

SELDOVIA
CITY COUNCIL

WEDNESDAY
JANUARY 11, 2017
7:30 PM



REGULAR MEETING
MULTI-PURPOSE ROOM

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**AGENDA FOR A REGULAR MEETING
OF SELDOVIA CITY COUNCIL
COUNCIL CHAMBERS**

**Wednesday
January, 11, 2017
7:30pm**

LETHIN SWEATT COLBERG PATRICK MORRISON ROJAS

- A. Call to Order & Roll Call:
- B. Pledge of Allegiance:
- C. Excused Absences:
- D. Agenda Approval:
- E. Approval of Minutes: Minutes of the Regular Meeting, December 14, 2016
- F. Treasurer's Report: See Laydown
- G. Utility Report:
- H. Ordinance Introduction
- I. Proclamations:
- J. Public Presentation Prior Notice: (each presenter has up to 10 min)
- K. Public Presentation for Items not on Agenda: (public has 3 min each)
- L. Committee and Advisory Board Reports: (each member has 5 min)
- M. Unfinished Business:
- N. New Business:
 - 1. Council Action on Payment Approval Report of January 2017
 - a. Presentation by Staff or Council
 - b. Public Presentation (public has 3 min each)
 - c. Council Discussion
 - d. Action/Disposition
 - 2. ORDINANCE 17-13 AN ORDINANCE OF THE CITY OF SELDOVIA AMENDING TITLE 18 CHAPTER 18.52.100 CONDITIONAL USES TO ADD SEAFOOD PROCESSING BY CONDITIONAL USE IN THE COMMERCIAL MARINE DISTRICT
 - a. Presentation by Staff or Council
 - b. Public Presentation (public has 3 min each)
 - c. Council Discussion
 - d. Action/Disposition
 - 3. ORDINANCE 17-06 AN ORDINANCE OF THE CITY OF SELDOVIA AMENDING TITLE 18 TO PROVIDE REGULATIONS FOR THE BUILDING OF DECKS OR DOCKS WITHIN THE SELDOVIA SMALL BOAT HARBOR AND THE SELDOVIA SLOUGH
 - a. Presentation by Staff or Council
 - b. Public Presentation (public has 3 min each)
 - c. Council Discussion
 - d. Action/Disposition
 - 4. RESOLUTION 17-07 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELDOVIA, ALASKA SUPPORTING FULL FUNDING FROM THE STATE OF ALASKA HARBOR FACILITY GRANT PROGRAM IN THE FY 2018 STATE CAPITOL BUDGET
 - a. Presentation by Staff or Council
 - b. Public Presentation (public has 3 min each)
 - c. Council Discussion
 - d. Action/Disposition

5. Direction From Council on Project Proposals for the Remaining Value Added Plant Grant Funds

- a. Presentation by Staff or Council
- b. Public Presentation (public has 3 min each)
- c. Council Discussion
- d. Action/Disposition

O. Informational Items Not Requiring Action:

P. City Manager's Report:

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

R. Next Meeting: Regular Meeting will be held on January 25, 2017 at 7:30 pm

S. Adjournment

*** IF YOU REQUIRE SPECIAL ASSISTANCE TO ATTEND THE MEETING, PLEASE NOTIFY THE CITY OFFICE 24 HOURS IN ADVANCE AND ARRANGEMENTS WILL BE MADE ***

Seldovia City Council Regular Meeting January 11, 2016

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NOTES:

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MINUTES FOR A REGULAR MEETING
OF SELDOVIA CITY COUNCIL
COUNCIL CHAMBERS

Wednesday
December 14, 2016
7:30pm

SWEATT COLBERG PATRICK MORRISON ROJAS LETHIN

- A. Call to Order & Roll Call: MEETING CALLED TO ORDER BY MAYOR LENT AT 7:36 PM
IN ATTENDANCE: COLBERG, PATRICK, MORRISON, ROJAS (telephonic), LETHIN (telephonic)
- B. Pledge of Allegiance: Held
- C. Excused Absences: SWEATT
- D. Agenda Approval: COLBERG/MORRISON MOVED TO APPROVE THE AGENDA FOR DECEMBER 14, 2016
COLBERG/PATRICK MOVED TO AMEND THE AGENDA ADDING N.5 OPENING OF SEALED BIDS
VOICE VOTE/ UNANIMOUS/ MOTION PASSED
COLBERG/PATRICK MOVED TO APPROVE AGENDA AS AMENDED
VOICE VOTE/ UNANIMOUS/ MOTION PASSED
- E. Approval of Minutes: Minutes of the Regular Meeting, November 9, 2016
PATRICK/COLBERG MOVED TO APPROVE THE MINUTES OF THE REGULAR MEETING, NOVEMBER 9, 2016
VOICE VOTE/ UNANIMOUS/ MOTION PASSED
- F. Treasurer's Report: In packet
FINANCE OFFICER/LITTLE- Around \$7,000 over budget and 41% through the fiscal year. AMLIP and unencumbered fund balance activity was explained. Personnel is a bit high, trying to pinpoint exactly why. Water department is up because of extra chlorine batching and residual checks, some PTO was paid out in July and we didn't budget for the police officer. General Fund revenues have a spike due to October and November tax revenues from the borough, we also received some outstanding rent in October and water/sewer project equipment rental payments. Industrial building grant closes at the end of June, need to figure out what to do with that money. New payment approval report from Caselle was presented and explained.
- G. Utility Report: None
- H. Ordinance Introduction
1. ORDINANCE 17-13 AN ORDINANCE OF THE CITY OF SELDOVIA AMENDING TITLE 18 CHAPTER 18.52.100 CONDITIONAL USES TO ADD SEAFOOD PROCESSING BY CONDITIONAL USE IN THE COMMERCIAL MARINE DISTRICT
- COLBERG/MORRISON MOVED TO INTRODUCE ORDINANCE 17-13 AN ORDINANCE OF THE CITY OF SELDOVIA AMENDING TITLE 18 CHAPTER 18.52.100 CONDITIONAL USES TO ADD SEAFOOD PROCESSING BY CONDITIONAL USE IN THE COMMERCIAL MARINE DISTRICT
VOICE VOTE/ UNANIMOUS/ MOTION PASSED
2. ORDINANCE 17-06 AN ORDINANCE OF THE CITY OF SELDOVIA AMENDING TITLE 18 TO PROVIDE REGULATIONS FOR THE BUILDING OF DECKS OR DOCKS WITHIN THE SELDOVIA SMALL BOAT HARBOR AND THE SELDOVIA SLOUGH
- COLBERG/MORRISON MOVED TO INTRODUCE ORDINANCE 17-06 AN ORDINANCE OF THE CITY OF SELDOVIA AMENDING TITLE 18 TO PROVIDE REGULATIONS FOR THE BUILDING OF DECKS OR DOCKS WITHIN THE SELDOVIA SMALL BOAT HARBOR AND THE SELDOVIA SLOUGH
VOICE VOTE/ UNANIMOUS/ MOTION PASSED
- I. Proclamations: None

Italics reflect additions to the agenda

- J. Public Presentation Prior Notice: (each presenter has up to 10 min) None
- K. Public Presentation for Items not on Agenda: (public has 3 min each) None
- L. Committee and Advisory Board Reports: (each member has 5 min)
WALT SONEN (CIRCAC)- Spoke to council about the recent meetings he attended where they discussed the ongoing spill at the Driftriver terminal, the increased use of drones for research, and the traffic and potential upgrades to the Port of Anchorage.
- M. Unfinished Business: None
- N. New Business:

1. ORDINANCE 17-11 A NON-CODE ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELDOVIA, ALASKA, APPROPRIATING \$37,196.77 FROM THE AMLIP FUND TO THE COUNCIL LEGAL EXPENSE LINE ITEM IN THE FY17 BUDGET

a. Presentation by Staff or Council

CM/LARSON- Bringing money over to cover costs from the litigation since July.

b. Public Presentation (public has 3 min each)

c. Council Discussion

COLBERG- Will this be the final moneys?

ROJAS- Is the dollar amount different than what's on the agenda, the one we amended last meeting? The ordinance reads \$38,714.32. Is this a typo or was this amended at the beginning of the meeting?

DEPUTY CLERK/SWICK- According to the minutes, the dollar amount was amended last meeting. The ordinance is correct, the agenda is a typo. The total should be \$38,714.32.

ROJAS/ COLBERG MOVE TO ADOPT ORDINANCE 17-11 A NON-CODE ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELDOVIA, ALASKA, APPROPRIATING \$38,714.32 FROM THE AMLIP FUND TO THE COUNCIL LEGAL EXPENSE LINE ITEM IN THE FY17 BUDGET

d. Action/Disposition

VOICE VOTE/UNANIMOUS/ MOTION PASSED

2. ORDINANCE 17-12 A NON-CODE ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELDOVIA, ALASKA, AMENDING THE FY17 BUDGET BY ALLOCATING FUNDS THROUGHOUT SPECIFIED CLASS LINE ITEMS FOR FISCAL YEAR 2017

a. Presentation by Staff or Council

CM/LARSON- This is to connect the dots so there is no spike in the budget and at the end of the year everything makes sense. Trying to make sure everything is accounted for correctly either by the original budget or amendments for the ordinances.

b. Public Presentation (public has 3 min each)

c. Council Discussion

ROJAS/ PATRICK MOVE TO ADOPT ORDINANCE 17-12 A NON-CODE ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELDOVIA, ALASKA, AMENDING THE FY17 BUDGET BY ALLOCATING FUNDS THROUGHOUT SPECIFIED CLASS LINE ITEMS FOR FISCAL YEAR 2017

d. Action/Disposition

VOICE VOTE/ UNANIMOUS/ MOTION PASSED

3. Proposed Russian Orthodox Church Subdivision Request

a. Presentation by Staff or Council

CM/LARSON- P & Z is supportive of the concept behind the subdivision and has talked about wanting to buy that triangle piece as an alternative to the easement. Letter has been sent to Jim Gorski, the attorney, and the Bishop stating this. Have not heard anything back, may be quite a while before we do. Does Council support the concept of allowing an easement if we do not purchase it to allow this plan to go through to the borough? We will

discuss and make clear that the sewer and water is already inside the property, which is where our responsibility ends, and they can hook up from there when they subdivide it.

b. Public Presentation (public has 3 min each)

c. Council Discussion

MORRISON- Wanted clarification that the city will not be involved in the subdivision other than the water/sewer.

LETHIN- If we go ahead with an approval to the borough we are giving up our potential leverage of getting that piece of ground that I think we really need for our access; Diocese should be aware that is our priority.

CM/LARSON- I can write a letter to that effect, one way or the other we need to have that access. Additionally, water/sewer is already on that property and we are not going to extend it any further. Key points of the letter for them to be aware of as they go through this process.

ROJAS- Encourage the city to move forward, get it surveyed and get the properties on the tax revenue. I think this is real workable whether they will sell or grant and easement in the future.

d. Action/Disposition

CONSENSUS OF COUNCIL TO HAVE CITY MANAGER MOVE FORWARD AND DRAFT A LETTER EXPRESSING THE CITY'S NON OBJECTION TO SUBDIVISION AND PRIORITY OF MAINTAINING ACCESS

4. Clarification on Business License Issuance for LLC's and DBA's

a. Presentation by Staff or Council

CM/LARSON- Explained the need for clarification on whether multiple business licenses are needed for one person operating more than one business.

b. Public Presentation (public has 3 min each)

c. Council Discussion

ROJAS- One business license per person seems the norm and they can list their multiple businesses on the license.

PATRICK- You can list more than one on the State licenses and pay the one fee.

MAYOR LENT- As long as it's just sole proprietors, corporations will need their own.

d. Action/Disposition

CONSENSUS OF COUNCIL THAT ONLY ONE BUSINESS LICENSE IS NEEDED PER PERSON

5. Opening of Sealed Bids

a. Presentation by Staff or Council

CM/LARSON- 4 vehicles out for sealed bid, got one bid for one vehicle.

DEPUTY CLERK/ SWICK- Bryan Barratt bid \$350 for the 1979 Dodge truck.

b. Public Presentation (public has 3 min each)

c. Council Discussion

COLBERG/ PATRICK MOVE TO ACCEPT THE BID OF \$350 FOR THE '79 DODGE

d. Action/Disposition

VOICE VOTE/ UNANIMOUS/ MOTION PASSED

CM/LARSON- Asked council what they would like to do with the remaining 3 vehicles. Is it worth trying to get money out of them or can they be scrapped or used for fire training?

ROJAS/LETHIN MOVE TO HAVE THE CITY MANAGER MAKE THE BEST CHOICE IN DEALING WITH THE REMAINING THREE VEHICLES, USE THEM AS HOW HE FEELS BEST

VOICE VOTE/ UNANIMOUS/ MOTION PASSED

O. Informational Items Not Requiring Action:

Italics reflect additions to the agenda

CITY OF SELDOVIA
ORDINANCE 17-13

Introduced: 12/14/2016
Posted: 1/4/2017
Public Hearing: 1/11/2017
Adopted:

AN ORDINANCE OF THE CITY OF SELDOVIA AMENDING TITLE 18 CHAPTER
18.52.100 CONDITIONAL USES TO ADD SEAFOOD PROCESSING BY
CONDITIONAL USE IN THE COMMERCIAL MARINE DISTRICT

WHEREAS, currently seafood processing is not a permitted use or an allowable conditional use within the Commercial Marine District in the City of Seldovia; and

WHEREAS, at the Planning and Zoning Commission meeting of November 2, 2016, the Commission heard testimony on the desire to add seafood processing to the Commercial Marine District as it complies with the purpose of the district, and

WHEREAS, the Planning Commission and the Council of the City of Seldovia wish to support business and commerce development opportunities to provide economic growth in the community.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SELDOVIA:

SECTION 1. CLASSIFICATION. This ordinance is permanent in nature and shall become a part of the Municipal Code of the City of Seldovia.

SECTION 2.- AMENDING TITLE 18, REMOVING LANGUAGE IN BOLD STRIKEOUT ADDING LANGUAGE IN HIGHLIGHT TO READ AS FOLLOWS:

Removing:

~~The following uses shall be permitted if it is determined that the requirements of Chapters 18.68 and 18.72 are met:~~

Adding:

~~18.52.100 Conditional Uses.~~ The following uses may be permitted, permitted with provisions or denied by the Commission, and it shall be determined that the requirements of Chapters 18.68 and 18.72 are met:

B. Seafood Processing

SECTION 3. EFFECTIVE DATE. This ordinance shall become effective upon adoption by the Council.

ADOPTED by a duly constituted quorum of the City Council of the City of Seldovia this ____ day of 2016.

ATTEST:

APPROVED:

Lisa Stanish, City Clerk

Dean Lent, Mayor

Vote:
LETHIN-
SWEATT-
COLBERG-

PATRICK-
MORRISON-
ROJAS-

RECEIVED
GENERAL INVESTIGATIVE
DIVISION - FBI
MAY 11 1964

TO DIRECTOR, FBI (100-388610) FROM SAC, NEW YORK (100-100000) (P)
RE NEW YORK TELETYPE TO BUREAU, MAY 11, 1964.
RE NEW YORK TELETYPE TO BUREAU, MAY 11, 1964.
RE NEW YORK TELETYPE TO BUREAU, MAY 11, 1964.

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**CITY OF SELDOVIA
ORDINANCE 17-06**

Introduced: 12/14/2016
Posted: 1/4/2017
Public Hearing: 1/11/2017
Adopted:

AN ORDINANCE OF THE CITY OF SELDOVIA AMENDING TITLE 18 TO PROVIDE REGULATIONS FOR THE BUILDING OF DECKS OR DOCKS WITHIN THE SELDOVIA SMALL BOAT HARBOR AND THE SELDOVIA SLOUGH

WHEREAS, to date, there are no local Planning and Zoning regulations on the building of decks or docks in the waters surrounding the City of Seldovia; and

WHEREAS, the City desires to implement guidelines for the building of decks and docks within the waters surrounding Seldovia to maintain the aesthetics of the Seldovia waterfront.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SELDOVIA:

SECTION 1. CLASSIFICATION. This ordinance is permanent in nature and shall become a part of the Municipal Code of the City of Seldovia.

SECTION 2.- AMENDING TITLE 18 REMOVING LANGUAGE IN STRIKEOUT AND ADDING LANGUAGE IN HIGHLIGHT TO READ AS FOLLOWS:

Adding:

17.04.020 Building Permits.

A. Required. No person shall make any exterior structural change in or addition to any building, or construct any new building or structure, exempting unattached structures of one hundred square feet or less, within the city without first securing a building permit. **Decks and docks to be constructed into a body of water or intertidal zone shall require a Seldovia building permit and all applicable permits.**

18.20.250 Intertidal Zone. The intertidal zone, also known as the foreshore and seashore and sometimes referred to as the littoral zone, is the area that is above water at low tide and under water at high tide (in other words, the area between tide marks).

WCR 18.40.060 Parking and Off-Street Loading Space.

C. **Decks or Docks in this section shall be constructed to allow for the docking of water craft within the lot boundaries and in compliance with the provisions set forth in Chapter 18.40.**

I 18.48.050 Parking and Off-Street Loading Space.

C. Decks or Docks in this section shall be constructed to allow for the docking of water craft within the lot boundaries and in compliance with the provisions set forth in Chapter 18.48.

CM 18.52.060 Parking and Off-Street Loading Space.

I. Decks or Docks in this section shall be constructed to allow for the docking of water craft within the lot boundaries and in compliance with the provisions set forth in Chapter 18.52.

18.52.070 Building Setback.

D. The setback for a deck or dock proposed along the shore of the Seldovia Small Boat Harbor (defined as any waterfront lot on Main St. between lots 19307917 and 19203059) shall be the mean high tide line. Any deck or dock proposed beyond the mean high tide shall be heard by the Planning and Zoning Commission under the conditional use permitting process.

18.52.070 Conditional Uses.

B. Building of decks or docks within the Seldovia Small Boat Harbor (as defined by SMC 18.52.070 D) beyond the mean high tide may be permitted if the provisions set forth in Chapter 18.52, and 18.68 are met.

SECTION 3. EFFECTIVE DATE. This ordinance shall become effective upon adoption by the Council.

ADOPTED by a duly constituted quorum of the City Council of the City of Seldovia this _____ day of _____ 2016.

ATTEST:

APPROVED:

Lisa Stanish, City Clerk

Dean Lent, Mayor

Vote:
LETHIN-
SWEATT-
COLBERG-

PATRICK-
MORRISON-
ROJAS-

**CITY OF SELDOVIA
RESOLUTION 17-07**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELDOVIA, ALASKA
SUPPORTING FULL FUNDING FROM THE STATE OF ALASKA HARBOR
FACILITY GRANT PROGRAM IN THE FY 2018 STATE CAPITOL BUDGET**

WHEREAS, the City of Seldovia and Harbormasters recognizes the majority of the public boat harbors in Alaska were constructed by the State during the 1960s and 1970s; and

WHEREAS, these harbor facilities represent critical transportation hubs for waterfront commerce and economic development in Alaska coastal communities; and

WHEREAS, the State of Alaska over the past nearly 30 years has transferred ownership of most of these State owned harbors, many of which were at the end of their service life at the time of transfer, to local municipalities; and

WHEREAS, consequently, the municipalities that took over this important responsibility inherited a major financial burden that their local municipalities could not afford;

WHEREAS, completion of these harbor facility projects is all dependent on the 50% match from the State of Alaska's Harbor Facility Grant Program; and

NOW THEREFORE: BE IT RESOLVED THAT: the City Council of the City of Seldovia urges the Governor and Alaska State Legislature to fully fund in the amount of \$18,160,055 the Harbor Facility Grant Program in the FY2018 State Capitol Budget in order to ensure enhanced safety and economic prosperity among Alaskan coastal communities.

PASSED AND APPROVED by a duly constituted quorum of the City Council of the City of Seldovia, on this ___ day of _____, 2017.

ATTEST:

APPROVED:

Lisa Stanish, City Clerk

Dean Lent, Mayor

Introduced by: City Manager
Date: 1/11/2017
Action:
Vote:

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