

**City Council Minutes
City of Gustavus, Alaska**

**City Council General Meeting
February 14, 2008**

Call to Order: A General Meeting of the Gustavus City Council was held on February 14, 2008 at 7:00PM.

Vice-Mayor Marchbanks called the meeting to order at 7:00PM.

Roll Call:

Comprising a quorum of the Council the following were present:

Vice Mayor Marchbanks	
Council Member Atkins	
Council Member Berry	-Via Teleconference
Council Member Howell	-Via Teleconference
Council Member Nixon	
Council Member Unkel	

Council Members not in attendance:

Mayor Klawunder - Absent

Reading & Approval of Minutes

Minutes from the January 10, 2008 General Meeting were read by the City Clerk.

Motion:	Council Member Nixon moved to accept the minutes as read.
Seconded by:	Council Member Atkins

ROLL CALL VOTE ON MOTION:	
Yes:	Atkins, Berry, Howell, Marchbanks, Nixon, Unkel
No:	None
Motion Passes 6/0	

Minutes from the January 17, 2008 Special Meeting were read by the City Clerk.

Motion:	Council Member Nixon moved to accept the minutes as read.
Seconded by:	Council Member Atkins

ROLL CALL VOTE ON MOTION:

Yes: Atkins, Berry, Howell, Marchbanks, Nixon, Unkel

No: None

Motion Passes 6/0

Mayor's Request For Agenda Changes:

- Postponed – Amendment changing the Endowment Fund Policy & Procedure language.
- Postponed – Policy & Procedure and Ordinance on Conflict of Interest.
- Bailey Garden Proposal had been postponed, but the proposal will be heard under new business.
- Approve the hourly rate of Utilities Attorney Don Edwards

Committee Reports:

- Planning Committee - Report given by Nate Borson.
- Parks & Rec Committee – No report was given.
- Library Board - No report was given. Report will be given next month.

Consent Agenda:

1. Accept the application of Fritz Koschmann to GCN.
2. Accept the application of Margaret Bortko to GVFD.

Motion: Council Member Atkins moved to accept the consent agenda as read.

Seconded by: Council Member Nixon

ROLL CALL VOTE ON MOTION:

Yes: Atkins, Berry, Howell, Marchbanks, Nixon, Unkel

No: None

Motion Passes 6/0

Resolutions:

- **Resolution 2008-03** A RESOLUTION FOR THE CITY OF GUSTAVUS RECLASSIFYING THE BOROUGH AD HOC COMMITTEE FROM AN AD HOC COMMITTEE TO A SPECIAL COMMITTEE.

Resolution 2008-03 was read by Vice Mayor Marchbanks.

Public Comment: Pedr Turner

Greg Streveler

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Motion:	Council Member Unkel moved that Resolution 2008-03 be passed and approved.
Seconded by:	Council Member Nixon

Council discussion followed.

Motion:	Council Member Howell moved to call the previous question.
Seconded by:	Council Member Nixon

ROLL CALL VOTE ON MOTION: (Call the Question)	
Yes:	Berry, Howell, Marchbanks, Nixon, Unkel
No:	Atkins

Motion Passes 5/1

ROLL CALL VOTE ON MOTION:	
Yes:	Berry, Marchbanks, Nixon, Unkel
No:	Atkins, Howell

Motion Passes 4/2

Policy for Publication: None

Ordinances for Publication: None

Ordinances for Public Hearing:

- 2008-01 AN ORDINANCE OF THE CITY OF GUSTAVUS AMENDING SECTION 06.02.030(f).

Public Comment: None

Motion:	Council Member Atkins moved that we accept and pass ordinance number 2008-01 an ordinance for the City of Gustavus amending section 06.02.030(f).
Seconded by:	Council Member Nixon

ROLL CALL VOTE ON MOTION:	
Yes:	Atkins, Berry, Howell, Marchbanks, Nixon, Unkel
No:	None

Motion Passes 6/0

- **2008-02NCO** AN ORDINANCE FOR THE CITY OF GUSTVUS PROVIDING FOR THE AMENDMENT OF THE LIBRARY BUDGET FOR FY08.

Motion:	Council Member Atkins moved that ordinance number 2008-02NCO be accepted and passed, this is an ordinance for the City of Gustavus providing for the amendment of the Library Budget for FY08.
Seconded by:	Council Member Nixon

ROLL CALL VOTE ON MOTION:

Yes: Atkins, Berry, Howell, Marchbanks, Nixon, Unkel
No: None

Motion Passes 6/0

- **Commercial Vessel Harbor Use Rules & Regulations**

Council Member Nixon gave an explanation and history of the proposed Rules and Regulations.

Public Comment: None

Motion:	Council Member Nixon moved the City Council adopt the Commercial Vessel Use Plan for the Salmon River Boat Harbor.
Seconded by:	Council Member Howell

Council comments and discussion followed.

ROLL CALL VOTE ON MOTION:

Yes: Atkins, Berry, Howell, Marchbanks, Nixon
No: Unkel

Motion Passes 5/1

Unfinished Business:

- **Gaming Permit**

Council Member Atkins gave an explanation of this agenda item.

Public Comment: Janene Driscoll

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Motion:	Council Member Atkins moved that the City of Gustavus apply for a State gaming permit.
Seconded by:	Council Member Berry

Council discussion followed.

ROLL CALL VOTE ON MOTION:	
Yes:	Atkins, Berry, Howell, Marchbanks, Nixon, Unkel
No:	None

Motion Passes 6/0

▪ **Ratifying Greg Streveler and Dan Zobrist as Committee Co-Chairs of the Borough Special Committee**

Public Comment: None

Motion:	Council Member Nixon moved that we ratify Greg Streveler and Dan Zobrist as Committee co-chairs of the Special Borough Committee.
Seconded by:	Council Member Atkins

ROLL CALL VOTE ON MOTION:	
Yes:	Atkins, Berry, Howell, Marchbanks, Nixon, Unkel
No:	None

Motion Passes 6/0

New Business:

▪ **Bailey Community Garden**

Vice Mayor Marchbanks introduced the agenda item.
Janene Driscoll presented the proposal concerning a community garden.

(Clerk's Note: The City Council did not take any official action.)

▪ **Conflict of Interest Hearing** – Paul Berry/ DRC/ Endowment Fund Grant Proposals

CONFLICT OF INTEREST: Council Member Berry read a statement concerning his conflict and in which he asked to be recused from any discussion or voting on the FY'09 EFG proposals as a Council

Member, but that asked that he be able to speak in support of the proposals that he had authored as an employee and proposal contact person.

RULING:

Vice Mayor Marchbanks ruled that Paul is in a unique position here since he is both a council member who's charged with deciding the fate of the endowment fund money and he is an employee of a city committee that's asking for project money. He has made the DRC a priority in his life. Insuring that the landfill as it used to be called has become a model disposal and recycling center in the State of Alaska. I do not feel that any one of these projects would give him a substantial financial gain, but there could be a substantial financial gain if all of the projects were chosen, because of the extra time that it might take for him to work on these projects once they have been completed. I feel that if Paul is asked by the Council that he should be allowed to answer any question pertaining to any of the projects as they are put forth to the Council, but for the sake of propriety I feel that he should not be allowed to vote on the DRC projects only.

Mayor's Report: None

Clerk's Report: None

Council Comment:

- Vice Mayor Marchbanks announced the Finance Committee Budget Training Workshop Saturday February 23, 2008.
- Council Member Nixon requested the Council approval for Don Edwards hourly rate as the City's Utility Attorney.

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Motion:	Council Member Nixon moved the City Council approve the hiring of Don Edwards in utility matters and that we accept his contract at \$265.00 per hour.
Seconded by:	Council Member Atkins

ROLL CALL VOTE ON MOTION:

Yes:	Atkins, Berry, Howell, Marchbanks, Nixon, Unkel
No:	None

Motion Passes 6/0

Public Comment on Non-Agenda Items:

- Judy Brakel gave comment concerning green house gases and emissions.

Adjournment:

With no further business before the Council the meeting was adjourned at 9:05PM.