


Haines Borough
Borough Assembly Meeting #266
AGENDA

March 25, 2014 - 6:30 p.m.

Location: Lobby, Chilkat Center for the Arts

Stephanie Scott,
Mayor

Dave Berry Jr.,
Assembly Member

Diana Lapham,
Assembly Member

Debra Schnabel,
Assembly Member

Joanne Waterman,
Assembly Member

George Campbell,
Assembly Member

Jerry Lapp,
Assembly Member

David Sosa,
Borough Manager

Julie Cozzi,
Interim Manager

Michelle Webb,
Interim Clerk

1. CALL TO ORDER/PLEDGE TO THE FLAG

2. ROLL CALL

3. APPROVAL OF AGENDA & CONSENT AGENDA

[The following Consent Agenda items are indicated by an asterisk () and will be enacted by the motion to approve the agenda. There will be no separate discussion of these items unless an assembly member or other person so requests, in which event the asterisk will be removed and that item will be considered by the assembly on the regular agenda.]*

Consent Agenda:

- 4 – Approve of Minutes
- 6B – Request from Alaska Arts Confluence
- 8B – Chilkat Center Advisory Board Report
- 8C – Library Director Report
- 9A – Library Board Minutes
- 9B – Riverview Road Maintenance Service Area Minutes
- 9C – Planning Commission Minutes
- 9D1 – Commerce Committee Report
- 11A2 – Adoption of Resolution 14-03-546
- 11B2 – Introduction of Ordinance 14-03-372
- 11C1 – Board Appointments
- 11C2 – Amend Previously Adopted Resolution 12-06-367
- 12A – Request for Letter of Support from Chilkat Indian Village
- 12B – Request for Letter of Support from Takshanuk Watershed Council
- 12C – Report from Southeast Conference

It is strongly recommended Resolution 14-03-544 regarding Special Ski Event (Item 10A) be moved above item 7A.

***4. APPROVAL OF MINUTES – 3/11/14 Regular Meeting**

5. PUBLIC COMMENTS [Any topics not scheduled for public hearing]

6. MAYOR'S COMMENTS/REPORT

A. Additional Information from the APC (AP&T) Intervention

***B. Request from Alaska Arts Confluence to Appoint Liaison**

7. PUBLIC HEARINGS

A. Ordinance 14-01-364 – Second Public Hearing

An Ordinance of the Haines Borough amending Haines Borough Code Title 2 Section 2.62.030 to allow an assembly approved exception to the contract or sale limit to a borough officer or employee.

*This ordinance is recommended by the director of public facilities. It was introduced on 1/14/14 and referred to Government Affairs and Services (GAS), which met on 2/11. GAS approved of this ordinance, and on 2/25/14 the assembly set it for a first public hearing on 3/11/14. The ordinance was heard on 3/12/14. **Motion:** Adopt Ordinance 14-01-364.*

B. Ordinance 14-03-371 - First Public Hearing

An Ordinance of the Haines Borough amending Borough Code Title 5 Subsection 5.04.130(A), Section 5.18.030, Chapter 5.20, and Section 5.22.010 to repeal commercial passenger vehicle permitting.

*This ordinance is recommended by the commerce committee. This ordinance was introduced on 3/14/14. Clerk's Note: The definition for "Unique Classic Vehicle" has not been included and needs to be addressed. **Motion:** Advance Ordinance 14-03-371 to a second public hearing on 4/8/14.*

8. STAFF/FACILITY REPORTS

A. Interim Borough Manager – 3/25/14 Report

*B. Chilkat Center Advisory Board – Staff Report of February 2014

*C. Library Director – Staff Report of 2/18/2014

9. COMMITTEE/COMMISSION/BOARD REPORTS & MINUTES

*A. Library Board – Minutes of 1/15/14 Meeting

*B. Riverview Road Maintenance Service Area – Minutes of 8/12/13 & 3/6/14 Meetings

*C. Planning Commission – Minutes of 2/13/14 Meeting

D. Assembly Standing Committee Reports

*1. Commerce Committee – Report of 3/11/14 Meeting

10. UNFINISHED BUSINESS

A. Reconsideration of Resolution 14-03-544, as amended

A Resolution of the Haines Borough Assembly approving the temporary addition of territory to the Commercial Ski Tour Areas map to allow for a 2014 special ski competition event.

This resolution was written by the interim manager. During the 3/11/14 meeting the vote for this resolution tied, and failed with the mayor voting against. Then, after the overnight recess, the vote was reconsidered. This resolution was then further amended and postponed to 3/25.

Motion: Adopt Resolution 14-03-544, as amended.

B. Resolution 14-03-539

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to contract with APC Equipment & Manufacturing in the amount of \$12,495 for the purchase and delivery of a dump trailer for the Ports and Harbors Department.

This resolution is recommended by the harbormaster. It was postponed at the 3/11/14 meeting. **Motion:** Adopt Resolution 14-03-539.

11. NEW BUSINESS

A. Resolutions

1. Resolution 14-03-545

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into a "preferential use agreement" with Haines-Skagway Fast Ferry, LLC for the 2014 summer tourism season.

This resolution is recommended by the tourism director and harbormaster. **Motion:** Adopt Resolution 14-03-545.

*2. Resolution 14-03-546

A Resolution of the Haines Borough Assembly authorizing \$15,000 matching funds to be given to Alaska State Parks to further the development of Battery Point Trail.

This resolution is recommended by the parks and recreation advisory committee. **Motion:** Adopt Resolution 14-03-546.

B. Ordinances for Introduction

1. Ordinance 14-02-370

An Ordinance of the Haines Borough amending Haines Borough Code Title 3 to remove Haines Senior Assisted Living Inc. Property from the list of community purpose exemptions because it has been determined to be a required exemption under HBC 3.70.030(A)(3).

This ordinance is recommended by the interim borough manager, the contract assessor, and the assistant assessor. **Motion:** Introduce Ordinance 14-02-370 and set a first public hearing on 4/8/14.

*2. Ordinance 14-03-372

An Ordinance of the Haines Borough amending Borough Code Title 3 section 3.60.080 to update the Borough Manager's purchasing authorization limits.

This ordinance is recommended by the finance committee, the manager, and the finance director. **Motion:** Introduce Ordinance 14-03-372 and set a first public hearing for 4/8/14.

11. NEW BUSINESS ---continued---

C. Other New Business

***1. Board Appointments**

*An appointment application has been received for a seat on the Riverview Road Maintenance Service Area Board. The mayor plans to make an appointment and seeks assembly confirmation. **Motion:** Confirm the mayor's appointment of Scott Visscher to the Riverview Road Maintenance Service Area Board for a term ending 11/2016.*

***2. Amend a Previously Adopted Resolution - 12-06-367 (Comerford Lease)**

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to lease an easement within a borough-owned Right of Way to ~~the Estate of Richard M. Comerford~~ Thomas and Dena Selby.

*On 6/12/2012, the assembly adopted Resolution 12-06-367 authorizing the borough manager to enter into an easement lease with the Estate of Richard Comerford. Before that lease was executed, the property was sold to Thomas and Dena Selby, and the lease entered into a period of limbo. The interim manager's recommendation is for the assembly to amend this resolution to reflect the new owners. **Motion:** Amend Resolution 12-06-367 as proposed by the interim manager to reflect current property ownership.*

3. Adoption of Findings of Fact and Conclusions of Law

The assembly's vote on the draft findings is not an opportunity to change the outcome of the assembly's CUP action but does formalize the reasons for that decision.

Motion: Adopt the Findings of Fact and Conclusions of Law as drafted by the borough attorney for the Big Salmon Ventures heliport Conditional Use Permit.

12. CORRESPONDENCE/REQUESTS

***A. Request for Letter of Support - Chilkat Indian Village**

Motion: Authorize Mayor Scott to complete and send the attached draft letter of support for the Chilkat Indian Village Jilkaat Kwaan Cultural Heritage Center Project.

***B. Request for Letter of Support – Takshanuk Watershed Council**

Motion: Authorize Mayor Scott to complete and send the attached letter of support for the Takshanuk Watershed Council grant request.

***C. Report from Assembly Member Schnabel from Southeast Conference**

D. Request for Comment – Department of Natural Resources regarding Five Year Forest Management Plan

Note from Clerk: This document is pending from the Parks and Recreation Advisory Board. However, the full plan can be found at <http://forestry.alaska.gov/management/hainesplan.htm>.

E. Request for Funding – Southeast Senior Services

The Mayor asked that this request be included for informational purposes.

F. Request for Letter of Support – House Bill 77

Motion: Authorize Mayor Scott to send a letter of support for House Bill 77 as requested by Southeast Conference.

G. Request for Comment - Reciprocal Fishing License (HB 368)

This item was provided by Mayor Scott upon request of Rep. Jonathan Kreiss-Tomkins.

13. SET MEETING DATES

A. Joint Planning Commission and Borough Assembly Meeting – Recommended for May 7th

B. Budget Committee-of-the-Whole Dates

14. PUBLIC COMMENTS

15. ANNOUNCEMENTS/ASSEMBLY COMMENTS

16. ADJOURNMENT