



Seldovia Gazette

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Thursday, Feb. 14, 2008

Just another day in paradise

Vol. 4, No. 7, February 14, 2008

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Top Stories

City Council Meeting February 13

by Tamara Blodgett

The Seldovia City Council convened together to include the following members present: John Carluccio, Keith Gain, Walter McInnes and Gerry Patrick. Council members Glover & Miller had excused absences. Mayor Dick Wyland presided with City Manager Howard Davis in attendance and City Clerk Ronda Haynes taking minutes.

The *amended* agenda was approved (Item M-4 was moved to M-1).

Committee and Advisory Board Reports

Please see **P&Z Commission** article for full review.

Fish & Game and **SOS** have nothing to report at this time.

Old Business

Ordinance 08-03, Restricting Persons, Not Licensed with "D" Class Drivers License to Carry Passengers On Any All Terrain Vehicle and operate between the Hours of 1:00-5:00 AM :

This is the second time that Ordinance 08-03 has come before Council. This would mandate that no ATV rider w/out a valid "D" Class Driver's License use an ATV in Seldovia or operate said ATV during the hours between 1:00 to 5:00 AM .

Councilman Gain pointed out there's already a standing curfew in effect for the proposed restricted hours. Additionally, he mentioned his possible responsiveness in reviewing (in the future) an ordinance that addresses *just* the Polaris.

Editorial: The Polaris ATV is capable of holding multiple passengers without seatbelts or helmets. Permitted drivers are allowed to use ATV's (age 14 and above).


A member of the Public, *myself*, repeated earlier commentary from the first time this ordinance was introduced. Enforce the rules that we have for those ATV users who do not comply with current regulations. Do not take away rights that

Marketplace



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Kachemak Bay Online Mall



Specializing in unique gifts made by local artists.

Support the **Seldovia Sea Otter Booster Club**
Help keep sports and academic travel programs alive for our school!



Seldovia Boat Slips for Rent
The Seldovia harbor has 32 foot and 42 foot slips for rent. Call for details:
Harbor Master
(907) 234-7886
City Office (907) 234-7643



allow families to safely transport siblings to and from events when it is dark.

A member of the Public, Shirley Hurley commented that she and her husband own an ATV that does lawfully carry two passengers.

A member of the Public, Paulie Carluccio asked whether there was already a state ordinance that addressed just this thing (?).

Action: None.

Liquor License Application, Tree Tops Lodge, John and Carol Myers

This application for a liquor license comes before the Council for approval for what is now a full service lodge; providing three meals per day.

P&Z Chair *Paulie Carluccio* clarified that the lodge complies with parking requirements and all the other necessary rules for their property (and its usage). Their request for conditional use has passed at the Commission level.

Councilman McInnes wished to make certain that the Webber’s letter of protest had been reviewed. Ms. Carluccio said that it had been thoroughly reviewed at the Commission level and the Myer’s property was in compliance.

Councilman Gain wished to clarify if there were a process of recourse the City may have in the event that this property fell out of bounds of compliance during its conditional use status.

Action: Approved Unanimously.

New Business

Boys & Girls Club Utilities Request

Unit Director Laurel Hilts have requested that the City donate the cost of the Club’s utilities (water/sewer/trash). Currently, the B&G Club is in a declining state of grant funding with known projected funding putting them at a 10K deficit. Miss Hilts is preemptively negotiating other ways to augment operational and other costs by seeking non-grant donations.

Mayor Dick Wyland and *Councilman McInnes* spoke in favor of the request.

A member of the Public, *myself*, mentioned how great<valuable> the positive impact was on our children and the greater community by the “augmented” raising of our children. This particular B&G Club is not a “daycare” environment. Rather, it is a cooperative effort by Miss Hilts, parents and children coming together to facilitate each child’s needs being met in as many areas as possible. Whatever the City could do to have a hand in that would be appreciated.

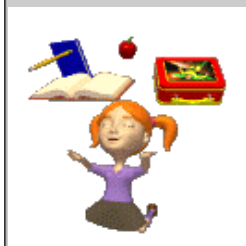
Councilman Gain suggested this be put on the annual budgetary list for implementation.

Action: Approved unanimously.

Support of PWSRCAC Coast Guard Recertification as the Alternative Voluntary Advisory Group for Prince William Sound

School

▶ [Susan B English School by school reporters Katie O’Leary and Rochelle Purpura - Click here](#)



Notices & Newsletters

▶ [The Seldovia Visitor 2007, Seldovia Chamber of Commerce. Click here to download PDF \(6mb\)](#)

▶ [Comprehensive Plan Public Final August 10, 2005 \(pdf\)](#)

▶ [Amended FY05 Seldovia City Budget 7-8-2005 \(pdf\)](#)

▶ [Boys and Girls Club Calendar](#)

Archives

2007 Archives

▶ [Archive of all pages](#)

▶ [Seldovia Walking May -](#)

8-1/2 x 11 pdf
▶ Seldovia Summer Visitor Newspaper 2007
2007 PhotoStories
▶ Christmas Play
▶ Halloween Carnival
▶ July 4 Festival
▶ Craft Invitational Chainsaw Carving Contest - May
▶ SBE Graduation - May
▶ Seldovia Lodge Fire
▶ SBE Prom - "Casino Royale 007"
▶ SBE Last Home Basketball Game of the Season
2006 Archives
▶ Archive of all pages
▶ Seldovia Walking Map - 8-1/2 x 11 pdf
▶ Seldovia Summer Visitor Newspaper 2006
2006 PhotoStories
▶ SBE Play - December
▶ Halloween Carnival
▶ Aleutian's Tusty Trip - July 25 - Part 3
▶ Aleutian's Tusty Trip - July 25 - Part 2
▶ Aleutian's Tusty Trip - July 25 - Part 1
▶ July 4 Festival
▶ Summer Solstice Music Festival - June
▶ CofC Chainsaw Carving Contest - May
▶ SBE Graduation - May
▶ SBE Spring Concert - May
▶ SBE School Play - May
▶ SBE Science Fair - May
▶ Prom - May
▶ SBE Basketball - Feb.
▶ SBE Basketball - Feb.
▶ SBE Basketball - Jan.
2005 Archives
▶ Archive of all pages
▶ Seldovia Summer Gazette Newspaper
▶ Seldovia Summer

It was the consensus of the Council to fully support this recertification. *Councilman Gain* suggested that the Council direct Mayor Wyland in drafting a letter of support.

Councilman McInnes wanted to make sure the Council hear the #1 paragraph (from Stephen Lewis' letter) in it's entirety (see Comments at the end).

This and the following House Bill 289 do not have sufficient Council Members present for a vote.

Action: None

Discussion of Support of House Bill 289, Changing Unemployment Tax Requirements for Fishing Vessels Participating in Oil Spill Drills

A member of the Public, *Keith Gain* (who abstained from voting as a council member due to conflict of interest) shared with Council that this Unemployment Tax was a "paperwork nightmare," with most fishermen considered self-employed contractors and receiving annual 1099's. With that being the case, those three-day drills were not enough to justify this taxation.

It was the consensus of the Council to unanimously support House Bill 289. A letter of support will be drafted to this effect.

Action: None.

Seldovia Port Authority Board Appointment

No Port Authority resignations or appointments can be voted upon due to only four Council members' attendance.

Action: None

AK Department of Commerce Population Determination

This is a proposal to obtain an accurate count of Seldovia residents by going house to house.

Mayor Wyland and Councilman McInnes have asked that they be responsible for conducting the manual counts. Mayor Wyland noted in the past that this manual count has gained as many as 30-40 more residents.

The Council is in agreement. A member of the Public, *myself*, would like to see an accurate count done.

Action: Approved unanimously.

Small Boat Harbor Renovations (possible executive session)

The City continues to review the plans to determine the specific needs for the Bids, which will be made public within the next few weeks.

Action: None.

Manager, Council and Mayor Comments Concerning Items Not on the Agenda

Gazette Newspaper 2004

2005 PhotoStories

▶ SBE Christmas Play

▶ SBE Halloween
Carnival

Photo Archives

▶ [Click here to view all photos from the Gazette over the past years](#)

Classified Rates

▶ [Instructions and rate sheet](#)



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Corrections

▶ None this week

Councilman McInnes wished the entire Council heard the first paragraph of Mr. Stephen Lewis' letter as follows:

Exxon Valdez Punitive Damages Case : PWSRCAC has filed an Amicus Curiae brief at the Unites States Supreme Court concerning the Exxon Valdez punitive damages appeal. PWSRCAC has commented that the potential of punitive damages are an integral part of oil spill prevention and should be maintained. The PWSRCAC press release concerning this is attached.

Next Meeting: February 27, 2008

Adjournment: Time elapsed: One hour, forty-six minutes.

P&Z Meeting February 4

by Tamara Blodgett

The Seldovia P&Z Commission convened together to include the following members present: Dan Blodgett, Paulie Carluccio (Chair), Jim Hopkins and Bobbi Sweat. City Clerk Ronda Haynes took minutes.

Minutes for the last regular meeting on January 21st have not yet been approved.

Consideration of Site Plans

Conditional Use Application, Tree Tops Lodge, Lot 4A, Fleming Giles Subdivision

A member(s) of the Public (*Mike and Mary Webber*) submitted a letter of protest against this request with the main concern that the lodge does not have adequate parking. The Commission addressed that the lodge is in compliance with their original building permit submittal requiring four parking spaces. Furthermore, the nature of the clientele is such that the lodge almost exclusively provides transport, in its majority, in the form of a shuttle van. This practice essentially negates the need for additional parking.

Action: Approved unanimously.

Building Permit Submitted by AK Department of Transportation, SML, Block 200, Seldovia Airport

City Manager Howard Davis has withdrawn his request for postponement due to dam issues. He felt it was something that could be addressed between DNR and the DOT.

Action: Approved unanimously.

Building Permit Submitted by Thomas and Gladys Schneider, Lot 12, Block 6, Waterfront Resubdivision #2

It was the consensus of the Commission that the permit request would be discussed only after the larger issue of this property's compliance with the *primary usage code* (to be set at 51% as primary) is met.

Action: Denied

Requests for Replat (Lot Line Vacations) by Gerald Stranik, Tidelands Lots T-28 & T-29, Seldovia Tidelands Survey #219

and Lots T-30 and Lot 1, Block 32 Seldovia Townsite:

This is a request to combine the above lots. The Commission has requested more information along with the utilities be marked.

Action: Postponed.

Next Meeting March 3, 2008

Adjournment: Time elapsed

Sen. Gary Stevens Capitol Report February 11

Hello from the Capitol. The second session of the 25th Alaska State Legislature is nearly a month old, leaving two-thirds of our 90-day session remaining. There are a lot of bills moving through the Legislature at this time, but the three biggest items are HB 273, education funding, SB 125, the public employees and teachers' retirement systems (PERS/TRS) fix, and SB 72, Community Revenue Sharing. I believe you will see all three measures move through the legislative process and hopefully pass out of the Senate by the end of February. At least, as Rules Chair, that is my goal, especially with the extremely important education funding package. If successful, we will have addressed the Area Cost Differential, which has so negatively impacted Senate District R's school districts for many years, funding for special education, and increased per pupil funding. In addition to education, I believe we will deal with the other two extremely important issues, fixing our state retirement system and sharing revenue with our cities and boroughs.

Another issue of real importance is saving some of our windfall revenues from oil production to help us through an undoubtedly tough time in the future with the decline of oil production and the possibility of the price of oil stabilizing. I think you will see a billion dollars or more put into savings for the future.

Finally, we are trying to come to terms with the AGIA process. We have already been hearing from pipeline and oil companies as we move forward on the gas pipeline, which will have an enormous and long standing impact on Alaska's economy.

These are amazing times we live in, with critical decisions being made daily. That is why it is more important than ever that you in keep in touch with our office and let us know your thoughts on the matters facing us all.

[Click here to read the complete Report](#)

Rep. Paul Seaton Newsletter - February 11

Greetings from Juneau on this 28th day of the legislative session. This weekend had a winter storm advisory with 80 mile per hour winds, single digit temperatures and fine blowing snow. This morning the temperature is 34 and we have a heavy new layer of snow. At the Capitol on Saturday for a HESS committee meeting I was surprised how many people came to the hearing – except that it was about modifying the Certificate of Need for health care facilities, which always draws a crowd. The “velocity” of the legislature is still quite different from past years due to the 90 day calendar. I had two meetings starting at 7 am this past week and two meetings that did not end until after 8:30

pm, plus the Saturday HESS meeting. The halls were not deserted as there were both finance subcommittee meetings and a Saturday State Affairs committee meeting. I can tell you that I am hearing discussion of personal fatigue from trying to accomplish too much too quickly yet I am pleased that committees have generally stopped rushing through legislation without adequate consideration as I was perceiving earlier.

We were pleased to welcome Rick Eckert representing Homer Electric Association in the office this week. Also visiting were Katie Bauer and Sue Coble of KPC, and Dina Rayburn of Head start, all of Homer.

I was able to attend the Marine Transportation Advisory Board (MTAB) meeting last week. I brought to their attention that the legislature is not getting proposals for ensuring continued marine highway service through the DOT&PF, therefore we are relying on the advisory board to make suggestions to the legislature to ensure the health and vitality of the Marine Highway System.

[Click here to read the complete Newsletter](#)

Special Notices . . .

SBE Family and Consumer Science Class Needs Miles!

Six lucky students will be taking an exciting trip to New York City in the near future and would very much appreciate support in the form of Companion tickets or Miles. Please contact Sandy at Susan B. English School at 234.7616. Thanks for your support!

Boys & Girls Club Update . . .

Seems life is running full-speed ahead for Seldovia's kids lately. This week not only included Valentine's Day and all the festivities that go along with it, but it also included a special presentation at the school and Club on avalanche safety. Toby Miller was brought over by the Seldovia Village Tribe to share the risks of avalanches and provide precautions to those who enjoy cavorting out in nature during the winter. Our teens also had a special lunch catered by the Seldovia Bible Chapel on Wednesday, before heading off Thursday for another basketball road-trip. Go, Otters! In the meantime, our junior high volleyball girls' team has been gearing up for the home games this weekend against Ninilchik and Nikolaevsk. Go, Otters again! There were even things to do for parents and grandparents this week. On Monday, the Seldovia Boys & Girls Club and SVT hosted a Parent-to-Parent luncheon at the Clubhouse. It was well attended, and everyone enjoyed watching the DVD and then the follow-up discussion, but the biggest hit was the lunch catered by the Tidepool Restaurant. In addition to all of that, there seemed to be non-stop music and karate and games going on in the Clubhouse each day. Phew. If you think there's nothing to do in Seldovia during the winter, come hang out at the Club.



Mark your calendar for a fine evening of dinner, music and dancing Friday, March 28th. This will be a Boys & Girls Club event and fundraiser, and it will coincide with Spring Fling festivities planned that weekend by the Seldovia Village Tribe, and the capping off of things with a Bearfoot Bluegrass concert Saturday night, the 29th, presented by the Seldovia Arts Council. It should be a great weekend, so leave the dates open.

Youth basketball continues, and next weekend the kids will have a chance to play in front of the home crowd during the Sea Otters' Seldovia Tournament. Plan to come on out and cheer on your future all-stars.

If you have any questions about activities going on, give Seldovia Boys & Girls Club Unit Director Laurel Hilts at call at 234-7577. Stay safe on those icy roads, folks.

Clubhouse Hours: Mondays – Fridays from 3-6 p.m.

Power Hour: Mondays – Thursdays from 3:15 – 5:15 p.m.

Pottery: Mondays from 3:30 – 5:30 p.m.

Teen Open Gym: Tuesdays from 7-9 p.m . ***THIS IS NOW TEEN CLUB TIME UNTIL BASKETBALL SEASON IS OVER***

Karate Classes:

Kids Class – Mondays and Wednesdays from 5:00 – 5:45 p.m.

Adult Class – Mondays and Wednesday from 5:45 – 7:00 p.m .

Intermediate – Tuesdays, Thursdays and Fridays from 5:00 – 6:30 p.m.

Music Lessons:

Acoustic Guitar – Saturdays at 11:30 p.m .

Electric Guitar – Saturdays at 12:00 p.m .

Bass Guitar - Saturdays at 5:00 p.m .

Drums – Saturdays from 12:30-5:00 p.m.

Any questions, contact: Laurel A. Hilts, Unit Director Seldovia
234-7577 office; 234-2004 fax & kid phone during Clubhouse hours
hilts@positiveplaceforkids.com

Tidbits . . .

Well, it's half way through winter . . . anyone feeling like this lately?



City Manager's Corner

by Howard Davis

Managers Report for 01-24-08 to 02/13/08

- **Denali Commission, Small Boat Harbor Grant:** We are reviewing the plans to determine the specific needs for the Bids and should see the Bids made public within the next few weeks.
- **Husky II:** On 2/11/08 the City Manager spoke with Mr. Poffenroth regarding two issues; 1) Care taker issue has been corrected and there is

someone overseeing the Husky II. 2) Mr. Poffenroth's removal plan and timeline did not reach the City in time for the 2/13/08 Council meeting. According to Mr. Poffenroth he failed to get it completed as he had planned but would get it to the City as soon as possible. 3) Mr. Poffenroth also stated that he was planning to come to Seldovia in the next two weeks or so to look over the Husky II. He was informed by the City Manager that the next City Council meeting was scheduled for 2/27/08 and that it would be in his best interests to attend the meeting.

- **VSW/CRW:** Contracts for both Pipe Design and Water Filtration have been signed and sent to CRW/VSW. These are the steps to ordering the pipe and having it ready to put into the ground as soon as it thaws.
- **Waterfront Marine Industrial Center :** Progress is being made on the lot lease agreements. Potential tenants are being contacted.
- **Senior Meals:** Progress is being made.
- **Frozen Sewer Pipe:** The City DPW workers are working to repair them as quickly as possible in spite of broken equipment and frozen ground. Thanks to Jim Hopkins crew for opening up the road.

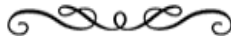
Seldovia Police Report by A.W. Anderson, Seldovia PD

The following report relates to Police related activities from January 24th through February 14th.

- A concerned citizen brought a plastic grocery bag that contained trash and other items to the Police Department and asked that contact be made with the owners of the garbage. A name had been found on a receipt inside the bag. A man was contacted and told of the findings and he came to the Police Department to collect the items. He admitted the garbage was his and that it had been in the back of his vehicle but he did not know how it managed to end up at 2 mile, Jakolof Bay Road. He stated he would be talking to his family about the incident.
- Police observed a vehicle that had no license plates visible. As the owner had been contacted and verbally asked to attach the license to the vehicle, Police left a written warning inside cab as a reminder. Hopefully the license will be attached to the vehicle without additional enforcement methods having to be applied.
- A teenager was clocked at 35 mph on his 4-wheeler in the City limits. The speed limit for ATV's in the City is 15 mph. When he was approached he admitted he knew the speed limit but often drives in this manner. The teen was given a Citation under the City Code and pled No Contest at his arraignment. He was fined \$110.00 and given the option of Community Work Service as a method of payment for the fine.
- A man with a summer home was in Seldovia and found that someone had been on his property and had attempted entry to his shed. The subject was unable to make entry but evidence was present showing entry was attempted. No other buildings on the property showed any signs of forced entry or any attempts to enter.
- A lady left a message on the Police phone that she was receiving harassing phone calls and she wanted the caller to stop calling her. Upon contacting her Police were told the calls were originating from California. She told the Officer the calls had stopped and she would call if they again became a problem.
- A man from Kansas called reporting harassing phone calls originating in the Seldovia area. The number given was found to belong to the woman who had previously reported harassing calls. Investigation revealed the

man calling from California was the man's brother and ex-husband of the lady first reporting the calls. She was contacted and told charges would be brought if she continued to call the ex-brother-in-law. No reports of any calls have since been reported by either party.

- Investigation regarding a report of erratic driving resulted in a man being contacted and ultimately being cited for having an open alcohol container in his vehicle. The citation carries a \$210.00 fine and 2 point accessed to the man's driver's license.
- Police investigated a damage only accident wherein two vehicles collided head on in the area of Lack Street and Shoreline Drive. No injuries occurred and the two involved parties agreed to handle the accident as a civil matter between them. No further action was taken by the Police.
- A call of no smoke coming from the chimney of a home and a couple windows appearing as if they had frost resulted in the Police doing a welfare check on a local resident. All was found to be fine and the man was up late the night before and was sleeping in. He thanked the Police for their concern.
- A local resident was cited by the Anchorage Police for failing to carry and show proof of insurance. The citation was a correctable citation and upon her showing the Seldovia Police her insurance policy that proved she had insurance at the time of the stop, the citation was corrected.
- A man brought a phosphorous flare to the Police Department which he had found on the beach in the Barabara Creek area. The flare had not been detonated and was considered very dangerous. The Explosive Ordinance Detail (OED) at Fort Richardson Army Base in Anchorage were contacted and told of the findings. They contacted the Alaska State Troopers (AST) and the AST provided transport via the AST helicopter for them to Seldovia to destroy the flare. The flare was taken out of town and destroyed with C-4 explosives. The EOD officers then were returned to the AST helicopter and they returned to Anchorage.
- On a beach in the Barabara Point area a man counted 54 dead gray cod and 1 dead land otter within a 400 foot section of beach. The report was passed on to the Alaska Bureau of Wildlife Enforcement.
- A flatbed trailer was damaged by a loader when snow was being removed. Photographs were taken and the owner was contacted. Arrangements for repairs were made between the loader operator and the owner. A Police report was completed at the request of the loader operator.
- A man reported the man door to his warehouse was kicked open but he could not determine at this time what, if anything was taken. Investigation continues in this forced entry.
- Police contacted the owner of three black labs that accosted a lady when she was walking home. The dogs were reported to be running towards her and barking. She was frightened of the animals and feared for her safety. The owner was told of the problem with directions to keep the dogs contained. The complainant requested only a contact and warning at this time.
- A telephonic Court Trial was held regarding a dog running at large and on a person's property after the owner pled not guilty at arraignment. The Judge found the person guilty after hearing the evidence and a fine of \$85.00 was levied.
- Since last report the Police have served 14 Subpoenas relating to an upcoming trial, have Notarized 5 documents and have received 6 assistance requests.



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