



# CITY OF GUSTAVUS CITY COUNCIL GENERAL MEETING

Monday, November 13, 2023 at 7:00 PM  
In Person at Gustavus City Hall and Via Zoom

## COUNCIL MEMBERS

Mayor Shelley Owens  
Vice Mayor Brian Taylor  
Council Members: Janene Driscoll, Rachel Patrick  
Jim Mackovjak, Kyle Bishop, Mike Taylor

## CITY HALL

City Administrator – Kathy Leary  
City Clerk – Liesl Barker  
City Treasurer – Ben Sadler  
Phone: 907-697-2451 | [clerk@gustavus-ak.gov](mailto:clerk@gustavus-ak.gov)

## MINUTES- PENDING

### VIRTUAL MEETING INFORMATION

<https://us02web.zoom.us/j/89612096925?pwd=ZlppMEpHZGZ1VEErZTdvL3F5OXVaZz09>  
**ID:** 896 1209 6925      **PASSCODE:** 2451      **TEL:** 253-215-8782

### ROLL CALL

#### PRESENT

Mayor Shelley Owens  
Council Member Kyle Bishop  
Council Member Janene Driscoll  
Council Member Mike Taylor  
Council Member Jim Mackovjak  
Council Member Rachel Patrick

#### ABSENT

Vice Mayor Brian Taylor

### READING OF THE CITY OF GUSTAVUS VISION STATEMENT

Vision Statement read by Council Member Patrick.  
Mayor Shelley Owens recognizes former Mayor Mike Taylor for his service as Mayor.

### APPROVAL OF MINUTES

1. 10-06-2023 Election Review Committee Meeting Minutes
2. 10-09-2023 General Meeting Minutes

Motion made by Council Member Jim Mackovjak to approve by unanimous consent the 10-06-2023 City Council Election Review Committee Meeting Minutes and the 10-09-2023 General Meeting Minutes.

Seconded by Council Member M. Taylor

Public Comment: None

Council Comment: Council Member M. Taylor made note of 3 clerical errors to be corrected in the 10-09-2023 General Meeting Minutes.

Hearing no objections, the 10-06-2023 City Council Election Review Committee Meeting minutes and 10-09-2023 General Meeting minutes with corrections were approved by unanimous consent.

### **MAYOR'S REQUEST FOR AGENDA CHANGES**

There were no agenda changes.

Hearing no objections, Mayor Owens announced the agenda set as presented by unanimous consent.

### **COMMITTEE / STAFF REPORTS**

3. Gustavus Visitors Association Quarterly Report  
Gustavus Visitor Association President Leah Okin submitted a written report and provided an oral summary.
4. Disposal and Recycling Center Quarterly Report  
Disposal and Recycling Center Manager Operator, Ian Barrier submitted a written report and provided an oral summary.
5. City of Gustavus Treasurer Report  
City of Gustavus Treasurer, Ben Sadler submitted a written report and provided an oral summary.
6. City Administrator Report  
City of Gustavus City Administrator, Kathy Leary provided a written and oral report.

### **PUBLIC COMMENT ON NON-AGENDA ITEMS**

None

### **CONSENT AGENDA**

7. Certificate of Records Destruction  
Council Member Bishop moved to adopt the consent agenda minus the CY23-13 Shared Fisheries Business Tax item, leaving solely the certificate of Records Destruction for unanimous consent.  
  
Seconded by Council Member Mackovjak  
Hearing no objections, the motion passed.
8. CY23-13 Shared Fisheries Business Tax for FY24  
Mayor Owens requested to have CY23-23 Shared Fisheries Business Tax for FY24 moved to New Business.

### **ORDINANCE FOR PUBLIC HEARING**

9. FY24-07NCO Amendment of Department Budgets for FY24 (Introduced 10-09-2023)

Mayor Owens opened the Public Hearing at 7:43P.M.

Public Comment: None

Mayor Owens closed Public Hearing at 7:44.PM.

Motion made by Council Member M. Taylor to adopt FY24-07NCO Amendment of Department Budgets for Fiscal Year 2024 (Introduced 10-09-2023).

Second by Council Member Bishop.

Council Comment: Council Member M. Taylor, Council Member Driscoll

Motion made by Council member M. Taylor to amend FY24-07NCO to increase the FY24 amended budget line for Road Maintenance from \$116,000 to \$131,000, with \$15,000 to be earmarked specifically for removal of hardened berms on road shoulders city-wide.

Seconded by Council Member Mackovjak

Roll call vote on amendment:

Voting Yea:

Mayor Owens, Council Member Driscoll, Council Member Patrick, Council Member Mackovjak, Council Member Bishop, Council Member M. Taylor

Motion Passed

Roll Call vote on main motion as amended:

Voting Yea:

Mayor Owens, Council Member Driscoll, Council Member Patrick, Council Member Mackovjak, Council Member Bishop, Council Member M. Taylor

Motion Passed

10. FY24-08NCO AMLIP Reserve (Introduced 10-09-2023)

Mayor Owens opened the Public Hearing at 7:56P.M.

Public Comment: None

Mayor Owens closed Public Hearing at 7:57P.M.

Motion made by Council Member Driscoll to approve FY24-08NCO AMLIP Reserve (Introduced 10-09-2023).

Seconded by Council Member M. Taylor.

Council Comment: None

Voting Yea:

Mayor Owens, Council Member Driscoll, Council Member Patrick, Council Member Mackovjak, Council Member Bishop, Council Member M. Taylor

Motion Passed

11. FY24-09NCO Capital Current Transfer (Introduced 10-09-2023)

Mayor Owens opened the Public Hearing at 7: 58P.M.

Public Comment: None

Mayor Owens closed Public Hearing at 7:59P.M.

Motion made by Council Member Patrick to approve FY24-09NCO Capital Current Transfer (Introduced 10-09-2023).

Seconded by Mayor Owens

Council Comment: None

Voting Yea:

Mayor Owens, Council Member Driscoll, Council Member Patrick, Council Member Mackovjak, Council Member Bishop, Council Member M. Taylor  
Motion Passes

## **UNFINISHED BUSINESS**

None

## **NEW BUSINESS**

8. CY23-13 Shared Fisheries Business Tax for FY24

Resolution Read by Mayor Owens

Motion made by Council Member Bishop to adopt CY23-13 Shared Fisheries Business Tax for FY24.

Seconded by Council Member M. Taylor

Voting Yea:

Mayor Owens, Council Member Driscoll, Council Member Patrick, Council Member Mackovjak, Council Member Bishop, Council Member M. Taylor  
Motion Passed

12. Award RFQ FY24-04 Salmon River Play Equipment Installation

Motion made by Council Member Mackovjak to award the contract for the Salmon River Play Equipment Installation to Gustavus Landscaping and Construction pursuant to that company's response to RFQ FY24-04.

Seconded by Council Member M. Taylor

Public Comment: None

Council Comment: Council Member Driscoll

Voting Yea:

Mayor Owens, Council Member Driscoll, Council Member Patrick, Council Member Mackovjak, Council Member Bishop, Council Member M. Taylor  
Motion Passed

## **CITY COUNCIL REPORTS**

13. Bike Path Update/SS4A Grant

Council Member Mackovjak provided an oral report.

14. Beach Wheelchair Update

Council Member Driscoll provided an oral report.

15. Mayor's Report

Mayor Owens provided a written and oral report.

**CITY COUNCIL QUESTIONS AND COMMENTS**

Council Comment: Council Member Driscoll

**PUBLIC COMMENT ON NON-AGENDA ITEMS**

Public Comment: Susan Warner

**EXECUTIVE SESSION**

16. To discuss matters which by law, municipal charter, or ordinance are required to be confidential: To discuss with the City's attorney *Saracco and Etherington v. The City of Gustavus and the State of Alaska*, 1 JU-20-00758, MDL No. 2:18-mn-2873-RMG.

Motion made by Council Member Bishop to convene an executive session to discuss matters which by law, municipal charter, or ordinance are required to be confidential: To discuss with the City's attorney Saracco and Etherington v. The City of Gustavus and the State of Alaska, 1 JU-20- 00758, MDL No. 2:18-mn-2873-RMG."

Seconded by Council Member M. Taylor

Hearing no objections, the motion passed by unanimous consent.

Mayor Owens closed the General Meeting and Opened the Executive Session at 8:31P.M.

At this point the Clerk assigned all city council participants to a breakout room and placed members of the public into a separate breakout room.

Motion made by Council member Bishop to end executive session and reconvene the general meeting.

Seconded by Council Member Patrick

Hearing no objections, the motion passed by unanimous consent.

Mayor Owens closed the Executive Session and opened the General Meeting at 9:05P.M.

Motion made by Council Member M. Taylor to authorize the city attorney to proceed with the current course in: *Saracco and Etherington v. The City of Gustavus and the State of Alaska*, 1 JU-20- 00758, MDL No. 2:18-mn-2873-RMG.

Seconded by Council Member Mackovjak

Voting Yea:

Mayor Owens, Council Member Driscoll, Council Member Patrick, Council Member Mackovjak, Council Member Bishop, Council Member M. Taylor

Motion Passed

**ADJOURNMENT**

With no further business and hearing no objections, the meeting was adjourned at 9:07P.M.

**ADA NOTICE**

*Any person with a disability who requires accommodations in order to participate in this meeting should telephone the City Clerk’s office at (907) 697-2451, at least 48 hours prior to the meeting in order to make a request for a disability related modification or accommodation.*

**VISION STATEMENT**

*We envision a distinctive community:*

- That prospers while and by protecting its natural resources;*
- With a sustainable economy and infrastructure that assures public health and safety while promoting personal development and initiative; and*
- Where all members take social responsibility and actively participate in decision making affecting growth, development, regulation and enforcement; and*
- In which people retain a closeness with and caring for each other individually and collectively while working together to accomplish community goals and preserve community traditions.*

\_\_\_\_\_  
Shelley K. Owens, Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Attest: Liesl M. Barker, City Clerk

\_\_\_\_\_  
Date