

Regular Meeting
Tuesday, December 14, 2021
6:00 p.m.



Unalaska City Hall
Council Chambers
43 Raven Way

Council Members
Thomas D. Bell
Darin Nicholson
Daneen Looby

Council Members
Dennis M. Robinson
Alejandro R. Tungul
Shari Coleman

UNALASKA CITY COUNCIL

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MINUTES

1. **Call to order.** Vice Mayor Robinson called the December 14 regular meeting of the Unalaska City Council to order at 6:00 p.m.

Vice Mayor Robinson read the City of Unalaska Mission Statement: to provide a sustainable quality of life through excellent stewardship of government.
2. **Roll call.** The City Clerk called the roll. All Council Members were present, with Council Member Nicholson attending via ZOOM. Mayor Tutiakoff was absent. The Vice Mayor announced a quorum was established.
3. **Pledge of Allegiance.** Vice Mayor Robinson led the Pledge of Allegiance.
4. **Recognition of Visitors.** The City Manager recognized IFHS Clinic interim director Will Rogers. The Vice Mayor acknowledged that there were numerous community members in attendance.
5. **Awards**
 - a. The Vice Mayor presented City Employee Erin Enlow with a plaque honoring her 15 Years' service to the City of Unalaska.
 - b. The Vice Mayor presented a Community Extra Mile Award to community member Terry Warren; and recognized former IFHS Clinic Director Melanee Tiura, who's Community Extra Mile Award was presented on Friday, December 10, 2021 at City Hall.
6. **Adoption of Agenda.** Coleman made a motion to adopt the Agenda; Tungul seconded. There being no objection, motion adopted by consensus.
7. **Approve Minutes of Previous Meeting.** Tungul made a motion to approve the proposed minutes of the November 9, 2021 meeting; Looby seconded. There being no objection, the minutes were adopted by consensus.
8. **Reports**
 - a. Interim Finance Director Jim Sharpe reviewed the Financial Reports for October 2021 and responded to Council questions.

- b. The City Manager presented her report, highlighting the recent federal lobby trip and the expiration of the local emergency declaration at year end. City Manager responded to Council questions.
9. **Community Input & Announcements.** The Vice Mayor provided an opportunity for community input and announcements, which were made by:
- a. Roger Blakely announced upcoming PCR programs
 - b. Dustan Dickerson spoke in favor of allowing the emergency declaration to expire at year end
 - c. Estkarlen Magdaong announced a USAFV fundraising raffle
 - d. Charles Brooke spoke against fetal cell lines used in COVID vaccinations
 - e. The City Clerk reminded the community about upcoming deadlines for renewing businesses licenses (12/31/2021); submitting business personal property tax returns (3/1/2022); applying for senior citizen, disabled veteran and Fire/EMS volunteer real property tax exemptions (3/1/2022); and applying for senior citizen sales tax refunds (3/31/2022).

10. **Public Comment on Agenda Items** was provided by:

- a. Regarding Resolution 2021-78: Catherine Hazen, Victor Fisher, Estkarlen and Eddy Magdaong and M. Lynn Crane (via telephone). City Clerk read written comments submitted by Irena Adams, Murray Buttner, Jen Heller, Megan Sarnecki, Gilmar Tapaoan, Suzi Golodoff, Megan Dean, Abi Woodbridge and Jill Spetz.
- b. Resolution 2021-74: Frank Kelty (via ZOOM)

11. **Public Hearing**

- a. The Vice Mayor opened the Public Hearing on Ordinance 2021-16: Creating Budget Amendment #2 to the Fiscal Year 2022 Budget, establishing an E911 Special Revenue Fund with \$55,000 of surcharge revenue and appropriating \$55,000 for an Enhanced 911 Emergency Reporting System; Accepting \$139,000 from Alaska Energy Authority and appropriating \$139,000 in the Wind Power Development Project; and recognizing \$2,000,000 of private contributions from OCCP LLC and appropriating \$2,000,000 in the Makushin Geothermal Project. No public comment offered. Public Hearing closed.
- b. The Vice Mayor opened the Public Hearing on Ordinance 2021-17: Amending Unalaska Code of Ordinances § 13.24.090 Regulating Fireworks. No public comment offered. Public Hearing closed.
- c. The Vice Mayor opened the Public Hearing on Ordinance 2021-18: Amending UCO §3.44.060 "Recognized City Holidays" to add Juneteenth National Independence Day as an annual floating holiday beginning calendar year 2022 and make minor descriptive edits. No public comment offered. Public Hearing closed.

12. **Work Session.** Tungul made a motion to move into Work Session; Looby seconded. There being no objection, motion adopted by consensus.

7:19p.m. – Entered into Work Session

- a. Discussion: Request from the Qawalangin Tribe of Unalaska for exemption from City Sales Tax. The City Clerk introduced and reviewed the topic. Council discussion. City Clerk and City Attorney Charles Cacciola and responded to Council questions. Council provided direction to proceed with the “middle of the road” approach outlined in the Clerk’s memo, providing a limited exemption from sales tax for federally recognized tribal entities, with any commercial activities remaining taxable. This item will be brought forward at a future council meeting.
- b. Discussion: Management of Airport Long Term Parking. Port Director McLaughlin reviewed the topic with council. Council discussion. Ms. McLaughlin responded to Council questions. Council requested a base bid estimate and what that estimate looks like in reference to the overall airport operating budget. This item will be brought forward at a future council meeting.

Coleman made a motion to reconvene to Regular Session; Bell seconded; there being no objection, motion adopted by consensus. Reconvened to Regular Session.

8:00pm Vice Mayor Robinson announced a 10 minute break.

8:10p.m. – Back on the record.

13. **Consent Agenda.** Coleman moved to adopt the Consent Agenda; second by Tungul. Roll call vote: all council members voted in the affirmative. Motion passed unanimously 6-0 adopting the following items:

- a. Ordinance 2021-16 (2nd reading): Creating Budget Amendment #2 to the Fiscal Year 2022 Budget, establishing an E911 Special Revenue Fund with \$55,000 of surcharge revenue and appropriating \$55,000 for an Enhanced 911 Emergency Reporting System; Accepting \$139,000 from Alaska Energy Authority and appropriating \$139,000 in the Wind Power Development Project; and recognizing \$2,000,000 of private contributions from OCCP LLC and appropriating \$2,000,000 in the Makushin Geothermal Project
- b. Ordinance 2021-17 (2nd reading): Amending Unalaska Code of Ordinances § 13.24.090 Regulating Fireworks
- c. Ordinance 2021-18 (2nd reading): Amending UCO §3.44.060 “Recognized City Holidays” to add Juneteenth National Independence Day as an annual floating holiday beginning calendar year 2022 and make minor descriptive edits
- d. Resolution 2021-74: Adopting an alternative allocation method for the FY2022 Shared Fisheries Business Tax Program
- e. Resolution 2021-75: Establishing Community Wide COVID-19 Protective Measures

14. **Regular Agenda**

- a. Resolution 2021-78: Authorizing the City Manager to enter into an agreement with F & W Construction Company, Inc., to construct of the Library Improvements Project for \$6,514,196

Tungul moved to adopt Resolution 2021-78; second by Looby.

The City Manager introduced the resolution; PCR Director Roger Blakeley provided and an overview; followed by a comprehensive, historical review of the project provided by City Librarian Karen Kresh. Council discussion. F&W representative Robby Capps provided

information to council; and Mr. Blakely and Ms. Kresh responded to Council questions. Continued Council discussion. City Manager reviewed the alternatives set out in the Council memo. Public Works Director Cohenour responded to Council questions. Further Council discussion.

Roll call vote: Looby – yes; Bell – yes; Nicholson – no; Robinson – no; Tungul – yes; and Coleman – yes.

Motion passes 4 yes and 2 no.

- b. Resolution 2021-76: Approving a 75-year Tideland Lease Agreement with LFS, Inc., for Unalaska Tidelands Survey 103 Tracts B and C

Looby moved to adopt Resolution 2021-76; second by Coleman.

The City Manager introduced the resolution; Acting Planning Director Cameron Dean provided an overview. Council discussion. City Manager and Mr. Dean responded to Council questions. Continued Council discussion.

Council member Nicholson stated he is employed as the operations manager for Trident Seafoods and that Trident owns LFS, the applicant in this matter requesting tidelands lease from the City. Mr. Nicholson stated he has a conflict of interest and requested to abstain from a vote on this matter. Vice Mayor Robinson ruled that there is no conflict of interest, but will allow Mr. Nicholson to abstain from voting on this matter.

Coleman moved to postpone the motion to adopt Resolution 2021-76 to a time certain, specifically to the regular council meeting on December 28, 2021; second by Bell; Council discussion.

The Chair at this time took public comment on the main motion. Public comment provided by Barbara Kraft of Davis, Wright, Tremain; Shane Russell of LFS; Bill Shaishnikoff; and Travis Swangel.

Roll call vote on motion to postpone to a time certain: Coleman - yes; Bell - yes; Looby -yes; Tungul - no; and Robinson - yes.

Motion passes with 5 yes and 1 no vote.

Clerk Note: the main motion will be taken up at the City Council Meeting scheduled for December 28, 2021.

- c. Resolution 2021-77: Identifying the City of Unalaska's State Priorities for Fiscal Year 2022.

Coleman moved to adopt Resolution 2021-77; second by Looby.

The City Manager provided an overview. No comments from Council.

Roll call vote: all members voted in the affirmative; motion passed unanimously.

- d. Liquor License Application Review – Alaska Ship Supply. Council took no action. Clerk Note: by taking no action, no protest to the application to renew the liquor license in question will be lodged by the City of Unalaska.

15. Council Directives to City Manager. None.

16. **Community Input & Announcements.** The Mayor provided a final opportunity for community input and announcements. Charles Brooke requested to provide comment on the same topic he commented on earlier, 9(d) above. As this violates Council's Public Comment Policy, the Vice Mayor ruled the comment would not be taken.
17. **Adjournment.** Having completed all items on the agenda, the Vice Mayor adjourned the meeting at 10:36 p.m.

These minutes were approved by the Unalaska City Council on December 28, 2021.

Marjie Veeder, CMC
City Clerk

DRAFT