

Haines Borough
Borough Assembly Meeting #269

AGENDA



May 13, 2014 - 6:30 p.m.

Location: Assembly Chambers, Public Safety Bldg.

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, MMC
Borough Clerk

Krista Kielsmeier,
Deputy 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 Assembly Meeting Minutes
- 8B – Chilkat Center Facility Report
- 8C – Fire Department Report
- 11A2 – Resolution 14-05-557
- 11A3 – Resolution 14-05-558
- 11A5 – Resolution 14-05-560
- 11A6 – Resolution 14-05-561
- 11A7 – Resolution 14-05-562
- 11B1 – Ordinance 14-05-379
- 11B2 – Ordinance 14-05-380
- 11C2 – Letter Requesting New Park Ranger
- 11C3 – Approve Change Order for Letnikof Project

*** 4. APPROVAL OF ASSEMBLY MINUTES** – 4/22/14 Regular, 4/29/14 Special, and 5/7/14 Special Joint Meeting with Planning Commission

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

6. MAYOR'S COMMENTS/REPORT

- A. Proclamation** – EMS Week, May 18-24
- B. Legislative Priorities**

7. PUBLIC HEARINGS

A. Ordinance 14-04-373 - Second Public Hearing

An Ordinance of the Haines Borough repealing Chapter 2.68 of the Haines Borough Code and reenacting Chapter 2.68 as Title 11 with amendments to certain borough election and election contest procedures.

*This ordinance was introduced on 4/8 and had a first public hearing on 4/22. The clerk asks for consideration of a few amendments prior to adoption. **Motion:** Adopt Ordinance 14-04-373.*

B. Ordinance 14-04-374 - Second Public Hearing

An Ordinance of the Haines Borough amending the Port of Haines Terminal Tariff No. 3 to provide for a 5% annual increase to the lightering facility flat fee and to clarify terms of facility use.

*This ordinance was introduced on 4/8 and had a first public hearing on 4/22. The clerk asks for consideration of a substitute ordinance. **Motion:** Adopt Ordinance 14-04-374.*

C. Ordinance 14-04-375 - Second Public Hearing

An Ordinance of the Haines Borough amending Haines Borough Code Title 2 Section 2.08.030 and 2.16.020 to modify the starting date of assembly member's and mayor's regular terms of office.

*This ordinance was introduced on 4/8 and had a first public hearing on 4/22. **Motion:** Adopt Ordinance 14-04-375.*

7. PUBLIC HEARINGS ---continued---

D. Ordinance 14-04-377 - First Public Hearing

An Ordinance of the Haines Borough, providing for the additions or amendment of specific line items to the FY14 budget.

*This ordinance was introduced on 4/22. It is recommended by the finance committee that reviewed the proposed amendments on 5/6. **Motion:** Advance Ordinance 14-04-377 to a second public hearing on 5/27/14.*

E. Ordinance 14-05-378 – Introduction and First Public Hearing

An Ordinance of the Haines Borough, Alaska, providing for the establishment and adoption of the budget of the Haines Borough for the period July 1, 2014 through June 30, 2015.

*This ordinance is recommended by borough manager. **Motion:** Introduce Ordinance 14-05-378, hold a first public hearing during this meeting as scheduled by the assembly on 3/25/14, and confirm the second public hearing is still scheduled for 5/27/14.*

8. STAFF/FACILITY REPORTS

A. Borough Manager – 5/13/14 Report

* B. Chilkat Center – Facility Report of April 2014

* C. Haines Volunteer Fire Department – Report of April 2014

9. COMMITTEE/COMMISSION/BOARD REPORTS & MINUTES

A. Assembly Standing Committee Reports

10. UNFINISHED BUSINESS

11. NEW BUSINESS

A. Resolutions

1. Resolution 14-05-556

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to create a skiing/sledding area on Borough property near Mt. Riley Road at a cost not-to-exceed \$8,000.

*This is a parks and recreation advisory committee proposal and is recommended by the planning commission. **Motion:** Adopt Resolution 14-05-556.*

* 2. Resolution 14-05-557

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute a construction contract with J&M Logging, Inc. for the Aluminum Floating Fish Waste Dumpsters project for an amount not-to-exceed \$37,490.

*This resolution is recommended by the Harbormaster. **Motion:** Adopt Resolution 14-05-557.*

* 3. Resolution 14-05-558

A Resolution of the Haines Borough Assembly authorizing a refund of interest and penalty in the amount of approximately \$1,898 that was not included in the calculated refund already paid for a corrected manifest clerical error involving real property account C-HHY-03-0900.

*Resolution 13-10-510, adopted in Oct. 2013, authorized a refund for incorrectly paid property taxes. That refund did not include the penalty and interest that had also been paid by the property owner. An additional refund is discretionary (not legally required), however the borough manager believes it is the right thing to do in this situation and recommends the refund be made. **Motion:** Adopt Resolution 14-05-558.*

4. Resolution 14-05-559

A Resolution of the Haines Borough Assembly accepting the final design for Picture Point Wayside Improvements and authorizing the Borough Manager to facilitate the project.

*This resolution is recommended by the planning commission. **Motion:** Adopt Resolution 14-05-559.*

11. NEW BUSINESS ---continued---

* 5. Resolution 14-05-560

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute a construction contract with Southeast Road Builders for the Third Avenue Improvements project for an amount not to exceed \$1,130,500.

*This resolution is recommended by the Director of Public Facilities. **Motion:** Adopt Resolution 14-05-560.*

* 6. Resolution 14-05-561

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to contract with PND Engineers, Inc. for an amount not-to-exceed \$30,105 for Third Avenue Improvements project limited contract administration and construction inspection services.

*This resolution is recommended by the Director of Public Facilities. **Motion:** Adopt Resolution 14-05-561.*

* 7. Resolution 14-05-562

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute a professional services contract with Roc Ahrens for onsite inspection for the Third Avenue Improvements project for an amount not-to-exceed \$37,800.

*This resolution is recommended by the Director of Public Facilities. **Motion:** Adopt Resolution 14-05-562.*

B. Ordinances for Introduction

* 1. Ordinance 14-05-379

An Ordinance of the Haines Borough authorizing the Borough Manager to negotiate and execute a new lease with Goat Lake Hydro, Inc., a subsidiary of Alaska Power & Telephone, for the specified parcel of Borough property for the Goat Lake Hydro plant at Lutak.

*The Comprehensive Plan, Objective 15M(4) recommends the borough "support and protect energy production at existing hydro facilities including Lutak Hydro (AP&T). This ordinance allows the manager to negotiate a new rent amount and secure a replacement lease for this hydro facility. **Motion:** Introduce Ordinance 14-05-379 and set a first public hearing for 5/27/14.*

* 2. Ordinance 14-05-380

An Ordinance of the Haines Borough amending Borough Code Title 3 Section 3.24.050 to increase the cap for stock investments for the Permanent Fund from 25% to 50%.

*This amendment was recommended by the finance committee on 3/10/14. **Motion:** Introduce Ordinance 14-05-380 and set a first public hearing for 5/27/14.*

C. Other New Business

1. Board Appointments

*An appointment application has been received for a seat on the Letnikof RMSA Board. The mayor plans to make the appointment and seeks assembly confirmation. **Motion:** Confirm the mayor's appointment of Michael Marks to the Letnikof Road Maintenance Service Area Board for a three-year term ending November 2016.*

* 2. Request for Replacement State Parks Ranger for Haines

*The Haines Park Ranger has moved on, and there is some concern that DNR does not plan to assign a new ranger to Haines. The mayor drafted a letter of request and seeks assembly approval to send it. **Motion:** Approve the draft letter to Mike Eberhardt, Park Superintendent, requesting assignment of a new park ranger to Haines.*

* 3. Change Order for Letnikof Cove Harbor Renovations

*A change order to the existing contract with Pacific Pile & Marine for the Letnikof renovations project is strongly recommended in order to repair a structural crack in the pontoon float. A detailed explanation of the need and importance is provided in the manager's 5/13/14 report to the assembly. **Motion:** Authorize the manager to execute a change order, not to exceed \$45,000, for the repair of the pontoon float at Letnikof harbor.*

12. CORRESPONDENCE/REQUESTS

1. Medical Service Area Fund – Roc Ahrens

Note: on 4/22/14, this correspondence was postponed by assembly motion to this meeting.

13. SET MEETING DATES

14. PUBLIC COMMENTS

15. ANNOUNCEMENTS/ASSEMBLY COMMENTS

16. ADJOURNMENT