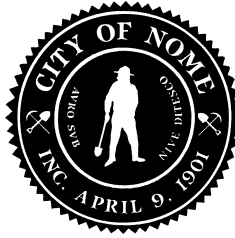


**Mayor**  
Richard Beneville  
**Manager**  
Thomas Moran  
**Clerk**  
Bryant Hammond



**Nome City Council**  
Stan Andersen  
Jerald Brown  
Matt Culley  
Louie Green, Sr.  
Tom Sparks  
Lew Tobin

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**NOME CITY COUNCIL  
WORK SESSION & REGULAR MEETING AGENDA  
MONDAY, AUGUST 22, 2016 @ 5:30/7:00 PM  
COUNCIL CHAMBERS**

**WORK SESSION, 5:30 PM:**

Public Hearing on 2016 Building Abatements

**REGULAR MEETING, 7:00 PM:**

I. ROLL CALL

II. APPROVAL OF AGENDA

III. APPROVAL OF MINUTES

- A. August 8, 2016 City Council Regular Meeting Minutes,  
**PAGE 1**

IV. COMMUNICATIONS

- A. E-mail of August 9, 2016 from Alcohol & Marijuana Control Office to City Manager re: Specific Prohibitions on Alcohol Sales,  
**PAGE 9**  
B. Letter of August 18, 2016 from Alaska Congressional Delegation to Secretary Darcy re: Deep Draft Port Study,  
**PAGE 11**  
C. Thank You Card from Nome Nordic 2016,  
**PAGE 13**

V. CITIZENS' COMMENTS

VI. NEW BUSINESS

- A. O-16-09-01 An Ordinance Amending Section 2.45.010 of the Nome Code of Ordinances to Establish a Policy on Paying Elected or Appointed Officials While They are Employed by the City of Nome,  
**FIRST READING,**  
**PAGE 15**

- B. R-16-08-02 A Resolution Declaring Certain Properties in the City of Nome to be Fire Hazards, Health Hazards, or Public Nuisances, and Authorizing Their Remediation, Removal, or Demolition,  
**PAGE 17**
- C. R-16-08-03 A Resolution Authorizing the City Clerk to File a Formal Protest with the State of Alaska Alcohol and Marijuana Control Office on the Commercial Marijuana License Applications from Tundra Fire LLC,  
**PAGE 57**

VII. UTILITY MANAGER'S REPORT

- A. Activity Report: August 9 – 19, 2016,  
**PAGE 61**
- B. February 16, 2016 NJUS Regular Meeting Minutes,  
**PAGE 63**
- C. April 19, 2016 NJUS Regular Meeting Minutes,  
**PAGE 71**
- D. May 17, 2016 NJUS Regular Meeting Minutes,  
**PAGE 81**
- E. June 21, 2016 NJUS Regular Meeting Minutes,  
**PAGE 87**

VIII. CITY MANAGER'S REPORT

- A. Activity Report: August 9 – 19, 2016,  
**PAGE 93**
- B. June 6, 2016 Port Commission Regular Meeting Minutes,  
**PAGE 105**
- C. July 21, 2016 Port Commission Regular Meeting Minutes,  
**PAGE 113**

IX. CITIZENS' COMMENTS

X. COUNCILMEN'S COMMENTS

XI. MAYOR'S COMMENTS AND REPORT

- A. Activity Report: August 9 – 19, 2016,  
**VERBAL**
- B. Appointment of Museum/Library Commission Seat "A,"  
**PAGE 123**

XII. EXECUTIVE SESSION

- A. Discussion on Nome's Abatement Procedures and Employee Conflicts of Interest,  
**VERBAL**

XIII. ADJOURNMENT

**MINUTES  
NOME CITY COUNCIL  
REGULAR MEETING  
August 22, 2016**

The regular meeting of the Nome City Council was called to order at 7:00 PM by Mayor Beneville in Council Chambers of City Hall, located at 102 Division Street.

**ROLL CALL**

Members Present: Stan Andersen; Louie Green; Tom Sparks; Lew Tobin; Matt Culley; Jerald Brown

Members Absent:

Also Present: Richard Beneville, Mayor; Tom Moran, City Manager; Bryant Hammond City Clerk; John Handeland, NJUS Manager; Cheryl Thompson

In the audience: Davis Harvey, KNOM; Sandra Medearis, Arctic News; Nate Perkins; Mark Sackett; Earl Merchant III; Tim Brown; Jake Kenick; Emory C. Wheeler; David Csiki

**APPROVAL OF AGENDA**

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

A motion was made by C. Green and seconded by C. Tobin to approve the agenda as presented.

At the roll call:

Aye: Green; Andersen; Tobin; Sparks; Culley; Brown

Nay:

Abstain:

The motion **CARRIED**.

**APPROVAL OF MINUTES**

A. August 8, 2016 City Council Regular Meeting Minutes.

A motion was made by C. Sparks and seconded by C. Brown to approve the minutes.

Discussion:

- Councilman Brown noted a roll call vote was not recorded for New Business B.
- Clerk Hammond noted the correction.

At the roll call:

Aye: Green; Tobin; Andersen; Sparks; Brown; Culley

Nay:

Abstain:

The motion to approve the minutes as corrected  
**CARRIED.**

### **COMMUNICATIONS**

- A. E-mail of August 9, 2016 from Alcohol & Marijuana Control Office to City Manager re: Specific Prohibitions on Alcohol Sales.
  - Councilman Brown asked where the demarcation line would be.
  - Manager Moran suggested 3<sup>rd</sup> or 4<sup>th</sup> Ave.
  - The Council requested an ordinance be drafted for the September 12<sup>th</sup> regular meeting.
- B. Letter of August 18, 2016 from Alaska Congressional Delegation to Secretary Darcy re: Deep Draft Port Study.
- C. Thank You Card from Nome Nordic 2016.

### **CITIZENS' COMMENTS**

- 1) Tim Brown, a 23 year resident of Nome, explained that small bottles were not the issue stating that 9/10 of all bottles sold at the AC store on Front St were liters or fifths. Mr. Brown felt the issue was drinking, rather than bottle size, and felt an ordinance would not resolve the issue.
- 2) Dave Csiki explained he owned the property adjacent to the Visitor's Center and described the conditions between his property and the AC store as deplorable. He noted cleaning up fifths and liters by the bagful and feeling unsafe while working on his property. Mr. Csiki asked the Council to rethink the ordinance, saying it would impact citizens like himself more than it would address concerns of inebriates drinking to excess in public.

### **PLANNING AND ZONING**

N/A

### **UNFINISHED BUSINESS**

N/A

### **NEW BUSINESS**

- A. O-16-09-01 An Ordinance Amending Section 2.45.010 of the Nome Code of Ordinances to Establish a Policy on Paying Elected or Appointed Officials While They are Employed by the City of Nome, **FIRST READING.**

A motion was made by C. Andersen and seconded by C. Tobin to advance O-16-09-01.

At the roll call:

Aye: Sparks; Tobin; Andersen; Brown; Culley; Green

Nay:  
Abstain:

The motion **CARRIED**.

- B. R-16-08-02 A Resolution Declaring Certain Properties in the City of Nome to be Fire Hazards, Health Hazards, or Public Nuisances, and Authorizing Their Remediation, Removal, or Demolition.

A motion was made by C. Andersen and seconded by C. Brown to adopt R-16-08-02.

A motion to amend R-16-08-02 by removing 245 A, B Front St was made by C. Andersen and seconded by C. Culley.

Discussion:

- Councilman Andersen noted that 245 A, B Front St could be added to the next abatement process if progress promised in the work session was not achieved.
- Councilman Culley noted the Fire Marshall's correction notice.
- Councilman Andersen suggested beginning another abatement process after Christmas.

At the roll call:  
Aye: Green; Sparks; Tobin; Andersen; Brown, Culley  
Nay:  
Abstain:

The motion to amend **CARRIED**.

Returning to the main motion:

At the roll call:  
Aye: Brown, Green; Sparks; Tobin; Andersen; Culley  
Nay:  
Abstain:

The motion as amended **CARRIED**.

- C. R-16-08-03 A Resolution Authorizing the City Clerk to File a Formal Protest with the State of Alaska Alcohol and Marijuana Control Office on the Commercial Marijuana License Applications from Tundra Fire LLC.

A motion was made by C. Andersen and seconded by C. Brown to adopt R-16-08-03.

Discussion:

- Manager Moran summarized the Marijuana Control Board's request for formal protest at the prior week's meeting of municipal managers and mayors. He noted the protest would ultimately save the applicants money by avoiding the non-refundable application fee.

- Councilman Sparks clarified that the distance issue was the State's purview and that the City was formally noting the distance between the two.
- Councilman Andersen asked what difference it makes if the operation is in the basement.
- Manager Moran stated the City was not trying to stifle industry and the protest would allow the applicant to correct the deficiency.
- Councilman Green asked the number of licenses were limited based on population size.
- Manager Moran explained that was not yet determined.
- Councilman Brown asked if City Staff had had a conversation with the owner of Tundra Fire, LLC.
- Manager Moran replied affirmatively, stating the owner would be working with the City and State to address their concerns.

At the roll call:

Aye: Green; Sparks; Tobin; Andersen; Culley; Brown

Nay:

Abstain:

The motion **CARRIED**.

#### **CITY ATTORNEY'S REPORT**

N/A

#### **UTILITY MANAGER'S REPORT**

- Utility Manager Handeland noted his written report in the packet and asked if there were any questions.
  - Councilman Andersen clarified NJUS had until November 30<sup>th</sup> to tie up the Moonlight Springs Project.
  - Manager Handeland stated they were working hard to achieve that deadline.
  - Councilman Andersen asked for a copy of the financial reports.
  - Mayor Beneville requested the minutes and financials be regularly placed in the Council packet.

#### **CITY MANAGER'S REPORT**

- Manager Moran presented his written report and thanked the Coast Guard for painting the old museum and library building and the fire hall.
  - Councilman Tobin asked for clarification on the Cape Nome Jetty project bid.
  - Manager Moran explained the rebid process.
  - Councilman Andersen asked for clarification on the NEC / Sitnasuak partnership mentioned in the Port Commission minutes.
  - Port Director Baker stated that was the old Cemetery site.
  - Councilman Andersen asked for an aerial photo and a map of the proposed area for the Snake River Floats.
  - Councilman Andersen requested a clean master abatement list.

### **CITIZENS' COMMENTS**

- 1) John Handeland thanked community members that participated in hosting passengers from the Crystal Serenity on Sunday. He felt the day was a success and reported seeing lots of smiling faces getting on and off the cruise ship.

### **COUNCILMEN'S COMMENTS**

- 1) Councilman Brown – no comments.
- 2) Councilman Culley suggested the City look to completing some deferred construction and maintenance projects with the funds earned from the sale of Block 85 lot 3a. He recommended the winter sports complex behind the Rec Center be one such project.
- 3) Councilman Green asked how much funds would be needed for a winter sports complex.
  - Councilman Culley stated it wouldn't be very expensive and explained an asphalt floor with a roof and a fence would work well for multi-use purposes in the summer. He noted that the current rink was primarily built and maintained by the people that use it. The current rink could be used for other municipal purposes or sold.
- 4) Councilman Sparks stated he didn't agree with putting all the funds into the one project, but felt the project had merit and that it had been discussed for a while now. He agreed with Mr. Handeland that Sunday was a success.
- 5) Councilman Tobin asked for an update on the progress of LED light installation across the City and explained he was pleased with how things went for the cruise ship visit.
  - Manager Handeland stated the project was complete. In a few places around town incandescent lights replaced LEDs because walking routes required more illumination.
- 6) Councilman Andersen suggested a long work session to determine which projects might have the most merit for the proceeds of the Block 85 Lot 3A sale. He also asked that commission chairs be given a chance to weigh in on commission applications before they went into the packet.

### **MAYOR'S REPORT**

- Mayor Beneville noted the Municipal Campground was used and the City should continue its efforts to develop it. He asked that children pay attention to safety during the back-to-school transition out of the summer. He noted there are a lot of good ideas being discussed around the state, yet the legislators were not acting on them. He noted his frustration.
- Mayor Beneville spoke on the benefits of tourism to Nome, the speedy pace of change, and the positive feeling in the community. He commented on the Chamber of Commerce's deft attention to the details of customer service in Nome.
- Mayor Beneville appointed Marie Katcheak to the Museum and Library Commission.

A motion was made by C. Andersen and seconded by C. Brown to accept Mayor Beneville's appointment of Marie Katcheak to the Museum and Library Commission.

At the roll call:

Aye: Green; Sparks; Tobin; Andersen; Culley; Brown  
Nay:  
Abstain:

The motion **CARRIED**.

**EXECUTIVE SESSION**

A motion was made by C. Andersen and seconded by C. Sparks to adjourn into executive session to discuss Nome's abatement procedures and employee conflicts of interest.

The Council recessed at 8:01 PM.


The Council reconvened at 8:36 PM.

**ADJOURNMENT**

A motion was made by C. Sparks and seconded by C. Culley that the meeting be adjourned.

Hearing no objections, the Nome Common Council adjourned at 8:36 PM.

**APPROVED and SIGNED** this 12<sup>th</sup> day of September, 2016.

  
\_\_\_\_\_  
**RICHARD BENEVILLE**  
Mayor

**ATTEST:**

  
\_\_\_\_\_  
**BRYANT HAMMOND**  
City Clerk