

# City of Valdez

212 Chenega Ave.  
Valdez, AK 99686



## Meeting Minutes - Final

Tuesday, November 20, 2018

6:00 PM

Budget Public Hearing & Regular Meeting

Council Chambers

**City Council**

**BUDGET PUBLIC HEARING (2019 PROPOSED CITY BUDGET) - 6:00 pm****I. CALL TO ORDER**

Mayor O'Neil explained the purpose of the public hearing was to take public testimony on the proposed 2019 City of Valdez Budget. He explained any proposed changes must be made by amendment when the budget comes before City Council for approval at the next regular City Council meeting on December 4, 2018.

**II. ROLL CALL**

Present: 6 - Mayor Jeremy O'Neil  
Council Member Ron Ruff  
Council Member Christopher Moulton  
Council Member Lon Needles  
Council Member Dennis Fleming  
Council Member Darren Reese

Excused: 1 - Council Member Jim Shirrell

Also Present: 5 - City Manager Elke Doom  
City Clerk Sheri Pierce  
Deputy City Clerk Allie Ferko  
Assistant City Manager Roxanne Murphy  
City Attorney Jake Staser

**III. PUBLIC HEARING**

Mayor O'Neil opened the public hearing to public testimony at 6:00 p.m.

No comment was provided by members of the public.

Mayor O'Neil closed the public hearing at 6:03 p.m.

**REGULAR AGENDA - 7:00 PM****I. CALL TO ORDER**

Mayor O'Neil called the meeting to order at 7:00 p.m. in Valdez City Council Chambers.

**II. PLEDGE OF ALLEGIANCE**

City Council led in the Pledge of Allegiance to the American flag.

**III. ROLL CALL**

Present: 6 - Mayor Jeremy O'Neil  
Council Member Ron Ruff  
Council Member Christopher Moulton  
Council Member Lon Needles  
Council Member Dennis Fleming  
Council Member Darren Reese

Excused: 1 - Council Member Jim Shirrell

Also Present: 5 - City Manager Elke Doom  
City Clerk Sheri Pierce  
Deputy City Clerk Allie Ferko  
Assistant City Manager Roxanne Murphy  
City Attorney Jake Staser

#### **IV. PUBLIC APPEARANCES**

**1. David Mitchell, Conservation Director - Great Land Trust**

The public appearance was postponed as Mr. Mitchell was unable to fly to Valdez due to weather.

#### **V. PUBLIC BUSINESS FROM THE FLOOR**

There was no public business from the floor.

#### **VI. CONSENT AGENDA**

- 1. Proclamation: Christmas Tree Lighting Ceremony**
- 2. Approval to Go Into Executive Session Regarding Personnel Matter Relating to Arbitration Decision**

MOTION: Council Member Moulton moved, seconded by Council Member Reese, to approve the Consent Agenda. The motion carried by the following vote.

##### **VOTE ON THE MOTION:**

Yays: 6 - Mayor O'Neil, Council Member Ruff, Council Member Moulton, Council Member Needles, Council Member Fleming and Council Member Reese

Excused: 1 - Council Member Shirrell

#### **VII. ORDINANCES**

- 1. #18-05 - Amending the Zoning Map to Effect a Change to Lot 1, ASLS 78-139 from General Commercial to Commercial Residential. First Reading. Public Hearing.**

MOTION: Council Member Ruff moved, seconded by Council Member Reese, to approve Ordinance #18-05, amending the zoning map to effect a change to Lot 1, ASLS 78-139 from general commercial to commercial residential. First Reading. Public Hearing. The motion carried by the following vote after the following discussion occurred.

##### **VOTE ON THE MOTION:**

Yays: 6 - Mayor O'Neil, Council Member Ruff, Council Member Moulton,

Council Member Needles, Council Member Fleming and Council Member Reese

Excused: 1 - Council Member Shirrell

## VIII. RESOLUTIONS

### 1. **#18-35 - Amending the City of Valdez Personnel Regulations and Creating an Effective Date (Postponed from the November 7, 2018 Regular Meeting)**

MOTION ALREADY ON THE FLOOR: The motion failed by the following vote after the following discussion occurred.

Council Member Moulton asked if this item could be brought back for action in the future if the motion to approve the resolution failed. Ms. Pierce explained, if the motion failed, it could not be brought back for Council action in its current form. She stated the topic could be brought back for Council action as a part of overall revisions to the City Personnel Regulations.

City Council provided the City Manager direction to bring draft revisions of the entire City Personnel Regulations Manual to them for review no later than the second regular City Council meeting in February 2019. Council expressed consensus that the draft revisions should include input from Human Resources and the Employee Relations Team. Council Member Moulton added he would prefer the revisions be adopted prior to the municipal election in May 2019.

Ms. Doom explained HR and the ERT have already been working on revisions and provided a preliminary draft to her to review earlier in the day. She stated additional revisions are needed, but a February 2019 deadline to provide a draft to City Council would be reasonable

VOTE ON THE MOTION:

Yays: 1 - Council Member Reese

Nays: 5 - Mayor O'Neil, Council Member Ruff, Council Member Moulton, Council Member Needles, and Council Member Fleming

Excused: 1 - Council Member Shirrell

### 2. **#18-38 - Authorizing a Lease with Harris Sand & Gravel for a 45,000 Square Foot Portion of Blocks 7 & 8, Valdez Townsite**

MOTION: Council Member Moulton moved, seconded by Council Member Ruff, to approve Resolution 18-38 authorizing a Lease with Harris Sand & Gravel for a 45,000 square foot portion of Blocks 7 & 8, Valdez Townsite. The motion carried by the following vote after the following discussion occurred.

Council Member Moulton asked what the property was being used for by the lessee. Ms. Nicole LeRoy, City planning technician, explained the use would remain marine repair and boat storage. Ms. Rochelle Rollenhagen explained the two-year lease would allow for future changes as part of the Valdez Waterfront

Master Plan.

**VOTE ON THE MOTION:**

Yays: 6 - Mayor O'Neil, Council Member Ruff, Council Member Moulton,  
Council Member Needles, Council Member Fleming and Council  
Member Reese

Absent: 1 - Council Member Shirrell

**3. #18-39 - Authorizing a Lease with Silver Bay Seafoods, LLC for Tract E Harbor Subdivision**

MAIN MOTION: Council Member Reese moved, seconded by Council Member Needles to approve Resolution # 18-39, authorizing the lease with Silver Bay Seafoods, LLC for Tract E Harbor Subdivision.

Council Member Reese stated he would prefer to postpone approval of this agenda item until a representative of Silver Bay Seafoods, LLC could be present at the meeting to answer City Council's questions.

MOTION TO POSTPONE: Council Member Reese moved, seconded by Council Member Needles to postpone Resolution # 18-39 to the next regular City Council meeting of December 4, 2018.

**VOTE ON THE MOTION TO POSTPONE:**

Yays: 6 - Mayor O'Neil, Council Member Ruff, Council Member Moulton,  
Council Member Needles, Council Member Fleming and Council  
Member Reese

Excused: 1 - Council Member Shirrell

**IX. REPORTS**

- 1. October 2018 New Harbor Report**
- 2. Report: Kimley Horn Project Update**

**X. CITY MANAGER / CITY CLERK / CITY ATTORNEY / MAYOR REPORTS**

**1. City Manager Report**

Ms. Doom outlined the City's participation in recent Alaska Municipal League Conference activities in Anchorage. She explained she was honored to be re-elected to serve a second year on the Municipal Managers Association executive board. She expressed her appreciation for the City IT Director and Valdez Police Chief who gave a presentation to the Alaska Association of Municipal Clerks about the response to the recent cyber-attack on the City. Ms. Doom stated she also gave a presentation during the Alaska Municipal League on the same topic. The theme of subsequent conversations amongst municipalities involved how they could protect themselves and help support each other through cyber-attack incidents.

Ms. Doom stated she, the Valdez Fire Chief, and the City Capital Facilities

Director recently spent time interviewing design firms for the new Valdez Fire Station project. Mr. Nate Duval, City Capital Facilities Director, explained they interviewed three firms. The selected firm, Wolf Architecture out of Palmer, has ample experience designing fire stations in Mat-Su Valley. Mr. Duval will be negotiating fees with the firm and stated he hopes to have an action item on the next City Council agenda. He explained he will also be working on putting together the project advisory team requested by the City Council.

## **2. City Clerk Report**

Ms. Pierce outlined several projects being worked on by the staff in her office, including revisions to multiple portions of municipal code, a revised records retention schedule, and associated actions required to rename the City Community Development Department to the City Planning & Zoning Department.

## **3. City Attorney Report**

Mr. Staser outlined several projects his firm is working on for the City, including revisions to the municipal code, contract review, and standardized procurement forms. He provided a high-level briefing update on several cases his firm continues to work for the City, including the Barton personal injury litigation, C-Plan Adjudication, the Cummings litigation, and the AKLNG project.

## **4. City Mayor Report**

Mayor O'Neil wished the community a happy Thanksgiving holiday.

## **XI. COUNCIL BUSINESS FROM THE FLOOR**

City Council wished the community a happy Thanksgiving holiday.

Council Member Needles thanked Ms. Doom and Ms. Pierce for outstanding performance representing the City at the AML Conference.

Council Member Fleming expressed his congratulations to the Valdez High School Volleyball Team who won second place at the state volleyball tournament.

## **XII. EXECUTIVE SESSION**

City Council transitioned into Executive Session at 7:30 p.m.

## **XIII. RETURN FROM EXECUTIVE SESSION**

City Council transitioned out of Executive Session at 7:55 p.m.

City Council provided direction to the City attorney to continue settlement negotiations in the personnel arbitration case.

## **XIV. ADJOURNMENT**

There being no further business, Mayor O'Neil adjourned the meeting at 8:00 p.m.