to prepare bid ready drawings and bid specifications for the City Hall Siding & Roof Replacement Project Option No. 3.

Motion regarding Option No. 3 failed with West, Sivertsen and Coose voting yea; Karlson, Harris, Olsen and Bergeron voting nay.

Mayor Williams said that left Option No. 1 to consider.”

Moved by Bergeron, seconded by Coose to amend by substituting Option No. 2 for Option No. 1.

Motion to amend passed with Bergeron, Sivertsen, Karlson and Coose voting yea; Olsen and Harris voting nay; West absent.

Mayor Williams ruled the amendment would substitute for the main motion.

Ordinance No. 12-1700 – Authorizing Approval on Option to Extend the Term of the Lease of Certain Real Property

to PeaceHealth for an Additional Ten Years – First Reading

Copies of Ordinance No. 12-1700 were available for all persons present.

Moved by Bergeron, seconded by Harris the City Council approve in first reading Ordinance No. 12-1700 authorizing approval on an option to extend the term of the lease of certain real property to PeaceHealth for an additional ten years; and establishing an effective date.

Patrick Branco, CEO of Ketchikan Medical Center, answered questions from the Council. Councilmember Coose asked for information when KGH receives concerns from citizens and how they plan to handle those concerns.

Motion passed with Harris, Coose, Sivertsen, Karlson, Olsen and Bergeron voting yea; West absent.

Amendment No. 1 to Contract No. 10-21, Ketchikan General Hospital Master Plan Schematic Design of Option 10-A, Phase 1-4, NAC Architecture

Moved by Olsen, seconded by Sivertsen the City Council authorize the city manager to enter into Amendment No. 1 to Contract No. 10-21, Ketchikan General Hospital Master Plan Schematic Design of Option 10-A, Phases 1-4, Between the City and NAC Architecture of Seattle, Washington, in an amount not to exceed \$246,239; approve funding from the Public Health Department's Ketchikan General Hospital Master Plan Capital Account; and direct the city manager to execute the amendment on behalf of the City Council.

Motion passed with Olsen, Karlson, Bergeron, Harris, Sivertsen and Coose voting yea; West absent.

Reconsideration of Council Action Regarding Resolution No. 12-2456 – Amending the Compensation Plan to Provide for the Reclassification of the Position of Deputy City Clerk and Senior Administrative Assistant – Councilmember Coose

Moved by Coose, seconded by Bergeron to reconsider Council action taken at the regular Council meeting of May 3, 2012 regarding Resolution No. 12-2456, amending the compensation plan to provide for the reclassification of the position of deputy city clerk and senior administrative assistant.

Motion to reconsider passed with Sivertsen, Bergeron, Coose, Harris and Olsen voting yea; Karlson voting nay.

The motion before the Council was:

Moved by Sivertsen, seconded by West the City Council approve Resolution No. 12-2456 amending the Compensation Plan to provide for the reclassification of the positions of deputy city clerk and senior administrative assistant; and establishing an effective date.

Councilmember Coose requested the motion be split.

The motion before the Council was to approve the reclassification of the deputy city clerk position.

Moved by Coose, seconded by Bergeron to approve the reclassification of the deputy city clerk in accordance with the clerk's recommendation of Grade 856.

Manager Amylon expressed when the compensation plan was originally classified, the positions of senior administrative assistant and the legal secretary were all graded at the same grade. He said these positions were tied to a class, and earlier this year the Council decided to break out the legal secretary into its own class and advance the person accordingly. He continued the deputy clerk was graded at a particular position, and he has had conversation with the clerk and there was consensus that perhaps the deputy clerk should be moved forward in that class with the legal secretary and the two senior administrative assistants. He explained Grade 56 is far above what was recommended in terms of classifying those positions, and almost puts it at the position of office services manager in Finance, a senior management level position. He reminded it is a Council call, but one by one the Council is taking individual positions, taking them out of classes and not being consistent in the application of the compensation plan, which the Council paid hundreds of thousands of dollars for.

Councilmember Sivertsen agreed that a firm is paid to review all the positions and grade them. He said he understood balance in our system and we have to look at our local market to see where we are with those.

Clerk Suiter commented that a couple of years ago when she requested the reclassification of the deputy clerk position, there was a memorandum from Johnson and Associates that said because they were given direction from management to maintain parity in some areas, even though their study at the time they did the compensation plan showed the deputy clerk position at a much higher wage level as a median in the market. She said it would have been in the range of a Grade 54 to 56, but because they were instructed by the City to maintain certain parameters, it was graded as it now stands. She continued in the previous compensation plan to that study, the deputy clerk and the legal secretary were graded two levels above all administrative assistants. She said that was not maintained in the current compensation plan we are now under.

Councilmember Coose said the four positions we are talking about are not created equal and you cannot lump them into one big pot like we did. He commented we have been messing with the compensation plan ever since he got on the Council.

Councilmember Sivertsen said if we are going to keep the employees we have and compete in the marketplace, we need to really have the compensation plan looked at.

Motion passed with Coose, Bergeron, Harris and Karlson voting yea; Sivertsen and Olsen voting nay; West absent.

Councilmember Coose requested the two positions that fall under senior administrative assistant be examined by the consultant in light of what they do.

Manager Amylon requested the positions be looked at in light of the grade of the deputy clerk and legal secretary because that's how the positions were based going forward initially, and if the Council wants the compensation plan to have any integrity, that has to be taken into account.

Councilmember Coose reiterated the positions need to be examined by outside consultants, and Manager Amylon said he would advise Ralph Anderson and Associates the Council has requested they look at the two positions of senior administrative assistant and he will advise them of changes in classification earlier approved by the Council for legal secretary and deputy city clerk.

Councilmember Coose questioned the relationship with other two positions, and Manager Amylon replied it was because they were all within a class. Councilmember Bergeron disagreed this is how it should be because they would all come back with the same grade. Manager Amylon said not necessarily, but they needed to have the information.

**Reconsideration of Council Action Regarding Resolution
No. 12-2455 Amending the Compensation Plan to Provide
for the Classification of the Position of Human Resources
Analyst – Councilmember Sivertsen**

Moved by Sivertsen, seconded by Coose to reconsider Council action taken at the regular Council meeting of May 3, 2012 regarding Resolution No. 12-2455 amending the compensation plan to provide for the classification of the position of Human Resources Analyst.

Motion to reconsider passed with Karlson, Olsen, Bergeron, Sivertsen and Coose voting yea; Harris voting nay; West absent.

The motion before the Council was:

Moved by Olsen, seconded by Bergeron the City Council approve Resolution No. 12-2455 amending the Compensation Plan to provide for the classification of the position of Human Resources Analyst; and establishing an effective date.

Moved by Sivertsen, seconded by Bergeron to defer in order to allow the position to be reviewed by Ralph Anderson and Associates, taking into consideration the additional duties of administrative assistant.

Motion to defer passed with Bergeron, Sivertsen, Olsen, Karlson, Coose and Harris voting yea; West absent.

Discussion of Hillside Road – Mayor Williams

Mayor Williams said this item will be removed from the table, and Mr. Klose will be contacting Councilmembers individually.

Release of Request for Proposals (RFP) – Electric Energy Conservation and Efficiency Program

Moved by Sivertsen, seconded by Olsen the City Council direct the general manager to release the Request for Proposals for the Ketchikan Public Utilities Electric Energy Conservation and Efficiency Program as detailed in the May 9, 2012 memorandum of the Electric Division manager and as may be modified by the City Council.

Motion passed with Harris, Coose, Sivertsen, Karlson, Olsen and Bergeron voting yea; West absent.

VOUCHERS

Moved by Bergeron, seconded by Olsen for approval of vouchers to Ketchikan Daily News in the amount of \$4,173.52.

Motion passed with Olsen, Karlson, Bergeron, Harris, Sivertsen and Coose voting yea; West absent.

CITY MANAGER’S REPORT

Schedule of General Government and KPU Appropriated Reserves Through the City Council Meeting of May 3, 2012

Manager Amylon provided the Council a schedule of the current balance of Appropriated Reserves of various funds of General Government and KPU through the City Council meeting of May 3, 2012.

Contract No. 10-31 – (Construction Manager/General Contractor Construction Services for the Construction for a New Municipal Fire Station) Update – Minutes of Weekly Construction Progress Meeting Nos. 56 and 57

Manager Amylon advised Weekly Construction Progress Meeting Nos. 56 and 57 were held in Ketchikan/Anchorage/Bellingham on April 24 and May 1, 2012 for Contract No. 10-31, Construction Manager/General Contractor Construction Services for the construction of a New Municipal Fire Station. He provided copies of the minutes.

Contract No. 11-27, Construction Manager/General Contractor Services for the Construction of a New Municipal Public Library – Minutes of Weekly Design/Construction Progress Meeting Nos. 54 and 55

Manager Amylon provided minutes for the weekly design/construction progress meeting Nos. 54 and 55 that were held in Ketchikan/Anchorage/Bellingham on April 24 and May 1, 2012 for Contract No. 11-27, Construction Manager/General Contractor Services for the construction of a New Municipal Public Library.

**Contract No. 11-02, Phase I of Berths I and II
Replacement Project Weekly Construction Meeting
Minutes of April 20, 27 and May 4, 2012**

Manager Amylon transmitted the April 20, 27 and May 4, 2012 minutes for the weekly construction meeting for Contract No. 11-02, Phase I of Berths I and II Replacement Project.

**Request for Memorandum of Understanding for the
Sharing or Permanent Housing of Library Materials –
Kasaan Cultural Learning Center & Library**

Manager Amylon provided a memorandum from Library Director Gens regarding a request from the Kasaan Cultural Learning Center & Library to permanently house materials that are important to Prince of Wales and its Haida culture. Ms. Gens commented she felt the Ketchikan Public Library is the best place for these items to remain accessible to a greater number of people. Manager Amylon said he will advise the library director to inform the Center that the City is not willing to enter into the Memorandum of Understanding, unless otherwise directed by the Council.

Derelict Buildings and Structures

Manager Amylon reported his office continues to work with the Building Inspection Division and Law Department to develop criteria to prioritize derelict buildings and structures to begin the process of notification to the owners of record, in order that repairs or demolition can take place. He attached an updated status report.

**Use of Main Street Tour Bus Loading and Unloading
Zone Between Mission and Dock Streets by the Wal-Mart
Shuttle**

Manager Amylon copied the Council with a report from Police Chief Bengaard relating that Wal-Mart has agreed to direct its shuttles to use the tour bus loading and unloading zones at the Discovery Center. He also noted Port and Harbors Director Corporon requested Cruise Line Agency of Alaska ask the various cruise lines to remind disembarking crew members to conduct themselves in an appropriate manner.

Police Department Canine Activity Report – April 2012

Manager Amylon attached the April 2012 report of the Police Department canine activities.

**Public Works Department Project Status Report – April
2012**

Manager Amylon transmitted the April 2012 project status report of the Public Works Department.

2012 Sales Tax Report No. 3

Manager Amylon provided a report from Finance Director Newell regarding 2012 sales tax collections to date.

Phase 2 Schematic Designs of the Berth I and II Replacement Project

In response to Councilmember Coose, Manager Amylon provided excerpts from the Phase 2 schematic designs of the Berths I and II Replacement Project.

Determination to Incorporate Asphalt Overlay – Contract No. 12-15, Alaska Avenue Reconstruction Project

Manager Amylon reported that BAM LLC and the City have been unable to negotiate what staff believes is an acceptable cost for the concrete road surface on the Alaska Avenue Reconstruction Project. He continued staff has been directed to proceed with the asphalt road surface.

Ketchikan Public Library Sustainability Cost Benefit Analysis

Manager Amylon provided a copy of Bettisworth Welsh Whiteley, LLC's final report for energy remodeling and LEED template services.

Implementation Plans/Timeframes for Matrix Consulting Group's Twelve Priority Action Items for the City of Ketchikan's Human Resources Division

In response to Councilmember Sivertsen, Manager Amylon explained the criteria used to define retirement eligibility was the employee reaching 58 years of age and having ten years of service.

K.P.U. MANAGER'S REPORT

Project Status Reports of the KPU Operating Divisions – April 2012

Manager Amylon transmitted the project status reports of the KPU operating divisions for the month of April 2012.

Report of April 26, 27 and May 7 Telecommunications Outages

Manager Amylon provided reports from Telecommunications Division Manager Cushing detailing several telecommunications outages.

Electric Division Journeyman Lineman Appointment

Manager Amylon informed the Council that Will Himmelberger of Poulsbo, Washington will begin employment as a journeyman lineman on Monday, May 21, 2012.

CITY CLERK'S FILE

Clerk Suiter reported the Council's iPads were ordered today and she hoped to go live with them the second meeting in June. She said she hoped to conduct training the first week of June.

CITY ATTORNEY'S FILE – None

FUTURE AGENDA ITEMS – None

MAYOR AND COUNCIL COMMENTS

Councilmember Harris requested that the seasonal parking enforcement officer be hired sooner rather than later.

Councilmember Sivertsen welcomed Will Himmelberger into the position of lineman and said he was glad to see these positions getting filled.

Councilmember Olsen said he and Mr. Sivertsen participated in the first meeting for the Museum remodel. He said they are actively seeking public comment, and it was a very healthy discussion and he hoped people will get involved. He hoped to make the museum a place where visitors want to go, as well as a community center for the downtown area.

Councilmember Karlson said she appreciated Mr. Boyle's feedback and she is really happy to hear it is a useful resource for them.

Councilmember Bergeron announced he resigned from the Planning Commission and the PLEDAC Board. He said he enjoyed serving on the Planning Commission, but he is too busy with the Council.

Mayor Williams reminded everyone of the boat race on Saturday, and noted there is a ship inaugural the following week.

OTHER NEW BUSINESS – None

EXECUTIVE SESSIONS

Request for Executive Session – Acquisition of Whitman Lake Hydroelectric Project Easement or Other Property Interest Through the Use of Eminent Domain Powers

Moved by Sivertsen, seconded by Olsen the City Council declare that it is in the best interest of the City to go into executive session to discuss the potential acquisition of an easement or other property interest from the Alaska Mental Health Land Trust through the use of eminent domain for the Whitman Lake Hydroelectric Project, the discussion of which shall include matters the immediate knowledge of which would clearly have an adverse effect upon the finances of the City and to discuss potential litigation strategies with legal counsel within the attorney client privilege

Motion passed with Sivertsen, Bergeron, Coose, Olsen and Karlson voting yea; Harris voting nay; West absent.

The Council took a short break at 8:55 p.m. and recessed into executive session at 9:00 p.m., reconvening at 9:17 p.m.

Mayor Williams said the Council has completed an executive session to discuss the potential acquisition of an easement or other property interest from the Alaska Mental Health Land Trust through the use of eminent domain for the Whitman Lake Hydroelectric Project and no action would be taken tonight.

ADJOURNMENT

As there was no further business, the Council adjourned at 9:18 p.m.

Lew Williams III, Mayor

ATTEST:

Katherine M. Suiter
City Clerk

FYI ITEMS INCLUDED

Boys & Girls Clubs of Southcentral Alaska's Quarterly Activity Report - January Through March 2012

Small Business Development Center Second Quarter Report FY 2012 - January Through March 2012

Alaska Legal Services Corporation's Quarterly Financial Report - January Through March 2012
2011 Annual Report - Ketchikan Area Arts & Humanities Council

Lake Levels and System Generation Report for the Month of April 2012

Water Utilization Study Report - April 2012