

Haines Borough
Borough Assembly Meeting #177

April 27, 2010
MINUTES

Approved

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

2. **ROLL CALL**

Present: Mayor Jan **HILL**, Assembly Members Jerry **LAPP**, Daymond **HOFFMAN**, Norm **SMITH**, Scott **ROSSMAN**, Joanne **WATERMAN** and Steve **VICK**.

Staff Present: Jila **STUART**/Chief Fiscal Officer, Jamie **HEINZ**/Deputy Clerk, Brad **MAYNARD**/Director of Public Facilities, Jerrie **CLARKE**/Museum Director, and Gary **LOWE**/Chief of Police.

Visitors Present: Jessica **EDWARDS**/CVN, Theresa **RAVEN**/CIA, Scott **HANSON**/CIA, Representative Bill **THOMAS**, Bill **KURZ**, Joyce and Kerry **TOWN**, Don and Karen **HESS**, Kathleen **MENKE**, Deborah **VOGT**, Eric **KOCHER**, Joan **SNYDER**, Tim **JUNE**, Roger **MAYNARD**, Andy **HEDDEN**, Jason **GAFFNEY**, Jim **STUDLEY**, Angie **ROBINSON**, Michael **BYER**, Ralph **VIGILANTE**, Suzanne **VUILLET-SMITH**, Rob **GOLDBERG**, Heather **LENDE**, Tresham **GREGG**, and others.

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

Motion: **LAPP** moved to "approve the Agenda/Consent Agenda and it was amended to remove items 11C1 - Accept the resignation of Assembly Member Steve Vick, 11C3 - Harbormaster - Discussion Item and 11C4 - Executive Session and add a new 11C3 - PC Dock Waterfront Improvement Project - Discussion Item."

The motion carried unanimously.

* 4. **APPROVAL OF MINUTES** - Regular: 4/13/10

5. **PUBLIC COMMENTS**

ROBINSON, VIGILANTE, K. HESS, R. MAYNARD, KURZ, D. HESS, ROZBIKI and **JOHNSON**, spoke in support of the PC Dock Waterfront Project and most spoke in support of the extent of public process. The amount of fill being placed, the pilings that are being removed, Rob Goldberg's letter to the editor, the security of the improved facility, the benefit to the community and passengers the project will provide, the fact that the funds can only be used for cruise passengers and disappointment with the misleading of the school children were other points brought up.

VUILLET-SMITH, STUDLEY, JUNE and **GREGG** agreed that a restroom facility was needed but were disappointed that the beach was being filled in and the need for additional public process. Public interest in the project, the loss of regional head tax funds, the need to be responsible and take care of the future of the community were other points brought up.

BLANK thanked the borough for removing alders on the waterfront. He also pointed out that the PC Dock Project wasn't the same project because DOT stepped in. He supports the project, but doesn't support encroaching on the beach.

MENKE read information she had received from Hollis French and that document has been included in the permanent record. She asked that the Lemke property be reconsidered and pointed out that the rocks are slippery at low tide and makes it difficult to walk on. She also said that she feels that not having Picture point is really the disservice to the community.

H. LENDE also thanked the borough for removing the alders on the waterfront. She spoke about the trash in Tlingit Park, pointing out that there was no place to put the trash and wondered if the borough would clean it up. She also spoke about the awkward process of loading up the trash bags and haul them to the dump rather than leaving them in bunches along the road side for the Community Clean-up. She cautioned developing on the beach front when uplands are available

SNYDER encouraged the assembly to consider acquiring Picture Point and pointed out that adverse possession could be a mechanism for doing so.

FOLETTI said she doesn't agree that adverse possession should be used to acquire picture point

VOGT thanked the assembly for putting the PC Dock Project on the agenda and explained that it is difficult to understand the project. She pointed out the days during the summer that had tides high enough that one couldn't walk on the beach in front of the project.

S. THOMAS spoke about the Emerson Field sale and the desire for it to remain a community ball field.

GOLDBERG spoke extensively about the process and iterations the project has been through.

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

Mayor **HILL** explained that union negotiations were ongoing. She also spoke about a recent FAM tour she went on with Princess Cruises and explained the conversations she had with them were centered around asking them to come back to Haines.

HILL explained that she along with Deputy Mayor **LAPP** and Director of Public Facilities, Brad **MAYNARD** would be traveling to Washington DC in the next week to visit with the delegation. She turned the floor over to Representative **THOMAS**.

THOMAS spoke about legislation affecting Haines during the session including the land bill providing for a land selection for Haines, the cruise ship head tax reduction, projects in the Governor's operating budget and projects in the Capital budget. He also explained that the regional head tax money has to be spent on cruise ship related projects and spoke about reporting requirements.

The mayor called a break at 7:54. The meeting was called back to order at 7:58.

7. **PUBLIC HEARINGS**

A. **Ordinance 10-03-224** – Second Hearing

An ordinance of the Haines Borough amending Title 18 section 18.20.020 to amend the definitions relating to guest houses.

The mayor opened and closed the public hearing at 7:59pm. There were no public comments.

Motion: **LAPP** moved to "Adopt Ordinance 10-03-224," the motion carried unanimously in a roll call vote.

B. **Ordinance 10-04-225** – First Hearing

An ordinance of the Haines Borough amending Title 16 Chapter 16.32 to establish parking regulations at the Letnikof Cove Park boat facility.

The mayor opened and closed the public hearing at 8:01pm. There were no public comments.

Motion: **WATERMAN** moved to "Advance Ordinance 10-04-225 to a second public hearing on May 11, 2010."

STUDLEY said the Boat Harbor Advisory Committee is supportive of the ordinance.

The motion carried unanimously.

8. **STAFF REPORTS**

A. **Borough Manager**

The manager summarized his written report that included the following items:

- State Capital Budget
- FY11 Borough Budget
- Cruise Ship Excise Tax Legislation
- Haines Borough Additional Lands Selection
- Excursion Inlet Land Survey Update
- Personnel
- Safe Routes to School
- Lily Lake Transmission Line Upgrade Project
- Borough Attorney – Legal Services RFP
- Emerson Field
- Tanani Point Picnic Area Maintenance Agreement

Different mechanisms for acquiring the Emerson Field property were discussed.

- * B. **Borough Clerk**
- * C. **Chief Fiscal Officer**
- * D. **Chief of Police**
- * E. **Museum**

- * F. Library
- * G. Chilkat Center

9. **COMMITTEE/COMMISSION/BOARD REPORTS**

- A. Commerce Committee
- B. Finance & Budget
- C. Personnel and Labor Relations
- D. Government Affairs & Services
- * E. Planning Commission
- * F. School Board
- * G. Chilkat Center Advisory Board
- * H. Parks & Recreation Advisory Board
- * I. Tourism Advisory Board
- * J. Boat Harbor Advisory Committee
- * K. Public Safety Commission
- * L. Waterfront Improvement Committee
- * M. Energy & Sustainability Commission
- * N. Service Area Boards

10. **OLD BUSINESS** - None

11. **NEW BUSINESS**

A. Resolutions

1. **Resolution 10-04-198**

A resolution of the Haines Borough Assembly authorizing the manager to enter into a Professional Services agreement with Carson Dorn, Inc. for Engineering Services for the demolition of the elementary and primary school buildings.

Motion: LAPP moved to "Adopt Resolution 10-04-198,"

The source of funding for the demolition, asbestos abatement, and the portions of the buildings being demolished were topics discussed.

The motion carried unanimously in a roll call vote.

2. **Resolution 10-04-199**

A resolution of the Haines Borough Assembly authorizing the manager to sign a purchase order to Parkson Corporation to purchase parts necessary for rebuilding and repairing the sewer plant rotary screens.

Motion: ROSSMAN moved to "adopt Resolution 10-04-199,"

The current condition of the rotary screens and their service life were topics discussed. It was also explained that there would not be a need for shutting down the system while the repairs were being made.

The motion carried unanimously in a roll call vote.

3. **Resolution 10-04-200**

A resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into a cooperative agreement with Chilkoot Indian Association to provide for payment in lieu of taxes for the Chilkoot Estates Subdivision project.

Motion: ROSSMAN moved to "adopt Resolution 10-04-200."

Whether or not the rate in the agreement was fair and equitable, the rate being set by HUD, a similar agreement with Tlingit & Haida Regional Housing Authority regarding the properties on Deishu Drive were topics discussed.

Motion: ROSSMAN moved to "postpone consideration of the resolution to the 5/11 meeting," and the motion carried with LAPP and WATERMAN opposed.

1. Ordinance 10-04-226

An ordinance of the Haines Borough providing for the establishment and adoption of the budget of the Haines Borough for the period July 1, 2010 through June 30, 2011.

Motion: LAPP moved to "Introduce Ordinance 10-04-226 and set a first public hearing for May 11, 2010."

The school districts budget request was discussed.

The motion carried unanimously.

2. Ordinance 10-04-227

An ordinance of the Haines Borough providing for the addition or amendment of specific line items to the FY10 budget.

Motion: LAPP moved to "Introduce Ordinance 10-04-227 and set a first public hearing for May 11, 2010," and the motion carried unanimously.

3. Ordinance 10-04-228

An ordinance of the Haines Borough amending Haines Borough Code Title 2 Sections 2.08.040 and 2.16.070 to revise the compensation amounts for the assembly members and mayor.

Motion: VICK moved to "Introduce Ordinance 10-04-228 and set a first public hearing for May 11, 2010."

The number of meetings required of the assembly, current compensation, a provision in the union agreement for employee raises and recent raises for the officers were topics discussed.

The motion carried with ROSSMAN opposed.

C. Other New Business

1. Accept the Resignation of Assembly Member Steve Vick

This item was removed at approval of the agenda because Assembly Member Vick rescinded his resignation.

2. Historic Dalton Trail RMSA Action Request

Motion: LAPP moved to "Direct the manager to implement the requests submitted by the Historic Dalton Trail RMSA."

Funding available in the budget was discussed.

The motion carried unanimously.

3. Harbormaster Position – Discussion Item

This item was removed at approval of the agenda.

3. PC Dock Waterfront Improvement Project – Discussion Item

This item was added at approval of the agenda.

The different project designs and drawbacks to each effecting the decisions to proceed with the current project design, Department of Transportation requirements, funding, the stage of design the project is currently in, ramifications of exploring additional design options, the availability of the Lemke property, the bid and construction timeline and the length of public process were topics discussed.

MOTION: ROSSMAN moved to "proceed with the project as planned."

The need for the decision on the trestle to plan for conduits and utilities going forward was discussed.

The motion carried with VICK and SMITH opposed.

4. Executive Session

This item was removed at approval of the agenda due to the manager's absence from the meeting.

12. CORRESPONDENCE**13. SET MEETING DATES**

- A. Special meeting was scheduled for May 7th at 6:00 pm to provide for public hearings for the budget amendment ordinance, the Letnikof parking regulation ordinance, and increased mayor/assembly stipend ordinance, consideration of the resolution authorizing the Payment in Lieu of Taxes, and updates from the manager on the Chilkoot Lumber Company litigation issue, harbor master position and assessor position.

14. PUBLIC COMMENTS

GOLDBERG said that he is most discouraged by the rumors and said he has been trying to get the facts out. He also spoke about the "save the beach posters" at the school and explained that it wasn't teachers or administrators that put them up, they came in off the street and the staff is inundated with angry people.

JOHNSON thanked the assembly for going forward with the project.

VOGT addressed the cost overrun issue and pointed out that the school project had a contract manager. She also addressed the attorney's fees issue and explained the need to develop skills in managing attorneys.

B. MAYNARD said we are in a good environment for avoiding cost overruns because of the economy.

R. MAYNARD commended the assembly for their decision on the dock project and pointed out the need to also look out for business and industries that support the borough.

STUART spoke as a citizen and thanked the assembly for adding the PC Dock Project to the agenda. She said doesn't like the project and appreciated the desire on the part of some to explore other avenues. She said that she thinks people view Haines as a community that takes pride in what they have built for themselves and doesn't feel that this project reflect that.

KURZ said he would like to see the Emerson Field property acquired. He also spoke in support of the stipend increase for assembly and mayor and appreciates the time they devote to the community.

STUDLEY spoke in support of the cooperative agreement between CIA and the borough and pointed out that there is a need for affordable housing. He also said he didn't feel that due process had been served on the PC Dock Improvement project.

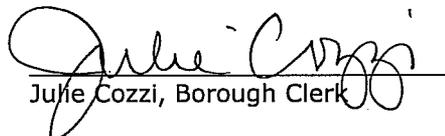
15. ANNOUNCEMENTS/ASSEMBLY COMMENTS

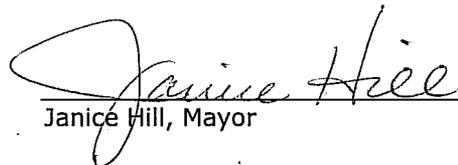
VICK said he was happy about his decision to stay in Haines. **SMITH** thanked all that came to this meeting as well as the 4/13 meeting to comment on the PC Dock Waterfront Improvement Project. He said he didn't like end result but glad it was added to the agenda.

16. ADJOURNMENT - 9:53 p.m.

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

ATTEST:


Julie Cozzi, Borough Clerk


Janice Hill, Mayor

