

**Haines Borough
Borough Assembly Meeting #184
August 10, 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**, 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, Brad **MAYNARD**/Director of Public Facilities, Gary **LOWE**/Chief of Police, Jerrie **CLARKE**/Museum Director, and Jila **STUART**/Chief Fiscal Officer.

Visitors Present: Tom **MORPHET**/CVN, Libby & Bill **KURZ**, Diane **LACOURSE**, Tim **MULLIKIN**, Stephanie **SCOTT**, Karl **HEINZ**, Scott **SUNDBERG**, Gary **LIDHOLM**, Don **TURNER**, and others.

3. APPROVAL OF AGENDA & CONSENT AGENDA

Motion: **LAPP** moved to "approve the Agenda/Consent Agenda" and it was amended to remove Item 11C2 – PC Appeal from the agenda. The motion carried unanimously.

*** 4. APPROVAL OF MINUTES – Regular: 7/27**

5. PUBLIC COMMENTS

SCOTT explained that the Energy Sustainability Commission (ESC) would like to meet with the Government Affairs and Services Committee to discuss the ESC's future; they would like to be a standing committee. Although they agree that food security is an important matter, they would like to continue to focus solely on energy issues. It would be more prudent to appoint a separate committee to research the food matters.

LACOURSE commented about her letter that is included under correspondence on this agenda. She believes SEABA does not follow the regulations and has a history of violations. It hurts the borough and the heliskiing industry. She is personally opposed to the industry. She said, "what we permit, we promote" and asked for SEABA to be denied renewal of their permit in 2011.

VOGT echoed many of **LACOURSE**'s concerns in a letter she read aloud.

HEINZ, representing the Haines Chamber of Commerce, said most of the members are struggling to make ends meet. The Chamber wants to work with the Borough to make heliskiing a viable industry that will benefit all the residents of Haines.

B.KURZ said, "so long as one of us is not free, none of us are free."

SUNDBERG said management of other activities such as fishing and rafting---mentioned in **VOGT**'s letter--- are usually backed by environmental and economic impact studies. He asked if anybody really understands what 1200 skier days mean. He noted that when the heliski ordinance came into effect, the borough attorney did not review the proposed code. He added that they are a guiding service, not a tour and operate only on state and federal lands.

6. MAYOR'S REPORT/COMMENTS

Mayor **HILL** announced that Senator Ted Stevens was killed in a tragic plane crash. She attended many meetings with him over the years and, although she didn't always agree with him, he was a very great man---a champion for the State of Alaska. The borough will communicate condolences to his family. She asked those in attendance to observe a 30-second moment of silence in his honor.

The mayor highlighted the recent trip to Excursion Inlet. Borough officials toured the Ocean Beauty fish plant, had lunch in the cafeteria with the crew, met both year-round and summer residents, and conducted an afternoon town hall meeting. She believes borough officials should make this an annual visit. The residents appreciated it, and she doesn't want them to continue to feel left out.

HILL put in a pitch for the Centennial community picnic scheduled for Sunday, August 15th. It will include a street dance with live music, and another large community photo will be taken. The borough will

provide hamburgers and hotdogs, and she has asked former mayors to help her grill them. She hopes it will be so much fun that it will be an annual event.

7. PUBLIC HEARINGS

A. Ordinance 10-07-233 – Second Hearing

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

The mayor opened and closed the public hearing at 6:55pm; there were no public comments.

COZZI explained that procedural requirements make a third public hearing necessary.

Motion: **LAPP** moved to “advance ordinance 10-07-233 to a third public hearing on 8/10/10,” and the motion carried unanimously.

B. Ordinance 10-07-234 – First Hearing

An Ordinance of the Haines Borough Assembly providing for amendment of the FY11 budget.

The mayor opened and closed the public hearing at 6:58pm; there were no public comments.

Motion: **LAPP** moved to “advance ordinance 10-07-234 to a second public hearing on 8/24/10,” and the motion carried unanimously.

C. Ordinance 10-07-235 – First Hearing

An Ordinance of the Haines Borough amending Haines Borough Code Title 12, Section 12.08.110 to clarify how roads with a cul-de-sac are to be measured and to provide a mechanism for allowing temporary roads longer than 500 feet to have one end closed.

The mayor opened and closed the public hearing at 7:00pm; there were no public comments.

Motion: **WATERMAN** moved to “advance ordinance 10-07-234 to a second public hearing on 8/24/10,” and the motion carried unanimously.

During discussion, **SMITH** suggested a definition is needed for “temporary road.” He would like the planning commission to define it, and there was no objection.

8. STAFF REPORTS

A. Borough Manager

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

- Harbormaster Appointment
- Harbor Appropriation
- Excursion Inlet Land Survey Update
- Portage Cove Small Boat Harbor Upgrades
- Bear Summit
- Emerson Field Property Acquisition and church proposal to purchase a portion
- Excursion Inlet Hydroelectric Reconnaissance/Feasibility Study
- Excursion Inlet Follow-up
- Haines Borough Comprehensive Plan Update
- Mosquito Lake School Boiler Replacement

EARNEST said the new harbormaster, Ed Barrett, is scheduled to arrive in Haines and report to work on Thursday. He publicly thanked Assistant Harbormaster Joe Parnell for his work filling in.

MULLIKIN, representing survey firm Lounsbury and Associates, was invited to present Excursion Inlet land survey information to the assembly, and he distributed progress drawings. He said the project has been a success. The State Department of Natural Resources (DNR) very much wants the survey to be done, and they have been very cooperative. He is very confident that they will accept this work. He noted that he saw no evidence of encroachment on borough-selected lands. He met with the borough manager regarding the renewal of the Ocean Beauty Memorandum of Understanding (MOU). There are some issues there, and he recommends the next MOU be split into two sections in order to first deal with lands included in this survey and later address the additional selected lands that the State doesn't yet have patents on (they have been tentatively approved). He added that easements are very important to Ocean Beauty, and they should be redone to reflect the current plat. The roads on the plats include both as-built and theoretical ones. The assembly thanked him for his efforts.

LAPP supports the idea of selling a portion of the Emerson Field property to the church who has submitted a proposal, but **SMITH** doesn't like the idea of selling it so soon. **EARNEST** asked the assembly to think about the idea before the next meeting when there will be a discussion. He does not want to spend time and effort to measure and appraise the subject land unless there is general conceptual support by the assembly.

SMITH asked again about the life rings that were supposed to be placed at the beach where the drowning occurred. **MAYNARD** said they were installed last week. **EARNEST** said the order was placed shortly after the tragic incident but, unfortunately, the items took a long time to arrive.

- * B. **Borough Clerk**
- C. **Chief Fiscal Officer**

STUART provided Permanent Fund and Sales Tax reports to the assembly. She noted that the borough exceeded its diminished sales tax revenue projections---good news. During discussion, she offered to bring to the next meeting a document that shows the current asset allocation. Regarding the Permanent Fund report, **ROSSMAN** said the borough needs to sell some land, and **LAPP** agreed. Receipts from land sales go into that fund.

- * 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 10-08-225

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into a construction agreement with Sticker Construction Company for the Klehini Valley Volunteer Fire Department (KVVFD) Siding and Trim Replacement project for an amount not to exceed \$27,306.00.

Motion: **LAPP** moved to "adopt Resolution 10-08-225," and the motion carried unanimously.

During discussion, **LAPP** said the fire department board recommends adoption of this resolution. **EARNEST** informed the assembly that replacement and/or repair of windows and doors will be included in the scope of work.

B. Ordinances for Introduction - None

C. Other New Business -

*** 1. Advisory Board Appointments**

This consent agenda item confirmed the mayor's appointment of Brayton Long to the Public Safety Commission.

2. Appeal of Planning Commission Decision

This item was withdrawn by the appellant and removed during approval of the agenda.

3. Request from Excursion Inlet Community

Motion: **ROSSMAN** moved to "Submit a petition on behalf of the Excursion Inlet property owners and residents to the Alaska Board of Fisheries to create an exclusive personal use/subsistence Dungeness crab zone within the Inlet," and it was amended to include an assembly resolution with the proposal. The motion carried unanimously.

12. CORRESPONDENCE

A. Heliskiing Comments – LaCourse

The assembly did not discuss this item.

13. SET MEETING DATES

HOFFMAN agreed to represent the Government Affairs and Services Committee in Vick's absence in a meeting with the Energy Sustainability Commission (ESC) to discuss its future.

A Committee-of-the-Whole was scheduled for Tuesday, 8/24, at 5:30pm to discuss heliskiing violations and fines.

14. PUBLIC COMMENTS

TURNER said the assembly should consider that commercial crabbers have been fishing in the Excursion Inlet area for a long time and depend on it to make a living.

LACOURSE said she supports the Excursion Inlet request and would like to see something similar in the Chilkat Inlet. Commercial crabbers have been putting out their pots right between her personal ones, so she has given up trying.

SUNDBERG said he hasn't had any problems with crabbing in Letnikof Cove. The commercial crabbers need to make a living, too.

B.KURZ said he watched a program about cruise ships, and there are many new ships under construction with one of them doubling the size of Norwegian Cruise Lines' largest ship.

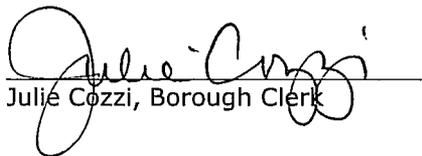
MORPHET said he likes having the extra detail on the assembly agendas but would like more explanation with the budget amendment ordinances.

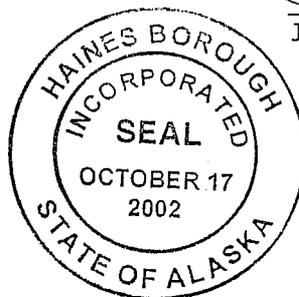
15. ANNOUNCEMENTS/ASSEMBLY COMMENTS - None

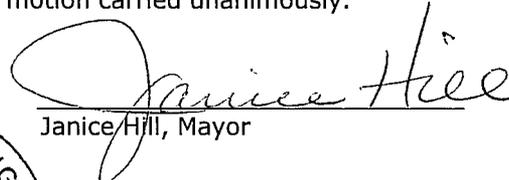
16. ADJOURNMENT – 8:32 p.m.

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

ATTEST:


Julie Cozzi, Borough Clerk




Janice Hill, Mayor