

**Haines Borough
Borough Assembly Meeting #312
April 12, 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**, Margaret **FRIEDENAUER**, Ron **JACKSON**, George **CAMPBELL**, and Tresham **GREGG**.

Staff Present: Brad **RYAN**/Interim Borough Manager, Julie **COZZI**/Borough Clerk, Dean **OLSEN**/Assessor, Shawn **BELL**/Harbormaster, and Helen **ALTEN**/Museum Director.

Visitors Present: Karen **GARCIA**/CVN, Jillian **ROGERS**/KHNS, Paul **NELSON**, Brenda **JOSEPHSON**, Carol **TUYNMAN**, Leonard **DUBBER**, Debra **SCHNABEL**, Bill **MCCORD**, Sally **ANDERSON**, Burl **SHELDON**, Jeanne **KITAYAMA**, Norm **HUGHES**, 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 Lobbyist Report
- 8C – Accept Chilkat Center Report
- 8D – Accept Fire Department Report
- 9A – Accept MO Committee Minutes
- 11A1 – Adopt Resolution 16-04-665
- 11A2 – Adopt Resolution 16-04-666
- 11A3 – Adopt Resolution 16-04-667
- 11A4 – Adopt Resolution 16-04-668

Motion: **LAPHAM** moved to “approve the agenda/consent agenda,” and it was amended to 1) add under Item 10, a discussion of final settlement of Nelson court costs and 2) remove Item 11A3 from the Consent Agenda. The motion as amended carried unanimously.

*4. **APPROVAL OF MINUTES** – 3/29/16 Regular

The motion adopted by approval of the consent agenda: “approve minutes of the 3/9/16 borough assembly regular meeting.”

5. **PUBLIC COMMENTS**

SCHNABEL – Said that when the assembly considers an application for community purpose exemption, she would appreciate a statement of property value and potential tax revenue that would be waived. Also she would like a community discussion about developing a Payment in Lieu of Taxes program that would help to pay for services that are ordinarily pay for with property tax receipts.

NELSON – When the Minor Offenses Committee brings its recommendations forward, he believes public hearings should be held, especially for the benefit of seasonal residents now returning to town.

JOSEPHSON – Thanked the assembly for establishing an ad hoc Minor Offenses Committee, and she is supportive of the creation of a code revision committee. It will be important to have additional public hearings when the ordinance comes to the assembly.

TUYNMAN – Thanked the assembly for establishing the Minor Offenses Committee, and that committee has worked hard. This will be a major milestone for the borough.

HUGHES – Strongly supports the efforts of the Pacific Salmon Treaty Coalition to lobby in Washington DC. The local fishermen support it, as well. He hoped the borough would express support.

ANDERSON – Urged the assembly to adopt the resolution approving Takshanuk Watershed Council’s application for Community Purpose Exemption for the Sawmill Creek property.

DUBBER – Asked the assembly to give strong consideration to the recommendations the Minor Offenses Committee brings forward. He noted there are still many people concerned there are too many laws.

6. **MAYOR’S COMMENTS/REPORT**

Mayor **HILL**: 1) provided an update on the legislative work on the state budget; 2) asked people to consider serving on a food trailer committee. The Planning Commission will have two representatives, and she is looking for three additional members. Please send an email or letter of interest. She hopes to make the appointments at the next assembly meeting; and

3) stated she would like the Government Affairs & Services Committee (GASC) to begin the work of going section by section through the code rather than forming a separate code review committee. **FRIEDENAUER** said the Minor Offenses Committee will be recommending formation of a separate committee, and she suggested the assembly consider whether it should be that or the GASC.

7. PUBLIC HEARINGS

A. Ordinance 16-03-431 – First Hearing

An Ordinance of the Haines Borough amending Haines Borough Code Section 18.20.020 and Sub-Section 18.80.030(B) to clarify the method of calculating building height.

Mayor **HILL** opened and closed the public hearing at 6:48 pm; there were no comments.

The assembly already scheduled the second hearing for 4/26/16. No motion was needed now unless the second hearing date needed to change or some other action was desired. No motion was made.

B. Ordinance 16-03-432 – First Hearing

An Ordinance of the Haines Borough, providing for the addition or amendment of specific line items to the FY16 budget.

Mayor **HILL** opened the public hearing at 6:50 pm.

SCHNABEL – Said she is concerned about taxing property owners to pay for operating costs and then transferring to capital costs. She doesn't like to see them mixed and believes it is unfair.

Hearing no further comments, the mayor closed the public hearing at 6:52pm.

The finance committee will review the ordinance prior to the second public hearing.

8. STAFF/FACILITY REPORTS

A. Interim Manager – 4/12/16 Report

The manager summarized his written report and responded to a few questions from the assembly.

***B. State Lobbyist – Reports of March 21-31, 2016**

***C. Chilkat Center – Facility Report of March 2016**

***D. Fire Department – Staff Report of March 2016**

9. COMMITTEE/COMMISSION/BOARD REPORTS & APPROVED MINUTES

***A. Ad Hoc Minor Offenses Committee – Minutes of 3/14/16 & 3/21/16**

B. Assembly Board Liaison Reports

FRIEDENAUER – Port and Harbor Advisory Committee, Public Safety Commission

LAPHAM – Tourism Advisory Board

C. Assembly Standing Committee Reports

LAPHAM – Finance Committee – The committee will take up the sales tax exemption issue as soon as the budget meetings are finished.

JACKSON – Minor Offenses Committee. They are close to wrapping up the work. The committee will be asking for public hearings and a code revision committee.

CASE – Personnel Committee – Thanked the assembly members for taking part in the interim manager's evaluation.

10. UNFINISHED BUSINESS

DISCUSSION OF NELSON SETTLEMENT OF COURT COSTS (added during approval of the agenda)

Motion: JACKSON moved to "reimburse Paul Nelson the remaining 50% of court costs that were not part of the settlement," and the motion failed 1-5 with **GREGG, JACKSON, LAPHAM, CASE,** and **FRIEDENAUER** opposed.

11. NEW BUSINESS

A. Resolutions

***1. Resolution 16-04-665**

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to dispose of a 2007 Ford Five Hundred sedan; electric, six-passenger golf cart; and

two 50-kilowatt generators by public sealed bid auction to the highest bidder as specified in Haines Borough Code 14.24.010 (Disposal of personal property).

The motion adopted by approval of the consent agenda: "adopt Resolution 16-04-665."

***2. Resolution 16-04-666**

A Resolution of the Haines Borough Assembly approving in response to an application from the Chilkat Valley Historical Society, as recommended by the borough assessor, a community purpose property tax exemption for the Anway property located at approximately 1-mile Haines Highway.

The motion adopted by approval of the consent agenda: "adopt Resolution 16-04-666."

3. Resolution 16-04-667

A Resolution of the Haines Borough Assembly approving in response to an application from Takshanuk Watershed Council, as recommended by the borough assessor, a community purpose property tax exemption for the Sawmill Creek property at the corner of 6th and Dalton.

Motion: LAPHAM moved to "adopt Resolution 16-04-667," and the motion carried 5-1 in a roll call vote with CAMPBELL opposed.

***4. Resolution 16-04-668**

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute a purchase order with Red Truck Sales, Inc. to purchase a tanker truck for the Klehini Valley Volunteer Fire Department for an amount not-to-exceed \$95,000.

The motion adopted by approval of the consent agenda: "adopt Resolution 16-04-668."

B. Ordinances for Introduction - None

C. Other New Business

1. Board Appointments

Note: Appointment applications were received for seats on the Library Advisory Board. The mayor planned to make the appointments and sought assembly confirmation.

Motion: CASE moved to "confirm the mayor's appointment of Meghan Elliott and Jenty Fowler to the Library Advisory Board for terms ending 11/30/16," and the motion carried unanimously.

2. Harbor 95% Design

Note: The Interim Borough Manager, Harbormaster, and Port & Harbor Advisory Committee requested assembly approval of the 95% Portage Cove Harbor Design. On 9/10/15, the Planning Commission conducted a public hearing and reviewed the 95% design. The commission determined the project design meets the goals of the Comprehensive Plan and is consistent with the current planning & zoning requirements. More information was included as part of the agenda bill in the meeting packet.

Motion: FRIEDENAUER moved to "approve the 95% Portage Cove Harbor Design," and the motion carried 4-2 in a roll call vote with CAMPBELL and GREGG opposed.

3. Tax Incentive Phase-in Proposal Draft

Note: Since 2014, the Commerce Committee was working on a possible tax incentive program. Committee chair, Assembly Member Campbell, requested this agenda item. His suggested motion was "for three public hearings, allowing two for tweaks, final attorney review, third and final public hearing for passage." Per HBC 3.70.020, an ordinance is required (to amend HBC 3.70.040). The manager recommended the assembly instead refer this to the Finance Committee for further review and development of the necessary ordinance

Motion: CASE moved to "refer this to the Finance Committee," and the motion carried unanimously.

Motion: FRIEDENAUER moved "in recognition of the assembly's 7/29/14 motion that shows a willingness to offer some type of property tax incentive to Haines Brewing Company, to direct the manager to work with the owners to come up with a feasible tax incentive option or alternative prior to July 1, 2016," and the motion carried unanimously.

12. CORRESPONDENCE/REQUESTS

A. Letter from Pacific Salmon Treaty Coalition

Mayor HILL offered to send a letter of support and there was no objection.

B. Letter from Parks & Recreation Advisory Committee – Recommendation to Create a
Downtown Recreation Area

13. SET MEETING DATES

A. BOE Training – Wednesday, 4/20, 6-7pm

B. Finance Committee – Wednesday, 4/20, 4pm, Purpose: FY16 Budget Amendment Ordinance 16-03-432.

14. PUBLIC COMMENTS


NELSON – Urged the assembly to consider carefully the Public Safety Commission's police chief hire recommendations.

15. ANNOUNCEMENTS/ASSEMBLY COMMENTS


CAMPBELL – Thanked **RYAN** for his efforts with the budget. Regarding an evaluation of the clerk, he believes the interim manager needs to do a formal evaluation before he steps down.

16. ADJOURNMENT – 8:31 p.m.

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


Janice Hill, Mayor

ATTEST:


Julie Cozzi, MMC, Borough Clerk
Deputy Clerk for
J. Cozzi

