
**City Council General Meeting
November 12, 2009**

- 1. Call to Order:** A General Meeting of the Gustavus City Council was held on November 12, 2009 at 7:00PM.
Mayor Berry called the meeting to order at 7:03PM.

- 2. Roll Call:**

Comprising a quorum of the Council the following were present:

Mayor Berry
Vice Mayor Nixon
Council Member Banks
Council Member Lassiter
Council Member Lesh Via Teleconference
Council Member Sunday

Council Members not in attendance:

Council Member Unkel -Absent

- 3. Reading & Approval of Minutes**

- A.** Minutes from the October 8, 2009 General Meeting.

Adopted by unanimous consent.

- B.** Minutes from the October 12, 2009 Special Meeting.

Adopted by unanimous consent

- 4. Mayor's Request for Agenda Changes:**

- A.** Correction on the number for Resolution 2009-27 which is an agenda item under New Business. The number should read 2009-28.

- 5. Committee Reports:**

- A.** Disposal & Recycling Center Committee report given by Paul Berry.
- B.** Road Committee report given by Joe Lassiter.
- C.** Gustavus Visitors Association no report given.
- D.** Borough Committee report concerning annexation was given by Mike Taylor.

- 6. Consent Agenda:**

-
- A.** Resolution 2009-27 FY10 Shared Fisheries Business Tax
(Mayor's Recommendation: Resolution 2009-27 be adopted.)
 - B.** Ordinance FY10-08NCO An Ordinance of the City of Gustavus:
Amending the Gustavus Public Library Budget.
(Mayor's Recommendation: FY10-08NCO be accepted for
publication.)
 - C.** Ordinance FY10-09 An Ordinance of the City of Gustavus:
Adding City Ordinance Section 2.10.090-Provisions for
Employment of the Mayor.
(Mayor's Recommendation: FY10-09 be accepted for
publication.)
 - D.** Ordinance FY10-10 An Ordinance of the City of Gustavus
Amending City Ordinance 2.40.030-Order of Business
(Mayor's Recommendation: FY10-10 be accepted for
publication.)
 - E.** Appointment of John Nixon to GVFD Committee
(Mayor's Recommendation: John Nixon be appointed to the
GVFD Committee as a liaison.)
 - F.** Appointment of Melanie Lesh to Lands Committee
(Mayor's Recommendation: Melanie Lesh be appointed to
to the Lands Committee as a member.)
 - G.** Re-Appointment of Nate Borson to Planning Committee
(Mayor's Recommendation: Nate Borson be re-appointed
to the Planning Committee as a member and as chair.)
 - H.** ~~Award of Salmon River Concrete Ramp Extension Contract~~
(Mayor's Recommendation: That the lowest responsive,
responsible bidder, Fairweather Construction, be awarded
the contract and that the Council authorize the Mayor to
sign the contract award.)

Council Member Nixon read Resolution 2009-27.

Council Member Lassiter requested that Item H be removed from the Consent Agenda. Item H was moved to New Business Item E.

Motion:	Council Member Nixon moved we approve the consent agenda.
Seconded by:	Council Member Lassiter

ROLL CALL VOTE ON MOTION:
Yes: Banks, Berry, Lassiter, Lesh, Nixon, Sunday
No: None

Motion Passes 6/0

7. Ordinances for Publication: None

8. Ordinances for Public Hearing:

A. FY10-05NCO An Ordinance Amending the Administration Budget.

Public Hearing: With no one wishing to be heard the Public Hearing was closed.

Motion:	Council Member Banks moved that we adopt the ordinance to amend the City Ordinance.
Seconded by:	Council Member Lesh

ROLL CALL VOTE ON MOTION: Yes: Banks, Berry, Lassiter, Lesh, Nixon, Sunday No: None Motion Passes 6/0
--

B. FY10-06 An Ordinance Amending Title 2.40.140 –Telephonic Participation.

Public Hearing: With no one wishing to be heard the Public Hearing was closed.

Motion:	Council Member Lassiter moved to adopt FY10-06 an ordinance amending Title 2.40.140 Telephonic Participation.
Seconded by:	Council Member Sunday

Council discussion followed.

ROLL CALL VOTE ON MOTION: Yes: Banks, Berry, Lassiter, Lesh, Nixon, Sunday No: None Motion Passes 6/0
--

C. FY10-07 An Ordinance Amending Title 8 –Harbor Facilities.

Public Hearing: Charlie Rice

Motion:	Council Member Sunday moved that ordinance FY10-07 be postponed until the December General Meeting.
Seconded by:	Council Member Lassiter

Council discussion followed.

ROLL CALL VOTE ON MOTION:
Yes: Banks, Berry, Lassiter, Lesh, Nixon, Sunday
No: None
Motion Passes 6/0

9. Unfinished Business: None

10. New Business:

A. Resignation of Council Member William Unkel

Public Comment: None

Motion:	Council Member Sunday moved that the Council accept Councilman Unkel's resignation.
Seconded by:	Council Member Lassiter

ROLL CALL VOTE ON MOTION:
Yes: Banks, Berry, Lassiter, Lesh, Nixon, Sunday
No: None
Motion Passes 6/0

B. Resolution 2009-26 A Resolution by the City of Gustavus in Support of Posting AS11.61.195 Misconduct Involving Weapons in the Second Degree and AS11.61.210 Misconduct Involving Weapons in the Fourth Degree.

Public Comment: Karen Taylor

Council Member Banks read Resolution 2009-26.

Motion:	Council Member Nixon moved that we adopt Resolution 2009-26.
Seconded by:	Council Member Sunday

Council discussion followed.

Motion to Amend: Council Member Lassiter moved to amend by removing the word moose from the fourth whereas.

Seconded by: Council Member Lesh

ROLL CALL VOTE ON MOTION TO AMEND:

Yes: Banks, Berry, Lassiter, Lesh, Nixon, Sunday

No: None

Motion to Amend Passes 6/0

Motion to Amend: Council Member Banks moved to remove hunting from the last whereas.

Seconded by: Council Member Lassiter

ROLL CALL VOTE ON MOTION TO AMEND:

Yes: Banks, Berry, Lassiter, Lesh, Nixon, Sunday

No: None

Motion to Amend Passes: 6/0

ROLL CALL VOTE ON AMENDED MAIN MOTION:

Yes: Banks, Berry, Lassiter, Lesh, Nixon, Sunday

No: None

Motion Passes 6/0

C. Resolution 2009-28 A Resolution by the City of Gustavus Recognizing the Importance of the Gustavus Volunteer Fire Department (GVFD) and Mutual Aid MOU With the National Park Service.

Resolution 2009-28 was read by Council Member Nixon.

Public Comment: Karen Taylor

Motion: Council Member Nixon moved that we adopt Resolution 2009-28.

Seconded by: Council Member Banks

ROLL CALL VOTE ON MOTION:

Yes: Banks, Berry, Lassiter, Lesh, Nixon, Sunday

No: None

Motion Passes 6/0

D. Salmon River Sheet Pile Removal RFQ

Mayor Berry asked Kim Ney to explain this agenda item.

Motion:	Council Member Nixon moved that we approve the RFQ for the Salmon River Sheet Pile Removal Project.
Seconded by:	Council Member Sunday

ROLL CALL VOTE ON MOTION:
Yes: Banks, Berry, Lassiter, Lesh, Nixon, Sunday
No: None
Motion Passes 6/0

E. Award of Salmon River Concrete Ramp Extension

Motion:	Council Member Nixon moved that we award the Salmon River Concrete Ramp Extension Project to Fairweather Construction and authorize the mayor to sign the award.
Seconded by:	Council Member Banks

ROLL CALL VOTE ON MOTION:
Yes: Banks, Berry, Lesh, Nixon, Sunday
No: Lassiter
Motion Passes 5/1

11. Staff Reports: None

12. City Council Reports:

A. Mayor's Report

1. Special Meeting December 3rd.
2. 2 items for work session
3. Will be leaving Sunday for AML Conference. Vice Mayor Nixon will be the acting Mayor.

B. Committee Reports: None

C. City Clerk Reports

1. Scheduled Council Meetings are a Special Meeting on December 3rd and the General Meeting on December 10th.

City Council Questions & Comments

- A.** Council Member Lesh asked if a GVA report could be on the December General Meeting.

Public Comment on Non-Agenda Items:

Public Comment was received from the following:
Charlie Rice

Adjournment:

With no further business before the Council the meeting was adjourned at 8:18PM.