

# City of Edna Bay - Regular Meeting

## 1 — Meeting Date, Place and Call to order:

This Regular meeting was held on Monday, March 11th, 2019 at Edna Bay School.

At the approval of those in attendance, Mayor Richter called the meeting to order at 6:06 PM.

## 2 — Roll Call:

Heather Richter	- Mayor / Presiding Officer	(Present)
Karen Williams	- Vice Mayor / City Council	(Absent)
Tyler Poelstra	- Clerk / City Council	(Present)
Myla Poelstra	- Treasurer / City Council	(Present)
Sandy Henson	- City Council	(Present)
Doris Greif	- City Council	(Present)
Lee Greif	- City Council	(Present)

## 2.1 — Public Participants:

Maureen Viera	Richard Stockdale	Sharon Wargi	Joe Wargi
Pat Richter	Sue Crew		

## 3 — Consent Agenda:

### A: Approval of Meeting Agenda:

The current agenda was read by Councilor (Mr.) Poelstra.

Consensus of the public attendants was taken in favor, and no objections were noted.

### B: Approval of Prior Meeting Minutes:

The following minutes were presented for review:

1: Regular Minutes of January 14th, 2018 - No changes or objections noted.

Consensus of the public attendants was taken in favor, and one objection was noted.

### Motion:

Mayor Richter moved that we approve the consent agenda.

- *Seconded by Councilor (Mrs.) Poelstra*
- **Approved by unanimous vote of the council**

## 3.1 — Business:

### Motion:

Mayor Richter moved that we swap Old Business items A and B on the agenda.

- *Seconded by Councilor (Mrs.) Poelstra*
- **Approved by unanimous vote of the council**

### **Old Business:**

- a: *Hearing for Budget Amendment Ordinance #18-15NCO for Roads and Fire, Discussion and Decision.*
- b: *Opening of Bids/Award For Road Contracts EDB-11-18-C105 and EDB-11-18-C106, Discussion and Decision.*
- c: *City Employment / Bulk Fuel Training Opportunity, Discussion and Decision.*
- d: *Opening of Bids / Award For Old Bulk Fuel Tanks, Discussion and Decision.*

### **New Business:**

- a: *Repair or Removal of Small Finger Floats at Dock, Discussion and Decision.*
- b: *Review of Figures and Specifications of New Breakwater Design, Discussion and Decision.*
- c: *Reimbursement for Prior Work Done on Alcoa Lane, Discussion and Decision.*

#### **4 — Mayor's Report:**

No report.

#### **5 — Clerk's Report:**

No report.

#### **6 — Treasurer's Report:**

Myla Poelstra read back the treasurer's report.

### **7 — Committee Reports**

#### **7.1 — Dock Committee:**

Tyler Poelstra (Dock Chairman) stated that since recent budget cuts proposed by the State have all departments pulling back on projections and possibly staffing it leaves the new dock project in question. He indicated the City should check with DOT on whether the cuts pose a risk to the replacement plans.

He also noted that the two old stall finger floats need repair or replacement and that discussion will be held later on the meeting agenda.

#### **7.2 — Road Committee:**

No report.

#### **7.3 — EMS Committee:**

No report.

#### **7.4 — Search & Rescue Committee:**

No report.

#### **7.5 — Fire Committee:**

Councilor Henson asked about the new Fire Truck.

Mayor Richter explained that it runs but has an old battery that is need of replacement. The truck was not intended to end up in Thorne Bay was shipped there due to an error made by the delivery driver. The truck is licensed and drives fine. The City will need to make a decision in the future on getting it from Thorne Bay to Edna Bay. The truck may need to be shipped back to Ketchikan to get it re-routed out to Edna Bay.

#### **7.6 — Fish & Game Advisory:**

No report.

#### **7.7 — Bulk Fuel:**

Mayor Richter noted that the lexan still needs to be installed once the weather improves.

### **8 — Old Business**

#### **Item A – Hearing for Budget Amendment Ordinance #18-15NCO for Roads...:**

The draft ordinance was projected on the overhead, read back and copies shared with those in attendance.

Councilor Henson asked why \$50K was being allocated to Roads. Mayor Richter explained it is needed to cover the cost of Limestone Place repairs, which includes blasting. The remaining funds in Roads will be to cover work on the main road through Edna Bay.

Councilor Henson asked that with the safety logs needing placed, potholes in need of repair and culverts installed, with no bids coming in to this point does the City have any idea how to fill the bids? How long do we continue to repost them and do we eventually hire out? Can the City code can be changed to accommodate businesses without insurance and other existing stipulations to get the contracts completed.

Mayor Richter explained that Workman's Comp and Liability Insurance for contractors hired by the City is required by law. Someone could become a sole-proprietor and enter the field to complete the contracts, and

because Edna Bay is so remote mobilization is prohibitively expensive to consider.

Consensus of the public attendants was taken in favor of the draft ordinance as presented. One objections was noted.

**Motion:**

Councilor (Mr.) Poelstra moved to pass draft ordinance #18-15NCO as presented.

- *Seconded by Councilor Henson*

- **Approved by unanimous vote of the council**

***Item B – Opening of Bids/Award For Road Contracts....:***

One bid was turned in from CSL Farm & Services for contract C106 for an amount of \$49,500.00.

Pat explained that he worked to keep the cost as low as possible, but with the blasting that is necessary and the amount of fill / topping it pushed the contract above \$25K. Contracts above \$25K require paying Davis Bacon wages which almost doubled the anticipated cost of the contract.

He explained that the contract covers ~2400' of road work with 8" of new material. Sue Crew asked if the Community or City has ever put an 8" lift on any part of the road before. She noted she is not against work being done on Limestone Place, but the new Dock project is coming up soon. With that in mind she is unsure about whether doing this level of repairs now is the best decision.

Pat explained that the road could be patched if that's what everyone wants, but it really needs a lot of work to be done right and hasn't been worked on much since it was originally built. Two people have rolled off the receding edge of the road and the only way to fix it is to blast the hill and move the roadway over where it is solid. Questions were raised on if the contract can be split into portions to avoid Davis Bacon costs. Mayor Richter and Councilor (Mr.) Poelstra expressed that there are laws that prevent splitting contracts to avoid paying required fees.

Councilor (Mr.) Poelstra expressed that the cost came in much higher than anticipated, since the \$50K budget amendment was originally anticipated to cover both road contracts. Councilor (Mrs.) Poelstra stated that cost is one thing but safety is the most important factor and doesn't want to see anyone critically injured because of not sufficiently repairing the roadway. She noted that sometimes bandaids don't always work on projects of this nature.

Pat Richter explained that he has always been a miser with the local funds and feels that this road is one of the hardest roads in Edna Bay to build. He noted he has returned unused funds for a road project in the past, but with this project he doesn't know how he could and doesn't know at this point. Richard felt that some of the safety items with ice buildup and the dangers with the road are unlikely to change after the work is done, and felt it is a big chunk of money to spend on one road.

Councilor (Mr.) Poelstra noted that in his recollection this is the most expensive road project that has ever been done in the Community in the time he has lived here and that warranted an extended discussion. Councilor Henson asked that the items be tabled to give people more time to consider the costs, the safety factor and the need and then come back to make a decision on whether to accept the bid.

Pat Richter stated that he never felt the project would be under \$25K and apologized if he misled Tyler.

Mayor Richter shared that she has received an opportunity to apply for a grant to help with some future road repairs. She noted she has a conflict of interest on the vote since the contractor is her husband.

Consensus of the public attendants was taken in favor of accepting the bid from CSL Farm & Services. No objections were noted.

**Motion:**

Councilor (Mrs.) Poelstra moved that we accept the bid from CSL Farm & Services for EDB C106 for \$49,500.00.

- *Seconded by Councilor (Mr.) Greif*

- **Approved by unanimous vote of the council**

**Item C – City Employment / Bulk Fuel Training Opportunity...:**

No applicants applied for the position(s). Pat Richter state that everyone uses the Bulk Fuel plant and that we really need one or more additional operators trained.

Lee Greif noted that if someone steps forward to be trained he will stand down as a backup person, and that there will be hours to be worked for whoever gets trained.

Councilor (Mrs.) Poelstra noted that we may need a budget amendment for travel. Mayor Richter explained that schooling, room and board are covered by the State and that the City will need to rent a car, pay travel and purchase clothing items required to take the class which include Xtra Tough boots and overalls. She noted that qualifications for attending the class are listed on the job notice that has been posted publicly.

It was agreed to table the item to next months meeting.

**9 —**

**New Business**

**Item A – Repair or Removal of Small Finger Floats at Dock...:**

Mayor Richter explained that everyone knows the stall finger floats are degrading. One is leaning and the other is low to the water. She asked what we all want to do in this situation and noted that they are used regularly by people and that not having them during the summer could lead to more congestion at the dock.

Councilor Henson suggested we agree to get rid of them since they have become dangerous.

Pat Richter explained that they could be removed and pulled ashore where logs could be affixed under the sides of each float to improve floatation temporarily until the new dock can be built. The treasurer noted that we have \$2440.00 in Docks. Sue Crew said that in thinking about the cost of Limestone Place, what will Longshoreman's Insurance cost the City? Mayor Richter said it is simple and not that costly to add a class code to an existing policy, especially since most of the work would be done over land.

Councilor (Mrs.) Poelstra suggested looking into where we can obtain logs to improve the usability of the floats and revisit the item at the next meeting. Mayor Richter stated that for now she would like to see the City purchase "Use at your own risk" signs and have them installed right away.

It was agreed to table the item to next months meeting.

**Item B – Review of Figures and Specifications of New Breakwater...:**

Mayor Richter stated that there was nothing new to report on this item.

FLAP funding is available for application, and block grants are waiting on the State budget to finalize but should then be showing up within a month.

Pat Richter asked if the new breakwater construction would need to go out to bid. Councilor (Mrs.) Poelstra explained that with Poole Engineering being the only designer and fabricator that it may fall under sole source procurement and not require being let to bid. The breakwater anchor lines and attachments were inspected within the last year and the divers felt the attachment points would be safe for at least one more winter storm season.

Discussion continued around whether we should wait to coordinate with the DOT on their planning and dock design before moving forward further with the new breakwater plan.

It was agreed to table the item to the next agenda.

**Item C – Reimbursement for Prior Work Done on Alcoa Lane...:**

Councilor (Mr.) Poelstra read back a draft resolution and projected it on the overhead for those in attendance to review.

He noted that we cannot pass the resolution tonight since it was not specifically noted on the agenda. After speaking with two Local Government Specialists on the matter they concurred that a Resolution was the best way to take action on the item. The resolution states the unique circumstances and reasons for a one time exception to compensate Richard Stockdale for work conducted at his expense on a City roadway.

Councilor (Mrs.) Poelstra stated because of the state of the municipal code at that time and due to the public approval process carried out by Richard Stockdale with the City at meetings before conducting the work that no precedent being established by the action to compensate him in this one time situation.

It was agreed to table the item to the next agenda.

## **10 —**

### ***Persons to Be Heard***

Richard Stockdale said Thank You.

### ***Adjournment***

Mayor Richter moved that the meeting be adjourned.

Motion to adjourn seconded by Councilor (Mrs.) Poelstra.

Meeting adjourned at 7:55 PM.