

Haines Borough
Borough Assembly Meeting #182
July 13, 2010



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**, and Joanne **WATERMAN**. **Absent:** Steve **VICK**.

Motion: **WATERMAN** moved to "excuse Assembly Member Vick's absence," and the motion carried unanimously.

Staff Present: Mark **EARNEST**/Borough Manager, Julie **COZZI**/Borough Clerk, Jila **STUART**/Chief Fiscal Officer, Brad **MAYNARD**/Director of Public Facilities, and Jerrie **CLARKE**/Museum Director.

Visitors Present: Tom **MORPHET**/CVN, Bill **KURZ**, Thom **ELY**, Brian **CLAY**, Nick **TRIMBLE**, Carol **KELLY**, Stacie **TURNER**, Roger **MAYNARD**, Brenda **JONES**, Steve **ANDERSON**, Kathleen **O'CONNER**, Paul **SWIFT**, Anne **BOYCE**, and others.

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

Motion: **LAPP** moved to "approve the Agenda/Consent Agenda," and the motion carried unanimously.

4. **APPROVAL OF MINUTES** – Regular: 6/22

* 5. **PUBLIC COMMENTS**

ELY said he is disappointed in the slow response and lack of follow-through concerning the heli-ski complaint he filed in April about skiing taking place in the Haska Creek area. He would like to see a stronger reaction by the manager and assembly. The permittees should play by the rules. He disagrees with the operator's response to his complaint and believes a clearer definition of the Haska Creek area flight zone is needed. It might even need to be changed, because of noise and being a major bear area.

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

Mayor **HILL** recounted Senator Lisa Murkowski's recent visit. She thanked everyone who had any part in the July 4th celebration and said she has been overwhelmed with positive comments, especially about the fireworks display.

The Centennial Committee is planning a community-wide picnic for Sunday, August 15, at a location to be decided. It will include a community photo.

On August 11, the Ryndam will host an environmental tour again. Interested assembly members should let her know by the end of this week.

A citizen has requested the borough consider allowing 4-wheelers within the townsite area in the same way snow machines are allowed. She is referring this matter to the Public Safety Commission. There is not a full commission at this time, but she put out a call for interested citizens to seek appointment and serve.

7. **PUBLIC HEARINGS** - None

8. **STAFF REPORTS**

A. **Borough Manager**

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

- Emerson Field Property Acquisition
- Haines Borough Comprehensive Plan Update
- Lily Lake Water Line Replacement Project
- Contract Assessor RFP
- Heli-ski Report
- Collective Bargaining Agreement

EARNEST provided the assembly with copies of a letter received on 7/12 from one of the

respondents to the assessing services RFP...Jim Canary. Mr. Canary had questions and concerns about how Appraisal Company of Alaska's (ACA) proposal. The manager explained to the assembly that he gave Mike Renfro of ACA an opportunity to respond, and he is satisfied with the responses he received; he stands by his recommendation. He added that he asked the state assessor who said he recommends either ACA or Horan. Horan's proposal was considerably higher.

The manager addressed the heliski reporting and said he plans to deal with some of the issues well in advance of the 2011 season. He and the clerk's office have concerns about compliance, particularly with one operator exceeding the allocated skier days. The borough attorney will be reviewing it and then it will go to committee. A legal analysis was received from the former attorney and that has been forwarded to the current attorney who is very familiar with the Chugach operation from a legal perspective. He added that it is one of the top five priorities for the borough attorney.

Motion: LAPP moved to "add to the pool rental schedule the following fees for more than 25 swimmers since two lifeguards are required: \$60/hr \$90/2hr," and the motion carried unanimously.

COZZI provided information about the upcoming August 3rd trip to Excursion Inlet.

- * 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 10-07-214

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into a construction agreement with Southeast Road Builders, Inc. for the Port Chilkoot Dock Waterfront Improvements project for an amount not to exceed \$1,886,697.00

Motion: LAPP moved to "adopt Resolution 10-07-213," and the motion carried 4-1 in a roll call vote with SMITH opposed. There was no discussion.

2. Resolution 10-07-214

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into a professional services agreement with Appraisal Company of Alaska to provide tax assessing services for the borough for a one-year term, renewable for two additional one-year extensions.

Motion: WATERMAN moved to "adopt Resolution 10-07-214," and the motion carried unanimously in a roll call vote.

During discussion, potential litigation concerns were addressed, and the work schedule was explained. The assembly is not looking forward to the Boards of Equalization that will come out of this assessment process. **STUART** noted that municipalities using Appraisal Company of Alaska gave great references.

3. Resolution 10-07-215

A Resolution of the Haines Borough Assembly approving certain unincorporated communities and their respective native village council and/or incorporated nonprofit entity for participation in the FY11 Community Revenue Sharing Program.

Motion: **LAPP** moved to "adopt Resolution 10-07-215," and the motion carried unanimously in a roll call vote.

4. Resolution 10-07-216

A Resolution of the Haines Borough Assembly authorizing the manager to execute a contract extension and Change Order #10 with Dawson Construction, Inc. for the Haines Schools Replacement/Renovations project.

Motion: **HOFFMAN** moved to "adopt Resolution 10-07-216," and the motion carried 4-1 in a roll call vote with **ROSSMAN** opposed.

During discussion, the manager explained the available funding. This change order will put a roof right over the basketball courts behind the Voc-Ed Building. **KELLY** said this was in the initial school plan before being cut and is something the school district has wanted for many years. She added that it will provide another community facility for activities.

5. Resolution 10-07-217

A Resolution of the Haines Borough Assembly ratifying and adopting the Collective Bargaining Agreement between the Haines Borough and Public Employees Local 71.

Motion: **LAPP** moved to "adopt Resolution 10-07-217," and the motion carried unanimously in a roll call vote.

6. Resolution 10-07-218

A Resolution of the Haines Borough Assembly authorizing the manager to execute a contract extension and change order with Henry Construction for the Chilkat Center Pedestrian Bridge project to construct an additional set of access stairs for an amount not to exceed \$18,000.

Motion: **ROSSMAN** moved to "adopt Resolution 10-07-218," and the motion carried unanimously in a roll call vote.

During discussion, it was explained that there are grant funds remaining that will pay for this additional access. The idea of covering them was proposed so they can be used year-round; ice can be a liability. **B.MAYNARD** estimated it could be done for about \$10K and negotiated with the contractor. He added that the grant was specifically for access to the building. The manager said since there is no time constraint on the change order, he prefers for it to come back to the assembly on 7/27 so the covered part and the issue of cost can be addressed and a diagram provided.

Motion: **LAPP** moved to "postpone Resolution 10-07-218 to July 27, 2010 to get more information on the costs to cover the steps," and the motion carried unanimously.

7. Resolution 10-07-219

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to task PND Engineers, Inc. with providing contract administration and inspection services for the PC Waterfront Improvements project for an amount not to exceed \$88,460.00.

Motion: **ROSSMAN** moved to "adopt Resolution 10-07-219," and the motion carried 4-1 in a roll call vote with **SMITH** opposed.

During discussion, it was explained that we need an engineer's stamp and approval on the electrical, etc. work.

8. Resolution 10-07-220

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into a construction contract with Northern Construction for the Boat Harbor Fuel Pump Upgrades Project on a time and materials basis for an amount not to exceed \$25,000.00.

Motion: ROSSMAN moved to "adopt Resolution 10-07-220," and the motion carried unanimously in a roll call vote.

During discussion, timeframe and real need for this.

9. Resolution 10-07-221

A Resolution of the Haines Borough Assembly the Borough Manager to enter into a professional services agreement with Carson Dorn, Inc. for contract and bidding document services for the Barnett Pump Station Replacement Project for an amount not to exceed \$20,000.00.

Motion: LAPP moved to "adopt Resolution 10-07-221," and the motion carried unanimously in a roll call vote. No discussion.

10. Resolution 10-07-222

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to task PND Engineers, Inc. with providing geotechnical test pits for the South Portage Cove Harbor Expansion project for an amount not to exceed \$25,560.00.

Motion: ROSSMAN moved to "adopt Resolution 10-07-222," and the motion carried unanimously in a roll call vote.

During discussion, the manager explained the need to have the test pits and soil analysis completed prior to the design work. There were two low tide opportunities; otherwise it would have been another 30 days. The assembly had already approved the design funds, so of those funds were used to do the test pits; this resolution will reimburse them. If the borough had moved ahead with the design without first doing the test holes, it could have turned into a problem. The initial test results are very encouraging. There are currently four VERY conceptual drawings that are currently being considered by the Boat Harbor Advisory Committee. PND will look at the different components, put costs to them, and see how each one fits into the big picture.

B. Ordinances for Introduction

1. Ordinance 10-07-233

An ordinance of the Haines Borough determining whether foreclosed property deeded to the Borough shall be retained for a public purpose.

Motion: LAPP moved to "Introduce Ordinance 10-07-233 and set a first public hearing for July 27, 2010," and the motion carried unanimously.

C. Other New Business -

1. Liquor License Application - Klondike

Motion: ROSSMAN moved to "approve the Steve Anderson/Kathleen O'Conner application for a public convenience liquor license for the Klondike Restaurant," and the motion carried unanimously.

2. Hardship Property Tax Exemption Applications - DISCUSSION

The mayor wanted to refer this issue to the Finance Committee.

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

3. Waiver of Timely Application for Senior Property Tax Exemption

Motion: ROSSMAN moved to "Waive timely application for the 2010 Senior Citizen Property Tax Exemption Program for George McCament," and the motion failed unanimously in a roll call vote.

Motion: SMITH moved to "Waive timely application for the 2010 Senior Citizen Property Tax Exemption

Program for Neil Ramsey," and the motion failed 3-2 in a roll call vote with **ROSSMAN** and **SMITH** opposed.

12. CORRESPONDENCE - None

13. SET MEETING DATES

A Finance Committee meeting was scheduled for 7/27, 5:30pm, prior to the assembly meeting.
The town hall meeting (C.O.W.) in Excursion Inlet will be on Tuesday, 8/3, at 3:30pm.

14. PUBLIC COMMENTS

KURZ said if the borough is going to put funds into the Chilkat Center, they should own it.

15. ANNOUNCEMENTS/ASSEMBLY COMMENTS

SMITH wanted to be sure the harbormaster radio is being answered as it appeared recently that a large vessel was looking for moorage.

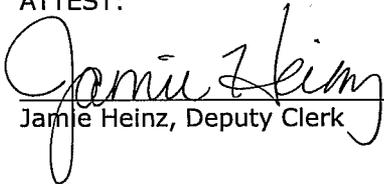
HOFFMAN said he would like to start a discussion at the next assembly meeting about the Energy Sustainability Commission and their recommendations. He also thanked the borough for fixing the broken waterline in the vicinity of his business but wondered if the timing for these types of repairs could be coordinated so that the work does not take place during the hours cruise ships are in town.

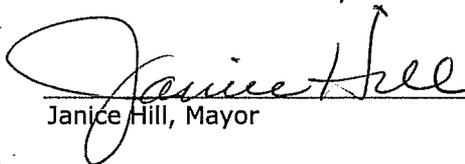
ROSSMAN asked how the harbormaster recruitment is going. **EARNEST** said the application deadline is this week, and the position will be filled as soon as possible.

16. ADJOURNMENT - 8:55 p.m.

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

ATTEST:


Jamie Heinz, Deputy Clerk


Janice Hill, Mayor

