

**Absent:** 2 - Eisenbeisz, and Paxton

**J**     [ORD 19-08](#)     Making supplemental appropriations for Fiscal Year 2019 (*GPIP Access Ramp*)

Garry White, Director of the Gary Paxton Industrial Park (GPIP), stated the GPIP Board was hoping to complete the overall plan of management for the Park. White stated the appropriation was being requested to continue an analysis of the GPIP dock access ramp to determine different design components. The City had hired PND Engineering last summer to complete analysis and design of an access ramp to support the marine services industry. Cost estimates ranged from \$6.8 and \$6.1 million. The Board however, had now requested PND look at a phased development project. Wein spoke in support of the appropriation if the ultimate goal was to be achieved.

**A motion was made by Knox that this Ordinance be APPROVED on FIRST READING. The motion PASSED by the following vote.**

**Yes:** 5 - Knox, Bean, Wein, Mosher, and Nelson

**Absent:** 2 - Eisenbeisz, and Paxton

**K**     [19-048](#)     Update from Assembly Subcommittee Members Bean, Wein, and Mosher followed by Discussion / Direction / Decision on the selection of a Police Department third party investigator

Knox desired to go into executive session to discuss concerns related to moving forward. Bean believed a majority of the discussion could be held in public without putting the City at risk or defaming character. Knox was agreeable to discussion however wished to hear from the Municipal Attorney first. Wein wondered of the concerns and how they would rise to the level of executive session.

Noah Shepard, a litigant, understood the need to discuss communications in executive sessions prior to discussion of the investigation.

**A motion was made by Knox to go into executive session to discuss communications with the Municipal Attorney or other legal advisors concerning legal matters affecting the City and Borough of Sitka and the ongoing litigation of the Sitka Police Department and the selection of a third party investigator. The motion PASSED by the following vote.**

**Yes:** 5 - Mosher, Nelson, Knox, Bean and Wein

**Absent:** 2 - Paxton and Eisenbeisz

The Assembly was in executive session from 9:20pm to 9:30pm.

**A motion was made by Bean to reconvene as the Assembly in regular session. The motion PASSED by a unanimous voice vote.**

Update from subcommittee

Wein stated his motivation was related to the inaction of the City to get closure to the events at the Police Department and the problem could not be allowed to fester and create an unhealthy working environment. A subcommittee was formed and during the course of their work the Administrator had hired interim Police Chief Robert Baty.

While Wein was supportive of interim Police Chief Robert Baty he believed the hiring of Baty by the Administrator usurped and undermined the authority of the Assembly. Wein wished to be provided written plans from Baty on how he would approach the problem at the Police Department, prior to his arrival on April 1. In addition, Wein stated he was in support of holding off on choosing an investigator for now, however, wished to approve the appropriation in the event an investigation was warranted. Bean stated the intent was to bring forward recommendations for the body to consider and wished to proceed with the investigation. Mosher spoke in support of moving forward with the appropriation.

**No formal action was taken, however, the Assembly stated they would like this item to come back at the April 9 meeting for discussion / direction / decision.**

**L**     [ORD 19-10](#)

Making supplemental appropriations for Fiscal Year 2019 (*Police Department Third Party Investigation*)

Wein noted inclusion of a budget amendments report with the ordinance. Municipal Administrator Keith Brady explained the report listed what had been appropriated during the fiscal year. Chief Finance and Administrative Officer Jay Sweeney stated total supplemental appropriations to date for the General Fund in FY2019 totaled \$1,861,395 not including this supplemental appropriation.

From the public, Noah Shepard, stated the course of action was reasonable, however, expressed concern and told he had information the Assembly did not have and wished to speak with them.

Wein, appreciative of Shepard's concerns, was hopeful Baty would come in and revitalize the department or the Assembly would address the matter. Knox spoke in support of Baty's arrival, however, was not comfortable holding this over Baty. He wished to revisit at a later date.

**A motion was made by Mosher that this Ordinance be APPROVED on FIRST READING. The motion PASSED by the following vote.**

**Yes:** 4 - Bean, Wein, Mosher, and Nelson

**No:** 1 - Knox

**Absent:** 2 - Eisenbeisz, and Paxton

**M**     [19-062](#)

Discussion / Direction on the "assembly@cityofsitka.org" group email address

Bean desired to have all department heads removed from the Assembly group email address and noted if the address was to the Assembly those members should be the only recipient. Wein believed it to be a breach of confidentiality, not transparent, and disingenuous. He offered people sending emails to that address were under the impression the only recipients were the duly elected Assembly members. Municipal Administrator Keith Brady stated department heads had been on the email group address for over a decade in an effort to possibly help answer questions. Brady noted there was a disclaimer online stating the department heads were included on the Assembly group email address. Wein reminded the Assembly should have the right to refer those emails to the Administrator or department heads at their discretion, not without their consent.

**A motion was made by Bean to direct the Administrator to remove all department heads from the Assembly group email address. The motion**