

CITY AND BOROUGH OF SITKA

REGULAR ASSEMBLY MEETING MINUTES

June 28, 2005

- I. CALL TO ORDER:** The meeting was called to order by Mayor Marko Dapceвич at 7:00 PM.
- II. FLAG SALUTE:** All in attendance stood for the Pledge of Allegiance.
- III. ROLL CALL** Answering roll call were Mayor Marko Dapceвич, Assembly Members Doris Bailey, Bill Paden, Jay Stelzenmuller, and Valorie Nelson. Al Duncan arrived 7:05 PM.
- IV. CORRESPONDENCE** None.
- V. PRESENTATIONS** None.
- VI. CONSENT AGENDA:** MOTION: Bailey moved to approve the Consent Agenda consisting of Items A and E.
- Item A
Minutes Approve the minutes of the June 14, 2005 Assembly meeting.
- Item E
ORD. 2005-33 ADJUSTING THE FY 2005 BUDGET FOR CHANGES IDENTIFIED DURING THE THIRD QUARTERLY FY 2005 FORMAL BUDGET EXECUTION REVIEW.
- Motion on the Consent Agenda consisting of Items A and E PASSED on a 6-0 roll call vote.
- Item G
Appointment Stelzenmuller requested that this item be taken up out of order. He wanted to personally thank Dr. Bowman for all his work on the Sitka Community Hospital Board.
- MOTION: Stelzenmuller moved to reappoint Russell Bowman, DO, to a three-year term on the Sitka Community Hospital Board.
- Motion PASSED on a unanimous voice.
- * Item B
ORD. 2005-29 MOTION: Bailey moved to approve Ordinance 2005-29 on first reading.
- Mayor read the title: AMENDING TITLE 9, HEALTH AND SANITATION, OF THE SGC TO CONTROL ENVIRONMENTAL TOBACCO SMOKE IN PUBLIC PLACES AND PLACES OF EMPLOYMENT, AND PROVIDING A PENALTY UPON RATIFICATION OF THE VOTERS.

MOTION: Mayor moved to amend by removing [BARS] from a prohibitive place to smoke throughout the ordinance.

Motion on the first amendment PASSED on a 6-0 roll call vote.

MOTION: Mayor moved to amend on page 6 by striking the existing number 13 in its entirety: [PRIVATE CLUBS, INCLUDING BUT NOT LIMITED TO THE ELKS, MOOSE, AND AMERICAN LEGION.]

Motion on the secondary amendment PASSED on a 5-1 roll call vote with Stelzenmuller against.

MOTION: Paden moved to amend Page 3 by adding a period after the word profit and deleting the balance of that initial sentence: [AND A PERSON WHO VOLUNTEERS HIS OR HER SERVICES FOR A NON-PROFIT OR FOR PROFIT ENTITY.]

Motion on Paden's amendment PASSED on a unanimous voice vote.

MOTION: Mayor moved to add a seventh item to Section 9.20.030 to read: That a private business owner be allowed, if they choose, to have an indoor smoking lounge or area in their establishment, as long as it is in a separate room, with separate ventilation and a door that closes. No employee would be required to enter the room as part of their work.

Will Swagel testified that he is in support of the amendment.

Motion on the Mayor's amendment PASSED on a 4-2 roll call vote with Nelson and Paden voting against.

Peter Hernandez does not believe the ordinance would be fair as initially presented, and thanked the Assembly for looking closely at amendments.

Wilbur Brown mentioned that they did put this subject out for public comment and did do surveys in the bars. Their desire was to have input from the bars and clubs. He said that people have the right not to be subjected to the smoke.

The main motion as amended PASSED 6-0 on a roll call vote on first reading.

Item C
ORD. 2005-31

MOTION: Bailey moved to approve Ordinance 2005-31 on first reading.

Mayor read the title: AN ORDINANCE OF THE CITY AND BOROUGH OF SITKA, ALASKA PROPOSING TO AMEND TITLE 4, REVENUE AND FINANCE, OF THE SITKA GENERAL CODE BY AMENDING SECTION 4.09.100, EXEMPTIONS, TO RAISE FROM \$1,000 TO \$5,000 THE AMOUNT AT WHICH A SALE STARTS TO BE EXEMPT FROM THE SALES TAX; PROPOSING TO AMEND THE HOME RULE CHARTER OF THE CITY AND BOROUGH OF SITKA BY ADDING A NEW ARTICLE XX, SITKA COMMUNITY HOSPITAL, TO CREATE A DEDICATED FUND FOR SITKA COMMUNITY HOSPITAL AND TO DEDICATE TO THE SITKA COMMUNITY HOSPITAL DEDICATED FUND TWELVE PERCENT OF THE SALES TAX REVENUES GENERATED BY THAT PORTION OF THE SALES TAX UP TO FIVE