

CALL TO ORDER

Mayor Sullivan called the meeting to order at 5 pm.

ROLL CALL

Present: Alexie, Aloysius, Bainton, Carpenter
Sullivan
Absent: Fenn, Veit

APPROVAL OF AGENDA

M/M by Carpenter, 2nd by Bainton to approve the agenda with the following addition:
Item B: Task Force Report
Voice vote, motion carried.

motion

NEW BUSINESS

MALONE PROPERTY

City Manager Stigall reviewed for Council the problem of erosion in front of the Malone property. Mr. Stigall informed Council that the situation is under review and that the City has ordered an appraisal of the Malone property. The City Manager did not have any specific recommendations at this time.

Steven Constantino, representing John and Vicki Malone, addressed Council concerning the erosion problem. Mr. Constantino presented the following options for City consideration:

- a. extend bulkhead
 - b. extend bulkhead but in scaled down form
 - c. use H - beam, pile timber system
 - d. use rip-rap fill
 - e. build a sand bag support wall
 - f. place junked cars in the area as breakwater
- Mr. Constantino noted that the Malone house would need to be relocated no matter what decision was made as to riverbank stabilization; that the Malone's are not interested in selling the property to the City. Mr. Constantino noted for Council that the amount of rip-rap placed in the area was less than the amount as originally agreed upon and as such has not stopped the erosion.

Mayor Sullivan asked Mr. Constantino, based upon Mr. Constantino's presentation, if Mr. Constantino believed the City to be 100% at fault in the matter. Mr. Constantino noted that he has not used the term fault in the presentation but that it is the position of the Malone's that the problem is caused by the seawall.

Mayor Sullivan noted that any option selected will have to be financially feasible; that Council will have to authorize the moving of the house.

Mr. Constantino noted for Council that the house can be relocated on the same lot but that something must be done now due to the rate of erosion.

Mr. Malone noted that his flood insurance may be able to reimburse the City for its relocation cost.

Councilmember Carpenter asked if emergency assistance was available. Steven Constantino indicated that the State of Alaska does have a disaster assistance fund to aid communities.

Councilmember Bainton asked if the City would have an action against the engineers on the seawall project if the design of the seawall was the cause of erosion in front of the Malone property. Mayor Sullivan noted that if there is a design defect in the seawall that the City could hold the engineers on the project liable.

Mayor Sullivan outlined the following course of action for Council:

- a. relocate the Malone property
- b. decide upon a long term solution
- c. check funding alternatives available to the City such as disaster assistance money
- d. review the design of the seawall
- e. obtain a second engineering opinion as to the cause of the erosion

City Manager Stigall supported the Mayor's recommendations and requested Council approval to contract with another engineering firm to review the cause of the river erosion. Mayor Sullivan noted that Council has, through the discussion, so authorized the Administration to contract with another engineering firm to obtain a second opinion regarding the erosion problem.

motion

M/M by Carpenter, 2nd by Bainton directing Administration

- a. to pursue relocation of the Malone property on its present lot;
 - b. to contract for moving the structure;
 - c. to pursue a cost benefit analysis of the options presented by Mr. Constantino and any other options that the Administration considers reasonable with the understanding that the cost benefit analysis is to be done as soon as possible;
 - d. to expend the funds necessary to achieve the cost benefit analysis;
 - e. to inform Council and interested parties as soon as the information is available.
- Poll vote, motion carried.

John Malone informed Council that H2W was prepared to submit a proposal regarding the erosion problem. Mayor Sullivan recommended that the Administration pursue the H2W proposal along with any other proposals. Council recommended that H2W not take any action regarding the template at this time.

Steven Constantino recommended that the river patrol assist the City in recording the erosion along the riverfront.

City Manager Stigall informed Council that any action taken by the City should not be construed as the City accepting liability for the erosion along the riverfront; that the seawall may be a possible proximate cause; that the City is not accepting fault in the matter.

Steven Constantino informed Council that his clients, the Malone's, are not releasing the City from fault because the City is assisting in moving the Malone's house; that both the City and the Malone's are keeping their options open.

Harbormaster Connick informed Council that he will be taking weekly depth readings in the river once the depth finder arrives; that the readings may help determine where the water is washing ground away from the face of the riverbank.

Item B: Task
Force Report

TASK FORCE REPORT

Councilmember Bainton reported to Council on the Task Force meeting concerning the protective custody issue. Ms. Bainton noted that \$92,000 is available to hire two physician assistants at the clinic; that the assistants would be placed on the City payroll; that the clinic would screen and hire the assistants. Ms. Bainton requested, on behalf of the Task Force, that the abandoned City buildings be removed so they would not be used by drunks. The matter was referred to Administration.

ADJOURNMENT

M/M by Bainton to adjourn. The meeting was adjourned.

PASSED AND APPROVED THIS *23rd* DAY OF JULY, 1985.

Bob Carpenter
~~Joe Sullivan~~, Mayor
Bob Carpenter, Acting Mayor

ATTEST:

Wayne J. Maiers
Wayne J. Maiers, City Clerk