

**City Council Special Meeting
July 20, 2009**

Call to Order: A Special Meeting of the Gustavus City Council was held on July 20, 2009 at 7:00PM.
Mayor Unkel called the 7:04PM

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

Reading & Approval of Minutes: None

Mayor's Request For Agenda Changes: None

Committee Reports: None

Consent Agenda: None

Ordinances for Publication: None

Ordinances for Public Hearing: None

Resolutions: None

Policy and Procedure for Publication: None

Policy and Procedure for Public Hearing: None

Unfinished Business:

A. Review Lease and Operators Agreements AEA Tank Farm Project.

APPROVED 8/13/2009
City Council Minutes
City of Gustavus, Alaska

Motion:	Council Member Lassiter move that we review and discuss the instruments in front of us concerning the bulk fuel storage facility and the lease agreement.
Seconded by:	Council Member Howell

ROLL CALL VOTE ON MOTION:

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

Motion Passes 6/0 with 1 recused

CONFLICT OF INTEREST: Council Member Marchbanks stated that she had been recused from the various discussions. She stated that the contract on the construction had been let and Glacier Bay Construction had received part of the contract bid on the dirt work. Council Member Marchbanks asked if she should continue to be recused.

RULING: Mayor Unkel ruled that he feels as far as participating in the conversation and questions there is no conflict. There is still a conflict in voting.

Council discussion followed on lease and business plan .

B. Approval and Acceptance of Lease and Operator's Agreements AEA Tank Farm Project.

Motion:	Council Member Howell moved we approve and accept the lease and operators agreements for the AEA project as they currently exist pending written resolution of the DNR land conveyance.
Seconded by:	Council Member Lassiter

ROLL CALL VOTE ON MOTION:

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

Motion Passes 5/0 with 2 recused

C. Authorization for Mayor to sign contracts behalf of City of Gustavus for AEA Tank Farm Project.

(Clerk's Note: A recess occurred from 8:07 to 8:12pm.)

Motion:	Vice Mayor Berry moved that the Council authorize the Mayor to sign the secondary operator's agreement and Bulk Fuel Storage and Handling Agreement and Facility Lease documents.
Seconded by:	Council Member Lassiter

Council discussion followed.

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

Motion Passes 5/0 with 2 recused

New Business: None

Mayor's Report: None

City Clerk's Report: None

City Council Questions & Comments: None

Public Comment on Non-Agenda Items: None

Adjournment:

With no further business before the Council the meeting was adjourned at 8:12PM.