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**City Council General Meeting**  
**May 14, 2009**

**1. Call to Order:** A General Meeting of the Gustavus City Council was held on May 14, 2009 at 7:00PM.  
Mayor Unkel called the meeting to order at 7:00PM.

**1. Roll Call:**

Comprising a quorum of the Council the following were present:

Mayor Unkel  
Vice Mayor Berry  
Council Member Cacioppo  
Council Member Howell  
Council Member Lassiter  
Council Member Marchbanks  
Council Member Nixon

**3. Reading & Approval of Minutes**

Minutes from the April 9, 2009 General Meeting were read by the City Clerk.

Motion:	Council Member Lassiter moved to accept as read.
Seconded by:	Council Member Marchbanks

<b>ROLL CALL VOTE ON MOTION:</b>
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Yes:	Berry, Cacioppo, Howell, Lassiter, Marchbanks, Nixon, Unkel
No:	None
Motion Passes 7/0	

**4. Mayor's Request For Agenda Changes:** None

**5. Committee Reports:**

- A. Endowment Fund Committee report given by Bruce Tedtsen.
- B. Endowment Fund Grant recipient report given by Hank Lentfer.
- C. GCN Committee report given by Vice Mayor Berry.
- D. Marine Facility Committee report given by Tim Sunday.

**6. Consent Agenda:**

- A. Resignation of Dan Zobrist from Borough Committee
- B. Resignation of Mark Foster from Marine Facilities
- C. Ordinance 2009-17NCO Scholarship/Grant Clerk Institute (Publication)
- D. Ordinance 2009-18 APOC (Publication)
- ~~E. Ordinance 2009-16NCO FY10 Budget (Publication)~~
- F. Ordinance 2009-19NCO DRC Budget Amendment (Publication)

Council Member Marchbanks requested that item E be removed from the Consent Agenda and be moved to Ordinances for Publication.

Motion:	Council Member Howell moved to adopt the Consent Agenda as amended.
Seconded by:	Council Member Cacioppo

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

**7. Ordinances for Publication:**

- A. **2009-16NCO** AN ORDINANCE FOR THE CITY OF GUSTAVUS PROVIDING FOR THE ESTABLISHMENT AND ADOPTION OF THE BUDGET FOR FISCAL YEAR 2010.

Public Comment: Nate Borson  
Diane Klawunder  
Kim Ney

Motion:	Council Member Howell moved that we add to the Planning Committee budget under income a line item EDA Grant in the sum of 17,829 dollars and that we insert an expense line under contractual services in the amount of \$17,829.00.
Seconded by:	Council Member Marchbanks

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

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

Motion Passes 7/0

Motion: Council Member Marchbanks moved that we remove the \$35,000.00 expense from the Road Maintenance Budget for snow plowing  
Seconded by: Council Member Nixon

Council discussion followed.

ROLL CALL VOTE ON MOTION:

Yes: Marchbanks

No: Berry, Cacioppo, Howell, Lassiter, Nixon, Unkel

Motion Defeated 1/6

*(Clerk Note: A recess occurred from 8:11PM to 8:22PM.)*

Motion: Council Member Howell moved to amend the Administration Budget to zero out expense item Reserve Funds and increase net income to City Committees to \$183,380.00. Under Marine Facilities Budget then increase City Funds to \$30,400. Then to add under income a line item Ferry Boat Discretionary Grant in the amount of \$950,000 then under income add a line item City Reserve in the amount of \$135,100. Then under expense decrease Contractual Services to \$10,000 then insert line item Dock/Vessel Float in the amount of \$1,140,000.  
Seconded by: Council Member Marchbanks

Council discussion followed.

ROLL CALL VOTE ON MOTION:

Yes: Berry, Cacioppo, Howell, Lassiter, Marchbanks, Nixon, Unkel

No: None

Motion Passes 7/0

Motion: Council Member Marchbanks moved to publish

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

	Ordinance 2009-16 an ordinance for the City of Gustavus providing for the establishment and adoption of the budget for Fiscal Year 2010.
Seconded by:	Council Member Lassiter

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

**8. Ordinances for Public Hearing:**

- A. **2009-08NCO** AN ORDINANCE FOR THE CITY OF GUSTAVUS PROVIDING FOR THE AMENDMENT OF THE DISPOSAL & RECYCLING CENTER BUDGET FOR FISCAL YEAR 2009.

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

Motion:	Council Member Berry moved that 2009-08NCO be withdrawn.
Seconded by:	Council Member Howell

Council discussion followed.

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

- B. **2009-09NCO** AN ORDINANCE FOR THE CITY OF GUSTAVUS PROVIDING FOR THE AMENDMENT OF GVFD BUDGET FOR FISCAL YEAR 2009.

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

Motion:	Council Member Howell moved to adopt 2009-09NCO as published.
Seconded by:	Council Member Berry

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Council discussion followed.

**ROLL CALL VOTE ON MOTION:**

Yes: Berry, Cacioppo, Howell, Lassiter, Marchbanks, Nixon, Unkel  
No: None

Motion Passes 7/0

**C. 2009-11NCO AN ORDINANCE FOR THE CITY OF GUSTAVUS  
PROVIDING FOR THE AMENDMENT OF ROAD COMMITTEE  
BUDGET FOR FISCAL YEAR 2009.**

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

Motion: Council Member Lassiter moved the City Council  
adopt 2009-11NCO.  
Seconded by: Council Member Marchbanks

Council discussion followed.

**ROLL CALL VOTE ON MOTION:**

Yes: Berry, Cacioppo, Howell, Lassiter, Marchbanks, Nixon, Unkel  
No: None

Motion Passes 7/0

**D. 2009-12NCO AN ORDINANCE FOR THE CITY OF GUSTAVUS  
PROVIDING FOR THE AMENDMENT OF THE ROAD  
COMMITTEE & ADMINISTRATION BUDGET FOR FY09.**

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

Motion: Council Member Berry moved we adopt Ordinance  
2009-12NCO.  
Seconded by: Council Member Lassister

**ROLL CALL VOTE ON MOTION:**

Yes: Berry, Cacioppo, Howell, Lassiter, Marchbanks, Nixon, Unkel  
No: None

Motion Passes 7/0

**E. 2009-13NCO AN ORDINANCE FOR THE CITY OF GUSTAVUS PROVIDING FOR THE AMENDMENT OF THE DISPOSAL & RECYCLING CENTER BUDGET FOR FISCAL YEAR 2009.**

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

Motion:	Council Member Berry moved 2009-13NCO be withdrawn.
Seconded by:	Council Member Lassiter

Council discussion followed.

**ROLL CALL VOTE ON MOTION:**

Yes: Berry, Cacioppo, Howell, Lassiter, Marchbanks, Nixon, Unkel  
No: None

Motion Passes 7/0

**F. 2009-14NCO AN ORDINANCE FOR THE CITY OF GUSTAVUS PROVIDING FOR THE AMENDMENT OF THE GUSTAVUS LANDS COMMITTEE BUDGET FOR FY09.**

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

Motion:	Council Member Cacioppo moved to adopt 2009-14NCO.
Seconded by:	Council Member Berry

**ROLL CALL VOTE ON MOTION:**

Yes: Berry, Cacioppo, Howell, Lassiter, Marchbanks, Nixon, Unkel  
No: None

**APPROVED 6/11/2009**  
**City Council Minutes**  
**City of Gustavus, Alaska**

Motion Passes 7/0

**G. 2009-15 AN ORDINANCE FOR THE CITY OF GUSTAVUS  
AMENDING TITLE 2.20.100, 2.20.110 AND ADDING 2.20.111.**

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

Motion:                    Council Member Marchbanks moved we accept 2009-15 as published on April 19<sup>th</sup>.  
Seconded by:            Council Member Nixon

Motion To Amend:        Council Member Berry moved that section 2.20.111 be amended to read: Neither the mayor nor any council member may nominate or vote for any person related to themselves either by affinity or lineal consanguinity to the third degree, to the city council but this shall not prohibit an officer or employee from continuing in the service of the city. This section does not prohibit the election of any candidate to any elective office in Gustavus.  
Seconded by:            Council Member Howell

ROLL CALL VOTE ON MOTION TO AMEND:  
Yes:            Berry, Cacioppo, Lassiter  
No:            Howell, Marchbanks, Nixon, Unkel  
Motion Defeated: 3/4

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

**9. Resolutions:**

- A. **Resolution 2009-15** A RESOLUTION BY THE CITY OF GUSTAVUS DECLARING SUPPORT FOR THE CONSTRUCTION OF A NEW BULK FUEL STORAGE FACILITY BY ALASKA ENERGY AUTHORITY TO REPLACE THE EXISTING NON CODE

**APPROVED 6/11/2009**  
**City Council Minutes**  
**City of Gustavus, Alaska**

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COMPLIANT, CONTAMINATED FACILITY WHICH CURRENTLY  
EXISTS IN A STATE OF ALASKA ROAD RIGHT OF WAY.

Resolution 2008-15 was read by Council Member Nixon.

Public Comment: None

Motion:	Council Member Howell moved to accept Resolution 2009-15.
Seconded by:	Council Member Lassiter

*(Clerk's Note: Council Members Marchbanks and Nixon were recused from voting at the April 2009 General Meeting.)*

Motion To Amend:	Council Member Howell moved to amend to add Whereas the use of public funding to build the new facility will assure the cost of fuel for use by the community and to generate electricity will not be burdened with the significant cost of building and financing the new facility.
Seconded by:	Council Member Lassiter

ROLL CALL VOTE ON MOTION TO AMEND:	
Yes:	Berry, Cacioppo, Howell, Lassiter, Unkel
No:	None
Recused:	Marchbanks, Nixon
Motion Passes 5/0 with 2 recused	

Motion To Amend:	Council Member Cacioppo moved to amend to strike Alaska Energy Authority from the title.
Seconded by:	None
Motion lacked a second and no vote occurred.	

ROLL CALL VOTE ON AMENDED MAIN MOTION:	
Yes:	Berry, Cacioppo, Howell, Lassiter, Unkel
No:	None
Recused:	Marchbanks, Nixon
Motion Passes 5/0 with 2 recused	

**B. Resolution 2009-14** A RESOLUTION REQUESTING FY10  
PAYMENT IN LIEU OF TAXES RUNDING FROM THE  
DEPARTMENT OF COMMERCE, COMMUNITY, AND  
ECONOMIC DEVELOPMENT.

Resolution 2008-14 was read by Mayor Unkel.

Public Comment: None

Motion:	Council Member Berry moved that the City Council adopt Resolution 2009-14.
Seconded by:	Council Member Marchbanks

Council discussion followed.

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

**C. Resolution 2009-16** A RESOLUTION BY THE CITY OF  
GUSTAVUS IN SUPPORT OF THE DISPOSAL & RECYCLING  
CENTER COMMITTEE REQUEST FOR THE COUNCIL TO BY  
PASS THE COMPETATIVE BID PROCESS IN THE SELECTION  
OF A CONSULTANT FOR WORK RELATED TO PERMITTING  
AND ANY SITE USE PLANS(S) FOR THE "AIRPORT TRIANGLE"  
SITE REGARDING SEPTAGE AN CONSTRUCTION/  
DEMOLITION WASTE DISPOSAL

Resolution 2009-16 was read by Vice Mayor Berry

Public Comment: None

Motion:	Council Member Berry moved to adopt Resolution 2009-16
Seconded by:	Council Member Nixon

Council discussion followed.

**ROLL CALL VOTE ON MOTION:**

Yes: Berry, Cacioppo, Howell, Lassiter, Marchbanks, Nixon, Unkel  
No: None

Motion Passes 7/0

**10. Policy for Publication:** None

**11. Policy for Public Hearing:** None

**12. Unfinished Business:** None

**13. New Business:** None

**14. Staff Reports:**

A. City Council Reports

1. Council Member Marchbanks gave a report concerning the Library Board meeting and discussion concerning maintenance on building.
2. Council Member Howell reported the resignation of Bruce Tedtsen from the Planning Committee.
3. Council Member Nixon stated that Tom Weed will be here to look at the Salmon River Harbor and GCN tower location.

B. Mayor Report

1. Commented on DMV and the postponement of registration requirement.
2. Tank Farm
3. Question of drinking of alcohol in park during 4<sup>th</sup> of July
4. 2 volunteers who are coordinating the 4<sup>th</sup> of July

**City Clerk's Report:** None

**City Council Questions & Comments**

- A. Council Member Howell requested the GVFD be added to the next work session.
- B. Council Member Berry commented on the request to move public comment on non agenda items to the beginning of the meetings.

**Public Comment on Non-Agenda Items:**

1. Diane Klawunder invited the Council to a public meeting on Tuesday the 19<sup>th</sup> at 7:30PM that the Clinic is holding with representatives from Wrangell Clinic.
2. Diane Klawunder also gave clarification on a question asked of her at a previous meeting.

**Adjournment:**

With no further business before the Council the meeting was adjourned at 9:50PM.