

**CITY OF UNALASKA
UNALASKA, ALASKA
REGULAR MEETING
TUESDAY, DECEMBER 8, 2015, 6:00 P.M.
UNALASKA CITY HALL COUNCIL CHAMBERS
MINUTES**

The regular meeting of the Unalaska City Council was called to order at 6:00 pm, December 8, 2015, in the Unalaska City Hall council chambers. Roll was taken:

PRESENT:

Shirley Marquardt, Mayor
Frank Kelty (Telephonic)
Roger Rowland
Zoya Johnson
Alejandro Tungul
David Gregory
Yudelka Leclerc

ABSENT:

None

PLEDGE OF ALLEGIANCE: Mayor Marquardt led the Pledge of Allegiance.

RECOGNITION OF VISITORS: None.

ADDITIONS TO AGENDA: No additions to the agenda. Resolution 2015-69 and Resolution 2015-70 were removed from the agenda. The agenda was adopted as amended.

MINUTES: The Council adopted the minutes of the November 24, 2015 City Council meeting as submitted.

FINANCIAL REPORT: Council members received a hard copy of the FY15 audit report.

BOARD/COMMISSION REPORTS: None.

AWARDS/PRESENTATIONS: None.

MANAGER'S REPORT: In the packet.

COMMUNITY INPUT/ANNOUNCEMENTS:

- PCR
 - Grinch Party – Library on Saturday, December 12, 2015, 1:00 pm. – 2:00 pm.
 - Winter/Spring Activity Guides available at PCR
 - PCR Remind Text Messaging
 - Youth Soccer Registration - PCR
 - Gymnasium Closure due to resurfacing of the gym floor, Monday, December 14, 2015. Gymnasium will reopen Monday, January 4, 2016
 - Youth Swim Registration – K through 8th Grade - Aquatics Center
- Fish & Game Advisory Committee – Meeting on Wednesday, December 16, 2015, 5:30 pm – 8:00 pm.

PUBLIC INPUT ON AGENDA ITEMS: None.

PUBLIC HEARING

Mayor Marquardt opened the Public Hearing on Ordinance 2015-24.

1. **ORDINANCE 2015-24:** BUDGET AMENDMENT NO. 3 – TO AMEND THE PORTS AND HARBORS BUDGET FOR PERMITTING, DESIGN AND ENGINEERING FOR THE LIGHT CARGO DOCK EXPANSION PROJECT IN THE AMOUNT OF \$148,000

Hearing no comment, Mayor Marquardt closed the Public Hearing on Ordinance 2015-24.

WORK SESSION

Rowland made a motion to move into Work Session; Tungul seconded.

Motion passed by consensus.

1. **DISCUSSION:** COMMERCIAL MARIJUANA IN UNALASKA

- Charles Cacciola, City Attorney, Boyd, Chandler, & Falconer, LLC
 - Reviewed the language in the Marijuana Initiative
 - Answered questions raised at the November 24, 2015 council meeting.
 - Answered questions from the community
 - Answered questions from the City Council

- Public Comment
 - Community members shared their comments
 - Request for another opportunity to receive public comment
- Council Directives to Manager
 - Mayor Marquardt reviewed council directives to City Manager

RECONVENE TO REGULAR SESSION

Mayor Marquardt reconvened the meeting to Regular Session.

CONSENT AGENDA

1. **RESOLUTION 2015-67:** AUTHORIZING THE FORMATION OF THE FY17 COMMUNITY SUPPORT COMMITTEE, AND CONFIRMING APPOINTMENTS TO THE COMMITTEE

Resolution 2015-67 adopted under Consent Agenda.

2. **RESOLUTION 2015-72:** CONFIRMING THE MAYOR'S APPOINTMENT OF WAYNE CHINN TO THE MUSEUM OF THE ALEUTIANS BOARD OF DIRECTORS

Kelty requested Resolution 2015-72 be removed from the Consent Agenda.

Mayor Marquardt removed Resolution 2015-75 from the Consent Agenda and placed it under New Business as item No. 1.

UNFINISHED BUSINESS

1. **ORDINANCE 2015-24:** BUDGET AMENDMENT NO. 3 – TO AMEND THE PORTS AND HARBORS BUDGET FOR PERMITTING, DESIGN AND ENGINEERING FOR THE LIGHT CARGO DOCK EXPANSION PROJECT IN THE AMOUNT OF \$148,000

Johnson made a motion to adopt Ordinance 2015-24; Tungul seconded.

Rowland made a motion to amend Ordinance 2015-24 to strike City Network Core Upgrade and replace it with Light Cargo Dock Expansion Project; Johnson seconded.

Vote on amendment: Motion passed. 6-0.

Vote on main motion: Motion passed. 6-0.

NEW BUSINESS

1. **RESOLUTION 2015-72:** CONFIRMING THE MAYOR'S APPOINTMENT OF WAYNE CHINN TO THE MUSEUM OF THE ALEUTIANS BOARD OF DIRECTORS

Kelty made a motion to postpone Resolution 2015-72 to the January 26, 2016 council meeting; Leclere seconded.

Point of Order: Prohibited from postponing this item beyond the next regularly scheduled meeting; December 22, 2015.

Kelty made a motion to amend the motion to postpone by changing the date to December 22, 2015. Motion passed by consensus.

Point of Order: The main motion to adopt Resolution 2015-72 had not been made.

Rowland made a motion to adopt Resolution 2015-72; Johnson seconded.

Roll Call Vote on amended motion to postpone the confirmation of the Mayor's appointment of Wayne Chinn to the Museum of the Aleutians Board of Directors to December 22, 2015: Tungul – no; Johnson – no; Rowland – no; Kelty – yes; Leclere – yes; Gregory – yes. Mayor voted no to break the tie. Motion failed 4-3.

Roll Call Vote on main motion: Rowland – yes; Johnson – yes; Tungul – yes; Gregory – no; Leclere – no; Kelty – no. Mayor voted yes to break the tie. Motion passed 4-3

2. **ORDINANCE 2015-25 - FIRST READING:** AMENDING UNALASKA CODE OF ORDINANCES CHAPTER 9.20 TO ALLOW BARS WITH AN EXISTING LICENSE TO DISPENSE ALCOHOLIC BEVERAGES BY THE DRINK TO OPEN AT 8:00 AM ON SUNDAY TO SERVE FOOD AND NON-ALCOHOLIC BEVERAGES

Johnson made a motion to move Ordinance 2015-25 to second reading and public hearing on December 22, 2015; Rowland seconded.

Vote: Motion passed. 5-0.

3. **RESOLUTION 2015-68:** ADOPTING THE REVISED GUIDELINES AND APPLICATION/SCORE SHEET FOR THE COMMUNITY SUPPORT PROGRAM

Rowland made a motion to adopt Resolution 2015-68; Tungul seconded.

Vote: Motion passed. 5-0.

4. **RESOLUTION 2015-69:** APPROVING THE ACQUISITION OF A 4,070 SQUARE FOOT PERMANENT UTILITY EASEMENT BETWEEN DUSTAN DICKERSON AND THE CITY OF UNALASKA TO ACCOMMODATE DRAINAGE INFRASTRUCTURE ASSOCIATED WITH THE LAKE & RIVER RESTORATION PROJECTS IN EXCHANGE FOR A ONE TIME PAYMENT OF \$7,733

Resolution 2015-69 was removed from the agenda.

5. **RESOLUTION 2015-70:** APPROVING THE ACQUISITION OF A 3,437 SQUARE FOOT TEMPORARY CONSTRUCTION EASEMENT BETWEEN DUSTAN DICKERSON AND THE CITY OF UNALASKA TO ACCOMMODATE DRAINAGE INFRASTRUCTURE ASSOCIATED WITH THE LAKE & RIVER RESTORATION PROJECTS IN EXCHANGE FOR A ONE TIME PAYMENT OF \$653

Resolution 2015-70 was removed from the agenda.

6. **RESOLUTION 2015-73:** AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH PND ENGINEERS, INC FOR PERMITTING SUPPORT, PROJECT MANAGEMENT AND DETAILED DESIGN DEVELOPMENT, LIGHTING AND ELECTRICAL MODIFICATION, AND CONSTRUCTION CONTRACT BID DEVELOPMENT FOR THE LIGHT CARGO DOCK EXPANSION PROJECT IN AMOUNT NOT TO EXCEED \$167,650.

Rowland made a motion to adopt Resolution 2015-73; Leclere seconded.

Vote: Motion passed. 5-0.

7. **RESOLUTION 2015-74:** IDENTIFYING THE CITY OF UNALASKA'S STATE LEGISLATIVE FUNDING PRIORITIES FOR FISCAL YEAR 2017

Leclere made a motion to adopt Resolution 2015-74; Rowland seconded.

Rowland made a motion to replace the draft version of Resolution 2015-74 that was in the packet with the final version presented in hard copy; Leclere seconded.

Roll Call Vote on motion to replace the draft version of Resolution 2015-74: Tungul – yes; Gregory – yes; Leclere – yes; Rowland – yes; Johnson – yes. Motion passed.

Vote on main motion: Motion passed. 5-0.

MAYOR / COUNCIL TRAVEL: ARCTIC ENCOUNTER SYMPOSIUM, JANUARY 15-16, SEATTLE, WA

Rowland made a motion to approve travel for Mayor to the Arctic Encounter Symposium, January 15-16, 2016 in Seattle, WA, Leclere seconded.

Motion passed. 5-0.

COUNCIL DIRECTIVES TO MANAGER: The following information was requested by Council:

- Updated State Marijuana Regulations
- Planning and Zoning Map depicting commercial areas
- Information on Native Allotments
- Language regarding City taxes
 - Tax Ranges
- Ordinance Language on all (4) options:
 - Include all (4) components
 - Retail only
 - Retail of marijuana only
 - Retail of marijuana and other products
 - To do nothing
 - Prohibition on all (4)
- Prohibit cultivating, testing, and sales for 1 year until State has operated under regulations for 1 year

COMMUNITY INPUT /ANNOUNCEMENTS:

ADJOURNMENT: The meeting adjourned at 9:35 pm.


Cat Hazen
City Clerk