

I. CALL TO ORDER

Mayor Pro Tempore Cobb called the regular meeting of the Valdez City Council to order at 7:00PM in the Valdez City Council Chambers

II. PLEDGE OF ALLEGIANCE

The Valdez City Council led in the Pledge of Allegiance to the American Flag.

III. ROLL CALL

Present:

Mayor Pro Tempore Cobb	Council Member Dunham
Council member Moore	Council Member Wells
Council Member Prax	Council member Ables

Mayor Cottle was absent and excused.

Also Present:

Eric Phillips, Assistant City Manager
Shelli Moore, Deputy City Clerk
Joe Levesque, City Attorney

Members of Staff and approximately 20 people in the audience.

IV. APPROVAL OF MINUTES OF THE REGULAR MEETING OF January 19, 2010

The minutes of the regular meeting of January 19, 2010 were approved as presented.

Council member Moore requested that future minutes of the Valdez City Council state the reason a council member may ask to abstain from participation on a specific agenda item.

V. RECESS AND RECONVENE AS THE VALDEZ MUSEUM AND HISTORICAL ARCHIVE CORPORATION

MOTION: Council member Dunham moved, seconded by Council member Moore to recess and reconvene as the Valdez Museum and Historical Archive Corporation.

VOTE ON THE MOTION: 6 years, 1 absent (Cottle). Motion carried.

1. Appointments to the Valdez Museum and Historical Archive Board of Directors

MOTION: Board member Moore moved, seconded by Board member Wells to appoint Carol Harris, Tom McAlister, Danny Sparrell and Jonathan Goid to the Valdez Museum and Historical Archive Board of Directors.

VOTE ON THE MOTION: 6 years, 1 absent. (Cottle). Motion carried.

VI. RECONVENE AS THE VALDEZ CITY COUNCIL

MOTION: Board member Moore moved, seconded by Board member Dunham to reconvene as the Valdez City Council

VOTE ON THE MOTION: 6 years, 1 absent (Cottle). Motion carried.

VII. PUBLIC APPEARANCES

There were no public appearances.

VIII. PUBLIC BUSINESS FROM THE FLOOR

1. Laurie Hull-Engles

Ms. Engles, Valdez City Schools Board President thanked Jenny Benda of the Hermon Hutchens Library for designing the Valdez City Schools brochures. Ms. Engles reported that members of the Valdez City School Board were about to leave for Juneau to meet with the legislators regarding the "One to One" CDL computer grant and the capital improvement projects for Valdez City Schools.

2. Amanda Bauer

Ms. Bauer announced she was representing the public advisory charter for the Exxon Valdez Oil Spill (EVOS) Trustees on the effects of the oil spill. She said that the council should have in their packet a notice from NOAA regarding the supplemental environmental impact statement. She said the fund is running out and they want to narrow down their scope as to what they would fund in the next 20 years. She announced that NOAA would be in Valdez to take comments on March 17, 2010.

Council member Ables asked if there was a recommendation from the EVOS trustee council. Ms Bauer replied that the council was going to wait and see what they came up with. She said that they approved the five areas and that they were narrowing it down with regard to herring, habitat, restoration, harbor protection, long term monitoring, the ecosystem and lingering oil.

IX. CITY MANAGER/CITY CLERK/CITY ATTORNEY/MAYOR REPORTS

There were no reports.

X. CONSENT AGENDA

1. Approval of Senior Citizen Hardship Property Tax Exemption
2. Approval of Community Purpose Property Tax Exemption
3. Approval of Liquor License Renewals for the Pipeline Club and Fraternal Order of Eagles
4. Approval to go into Executive Session
 - a. Litigation with Sea Hawk

Council member Prax requested item #2 be moved to New Business for the purpose of discussion.

MOTION: Council member Moore moved, seconded by Council member Dunham to approve the remaining items on the consent agenda.

VOTE ON THE MOTION: 6 yeas, 1 absent (Cottle). Motion carried.

XI. NEW BUSINESS

1. Approval of Late Registration for the Valdez Energy Assistance Program

MOTION: Council member Dunham moved, seconded by Council member Ables to approve late registration for the Valdez Energy Assistance Program

Council member Moore asked if these applications were all that was submitted late. Walter Sapp replied that there was 1 additional application but it was too late to place in this agenda packet.

VOTE ON THE MOTION: 6 yeas, 1 absent (Cottle). Motion carried.

2. Approval to Classify the Valdez Museum as a Public Organization for use of the Valdez Civic Center

MOTION: Council member Moore moved, seconded by Council member Wells for approval to classify the Valdez Museum as a public organization for use of the Valdez Civic Center.

VOTE ON THE MOTION: 6 yeas, 1 absent (Cottle). Motion carried.

3. Approval to Amend the City 2010 State Legislative Priorities by Adding a Request for the Valdez Senior Center

MOTION: Council member Wells moved, seconded by Council member Ables for approval to amend the City 2010 State Legislative Priorities by adding a request for the Valdez Senior Center.

VOTE ON THE MOTION: 6 yeas, 1 absent (Cottle). Motion carried.

4. Approval of Change of Scope for the 2010 Hospital Capital Budget.

MOTION: Council member Moore moved, seconded by Council member Ables to approve change of scope for the 2010 Hospital capital budget.

Council member Moore asked if this would have to be later torn down if it did not meet the fire code. Mr. Phillips replied that the design was being done by an architect with a permit process.

Council member Prax commented that it was designed by an architect the first time and didn't meet code then.

Mr. Jim Shirrell mentioned he was on the assisted living task force and asked if these capital projects could be done simultaneously with an assisted living facility that is being discussed. Mr. Phillips said that to his knowledge the scope of work entailed taking out a partition in the long term care area to allow better egress and ingress and to add a kitchen. He said the total cost was approximately \$60,000. Mr. Shirrell asked what the cost of the architect was. Mr. Phillips replied that he only had the cost for the contractor but did not know the cost of the architect. Mr. Shirrell commented that the assisted living task force and the hospital advisory board were unaware of the project. He said there is a lack of communication with the city and that they need to work together on this.

Council member Moore requested that the Hospital Advisory Board review this scope of work before moving forward.

MOTION TO POSTPONE: Council member Moore moved, seconded by Council member Wells to postpone action on this item until the March 1, 2010 regular Council meeting.

Council member Wells requested a detailed cost breakdown on the project as well.

VOTE ON THE MOTION TO POSTPONE: 6 yeas, 1 absent (Cottle).
Motion carried.

5. Approval to Extend Operations Permit for the Operation and Maintenance of the Allison Point RV Park and Fishing Area

MOTION: Council member Wells moved, seconded by Council member Dunham for approval to extend operations permit for the operation and maintenance of the Allison Point RV Park and fishing area.

VOTE ON THE MOTION: 6 yeas, 1 absent (Cottle). **Motion carried.**

6. Approval of Scope of Work for Feasibility and Environmental Assessment for a Marine Testing and Training Center

MOTION: Council member Moore moved, seconded by Council member Wells to approve scope of work for feasibility and environmental assessment for a Marine Testing and Training Center.

VOTE ON THE MOTION: 6 yeas, 1 absent (Cottle). **Motion carried.**

7. Approval to Reallocate Permanent Fund Fixed Income Portfolio.

MOTION: Council member Moore moved, seconded by Council member Dunham for approval to reallocate permanent fund fixed income portfolio.

Council member Wells thanked Mr. Sapp for the well defined explanation on the agenda statement.

Council member Ables asked Finance Director Walter Sapp to explain the process on the reallocation.

Mr. Sapp explained that he is currently in the process of establishing an account with State Street Advisors. He said that primarily State Street Advisors will track the index. Mr. Sapp stated that the 10 million dollars in bonds will be sold off and the cash will come to the city and then transferred to State Street Advisors. State Street Advisors will invest the funds into the index fund that the Permanent Fund Investment Committee has decided on. This is the old UBS portfolio that is being moved to State Street Advisors. Mr. Sapp explained that each quarter approximately 5 million dollars will be sent until it reaches the 23 million that was originally with UBS. At that time the city will have successfully split its' fixed income. He said that Alaska Permanent Capital will still maintain about 60% of the fixed income portfolio and State Street Advisors will have approximately 40%.

Council member Ables asked how the city would receive the 10 million in bonds. Mr. Sapp replied that the funds would be in the trust bank and when Alaska Permanent Capital sells the securities, the funds will be in trust. The city would then most likely wire transfer the funds to State Street Advisors.

Council member Cobb clarified that the purpose of selling the bonds is because the bonds are not held by State Street Advisors at this time. Mr. Sapp replied that because it is an index fund, they have certain securities within that fund. He said that some of the securities that the city currently has with Alaska Permanent Capital may not transfer into that fund. He said even if it could transfer into the fund, there would be a transition cost that would make it prohibitive.

Council member Ables asked what the transition cost would have been. Mr. Sapp replied that he did not know as the numbers were still being worked on. He said when he learned there would be a cost to transfer he did not pursue it any further.

VOTE ON THE MOTION: 6 yeas, 1 absent (Cottle). Motion carried.

8. Approval of Contract Award to Harris Sand & Gravel for Dike Upgrades in an Amount Not to Exceed \$540,000

MOTION: Council member Dunham moved, seconded by Council member Ables to approve a contract award to Harris Sand & Gravel for dike upgrades in an amount not-to-exceed \$540,000.

VOTE ON THE MOTION: 6 yeas, 1 absent (Cottle). Motion carried.

9. Approval of Contract Award to Harris Sand & Gravel to Pave Blueberry Hill Road in an Amount Not to Exceed \$412,000

MOTION: Council member Wells moved, seconded by Council member Moore for approval of contract award to Harris Sand & Gravel to pave Blueberry Hill Road in an amount not-to-exceed \$412,000.

VOTE ON THE MOTION: 6 yeas, 1 absent (Cottle). Motion carried.

10. Approval of Write Offs Over \$500

MOTION: Council member Moore moved, seconded by Council member Ables for approval of write offs over \$500.

VOTE ON THE MOTION: 6 yeas, 1 absent (Cottle). Motion carried.

11. Approval of Community Purpose Property Tax Exemption

MOTION: Council member Moore moved, seconded by Council member Prax to approve the Community Purpose Property Tax Exemption.

Council member Prax asked that the next time this comes to Council Administration include a report on the amounts of the Community Purpose Tax exemptions.

Council members Wells and Cobb declared a possible conflict of interest due to the fact that some of the community property tax exemptions were for Valdez Fisheries Development Association and they both were employed by them.

It was the consensus of the council that Council members Wells and Cobb did not have a conflict of interest as they would not receive any monetary gain by this action.

VOTE ON THE MOTION: 6 yeas, 1 absent (Cottle). Motion carried.

XII. ORDINANCES

1. #10-01 – Amending Chapter 12.04, Section 12.04.050 of the Valdez Municipal Code Titled Streets and Sidewalks Generally Relating to Snow Removal From Private Property. First Reading, Public Hearing

MOTION: Council member Wells moved, seconded by Council member Ables to approve Ordinance No. 10-01. First Reading. Public Hearing.

VOTE ON THE MOTION: 6 yeas, 1 absent (Cottle). Motion carried.

XIII. RESOLUTIONS

1. #10-04 – Authorizing a Consent to Assignment of Lease for Tract E, Harbor Subdivision from PS Acquisitions, LLC (Northern Reach Seafoods) to Silver Bay Seafoods

MOTION: Council member Wells moved, seconded by Council member Moore to approve Resolution No. 10-04.

Rob Zuanich, managing member of Silver Bay Seafoods from Sitka announced they had just purchased the old Seahawk Seafoods Cannery. He said that Silver Bay Seafoods is a member owned fishermen organization and their business model is largely based on what is best for the fishing fleet. Mr. Zuanich introduced the new project manager Pat Glaab. He said they were going to put 2 million dollars into the seafood processing plant to expand its freezing facility to bring a lot more fish in. He said they had plans to expand into the long line fishery by the fall. Mr. Zuanich said they feel very optimistic in Valdez and urged the council to pass the lease assignment.

Council member Prax compared the lease to the Sea Otter lease with regard to the current lease rate. Ms. Von Barga said that the lease rates are typically based on the lease value but being this is an assignment, the terms of the lease remain the same. When the lease expires the lease rate will be negotiated.

VOTE ON THE MOTION: 6 yeas, 1 absent (Cottle). Motion carried.

2. #10-05 – Authorizing a Consent to Assignment of Lease for Parcel 4, USS 495 from PS Acquisitions, LLC (Northern Reach Seafoods) to Silver Bay Seafoods

MOTION: Council member Moore moved, seconded by Council member Dunham to approve Resolution No. 10-05.

Council member Cobb asked that Silver Bay Seafoods and the City meet to discuss the dock problem which causes a bottleneck in the harbor.

VOTE ON THE MOTION: 6 yeas, 1 absent (Cottle). Motion carried.

3. #10-06 – Adopting Amendment #6 to the City of Valdez Health Benefits Plan

MOTION: Council member Wells moved, seconded by Council member Ables to approve Resolution No. 10-06.

VOTE ON THE MOTION: 6 yeas, 1 absent (Cottle). Motion carried.

XIV. REPORTS

1. 2009 Port Year End Report
2. Health Insurance Report
3. Write-offs under \$500
4. Population Determination Report
5. Homestead Road Status Report

Population Determination

Council member Dunham asked if this population count was between the city and the state. Mayor pro-tem Cobb explained that it is a two year count and this was the second year.

Council member Moore said that due to the lag with the state's fiscal year, this was correct through July 1, 2010. Ms. Von Bargaen explained that this was actually for FY09. She said it provides numbers for the state to use.

Homestead Road

Council member Wells commented that this is a perfect example of meeting with the residents of specific areas so they can provide their input before moving forward with certain projects.

Council member Wells asked that since the chip seal for Homestead Road was already out to bid, how it would be dealt with. Mr. Phillips replied that they can just pull the bid back. He asked for consensus from the council so administration can move forward.

Council member Prax said that he didn't want the Homestead Road residents to think that they would have water and sewer in 3 years. Mr. Phillips said that 3 years was an estimate and it could be up to 5 years. Mr. Prax said he did not want to mislead the residents. He said there were other water and sewer projects to be looked at in the community as well.

Council member Moore asked how many property owners were on Homestead Road. Ms. Von Bargaen replied there were 27 parcels.

Mayor Pro-tem Cobb stated that administration is looking for direction as whether or not to pursue funding for the project. It was the consensus of the council to move forward on this project but they would like additional information on the costs. Mr. Phillips replied the cost estimate was about 4.3 million. He said the water/sewer master plan should be looked at so administration and council can prioritize for the next several years.

Ms. Von Barga stated that the residents will have to pay the cost from the water and sewer main to each residential lot. She said this amount would be a minimum of \$5,000. She said that Homestead Road is already engineered which puts them higher on the list for potential water/sewer state grant funding.

Mr. Robert Stumpf a resident of Homestead Road, thanked the council for the opportunity to participate in a discussion with the staff. He said the residents would like to see the remaining \$1 million after paving Blueberry Hill, to remain in a fund for Homestead Road. He also stated that no promises were made at the work session by the staff.

XV. COUNCIL BUSINESS FROM THE FLOOR

Council Member Moore

Council member Moore said she had distributed a summary of the most recent RCAC meetings. She said that there was a facilitator there that stated if confidential information is released via e-mail; the individual could serve jail time. She said the board added a Class 1 membership to Port Graham. She mentioned that some board members often criticize Valdez for holding two RCAC seats on the Board of Directors. She said they had received reports of the Pathfinder grounding and the Kodiak losing power. Council member Moore said a resolution was passed commending the professionalism of the Crowley crew. She said that RCAC would be meeting in Valdez in May and invited the Council to attend. Council Member Moore stated that a House Bill was currently before the legislature to establish an Invasive Species Council. She stated that RCAC has requested a resolution of support for this bill from member communities.

Council member Moore spoke about the rescue this weekend involving an individual on snow shoes and that there were some lessons learned.

Council member Moore said that the auditors asked if there were any new litigation filed against the city. She also asked if the Council wanted to specialize in any area during the audit.

Council member Dunham

Council member Dunham asked for an update on the recruitment of new police officers.

Council member Wells

Council member Wells thanked the Port and Legal departments for their assistance in trying to get the boat off the beach at Dock Point.

Council member Cobb

Council member Cobb congratulated the Jr. High for their "Throw Down in Snow Town" wrestling tournament and commented that 80 kids participated in the event.

XVI. COUNCIL TRAVEL

Council member Cobb, Ables and Dunham will be traveling to Juneau to meet with legislators from February 2 -5, 2010.

Council member Moore announced she would be in Anchorage for RCAC meetings this week.

Council member Dunham announced he would be out of town for the next Council meeting on February 16, 2010.

XVII. EXECUTIVE SESSION

The Council went into executive session at 8:30PM.

XVIII. RETURN FROM EXECUTIVE SESSION

The Council came out of executive session and announced they had received a report from the city attorney regarding Seahawk Seafoods litigation.

XIX. ADJOURNMENT

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Regular Meeting
Minutes
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Being no further city business, Mayor Pro-tem Cobb adjourned the meeting at 9:25PM.

I. CALL TO ORDER

Mayor Cottle called the meeting to order at 7:00 pm in the Valdez City Council chambers.

II. PLEDGE OF ALLEGIANCE

The City Council led in the Pledge of Allegiance to the American Flag.

III. ROLL CALL

Present:

Mayor Bert Cottle
Council member Dave Cobb
Council member Karen Ables

Council member Dorothy M. Moore
Council member Mike Wells

Council member Gay Dunham and Council member Joe Prax were absent and excused.

Also Present:

John Hozey, City Manager
Sheri Pierce, City Clerk
Craig Richards, City Attorney

Members of staff and approximately 15 people in the audience.

IV. APPROVAL OF MINUTES OF THE REGULAR MEETING OF February 1, 2010

Council member Moore requested that the minutes of the meeting of February 1, 2010 be corrected to include a summation by the Finance Director, which explained the reallocation of the formerly held UBS Fixed Income Portfolio to State Street Global Advisors.

By consensus, the council requested that the approval of the minutes of February 1, 2010 be postponed until the next regular meeting so that the City Clerk could review the audio and include the narrative by Mr. Sapp.

V. PUBLIC APPEARANCES

1. Relay For Life – Amber Burton

Amber Burton presented the City Council with a certificate of appreciation recognizing their donation to the 2009 "Relay for Life" fundraiser. Ms. Burton asked if the council would be interested in donating funds to the 2010 Relay for Life event which will be held June 18 and 19 at the high school track. Mayor Cottle asked if the council would be interested in donating the same amount as last year which was \$1,500 from the City Council Contingency fund. Consensus of the council was to authorize the City Clerk to make this donation from their contingency fund.

VI. PUBLIC BUSINESS FROM THE FLOOR

Ms. Colleen Stephens

Ms. Stephens, representing the Valdez Convention and Visitors Bureau, announced that a member feedback and brainstorming session will be conducted on Friday, February 19th from 5pm to 7:30 pm. She invited members of the City Council to attend.

Ms. Stephens announced that the VCVB would be asking the city council for a resolution of support for HB167 and SB138 legislation which will help increase generic marketing for the State of Alaska.

VII. CITY MANAGER/CITY CLERK/CITY ATTORNEY/MAYOR REPORTS

City Manager

Assisted Care Living Task Force

Mr. Hozey stated that the task force had been meeting regularly to finalize the form of a request for proposals for a combined site master plan which will include architectural engineering and financial feasibility of four components which were identified by respondents as priorities in the recent community health care survey. The four components were construction of an assisted care living facility, expansion of the long term care facility, expansion of the rehabilitation center and creation of an MRI suite. Mr. Hozey said there are different variations to consider by a contractor when addressing the design and financial feasibility of each component.

Harbor Feasibility Study

Mr. Hozey stated that a delegation of the city council will be travelling to Washington D.C. in a few weeks to lobby for federal funding of the proposed new harbor.

Corbin Creek Water Design

Mr. Hozey said that funding had been set aside for the purpose of designing city water lines to service the subdivision. Mr. Hozey stated that it made sense to also include in the design a sewer collection system at the same time so we'd know where to place water lines. Mr. Hozey said that administration is suggesting that it may also make sense to include the design of the main from the sewer treatment plant to Corbin Creek Subdivision and possibly even sewer collection for the Robe River Subdivision. Mr. Hozey said that administration would bring back a recommendation to the council.

Mayor Cottle suggested that the city consider purchasing a lot in Corbin Creek which is currently for sale to avoid the need to create a ten foot easement between existing residential homes.

Senior Center Projects (Roof and Fire Alarms)

Mr. Hozey stated that the design documents are nearing completion. The final package will be submitted to the Community Development Block Grant agency for approval. The granting agency will be funding half of the cost of construction.

Kelsey Dock Phase II

The additional mooring dolphin is in design.

Ruth Pond

A meeting has been held between the landscape architect and City engineering. The main focus will be on connecting a storm drain to prevent the runoff of contaminated water from entering the pond. Landscaping for the area around the pond will consist of application of grass sod.

Ice Rink Feasibility Study

After receiving a presentation by the potential ice rink user group, the Parks and Recreation Commission are now in the process of developing a recommendation to the council.

Water Sewer Master Plan

Mr. Hozey stated that the City finally has a working draft of the Water/Sewer Master Plan. After review, administration will bring the plan forward for approval by the council.

Electrical High Mast Lights for Harbor

The bid process has been extended for this project due to the interest by potential contractors.

School Facilities Master Planning

Meetings have been conducted with the school administration. A steering committee meeting will be scheduled next Thursday on this issue. Mr. Hozey asked permission to schedule a work session with the City Council on March 2nd. Mayor Cottle and Council member Ables said they would not be available to attend. Mr. Hozey said he would check with the council members who are absent this evening to determine if they will be available.

Alaska Shield Planning Conference

Mr. Hozey stated that he would be attending planning meetings next week for the upcoming Alaska Shield emergency drill. Mr. Hozey stated that city employees have received basic ICS training in preparation for the Alaska Shield exercise. Advanced training will be offered for AS300 ICS training the first week in March. Mr. Hozey said that city staff participated in a table top exercise this morning.

Council member Ables asked Mr. Hozey to explain Alaska Shield. Mr. Hozey replied that the State of Alaska will be conducting a multi-agency drill the week of April 27th through May 2nd. The City will establish an emergency operations center and conduct a 24 hour emergency response operation to a simulated disaster. Mr. Hozey stated that a work session will be scheduled with the City Council prior to the exercise to explain their role in the statewide drill.

City Clerk

Ms. Pierce stated that she will be attending the PIO component of the Alaska Shield planning conference next week in Anchorage.

Ms. Pierce reported that she is working with the Valdez Museum on developing the history component of the John Kelsey plaque which will be on display at the John Kelsey Municipal Dock.

Mayor Cottle

Mayor Cottle reiterated that the Assisted Care Living Task Force is moving forward to approve the request for proposals document which will be issued by the City. Mayor Cottle stated that the City of Haines just completed a seven unit assisted care living facility and that the City of Seward recently constructed a

“green house” model facility. Mayor Cottle said that the cost to each resident of the Haines facility was \$5,000 per month. Mayor Cottle said he would be inviting representatives from these two communities to speak with the Valdez Assisted Care Living Task Force about their projects.

Mayor Cottle announced that a work session has been scheduled for Saturday, February 20th at noon in the council chambers to meet with Cordova Mayor Tim Joyce. The topics of discussion will be harbor issues, ferry system scheduling, water shed issues and hydropower.

Mayor Cottle asked if additional pilings for a fishing pier could be put into place at the Kelsey Dock when the mooring dolphins are installed. Mr. Hozey replied that the fishing pier had not been designed yet. Mayor Cottle said he believed it would be less costly to install the pilings during the mooring dolphin project.

Mayor Cottle stated that he would be travelling to Washington D.C. for AML on March 5th.

VIII. CONSENT AGENDA

1. Approval to go into Executive Session
 - a. TAPS Litigation
 - b. Wade Litigation

MOTION: Council member Cobb moved, seconded by Council member Moore to approve the consent agenda.

VOTE ON THE MOTION: 5 yeas, 2 absent (Prax/Dunham). Motion carried.

IX. ORDINANCES

1. #10-01 – Amending Chapter 12.04, Section 12.04.050 of the Valdez Municipal Code Titled Streets and Sidewalks Generally Relating to Snow Removal From Private Property. Second Reading, Adoption.

MOTION: Council member Cobb moved, seconded by Council member Wells to approve Ordinance No. 10-01. Second Reading. Adoption.

Mr. Alan Crume said he believed this ordinance would eliminate the job opportunities for young people who shovel snow due to the requirement that snow from residential properties removed by a contractor must be moved to a designated city snow storage area. Mr. Hozey responded that the prior ordinance language required contractors to place snow in designated snow storage areas.

Council member Cobb stated that the purpose of this ordinance was to prohibit home owners and contractors from placing snow into the middle of the street which impedes traffic. He pointed out that residents may place their snow along the side of the street in front of their residence.

Mr. Crume said he believed that senior citizens and the disabled would be required to pay more if contractors are required to move snow to a storage area. He voiced his concern that more public input was needed before passage of this ordinance.

Council member Moore pointed out that ordinances require two readings prior to adoption by the city council. She stated that it was troublesome that most objections by the public come before the council at second reading and not at first reading which is the public hearing process. She questioned the need for more notice or public awareness of the process.

VOTE ON THE MOTION: 5 yeas, 2 absent (Dunham/Prax). Motion carried.

X. REPORTS

1. Animal Shelter 2009 End of Year Report
2. 2009 Pioneer Field Airport Terminal Building Year End Report
3. 2009 Harbor Year End Report
4. January 2010 Building Permit Report
5. Moore Alaska Consulting Monthly Activity Report
6. Capital Facilities Change Order Report
7. Parks Department Change Order Report

Council member Moore asked the beginning date of the airport terminal building lease. Mr. Hozey responded that the original lease began in 1974.

XI. COUNCIL BUSINESS FROM THE FLOOR

Council Member Moore

Council member Moore reminded the public to be aware of the dangers of avalanche this time of year.

Council Member Cobb

Council member Cobb stated that the Elks Tournament last weekend was a success. He thanked the community for their support.

Council member Cobb said the council received a fair reception in Juneau. There was opposition by one member of the legislature to continued state funding of the Alpine Woods septic system replacement projects.

Council Member Ables

Council member Ables thanked the council for the opportunity to go to Juneau and the upcoming visit to Washington D.C. Ms. Ables said this was an important learning opportunity.

Mayor Cottle

Mayor Cottle spoke to the upcoming state ballot initiative titled "Anti Corruption Law". He stated that this initiative could make it impossible for any citizen who receives a permanent fund check to speak with their legislators about personal concerns. It would also cause the Alaska Municipal League to dissolve as they would no longer be able to accept membership dues from Alaska municipalities. Mayor Cottle said that this ballot initiative was funded by a wealthy individual who resides in New York City. This individual has succeeded in gathering the required number of voter signatures to have this legislation placed on State ballots in the lower 48. With the exception of the State of Colorado, the majority of his "Anti Corruption" state ballot measures have been turned down by informed voters. Mayor Cottle encouraged the public to carefully read the ballot language and stay informed of the negative consequences.

Mayor Cottle encouraged city administration to continue to move forward on the Corbin Creek waterline project.

XII. RETURN FROM EXECUTIVE SESSION

Mayor Cottle announced that the council had received a report from the City Attorney on pending litigation issues as approved under the consent agenda.

XIII. ADJOURNMENT

There being no further business, Mayor Cottle adjourned the meeting at 8:30 pm.