

**PORT & HARBORS ADVISORY BOARD
MEETING MINUTES
DATE: 12/10/2019**

CALL TO ORDER:

The Port & Harbors Advisory Board regular meeting was called to order at 7:00 P.M., at the Harbormaster Building at 2933 Tongass, Ketchikan, Alaska.

ROLL CALL:

MEMBERS PRESENT:

<input checked="" type="checkbox"/>	Mr. Rod Bray	(Chairman)
<input type="checkbox"/>	Mr. Timothy Walker	(Vice-Chairman)
<input checked="" type="checkbox"/>	Mr. Mark Flora	(Council member)
<input checked="" type="checkbox"/>	Mr. Dan Christensen	
<input type="checkbox"/>	Mr. Andrew Mulder	
<input checked="" type="checkbox"/>	Mr. Rick Collins	
<input checked="" type="checkbox"/>	Mr. Eric Lunde	
<input type="checkbox"/>	Vacant	
<input type="checkbox"/>	Vacant	

MEMBERS ABSENT:

Excused

<input type="checkbox"/>	Mr. Rod Bray	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Mr. Timothy Walker	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Mr. Mark Flora	<input type="checkbox"/>
<input type="checkbox"/>	Mr. Dan Christensen	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Mr. Andrew Mulder	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Mr. Rick Collins	<input type="checkbox"/>
<input type="checkbox"/>	Mr. Eric Lunde	<input type="checkbox"/>
<input type="checkbox"/>	Vacant	<input type="checkbox"/>
<input type="checkbox"/>	Vacant	<input type="checkbox"/>

Harbor Staff Present:

<input checked="" type="checkbox"/>	Mr. Steve Corporon
<input checked="" type="checkbox"/>	Mr. Dan Berg
<input checked="" type="checkbox"/>	Ms. Angel LaDuke

MINUTES:

MOTION was made by Flora to accept the minutes of the regular meeting of the Port and Harbors Advisory Board from November 12th, 2019. **MOTION SECONDED** by

Lunde. **MOTION PASSED UNANIMOUSLY.**

COMMUNICATIONS:

None

PERSONS TO BE HEARD:

None

OLD BUSINESS:

NEW BUSINESS:

1. Resignation of PHAB member Richard “Dick” Allen

Richard “Dick” Allen submitted his resignation shortly after last meeting. Jim Castle submitted an application to the City Council to fill Mickey Robbin’s seat. There is still one more vacant seat. The advertising budget for the rest of the year does not have enough funds available to run an ad, so an ad will have to wait until after the New Year. Chairman Bray suggested utilizing social media and SitNews in the meantime.

2. Resolution recognizing Dale “Mickey” Robbins for his service on the PHAB

MOTION was made by Flora to approve the resolution recognizing Dale “Mickey” Robbins for his service on the PHAB. **MOTION SECONDED** by Lunde. **MOTION PASSED UNANIMOUSLY.**

Director’s Report:

- 1. Rock Pinnacle Removal Update:** A teleconference with representatives from contractor J.E. McAmis, design and permitting consultant Moffatt and Nichol and the City was held on December 3, 2019. The on-site pre-construction meeting is planned for December 12. The barges with all of the equipment are due to arrive December 14 and once set up is complete the crew will begin drilling in preparation for a test blast on December 16. Blasting is restricted to daylight hours and will likely be done in the middle of the afternoon on days when it occurs. Safety zones, warning notifications and marine mammal monitoring will be in accordance with all of the permits. Warnings will include both VHF radio and audible ship whistle signals. Visual and audible effects of each blast will likely be difficult to notice. A Richter scale reading of no more than 0.11 is

predicted in the immediate vicinity and vessels moored nearby should not be affected in any manner. Anyone who is still concerned will be offered alternative moorage in Bar Harbor. Barring any complications the project is scheduled for completion in early February well in advance of the March 15 permit deadline for blasting.

2. **Ward Cove Proposed Cruise Ship Facilities Update:** The City has previously requested that Norwegian Cruise Lines (NCL) provide by December 18 the date they anticipate shifting their calls from the City's facilities to the Ward Cove facilities in order for the City and CLAA to complete the Berth assignments in a timely manner; however NCL has advised they likely won't be able to provide a date until after the ACOE permit is issued. As of early December the Wared Cove Group (WCG) has not received their ACOE permit yet. The City recently met with representatives from the WCG to discuss their plan for transporting passengers to and from downtown. They have made progress on refining their projected numbers of passengers and buses to accommodate them. The City is optimistic that an agreement can be reached on a suitable location for the buses to deliver and pick up passengers on or adjacent to the City's port facilities.
3. **Downtown Berth Expansion:** Pre-bid interviews with entities who have registered to submit a proposal were held during the week of November 18. Interviews were held with five entities to answer questions and provide facility tours. An addendum is scheduled to be issued during the week of December 2 which will include a draft operating agreement and lease documents for those interested in submitting a concession proposal. Proposals are due January 21, 2020. Screening by a review committee is scheduled for February and March 2020 with a short list being recommended to the City Council for consideration at their meeting of March 5, 2020. The goal is to have an agreement in place by July 2020.
4. **Proposed Project to Purchase the Former Bar Harbor Restaurant:** At the City Council meeting of October 17 the Council directed staff to move forward with gaining a fair market appraisal and hazardous materials survey of the former Bar Harbor Restaurant property. The Public Works Director recently received the results of the hazardous materials survey which identified lead paint and several forms of non-friable asbestos are present. The appraisal is expected to be received by early December.
5. **Bar Harbor North Ramp 3 Replacement:** A teleconference with PND Juneau was held November 13 to jumpstart the design which has been on hold at 35% for the last two years. Upon review it was noted that in June 2016 PND submitted the 35% design to the City and completed the original permitting work and submitted the permit application for the project to the US Army Corps of Engineers (ACOE). The ACOE permit was ultimately approved in November of 2016 under the 2012 Nationwide Permit 3 (NWP3) for maintenance activities. One of the permit conditions was that the authorization was valid until the NWPs

were modified, reissued or revoked. When the City did not receive a State of Alaska Harbor Facilities 50/50 grant for the project in the fall of 2016 we directed PND to put further design of the project on hold until grant funding could be obtained. After two more failed attempts in 2017 and 2018, grant funding was finally secured in October 2019; however, it was established due to the NWP's being reissued in March of 2017, the ACOE permit authorization for the project was no longer valid and a new application will need to be prepared and submitted. PND will prepare the new permit application, prepare an expedited informal Endangered Species Act consultation request letter and coordinate and respond to all of the inquiries and requests for information from the ACOE. They do not anticipate the regulatory agencies requiring a Compensatory Mitigation Plan, an Incidental Harassment Authorization or any specialized environmental studies and that the project will again be permitted under a NWP. As such PND has proposed performing this additional permitting work on a time and materials basis for an amount not to exceed \$4,500. A budget transfer has been forwarded to the City Council for consideration at their meeting of December 5. The intent is to have the bid package ready by spring so a construction contract can be awarded no later than June with on-site work performed in the fall.

6. **Berth III Fender Replacement:** A pre-bid meeting was held on December 2. Bids are due December 10 with the intent of having an award consideration for the City Council meeting of December 20. All work should be completed by April 2020 in time for the start of the cruise ship season.
7. **Maintenance Position Opening:** Mike Pattison is resigning as of 12/13/19, and his position is currently being advertised.
8. **Impound Auction:** An auction is planned for 1/4/20 to auction off the three impounded vessels the department currently has possession of.

FUTURE AGENDA ITEMS:

1. Flora: any concerns or questions about the Port RFP process that the PHAB thinks the Council should be made aware of. It was decided to put this on the February agenda since the RFP doesn't close until 1/21/19.

COMMITTEE MEMBER COMMENTS:

Mr. Dan Christensen: Any update on the Mountain Point parking lot acquisition? Director Corporon stated that there has been no response from Mental Health, and therefore no progress.

Mr. Timothy Walker:

Mr. Mark Flora: Merry Christmas.

Mr. Rick Collins: Would like to know who is responsible for the anchorage at Safeway. Director Corporon told that all through the USCG claims we are responsible, it is outside of our jurisdiction laid out in Municipal Code. Mr. Collins then asked if the PHAB bold approach the USCG about the sunken vessel at this anchorage, and Director Corporon informed him that this anchorage falls under the Tongass Narrows Waterway Agreement, and that it is out of our jurisdiction. Mr. Collins also wishes everyone a Merry Chirstmas.

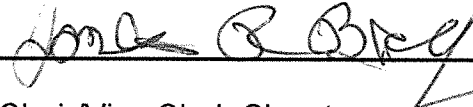
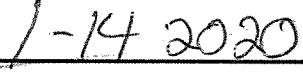
Mr. Rod Bray:

Mr. Eric Lunde: Merry Christmas.

Mr. Andrew Mulder:

ADJOURNMENT:

MOTION TO ADJOURN was made Flora at 8:01 p.m. **MOTION SECONDED** by Collins. **MOTION PASSED UNANIMOUSLY.**

 
Chair/Vice Chair Signature Date