

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



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

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**NOME COMMON COUNCIL
REGULAR MEETING & WORK SESSION AGENDA
MONDAY, NOVEMBER 26, 2018 @ 6:00/7:00 PM
COUNCIL CHAMBERS IN CITY HALL**

REGULAR MEETING, 6:00 PM:

I. ROLL CALL

II. APPROVAL OF AGENDA

III. APPROVAL OF MINUTES

- A. October 29, 2018 City Council Rescheduled Regular Meeting Minutes,
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IV. COMMUNICATIONS

- A. Letter of October 24, 2018 from Major General Hummel to Mayor Beneville re: Full-Time Army National Guard Recruiter,
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- B. Letter of October 26, 2018 from Manager Handeland to AHFC re: Support for NEC's Block 35 Affordable Housing Project,
PAGE 17
- C. Letter of November 1, 2018 to City of Nome from Alcohol & Marijuana Control Board re: Northwest Company Package Store License Renewal,
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- D. Letter of November 2, 2018 to City of Nome from Alcohol & Marijuana Control Board re: Nome Grown Limited Marijuana Cultivation License Application,
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- E. Letter of November 5, 2018 from Manager Handeland to NSEDC re: Support for Village of Solomon's Community Center Upgrades Project,
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- F. Letter of November 6, 2018 from NSEDC to Mayor Beneville re: 2018 NSEDC End-of-Year Community Benefit Share,
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- G. Letter of November 6, 2018 from Kawerak / City of Nome to Governor Walker, Senator Olson, Representative Foster, Special Agent Peterson, and US Attorney Schroder re: Justice for Victims of Sexual Assault and other Violent Crimes,
PAGE 35
- H. Letter of November 8, 2018 from NSEDC to Mayor Beneville re: Approved Funding for Inner Harbor Concrete Launch Ramp Repair Project,

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- I. Flyer re: 2020 Census Jobs Available in Alaska, Recruiting Information, and Fact Sheets,

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- J. Flyer re: Seward Peninsula Roads: Their Development and Abandonment from 1900 – Present

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V. CITIZENS' COMMENTS

VII. UNFINISHED BUSINESS

- A. O-18-09-05 An Ordinance Amending Section 3.05 of the Nome Code of Ordinances to Limit the Sale of Alcoholic Beverages to Between the Hours of 4 P.M. and 8 P.M. at All Locations South of 6th Avenue,

SECOND READING/PUBLIC HEARING/FINAL PASSAGE,**PAGE 55**

- B. O-18-11-01 An Ordinance Amending Title 14 of the Nome Code of Ordinances to Rename the Nome Municipal Cemetery,

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- C. O-18-11-02 An Ordinance Amending NCO 2.15.020 to Clarify Councilmember Residency Requirement,

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IX. UTILITY MANAGER'S REPORT

- A. Activity Report: October 30 – November 25, 2018,
VERBAL

X. CITY MANAGER'S REPORT

- A. Activity Report: October 30 – November 25, 2018,
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XI. CITIZENS' COMMENTS

XII. COUNCILMEN'S COMMENTS

XIII. MAYOR'S COMMENTS AND REPORT

- A. Activity Report: October 30- November 25, 2018
VERBAL

XV. EXECUTIVE SESSION

XVI. ADJOURNMENT

WORK SESSION, 7:00 PM:

Discussion on Public Safety Matters

**MINUTES
NOME CITY COUNCIL
SPECIAL MEETING
November 26, 2018**

The special meeting of the Nome City Council was called to order at 6:00 PM by Mayor Richard Beneville in Council Chambers of City Hall, located at 102 Division Street.

ROLL CALL

Members Present: Jerald Brown; Doug Johnson; Mark Johnson; Adam Martinson; Jennifer Reader; Meghan Topkok

Members Absent:

Also Present: Richard Beneville, Mayor; John Handeland, Acting City Manager; Bryant Hammond, City Clerk

In the audience: Lisa Ellanna; Emily Hofstaedter, KNOM; Nicole Frank; Diana Haecker, the Nome Nugget; Andrew Lee; Greg Smith; Paul Kosto; Keith Morrison; Ken Hughes; Tehya Tucker; Panganga Pungowiyi; Trinh Johnson

APPROVAL OF AGENDA

Mayor Beneville asked if there were any changes to the agenda.

A motion was made by C. Reader and seconded by C. M. Johnson to approve the agenda.

At the roll call:

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

Nay:

Abstain:

The motion **CARRIED**.

APPROVAL OF MINUTES

A. October 29, 2018 City Council Rescheduled Regular Meeting Minutes.

A motion was made by C. Reader and seconded by C. Martinson to approve the October 29, 2019 minutes.

At the roll call:

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

Nay:

Abstain:

The motion **CARRIED**.

COMMUNICATIONS

- A. Letter of October 24, 2018 from Major General Hummel to Mayor Beneville re: Full-Time Army National Guard Recruiter.
- B. Letter of October 26, 2018 from Manager Handeland to AHFC re: Support for NEC's Block 35 Affordable Housing Project.
- C. Letter of November 1, 2018 to City of Nome from Alcohol & Marijuana Control Board re: Northwest Company Package Store License Renewal.
- D. Letter of November 2, 2018 to City of Nome from Alcohol & Marijuana Control Board re: Nome Grown Limited Marijuana Cultivation License Application.
- E. Letter of November 5, 2018 from Manager Handeland to NSEDC re: Support for Village of Solomon's Community Center Upgrades Project.
- F. Letter of November 6, 2018 from NSEDC to Mayor Beneville re: 2018 NSEDC End-of-Year Community Benefit Share.

A motion was made by C. Reader and seconded by C. Brown to allow Non-Profits and City Departments to submit letters of request for 2018 NSEDC End-of-Year Community Benefits Share funds.

Discussion:

- Manager Handeland suggested the funds be dedicated to addressing the public safety concerns repeatedly brought up over the past several months. He explained that the City had originally used the funds for City projects and that distribution to non-profits had blossomed over recent years.
- Council Member Mark Johnson suggested budget recommendations be brought to the December 10th meeting.
- Council Member Reader explained the City could use the funds, but wished the opportunity be given to various organizations as was recent practice.
- Manager Handeland noted he would follow up on NSEDC's deadline.

At the roll call:

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

Nay: D. Johnson

Abstain:

The motion **CARRIED**.

- G. Letter of November 6, 2018 from Kawerak / City of Nome to Governor Walker, Senator Olson, Representative Foster, Special Agent Peterson, and US Attorney Schroder re: Justice for Victims of Sexual Assault and other Violent Crimes.

- H. Letter of November 8, 2018 from NSEDC to Mayor Beneville re: Approved Funding for Inner Harbor Concrete Launch Ramp Repair Project.
- I. Flyer re: 2020 Census Jobs Available in Alaska, Recruiting Information, and Fact Sheets.
- J. Flyer re: Seward Peninsula Roads: Their Development and Abandonment from 1900 – Present.

CITIZENS' COMMENTS

- 1) Paul Kosto spoke in opposition to O-18-09-05, arguing it would be a poor policy choice. He noted the issue was trending better with colder temperatures and recommended not passing the ordinance.
- 2) Lisa Ellanna thanked the City of Nome for efforts over the previous few months to address the public's public safety concerns.
- 3) Mike McNally spoke in opposition to O-18-09-05 arguing it would have a negative economic impact on the town. He noted the new mandatory ID check ordinance, along with voluntary efforts taken by AC as helping address the problem. He suggested the requirement of restricted licenses as well as a list of those on restrictions.
 - Manage Handeland noted he had been in contact with the District Attorney's Office and explained the issues of each suggestion.
- 4) Nicole Frank further complicated Mr. McNally's suggestions by discussing access to such information, the variability of the information and the differences in conditions placed on offenders.

UNFINISHED BUSINESS

- A. O-18-09-05 An Ordinance Amending Section 3.05 of the Nome Code of Ordinances to Limit the Sale of Alcoholic Beverages to Between the Hours of 4 P.M. and 8 P.M. at All Locations South of 6th Avenue, **SECOND READING/PUBLIC HEARING/FINAL PASSAGE.**

For the purpose of holding a public hearing, the Council recessed at 6:33 PM.

The Council reconvened at 6:33 PM.

A motion was made by C. Reader and seconded by C. Brown to adopt O-18-09-05.

Discussion:

- Council Member Brown suggested passing it, as despite recent improvements, the problem still exists.
- Council Member Reader opposed the passage of the ordinance, arguing it would not be effective at addressing the problem and that the majority of Nome wouldn't approve.
- Council Member Martinson opposed passage explain he didn't want to limit the hours of sale.

- Council Member M. Johnson suggested the City promote business rather than shut business down.

A motion was made by C. Brown to amend O-18-09-05 by striking "at all locations south of 6th Ave" from the title, "and between the hours of ten p.m. and one p.m. on Sundays" from section 3.05.040(a), the entirety of section 3.05.040(b)(1), and "(a) and" from the first line of section 3.05.040(c), and to replace "ten p.m." and "eleven a.m." with "eight p.m." and "two p.m." respectively in section 3.05.040(a).

The motion **FAILED** for lack of a second.

Returning to the main motion:

At the roll call:

Aye:

Nay: Reader; Topkok; Brown; D. Johnson; M. Johnson;
Martinson

Abstain:

The motion **FAILED**.

- B. O-18-11-01 An Ordinance Amending Title 14 of the Nome Code of Ordinances to Rename the Nome Municipal Cemetery, **SECOND READING/PUBLIC HEARING/FINAL PASSAGE.**

For the purpose of holding a public hearing, the Council recessed at 6:42 PM.

Discussion:

- Stan Andersen noted the name change was voted on and passed the Council and citing such as an example of the Council not reading the entire thing. He characterized the present ordinance as correcting a wrong.

The Council reconvened at 6:44 PM.

A motion was made by C. M. Johnson and seconded by C. Martinson to adopt O-18-11-01.

At the roll call:

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

Nay:

Abstain:

The motion **CARRIED**.

C. O-18-11-02 An Ordinance Amending NCO 2.15.020 to Clarify Councilmember Residency Requirement, **SECOND READING/PUBLIC HEARING/FINAL PASSAGE.**

For the purpose of holding a public hearing, the Council recessed at 6:45 PM.

The Council reconvened at 6:45 PM.

A motion was made by C. Reader and seconded by C. Martinson to adopt O-18-11-02.

Discussion:

- Council Member Topkok suggested also looking at the definition of residency and the timeline for declaration of candidacy and the challenging of someone's candidacy.
- Council Member Brown agreed soliciting more participation in local government should be encouraged, noting that being registered to vote was the most important part.
- Council Member Doug Johnson stated the City should want people who are familiar with the community, hence the one year requirement.
- Council Member Mark Johnson agreed, noting the City should encourage those with a stake in the town to participate. He noted that Alaska Statute clarifies the student / active duty military residency issues.
- Council Member Topkok disagreed with respect to Alaska Statute adequately covering those away from home for student or military reasons and asked why one year was the required period.
- Manager Handeland cautioned the Council on expanding the discussion and asked that they stick to the ordinance as written.

A motion was made by C. Brown to amend O-18-11-02 by striking "who has been a resident of the city for at least one immediately prior to taking and who is not delinquent in payment of any undisputed city property tax, sales tax, utility bill or other financial obligation" from section 2.15.020.

The motion **FAILED** for lack of second.

Returning to the main motion:

At the roll call:

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

Nay: Brown

Abstain:

The motion **CARRIED.**

UTILITY MANAGER'S REPORT

- Assistant Utility Manager Morton presented his verbal report highlighting current recruitment efforts, bid solicitations and the Utility's electric meter audit.

- Council Member Brown asked if fluoride was being added to the municipal water supply.
- Asst. Manager Morton explained how it was added to the system, monitoring, and the state and federal guidance on desired amounts.
- Council Member Mark Johnson asked if the Utility was utilizing the full value of the wind farm.
- Asst. Manager Morton noted a current surplus of energy and strategies the Utility was evaluating to make use of such.

CITY MANAGER'S REPORT

- City Manager Handeland presented his written report highlighting upcoming dates for holiday festivities, NPD body cam implementation, David Barron's promotion to Building Inspector, and current legal review of chauffeur licensing requirements.
 - Port Director Baker explained that the continuing resolutions for the federal budget have slowed down the Arctic Deep Draft Port study, though it was presently on track to conclude in February 2020. She noted that with the addition of the NSEDC funds, the barge ramp project would likely go out to bid in February/March of 2019.

CITIZENS' COMMENTS

COUNCIL MEMBER COMMENTS

- 1) Council Member Martinson noted that Council Members Reader and Topkok were not yet listed on the website.
- 2) Council Member Reader thanked NSEDC for their continued support of community projects in Nome. She noted the Communications agenda item had gone pretty quick and that she had some procedural questions.
 - Manager Handeland suggested she contact City Hall with questions on procedure.
- 3) Council Member Topkok displayed a PAWS binder, noting that if other council members had not yet read it, they should. She asked if it were possible to name roads after historical figures.
 - Manager Handeland explained that there was a committee at one point in time and that the adoption of Egn standardized some roads. He noted the Longtime Alley was recently renamed Nathan Barron Alley by resolution.
- 4) Council Member Brown referred to the Open Meetings Act and cautioned the Council on "serial conversations" that might influence a vote outside of the public eye. He suggested Council Member Reader bring up issues as they arise in the meeting's agenda or to bring them up if they are not related to an agenda item during Council Member Comments. He noted the information provided by the state assessor concerning the full value determination, explaining the difference between the assessor's figures and those of the City were foregone revenue. He requested clarification from the state assessor on the algorithm or model used to estimate value, a schedule that matched the figures provided in the full value determination, and a reconciliation of the figures with property mandatorily exempted by AS29.45.
- 5) Council Member Doug Johnson – no comments.

- 6) Council Member Mark Johnson asked where the State got the machinery and equipment valuations.
- Council Member Brown noted heavy equipment wasn't registered with the State.

MAYOR'S COMMENTS AND REPORT


- A. Mayor Beneville presented his verbal report highlighting a beneficial AML conference. He noted that he did take issue with the Port of Anchorage being called the Port of Alaska, explaining there was more to Alaska than the City of Anchorage. Mayor Beneville complimented the new lighting at the AC Store on Front St. He noted the new no parking signs were not friendly in their size and coloration.
- Manager Handeland noted he would speak with AK DOT& PF.
 - Council Member Reader asked that alcohol and marijuana license applications be included in their entirety in future packets.

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 8:04 PM.

APPROVED and SIGNED this 10th day of December 2018.



RICHARD BENEVILLE
Mayor

ATTEST:



BRYANT HAMMOND
City Clerk