

Haines Borough  
Borough Assembly Meeting #214  
December 13, 2011  
MINUTES

Draft

1. **CALL TO ORDER/PLEDGE TO THE FLAG:** Mayor **SCOTT** 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 Stephanie **SCOTT** and Assembly Members Jerry **LAPP**, Joanne **WATERMAN**, Daymond **HOFFMAN**, Debra **SCHNABEL**, and Steve **VICK**. **Absent:** Assembly Member Norm **SMITH**

**Staff Present:** Mark **EARNEST**/Borough Manager (via teleconference), Julie **COZZI**/Borough Clerk, Gary **LOWE**/Chief of Police, Brian **LEMCKE**/Director of Public Facilities, and Jila **STUART**/Chief Fiscal Officer.

**Visitors Present:** Krista **KIELSMEIER**/CVN, Tara **BICKNELL**/KHNS, Bill **KURZ**, Mike **DENKER**, Deborah **VOGT**, James **STUDLEY**, Melissa **ARONSON**, Kristin **WHITE**, Victoria **MOORE**, Sara **CHAPPELL**, Paul **NELSON**, Lenise **FONTENOT**, Barbara **MULFORD**, Ted and Anastasia **WILEY**, Pam **LONG**, Norman **HUGHES**, and others.

**Motion:** **VICK** moved to "excuse Assembly Member Smith from this meeting," and it was seconded. The motion carried 4-1 with **SCHNABEL** opposed.

3. **APPROVAL OF AGENDA & CONSENT AGENDA** (Items with the \*asterisk are on the consent agenda)

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

\* 4. **APPROVAL OF MINUTES** – Regular: 11/15/11 Special: 11/29/11

5. **PUBLIC COMMENTS**

**FONTENOT**, representing the Downtown Revitalization Committee, said they would like consideration to be given to including some type of public space in the development of the old school property, such as a town square or other type of public gathering spot.

**MULFORD**, representing the Haines Chamber of Commerce, agreed that the assembly should consider planning for open space as it makes decisions about using the old school property. She added that growth and development of downtown area are very important.

**KURZ** announced that recordings of the assembly meetings will be shown on cable channel 6. He is involved in efforts to create a Haines station.

**MOORE** currently serves on the Alcohol Task Force and, on behalf of the other members thanked the assembly for their support.

**CHAPPELL**, President of Chilkat Valley Preschool, said the preschool is the main occupant of the Human Resource Building. It's important to understand that disposal of the building could leave the preschool without a location. It's not as simple as moving to another spot, because suitable places are limited in Haines. The state inspectors of their program have identified no health or safety concerns. The preschool would appreciate working with the borough to come up with a solution.

**STUDLEY** said he plans to be present for agenda item 11C11 if there are questions.

**WILEY** has a PhD in archeology and has been working with Chilkoot Indian Association and Chilkat Indian Village. Part of her overall program is to have a native archeological training program---people trained to be site monitors. She distributed an archeological report of a dig at 13-mile along with a handout encouraging a program for the Chilkoot Village Site. It will take several months to document everything there and hopes to start it in June.

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

Mayor **SCOTT** said local and State equipment operators worked valiantly during the huge snowfall in November. It was a huge effort, and she acknowledged **LEMCKE** for keeping on top of the situation and providing management.

She thanked ED&D for airing the recorded assembly meetings.

The mayor has been busy attending meetings and teleconferences.

## 7. PUBLIC HEARINGS

### A. Ordinance 11-10-273 - Second Hearing

**An Ordinance of the Haines Borough providing for the addition or amendment of specific line items to the FY12 Budget.**

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

**Motion:** **LAPP** moved to "adopt Ordinance 11-10-273," and it was seconded. The motion carried unanimously in a roll call vote.

### B. Ordinance 11-10-276 - Second Hearing

**An Ordinance of the Haines Borough amending Haines Borough Code Title 14 Chapter 14.24 to clarify and simplify the methods for disposal of borough personal property.**

Mayor **SCOTT** opened and closed the public hearing at 6:49 pm; there were no public comments.

**Motion:** **WATERMAN** moved to "adopt Ordinance 11-10-276," and the motion was seconded.

**Primary Amendment #1:** **SCHNABEL** moved to "change 14.24.010(B) by inserting "in excess of \$1,000" immediately after *which has no commercial value* and striking the remaining text in that sentence," and it was seconded.

**Secondary Amendment #1:** **WATERMAN** moved to "insert the word "sale" following the word *destruction,*" and it was seconded. The motion carried unanimously.

The primary amendment motion carried unanimously.

**Primary Amendment #2:** **VICK** moved to "change 14.24.010(D) to replace *at less than \$25K* with the words "between \$1,000 and \$25,000," and it was seconded. The primary amendment motion carried unanimously.

The main motion carried unanimously in a roll call vote.

### C. Ordinance 11-11-277 - First Hearing

**An Ordinance of the Haines Borough Assembly amending Haines Borough Code Title 2 Sections 2.10.040(D), 2.10.050, 2.10.060(D-E), and 2.12.110 to modify assembly procedures.**

Mayor **SCOTT** opened the public hearing at 7:05 pm.

**VOGT** believes the public's access to its government will be diminished with action-only minutes. It's important to have an explanation of why the assembly does what it does. She recommended some technical edits to the ordinance text, as well.

**DENKER** said action-only minutes will make it more difficult for the members of the public to find out what's happening in the government.

**MCGUIRE** lauded the efforts to streamline government but believes moving away from summary minutes is a real mistake. Summaries are useful for research.

Hearing no further comments, the mayor closed the public hearing at 7:10 pm.

**Motion:** **WATERMAN** moved to "advance Ordinance 11-11-277 to a second public hearing on 1/10/12," and it was seconded.

**Primary Amendment #1:** **LAPP** moved to "change 2.12.110(B) by replacing the word *reading* in the last sentence to "hearing"," and it was seconded. The motion carried unanimously.

The main motion carried unanimously.

### D. Ordinance 11-11-278 - First Hearing

**An Ordinance of the Haines Borough repealing Haines Borough Code Title 3 Section 3.04.050 to remove the requirement for assembly review and approval of invoices.**

Mayor **SCOTT** opened and closed the public hearing at 7:15 pm. There were no public comments.

**Motion:** **LAPP** moved to "advance Ordinance 11-11-278 to a second public hearing on 1/10/12," and the motion carried unanimously.

## 8. STAFF/FACILITY REPORTS

\* A. **Borough Manager** – 12/13 Report

\* B. **Museum** – 10/11 Staff Report, 10/20 Approved Board Meeting Minutes

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

A. **Assembly Committees**

1. **Committee of the Whole** – 12/6 Meeting Report
2. **Commerce Committee**
3. **Finance & Budget**
4. **Personnel & Labor Relations**
5. **Government Affairs & Services** – 11/22 Meeting Report

\* B. **Planning Commission** – 10/13 and 11/10 Approved Meeting Minutes

\* C. **School Board**

\* D. **Advisory Boards**

E. **Service Area Boards**

\* 1. **Riverview Drive RMSA Board** – 11/18 Meeting Report

\* F. **Ad Hoc Boards & Committees**

10. **UNFINISHED BUSINESS** - None

11. **NEW BUSINESS**

A. **Resolutions**

1. **Resolution 11-12-320**

**A Resolution of the Haines Borough Assembly supporting and commending the Haines Alcohol Task Force.**

Mayor **SCOTT** read aloud the resolution as required by HBC 2.12.110.

**Motion:** **LAPP** moved to “adopt Resolution 11-12-320,” and it was seconded. The motion carried unanimously in a roll call vote.

2. **Resolution 11-12-321**

**A Resolution of the Haines Borough Assembly adopting the Borough’s 2012 State legislative priorities.**

**LAPP** read aloud the resolution as required by HBC 2.12.110.

**HUGHES** thanked the borough for putting the boat harbor at the top of the list once again.

**LEMCKE** suggested putting the sewer/waste water treatment plant on the list, specifically an in-depth assessment and recommendation for a replacement building.

**Motion:** **VICK** moved to “adopt Resolution 11-12-321,” and it was seconded.

**Primary Amendment #1:** **WATERMAN** moved to change pool locker room upgrades to #7 and add #6 - Haines waste water/sewer treatment plant building replacement,” and it was seconded. The motion carried unanimously.

**Primary Amendment #2:** **WATERMAN** moved to “remove the word *building* in #6,” and it was seconded. The motion carried unanimously.

**Primary Amendment #3:** **LAPP** moved to replace the word *building* with the word “plant” after water treatment in #5,” and it was seconded. The motion carried unanimously.

The main motion carried 4-1 in a roll call vote with **SCHNABEL** opposed.

3. **Resolution 11-12-322**

**A Resolution of the Haines Borough Assembly adopting the Borough’s 2012 Federal priorities.**

**WATERMAN** read aloud the resolution as required by HBC 2.12.110.

**HUGHES** encouraged the borough to move the boat harbor project along at the federal level.

**Motion:** **VICK** moved to “adopt Resolution 11-12-322,” and it was seconded. The motion carried 4-1 in a roll call vote with **SCHNABEL** opposed.

B. **Ordinances for Introduction** - None

C. **Other New Business**

1. **Board Appointments and Committee Assignments**

*Note: (Re)appointment requests were received for various board positions, and the boards recommended appointment by the mayor. The mayor sought assembly confirmation.*

**Motion:** **SCHNABEL** moved to “confirm the mayor’s appointments of Judy Heinmiller and Jason Gaffney to

the Tourism Advisory Board for three-year terms ending 11/30/2014; Norm Hughes and Don Turner Jr. to the Boat Harbor Advisory Committee for two-year terms ending 11/30/2013; Lorraine Dudzik/Michael Marks, Bob Adkins, and Pamela Randles to the Museum Board of Trustees for three-year terms ending 11/30/2014; Tresham Gregg to the Chilkat Center Advisory Board for a three-year term ending 11/30/2014; and Chip Lende and Douglas Olerud to the Haines Port Development Steering Committee," and it was seconded. The motion carried unanimously.

## **2. Chilkat Center Roof Deficiencies**

**Motion:** WATERMAN moved to "direct staff to develop an analysis of possible funding sources for the replacement of the Chilkat Center roof," and it was seconded. The motion was withdrawn.

**Motion:** SCHNABEL moved that "the Haines Borough allocate funds to repair the Chilkat Center roof to make it safe and dry," and it was seconded.

**Primary Amendment #1:** SCHNABEL moved to "replace the words *funds to repair* with "up to \$50K for engineering services leading to the repair of"," and it was seconded. The motion carried unanimously.

The main motion carried unanimously.

**Motion:** HOFFMAN moved to "send to the Government Affairs & Services Committee a discussion of Chilkat Center upgrades including a discussion of transfer of the Center to Alaska Indian Arts," and it was seconded.

**Primary Amendment #1:** SCHNABEL moved to "send the discussion to the Planning Commission rather than the Government Affairs & Services Committee," and it was seconded. The motion failed 1-4 with LAPP, VICK, HOFFMAN, and WATERMAN opposed.

The main motion carried unanimously.

**Motion:** HOFFMAN moved to "call for a recess for five minutes," and it was seconded. The motion carried unanimously, and the recess began at 8:42pm and ended at 8:47pm.

## **3. Classification of Primary School Property**

**Motion:** SCHNABEL moved to "assign the classification of the Primary School Subdivision to the Planning Commission for recommendation to the Assembly by June 30, 2012 after conducting at least two public hearings," and it was seconded. The motion carried unanimously.

## **4. Letter to Commissioner of Alaska Department of Fish and Game**

**Motion:** SCHNABEL moved to "direct the mayor to sign and send the drafted letter regarding Lynn Canal Sockeye Runs to the Commissioner of Fish and Game," and it was seconded. The motion carried unanimously.

## **5. Standing Committee Meeting Schedule**

**Motion:** LAPP moved to "set recurring meeting dates for standing committees," and it was seconded. The motion carried 4-1 with VICK opposed.

## **6. Status of Heliskiing Work Group**

**Motion:** LAPP moved to "confirm the Mayor's decision that the Heliskiing Work Group has completed its task and should sunset," and it was seconded. The motion carried unanimously.

## **7. Status of Community Center Request for Qualifications**

**Motion:** SCHNABEL moved that "a task force be established to review the Community Center RFQ," and it was seconded. The motion carried unanimously.

**Motion:** VICK moved that "the manager propose the makeup of the task force and present it at the January 10, 2012 assembly meeting," and it was seconded. The motion carried 4-1 with SCHNABEL opposed.

## **8. Disposal of the Human Resources Building**

**Motion:** SCHNABEL moved to "identify the disposal of the Human Resources Building within the next 12 months," and it was seconded.

**Primary Amendment #1:** HOFFMAN moved to "remove the text *within the next 12 months*," and it was seconded. The motion failed 2-3 with WATERMAN, LAPP, and SCHNABEL opposed.

The main motion failed 3-2 with VICK and HOFFMAN opposed.

**9. 2012 Capital Projects in the Haines Borough**

**Motion:** SCHNABEL moved to postpone this agenda item to the 1/10/12 meeting," and it was seconded. The motion carried unanimously.

**10. Manager Contract and Evaluation**

**Motion:** VICK moved to "refer the evaluation of the manager's performance and disposition of a contract renewal to the Personnel Committee for a recommendation to the assembly at its 1/10/12 meeting," and it was seconded. The motion carried unanimously.

**11. Support for Veterans Home in Haines**

**Motion:** LAPP moved to "direct staff to prepare a resolution of support for a veterans' home in Haines for consideration at the January 10, 2012 assembly meeting," and it was seconded. The motion carried unanimously.

**6. Items for the Future Assembly Meetings**

**Motion:** WATERMAN moved to "include a resolution supporting the Alaska Coastal Management Plan Initiative, an ordinance making GPS data proprietary, and entertaining proposals from facilitators for an assembly strategic planning session," and it was seconded. The motion carried unanimously.

**12. CORRESPONDENCE/REQUESTS**

- A. Thank you for support – JR Churchill/Lynn Canal Gillnetter's Association
- B. Managing Solid Waste in Haines – Melissa Aronson/Haines Friends of Recycling

**13. SET MEETING DATES**

- A. Haines Port Development Steering Committee meeting – TBD
- B. Government Affairs & Services Committee Meeting – Tuesday, 12/27, 5:30pm - Discuss Chilkat Center Upgrades & the Idea of Transferring the Center back to Alaska Indian Arts (the Chilkat Center Advisory Board will be invited to participate)
- C. Personnel Committee – Date & time at the call of the chair – Discuss Manager Evaluation/Contract
- D. Public Meeting with AK-DOT Chief Engineer - Monday, Dec. 19, 11:00 am - Beach Road/Front Street Improvement Project

**14. PUBLIC COMMENTS**

LEMCKE encouraged attendance at the 12/19 meeting with AK-DOT.

LOWE invited everyone to attend the New Year's Eve Party at the ANB Hall put on by the Alcohol Task Force.

NELSON said he has been in communication with AK-DEC, and his understanding is that the borough can store the sludge in a temporary location as long as there is no runoff.

LONG encouraged the assembly to work on a facilities priority list with the Comprehensive Plan update.

**15. ANNOUNCEMENTS/ASSEMBLY COMMENTS**

The Comp Plan process will produce a facilities priority list, and the hope is to have the comp plan ready by May. The assembly understands total assessment of the borough's facilities is very important in addition to a strategic plan.

EARNEST provided an update on the sludge disposal situation. It is being treated as a priority issue, and he will keep the assembly apprised.

**16. ADJOURNMENT – 10:09 p.m.**

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

ATTEST

\_\_\_\_\_  
Stephanie Scott, Mayor

\_\_\_\_\_  
Julie Cozzi, MMC, Borough Clerk