

Mayor
Richard Beneville
Manager
Tom Moran
Clerk
Bryant Hammond



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

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, FEBRUARY 22, 2016 @ 7:00 PM
COUNCIL CHAMBERS IN CITY HALL**

I. ROLL CALL

II. APPROVAL OF AGENDA

III. APPROVAL OF MINUTES

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

IV. COMMUNICATIONS

- A. Letter of February 8, 2016 from Mayor Beneville and CEO Schubert to Governor Walker re: Request for Support in Developing Bering Strait Port Infrastructure,
PAGE 13

V. CITIZENS' COMMENTS

VI. PLANNING AND ZONING

VII. UNFINISHED BUSINESS

VIII. NEW BUSINESS

- A. O-16-03-01 An Ordinance Adopting the Port of Nome Tariff No. 12 to Replace All Existing Tariffs of the Port of Nome,
**FIRST READING,
PAGE 15**
- B. O-16-03-02 An Ordinance Authorizing the Purchase and Lease of Real Property by the City of Nome from Sitnasuak Native Corporation by Property Exchange Agreement,
**FIRST READING,
PAGE 61**

IX. CITY ATTORNEY'S REPORT

X. UTILITY MANAGER'S REPORT

- A. Written Report: February 16, 2016
PAGE 63

XI. CITY MANAGER'S REPORT

- A. Memorandum of February 5, 2016 from Charles Guinchard to Manager Moran re:
Richard Foster FF&E Inspection,
PAGE 65
- B. November 19, 2015 Port Commission Regular Meeting Minutes,
PAGE 79
- C. December 17, 2015 Port Commission Regular Meeting Minutes,
PAGE 91
- D. January 7, 2-16 Port Commission Rescheduled Regular Meeting Minutes,
PAGE 95

XII. CITIZENS' COMMENTS

XIII. COUNCILMEN'S COMMENTS

XIV. MAYOR'S COMMENTS AND REPORT

- A. Written Activity Report: February 8 – February 22, 2016,
PAGE 101
- B. Planning Commission Seat "F" Appointment,
PAGE 103

XV. EXECUTIVE SESSION

XVI. ADJOURNMENT

**MINUTES
NOME CITY COUNCIL
REGULAR MEETING
February 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; Matt Culley; Jerald Brown; Tom Sparks

Members Absent: Lew Tobin (excused)

Also Present: Richard Beneville, Mayor; Tom Moran, City Manager; Bryant Hammond, City Clerk; John Papasodora, Nome Police Chief; John Handeland, NJUS Manager

In the audience: Emily Russel, KNOM; Sandra Medearis; Charlie Lean; Andrew Miller

APPROVAL OF AGENDA

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

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

At the roll call:

Aye: Green; Andersen; Culley; Brown; Sparks

Nay:

Abstain:

The motion **CARRIED**.

APPROVAL OF MINUTES

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

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

At the roll call:

Aye: Green; Andersen; Culley; Brown; Sparks

Nay: Sparks

Abstain:

The motion **CARRIED**.

COMMUNICATIONS

- A. Letter of February 8, 2016 from Mayor Beneville and CEO Schubert to Governor Walker re: Request for Support in Developing Bering Strait Port Infrastructure.
- Councilman Sparks asked if the City had heard anything back on the last letter.
 - Port Director Baker stated the City hadn't.
 - Mayor Beneville stated the letter was well received by Governor Walker.

CITIZENS' COMMENTS

- 1) John Handeland spoke on the Ordinance concerning the White Alice Site, stating that the discussion has been going on for 20 years. He offered to educate Council members on the history of the discussion and the importance of the towers to the community of Nome.

PLANNING AND ZONING

N/A

UNFINISHED BUSINESS

N/A

NEW BUSINESS

- A. O-16-03-01 An Ordinance Adopting the Port of Nome Tariff No. 12 to Replace All Existing Tariffs of the Port of Nome, **FIRST READING.**

A motion was made by C. Andersen and seconded by C. Sparks to advance O-16-03-01.

At the roll call:

Aye: Green; Culley; Andersen; Brown; Sparks

Nay:

Abstain:

The motion **CARRIED.**

- B. O-16-03-02 An Ordinance Authorizing the Purchase and Lease of Real Property by the City of Nome from Sitnasuak Native Corporation by Property Exchange Agreement, **FIRST READING.**

A motion was made by C. Andersen and seconded by C. Green to advance O-16-03-02.

At the roll call:

Aye: Green; Andersen; Brown;

Nay: Culley

Abstain: Sparks

Discussion:

- Councilman Sparks explained he abstained because he was involved in a negotiated settlement between the Bureau of Land Management and Sitnasuak Native Corporation concerning the property in question and that voting on the Ordinance violated ethics pertaining to his federal employment.
- Councilman Andersen protested his abstention.
- Mayor Beneville honored Councilman Sparks' abstention.

The motion **FAILED**.

A motion was made by C. Culley and seconded by C. Andersen to reconsider the previous motion.

At the roll call:

Aye: Andersen; Culley; Green; Brown

Nay:

Abstain: Sparks

The motion **CARRIED**.

Returning to item B. on the Agenda:

At the roll call:

Aye: Andersen; Brown; Culley; Green

Nay:

Abstain: Sparks

The motion **CARRIED**.

CITY ATTORNEY'S REPORT

N/A

UTILITY MANAGER'S REPORT

- Utility Manager Handeland referred to his written report and asked if there were any questions.
 - Councilman Andersen asked about the mention of submitting a letter to the Laborers/302 in the report.
 - Manager Handeland explained the Laborers Union Agreement expired on 12/31/14 and the agreement sat on the desk; however, it is in the Utility's interest to keep the agreement in place.
 - Councilman Andersen asked if the windmill blade is getting worse.
 - Manager Handeland stated they hope to get more information with higher resolution camera equipment.
 - Councilman Andersen stated that the Utility Board consistently took people to Small Claims Court in '89 and '90.
 - Manager Handeland explained the Utility has done this in the recent past, as well; moreover, as the Utility just filed a number of cases with Rural Credit Services, more were imminent.

- Mayor Beneville asked about the status of the Marine Exchange Antenna Installation.
- Manager Handeland stated discussions are ongoing.

CITY MANAGER'S REPORT

- Manager Moran gave a verbal report to the Council:
- The Iron Dog Halfway Banquet is two days away.
- Waiting on the Governor's budget to see if Port Design funds were included; if not, the City may pursue a GO Bond package.
- Received the Certificate of Final Completion for the Richard Foster Building and the Library has almost completed its move.
- The negotiations for Kawerak's RFB occupancy date were ongoing.
- A vehicle status report by department is forthcoming and will become a regular report.
- Officer Mackelroy will be leaving Nome Police Department for a position in Oregon.
- There will be a special meeting on March 2, 2016 for the Second Reading of the Port Tariff Ordinance.
- If Councilmen are interested in attending the Iditarod Awards Banquet at the Rec Center they should contact Candace Weidler.
 - Councilman Culley asked if the City would have a table.
 - Mayor Beneville stated the Governor has been invited and there will be a table for City Officials.
 - Councilman Andersen asked if the issues with the furniture in the RFB will be settled.
 - Manager Moran explained there were a small number of defects identified as not perfect, some of which were accepted and some of which were refused.
 - Councilman Culley asked if City Administration asked for a discount.
 - Manager Moran stated those negotiations were ongoing; the City may get refunded or items may be brought up to acceptable status.
 - Councilman Andersen inquired after the leaky windows and the HVAC system.
 - Manager Moran stated those are one of the few punchlist items remaining; the HVAC system has been balanced.
 - Councilman Culley asked why certificate of final completion was given when punchlist items were still remaining. He also noted a potential choice between a B grade stencil job on a new chair with some landscaping and an A grade stencil job on a new chair with no landscaping.
 - Mayor Beneville inquired after the travel line item on the invoice and programming during Iditarod.
 - Manager Moran stated the travel line was for installation work already completed; he explained that one Museum room would be open with minor exhibits.
 - Councilman Andersen recalled Councilman Green's comment concerning snow removal and the wide berth given his property after the last snowfall, asking if there was a directive from City Administration to do so.
 - Manager Moran stated there had not been.

CITIZENS' COMMENTS

N/A

COUNCILMEN'S COMMENTS

- 1) Councilman Andersen – noted that Finance Director Liew graciously examined Cost / Revenue for the Ambulance Department from 2004 – present and stated that without revenue coming in from Norton Sound Hospital, the department will cost the City money and that the public should be aware of that. He also repeated his request for an appreciation dinner or similar event for the volunteers. Councilman Andersen asked Port Director Baker for a clean copy of the changes to the fee structure in the revised Port Tariff and thanked her for her Port State of Affairs Report, highlighting the different responsibilities of the Port Director position. Councilman Andersen requested a copy of the 58 page background document on the White Alice Land Issue. He also requested a discussion concerning filling up the City's remaining fuel tank capacity while oil prices were low placed on the next regular agenda. Councilman Andersen followed up with Manager Moran on a question concerning gravel.
 - In June the City awarded a contract of \$58,375 to Board of Trade, Inc. with an initial payment of \$26,675. The remaining award is withheld until delivery in summer of 2016.
- 2) Councilman Brown – no comment.
- 3) Councilman Culley – no comment.
- 4) Councilman Sparks requested a work session regarding advertising in the Nome Nugget, stating he had met with Nancy McGuire regarding the dispute between legal and display ads. He also clarified that he only brought up the lights on the RFB as a cost issue.
- 5) Councilman Green stated that Nome Nugget was the Oldest Newspaper in Alaska and pays its taxes. He noted that the money stays local when spent on advertising.

MAYOR'S REPORT

- Mayor Beneville noted that Quintillion was in town for meetings and was very impressed with CEO Pierce.
- He thanked Joe Horton for his helpfulness at the Mini Convention Center the past weekend; and thanked Councilman Sparks for bringing up the advertising issue.
- Ron Duncan, on the committee to address State budget problems, offered to come to Nome to brief the Council on current financial issues and potential remedies.
 - Councilman Sparks and Culley showed interest if Mr. Duncan was not expecting travel reimbursement.
- Mayor Beneville re-appointed Sara Lizak to the Nome Planning Commission.

A motion was made by C. Andersen and seconded by C. Sparks to approve the appointment.

Discussion:

- Councilman Andersen stated that although his motion was to approve the re-appointment of Commissioner Lizak, the Council should keep Mr. Okleasik in mind for a Commission seat. His work throughout Western Alaska has a solid reputation and Mr. Okleasik just moved back to Nome.

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

The motion **CARRIED**.

EXECUTIVE SESSION


N/A

ADJOURNMENT

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

Hearing no objections, the Nome Common Council adjourned at 7:48 PM.

APPROVED and **SIGNED** this 28th day of March, 2016.


RICHARD BENEVILLE
Mayor

ATTEST:


BRYANT HAMMOND
City Clerk