



# CITY AND BOROUGH OF SITKA

ASSEMBLY CHAMBERS  
330 Harbor Drive  
Sitka, AK  
(907)747-1811

## Meeting Agenda City and Borough Assembly

*Mayor Mim McConnell  
Deputy Mayor Matt Hunter  
Vice-Deputy Mayor Benjamin Miyasato  
Aaron Swanson, Steven Eisenbeisz  
Tristan Guevin, and Michelle Putz*

*Municipal Administrator: Mark Gorman  
Municipal Attorney: Robin L. Koutchak  
Municipal Clerk: Colleen Ingman, MMC*

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Tuesday, March 24, 2015

6:00 PM

Assembly Chambers

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### REGULAR MEETING

I. CALL TO ORDER

II. FLAG SALUTE

III. ROLL CALL

IV. CORRESPONDENCE/AGENDA CHANGES

A [15-034](#) Reminders - Calendar - Correspondence

*Attachments:* [Reminder Calendar Corr](#)

V. CEREMONIAL MATTERS

*AmeriCorps Proclamation*

VI. SPECIAL REPORTS: Government to Government, Municipal Boards/Commissions/Committees, Sitka Community Hospital, Municipal Departments, School District, Students and Guests (time limits apply)

VII. PERSONS TO BE HEARD

*Public participation on any item off the agenda. All public testimony is not to exceed 3 minutes for any individual, unless the mayor imposes other time constraints at the beginning of the agenda item.*

VIII. REPORTS

a. Mayor, b. Administrator, c. Attorney, d. Liaison Representatives, e. Clerk, f. Other

**IX. CONSENT AGENDA**

*All matters under Item IX Consent Agenda are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.*

- A**     [15-030](#)     Approve the minutes of the March 10, 2015 Assembly meeting  
  
          **Attachments:** [Minutes](#)
- B**     [15-031](#)     Reappoint Charles Horan (temporarily) to a seat on the Gary Paxton Industrial Park Board; 2) Kevin Knox to the Port and Harbor Commission; and 3) Trish White on the Local Emergency Planning Commission  
  
          **Attachments:** [Appointments](#)
- C**     [ORD 15-14](#)   Proposing to clarify the SGC by Amending Section 13.13.025 Emission of Soot from an Oil Stove In a Vessel, Section 14.04.020 Ice and Snow Removal, Section 15.05.400 Cross-Connections, Sections 18.04.010 (I) Personal Property Definition and Title 18 Footnote 2 to Correct Statute References, Section 19.01.013 Adoption of Excavation and Grading Standards, Section 19.01.020 Building Permits Fees, Section 19.08.040 Definition Of "Islands," Section 22.08.585 Manufactured Home, and Section 22.08.590 Mobile Home  
  
          **Attachments:** [ORD 2015-14 Clarifying](#)  
  
          *Clarifying CODE ordinance - first reading*
- D**     [ORD 15-15](#)   PULLED Proposing to clarify the Sitka General Code by Amending Sections 1.01.010 Adoption, and 1.01.030 Codification Authority to update Alaska Statute References, Sections 2.04.010 Agenda Testimony Time, 2.04.170, Assembly Meeting Time, 02.12.010 Clarifying Physician Members on Hospital Board, 2.40.100 Acceptance of Nomination, 2.40.290 Election Supplies and Equipment, 2.40.300 Instructions to Voters, 2.40.410 Preservation of Ballot After Counting, 3.16.030 Open Market Procedures, 3.16.060 Exceptions to Competitive Bidding Requirements, 3.16.080 Procurement Monitoring, Title 4, Revenue and Finance in Sections 4.26.165 (A) and 4.26.165 (E) to clarify Alaska Appellate Court Name, in Section 4.28.040 (C) to update the best practices recommendation, in Section 4.44a.010 (B) to remove an incorrectly placed word, and Section 6.19.030 (E) Commercial Operations Permit to clarify fee expense  
  
          *Clarifying CODE ordinance - first reading*
- E**     [ORD 15-16](#)   Proposing to clarify the SGC by amending Sections 8.04.020 Licensing (Animals), 8.04.080 Objectionable Animals, and 10.52.010 Unlawful Acts (Dangerous Dog)  
  
          **Attachments:** [ORD 2015-16 Clarifying](#)  
  
          *Clarifying CODE ordinance - first reading*

- F**      [ORD 15-18](#)      Proposing to clarify the SGC by amending Chapter 10.40 Gambling, Section 10.40.010 Prohibited and Loitering Sections, 10.76.020 Definition and 10.76.030 Prohibited Operations  
*Attachments:* [ORD 2015-18 Clarifying](#)  
*Clarifying CODE ordinance - first reading*
- G**      [ORD 15-19](#)      Proposing to clarify the SGC by amending Title 10 Public Peace, Safety and Morals at Sections 10.44.010 Liquor Regulations Definition A, 10.44.020 Scopes of Provisions, 10.44.030 License Required, 10.44.060 Persons Forbidden to Have Liquor, and 10.84.010 Definitions  
*Attachments:* [ORD 2015-19 Clarifying](#)  
*Clarifying CODE ordinance - first reading*
- H**      [ORD 15-20](#)      Proposing to clarify the SGC by Amending Sections 11.17.25.010 Prohibited Vehicles and Loads, Section 11.17.25.020 Width of Vehicles, Section 11.28.010 Traffic Code-Adoption of State Traffic Laws, and Sections 15.05.590 and 15.05.600 Fire Protection Services and Systems  
*Attachments:* [ORD 2015-20 Clarifying](#)  
*Clarifying CODE ordinance - first reading*
- X.      UNFINISHED BUSINESS:**
- I**      [ORD 15-13](#)      Adjusting the FY15 Budget  
*Attachments:* [ORD 2015-13 Budget](#)
- J**      [ORD 15-11](#)      Proposing to clarify the SGC by amending the footnote in Title 9 Health and Sanitation, by amending Sections 10.24.050 Fireworks Permissible Sales and Uses and 10.24 reference note, Section 10.44.070 (c) Common Carrier Definition, by repealing without replacement Section 10.48.030 Evidence, by amending Section 10.72.070 Juvenile Curfew Penalties, by repealing Section 10.84.020 Grandfather Clause for Liquor Sales Age, by amending Section 11.04.110 Public Holidays List, Section 11.40.230 Parking Reference, Section 11.56.100 for correct reference for Taxicab Medical Requirements, by repealing Section 11.64.010 Pedestrian Rules, and by amending Section 11.70.010 to remove outdated Helmet Standard Reference  
*Attachments:* [ORD 2015-11 Clarifying 7-12](#)  
*Clarifying CODE ordinance - second reading*
- K**      [ORD 15-12](#)      Proposing to clarify SGC by amending Title 6 Business License and Regulations at Section 6.04.080 Bond  
*Attachments:* [ORD 2015-12 Clarifying Title 6](#)  
*Clarifying CODE ordinance - second reading*

**XI.      NEW BUSINESS:**

**New Business First Reading**

- L     [ORD 15-17](#)     Utility Director/Acting Administrator to give an overview 1st
- Amending Subsection 15.01.020 of SGC Electrical Rates by increasing electric rates to fund approved Electrical Utility Capital Projects including the Blue Lake Hydroelectric Expansion Project and establishing an Energy Assistance Fund
- Attachments:** [MOTION ORD 2015-17](#)  
[ORD 2015-17 Electrical Rates](#)

**Additional New Business Items**

- M     [15-032](#)     Approve an Operating and Terminal Building Sublease Agreement between City and Borough of Sitka and Delta Airlines subject to Department of Transportation and Public Facilities approval
- Attachments:** [Delta Airlines Sublease reduced size](#)
- N     [15-035](#)     Approve award Jarvis Bulk Fuel Tank API-653 Inspection Contract Award \$80,000 - Blue Lake Bonding
- Attachments:** [Jarvis St Diesel fuel tank](#)  
[Backup Generator Storage Tan](#)
- O     [15-036](#)     Approve a change order to McMillen for the Bulk Water Upgrade at Gary Paxton Industrial Park - not to exceed \$370,000 - Blue Lake Bonding
- Attachments:** [Bulk water upgrade](#)  
[McMillion Backup](#)
- P     [15-033](#)     Discussion/Direction on whether to bring forward a ballot ordinance on putting the question of "Whether Sitka should allow Commercial Sales of Marijuana?" on the October municipal election ballot
- Attachments:** [Discussion Direction Commercial Sales Marijuana](#)

**XII.    PERSONS TO BE HEARD:**

*Public participation on any item on or off the agenda. Not to exceed 3 minutes for any individual.*

**XIII.   EXECUTIVE SESSION****XIV.    ADJOURNMENT**

*Colleen Ingman, MMC  
Municipal Clerk  
Publish: 3/20/2015*