

Haines Borough
Borough Assembly Meeting #309
February 23, 2016
MINUTES

Approved

1. **CALL TO ORDER/PLEDGE TO THE FLAG:** Mayor **HILL** called the meeting to order at 6:30 p.m. in the Assembly Chambers and led the pledge to the flag.

2. **ROLL CALL**

Present: Mayor Jan **HILL**, and Assembly Members Diana **LAPHAM**, Mike **CASE**, and Margaret **FRIEDENAUER**, and attending via telephone: Ron **JACKSON**, George **CAMPBELL**, and Tresham **GREGG**.

Staff Present: Brad **RYAN**/Interim Borough Manager, Julie **COZZI**/Borough Clerk, Josh **DRYDEN**/Interim Police Chief, Chris **BROWN**/Police Officer, Jordan **WELCH**/Police Officer, Patty **BROWN**/Library Director, and Helen **ALTEN**/Museum Director.

Visitors Present: Karen **GARCIA**/CVN, Jillian **ROGERS**/KHNS, Don **TURNER Jr.**, Mike **DENKER**, Lori **SMITH**, Mark H. **SMITH**, Bill **MCCORD**, and others.

3. **APPROVAL OF AGENDA & CONSENT AGENDA**

The following Items were on the published consent agenda indicated by an asterisk (*):

- 4 – Approve Assembly Meeting Minutes
- 8B – Accept Museum Report
- 8C – Accept Fire Department Report
- 9A – Accept Minor Offenses Committee Minutes
- 9B – Accept Tourism Advisory Committee Summary
- 9C – Accept Museum Board of Trustees Minutes
- 9D – Accept Planning Commission Minutes and Summary
- 11C2 – Amend Previously-Adopted Ordinance 15-12-425

Motion: **CASE** moved to "approve the agenda/consent agenda."

Primary Amendment: **LAPHAM** moved to "add the police chief and borough manager position profiles as Item 11C3," and the motion carried unanimously.

The main motion, as amended, carried unanimously.

*4. **APPROVAL OF MINUTES** – 2/9/16 Regular

The motion adopted by approval of the consent agenda: "approve minutes of the 2/9/16 borough assembly regular meeting."

5. **PUBLIC COMMENTS**

DENKER - Appreciates the thoughtful effort put into the proposed code of conduct. He suggested item 5(e) be revised by either defining the meaning of disturbing behavior or striking it. Whether something is disturbing is subjective, and it is important to protect first amendment rights.

6. **MAYOR'S COMMENTS/REPORT**

A. Oath of Office – Police Officer Christopher Brown

The mayor administered the oath of office and welcomed the officer to the Haines Borough.

Mayor **HILL** provided a brief report of her recent time in Juneau attending AML/AcoM, accompanying lobbyist Bill Thomas, attending hearings, and meeting with legislators, staffers, and agency people. On a different note, the mayor said the museum board has asked for a different assembly liaison.

Motion: **CASE** moved to "confirm the appointment of **LAPHAM** as the assembly liaison for the Museum Board of Trustees," and it was seconded by **CAMPBELL**. The motion carried unanimously.

7. **PUBLIC HEARINGS** - None

8. **STAFF/FACILITY REPORTS**

A. Interim Manager – 2/23/16 Report

The manager summarized his written report and responded to a few questions from the assembly. **RYAN** also asked for guidance since the planned consultant is not available, at this time.

Motion: **FRIEDENAUER** moved to "reverse the January 26, 2016 direction to the manager to contract with Dynamic Consulting for a strategic planning session, and direct the manager to issue a Request for Proposals for a one-day facilitated goal setting session for the assembly."

There was some discussion about referring the development of a Request for Proposals to the Government Affairs & Services Committee.

Amendment Motion: Friedenauer moved to "amend the motion by keeping the first half of the motion and striking the second part and replacing it with "refer the matter of an RFP to the Government Affairs & Services Committee," and the motion carried 4-2 with **JACKSON** and **CAMPBELL** opposed.

The main motion as amended carried 4-2 with **JACKSON** and **CAMPBELL** opposed.

- ***B. Sheldon Museum** – Staff Report of January 2016
- ***C. Fire Department** – Staff Report of January 2016
- ***D. State Lobbyist** – Report of February 1-12, 2016

9. COMMITTEE/COMMISSION/BOARD REPORTS & APPROVED MINUTES

- ***A. Minor Offenses Committee** – Minutes of 12/18/15 & 1/14/16 and Summary of 2/4/16
- ***B. Tourism Advisory Board** – Summary of 2/3/16 Meeting
- ***C. Museum Board of Trustees** – Minutes of 1/13/16
- ***D. Planning Commission** – Minutes of 1/14/16 & Summary of 2/11/16 Meeting

E. Assembly Board Liaison Reports

FRIEDENAUER – Public Safety Commission, Port and Harbor Advisory Committee, Minor Offenses Committee

LAPHAM – Tourism Advisory Board

JACKSON – Parks and Recreation Advisory Committee

F. Assembly Standing Committee Reports

1. **Government Affairs & Services Committee (GASC)** – Report of 2/3/16 Meeting (Assembly Agenda Prep. and Motor Vehicle Tax Repeal)

Motion: **JACKSON** moved to "direct staff to have dates on all documents in the packets."

Amendment Motion: **CAMPBELL** moved to "amend the motion to have either dates or revision numbers on all documents in the packets."

Motion to Postpone: **CAMPBELL** moved to "postpone this matter to the next meeting," and the motion carried 4-2 with **FRIEDENAUER** and **LAPHAM** opposed.

Motion: **JACKSON** moved that "the assembly create a solid waste ad hoc committee to recommend incorporating the Motor Vehicle Tax funds into a solid waste program," and the motion carried unanimously.

2. **Finance Committee** – Report of 2/10/16 Meeting (Motor Vehicle Tax Repeal)

LAPHAM said the Finance Committee recommends having the Motor Vehicle Tax in place for a full two years before considering changes or a repeal.

3. **Commerce Committee** – **CAMPBELL** gave a brief report on the 2/22/16 committee meeting where the topic of a solar aquatic wastewater treatment system was discussed:

10. UNFINISHED BUSINESS - None

11. NEW BUSINESS

- A. Resolutions** - None
- B. Ordinances for Introduction** - None
- C. Other New Business**

1. **Code of Conduct Policy – Discussion Item**

Note: In an effort to improve the conduct, efficiency and decorum at borough public meetings, Assembly Members Jackson and Friedenauer prepared a draft code of conduct policy for consideration. They believe this may also improve the community's trust and involvement in the public process. They envision this as a policy applying to the borough assembly & members of advisory boards. The meeting packet also included information about a community code of conduct that was developed in 1996.

Motion: **LAPHAM** moved to "refer the draft code of conduct to the Government Affairs & Services Committee to merge it with the existing requirements in code," and the motion carried 4-2 with **CAMPBELL** and **GREGG** opposed.

***2. Amend Previously-Adopted Ordinance 15-12-425**

An Ordinance of the Haines Borough amending Haines Borough Code Subsection 3.60.160(A) to establish a tiered local bidder preference and to include an exception when a local preference is disallowed by the project's funding source.

Note: This ordinance was adopted on 2/9/16 but was not yet codified. There was a bit of confusion during discussion of an amendment on 1/26/16, and the ordinance was redrafted as staff understood it to be. That draft was presented to the assembly for consideration. Following the second hearing on 2/9, the assembly adopted the ordinance, as drafted. Upon further staff review, it was determined the ordinance as adopted did not accurately reflect the intended amendment. The motion adopted by approval of the consent agenda: "Amend previously-adopted Ordinance 15-12-425 to correct the 7% tier threshold to read \$1,000,000 rather than \$500,000, and to clarify the range for the 5% tier."

11C3. Position Profiles for Police Chief and Borough Manager (added during approval of the agenda)

Motion: FRIEDENAUER moved to "approve the salary ranges and timelines, as recommended by the consultant for the borough manager and police chief positions," and the motion carried 4-2 with **CAMPBELL** and **GREGG** opposed.

Motion to Amend: CAMPBELL moved to "amend the manager salary range to 85K-110K," and the motion died for lack of a second.

12. CORRESPONDENCE/REQUESTS

***A. Support for Town Hall re. Tier 3** (antidegradation of Chilkat River) – Upper Lynn Canal Fish & Game Advisory Committee

Note: The committee chair understood the town hall was taking place prior to this assembly meeting (February 22) but nevertheless requested the correspondence be in this packet.

13. SET MEETING DATES

A. Government Affairs & Services Committee – Thursday, 3/3/16, 6:00pm, meeting already scheduled but the topic/purpose of the meeting was changed from "Mosquito Lake School Sale" to "Strategic Planning Request for Proposals".

B. Government Affairs & Services Committee – Wednesday, 3/16/16, 6:00pm, Topics: 1) Code of Conduct and 2) Mosquito Lake School Sale. The meeting will start with the first topic.

14. PUBLIC COMMENTS - None

15. ANNOUNCEMENTS/ASSEMBLY COMMENTS

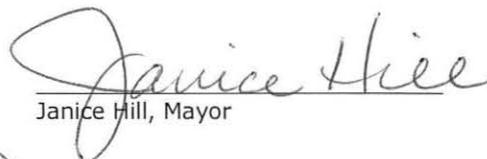
JACKSON – Said he is bothered by the way Jenn Walsh was dismissed from borough employment.

Motion: JACKSON moved to "convene a meeting of the Personnel Committee to review the circumstances pertaining to the recent dismissal of Jennifer Walsh," and the motion failed 2-4 with **GREGG, CASE, FRIEDENAUER,** and **LAPHAM** opposed.

FRIEDENAUER said it is not appropriate for the Personnel Committee to meet to discuss this prior to any grievance moving through the steps. **CAMPBELL** said the committee should review the actions of the manager to make sure things were done properly. **CASE** agreed with **FRIEDENAUER** and said it's governed by the collective bargaining agreement.

16. ADJOURNMENT – 8:40 p.m.

Motion: CAMPBELL moved to "adjourn the meeting," and the motion carried unanimously.


Janice Hill, Mayor

ATTEST:



Julie Cozzi, MMC, Borough Clerk

Deputy Clerk
for J. Cozzi

