
City Council General Meeting
May 8, 2008

Call to Order: A General Meeting of the Gustavus City Council was held on May 8, 2008 at 7:00PM.

Roll Call:

Comprising a quorum of the Council the following were present:

Mayor Klawunder
Vice Mayor Marchbanks
Council Member Atkins
Council Member Berry
Council Member Howell
Council Member Nixon
Council Member Unkel

Reading & Approval of Minutes

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

Motion:	Vice Mayor Marchbanks moved to accept the minutes as amended.
Seconded by:	Council Member Unkel

ROLL CALL VOTE ON MOTION:

Yes:	Atkins, Berry, Howell, Klawunder, Marchbanks, Nixon, Unkel
No:	None
Motion Passes 7/0	

Mayor's Request For Agenda Changes:

- Borough Special committee will be giving a committee report
- Resolutions will be given for each of the Policies and Procedures that have a Public Hearing tonight.
- At the end of consent agenda there will be a presentation by Mike Taylor.

Committee Reports:

- GCN Committee report given by Council Member Berry.
- Endowment Fund Committee report given by Bruce Tedtsen.
- Marine Facilities Committee report given by Diane Klawunder.

- Borough Special Committee report given by Bruce Tedtsen.
 - Council questions and discussion followed.

Consent Agenda:

- a. Accept Barb Bruno's resignation from the Library Board
- b. Accept Marine Facilities Committee new members
 1. Mark Foster to continue on committee
 2. Shaun Anna
 3. Fritz Koschmann
- c. Accept the re-assignment of Corey Child to the GVFD Board
- d. Accept the appointment of Paul Berry to the Finance Committee

Motion:	Vice Mayor Marchbanks moved to accept the consent agenda as listed.
Seconded by:	Council Member Berry

ROLL CALL VOTE ON MOTION:	
Yes:	Atkins, Berry, Howell, Klawunder, Marchbanks, Nixon, Unkel
No:	None
Motion Passes 7/0	

Presentation-

- Mike Taylor presented the Council with a \$500.00 check from BP as a donation to the DRC.

Ordinances for Publication:

- **2008-09NCO** An Ordinance for the City of Gustavus providing for the amendment of the Marine Facilities budget for fiscal year 2008.

Council Member Nixon gave a description of the agenda item.

Public Comment: None

Motion:	Council Member Nixon moved that the City Council approve ordinance number 2008-09NCO.
Seconded by:	Vice Mayor Marchbanks

ROLL CALL VOTE ON MOTION:	
Yes:	Atkins, Berry, Howell, Klawunder, Marchbanks, Nixon, Unkel
No:	None
Motion Passes 7/0	

(Clerk's Note: 2008-09NCO is to be published, not approved)

- **2008-10NCO** An Ordinance for the City of Gustavus providing for the amendment of the Gustavus Library budget for fiscal year 2008.

Vice Mayor Marchbanks explained the non code ordinance.
Public Comment: None

Motion:	Vice Mayor Marchbanks moved to publish 2008-10NCO, an ordinance providing for the amendment of the Gustavus Public Library Budget for Fiscal Year 2008.
Seconded by:	Council Member Atkins

ROLL CALL VOTE ON MOTION:	
Yes:	Atkins, Berry, Howell, Klawunder, Marchbanks, Nixon, Unkel
No:	None
Motion Passes 7/0	

- **2008-11NCO** An Ordinance for the City of Gustavus providing for the amendment of the Road budget for fiscal year 2008.

Council Member Unkel gave explanation.
Public Comment. None

Motion:	Council Member Unkel moved that the Council accept ordinance 2008-11NCO for publication.
Seconded by:	Council Member Howell

ROLL CALL VOTE ON MOTION:	
Yes:	Atkins, Berry, Howell, Klawunder, Marchbanks, Nixon, Unkel
No:	None
Motion Passes 7/0	

- **2008-12NCO** An Ordinance for the City of Gustavus providing for the amendment of the Administration budget for fiscal year 2008.

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The City Clerk gave an explanation of the amendment.
Public Comment: None

Motion:	Council Member Atkins moved that we publish budget amendment ordinance 2008-12NCO.
Seconded by:	Vice Mayor Marchbanks.

ROLL CALL VOTE ON MOTION:	
Yes:	Atkins, Berry, Howell, Klawunder, Marchbanks, Nixon, Unkel
No:	None
Motion Passes 7/0	

- **2008-13NCO** An Ordinance for the City of Gustavus providing for the amendment of the Parks & Rec budget for fiscal year 2008.

Council Member Berry gave an explanation that this is to encumber the money from previous years T-Shirt sales.
Public comment: None

Motion:	Council Member Berry moved that non code ordinance 2008-13NCO be accepted as presented for publication.
Seconded by:	Council Member Nixon

ROLL CALL VOTE ON MOTION:	
Yes:	Atkins, Berry, Howell, Klawunder, Marchbanks, Nixon, Unkel
No:	None
Motion Passes 7/0	

Vice Mayor Marchbanks made a statement the T-Shirt money still exists and that as soon as there is a project for it that it will be used for that. Mayor Klawunder stated that the funds are not going into the general fund.

- **2008-14NCO** An Ordinance for the City of Gustavus providing for the establishment and adoption of the budget for fiscal year 2009.

Council Member Unkel gave an explanation of 2008-14NCO.
Public Comment: None

CONFLICT OF INTEREST: Council Member Berry-
Council Member Berry stated that he is a City employee and he has a substantial financial interest in one of the budget categories within the Cities FY09 budget, specifically the DRC wages budget category and asked to be recused from the vote to publish and also the vote to adopt.

RULING: Mayor Klawunder ruled that because his wages are involved that he does have a conflict.

REQUEST TO OVERRIDE: Council Member Howell

ROLL CALL VOTE TO OVERRIDE DECISION:

Yes: Atkins, Howell, Nixon, Unkel

No: Klawunder, Marchbanks

Override Passes 4/2

Council comments followed.

Motion: Council Member Unkel moved that the Council accept ordinance 2008-14NCO as written for publication.

Seconded by: Council Member Nixon

ROLL CALL VOTE ON MOTION:

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

No: None

Motion Passes 7/0

Ordinances for Public Hearing:

- **2008-06NCO** An Ordinance for the City of Gustavus providing for the amendment of the DRC budget for fiscal year 2008.

Council Member Berry explained the non code ordinance and the amendment.

Ordinance 2008-06NCO was read by Council Member Unkel.

Public Hearing:

There being no one who wished to be heard the public hearing was closed.

Motion:	Council Member Unkel moved that the Council accept ordinance 2008-06NCO.
Seconded by:	Vice Mayor Marchbanks

ROLL CALL VOTE ON MOTION:	
Yes:	Atkins, Berry, Howell, Klawunder, Marchbanks, Nixon, Unkel
No:	None
Motion Passes 7/0	

- **2008-07NCO** An Ordinance for the City of Gustavus providing for the amendment of the Roads budget for fiscal year 2008.

Council Member Nixon explained the non code ordinance.

Ordinance 2008-07NCO was read by Council Member Nixon.

Public Hearing:

There being no one who wished to be heard the public hearing was closed.

Motion:	Council Member Nixon moved the City Council adopt ordinance number 2008-07NCO.
Seconded by:	Council Member Unkel

ROLL CALL VOTE ON MOTION:	
Yes:	Atkins, Berry, Howell, Klawunder, Marchbanks, Nixon, Unkel
No:	None
Motion Passes 7/0	

- **2008-08NCO** An Ordinance for the City of Gustavus providing for the amendment of the Gustavus Volunteer Fire Department budget for fiscal year 2008.

Ordinance 2008-08NCO was read by Council Member Atkins.

Public Hearing: There being no one who wished to be heard the public hearing was closed.

Motion:	Council Member Atkins moved that the City Council accept budget amendment ordinance 2008-08NCO.
Seconded by:	Vice Mayor Marchbanks

ROLL CALL VOTE ON MOTION:	
Yes:	Atkins, Berry, Howell, Klawunder, Marchbanks, Nixon, Unkel
No:	None
Motion Passes 7/0	

Resolutions:

- **Resolution 2008-05** A resolution by the City of Gustavus Council supporting the application for an Alcohol Beverage Control Special Events Permit for the Gustavus Ladies Golf Tournament.

Resolution 2008-05 was read by Vice Mayor Marchbanks.

Public Comment: None

Motion:	Council Member Howell moved to amend the title of the resolution to read Alcoholic rather than Alcohol.
Seconded by:	Vice Mayor Marchbanks

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

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Motion Passes 7/0

Motion: Vice Mayor Marchbanks moved to accept Resolution 2008-05, a resolution supporting the application for an alcohol beverage control board special events permit for the Gustavus Ladies' Golf tournament.
Seconded by: Council Member Berry

ROLL CALL VOTE ON MOTION:

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

Motion Passes 7/0

- **Resolution 2008-06** A resolution by the City of Gustavus Council setting a Special Election date of July 8, 2008.

Resolution 2008-06 was read by Vice Mayor Marchbanks.

Public Comment: Mike Taylor
Karen Taylor

Motion: Vice Mayor Marchbanks moved to accept Resolution 2008-06, a resolution setting the date of July 8, 2008 for a special election on a citizen initiative.
Seconded by: Council Member Berry

ROLL CALL VOTE ON MOTION:

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

Motion Passes 7/0

- **Resolution 2008-07** A resolution by the City of Gustavus Council creating a Special Advisory Committee called Sales Tax Review Committee.

Resolution 2008-07 was read by Council Member Unkel.

Public Comment: Karen Taylor
Mary Hervin

Council comments concerning the naming of the committee and their responsibility.

Motion:	Council Member Unkel moved that the Council accept Resolution 2008-07.
Seconded by:	Council Member John

Motion to Amend: Council Member Howell moved to amend the title of the Resolution to read "A resolution by the Gustavus City Council creating a special Committee called the Fish Box Tax Implementation Committee".

Seconded by: Vice Mayor Marchbanks

ROLL CALL VOTE ON MOTION TO AMEND:

Yes: Atkins, Berry, Howell, Klawunder, Marchbanks, Nixon, Unkel
No: None
Motion Passes: 7/0

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

Motion Passes 7/0

Policy for Publication: None

Policy and Procedure for Public Hearing:

▪ **Salmon River Harbor Policy & Procedure**

Council Member Howell gave an explanation and read portions of the policy and procedure.

Public Hearing: There being no one who wished to be heard the public hearing was closed.

- **Resolution 2008-08** A resolution by the City of Gustavus Council to adopt the document "Salmon River Harbor Policy and Procedures".

Resolution 2008-08 was read by Council Member Howell.

Public Comment: None

Motion:	Council Member Howell moved the City Council adopt resolution of the City of Gustavus Alaska Resolution number 2008-08.
Seconded by:	Vice Mayor Marchbanks

Council discussion followed.

ROLL CALL VOTE ON MOTION:	
Yes:	Atkins, Berry, Howell, Klawunder, Marchbanks, Nixon, Unkel
No:	None
Motion Passes 7/0	

- **Conflict of Interest Policy & Procedure**

Council Member Howell gave information concerning the policy & procedure.

Public Hearing: There being no one who wished to be heard the public hearing was closed.

Council comments followed.

- **Resolution 2008-09** A resolution by the City of Gustavus Council to the adopt the document “Conflict of Interest and Competing Interest Policies and Procedures.”

Resolution 2008-09 was read by Council Member Howell.

Public Comment: None

Council comments followed.

Motion:	Council Member Howell moved that we accept Resolution number 2008-09.
Seconded by:	Council Member Berry

ROLL CALL VOTE ON MOTION:	
Yes:	Atkins, Berry, Howell, Klawunder, Marchbanks, Nixon, Unkel

No:

Motion Passes 7/0

Unfinished Business: None

New Business:

- **Accept Library Board's request for by-law changes**

Vice Mayor Marchbanks explained the changes.

Public Comment: Janet Lassiter

Joe Lassiter

Council comments and discussion followed.

Motion: Vice Mayor Marchbanks moved to accept the Gustavus Library Board's request for By-Law changes.

Seconded by: Council Member Unkel

Council discussion.

ROLL CALL VOTE ON MOTION:

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

No: None

Motion Passes 7/0

- **Accept Appointment of Jaenell Manchester to the Library Board**

Council discussion on agenda item.

Motion: Council Member Unkel moved to postpone until general council meeting.

Seconded by: Council Member Nixon

ROLL CALL VOTE ON MOTION:

Yes: Atkins, Howell, Marchbanks, Nixon, Unkel

No: Berry, Klawunder

Motion to Postpone until the next general meeting pass: 5/2

(Clerk's Note: The Mayor will contact the City Attorney regarding the legal issue of a minor serving on a board/committee.)

- **Accept Appointment of members to a Special Advisory Fish Box Tax Implementation Committee**
 1. **William Unkel -Chair**
 2. **Becky King**
 3. **Lou Cacioppo**

Public Comment: None

Motion:	Council Member Atkins moved that we accept the appointment of the new members to the Fish Box Tax Implementation Committee.
Seconded by:	Council Member Berry

ROLL CALL VOTE ON MOTION:	
Yes:	Atkins, Berry, Howell, Klawunder, Marchbanks, Nixon, Unkel
No:	None
Motion Passes 7/0	

Mayor's Report:

- DOT meeting that was to be held on the 19th of May has been postponed.
- DCCED Survey results meeting will be on July 16th at the school.
- Committee vacancies

City Council Questions & Comments

- Council Member Howell commented regarding the budget and the accomplishments of the City.
- Council Member Unkel stated that there would be an open position on the Road Committee and possible change of chair.

Public Comment on Non-Agenda Items:

Public Comment was given by: Joe Lassiter

Executive Session: None

Adjournment:

With no further business before the Council the meeting was adjourned at 9:45PM.