

Mayor
Richard Beneville
Interim Manager
John K. Handeland
Clerk
Bryant Hammond



Nome City Council
Jerald Brown
Doug Johnson
Mark Johnson
Adam Martinson
Jennifer Reader
Meghan Sigvanna Topkok

102 Division St. • P.O. Box 281
Nome, Alaska 99762
Phone (907) 443-6663
Fax (907) 443-5345

**NOME COMMON COUNCIL
REGULAR MEETING AGENDA
MONDAY, JANUARY 28, 2019 @ 5:30 / 7:00 PM
COUNCIL CHAMBERS IN CITY HALL**

Work Session: 5:30

- Discussion of Potential Long Term Leasing of the Rec Center Kitchen
- Discussion of FY 2018 Audit with Altman Rogers & Co.

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**MINUTES
NOME CITY COUNCIL
REGULAR MEETING
JANUARY 28, 2019**

The regular meeting of the Nome City Council was called to order at 7:03 PM by Acting Mayor Jerald Brown in Council Chambers of City Hall, located at 102 Division Street.

ROLL CALL

Members Present: Jerald Brown; Mark Johnson; Adam Martinson; Jennifer Reader (telephonically); Meghan Topkok

Members Absent: Doug Johnson

Also Present: John Handeland, Acting City Manager; Bryant Hammond, City Clerk; Julie Liew, Finance Director;

In the audience: Lance Johnson; Emily Hofstaedter (KNOM); Paul Kosto; Rhonda Schneider; Trinh Johnson; Scot Henderson; Austin Ahmasuak; Ken Hughes

APPROVAL OF AGENDA

Council Member Brown asked if there were any changes to the agenda.

A motion was made by C. Martinson and seconded by C. Topkok to approve the agenda.

At the roll call:

Aye: M. Johnson; Martinson; Reader; Topkok; Brown

Nay:

Abstain:

The motion **CARRIED**.

APPROVAL OF MINUTES

A. January 14, 2019 City Council Regular Meeting Minutes.

A motion was made by C. M. Johnson and seconded by C. Martinson to approve the January 14, 2019 minutes.

At the roll call:

Aye: M. Johnson; Martinson; Reader; Topkok; Brown

Nay:

Abstain:

The motion **CARRIED**.

COMMUNICATIONS

- A. Email of January 16, 2019 from Lisa Ellanna to Manager Handeland re: Update Resource List.
 - Manager Handeland suggested Ms. Ellanna enhance the list for clarity.
 - Council Member Brown suggested the finished product be placed on the website.
- B. Memo of January 24, 2019 from Clerk Hammond to Nome Common Council re: Chauffeur's License Interpretation.
 - Council Member Brown asked if any action were needed.
 - Clerk Hammond described the interpretation and suggested the Council take action if they disagreed with it.
- C. Memo of January 25, 2019 from Finance Director Liew to Nome Common Council re: Amazon and Online Sales Tax.

A motion was made by C. Reader and seconded by C. M. Johnson to authorize the contribution of \$4,000 to the AML's Online Sales Tax planning efforts.

Discussion:

- Finance Director Liew described the working group process and suggested supporting AML conduct the process.

At the roll call:

Aye: Martinson; Reader; Topkok; Brown; M. Johnson

Nay:

Abstain:

The motion **CARRIED.**

- D. NSEDC Flyer re: Energy Subsidy Sign Ups in February 2019.
- E. FY 2020 City of Nome Budget Calendar.
 - Council Member Mark Johnson opined the City would have 3- 4 months' worth of online Sales Tax data to inform the budget discussion in May.

CITIZENS' COMMENTS

- 1) Ken Hughes opined the Rec Center Kitchen upgrades discussed in the work session were a worthy upgrade and expressed his support.
- 2) Lance Johnson gave a status update on the BHS day shelter operating at 200 W 1st Ave. He discussed several improved metrics over the short period the facility has been open and expressed optimism for future positive results. He described the physical and operational structures of the building.
- 3) Lisa Ellanna passed out examples of policies for incapacitated individuals, explaining she misspoke when stating nearly every organization in town had one. She thanked Manager Handeland for his comments on the resource list.
 - Council Member Brown requested Manager Handeland follow up with Chief Estes concerning the policy.

- 4) Ken Hughes thanked Council Member Reader for the motion supporting AML's online sales tax efforts and requested the City revisit the issue of applying sales tax to the net revenue of pull tabs rather than the gross revenue, stating that municipalities in Alaska tax pull in such a way.

PLANNING & ZONING

- A. R-2019-1 A Resolution Recommending that the Nome City Council Amend its Real Property Ordinance to Allow for Over the Counter Sales of Municipal Property.
- Council Member Browns Brown and Reader stated they had no objection.
 - Council Member M. Johnson opined it would place the properties on the tax roll.
 - The Council directed staff to consult with the Planning Commission and the City Attorney on an ordinance to bring before the Council.

UNFINISHED BUSINESS

- A. Memo of January 25, 2019 from Finance Director Liew to Nome Common Council re: FY 2019 Mid-Year Budget Amendments.
- B. O-19-01-01 An Ordinance Amending the City of Nome FY 2019 General Fund Municipal Budget, **SECOND READING/PUBLIC HEARING/FINAL PASSAGE.**

For the purpose of holding a public hearing, the Council recessed at 7:56 PM.

The Council reconvened at 7:56 PM.

A motion was made by C. M. Johnson and seconded by C. Martinson to adopt O-19-01-01.

A motion was made by C. M. Johnson and seconded by C. Topkok to amend O-19-01-01 by 1) Budget for Senior Citizens' Building expenditure is to be amended by \$13,000 to \$69,885 for the purchase of a new commercial dishwasher, food prep table and cabinetry; 2) Budget for Non-departmental expenditure is to be amended back to its original budget at \$3,182,881.00; 3) Total expenditure and transfers for the General Fund is to be amended from \$13,736,115.47 to \$13,782,189.47; and 4) As a result, the operating deficit will be further increase by \$46,074 to \$2,236,918.26, which will be appropriated from savings to balance the budget at \$13,782,189.47.

At the roll call:

Aye: Topkok; Brown; M. Johnson; Martinson; Reader

Nay:

Abstain:

The motion to amend **CARRIED.**

Returning to the main motion:

At the roll call:

Aye: Reader; Topkok; Brown; M. Johnson; Martinson

Nay:

Abstain:

The motion, as amended, **CARRIED**.

- C. O-19-01-02 An Ordinance Amending the City of Nome FY 2019 Special Revenue Fund Budget, **SECOND READING/PUBLIC HEARING/FINAL PASSAGE**.

For the purpose of holding a public hearing, the Council recessed at 8:00 PM.

The Council reconvened at 8:00 PM.

A motion was made by C. Martinson and seconded by C. Topkok to adopt O-19-01-02.

At the roll call:

Aye: Brown; M. Johnson; Martinson; Reader; Topkok

Nay:

Abstain:

The motion **CARRIED**.

- D. O-19-01-03 An Ordinance Amending the City of Nome FY 2019 Capital Projects Fund Budget, **SECOND READING/PUBLIC HEARING/FINAL PASSAGE**.

For the purpose of holding a public hearing, the Council recessed at 8:01 PM.

The Council reconvened at 8:01 PM.

A motion was made by C. Martinson and seconded by C. M. Johnson to adopt O-19-01-03.

At the roll call:

Aye: M. Johnson; Martinson; Reader; Topkok; Brown

Nay:

Abstain:

The motion **CARRIED**.

- E. O-19-01-04 An Ordinance Amending the City of Nome FY 2019 Port of Nome Fund Budget, **SECOND READING/PUBLIC HEARING/FINAL PASSAGE**.

For the purpose of holding a public hearing, the Council recessed at 8:04 PM.

The Council reconvened at 8:04 PM.

A motion was made by C. Topkok and seconded by C. Martinson to adopt O-19-01-04.

A motion was made by C. M. Johnson and seconded by C. Martinson to amend O-19-01-04 by 1) Budget for Transfers Out under expenditure is to be amended by \$30,477 to \$425,423.23 for the local match for the Port Road improvements project; 2) Total expenditure and transfers is to be amended from \$1,803,279.84 to \$1,833,756.84; and 3) As a result, the operating deficit before depreciation will be increased by \$30,477 to \$114,701.84, which will be appropriated from savings to balance the budget at \$1,833,756.84.

At the roll call:

Aye: Martinson; Reader; Topkok; Brown; M. Johnson

Nay:

Abstain:

The motion to amend **CARRIED**.

Returning to the main motion:

At the roll call:

Aye: M. Johnson; Martinson; Reader; Topkok; Brown

Nay:

Abstain:

The motion, as amended, **CARRIED**.

F. O-19-01-05 An Ordinance Amending the City of Nome FY 2019 Port of Nome Capital Projects Fund Budget, **SECOND READING/PUBLIC HEARING/FINAL PASSAGE**.

For the purpose of holding a public hearing, the Council recessed at 8:06 PM.

The Council reconvened at 8:07 PM.

A motion was made by C. Topkok and seconded by C. Martinson to adopt O-19-01-05.

A motion was made by C. M. Johnson and seconded by C. Martinson to amend O-19-01-05 by 1) Under Revenue, the budget for Transfers In is to be amended by \$30,477 to \$425,423.23 for the local match for the Port Road improvements project; 2) As a result, total revenue is to be amended by \$30,477 to \$6,162,109.23; 3) Under Expenditure, the budget for Industrial Park projects is to be amended by \$30,477 to \$37,512.07 for the local match for the Port Road improvements project; and 4) As a

result, total expenditure and transfers is to be amended by \$30,477 to \$6,162,109.23.

At the roll call:

Aye: Topkok; Brown; M. Johnson, Martinson; Reader

Nay:

Abstain:

The motion to amend **CARRIED**.

Returning to the main motion:

At the roll call:

Aye: Reader; Topkok; Brown; M. Johnson; Martinson

Nay:

Abstain:

The motion, as amended, **CARRIED**.

NEW BUSINESS

- A. O-19-01-06 An Ordinance Amending NCO Chapter 3.10 to Authorize the Use of a State of Alaska Commercial Driver's License to Establish an Applicant for a City of Nome Chauffeur's License Meets the Minimum Health Standards, **FIRST READING/DISCUSSION**.

A motion was made by C. Martinson and seconded by C. Topkok to advance O-19-01-06.

At the roll call:

Aye: Brown; M. Johnson; Martinson; Reader; Topkok

Nay:

Abstain:

The motion **CARRIED**.

- B. O-19-01-07 An Ordinance Amending Section 17.10.180 (Definitions), **FIRST READING/DISCUSSION**.

A motion was made by C. Martinson and seconded by C. Topkok to advance O-19-01-07.

Discussion:

- Council Member Brown requested Clerk Hammond consult with the City Attorney to ensure such definition change would have no unintended consequences elsewhere in the Code.

At the roll call:

Aye: M. Johnson; Martinson; Reader; Topkok; Brown

Nay:

Abstain:

The motion **CARRIED**.

- C. R-19-01-05 A Resolution Allocating the 2018 NSEDC End-Year Community Benefit Share Funds.

A motion was made by C. Topkok and seconded by C. Martinson to adopt R-19-01-05.

Discussion:

- Council Member Reader asked for an explanation as to where the Nome Public Schools, Preschool, and PAWS requests went.
- Council Member Brown explained the NPS phone issue could potentially be addressed by stock on hand at NJUS, the Preschool's request would be addressed in the FY20 budget, and the PAWS request was reduced to match the percentage of animal issues arising in Nome.

At the roll call:

Aye: M. Johnson; Martinson; Reader; Topkok; Brown

Nay:

Abstain:

The motion **CARRIED**.

- D. R-19-01-06 A Resolution Adopting the Results of the Fiscal Year 2018 Audit Performed by Altman, Rogers & Co.

A motion was made by C. M. Johnson and seconded by C. Martinson to adopt R-19-01-06.

At the roll call:

Aye: Martinson; Reader; Topkok; Brown; M. Johnson

Nay:

Abstain:

The motion **CARRIED**.

- E. R-19-01-07 A Resolution Authorizing the Filing of a Lawsuit for the Foreclosure of Municipal Real Property Tax Liens.

A motion was made by C. Topkok and seconded by C. M. Johnson to adopt R-19-01-07.

Discussion:

- The Council directed Clerk's Office Staff to hold off official proceedings until May 1st, so as to give delinquent taxpayers additional time to bring their accounts to current.
- Council Member Reader requested staff foreclose every two years as provided in ordinance.

At the roll call:

Aye: Reader; Topkok; Brown; M. Johnson; Martinson

Nay:

Abstain:

The motion **CARRIED**.

UTILITY MANAGER'S REPORT

- A. Activity Report: January 15 – 27.
- Assistant Manager Morton presented his written report.

CITY MANAGER'S REPORT

- A. Activity Report: January 15 – 27.
- Manager Handeland presented his report.

A motion was made by C. Topkok and seconded by C. Martinson to allow the slotting of the Evidence Custodian at 14G rather than 14A.

- Council Member Mark Johnson stated that he was uncomfortable with the proposed salary bump for a temporary position.
- Manager Handeland explained the rationale for the higher starting salary.
- Council Member Mark Johnson continued to question the process.

The motion was withdrawn.

- B. December 20, 2018 Port Commission Regular Meeting Minutes.

CITIZENS' COMMENTS

- 1) Rhonda Schneider thanked NSEDC for supporting Nome Community Center's programs and the City of Nome for finding an alternate means of addressing the XYZ's issue.

COUNCIL MEMBER COMMENTS

- 1) Council Member Brown – no comments.
- 2) Council Member Mark Johnson noted an article from the Anchorage Daily News describing tax incentives to spur downtown development and suggested something similar for Nome.
- 3) Council Member Martinson – no comments.
- 4) Council Member Reader congratulated Finance Director Liew on the clean audit.
- 5) Council Member Topkok – no comments.

MAYOR'S COMMENTS AND REPORT

N/A

EXECUTIVE SESSION

A Motion was made by C. M. Johnson and seconded by C. Martinson to go into executive session to discuss

matters that may have an adverse impact on city finances.

The Council recessed into executive session at 9:11 PM.

The Council came out of executive session at 10:31 PM.

Direction was given to the City Attorney to resolve the issue.

ADJOURNMENT

A motion was made by C. M. Johnson and seconded by C. Martinson that the meeting be adjourned.

Hearing no objections, the Nome Common Council adjourned at 10:32 PM.

APPROVED and SIGNED this 25th day of February 2019.



RICHARD BENEVILLE
Mayor

ATTEST:



BRYANT HAMMOND
City Clerk