

City of Hoonah
P.O. Box 360 Hoonah, AK 99829 (907) 945-3663 Fax (907) 945-3445

City Council Meeting

July 11, 2023

7:00 pm in Council Chambers

The ZOOM call-in number is 1-253-215-8782. The Meeting ID is 811 3156 2699 and the Passcode is 161442.

- I. Call to Order—7:00 pm
- II. Roll Call
- III. Pledge of Allegiance
- IV. Executive Session: Discussion of Proposed Purchase of Housing
- V. Agenda Revisions
- VI. Approval of Consent Agenda
Minutes Reports- CAAW Meeting July 5, 2023, Special City Council Meeting June 22, 2023, Regular City Council Meeting June 13, 2023
- VII. Reports
 - A. Mayor's Report
 - B. Administrator's Report
 - C. Water Operator's Report
 - D. Public Safety Report
 - E. Budget and Committee
- VIII. Communications/Public Comments- 3-minute time limit
- IX. Public Hearing-
 - I. Final Reading of Ordinance 23-06-01 An Ordinance of the City of Hoonah Revising Title 1 of the Hoonah Municipal Code
- X. Ordinances-
 - I. Final Reading of Ordinance 23-06-01 An Ordinance of the City of Hoonah Revising Title 1 of the Hoonah Municipal Code
- XI. Resolutions-none
- XII. New Business
 - I. Discussion of Housing Situation
 - II. Disposal of Armory Building
 - III. Allocation of \$35,000 from Norwegian Cruise Line Holdings Donation Fund for Tilt-Deck Trailer for Public Works to Haul Equipment
 - IV. Approval of Allocation of \$132,450.00 for Blue Warehouse Dock Repair
 - V. Harbor Lift Station Repair
- XIII. Old Business-none
- XIV. Council/Community Comments- 3-minute time limit
- XV. Adjourn

Posted 7-7-23



City of Hoonah

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COMMITTEE AS A WHOLE MEETING MINUTES

July 5, 2023

7:00 PM

In Council Chambers

Agenda:

I. Call to Order- 7:00 pm

II. Roll Call- A. Wilson- absent excused, S. McConnell-present telephonically, Bill Miller-present, Brian Lackey-absent excused, S. Savland-present telephonically, Duane Jack Sr.-present, Mayor Byers present and City Clerk Bidiman present.

III. Agenda Revisions-none

IV. Items of Business:

a) City of Hoonah Proposed Purchase of House and land for Appraised Value of approximately \$250,000

Mayor Byers shared that the City was approached about a house that we've been trying to lease for our police officers. The owners told us that they are now offering to sell the house to us if we'd like. Last time it was appraised, it was worth \$225,000 and that was 10 years ago. They'd like to get \$250,000 or its appraised value. This is not going to be a freeby for the police officers. It will be rented at the appropriate amount. It is so hard to find housing in town right now, so we found this to be an interesting proposal.

Councilmember McConnell wondered who was selling this, or where the property was. Mayor Byers explained that the owners didn't want this public until they had a commitment. Councilmember McConnell suggested that we have an executive session so that we could find out some of the terms and the location of this property before making a decision. Councilmember Miller wanted to know where the money was going to come from to pay for this? Mayor Byers thought that it could possibly come from the Land Development Fund or the Norwegian Cruise Line Donation Fund. Councilmember Miller agreed that we have a serious need for housing for our officers. He is hearing from people in the community that maybe the City should develop the property we already have and possibly build some duplexes. The T & H housing is still a problem and some people feel that by us buying something like this, we are taking available housing off the market for potential buyers. Councilmember Savland said he's kind of on the fence. He understands we need housing, but he'd rather see us use the money we have to build possibly two more units on our own property. We could potentially take available housing out of the market and compete with the private sector with City funds.

He'd like us to focus our efforts on the lot in the harbor area and build two units with the \$250,000. Councilmember Jack agreed that we should develop more housing.

1. Public Comment-none

M/S S. McConnell/D. Jack moved that we forward this to Council to be discussed in executive session so we can get some of the details and discuss some of the other factors that are going to be involved in the City purchasing a property that would otherwise be available on the market. Then we can review our results and discuss them on item A.

- b) Recommendation to City Council to Allow a Marijuana Retail Store in Commercial or Industrial Sites Within Corporate Limits**

Councilmember Miller shared that Denny Lavigne was on line to share information on his request. He explained that he has a lot of customers from Hoonah that come to his two shops in Juneau. He feels that this would be a way for Hoonah to make a lot of revenue. Hoonah is one of the only small towns that doesn't have a marijuana dispensary. Marijuana is already in Hoonah. The biggest worry now is that marijuana is being laced with fentanyl. If marijuana is purchased from the black market, there is a possibility that this could happen. Mr. Lavigne explained all of the restrictions and rules he has to follow in order to be a dispensary. It's much more regulated than alcohol. Councilmember Savland shared that he's not opposed to marijuana, but he's not in favor of kids being able to walk past a dispensary. It's not his vision to see a dispensary in the City Proper. The City did its due diligence to make an area for marijuana so that if there is a tax revenue to be had, there is an area set aside for this. It still has a negative connotation to it. Councilmember McConnell agreed with Mr. Savland that we have a place set aside for this. There are 40 acres of commercial real estate available in industrial right now that's in the private sector and some of that could be adapted. He reiterated that he is completely opposed to having a dispensary anywhere where community members are walking around town. He likes Hoonah the way it's been. We've already changed for various reasons. Councilmember Jack would like there to be more discussion on this before making a decision. Councilmember Miller stated that if we are going to have marijuana coming here, he'd rather it be marijuana purchased from a dispensary rather than the black market so that he knows the community is safe. A lengthy discussion ensued.

1. Public Comment-Community member Sarah Sommers shared that she is from Dallas, Texas and this is a very serious issue. Kids are dying due to marijuana being laced with fentanyl. Having a place in Hoonah where they could open a shop, that's fine, but it doesn't bring incentive to the business. You are still going to have black market stuff coming in to Hoonah. She doesn't see this being any different than having a liquor store in the town. Especially with all of the regulations required for having a dispensary. Val and Harold Houston shared their concerns with having a dispensary in Hoonah. Ms. Gamble-Houston sees marijuana as a gateway drug. She and her family moved back to Hoonah because it's a town with small town values. The City Council already made a place for a dispensary to be able to be built.

The Council decided not to take any further action on this topic at this time. If Mr. Lavigne would like to build a dispensary, there is already a designated spot past the pavement that he could pursue if he wishes.

c) Allocation of up to \$25,000 from the Norwegian Cruise Line Holdings Donation for Tilt-Deck Trailer for Public Works to Haul Equipment

Mayor Byers explained that currently, we are using Troy Mayer's trailer. The Public Works department needs its own trailer. Councilmember Jack agreed that we need a new trailer especially with all of the work we put into redoing our pavement, otherwise we are liable to destroy the roads. Councilmember Savland and McConnell were very much in support of getting a new trailer. Councilmember McConnell wanted to make sure we get a trailer large enough to hold our largest equipment. Councilmember Savlnad wondered if we should allocate up to \$35,000 instead to make sure we can get what we need? Mayor Byers said that this would allow us more opportunity to get what we really need.

1. Public Comment-none

M/S S. Savland/D. Jack moved that we allocate \$35,000 from Norwegian Cruise Line Holdings Donation Fund for the purchase of a tilt-deck trailer and forward this on to Council next week for approval.

d) Blue Warehouse Dock Repair

Councilmember Miller shared that Trucano would be here in early to mid-August to start this project. Shorty will be funding part of this because of the damage from his barge.

1. Public Comment-none

M/S S. McConnell/D. Jack moved that we forward this on to Council next week for approval.

e) Community/Council Comments- 3 Minute Time Limit

Councilmember Miller shared the seats coming up for the Municipal Election. Councilmember Savland thanked Mr. Miller for chairing the meeting. He also wanted to thank Jessie Martin and Kristi Styers for heading up the 4th of July Committee. It's a lot of work and everyone had a great time.

V. Adjourn- 8:31 pm



City of Hoonah

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Special City Council Meeting Minutes

Thursday, June 22, 2023

@ 6:00 p.m.

in Council Chambers

- I. **Call to Order-** 6:00 PM.
- II. **Roll Call-** S. McConnell-present, A. Wilson-present, Bill Miller-present (telephonically), S. Savland present, D. Jack Sr.-absent excused, B. Lackey-absent excused. Quorum present. Mayor Byers, Administrator Gray, and City Clerk Bidiman also present.
- III. **Purchase of New Bear Resistant Dumpsters**
M/S S. Savland/S. McConnell moved that we approve the purchase of the New Bear Resistant Dumpsters.

Roll Call on the Main Motion: S. Savland-yes, S. McConnell-yes, A. Wilson-yes, B. Miller-yes: 4 yes, 0 no: Motion Carries

Amendment to the Motion:

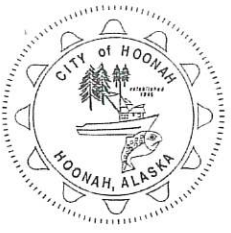
M/S S. Savland/S. McConnell made an amendment to the motion to spend up to \$75,000 for dumpsters for the City which would include shipping to AML.

Roll Call Vote on the Amendment: B. Miller-yes, S. Savland-yes, S. McConnell-yes, A. Wilson-yes: 4 yes, 0 no: Motion Carries

Administrator Gray explained that we've been getting dumpsters from a supplier in Seattle. They are \$4,000 each, and these ones are about \$1,000 each. We currently have 29 dumpsters that have plastic lids so this will give us a chance to upgrade our dumpsters. He recommends the money comes out of Excise Tax. They can get us these dumpsters within 5 weeks. Capital Industries take about 10 months to get them to us. Mayor Byers wondered if later we could have this company make metal lids for the 29 dumpsters that we already have. Administrator Gray stated that this should be possible. Councilmember Wilson was wondering who these dumpsters were for.

Gerald Byers, Mayor

ATTEST: _____
Jennifer Bidiman, City Clerk



City Council Meeting
June 13, 2023
7:00 P.M. in Council Chambers

I. Call to Order—7:00 pm

II. Roll Call- A. Wilson -present, S. McConnell-present, B. Lackey- present, S. Savland-present, Billy Joe Miller Jr.-present, Duane Jack Jr.- present- Quorum present. Mayor Byers, Administrator Gray, City Clerk Bidiman and members of the community also present via ZOOM.

III. Pledge of Allegiance

IV. Agenda Revisions-none

V. Approval of Consent Agenda –

Minutes Reports- CAAW Meeting June 6, 2023, Special City Council Meeting May 25, 2023, Regular City Council Meeting May 9, 2023.

M/S S. Savland/S. McConnell made a motion for approval of the consent agenda.

Motion passed by voice vote.

VI. Reports

A. Mayor's Report-

Mayor Byers had nothing to report.

B. Administrator's Report-

Administrator Gray shared that he and Mayor Byers went to D.C. and spoke to Senator Murkowski and Representative Peltola. They didn't get to meet with Senator Sullivan due to the smoke and having to cut the meetings short. They talked about Hoonah and Hoonah projects and spoke about concerns. The FEMA road project is getting close to wrapping up. Second Street, Roosevelt and Hill Street are completed. All the patch work on Eagle Drive, Douglas and Huna Court are completed. Raven Drive and Harborway are not FEMA projects and this will be done on June 22nd. The liftstation work is starting at the Blue Warehouse. This work will kick off in about a week. The Harbor Seawalk Project with the state that has been years in the making, is not going to start this year. The bridge is a year out after design. The state has agreed to put in the sidewalk for us at the harbor from the restrooms at the wastewater plant across the parking lots to the take off point for the bridge at the pass launch ramp. This will start in late July. Dawson got this project with the state so they will be sending their manpower over soon. For the travelift, we got our hose kit in today. Mid July, Kendrick will bring their mechanic in to do their annual maintenance and inspection. At that time, we will drop all the hoses and change them out.

C. Water Operator's Report-

The plant upgrades is a continual process. We changed from drums to totes. This requires less maintenance for the guys. It's cheaper per gallon too and easier for handling. We have valves on order that we want to change out. The plant is working so much better and water is coming in clean. We have 8 months of polymer and 6 months of chlorine on hand. Councilmember Miller asked about the backwash number. Administrator Gray wasn't sure why it wasn't on the report this month, but will be putting it back on there from here on out.

D. Public Safety Report-

Interim Police Chief Rick Groshong explained that we've been having some problems with bears. We have some information on a company up in Fairbanks with some Korilean Bear dogs that can come and help us try to get a handle on the bear problem. We are in the process of trying to hire a couple of officers. We are still waiting on a background check. Things have been going pretty good. He got a call on the new police cars and they should be ready for pick-up in a few weeks. We ordered the decals for the cars and they should be here any day. We are going to save some money and use the radios we already have currently. We did keep hand held radios so all the officers will have these.

E. Budget and Committee-

Council member McConnell explained that there is nothing new to share. There will be a meeting coming up soon.

F. Committee as a Whole Review-

Councilmember Savland gave a review of the June 6, 2023 CAAW meeting.

VII. Communications/Public Comments- none

VIII. Public Hearing- none

IX. Ordinances-

I. Introduction and First Reading of Ordinance 23-06-01 An Ordinance of the City of Hoonah Revising Title 1 of the Hoonah Municipal Code

M/S S. Savland/B. Miller moved we approve the first reading as read.

Roll Call Vote: D. Jack-yes, B. Lackey-yes, B. Miller-yes, S. Savland-yes, S. McConnell-yes, A. Wilson-yes: 6 yes, 0 no: Motion Carries

X. Resolutions- none

XI. New Business-

I. Approval of Allocation of \$19,304 from Excise Tax for Visitor Guides

M/S S. Savland/B. Miller moved we approve and allocate \$19,304 from Excise Tax for Visitor Guides.

Roll Call Vote: B. Lackey-yes, B. Miller-yes, S. Savland-yes, S. McConnell-yes, A. Wilson-yes, D. Jack-yes: 6 yes, 0 no: Motion Carries

II. Approval of Allocation of \$10,000 from Excise Tax to Improve the Access to Long Island and for a Picnic Table

M/S S. Savland/D. Jack moved we allocate \$10,000 from Excise Tax for Access to Long Island and for a Picnic Table.

Roll Call Vote: B. Miller-yes, S. Savland-yes, S. McConnell-yes, A. Wilson-yes, D. Jack-yes, B. Lackey-yes: 6 yes, 0 no: Motion Carries

III. Approval of Allocation of \$120,000 from the Norwegian Cruise Line Holding Donation Fund for Bear Resistant Trash Cans for Residents

M/S S. Savland/B. Miller moved we allocate \$120,000 from the Norwegian Cruise Line Holding Donation Fund for the purchase of bear resistant trash cans for the residents of Hoonah.

Roll Call Vote: S. Savland-yes, S. McConnell-yes, A. Wilson-yes, D. Jack-yes, B. Lackey-yes, B. Miller-yes: 6 yes, 0 no: Motion Carries

IV. Approval of Allocation of Bid by Northern Lights Development of \$270,366.40 from Excise Tax for Park Pavilion

M/S S. Savland/B. Lackey moved we approve the Northern Lights Development bid of \$270,366.40 from Excise Tax for the Park Pavilion.

Councilmember Lackey asked if this is the time to add the addendum we received today of \$84,500 to the original bid? Troy Mayer of NLD explained what the addendum was for. He explained that we can maximize the capability of the pavilion by extending it another 3 feet in each direction. This also would enlarge the foundation. There would be another 3-foot eve added. He can add gutters with a gutter drain system and will weather guard and add stain to the structure. He said that he could also add a walkway that could be accessible by wheelchairs but they would just need to know the grade. Councilmember Wilson stated that it is absolutely necessary to have the pavilion be wheelchair accessible. We should revisit the idea of picnic tables at a later date.

Amendment to the Motion:

M/S S. McConnell/B. Lackey moved we add the addendum as discussed to the original bid from Northern Lights to come out of Excise Tax.

Roll Call Vote on the Amendment: S. McConnell-yes, A. Wilson-yes, D. Jack-yes, B. Lackey-yes, B. Miller-yes, S. Savland-yes: 6 yes, 0 no: Motion Carries

Roll Call Vote on the Original Motion: A. Wilson-yes, D. Jack-yes, B. Lackey-yes, B. Miller-yes, S. Savland-yes, S. McConnell-yes: 6 yes, 0 no: Motion Carries

V. Approval of Allocation of Bid by Chichagof Island Builders of \$97,950 from Excise Tax for City of Hoonah Public Restrooms

M/S S. Savland/B. Miller moved that we approve \$97,950 from Excise Tax for the bid from Chichagof Island Builders for the Public Restrooms.

Roll Call Vote: B. Lackey-yes, B. Miller-yes, S. Savland-yes, S. McConnell-yes, A. Wilson-yes, D. Jack-yes: 6 yes, 0 no: Motion Carries

XII. Old Business- none

XIII. Executive Session- Interim Chief of Police Contract

M/S S. Savland/B. Lackey moved to go into executive session at 7:41 p.m.

M/S S. Savland/B. Lackey moved to come out of executive session at 7:52 p.m.

M/S S. Savland/B. Lackey moved to accept Mr. Groshong's Public Safety contract with the City of Hoonah.

Roll Call Vote: A. Wilson-yes, B. Lackey-yes, B. Miller-yes, S. Savland-yes, S. McConnell-yes, D. Jack-yes: 6 yes, 0 no: Motion Carries

XIV. Council/Community Comments-

Councilmember Savland thanked Troy Mayer for working on the bid, and Rob Bishop and Thomas Courtney for submitting bids too. This takes time. Councilmember Lackey shared that the AML bosses came into town and wanted to meet with Administration. He wondered if this happened and what the outcome was. Administrator Gray explained that they wanted two piling replaced. Trucano Construction will come in on the 25th because that is the only time they have available to put in two piles. Councilmember McConnell asked if we were going to send a bill to Mr. Tonsgaard. Administrator Gray said we were.

XV. Adjourn— 7:56 p.m.

PASSED AND APPROVED THIS 11th DAY OF JULY 2023.

Gerald Byers, Mayor

ATTEST: _____
Jennifer Bidiman, City Clerk

CITY OF HOONAH
ORDINANCE # 23-06-01

An ordinance of the City of Hoonah revising Title 1 of the Hoonah Municipal Code, including amending, repealing, and readopting various chapters, sections, and subsections of Title 1, and authorizing the print of the revised Title 1 of the Hoonah Municipal Code, in accordance with AS 29.25.050(b).

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF HOONAH, ALASKA

Section 1. Classification. This ordinance is of a general and permanent nature, the titles, chapters and sections hereby amended shall be added to the Hoonah Municipal Code.

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstances is held to be invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Enactment. Title 1 of the Hoonah City Code is amended by adding a new chapter to read as follows:

Title 1 General

Provisions

Chapters:

1.01 Code Adoption

1.05 City Information

**Chapter 1.01
Code Adoption**

Sections:

- 1.01.010 Adoption of initial code city and code name**
- 1.01.015 Prior ordinances superseded**
- 1.01.020 Title, chapter, section adopted**
- 1.01.025 Definitions**
- 1.01.030 Grammatical interpretation**
- 1.01.035 Effect of repeal of ordinances**
- 1.01.040 Amendment, addition, repeal**
- 1.01.045 Severability of ordinances and parts of code**
- 1.01.050 Distribution**
- 1.01.055 Supplements or revisions**
- 1.01.060 Ordinances included in the Hoonah city code**
- 1.01.065 Time ordinances take effect**
- 1.01.070 Corrections**

- 1.01.010 Adoption and code name.**

The ordinances in the following chapters and sections shall be called the “Code of Ordinances, City of Hoonah, Alaska” or “Hoonah City Code,” and may be so cited. Ordinances shall be cited by giving the title, chapter and section numbers preceded by the code.

1.01.015 Prior ordinances superseded.

This code supersedes all ordinances adopted prior to this code and not included within this code at the time of this code's adoption.

1.01.020 Title, chapter and section headings.

This code is organized into titles, chapters, sections, subsections, paragraphs, sentences, clauses and phrases and reference may be had to the titles, chapters, sections, subsections, paragraphs, sentences, clauses and phrases of the Hoonah City Code and such references shall apply to that numbered title, chapter, section or subsection, paragraphs, sentence, clause and phrase as it appears in the code.

1.01.025 Definitions.

The following definitions apply to this code and all city ordinances unless the plain meaning requires otherwise:

City: The City of Hoonah, Alaska, or the area within the territorial limits of the City of Hoonah, Alaska.

Clerk: The city clerk.

Code: The Code of Ordinances, City of Hoonah, Alaska; Hoonah City Code.

Council: The City Council of City of Hoonah, Alaska.

Persons: A corporation, company, partnership, firm, association, organization, business, trust, or society, as well as a natural person.

Publish: To post a notice within the city in three locations open to the public, one of which shall be the city offices, for a period of not less than five days.

State: The State of Alaska.

Voter: A United States citizen who is qualified to vote in state elections, has been a resident of the City of Hoonah for 30 days immediately preceding the election, is registered to vote in state elections, and is not disqualified under Article V of the constitution of the State of Alaska.

1.01.030 Grammatical interpretation.

The following grammatical rules shall apply in the city of Hoonah code of ordinances:

Gender. Any gender includes the other gender.

Singular and plural. The singular number includes the plural, and the plural includes the singular.

Tenses. Words used in the present tense include the past and the future tenses and vice versa, unless manifestly inapplicable. All words and phrases shall be construed and understood according to the context and the commonly approved usage of the language, but technical words and phrases and such others as may have acquired a peculiar and appropriate meaning in the law shall be construed and understood according to such peculiar and appropriate meaning.

“*May*” is permissive.

“*Must*” and “*Shall*”, each is mandatory.

1.01.035 Effect of repeal of ordinances.

Ordinances repealed remain in force for the trial and punishment of all past violations of them, and for the recovery of penalties and forfeitures already incurred, and for the preservation of all rights and remedies existing by them and so far as they apply, to any office, trust, proceeding, right, contract, or event already affected by them.

1.01.040 Amendment; addition and repeal.

A. All ordinances passed subsequent to this code which amend, repeal or in any way affect this code, may be numbered in accordance with the numbering system of this code and printed for inclusion herein. In the case of repealed chapters, sections and subsections of any part thereof, by subsequent ordinances, such repealed portions may be excluded from the code by omission from reprinted pages affected thereby. The subsequent ordinances as numbered and printed or omitted, in the case of repeal, shall be prima facie evidence of such subsequent ordinances until such time that this code and subsequent ordinances numbered or omitted are readopted as a new code by the city council.

B. Amendments to any other provisions of this code shall be made by amending such provisions by specific reference to the section number of this code in the following language: “This section of the Hoonah city code is hereby amended to read as follows:” The new provisions shall then be set out in full as desired.

C. In the event a new section not heretofore existing in the code is to be added, the following language shall be used: “That the Hoonah city code is hereby amended by adding a section, to be numbered, which said section reads as follows:” The new section shall then be set out in full as desired.

D. All sections, chapters or provisions desired to be repealed must be specifically repealed by section or chapter number.

1.01.045 Severability of ordinances and parts of code.

The sections, paragraphs, sentences, clauses and phrases of this code are severable, and if any phrase, clause, sentence, paragraph, or section of this code is declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this code.

Section 4. Enactment. Title 1 of the Hoonah City Code is amended by adding a new chapter to read as follows:

Chapter 1.05 City

Information

Sections:

1.05.010 Name of city and form of government

1.05.020 City boundaries and history

1.05.030 City seal; use of city seal

1.05.010 Name of city and form of government.

A. The City of Hoonah is a first-class city, incorporated in 1946, a municipal corporation and a political subdivision of the State of Alaska, incorporated under the name: “City of Hoonah, Alaska”. B. The form of government of the city of Hoonah is the council-mayor form of government.

1.05.020 City boundaries and history.

The boundaries of the city are:

Beginning at the protracted northeast corner of Section 22, T43S, R61E, Copper River Meridian

(CRM); thence, south to the protracted southeast corner of the northeast one-quarter of the northeast onequarter of Section 27, T43S, R61E, CRM;

thence, east to the protracted northeast corner of the southeast one-quarter of the northeast onequarter of Section 26, T43S, R61E, CRM; thence; south to the- protracted-southeast corner - of Section 35, T43S, R61E, CRM; thence, west to a point within Port Frederick where the protracted southwest corner of the southeast one-quarter of the southwest one-quarter of Section 32, T43S, R61E, CRM; would be; thence, north to a point within Port Frederick where the protracted northwest corner of the northeast one-quarter of the northwest one-quarter of Section 32, T43S, R61E, CRM; would be; thence, east to a point within Port Frederick where the protracted northeast corner of Section 32,

T43S, R61E, CRM would be; thence, north to the intersection with the boundary of Alaska Tidelands Survey No. 29, approved by the Director of the Alaska Division of Lands on June 25,1964 (hereinafter ATS No. 29); thence, N 34" W to Corner No. 4 of ATS No. 29; thence, N 51' E to the line of mean-low water; thence, meandering along the line of mean-low water generally in a northerly and easterly direction to the intersection with extension of the protracted northern boundary of Section 21, T43S,

R61E, CRM; thence, east to the protracted northeast corner of Section 22, T43S, R61E, CRM; the point of beginning;

Containing 8.75 square miles, more or less, all in the Sitka Recording District, First Judicial

District, State of Alaska.

1.05.030 City seal; use of city seal.

- A. The city shall have a seal bearing the words “City of Hoonah, Est. 1946, Alaska”.
- B. The city seal shall be used to authenticate acts of the city. The seal shall be kept by the clerk and shall be affixed to all acts or documents that are required to be authenticated.

Section 5. Enactment. Section 1.12.020 is hereby amended to read as follows:

(Words in **boldface** and underlined indicate language being added; words [~~CAPITALIZED, BRACKETED, STRIKETHROUGH~~] indicate language being deleted.)

Public records may be inspected at the city office [~~WHERE THE RECORDS ARE KEPT~~] during the regular office hours. [~~OF THAT PARTICULAR OFFICE.~~] All city officers and employees shall, [~~CONSISTENT WITH THE ORDERLY CONDUCT OF CITY BUSINESS,~~] make a good faith and diligent effort to respond to requests for inspection of records made pursuant to this code. If one or more requests by a single requestor or agent of a requestor within a calendar month are anticipated to require more than one [~~PERSON-~~] hour to complete, the city may require the requestor to pay costs for the period in excess of one hour. [~~THE COSTS MAY NOT EXCEED THE UNIT COST OF SALARY AND BENEFITS FOR EMPLOYEES WHO ARE INVOLVED IN THE SEARCH.~~] Except in the case of news organizations, authorized search costs must be paid before the records are searched.

Section 6. Enactment. Subsection C of section 1.12.030 is amended to read as follows:

C. Charge for Copies. The charge for copies [~~(WHETHER CERTIFIED OR NOT)~~] may not exceed the cost to the city, which cost may include photocopying, clerical and other **directly related** costs. [~~DIRECTLY RELATED TO THE PROVISIONS OF THE COPIES.~~] Payment for copies must be received before making the copies, except in the case of a request for an employee or agent of a news organization. The city clerk is authorized to establish rates and charges for copies of public records [~~BOTH CERTIFIED AND PHOTOGRAPHIC~~] and for clerical time as set forth in Section 1.12.020 and in subsections A and B of this section. The city clerk may, in his or her discretion, waive charges for incidental copies.

Section 7. Enactment. Section 1.12.040 is amended to read as follows:

Nothing in this code shall require the city to create records, compile, summarize, outline or in other ways create information from existing public records. In those instances where the city official who is the custodian of the record determines that the city has the requisite resources to compile or create records to comply with a request for information, the city may charge the requestor with the costs of such compilation or summary. [~~WHICH COSTS SHALL INCLUDE THE SALARY AND BENEFITS AND OVERHEAD CHARGES FOR THE CITY EMPLOYEES WHO ACCOMPLISH THE WORK.~~]

Section 8. Enactment. Section 1.12.050 is amended to read as follows:

The following records and information are exempt from disclosure:

[~~THIS CODE ARTICLE SHALL NOT BE CONSISTENT TO REQUIRE DISCLOSURE OF THE FOLLOWING RECORDS OR INFORMATION~~]

Section 9. Enactment. Section 1.12.060 is amended to read as follows:
Any denial of a request for information or inspection of the city record shall be appealable to the city council upon written notice filed with the city administrator/mayor within five days of the city clerk's decision. ~~[IN THE EVENT AN INDIVIDUAL REQUESTS INFORMATION AND IS REFUSED, THE INDIVIDUAL SHALL BE NOTIFIED IN WRITING WITHIN FIVE WORKING DAYS OF HIS RIGHT TO APPEAL THE DECISION TO THE CITY MANAGER IF NOT SATISFIED WITH THE RULING OF THE CITY MANAGER THE INDIVIDUAL SHALL BE NOTIFIED WITHIN FIVE WORKING DAYS OF THAT DECISION OF HIS RIGHT TO APPEAL TO THE CITY COUNCIL AT ITS NEXT REGULARLY SCHEDULED MEETING, WHICH SHALL BE THE FINAL AND BINDING AUTHORITY.]~~

Section 10. Enactment. Subsection A of Section 1.16.010 is amended to read as follows:

A. Any person failing to abide by any provisions **of this code** or failing to comply with any of the mandatory requirements of **any [THE] ordinance, rule or regulation adopted or issued in accordance with this code,** ~~[IS GUILTY OF A VIOLATION]~~ **commits a minor offense as that term is defined in the Alaska Rules of Minor Offense Procedure.**

Section 11. Enactment. Subsection A of section 1.16.020 is amended to read: (A) In addition to any fine or other penalty prescribed by law, a defendant who pleads guilty or **no contest** ~~[NOLO CONTENDERE]~~ to, forfeits bail for, or is convicted of a violation of a

municipal ordinance imposing a penalty authorized by AS 29.25.070(a), shall be assessed a surcharge of ten dollars (\$10.00) if the fine or bail forfeiture amount for the offense is thirty dollars (\$30.00) or more, or as established under AS 12.55.039.

Section 12. Enactment. Subsection B of section 1.16.020 is amended to read: The surcharge shall be deposited into the State [STATE] of Alaska general fund as directed by AS 29.25.074.

Section 13. Enactment. Subsection B of section 1.16.030 is amended to read as follows: The city administrator [~~MANAGER~~] is authorized to commence suit or exercise any other legal remedy to collect any delinquent fee, fine, charge or assessments.

Section 14. Enactment. Chapter 1.16 is amended by adding new section to read as follows:

1.16.040 Procedure.

A. The charge for the violation of a code provision may be brought by a city-designated code enforcement officer, the mayor, or that city official responsible for the administration and enforcement of the code provision which has been violated.

B. The city shall use the Alaska Uniform Citation form to provide notice of a minor offense to anyone accused of violating any provisions of this code, or any ordinance, rule or regulation adopted or issued in accordance with this code.

Section 15. Enactment. Chapter 1.16 is amended by adding a new section to read as follows:

1.16.050 Disposition of minor offenses.

A. Any person charged with a minor offense listed on a fine schedule may dispose of the minor offense by paying the fine set for the violation charged and pleading “no contest” in person or by mail.

B. Any person charged with a minor offense listed on the fine schedule may appear in court to contest the charge. As a minor offense, trial is by the court without a jury, and there is no right to court-appointed defense counsel.

Section 16. Enactment. Chapter 1.16 is amended by adding a new section to read as follows:

1.16.060 Minor offense fine schedule.

In accordance with AS 29.25.070(a), citations for the following offenses may be disposed of as provided in AS 12.25.195 through 12.25.230, without a court appearance, upon payment of the fine amounts listed in the fine schedule below, plus the state surcharge required by AS 12.55.039. Fines must be paid to the court. The Alaska court system’s Rules of Minor Offense Procedures apply to all offenses listed in the fine schedule listed below. If a person charged with one of these offenses appears in court and is found to have committed the offense, the court shall impose the penalty set forth in the fine schedule below for that offense. The penalty imposed for any offense may not exceed the fines set forth in the fine schedule below as follows:

Code Section	Description of Offense	Fine

Section 17. Effective Date. This ordinance shall become effective upon adoption.

Introduction _____ Public Hearing _____ Final Reading _____

PASSED AND APPROVED BY A DULY CONSTITUED QUORUM OF THE HOONAH CITY COUNCIL THIS 13TH DAY OF JUNE, 2023

Mayor Gerald Byers

ATTEST:

Jennifer Bidiman, City Clerk

VOTING:

Shawn McConnell	Yea	___	Nay	___
Amelia Wilson	Yea	___	Nay	___
Stan Savland	Yea	___	Nay	___
Bill Miller	Yea	___	Nay	___
Duane Jack Sr.	Yea	___	Nay	___
Brian Lackey	Yea	___	Nay	___

TRUCANO CONSTRUCTION COMPANY

3560 N. Douglas Hwy
Juneau, AK 99801

Phone 907/586-2444
Fax 907/463-3810
trucano@alaskan.com

June 29, 2023

Blue warehouse piling

Trucano Construction offers the following quote for replacement of two 16" damaged fender piles.

Work to include:

Mobilization to and from Hoonah

Demo and disposal of two existing piles

Supply and install of two repurposed 16" x 75' steel piles

Supply and install of imbed bolts and steel plate weldment to secure top of pile

Keepers welded on piles to support owner supplied tires

Anticipated departure date to Hoonah is early-mid August.

Lump sum price: \$132,450.00

exclusions:

supply of tires for fender piles

bonding

permits

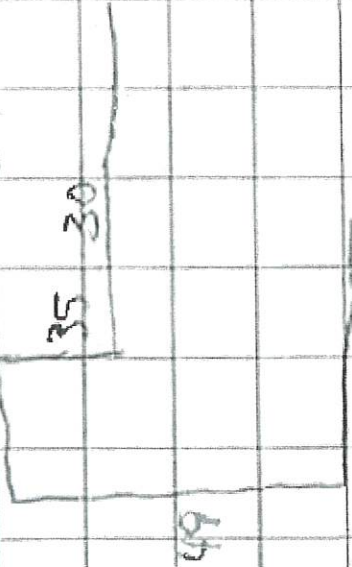
inspections

any work not specifically listed in quote

5/11 49 ft front of dock

35 ft

30 ft



City of Hoonah

Harbor Lift Station upgrade work.

We are seeking to add to the Blue Warehouse lift station by having MCG Constructors complete the same work at the Harbor Lift Station.

They would remove the old suction pump and install new submersible pumps with associated control panels.

We already have the pumps and the transformer for the installation. The total cost to install new equipment which also requires new meter and subpanel installation is \$123,066.

The new good news is that Dawson Construction owes the City \$81,564.85 from the WWTP project. We can apply that amount to the project cost.

We need **\$41,501.15** to complete the project. I would ask that we make the allocation from the Norwegian Fund.

This is badly needed work as this lift station is problematic and Ron had to work 16 hours this past weekend to get it working properly.

Dennis Gray Jr

From: Chad McGraw <chad@mcgconstructors.com>
Sent: Friday, July 7, 2023 12:57 PM
To: Dennis Gray Jr
Subject: Harbor Lift Station-COP
Attachments: Hoonah Harbor Lift Station Electrical Proposal REV#1.pdf

Hi Dennis,

Below is the cost proposal for the Harbor Lift Station Work:

SE Earthmovers:	\$44,600
Chatham Electric:	\$66,500
Commissioning:	\$5,000
Subtotal:	\$116,100
McG Fee @ 6%:	\$6,966
Total Proposal:	\$123,066

Owner furnished lift station pumps and control panel.
Owner to provide pumping and vac truck during construction

Please review Chatham's quote for inclusions and exclusions to make sure we have it correct for what you will be furnishing. Most notably the transformer.

Call me with any questions.

Sincerely,

Dawson

20.012 Hoonah Sanitation

Date: 2/10/23

Project Cost Summary

Guaranteed Maximum Price (Including Change Orders 1) \$10,968,418.41

Cost of Work:

Labor	\$1,569,276.70
Materials	\$2,459,901.95
Subcontractors	\$5,575,568.97
Equipment	\$219,293.36
COMMITTED COSTS Pump & Lift Station	<u>\$52,847.40</u>

Subtotal: \$9,876,888.38

Original Fixed Fee \$659,350.74

Change Orders/Added Scope (6% of Cost) \$29,499.42

Total Project Cost: \$10,565,738.54 \$10,565,738.54

Savings on Guaranteed Maximum Price: \$402,679.87

Savings To Owner (100%): \$402,679.87

Project Final Billing

Guaranteed Maximum Price: \$10,968,418.41

Less Savings To Owner: \$402,679.87

Final Contract Amount: \$10,565,738.54

Less Previous Payments: \$10,647,303.39

Final Billing Amount: (\$81,564.85)



CHATHAM ELECTRIC

2457 BRANDY LANE - JUNEAU, ALASKA 99801 - PH(907)789.9899

Project Name: Hoonah Harbor Lift Station Pumps Replacement REV#1

Bid Date: 7/7/2023

To: McGraw Constructors

Attn: Chad McGraw 360.312.6578 chad@mcgrawconstructors.com

Chatham Electric is pleased to offer the following **electrical quote** for the above-mentioned project based upon the electrical work as noted below.

LUMP SUM TOTAL: **\$66,500.00**

Includes:

- Chatham will provide 3R 200AMP 120/240v meterbase, 3R service disconnect, 3R manual transfer switch, and 3R generator disconnect, generator plug and a 200AMP 120/240v load center to replace P1.
- Installation of customer provided 45kva XFMR and lift station control panel.
- Chatham will provide conduit, junction boxes and sealoffs as required.
- Installation of new overhead service. Chatham will coordinate with IPEC.
- Coordination/assistance with startup and commissioning.

Excludes:

- Utilities and utility fees.
- Temporary lights, heat, power, telephone and sanitary for construction.
- Concrete. Cut, remove, dispose, and replace. Including core drilling if required.
- Bonding. Can be provided for an additional fee.
- Builders all risk insurance.
- Permits, fees and inspections. Chatham will provide coordination.
- Electronic as-builts. Chatham will provide hand drawn red-lines.

Assumptions:

- Chatham reserves the right to modify this quote for errors, omissions, and changes in scope not clearly identified in the documents listed above.
- 1 mobilization for work to be completed. 1 mobilization for commissioning, testing and startup.

Nick Andrews, Project Manager
907-209-4048
nick@chathamelectric.com

