

Haines Borough
Borough Assembly Meeting #322
AGENDA

September 13, 2016 - 6:30 p.m.

Location: Assembly Chambers, Public Safety Bldg

Jan Hill,
Mayor

Margaret Friedenauer,
Assembly Member

Diana Lapham,
Assembly Member

Mike Case
Assembly Member

Tresham Gregg,
Assembly Member

George Campbell,
Assembly Member

Ron Jackson,
Assembly Member

Bill Seward
Borough Manager

Julie Cozzi, MMC
Borough Clerk

TBD
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 – CFO Report

11A1 – Adopt Resolution 16-09-688

11B1 – Introduce Ordinance 16-09-443 & Schedule Public Hearings

*** 4. APPROVAL OF MINUTES – 8/23/16 Regular**

5. PUBLIC COMMENTS - Sign-up is NOT required

[This is for any topics not scheduled for public hearing.]

Note: during this section of the agenda, the assembly will listen and take notes. No official action will be taken at this time. Instead, comments and requests may be referred for further consideration to the administration, a committee, or a future assembly agenda.

6. MAYOR'S COMMENTS/REPORT

7. PUBLIC HEARINGS

A. Ordinance 16-08-441 – Second Hearing

An Ordinance of the Haines Borough amending Haines Borough Code Sub-section 5.18.080(I) to revise the process for nontemporary amendments to the Borough's Commercial Ski Tour Areas map.

*This ordinance is recommended by the tourism advisory board and was introduced on 8/9/16. The first hearing was on 8/23/16. **Motion:** Adopt Ordinance 16-08-441.*

B. Ordinance 16-08-442 – First Hearing

An Ordinance of the Haines Borough amending Haines Borough Code Title 2 to add feedback instructions for the public comments portion of the order of business for borough assembly meetings.

This ordinance is recommended by the borough manager and was introduced on 8/23/16. The assembly already scheduled the second hearing for 9/27/16. No motion is needed now unless the second hearing date needs to change or some other action is desired such as amendments.

8. STAFF/FACILITY REPORTS

A. Borough Manager – 9/13/16 Report

***B. Finance Director – FY16 Preliminary General Fund Financial Report**

9. COMMITTEE/COMMISSION/BOARD REPORTS & APPROVED MINUTES

A. Assembly Board Liaison Reports

B. Assembly Standing Committee Reports

1. Commerce Committee – Report of 8/17/16 Meeting

10. UNFINISHED BUSINESS

A. Resolution 16-06-681

A Resolution of the Haines Borough Assembly authorizing the borough manager to convene a heliski map committee to consider proposed amendments according to HBC 5.18.080(I).

On 6/28/16, following a public hearing, it became very apparent the existing heliskiing map review timeline was unworkable, and the assembly passed the following motion: "Postpone Resolution 16-06-681 until staff brings an ordinance to correct the code," and the motion carried unanimously.

*Ord. 16-08-441 is currently before the assembly and, if adopted, will provide for a workable timeline for the future. However, the ordinance will also provide the assembly an ability to adopt a resolution allowing a map review outside of the normal timeline (provided it does not stray from the three-year map review cycle policy). Since the postponed resolution no longer fits, staff has drafted a substitute resolution that will allow the proposals received by 5/31/16 to still be considered during 2016. It would set a temporary timeline to deal with these timely proposals. Note: Both SEABA and Alaska Heliskiing submitted map amendment requests by May 31. They are included in the meeting packet for information purposes. There is currently no motion on the table. The following is recommended in order to begin debate: **Motion:** Adopt Resolution 16-06-681, as revised by staff.*

11. NEW BUSINESS

A. Resolutions

*1. Resolution 16-09-688

A Resolution of the Haines Borough Assembly appointing election officials for the Regular Election to be held October 4, 2016, and establishing the wages.

*This resolution is required by HBC 11.40.010. **Motion:** Adopt Resolution 16-09-688.*

B. Ordinances for Introduction

*1. Ordinance 16-09-443

An Ordinance of the Haines Borough amending minor typographical errors and omissions in the previously adopted Minor Offense Ordinance.

*This ordinance is recommended by the borough clerk as a result of feedback from Code Publishing and the borough's attorney. **Motion:** Introduce Ordinance 16-09-443 and set a first public hearing for 9/27/16 and a second public hearing for 10/11/16.*

C. Other New Business

1. Sales Tax Exemption Request – Baha'I Community of Haines & Klukwan

*This organization is a 501(c)3 organization and has applied for sales tax exemption status as allowed by HBC 3.80.050(13). The borough has granted sales tax exemption certificates to other non-profit organizations. **Motion:** Approve the request from Baha'I Community of Haines & Klukwan for sales tax exemption status, and authorize the borough clerk to issue an exemption certificate.*

2. Sales Tax Exemption Request – State YMCA of Michigan

*This organization is a 501(c)3 organization and has applied for sales tax exemption status as allowed by HBC 3.80.050(13). The borough has granted sales tax exemption certificates to other non-profit organizations. **Motion:** Approve the request from State YMCA of Michigan for sales tax exemption status, and authorize the borough clerk to issue an exemption certificate.*

3. Sales Tax Exemption Request – Summerside United Methodist Church

*Summerside United Methodist Church, a 501(c)3 organization, has applied for sales tax exemption status as allowed by HBC 3.80.050(13). The borough has granted sales tax exemption certificates to other non-profit organizations. **Motion:** Approve the request from Summerside United Methodist Church for sales tax exemption status, and authorize the borough clerk to issue an exemption certificate.*

11C. NEW BUSINESS/Other New Business --- Continued

4. Possible Reconsideration of Vote to Table Nonprofit Funding Decision

Assembly Member Case has indicated he may move to reconsider his vote on an 8/23/16 motion to table because that type of motion cannot have a timeframe associated with it. There is some confusion whether it was intended to really mean 'postponed to a time certain' or rather simply to table it period. Reconsideration of the motion would provide an opportunity for clarity.

During that meeting, a motion was made to "identify the \$32,500 assembly appropriations in the general fund and the \$15,000 assembly appropriations in the medical service area fund and the \$17,500 assembly appropriations in the tourism and economic development fund as being for grants to community nonprofit organizations, advertise for applications for those grants, and establish an ad hoc committee to evaluate the grant requests." Then, a motion to table was made as follows: "table this for three months and then bring it back to see what our fiscal situation is." That motion carried 4-3 with Friedenauer, Gregg, and Jackson opposed and the mayor breaking the tie in the affirmative. Code allows any assembly member who voted on the prevailing side to move to reconsider. If a motion to reconsider passes, it would return the table motion back to the table. It could then be amended, defeated, or passed again.

The packet contains documents submitted by Assembly Member Friedenauer depending on what happens with this agenda item.

5. Executive Session – Nelson-Waterhouse Legal Matter

Motion: Move into executive session as allowed by AS 44.62.310(c)(1) and Haines Borough Charter Section 18.03(B) to receive an update from the borough's attorney regarding the letter received from an attorney representing Paul Nelson and Sue Waterhouse; this matter qualifies for executive session because a public discussion will have an adverse effect on the borough's legal position and finances; the borough manager and attorney are requested to attend.

12. CORRESPONDENCE/REQUESTS

A. Request for Assembly Hearing – P. Nelson

Note: a response from the mayor and manager is included in the packet.

13. SET MEETING DATES

14. PUBLIC COMMENTS

15. ANNOUNCEMENTS/ASSEMBLY COMMENTS

16. ADJOURNMENT


Haines Borough
Borough Assembly Meeting #321
August 23, 2016
MINUTES

Draft

1. **CALL TO ORDER/PLEDGE TO THE FLAG**: Mayor **HILL** 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 Jan **HILL**, and Assembly Members Diana **LAPHAM**, Ron **JACKSON**, Tresham **GREGG**, Mike **CASE**, Margaret **FRIEDENAUER**, and George **CAMPBELL** (via telephone).
Staff Present: Bill **SEWARD**/Borough Manager, Krista **KIELSMEIER**/Executive Assistant, Brad **RYAN**/Director of Public Facilities, Jila **STUART**/Finance Director, Leslie **ROSS**/Tourism Director, Patty **BROWN**/Library Director, Heath **SCOTT**/Chief of Police, Greg **PALMIERI**/Fire Chief, and Holly **SMITH**/Planner I.
Visitors Present: Natalie **HELMS**/CVN, Jillian **ROGERS**/KHNS, Debra **SCHNABEL**, Fred **EINSPRUCH**, Carol **TUYNMAN**, Bill **MCCORD**, Don **TURNER** Jr., Sean **GAFFNEY**, Gerard and Jean **BALLANCO**, Anne Marie **PALMIERI**, Sue **WATERHOUSE**, Liz **CORNEJO**, Kay **CLEMENTS**, Burl **SHELDON**, George **FIGDOR**, Chris **MAISCH**, Tim **DABNEY**, Greg **STAUNTON**, and others.
3. **APPROVAL OF AGENDA & CONSENT AGENDA**
The following Items were on the published consent agenda indicated by an asterisk (*):

- 4 – Approve Assembly Meeting Minutes
- 9A – Accept Planning Commission Minutes and Meeting Summary
- 11B1 – Introduce Ordinance 16-08-442 and Set Public Hearings
- 12A – Correspondence, Harbor
- 12B – Correspondence, HAC Report

Motion: **Lapham** moved to “approve the agenda/consent agenda,” and it was amended to remove items 11B1 and 12A from the consent agenda, and the motion, as amended, carried unanimously.

- *4. **APPROVAL OF MINUTES** – 8/9/16
The motion adopted by approval of the consent agenda: “approve minutes of the 8/9/16 borough assembly meeting.”
5. **PUBLIC COMMENTS**
TUYNMAN – The Alaska Arts Confluence would like to partner with the borough on a National Endowment for the Arts grant for planning and design of the waterfront from Portage Cove to Picture Point.
EINSPRUCH – Requested the harbor project have more of a focus on aesthetics. He does not understand spending \$20 million without gaining one boat slip. The parking lot seems to be far out of scale compared to what is there now. The project should go to a vote of the people.
SCHNABEL – Spoke as a business owner and owner of the Gateway Building; she was made aware that during a meeting with representatives from the forestry office, an offer was made to host the forestry office at the borough. She would like an opportunity as the provider of leased space to the forestry service to at least be competitive with her government in giving space to that office.
SMITH – Introduced herself as the new borough planner. She encouraged assembly and audience members to visit her at the borough office.
HELMS – Introduced herself as a new reporter for the Chilkat Valley News who will be covering the assembly.
BALLANCO – Commented on Ordinance 16-08-442 up for introduction at the meeting. As drafted, the proposed ordinance seems cumbersome and at times confusing. He made recommendations to simplify the wording.
SHELDON – Voiced support for **TUYNMAN** and the National Endowment for the Arts grant effort.

6. **MAYOR’S COMMENTS/REPORT**

- A. **Special Award**

Mayor **HILL** said 1) the special award will be presented at the next assembly meeting due to circumstances beyond her control, and 2) she attended the Alaska Municipal League and Conference of

Mayors meetings in Wasilla, with the overwhelming message being that leaders have to think about ways to increase revenue, as cuts will not be enough.

B. State Forestry Management

State Forestry Director Chris Maisch made a brief presentation to the borough assembly regarding planned management changes to be implemented concerning the Haines State Forest.

7. PUBLIC HEARINGS

**A. Ordinance 16-07-440 – Second Hearing
An Ordinance of the Haines Borough, providing for the addition or amendment of specific line items to the FY17 budget.**

Mayor **HILL** opened and closed the public hearing at 7:05 pm; there were no public comments.

Motion: **LAPHAM** moved to “adopt Ordinance 16-07-440,” and the motion carried 5-1 with **CAMPBELL** opposed.

**B. Ordinance 16-08-441 – First Hearing
An Ordinance of the Haines Borough amending Haines Borough Code Sub-section 5.18.080(1) to revise the process for non-temporary amendments to the Borough’s Commercial Ski Tour Areas map.**

Mayor **HILL** opened the public hearing at 7:08 pm.

FIGDOR – Stated he understands the intent of this revised ordinance and thinks the Tourism Advisory Board did a good job of creating a more workable schedule. He recommended changes to three parts of the ordinance to avoid confusion.

Hearing no further comments, the mayor closed the hearing at 7:12pm.

Note: Since the assembly already scheduled the second hearing for 9/13/16, no motion was needed now unless the second hearing date needed to change or some other action was desired.

Motion #1: **JACKSON** moved to “under number one in the ordinance, strike the phrase ‘Unless otherwise authorized by the borough assembly,’” and the motion carried unanimously.

Motion #2: **JACKSON** moved to “add language so number one reads: ‘The Haines Borough Approved Commercial Ski Tour Areas map shall only be considered on a three year cycle beginning in 2016. The process to review and amend the map shall be according to the following procedures,’” and the motion carried 4-2 with **CAMPBELL** and **LAPHAM** opposed.

Motion #3: **FRIEDENAUER** moved to “amend language under 1(a) to read: ‘At least 30 days prior to May 15 of every third year after 2016, the manager will solicit proposals for possible map amendments. Proposals are due by May 15 of that year and will contain illustrations of the specific areas and justification for the proposed amendments,’” and the motion carried 5-1 with **LAPHAM** opposed.

8. STAFF/FACILITY REPORTS

A. Borough Manager – 8/23/16 Report

The manager summarized his written report and responded to a few questions from the assembly.

B. Chief of Police – Report

9. COMMITTEE/COMMISSION/BOARD REPORTS & APPROVED MINUTES

***A. Planning Commission – Minutes of 7/7/16 & Summary of 8/11/16 Meeting**

B. Assembly Board Liaison Reports

LAPHAM – Planning Commission

CASE – Library Advisory Board

JACKSON – Parks and Recreation Advisory Committee

C. Assembly Standing Committee Reports

FRIEDENAUER – The Commerce Committee met on 8/17/16 to discuss solid waste management and prioritize items currently with the committee.

CASE – The Public Safety Commission and Personnel Committee had a joint meeting on 8/15/16 and discussed whether full-time fire department employees should report to the police chief.

JACKSON – The Government Affairs and Services Committee met on 8/17/16 and discussed making borough policies more visible and accessible. The committee also discussed the exemption process for local improvement districts.

10. UNFINISHED BUSINESS

A. Resolution 16-06-681 – Discussion Only

A Resolution of the Haines Borough Assembly authorizing the borough manager to convene a heliski map committee to consider proposed amendments according to HBC 5.18.080(I).

Note: On 6/28/16, following a public hearing, it became apparent the existing heli map amendment timeline was unworkable, and the assembly passed the following motion: “Postpone Resolution 16-06-681 until staff brings an ordinance to correct the code,” and the motion carried unanimously. Resolution 16-06-681 was an item for discussion only at the 8/23/16 meeting, and no action was taken.

11. NEW BUSINESS

A. Resolutions

1. Resolution 16-08-687

A Resolution of the Haines Borough Assembly requesting the Alaska Department of Natural Resources’ Division of Forestry to maintain an office and local staff in Haines to manage the Haines State Forest.

Motion: LAPHAM moved to “adopt Resolution 16-08-687,” and it was amended to “remove the word ‘all’ from the second ‘whereas.’” The motion, as amended, carried unanimously in a roll call vote.

B. Ordinances for Introduction

1. Ordinance 16-08-442

An Ordinance of the Haines Borough amending Haines Borough Code Title 2 to add feedback instructions for the public comments portion of the order of business for borough assembly meetings.

Motion: FRIEDENAUER moved to “introduce Ordinance 16-08-442 and set a first public hearing for 9/13/16 and a second public hearing for 9/27/16,” and the motion carried unanimously.

C. Other New Business

1. Workplace Violence Policy

Motion: CASE moved to “direct the borough manager to implement the workplace policy as presented to us,” and the motion carried unanimously.

2. Budgeted Assembly Appropriations

Note: In the FY17 budget, there is \$32,500 for assembly appropriations. In the manager’s budget transmittal letter, those funds were identified as being intended for the “community chest,” however the adopted budget did not specify that.

Motion: FRIEDENAUER moved to “identify the \$32,500 assembly appropriations in the general fund and the \$15,000 assembly appropriations in the medical service area fund and the \$17,500 assembly appropriations in the tourism and economic development fund as being for grants to community nonprofit organizations, advertise for applications for those grants, and establish an ad hoc committee to evaluate the grant requests.”

Motion to Table: CASE moved to “table this for three months and then bring it back to see what our fiscal situation is,” and it carried 4-3 with FRIEDENAUER, GREGG, and JACKSON opposed and the mayor breaking the tie in the affirmative.

12. CORRESPONDENCE/REQUESTS

A. Request for Redesign of Harbor Parking – T. Jacobson

Motion: GREGG moved to “put this to the voters in a special election on the harbor design,” and the motion **FAILED** 2-4 with CASE, FRIEDENAUER, JACKSON, and LAPHAM opposed.

*B. Annual Report 2016 – Haines Avalanche Center

13. SET MEETING DATES

- A. Committee of the Whole** – Tuesday, October 11, 5:30pm – 1) Meet with Borough's Permanent Fund Manager
- B. Commerce Committee** – Thursday, September 15, 6pm – 1) Solid Waste Management and 2) Limiting Number of Tour Permits in the Chilkoot River Corridor

14. PUBLIC COMMENTS

TURNER – Stated he supports the harbor project; it is an economic development need. There is a wait list for slips and the boat ramp is antiquated.

SCHNABEL – Said opposing the current harbor design is not the same as being opposed to economic development.

WATERHOUSE – Stated she is not opposed to the harbor project but has concerns about the design and lack of public hearings and cost-benefit analysis. She asked how the borough would bring in more money without more slips.

15. ANNOUNCEMENTS/ASSEMBLY COMMENTS

CASE – Agreed with **SCHNABEL** that the borough should not compete with private business.

FRIEDENAUER – Stated nonprofit organizations were expecting a similar funding process to previous years following adoption of the budget. She does not want to leave them in a lurch.

CAMPBELL – Thanked assembly for discussing and bringing up points in a positive way. He agreed with **CASE** that government should not go into business against taxpayers. Regarding nonprofits, he said the budget deficit signaled that organizations should not expect grants from the borough.

JACKSON – Said he was impressed by forestry officials visiting Haines rather than writing a memo.

16. ADJOURNMENT – 9:35 p.m.

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

ATTEST:

Janice Hill, Mayor

Krista Kielsmeier, Executive Assistant



Haines Borough
Assembly Agenda Bill

Agenda Bill No.: 16-673
Assembly Meeting Date: 8/23/16

Business Item Description:	Attachments:
Subject: Revise the Process for Making Nontemporary Amendments to the Heliskiing Map	1. Ordinance 16-08-441 2. Letter from the Tourism Advisory Board 3. Citizen Comments 4. Map Amendment 3-Year Cycle Policy
Originator: Tourism Advisory Board	
Originating Department:	
Date Submitted: 8/1/16	

Full Title/Motion:
Motion: Adopt Ordinance 16-08-441.

Administrative Recommendation:

Fiscal Impact:			
Expenditure Required	Amount Budgeted	Appropriation Required	Projected Impact to Future Operating Budgets
\$ n/a	\$ n/a	\$ n/a	n/a

Comprehensive Plan Consistency Review:	
Comp Plan Goals/Objectives:	Consistent: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Summary Statement:
<p>This ordinance is recommended by the Tourism Advisory Board (TAB) and tourism director. The borough received a proposal for a non-temporary amendment to the heliskiing map and, as a result of the borough clerk's review of the existing map amendment process in code, it was determined the current time-line is unrealistic. The assembly agreed and put the proposal on hold until the problematic code could be addressed. The TAB was asked to look at the code and come back to the assembly with a recommendation. The borough clerk assisted in the wording and structuring of this proposed ordinance, and the TAB recommends the assembly adopt it.</p> <p>A few small amendments have been made to the ordinance draft by the assembly since introduction.</p>

Referral:	
Referred to:	Referral Date:
Recommendation:	Meeting Date:

Assembly Action:	
Meeting Date(s): 8/9, 8/23, 9/13/16	Public Hearing Date(s): 8/23, 9/13/16
	Postponed to Date:

An Ordinance of the Haines Borough amending Haines Borough Code Sub-section 5.18.080(I) to revise the process for nontemporary amendments to the Borough's Commercial Ski Tour Areas map.

BE IT ENACTED BY THE HAINES BOROUGH ASSEMBLY:

Section 1. Classification. This ordinance is of a general and permanent nature and the adopted amendment shall become a part of the Haines Borough Code.

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held to be invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Effective Date. This ordinance is effective upon adoption.

Section 4. Amendment of Sub-section 5.18.080(I). Sub-section 5.18.080(I) of the Haines Borough Code is hereby amended as follows:

NOTE: **Bolded/UNDERLINED** ITEMS ARE TO BE ADDED.
~~STRIKETHROUGH~~ ITEMS ARE DELETED

5.18.080(I). Nontemporary Amendment of the Haines Borough Approved Commercial Ski Tour Areas Map.

1. ~~To initiate nontemporary amendment of~~ **Amendments to** the Haines Borough Approved Commercial Ski Tour Areas map, ~~the assembly shall adopt a resolution, following a public hearing, that articulates the reasons to consider amendments to the map and authorizes the borough manager to convene a heliski map committee~~ **shall only be considered on a three year cycle beginning in 2016. The process to review and amend the map shall be** according to the following procedures:

a. ~~Proposals for map amendments may be submitted to the borough manager from May 1st to May 31st. Proposals shall be in writing and include an illustration of the general subject area and rationale for the amendment.~~ **At least 30 days prior to May 15 of every third year after 2016, the manager will solicit proposals for possible map amendments. Proposals are due by May 15 of that year and will contain illustrations of the specific areas and justification for the proposed amendments.**

b. ~~After May 31st and prior to June 10th,~~ **As soon as possible after May 15,** the manager shall ~~convene~~ **establish** an advisory committee to review ~~the~~ **any** proposed map amendments **received by the proposal deadline. The committee shall convene no later than June 15.**

c. The committee shall include the following five voting members:

- (1) A representative of a local conservation organization, appointed by the mayor;
- (2) A member of the Haines Borough assembly;
- (3) A representative from the heliski**ing** industry selected randomly by current Haines Borough heliski **commercial ski tour** permit holders; and
- (4) Two members chosen randomly from Haines Borough residents who petition to be members of the committee. **The manager shall solicit applications by posting notice no less than ten days.**

d. The committee shall organize itself as to procedure.

~~e.e.~~ The committee shall to every extent possible involve ADFG area wildlife biologists and Bureau of Land Management (BLM) in its deliberations, including forwarding all proposals for map changes to the ADFG and BLM, seeking ADFG and BLM testimony, and requesting comments from ADFG and BLM on all draft recommendations before they are sent to the manager.

~~d.f.~~ The committee shall ~~organize itself as to procedure and shall~~ make a recommendation to the manager on or before ~~July 15th~~ **September 30**. The manager **shall prepare a recommendation for the assembly and** will not be bound to ~~by~~ the **committee's** recommendations. **However, the manager** ~~but shall present them~~ **also provide the** committee recommendations to the assembly for consideration.

g. For a proposal correctly-submitted in accordance with the current map review policy, the borough assembly may adopt a resolution to provide for adjustments to the map amendment timeline to accommodate for reasonable date or schedule conflicts.

2. The Haines Borough assembly shall adopt a resolution, following a public hearing, to finalize any nontemporary amendments of the Haines Borough Approved Commercial Ski Tour Areas map.

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS _____ DAY OF _____, 2016.

Janice Hill, Mayor

ATTEST:

Julie Cozzi, MMC, Borough Clerk

Date Introduced:	08/09/16
Date of First Public Hearing:	08/23/16
Date of Second Public Hearing:	09/13/16

Haines Convention & Visitors Bureau

(907) 766-2234 / (907) 766-3155 fax



August 1, 2016

Dear Madam Mayor and Haines Borough Assembly,

The Haines Tourism Advisory Board would like to recommend the attached changes to Haines Borough Code :

HBC 5.18.080(I). Nontemporary Amendment of the Haines Borough Approved Commercial Ski Tour Areas Map.

The TAB Title V working committee met to review the dates and wording of this portion of code on July 22nd, the Tourism Director then worked with the Borough Clerk assistance in code structure, and followed with an official TAB meeting on July 26th with a unanimous vote to accept and recommend these changes. The TAB has worked with local heli-ski operators and meetings were open to public comment to verify these dates would work with the industry and give the manager ample time to convene a map committee.

Below is the reasoning to our recommendations:

1. We eliminated this section as there was not a perceived need for Assembly to be involved at the first initiation of the process. The policy/code allow for a timely proposal to be submitted, the manager should be able to establish if the proposal has met criteria. Assembly will have weigh in at the end of the process as well as public comment. This part of code will also now refer to Policy which is where it is stated the map can be open every 3 years.
 - a) Changing this date from "May 1st to May 31st" to "No later than May 15th". There did not be a perceived need to have a month limitation.
 - b) The recommendation was to change this "*May 31st to June 10th*" to "*after May 15th*" "*and no later than June 15th*" to allow enough time to establish a committee.
 - c) We clarified a few words in this section.
 - f) The date for the manager's recommendation was extended to September 30th, this date was selected to acknowledge time for the process and for the operators.
 - g) This was added to allow for the Assembly to make changes as needed to the date structure if circumstances came up that would not allow for the proper meeting times.

Thank you for your time and consideration of these recommendations to allow a usable timeline for opening the Haines Heliski Map.

Sincerely,

Leslie Ross
Tourism Director

Sean Gaffney
Tourism Advisory Board Chair

August 23, 2016
Re: Ordinance 16-08-441

Kip and Patty Kermoian
PO Box 1024
Haines, AK 99827

Dear Madam Mayor and Haines Borough Assembly Members,

We would like the Assembly to support the existing code by which changes to the heli-ski map are determined. In our view, this proposed amendment would mitigate literally, years of hard work by respective assemblies, wildlife biologist and residents who have contributed to the existing methods of addressing changes, namely, by way of a map committee.

As may of you know, proposed commercial helicopter activity generates numerous concerns which, given the enormous amount of time required to address associated issues, would be better left to the map committee. The Mobil Commercial Business Committee, Waterfront Aesthetic Subcommittee, Picture Point Design Committee and Minor Offenses Committee and others, have all been established to remove the burden from the Assembly to adequately address complex issues.

We would like to see the 3-year map cycle remain in place. It was thoughtfully implemented to minimize repeated requests by the heli-skin industry to make changes after countless meetings where conditions had been established and agreed upon through consensus.

Thank you for this consideration.

Sincerely,

Kip and Patty Kermoian

From: Thom Ely [mailto:akthome@yahoo.com]

Sent: Tuesday, August 16, 2016 10:08 AM

To: Julie Cozzi <jcozzi@haines.ak.us>; Margaret Friedenauer <mfriedenauer@haines.ak.us>; Tresham Gregg <tgregg@haines.ak.us>; Mike Case <mcase@haines.ak.us>; Ron Jackson <rjackson@haines.ak.us>; George Campbell <gcampbell@haines.ak.us>; Diana Lapham <dlapham@haines.ak.us>

Cc: Jan Hill <jhill@haines.ak.us>; William Seward <wseward@haines.ak.us>

Subject: Ordinance 16-08-441 - Public Comment 8/23/16 BA Meeting

Dear Haines Borough Assembly,

In order to clarify the gray areas in this ordinance revision there are a few amendments needed. The current wording leaves the process open to interpretation and abuse. As we have seen over the past seventeen years any loophole will be exploited. The stated purpose of this revision is to clarify the dates for proposals with a new time line.

Section 1 - The original wording should be retained. The assembly after a public hearing should decide if map revisions are warranted. By doing so, time and money will not be wasted on the process of forming a map committee if it is a frivolous request as we have been subject to so many times.

The current map amendment policy cycle is every three years. There needs to be a stated reference to that policy and time period in this ordinance. In the current draft it says "Unless otherwise authorized by the borough assembly" which means it could come up at anytime.

Section 1 (b) If the assembly following a public hearing will not be deciding on the merits of the map revision request then the manager should be able to make a decision at this point to form a committee or not. The manager would present their recommendation to the assembly to move forward with the process or not. Following public comment the assembly would make a decision. Once again thwarting frivolous time consuming requests. Wording needs to be added to give the manager this option.

Section 1 (g) This section should be deleted or revised to reference the three year policy. The three year policy is part of the map amendment schedule.

Clarification of the wording in this ordinance will hopefully discourage abuse of the process and frivolous legal expenses. Creating loopholes will only benefit those that want to subvert the public process. The ordinance should be referred back to committee for revisions.

An incredible amount of time, \$ and energy has gone to defending what the people of Haines voted for, a managed heliski industry, with respect for residents and wildlife. Let's get it right this go round.

Sincerely,
Thom Ely

August 9, 2016

To: Members of the Haines Borough Assembly and Borough Mayor

Re: Ordinance 16-08-441

Ordinance 16-08-441, which is up for introduction at tonight's meeting, is a result of "problematic timelines" in borough code which establish the process for nontemporary amendments to the heli-ski map. At the assembly's June 28, 2016 meeting, the Agenda Bill noted in the Summary Statement that even though a request for amendments to the heli-ski map had been received in a timely manner, "the existing map amendment procedure in borough code has problematic timelines." In other words, the deadlines for nontemporary map amendments need to be changed to allow sufficient time for the map amendment process to work. Recognizing that the resolution on the June 28th agenda was not in compliance with borough code, the assembly postponed Resolution 16-06-681 to allow staff to come back "with workable dates." When I listened to the audio copy of the June 28 meeting, I discovered that the minutes do not correctly reflect the motion made by Diana Lapham. The minutes incorrectly state that Lapham moved to "postpone Resolution 16-06-681 until staff brings an ordinance to correct the code." I point out this error because I think it is important to note the assembly just asked for "workable dates." The June 28 assembly minutes should be amended to reflect the motion accurately.

Ordinance 16-08-441 proposes new dates for the heli-ski map amendment process that could be more "workable," but it does more than that. Section 1 in the draft ordinance removes the requirement that when a map change proposal is submitted to the borough, the assembly holds a public hearing and directs the manager (by resolution) to convene a heli-ski map committee. This has nothing to do with "workable dates" and removes an important step from the map amendment process. The assembly can better vet map amendment proposals than the manager and in a much more public and transparent manner.

Another part of the draft ordinance basically nullifies the borough policy of a 3-year map amendment cycle. Section 1(g) of Ordinance 16-08-441 states, "If circumstances warrant, the borough assembly may adopt a resolution to provide for adjustments to the map amendment schedule." This also goes beyond the assembly's request for "workable dates." "Workable dates" that give adequate time for all stages of the nontemporary map amendment process give stability and certainty to the map amendment process...exceptions to the 3-year cycle do not.

These two changes are not in keeping with the assembly's request for "workable dates" and I believe they should be removed from the ordinance.

Section 1(c)(4) states, "The manager shall solicit applications by posting notice no less than ten days." This is a good requirement but what does "posting notice" mean and why "no less than

ten days.” It seems that seven days’ notice is adequate, similar to the time required for posting notice of public hearings.

Because the Tourism Advisory Board has made recommendations that go way beyond proposing the “workable dates” the assembly asked for, I suggest that this ordinance be referred to the Government Affairs and Services Committee for additional work before it is introduced.

Thank you for your careful consideration of this issue,

Carolyn Weishahn



Haines Borough
Administrative Policy

Commercial Ski Tour Map Review Policy

Applicable to: *Any person wanting a review of or amendment to the Commercial Ski Tour Areas map*
Confirmed by Borough Assembly: *February 25, 2014*
Recommended by Government Affairs & Services Committee: *December 3, 2013*
Effective Date: *February 26, 2014*

THREE-YEAR REVIEW CYCLE

It is the policy of the Haines Borough to review the *Haines Borough Commercial Ski Tour Areas* map on a three year cycle, with the cycle starting with the map for the 2014 heliskiing season, adopted July 23, 2013.

A handwritten signature in blue ink that reads "Julie Cozzi".

Julie Cozzi
Interim Borough Manager

2/26/14
Signature Date



**Haines Borough
Assembly Agenda Bill**

Agenda Bill No.: 16-673
Assembly Meeting Date: 8/23/16

Business Item Description:	Attachments:
Subject: Response to Public Comments During Assembly Meetings	1. Ordinance 16-08-442
Originator: Borough Manager	
Originating Department: Administration	
Date Submitted: 8/16/16	

Full Title/Motion:

The assembly already scheduled the second hearing on this ordinance for 9/27/16. No motion is needed now unless the second hearing date needs to change or some other action is desired such as amendments.

Administrative Recommendation:

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required	Projected Impact to Future Operating Budgets
\$ n/a	\$ n/a	\$ n/a	n/a

Comprehensive Plan Consistency Review:

Comp Plan Goals/Objectives:	Consistent: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
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Summary Statement:

This ordinance is in response to an 8/9/16 assembly discussion about responding to public comments during assembly meetings. The manager met with the mayor and staff to consider options, and this ordinance was drafted as a result.

During debate on 8/23, the assembly discussed possible amendments to simplify the changes, and one suggestion was to strike the proposed language and insert an additional Assembly Comments section to the agenda ahead of the Mayor's Report. That amendment could happen by simple motion.

Referral:

Referred to:	Referral Date:
Recommendation:	Meeting Date:

Assembly Action:

Meeting Date(s): 8/23, 9/13/16	Public Hearing Date(s): 9/13, 9/27/16
	Postponed to Date:

An Ordinance of the Haines Borough amending Haines Borough Code Title 2 to add feedback instructions for the public comments portion of the order of business for borough assembly meetings.

BE IT ENACTED BY THE HAINES BOROUGH ASSEMBLY:

Section 1. Classification. This ordinance is of a general and permanent nature and the adopted amendment shall become a part of the Haines Borough Code.

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held to be invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Effective Date. This ordinance is effective upon adoption.

Section 4. Amendment of Subsection 2.10.020. Subsection 2.10.020 of the Haines Borough Code is hereby amended as follows:

NOTE: **Bolded/UNDERLINED** ITEMS ARE TO BE ADDED
STRIKETHROUGH ITEMS ARE DELETED

2.10.020 Order of business.

The assembly shall establish an agenda format to address the appropriate order of business. The format may vary according to the needs of the regular or special meeting and shall identify each agenda item that may be acted upon with sufficient descriptions that a reasonable person would understand the topic or subject. The following order of business shall be in general use:

- A. Call to order;
- B. Pledge to flag;
- C. Roll call;
- D. Approval of agenda/consent agenda;
- E. Approval of minutes;
- F. Public comments;

1. If the comments are deemed debatable, the chair may provide a point of clarification;

2. At the conclusion of the citizen's comments, they may solicit a response from a member of the assembly;

3. When a member has been recognized by the chair, they have the floor for the stated allotted time;

4. The recognized member may yield the floor to another member if they so desire through consumption of the allotted time;

- G. Mayor's comments/report;

Haines Borough
Ordinance No. 16-08-442
Page 2 of 2

- H. Public hearings;
- I. Staff/facility reports;
- J. Committee/commission/board reports and minutes;
- K. Unfinished business;
- L. New business:
 - 1. Resolutions;
 - 2. Ordinances for introduction;
 - 3. Other new business;
- M. Correspondence;
- N. Set meeting dates;
- O. Public comments;
- P. Announcements/assembly comments;
- Q. Adjournment.

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS ____
DAY OF _____, 2016.

ATTEST:

Janice Hill, Mayor

Julie Cozzi, MMC, Borough Clerk

Date Introduced: 08/23/16
Date of First Public Hearing: 09/13/16
Date of Second Public Hearing: 09/27/16



Report

from the
Borough Manager

Date: 09/13/16

To: Mayor and Borough Assembly

From: William E. Seward, Borough Manager

Re: **Manager's Report**

FACILITIES/PUBLIC WORKS

- Continued work at the facilities shop.
- Brushed city roads and cleaned ditches.
- Repaired Emergency 1 for the fire department.
- Currently installing tools at the public works shop to increase safety and efficiency.
- Senior Center: Flame tube, sensor, and sensor well replacement in pellet boiler
- Museum: Boiler service
- Library: Boiler service
- Mosquito Lake Community Center: Maintenance walk through
- Chilkat Center: Sprinkler system inspected

HARBOR

- Lukak conceptual design RFP closed and proposals are currently being reviewed.
- Pre-bid meeting for Portage Cove Harbor expansion will be conducted at 1:00 on the 7th of September.

Pool

- Pool: Air handler repairs (motors).
- Swim team initiation meeting.

WATER/SEWER

- The Sewer Dept. Processed 19,150 lbs. of sludge.
- New blower motor was ordered to replace the one that failed \$3,737
- The sewer plant treated 7,395,000 gallons in August for a daily average of 238,000 gallons.
- The Water Dept. processed 7,879,000 gallons of water for the month of August
- Piedad processed 1,224,666 gallons of water for the month of August. (this was 16% of our water for the month)

Tourism

- The Tourism Department is preparing materials for the 2017 Vacation Planner, soliciting photos and updating business information. This is a time consuming effort that will be going on for the next few months.
- We have committed to a campaign with Alaska Magazine for the next year to have a larger consistent presence. With the same publisher we have signed a co-op with Juneau CVB and Skagway CVB to continue with the back page of the Milepost promoting the Golden Circle trip
- Preparations for the last cruise ships, thanking the crews and volunteers
- Next week the Tourism Director will be taking part in several FAM (familiarization trips) with media and adventure tour planners showcasing Southeast Alaska before everyone heads to Anchorage for the Adventure Travel World Summit Sept 19-23 (Leslie will be attending). This summit travels the world to leading adventure tourism capitals. We are partnering with UnCruise Alaska and the Juneau CVB to bring VIP's from the ATTA group and highend media. We will be personally hosting 5 delegates in Haines from Sept 15-17th. Thank you to all the businesses helping to make this happen.
- We have hired recent Cal Poly graduate (and Haines graduate), Anna Jacobson, for a temporary hire to assist with implementing our new Social Media campaign. She will be working with Spawn Ideas who did our online audit and with James Alborough to create a strategic plan for our future Social Media Marketing. Anna graduated in Journalism and Public Relations and is a great asset we will take while we can.

Police

- The temporary, Acting Chief of Police continues to at maintaining order and is getting to know the citizens while Chief Scott is moving his family to Haines. Chief Scott is expected back on or near September 12, 2016.
- The outside assist for the Alaska State Troopers in incident of a shooting near mile 33 of the Haines Highway last week has been forwarded to the District Attorney's office in Juneau and the case is now their hands. The defendant has made bail and is back in living the area. We have developed several plans of action should a similar issue occur again, however in the meanwhile all is calm and the parties remain separated.
- All of the members of the Haines Police Department, including, the dispatchers, worked very well together in a very stressful situation during the standoff at mile 33. They are to be commended for their hard work in keeping everyone, including the suspect, safe.
- The High school has requested to have Acting Chief Klinkhart instruct the 4-8th graders on Basic Internet Safety within the next few weeks.
- Additionally the police department has been asked to present a personal safety class to 9-12th graders as well as a safety lecture to Adults and school chaperones on or about September 12th. The Haines Library has also requested for Chief Klinkhart to provide a public talk on forensics. The times and dates are still being discussed.
- A program to get citizens to slow in the school zone appears to be working with officers being more present and visible during the morning and afternoon school bells.

Lands Department

Assessing

- All Real Property Deeds for August 2016 are updated.
- Donna Lambert has accepted the Property Data Collector position with training starting September 6, 2016.
- Documentation for taxable status of Chilkoot Estates Subdivision single family residential property is under review by legal.
- Haines Borough/Greg Bigsby Lot 16A, Carr's Cove Subdivision ownership issue settled. Both parties agree lot 16A is utility/access easement. Agreement will be finalized with Quit Claim Deed designating area as easement upon DNR approval.

Planning & Zoning

- Processed six land use permits.
- Broadband grants and infrastructure plan research, Big Sky Conference in Missoula, Montana.
- Coastal Management Plan: Creating an outline for working group to convert plan into Comp Plan a/or HBC.
- Process Planning: Comprehensive Plan goals, objectives, and actions for departmental and public review.
- Updating Parcel Viewer: Learning the processes of revisions through ESRI tool; Adding layers (zoning, anadromous streams, floodplain, streets, others); Revising & completing addresses for parcels; Adding columns for zone and address in parcel data file layer; Create basemap compatible with projection of parcels.
- Voraciously studying HBC.

Fire Department

- The FD has completed the hiring process for our two FF/EMT positions, one full time and one part time. Tim Holm has been hired in the FT position and began working on Sept. 1 and Trina McCandless has accepted the part time position beginning in October. Both of these individuals bring a tremendous skill and experience set to their new positions serving the community in emergency response and best of all... they are both locals and members of the HVFD! We are very fortunate to have them join our staff work force.
- The FD is very excited to have the opportunity to receive training from our visiting acting Police Chief Klinkhart. He has very graciously agreed to provide situational awareness training for emergency respondents to our Department at our regular monthly meeting on Monday night. This type of highly experienced trainer contributing to our regular training events throughout the year is part of our new training plan supported by the borough administration and the assembly. Having the opportunity to have such an individual available in our community, albeit briefly, spurred my desire to kick off our new training concept with the organization. I thank Chief Klinkhart, the borough management and assembly for your support of the FD organization in this very important manner.

Memo



To: Haines Borough Mayor & Assembly
 From: Jila Stuart, Chief Fiscal Officer
 Cc: William Seward, Borough Manager
 Date: September 2, 2016
 Re: **FY16 General Fund Preliminary Financial Report**

The accompanying financial statements show the Haines Borough's general fund (Areawide and Townsite) FY16 unaudited revenues and expenditures as compared with the previous fiscal year and as compared with the FY16 Budget.

FY16 Actual Compared to Budget

Areawide Revenues - Areawide general fund revenues overall tracked slightly higher than budget. Revenues exceeded budget by \$98,120 (2%). Contributing to higher than projected revenues were sales tax revenue which was \$37,358 (6%) over budget and investment income which was \$57,145 (60%) over budget.

Areawide Expenditures – FY16 areawide expenditures are \$124,661 (3%) lower than budget. Line items with significant budget variances include:

- Payroll Expense (salaries, burden + insurance) of \$2.3 million was \$70,642 (3%) under budget. The variance was due to turnover and vacancies primarily in the public facilities and planning & zoning departments.
- Professional & Contractual Services was under budget by \$54,382 (13%). Most of the reduced expenditure was from legal fees (\$19,000), information technology (\$14,000), and contract snow plowing for RMSAs (\$11,000).
- Assembly Appropriations (payments to non-profits) were under budget by \$14,438.

Areawide Revenues Over Expenditures – Preliminary figures for the year show areawide revenues exceeded expenditures and transfers by \$242,080 compared to a budget of \$19,299. In other words, during FY16 the areawide fund balance grew by roughly \$242,000 when we expected it to grow by roughly \$20,000. The fund balance can be used to provide services and infrastructure for citizens in future periods, as well as to buffer lean revenue years. The FY16 areawide surplus is the combined effect of increased revenues and decreased expenses described above. A table summarizing the historical fund balances for the Haines Borough is attached at the end of this report.

Townsite Service Area Revenues – Townsite revenues were slightly higher than budget (1%). Most of the increase is in sales tax which is \$9,482 (1%) over budget.

Townsite Service Area Expenditures – Preliminary townsite expenditures were \$14,030 (1%) lower than budget. Most of the budget variance was in payroll expense (salaries, burden + insurance) but much of this variance was offset by increased contractual expense with the use of contract police officers during the year. Budget savings in public works due to reduced fuel costs and reduced snowfall were used to

complete townsite road work in the spring and (through budget amendment ordinance #16-03-432) to purchase a new pickup truck for use by the public works department.

Townsite Revenues Over Expenditures - The combination of slightly higher than expected revenues and lower than expected expenditures results in \$66,756 preliminary revenues *under* expenditures for the year for the townsite service area fund, rather than the \$92,354 shortfall which was budgeted. In other words, approximately \$67,000 of accumulated fund balance was used in FY16 to provide police, public works, and animal control services in the Townsite.

Year to Year Variance

Preliminary areawide revenues are down \$77,656 (2%) in FY16 compared to the previous year. The biggest factor in the decreased revenue is raw fish tax, down \$225,534 from FY15. The decrease in raw fish tax was offset in part by property tax up \$56,780 (3%) and investment income up \$61,485 (68%). Sales tax, while higher than budget, was only up 2% from the previous year. Preliminary areawide expenditures were roughly flat from the previous year.

Townsite revenues were down \$168,239 (10%) in FY16 due to a \$176,689 decrease in community jails funding from the State of Alaska Department of Corrections. Townsite expenses and operating transfers were down \$271,691, but \$180,545 of this due to decreased transfers for capital projects and purchases. The remaining \$91,146 decrease is primarily payroll and material & equipment.

Fund Balance Overview since Consolidation

The chart below shows how the general fund balance (combined Areawide & Townsite) has changed from year to year since consolidation:

	Combined Fund 01 & 02	
	Revenues Over / (Under) Expenditures	General Fund Year End Fund Balance
06/30/2003 Balance		\$ 4,510,437
FY04	(162,371)	4,348,066
FY05	(348,582)	3,999,484
FY06	(14,709)	3,984,775
FY07	371,914	4,356,689
FY08	299,878	4,656,567
FY09	516,122	5,172,689
FY10	(1,236,094)	3,936,595
FY11	70,469	4,007,064
FY12	506,606	4,513,670
FY13	207,248	4,720,918
FY14	(573,224)	4,147,694
FY15	166,614	4,314,308
DRAFT FY16	175,324	4,489,632

HAINES BOROUGH

FY16 GENERAL FUND Preliminary Revenue & Expenditures SUMMARY by FUND (unaudited)

FOR THE YEAR ENDING 06/30/2016



01 AREAWIDE GENERAL FUND

DRAFT 9-2-16

	FY15 ACTUAL	FY16 ACTUAL	Yr to Yr VARIANCE*	FY16 BUDGET	BUDGET VARIANCE*	% OF BGT
REVENUE						
Property Tax Revenue	\$ 1,665,303	\$ 1,722,084	\$ 56,780	1,720,452	\$ 1,632	100%
Sales Tax	621,452	633,358	11,906	596,000	37,358	106%
State Revenue - Revenue Sharing	505,589	482,655	(22,934)	481,650	1,005	100%
State Revenue - Raw Fish Tax	438,390	212,855	(225,534)	213,055	(200)	100%
State Revenue - Other	27,742	31,012	3,269	58,485	(27,473)	53%
Federal Revenue - Secure Schools	124,386	145,551	21,165	120,000	25,551	121%
Federal Revenue - P.I.L.T.	344,205	344,344	139	344,344	-	100%
Federal Revenue - Library	56,522	55,257	(1,265)	71,924	(16,667)	77%
Investment Income	90,660	152,145	61,485	95,000	57,145	160%
Rents	60,213	97,452	37,239	91,409	6,043	107%
User Fees	64,729	62,310	(2,418)	70,536	(8,226)	88%
Penalty & Interest - PropertyTax	59,276	41,149	(18,128)	25,000	16,149	165%
Penalty & Interest - Sales Tax	30,093	23,280	(6,813)	28,000	(4,720)	83%
Business Licenses	12,900	21,350	8,450	21,000	350	102%
Miscellaneous Fines & Fees	37,231	25,047	(12,184)	22,500	2,547	111%
Sale of Fixed Asset	10,049	21,236	11,187	13,609	7,627	0%
	\$ 4,148,740	\$ 4,071,084	\$ (77,656)	\$ 3,972,964	\$ 98,120	102%
EXPENDITURES						
Salaries and wages	\$ 1,487,772	\$ 1,461,874	\$ 25,898	\$ 1,492,308	\$ 30,434	98%
Employee Burden	437,160	429,030	8,130	446,293	17,263	96%
Health Insurance	365,542	356,013	9,529	378,958	22,945	94%
Supplies & Postage	73,766	59,997	13,769	59,710	(287)	100%
Material & Equipment	43,961	38,119	5,842	32,725	(5,394)	116%
Computers and Peripherals	18,742	36,794	(18,052)	35,625	(1,169)	103%
Professional & Contractual	308,226	352,985	(44,758)	407,367	54,382	87%
Dues, Subscriptions & Fees	8,104	8,429	(324)	8,032	(397)	105%
Travel & Per Diem	41,249	51,150	(9,901)	50,295	(855)	102%
Training	10,601	8,851	1,751	12,780	3,929	69%
Advertising	8,706	8,178	527	7,490	(688)	109%
Banking & Insurance	47,567	44,581	2,986	48,245	3,664	92%
Vehicle Expense	9,672	7,749	1,923	10,150	2,401	76%
Utilities	210,063	184,787	25,276	190,930	6,143	97%
School District - Instructional	1,556,866	1,560,000	(3,134)	1,560,000	-	100%
School District - Activities	210,000	210,000	-	210,000	-	100%
Appropriations from the Assembly	32,482	18,062	14,420	32,500	14,438	56%
Building Maintenance & Repairs	41,406	70,652	(29,247)	58,000	(12,652)	122%
Discretionary Expense	1,125	1,760	(635)	2,050	290	86%

	FY15 ACTUAL	FY16 ACTUAL	Yr to Yr VARIANCE*	FY16 BUDGET	BUDGET VARIANCE*	% OF BGT
Work Orders	(146,546)	(105,901)	(40,644)	(114,400)	(8,499)	93%
Allocations	(736,446)	(734,577)	(1,869)	(740,459)	(5,882)	99%
Operating Transfers - In fr CPV	-	(7,800)	7,800	(7,800)	-	100%
Operating Transfers - OUT fr General	48,901	49,270	(369)	53,866	4,596	91%
Operating Transfers - In fr Permanent	(267,000)	(281,000)	14,000	(281,000)	-	100%
TOTAL AREAWIDE EXPENDITURES	3,811,920	3,829,004	(17,085)	3,953,665	124,661	97%
NET REVENUE OVER EXPENDITURES	\$ 336,821	\$ 242,080	\$ (94,741)	\$ 19,299	\$ 222,781	
02 TOWNSITE SERVICE AREA						
REVENUE						
Property Tax Revenue	404,922	411,862	\$ 6,940	411,911	\$ (49)	100%
Sales Tax	706,079	711,482	5,403	702,000	9,482	101%
State Revenue - Public Safety	396,423	219,734	(176,689)	219,734	-	100%
State Revenue - General	96,000	91,900	(4,100)	91,200	700	101%
Interest Earnings	1,270	2,053	783	1,500	553	137%
Miscellaneous Fines & Fees	5,959	5,383	(576)	4,500	883	120%
TOTAL TOWNSITE REVENUES	1,610,653	1,442,414	(168,239)	1,430,845	11,569	101%
EXPENDITURES						
Salaries & Wages	\$ 486,843	\$ 464,289	\$ 22,554	\$ 476,634	\$ 12,345	97%
Employee Burden	151,859	134,608	17,251	159,585	24,977	84%
Health Insurance	116,259	90,361	25,898	110,280	19,919	82%
Supplies & Postage	5,776	7,003	(1,228)	6,300	(703)	111%
Material & Equipment	174,702	127,860	46,842	106,700	(21,160)	120%
Computers & Peripherals	4,588	2,115	2,473	1,975	(140)	107%
Professional & Contractual	76,364	121,010	(44,646)	92,353	(28,657)	131%
Dues & Subscriptions	1,448	2,086	(638)	1,300	(786)	160%
Travel & Per Diem	9,813	18,763	(8,950)	17,950	(813)	105%
Training	525	115	410	7,300	7,185	2%
Advertising	1,075	1,766	(691)	1,250	(516)	141%
Banking & Insurance	22,047	19,751	2,296	20,300	549	97%
Vehicle Expense	82,088	74,654	7,434	66,650	(8,004)	112%
Utilities	71,347	71,354	(7)	73,385	2,031	97%
Work Orders	(78,887)	(77,292)	(1,595)	(76,700)	592	101%
Allocations	397,986	374,244	23,742	379,653	5,409	99%
Operating Transfers - OUT from TSA	257,028	76,483	180,545	78,284	1,801	98%
TOTAL TOWNSITE EXPENSES	1,780,860	1,509,169	271,691	1,523,199	14,030	99%
NET REVENUE UNDER EXPENDITURES	\$ (170,207)	\$ (66,756)	\$ 103,451	\$ (92,354)	\$ 25,598	

*Positive variance is favorable. Negative variance is unfavorable.

Commerce Committee RECAP

Aug. 17, 2016 – 6:30 p.m.

Committee in attendance: George Campbell, Mike Case, Tresham Gregg, Margaret Friedenauer

Public: Debra Schnabel, Jillian Rogers, Carol Tuynman, Mike Denker, Ron Jackson, Diana Lapham, Brad Ryan, Melissa Aronsen, Kyle Grey, Bill Seward and others. Burl Sheldon attended by telephone.

Old Business:

- Solid Waste Management

Debra Schnabel, former chair of commerce committee, recapped the work the commerce committee did previously on a draft ordinance for solid waste management in the borough. She answered questions about the draft, as it was left off in 2014. Burl Sheldon also reviewed some information and materials he gathered in 2014 during previous deliberations on issue. Public facilities director Ryan and borough manager Seward said there is a problem with refuse and solid waste management in the borough that needs addressing.

MOTION: Friedenauer moves that “this committee continue working on developing a draft solid waste management ordinance with borough staff and stakeholder including Community Waste Solutions and Haines Friends of Recycling.” Case seconds.

Question about rate structure discussed.

Motion passes unanimously.

New Business:

- State Forestry Management

Schnabel, of Haines Chamber of Commerce, discussed upcoming visit of State Forester Chris Maisch. Chamber requested of assembly that together the borough and chamber advocate for keeping the last remaining forester position in Haines and office open. Chamber suggests a unified voice from Chamber and borough.

MOTION: Campbell moves that “the assembly support the chamber through letters or any other ability we have to support a forester in Haines.” Gregg seconds. Friedenauer moves “to amend motion to recommend the assembly pass a resolution on Tuesday, Aug. 23 to support keeping the local forestry office open.” Case seconds. Amendment and main motion passes unanimously.

- **Motion:** Campbell moves “to nominate Friedenauer as chair of committee.” Case moves to close nominations. Vote unanimous on electing Friedenauer chair.

- Prioritizing pending issues in front of commerce committee.
 1. **Public Broadband Utility** – manager is tasking this issue to new planner first. May bring before committee in future.
 2. **Economic Stimulus proposal from Gregg** – issue is before Finance Committee. Already discussed at Commerce and this committee has no plans to take back up at this time.
 3. **Tax incentive issue** – will take up in perhaps six months
 4. **Chilkoot River Corridor** – September is when the assembly can set the amount of permits available for the next calendar year. This issue is on the next meeting agenda.
 5. **Title 18 sign code** – Commerce Committee would like to see Planning Commission address this. Not a Commerce Committee issue and this time.
 6. **Severance tax** – will take up this issue sometime in future, after solid waste issue is decided or off our agenda.

Public comment – none.

MOTION: Case moves to adjourn. Meeting adjourned at 7:50 p.m.

Submitted by Margaret Friedenauer



Haines Borough
Assembly Agenda Bill

Agenda Bill No.: 16-663

Assembly Meeting Date: 9/13/16

Business Item Description:	Attachments:
Subject: Resolution Authorizing 2016 Consideration of Map Amendment Proposals Received by 5/31/16	1. Resolution 16-06-681, as revised by staff. 2. Memo from B.Ryan and Alaska Heliskiing Map Proposals submitted 5/31/16. 3. SEABA Proposal for Amendment to Commercial Ski submitted 5/31/16. 4. Original Resolution 16-06-681 that was postponed.
Originator: Borough Clerk	
Originating Department: Administration	
Date Submitted: 6/13/16	

Full Title/Motion:

Motion: Adopt Resolution 16-06-681, as revised by staff.

Administrative Recommendation:**Fiscal Impact:**

Expenditure Required	Amount Budgeted	Appropriation Required	Projected Impact to Future Operating Budgets
\$ n/a	\$ n/a	\$ n/a	n/a

Comprehensive Plan Consistency Review:

Comp Plan Goals/Objectives:

Consistent: Yes No**Summary Statement:**

On 6/28/16, following a public hearing, it became very apparent the existing heliskiing map review timeline was unworkable, and the assembly passed the following motion: "Postpone Resolution 16-06-681 until staff brings an ordinance to correct the code," and the motion carried unanimously.

Ord. 16-08-441 is currently before the assembly and, if adopted, will provide for a workable timeline for the future. However, the ordinance will also provide the assembly an ability to adopt a resolution allowing a map review outside of the normal timeline (provided it does not stray from the three-year map review cycle policy). Since the postponed resolution no longer fits, staff has drafted a substitute resolution that will allow the proposals received by 5/31/16 to still be considered during 2016. It would set a temporary timeline to deal with these timely proposals. Note: Both SEABA and Alaska Heliskiing submitted map amendment requests by May 31. They are included in the meeting packet for information purposes. There is currently no motion on the table.

Referral:

Referred to:

Referral Date:

Recommendation:

Meeting Date:

Assembly Action:

Meeting Date(s): 6/28, 8/23, 9/13/16

Public Hearing Date(s): 6/28/16

Postponed to Date:

HAINES BOROUGH, ALASKA
RESOLUTION No. 16-06-681

Draft

A Resolution of the Haines Borough Assembly authorizing the borough manager to convene a heliski map committee to consider proposed amendments according to HBC 5.18.080(I).

WHEREAS, the current Haines Borough Approved Commercial Ski Tour Areas map was amended by Resolution 13-07-472 on July 23, 2013; and

WHEREAS, Haines Borough Code 5.18.080(I) provides a means for considering nontemporary amendments to the map; and

WHEREAS, on May 31, 2016, the borough received proposals for map amendments from both Alaska Heliskiing and SEABA; and

WHEREAS, the last time map amendments were considered was 2013; and

WHEREAS, on June 28, 2016, the borough assembly considered whether to authorize the manager to initiate the map amendment process but determined the existing timelines were unworkable and, therefore, postponed the matter until the code could be changed; and

WHEREAS, the assembly is currently considering Ordinance 16-08-441 that will create a workable map amendment process with realistic timelines; and

WHEREAS, the revised process will still limit map amendments to a three-year cycle per the policy adopted by the borough assembly on February 26, 2014; and

WHEREAS, the 2016 proposals complied with the existing requirements of HBC 5.18.080(I)(1)(a), the unworkable timelines were due to no fault of the proposers, and the proposals were submitted in accordance with the three-year review cycle; and

WHEREAS, Ordinance 16-08-441 includes the ability for the assembly to adopt a resolution to provide for adjustments to the map amendment timeline to accommodate for reasonable date or schedule conflicts; and

WHEREAS, the assembly desires to provide the manager an opportunity to convene an ad hoc advisory committee to consider the 2016 map amendment proposals; and

WHEREAS, the manager proposes to convene a 2016 heliski map committee according to the new map amendment procedures but with an adjusted timeline, provided Ordinance 16-08-441 is first adopted,

NOW, THEREFORE, BE IT RESOLVED the Haines Borough Assembly:

Section One: Authorizes the borough manager to convene a 2016 heliski map committee according to the following timeline:

- As soon as possible after adoption of this resolution, the manager shall establish an advisory committee that shall convene no later than October 10,
- The committee shall make a recommendation to the manager on or before November 30, and
- The manager shall prepare a recommendation for the assembly for consideration on December 13, 2016; and

Section Two: Effective Date. This resolution shall become effective only if Ordinance 16-06-681 is adopted.

Adopted by a duly-constituted quorum of the Haines Borough Assembly this ____ day of _____, 2016.

Janice Hill, Mayor

Attest:

Julie Cozzi, MMC, Borough Clerk

August 18, 2016

Mayor and Assembly

On May 31, 2016 when I was the interim borough manager I receive the following emails from S Diggity (Sean Brownell) indicating that they were interested in reviewing 7 areas on an attached map during "the Heliski area map amendment process that will occur this next month." I was unfamiliar with this process but was aware that SEABA had requested a "Nontemporary Amendment of the Haines Borough Approved Commercial Ski Tour Areas Map." and assumed this was what Mr. Brownell was indicating. As you are aware the timeline for this process is confusing and it appears the Assembly is going to take up amending the code so the process is clear and the timeline is more realistic. Either way in hindsight I should have followed up with Mr. Brownell and provided this correspondence to the Mayor and Assembly. I have attached the email correspondence and map for your reference. If you have further questions please let me know.

Sincerely

Brad A. Ryan

Brad Ryan

From: S Diggity <heliskialaska@gmail.com>
Sent: Tuesday, May 31, 2016 10:53 AM
To: Brad Ryan
Cc: Timothy Thomas; Ryan Johnson
Subject: Map amendment
Attachments: image1.jpeg; ATT00001.txt

Greetings Mr Ryan,

There are 7 areas on the map that we would like to take a look at during the Heliski area map amendment process that will occur this next month.

There are many reasons why we wish to include these areas in the future for Heliskiing in Haines.

The map I have submitted numbers 1-7 and the reasons we would like to include these areas are as follows,

1.) in zone 1 the line should follow the peak tops

2.) The additional area contains high safe spots where the helicopter can safely perch and see skier activities on slope. Being able to watch from a safe vantage point adds increased safety for guides and guests because the helicopter can respond to incidents more quickly.

3.) This area has trees on slope which will allow for good visibility for pilots and guests and increase safety when the weather is not ideal and it is precipitating lightly or the skies are grey.

4.) This area is one of the more sought after film runs in Haines and is one of the runs that has helped make Haines as famous as it is. It's a real shame that we lost this run. Residents of mosquito lake assumed that we would be skiing down into the slopes above their homes if this area were open. The reality is that we are not skiing down into the mosquito lake area and staying well above and to the north. Activity here will go unnoticed. The illustrated terrain is on the backside north face of four winds peak. Our filming customers eagerly await the good news of being able to access this peak again (storm troopers).

5.) We would like to confirm if this line follows the peak tops, it's hard for us to be sure on your map.

6.) This area on takhin ridge is a relatively tight high mountain valley that has helicopter activity occurring in it already. We are already landing near the bottom of this valley for pickups and allowing us to ski a handful more slopes in this area will make this zone way more user friendly. We've been given half of the cirque and by completing the horseshoe shape we will have a better variety of aspects to ski which could enhance safety and will improve the quality of the experience for our guests. It's important to have areas that are suitable for up to 4 helicopter loads of guests. This increases safety and efficiency of operations. Everyone can see each other from various runs that are across from each other and having eyes on only increases response time if an incident occurs.

7.) we've never seen a goat or tracks in this area, there is little to no vegetation, and the slopes are gentle and low angle as well. We highly doubt this important winter goat habitat. From mid February to mid March this area could provide additional mellow fun terrain for the intermediate skier and terrain that is easier to mitigate avalanche hazards that may exist early season. It's a safer zone to ski when there's not a lot of other stable options. We wish to ski this early in the season before March 31.

Brad Ryan

From: S Diggity <heliskialaska@gmail.com>
Sent: Tuesday, May 31, 2016 10:57 AM
To: Brad Ryan; Timothy Thomas; rpjalaska@gmail.com
Subject: Fwd: heli skiing permit system in BC

This is a letter I received from don vanderhorst who was a leader in creating the Tenure System for Heliskiing in BC.

Shred the Pow

Begin forwarded message:

From: "don.vanderhorst@telus.net" <don.vanderhorst@telus.net>
Date: March 8, 2016 at 7:10:07 AM AKST
To: S Diggity <heliskialaska@gmail.com>
Subject: heli skiing permit system

Sean:

I have had an opportunity to review what you have sent me to this point, along with the recent article (heli ski wars). The article was very helpful in understanding the background to the current situation, and what has been done (by government) to this point to figure out a resolution.

I think the starting point in my comments is to go back to the late 1970s and early 1980s, when heli skiing (and eventually snowcat skiing) was starting to develop as a legitimate business in BC. During that time, I was working in the provincial government, and had the responsibility to implement the policy at that time, so I have good sense of what happened, and why it happened, at that time.

Prior to any land use policy being put in place, heli ski operators were essentially skiing wherever and whenever. There were no rules, regulations, etc....but it was clear to the Province, and to the industry, that as this activity grew, land use policies would be needed. Operators (and government) were increasingly concerned about safety (e.g. more than one operator in the same areas, etc), impacts to other users (public, other industrial users) and wildlife values, and operators looking for certainty for their business...they were marketing a particular product..they wanted to ensure that when they took their clients to a specific location, the product they had promised (and marketed) would in fact be there for them to use (e.g. that someone else had not gone out and skied the area before they did).

So, the outcome of those early discussions between the industry and government was the creation and implementation of the Commercial Mechanized Ski Guiding Policy (CMSGP). What that policy did was to create individual operating areas for each operator (in the initial years the tenures...licenses...were run based...but that changed into area based tenures not long afterwards). The understanding was that each operator would have exclusive use for that area (exclusive for heli skiing), but other non skiing activities could still occur, etc. Each operator was asked to meet with government and outline where and how they operated

(management plan), how many clients they took out, etc. That info in turn was used to create a License of Occupation or tenure agreement. With the license agreement in hand, the operator had certainty in where they could operate, without having concerns that another heli ski operator would use the same area. In return, the operator had to pay fees to government, provide proof of insurance, and provide a security deposit, along with other requirements.

That original land use policy (CMSGP) has of course changed over the years, and today we have what is called the Adventure Tourism Policy, but if one reviews the AT Policy, many of the provisions are not that different from what was implemented in the early 1980s.

It is unclear to me, from the info I read in the newspaper article, why the government, in Alaska, decided to open up the heli skiing terrain using a proposal/bid proposal, when it was apparent that more than one company had been operating in that area. My initial thought was...if more than one company has been operating to this point, if we (that being government) are going to establish a permit or tenure for these companies would it not more sense to review exactly where every one is operating...and possibly looking at permitting all or some of them, as opposed to only allowing one operator. In reading the article, the process used by government has resulted in no permit and everyone upset.

BC's Adventure Tourism Policy (which includes a wide variety of adventure tourism activities) is an excellent model on how tenures and permits for heli skiing can be implemented. It maybe that the government in Alaska has a similar system...I have not reviewed that in any detail.

Over the past 20 years, since leaving government, I have assisted a wide range of heli and snowcat operators throughout BC with their tenure agreements (new applications, renewals, amendments) plus assisting operators with other permits (Parks Use Permits, License to Cut for timber removal, water licenses, etc). A key part of most of the work is preparation of a comprehensive management plans. These plans outline the details of how, where, when, etc each company operates. In addition to assisting individual operators, I have also been contracted by the Province to assist in setting up and implementing a proposal which allows for heli sk companies to submit competitive bids for a new area. That work has also involved reviewing the various bids and making recommendations to government on which company should be issued a tenure/permit. As well, I have been contracted by individual heli or snowcat companies to assist them when preparing and submitting a bid for a certain area when a specific area for heli or snow cat skiing has been made available for a competitive process. In other words...I have worked in virtually all parts of the tenuring system...in government and for the companies, over the last 40 years...so I have a pretty good sense of how all of this works...e.g. what works and what does not. As an aside, I am also on the Policy committee for HeliCat Canada

So...going back to the situation you face. Clearly some form of tenure or permit system is necessary to manage the heli skiing activities..and the process previously used by the Alaska government is an indication they, as well as the operators, want something in place as well. My understanding of what the Alaska government has done to this point, or what they would like to do to address the current situation involving the heli ski operators, is minimal...but I can say this...what BC has done over the past 35 years is definitely a great model to consider (and to be fair...perhaps the Alaska government has exactly done that)

From my perspective, I think that if historically more than one operator has been able to exist and provide heli skiing activities in that area, is there not an option to see if more than one permit or tenure can be issued, rather than only allow one through a competitive process. But perhaps there are mitigating circumstances that do not allow this..therefore the process used to this point

has been to focus on a competitive process that ultimately allows only one company to operate.

I hope I have been able to provide some initial thoughts. I can certainly elaborate more on the AT Policy as well as comments and recommendations on the previous competitive processes I have worked on (both from the perspective of government and that of the operator)

I am certainly open for a phone chat at your convenience.

Don

Don van der Horst
DON VANDERHORST CONSULTING LTD
52 Deerwood Place
Port Moody, BC V3H 4X7 I
604 802 1864



From: [Sunny Sundberg](#)
To: [Brad Ryan](#); [Julie Cozzi](#); [Jan Hill](#)
Subject: Request Nontemporary Amendment of the Haines Borough Approved Commercial Ski Tour Areas Map.
Date: Tuesday, May 31, 2016 9:47:01 PM

I would like to initiate this based on the following:

"The Haines Commercial Ski Tour Area MAP includes the BLM lands. Under scrutiny and the knowledge of then borough manager David Sosa, it was publicly recognized in late June of 2015 that the borough has no authority over these lands."

I believe this puts the borough map and the management authorities in a liable position and could set the borough up for many map changes in the future based on what happens with BLM lands and their management.

I would suggest removing these lands from the borough map. This would bring the borough into legal compliance with its ordinance regarding commercial ski tours generated by helicopters.

Since the BLM lands would simply be removed from the map off of the existing Haines Borough Approved Commercial Ski Tour Area MAP. I am not submitting a file for this as it already exists.

I also want to take the time to suggest that there are areas on the map that can be identified for small expansions of terrain on some areas not contested.

We agreed as a community to let the map exist for 3 operating years before we messed with it, and at this point it has been three years. We always have said that this document was to be a living document, meant to be looked at, debated and refined.

I believe this would also be a good time as BLM and the State have collected better numbers for wildlife.

I would hereby request that the manager review these items and convene a map committee.

I do not believe there is much to task, but there is also the CIV provisional areas of the HBACSTA Map that were placed in the map that should be debated, and considered once again.

I am willing to sit on the seat if chosen.

Thank you for your time.

Scott Sundberg

SEABA LLC

1. To initiate nontemporary amendment of the Haines Borough Approved Commercial Ski Tour Areas map, the assembly shall adopt a resolution, following a public hearing, that articulates the reasons to consider amendments to the map and authorizes the borough manager to convene a heliski map committee according to the following procedures:

a. Proposals for map amendments may be submitted to the borough manager from May 1st to May 31st. Proposals shall be in writing and include an illustration of the general subject area and rationale for the amendment.

b. After May 31st and prior to June 10th, the manager shall convene an advisory committee to review the proposed map amendments. The committee shall include the following five voting members:

(1) A representative of a local conservation organization, appointed by the mayor;

(2) A member of the Haines Borough assembly;

(3) A representative from the heliski industry selected randomly by current Haines Borough heliski permit holders; and

(4) Two members chosen randomly from Haines Borough residents who petition to be members of the committee.

c. The committee shall to every extent possible involve ADFG area wildlife biologists and Bureau of Land Management (BLM) in its deliberations, including forwarding all proposals for map changes to the ADFG and BLM, seeking ADFG and BLM testimony, and requesting comments from ADFG and BLM on all draft recommendations before they are sent to the manager.

d. The committee shall organize itself as to procedure and shall make a recommendation to the manager on or before July 15th. The manager will not be bound to the recommendations but shall present them to the assembly for consideration.

Scott Sundberg
GM / Guide
SEABA LLC
www.seaba-heli.com
office: 907 766 2010
cell: 907 314 0445

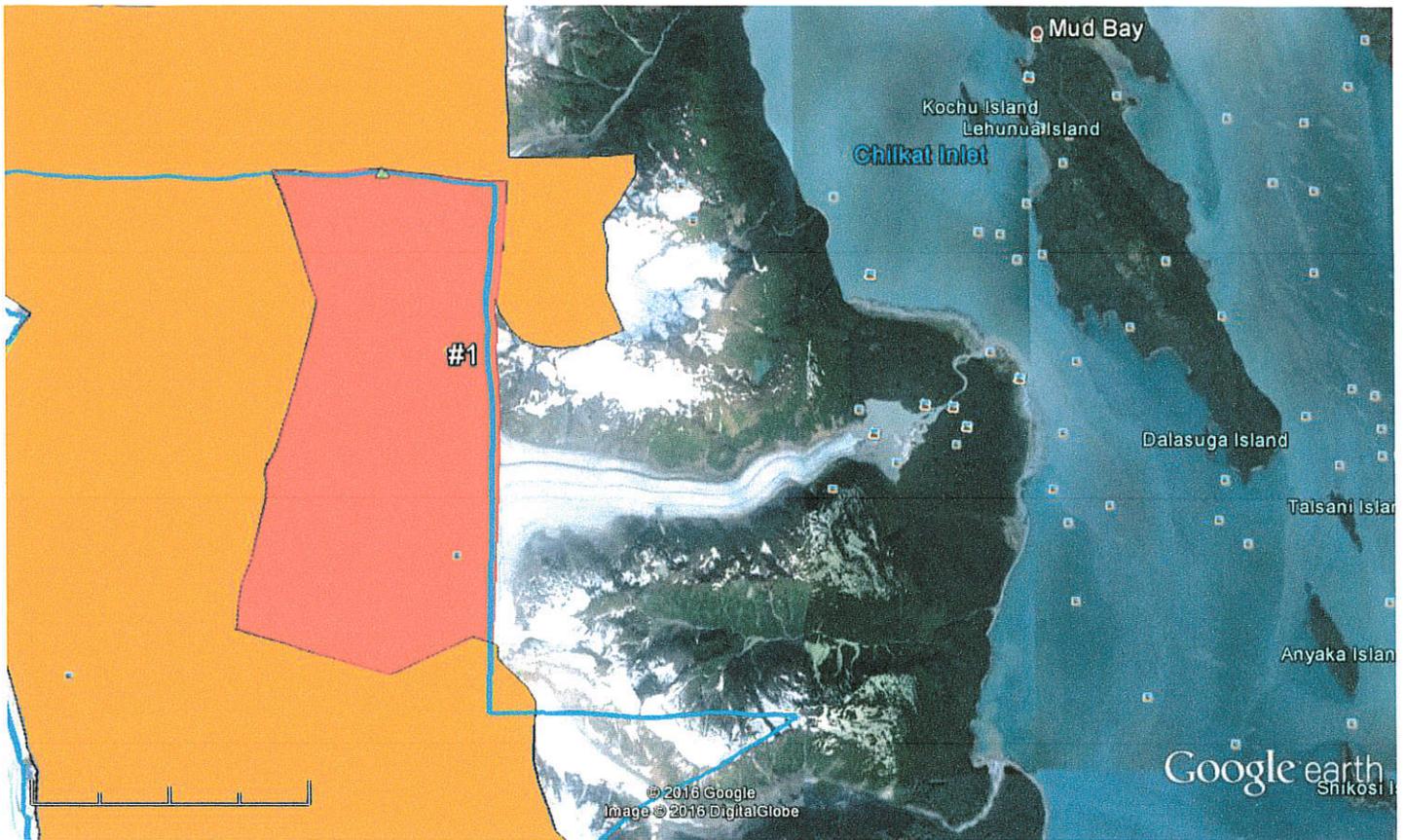
Recommended map changes

2016

1. This area has been excluded from the map, although we are permitted to use the area through BLM it needs to be added if the BLM terrain stay on the existing map.
2. This area is less than a $\frac{1}{3}$ of a sq mile and tucked behind the front range of the Chilkat inlet. It would provide more safety and option for pick up while we ski in this area.
3. This is just one valley north of #2 and has been historically used for 13 years, without any complaint. This would simply allow the industry to provide more efficient and safe landings for it customers.
4. This area I believe was suppose to be included in the changes in 2013, but the mapping was done incorrectly. The original hand drawn maps were lost, but at this time since the area is in the trees, there are no pickups and this has rendered this general area unusable for the past three years. It needs to be added.
5. This was also a case with # %, terrain was removed from this area, but to much was taken so that landings on top of this peak that has always been apart of the map, was removed and made unusable. It created a situation that over 6 sq mile of ski terrain was removed from the map accidentally because of no top landing; Needs to be added back in.
6. This area is highly used by snow cat, snow machine and by heli skiers, at least above the orange boundary, we simply want to drop the line to extend terrain and have lower pickups. This would only create more low angle terrain for safe skiing.
7. The area in green is the BLM, as the borough has no authority over regulating it, then it should simply be removed from the map.

Thank you for considering these changes. The industry has been quiet even though terrain was removed from the map three years ago that was not suppose to be, decreasing our skiable acreage even more.

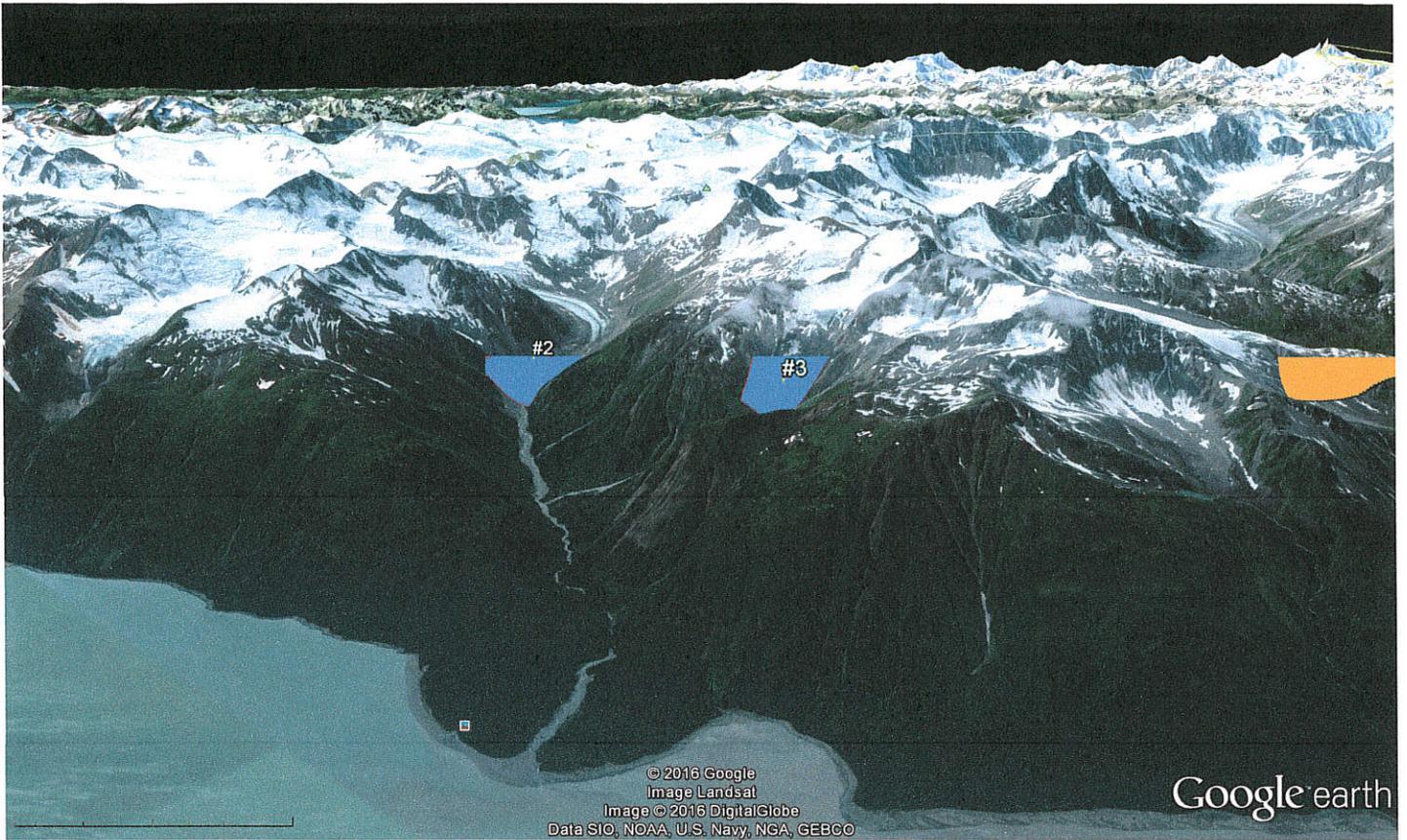
Scott Sundberg
SEABA



Google Earth Pro

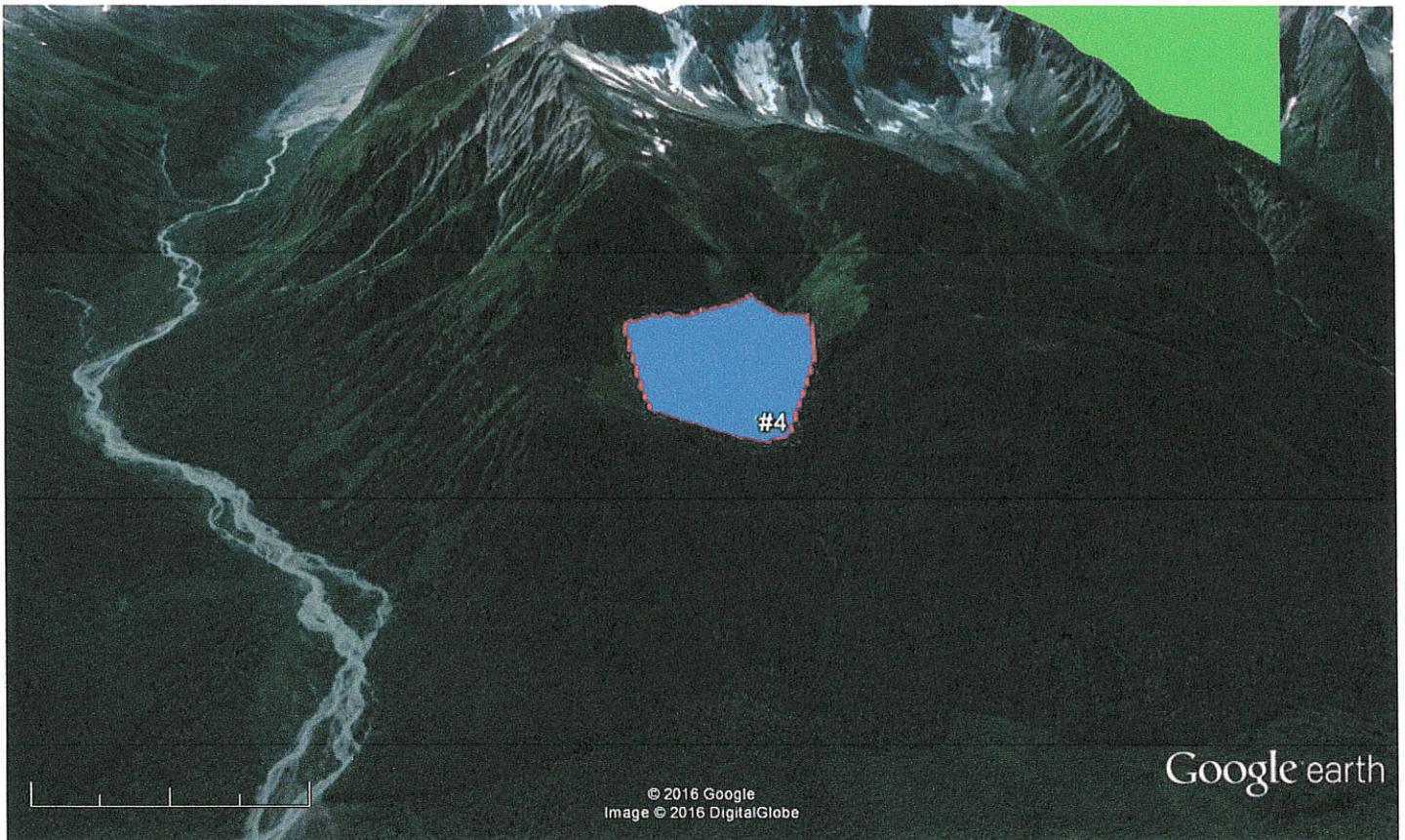
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km 10





Google Earth Pro

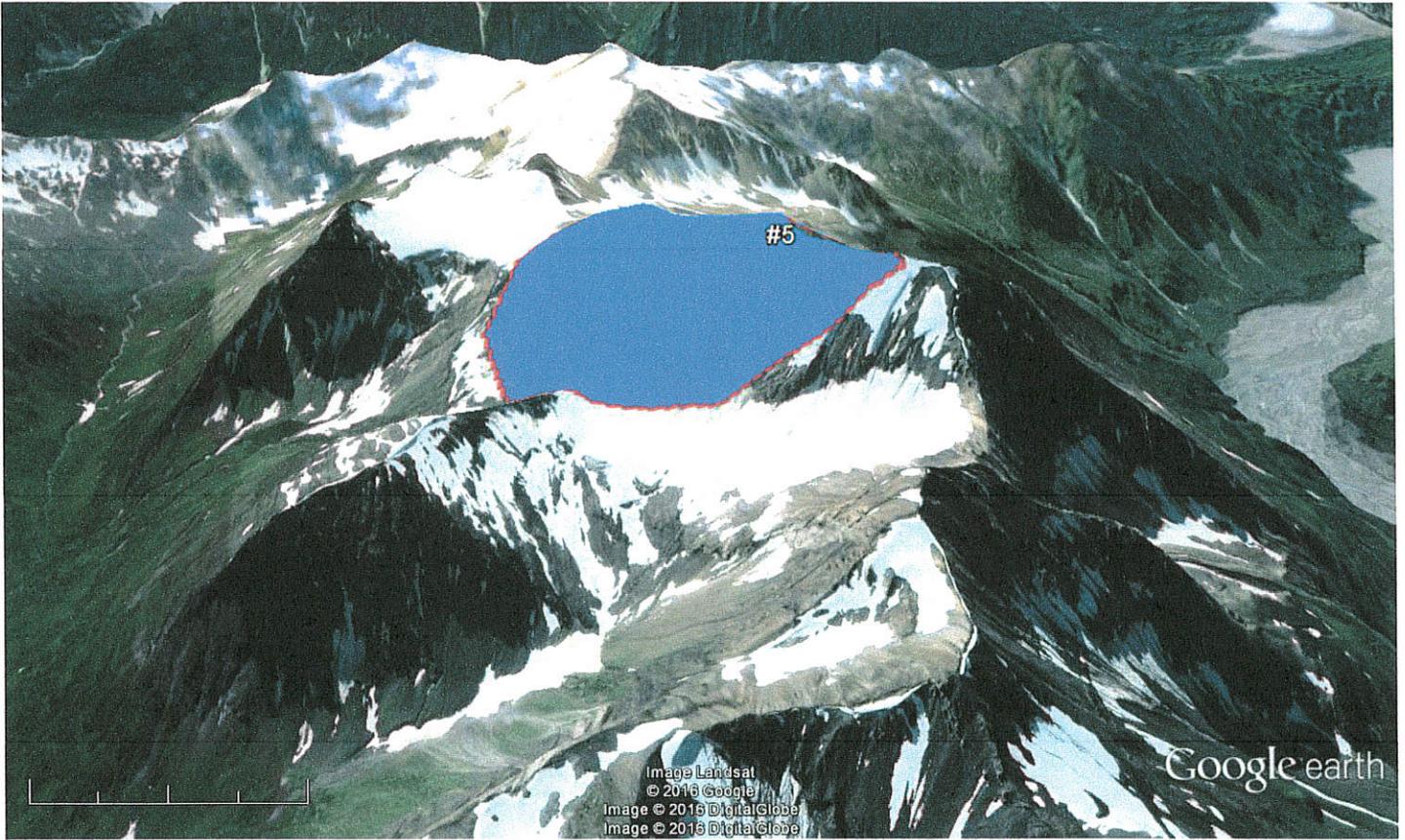




Google Earth Pro

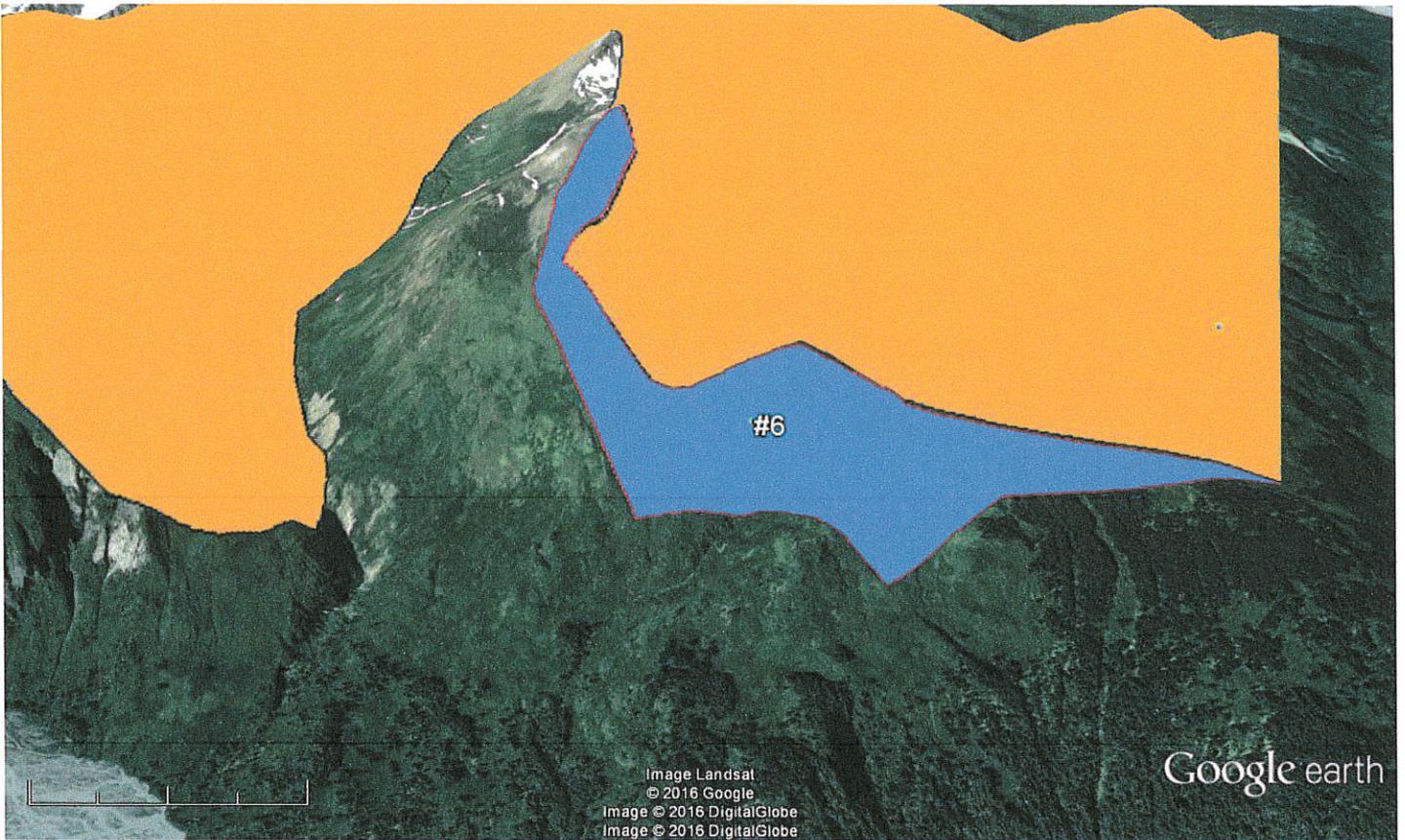
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km 1





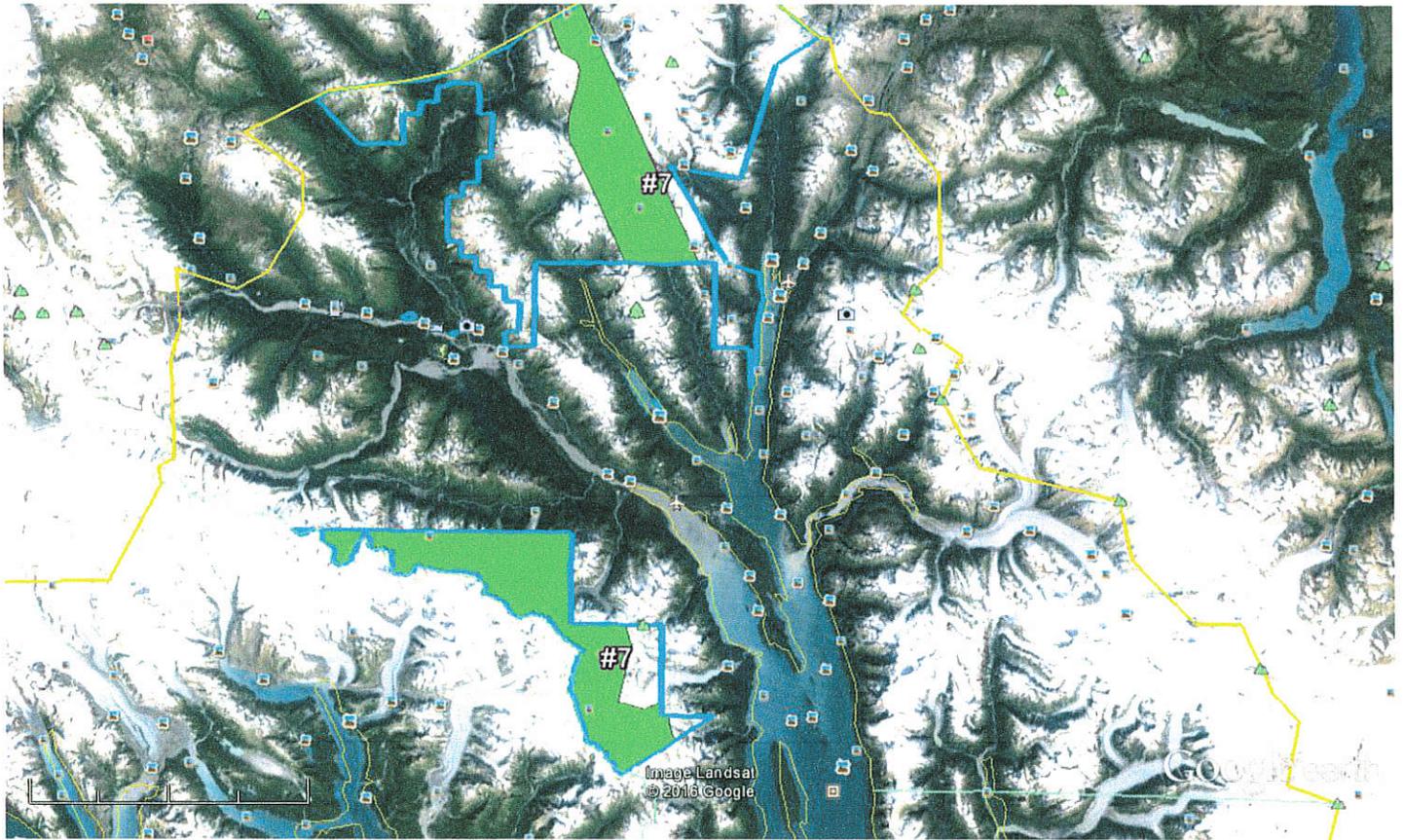
Google Earth Pro





Google Earth Pro





Google Earth Pro

miles 40
km 60



Remove BLM Lands in Green From Map

#6 Addition of ski terrain to 1500 ft PZ

#5 LZ Correction from 2012

#4 PZ safety and 2012 correction

#3 PZ safety

#2 PZ safety

Area in Orange needs to be added if BLM I



**Original Resolution
(6/28/16) that was
postponed**

HAINES BOROUGH, ALASKA
RESOLUTION No. 16-06-681

Draft

A Resolution of the Haines Borough Assembly authorizing the borough manager to convene a heliski map committee to consider proposed amendments according to HBC 5.18.080(I).

WHEREAS, the current Haines Borough Approved Commercial Ski Tour Areas map was amended by Resolution 13-07-472 on July 23, 2013; and

WHEREAS, Haines Borough Code 5.18.080(I) provides a means for considering nontemporary amendments to the map; and

WHEREAS, on May 31, 2016, the borough received proposals for map amendments; and

WHEREAS, to initiate nontemporary amendments to the map, the existing code requires assembly adoption of a resolution, following a public hearing, to authorize the borough manager to convene a heliski map committee; and

WHEREAS, the authorization resolution is to articulate the reasons to consider amendments to the map, and those reasons are:

1. The amendment proposal complies with the requirements of HBC 5.18.080(I)(1)(a),
2. In 2013, the Government Affairs & Services Committee recommended map amendments be considered every three years and, although the assembly took no formal action to adopt that recommendation, there was a general acceptance of that idea among the assembly, heliskiing industry, and community, and
3. It has now been three years since the map was last amended; and

WHEREAS, the existing map amendment procedures were adopted via Ordinance 13-07-339 on January 28, 2014, and the manager proposes to convene a heliski map committee according to those procedures save the following:

1. The requirement to convene a committee prior to June 10th conflicts with the requirement for this resolution and public hearing and does not provide sufficient time for residents to petition to be members of the committee, and
2. The requirement for the committee to make a recommendation to the manager on or before July 15th does not provide reasonable time for accomplishing the work,

NOW, THEREFORE, BE IT RESOLVED the Haines Borough Assembly:

Section One: Authorizes the borough manager to convene a heliski map committee; and

Section Two: Stipulates the manager shall advertise as soon as possible for letters of interest for appointment to the committee, shall announce the composition of the committee as part of the July 12, 2016 manager's report, and the committee shall make a recommendation to the manager on or before September 15, 2016.

Adopted by a duly-constituted quorum of the Haines Borough Assembly this ____ day of _____, 2016.

Janice Hill, Mayor

Attest:

Julie Cozzi, MMC, Borough Clerk



**Haines Borough
Assembly Agenda Bill**

Agenda Bill No.: 16-676
Assembly Meeting Date: 9/13/16

Business Item Description:	Attachments:
Subject: Appoint Election Workers for the October 4, 2016 Borough Election	1. Resolution 16-09-688
Originator: Borough Clerk	
Originating Department: Administration	
Date Submitted: 9/2/16	

Full Title/Motion:
Motion: Adopt Resolution 16-09-688.

Administrative Recommendation:
This resolution is required by HBC 11.40.010.

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required
\$ TBD	\$ 1,811	\$ none anticipated

Comprehensive Plan Consistency Review:

Comp Plan Policy Nos.:	Consistent: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
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Summary Statement:

HBC 11.40.010 provides that prior to each election the borough clerk, with assembly approval through resolution, shall appoint election workers for each polling place, and if a worker is unable to serve on Election Day, the clerk may appoint a replacement. Additionally, the election workers shall be compensated for their services as is determined by assembly resolution. The FY17 budget provides for specific hourly rates and estimates the number of hours based on previous elections, and it is anticipated the budget will be sufficient for the October 4, 2016 Election.

This resolution complies with the code requirements.

Referral:

Sent to:	Date:
Recommendation:	Refer to: Meeting Date:

Assembly Action:

Workshop Date(s):	Public Hearing Date(s):
Meeting Date(s): 9/13/16	Tabled to Date:

A RESOLUTION OF THE HAINES BOROUGH ASSEMBLY APPOINTING ELECTION OFFICIALS FOR THE REGULAR ELECTION TO BE HELD OCTOBER 4, 2016, AND ESTABLISHING THE WAGES.

WHEREAS, HBC 11.40.010 provides that prior to each election, the borough clerk, with assembly approval through resolution, shall appoint election workers for each polling place, and if a worker is unable to serve on election day, the clerk may appoint a replacement; and

WHEREAS, the election workers shall be paid such compensation for their services as is determined by resolution of the assembly; and

WHEREAS, the FY17 budget provides for specific hourly rates and estimates the number of hours based on previous elections, and it is anticipated the budget will be sufficient for the October 4, 2016 Election,

NOW, THEREFORE, BE IT RESOLVED by the Haines Borough Assembly:

Section 1. The following persons shall be appointed election officials and alternates for the Haines Borough Regular Election to be held on October 4, 2016:

Precinct 33-545 – Haines #1

Jeannette Heinrich – Chair/Judge
Donna Truax-Hess – Judge/Alternate Chair
Leslee Downer – Judge
Diann Ahrens – Judge
Melissa Aronson – Clerk
Donna Catotti – Clerk

Precinct 33-550 – Haines #2

Frances Perry – Chair/Judge
Holly Thomas – Judge/Alternate Chair
Larry Beck – Clerk
Luann Brittenham - Clerk

Section 2. Should any of these persons be unable to work as an election official on Election Day, the borough clerk is hereby authorized to appoint a qualified replacement; and

Section 3. The election chair/judges shall be paid \$12.50 per hour, and the election judges and clerks shall be paid \$11.00 per hour.

Adopted by a duly-constituted quorum of the Haines Borough Assembly this ____ day of _____, 2016.

Janice Hill, Mayor

ATTEST:

Julie Cozzi, MMC, Borough Clerk



Agenda Bill No.: 16-681
 Assembly Meeting Date: 9/13/16

Business Item Description:	Attachments:
Subject: Amend Minor Typos and Omissions in the Previously-Adopted Minor Offense Ordinance	1. Ordinance 16-09-443 2. Email String Explaining Reason for the Ordinance
Originator: Borough Clerk	
Originating Department: Administration	
Date Submitted: 8/11/16	

Full Title/Motion:
 Motion: Introduce Ordinance 16-09-443 and schedule a first public hearing for 9/27/16 and a second hearing for 10/11/16.

Administrative Recommendation:

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required	Projected Impact to Future Operating Budgets
\$ n/a	\$ n/a	\$ n/a	n/a

Comprehensive Plan Consistency Review:
 Comp Plan Goals/Objectives: _____
 Consistent: Yes No

Summary Statement:
 In the process of codifying Ordinance 15-06-413 (Minor Offenses), Code Publishing discovered several minor typos and omissions. The borough's attorney put together this short "errata" type ordinance to correct the minor typos. Those corrections have already been made to the borough's online code so the public has the most correct version, however, it is important for the record to have the assembly adopt this "housekeeping" ordinance.
 An email string explaining it is attached to this agenda bill.

Referral:
 Referred to: _____ Referral Date: _____
 Recommendation: _____ Meeting Date: _____

Assembly Action:
 Meeting Date(s): 9/13/16 Public Hearing Date(s): _____
 Postponed to Date: _____

An Ordinance of the Haines Borough amending minor typographical errors and omissions in the previously adopted Minor Offense Ordinance.

BE IT ENACTED BY THE HAINES BOROUGH ASSEMBLY:

Section 1. Classification. This ordinance is of a general and permanent nature and the adopted amendment shall become a part of the Haines Borough Code.

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held to be invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Effective Date. This ordinance shall become effective immediately following adoption.

Section 4. Amendment of Section 1.24.040. The Fine Schedule set forth in Section 1.24.040 of the Haines Borough Code is hereby amended as follows:

NOTE: **Bolded/UNDERLINED** ITEMS ARE TO BE ADDED
~~STRIKETHROUGH~~ ITEMS ARE DELETED

Code Section	Offense Description	Fine Amount
15.12.020(D)	Failure to file required report by a person handling consumer <u>commodities</u> quantities of hazardous material or chemical	300

Section 5. Amendment of Section 5.04.140. Section 5.04.140 of the Haines Borough Code is hereby amended as follows:

NOTE: **Bolded/UNDERLINED** ITEMS ARE TO BE ADDED
~~STRIKETHROUGH~~ ITEMS ARE DELETED

5.04.140 Penalties.

A. Operation of any commercial tour or business enterprise for which a permit is required under this title without a permit, or the failure to follow any permit condition, shall constitute a minor offense punishable by a fine of \$500 for each offense, unless a different amount is specified in HBC 1.24.040, plus any surcharge required to be imposed by AS 12.55.039.

B. The securing of a permit through deceit, fraud, or intentional misrepresentation shall constitute an offense punishable by a fine **of** \$500, plus any surcharge required to be imposed by AS 12.55.039. The permit may also be revoked through administrative proceedings.

C. The commission by a permittee of an act of fraud, misrepresentation, or cheating that would constitute an unlawful act or practice under AS 45.50.471, either through the

permittee's own act or through the acts of the permittee's employee, agent, or representative, in relation to an activity authorized under a permit, is punishable by a fine of \$500 for each violation plus any surcharge required to be imposed by AS 12.55.039.

D. The borough may institute a civil action against a person who violates this chapter. An action to enjoin a violation may be brought notwithstanding the availability of any other remedy. On application for injunctive relief and a finding of a violation or a threatened violation, the superior court shall grant the injunction.

Section 6. Amendment of Section 6.08.130(A). Section 6.08.130(A) of the Haines Borough Code is hereby amended as follows:

NOTE: **Bolded/UNDERLINED** ITEMS ARE TO BE ADDED
STRIKETHROUGH ITEMS ARE DELETED

6.08.130 Penalties for violations.

A. Any person accused of violating HBC 6.08.030 concerning dangerous dogs or HBC 6.08.040 or 6.08.050 concerning rabies, shall appear in court and **be** fined up to \$500 if the court determines the person committed the offense.

B. Any person violating the provisions of, or failing to comply with, any other section of this chapter commits a minor offense and, unless otherwise specifically provided, shall be fined in the amount set forth in HBC 1.24.040, or if no fine is there established, a fine of not more than \$500.

Section 7. Amendment of Section 10.06.030. The Fine Schedule set forth in Section 10.060.030 of the Haines Borough Code is hereby amended as follows:

NOTE: **Bolded/UNDERLINED** ITEMS ARE TO BE ADDED
STRIKETHROUGH ITEMS ARE DELETED

Code Section	Offense Description	Fine Amount
10.09.050	Dragging objects prohibited	150
10.09.0 <u>560</u>	Projecting load on passenger vehicles	20
10.09.0 <u>670</u>	Carrying animals on outside of vehicles	125

Section 8. Re-adoption of Chapter 10.34. Chapter 10.34 of the Haines Borough Code as it existed on June 13, 2016 is hereby re-adopted in full. It is the intent of the Borough Assembly that this ordinance correct the inadvertent repeal of Chapter 10.34 that was included in Section 26 of Ordinance No. 15-06-413, adopted on June 14, 2016.

Haines Borough
Ordinance No. 16-09-443
Page 3 of 3

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS
_____ DAY OF _____, 2016.

Janice Hill, Mayor

ATTEST:

Julie Cozzi, MMC, Borough Clerk

Date Introduced: 09/13/16
Date of First Public Hearing: ___/___/___
Date of Second Public Hearing: ___/___/___

From: Patrick Munson [mailto:PMunson@bcfaklaw.com]
Sent: Thursday, August 11, 2016 11:44 AM
To: Joni Eriksen <JoniE@codepublishing.com>; Julie Cozzi <jcozzi@haines.ak.us>
Subject: RE: code update questions

Thanks for the follow up. We'd prefer if you just post it in corrected form, which would be the language this ordinance will implement "officially". It will take at least a month to pass the errata follow up ordinance and possibly two so we'd rather the updates be made ASAP so the correct intent is visible to the public at all times.

We don't have any preference as to the reviser's notes, so whatever is customary or best from your perspective is fine.

Thanks again

Patrick

From: Joni Eriksen [mailto:JoniE@codepublishing.com]
Sent: Thursday, August 11, 2016 11:38 AM
To: Patrick Munson; Julie Cozzi (jcozzi@haines.ak.us)
Subject: RE: code update questions

It does look like the ordinance covers what I'd asked about.

But I wanted to find out, if you're passing a new ordinance with these items soon, do you want us to hold off until the new ordinance is passed to post this update online? We'd planned originally to post the update online incorporating your responses to the questions and retaining Ch. 10.34 (basically treating its inclusion in that list as a typo). We can still do that today, or we can hold off; just let me know.

If we should proceed today, let me know if we should include code reviser's notes at those code sections affected, explaining what was changed; these would be removed upon passage of the new ordinance. We hadn't planned to include them originally, but we can.

Thanks once again,

Joni Eriksen, Editor
Code Publishing Company

From: Patrick Munson [mailto:PMunson@bcfaklaw.com]
Sent: Thursday, August 11, 2016 11:42 AM
To: Julie Cozzi (jcozzi@haines.ak.us) <jcozzi@haines.ak.us>
Cc: Joni Eriksen <JoniE@codepublishing.com>
Subject: FW: code update questions

Julie – Please see a proposed "errata" type ordinance correcting the typos and errors I'm currently aware of in the Minor Offense Ordinance. I'd propose this be added to the agenda whenever its convenient. I've copied Joni in case she wants to double check that these corrections would solve the issues she asked about.

Many thanks to you both

Patrick

From: Patrick Munson
Sent: Thursday, August 11, 2016 10:26 AM
To: 'JoniE@codepublishing.com'
Cc: 'Julie Cozzi'
Subject: RE: code update questions

Good morning Joni –

I'm sorry for the delay. I was out of town when I received Julie's forward and then never got back to it. Haines responses are below. I will be putting together a short "errata" type ordinance to correct the minor typos you and we have found in the Minor Offense Ordinance, but until that is passed, hopefully the responses below are good enough.

Thank you very much for your help – I know these large ordinances are no fun for anyone!

Patrick Munson

From: Joni Eriksen [<mailto:JoniE@codepublishing.com>]
Sent: Tuesday, July 26, 2016 2:15 PM
To: Julie Cozzi <jcozzi@haines.ak.us>
Subject: code update questions

Hello Julie,

A couple of questions came up while we were proofing Ord. 15-06-413:

1. Section 5: HBC 1.24.040. The Offense/Fine table includes a row for 15.12.020(D), which refers to "consumer quantities." Should this be "consumer commodities" (as appears in 15.12.020)? We've left this as is for now; please let us know if it needs to change.

This should read "consumer commodities".

2. Section 10: 5.04.140(B) refers to "an offense punishable by a fine [of] \$500.00..." We've added the word "of," as shown, as appears in the other subsections of this section; but please let us know if this is incorrect.

Please add "of" as noted.

3. Section 14: 6.08.130(A) reads, in part, "Any person...shall appear in court and [be] fined up to \$500.00..." We've added the word "be," as shown, but please let us know if this is incorrect.

Please add "be" as noted.

4. Section 25: 10.06.030. The Offense/Fine Table includes a row for 10.09.050, Dragging objects prohibited. There seem to be no provisions regarding dragging objects in Title 10. Should this row be deleted? Also, the next two rows (which appear as 10.09.060 and 10.09.070 in the ordinance) have incorrect section numbers; we've changed these to 10.09.050 and 10.09.060, respectively, but please let us know if this is incorrect.

Yes that line should be deleted and the numbers changed as indicated.

Thank you very much for your help. I appreciate it!

Have a good day, and best regards,

Joni Eriksen, Editor
Code Publishing Company



**Haines Borough
Assembly Agenda Bill**

Agenda Bill No.: 16-678
Assembly Meeting Date: 9/13/16

Business Item Description:	Attachments:
Subject: Sales Tax Exemption Application from Baha'i Community of Haines & Klukwan	1. Application for sales tax exemption from Baha'i Community of Haines & Klukwan 2. Explanation of the organization's activities 3. List of sales tax exempt non-profit organizations
Originator: Borough Clerk	
Originating Department: Administration	
Date Submitted: 9/1/16	

Full Title/Motion:

Motion: Approve the request from from Baha'i Community of Haines & Klukwan for sales tax exemption status, and authorize the borough clerk to issue an exemption certificate.

Administrative Recommendation:

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required	Projected Impact to Future Operating Budgets
\$ 0	\$ 0	\$ 0	Loss of Sales Tax Revenue

Comprehensive Plan Consistency Review:

Comp Plan Goals/Objectives:

Consistent: Yes No

Summary Statement:

Baha'i Community of Haines & Klukwan, a 501(c)3 organization, applied for sales tax exemption status as allowed by HBC 3.80.050(13). The borough has granted sales tax exemption certificates to other non-profit organizations (see attached).

This organization hopes to spend its funds to place small positive messages on the radio or in the newspaper, which is a service that the borough normally taxes. They believe this is a community service on their part.

Referral:

Referred to: _____ Referral Date: _____
 Recommendation: _____ Meeting Date: _____

Assembly Action:

Meeting Date(s): 9/13/16 Public Hearing Date(s): _____
 Postponed to Date: _____

4.6.16



HAINES BOROUGH, ALASKA
P.O. BOX 1209
HAINES, AK 99827
(907) 766-2231 * FAX (907) 766-2716

**APPLICATION FOR SALES TAX EXEMPTION CERTIFICATE
HAINES BOROUGH**

THE FOLLOWING ORGANIZATION: Bahai Community of Haines & Klackwan

a non-profit corporation, organized under the laws of the State of Alaska, hereby applies for a Sales Tax Exemption Certificate in the Haines Borough. As a representative of the organization, I hereby certify that I am familiar with said corporation, that it is organized exclusively for religious, education or charitable purposes, and that the following information is true and correct.

Local Address of Organization: Secretary: Georgia Haisler, Box 143, Haines, AK.

Date of Incorporation: _____ **Federal Employer I.D. #:** 32-0312201

Describe the Organizations Current and/or Proposed Activity in the Borough (Provide Attachments if Necessary):

Sponsors Sunday morning Inter-Faith Meetings, Newspapers, Community pot lucks + dinners, service supports etc.

Attach a copy of the Bylaws or Articles of Incorporation. Also attach a copy of your letter of 501(c) 3, 501(c) 4, 501(c) 8 or 501(c) 19 exemption from the Internal Revenue Service.

RECEIVED

SEP 01 2016

Haines Borough

Georgia Haisler
Organization Representative
Print Name: Georgia Haisler
Title: group secretary
Phone: 766-2664
Email: georgiahaisler@ahtalaska.net

DECLINED BY THE ASSEMBLY ON _____

Reason: _____

APPROVED BY THE ASSEMBLY ON _____

Haines Borough Mayor

Assigned Sales Tax Exemption Number

Date: _____

*By-Laws
of the
National Spiritual Assembly
of the Bahá'ís of Alaska*

Article I.

The National Spiritual Assembly of the Bahá'ís of Alaska (hereinafter referred to as the "National Spiritual Assembly"), in the fulfillment of its sacred duties under this corporation, shall have exclusive jurisdiction and authority over all the activities and affairs of the Bahá'í Faith throughout Alaska. It shall endeavor to stimulate, unify and coordinate the manifold activities of the Local Spiritual Assemblies (hereinafter defined) and of individual Bahá'ís in Alaska and by all possible means assist them to promote the oneness of mankind. It shall be charged with the recognition of such Local Spiritual Assemblies, the scrutiny of all membership rolls, the calling of the Annual Meeting or special meetings and the seating of delegates to the Annual Meeting and their apportionment among the various electoral districts. It shall appoint all national Bahá'í committees and shall supervise the publication and distribution of Bahá'í literature, the reviewing of all writings pertaining to the Bahá'í Faith, the construction and administration of the Mashriqu'l-Adhkár (Bahá'í House of Worship) and its accessory activities and dependencies and the collection and disbursement of all funds for the carrying out the purposes of this corporation. It shall decide whether any matter lies within its own jurisdiction or within the jurisdiction of any Local Spiritual Assembly. It shall, in such cases as it considers suitable and necessary, entertain appeals from the decisions of Local Spiritual Assemblies and shall have the right of final decision in all cases where the qualification of an individual or group for continued voting rights and membership in the Bahá'í body is in question. It shall furthermore represent the Bahá'ís of Alaska in all their cooperative and spiritual activities with the Bahá'ís of other lands and shall constitute the sole electoral body of Alaska in the election of the Universal House of Justice provided for in the Sacred Writings of the Bahá'í Faith. Above all, the National Spiritual Assembly shall ever seek to attain that station of unity in devotion to the Revelation of Bahá'u'lláh which will attract the confirmations of the Holy Spirit and enable the National Spiritual Assembly to serve the founding of the Most Great Peace. In all its deliberation and action the National Spiritual Assembly shall have constantly before it as divine guide and standard the utterance of Bahá'u'lláh: It behooveth them [i.e., members of Spiritual Assemblies] to be the trusted ones of the Merciful among men and to regard themselves as the guardians appointed of God for all that dwell on earth. It is incumbent upon them to take counsel together and to have regard for the interests of the servants of God, for His sake, even as they regard their own interests, and to choose that which is meet and seemly.

Article II.

The Bahá'ís of Alaska, for whose benefit this corporation is established, shall consist of all persons of the age of fifteen years or over resident in the State of Alaska who are accepted by the National Spiritual Assembly as possessing the qualifications of Bahá'í faith and practice required under the following standards:

- a. Full recognition of the station of the Báb, the Forerunner, of Bahá'u'lláh, the Author, and of 'Abdu'l-Bahá, the True Exemplar of the Bahá'í religion; unreserved acceptance of and the

- submission to whatsoever has been revealed by Their Pen; loyal and steadfast adherence to every clause of 'Abdu'l-Bahá's sacred Will; and close association with the spirit as well as the form of Bahá'í Administration throughout the world.
- b. Those residing in the area of jurisdiction of any Local Spiritual Assembly recognized by the National Spiritual Assembly may declare their faith to and be enrolled by the Local Spiritual Assembly; those living outside any such area of local Bahá'í jurisdiction shall be enrolled in such manner as shall be prescribed by the National Spiritual Assembly.
 - c. Upon attaining the age of twenty-one years, a Bahá'í is eligible to vote and to hold elective office.

Article III.

The National Spiritual Assembly shall consist of nine members (sometimes hereinafter referred to as "members") chosen from among the Bahá'ís of Alaska, who shall be elected by the said Bahá'ís in manner hereinafter provided and who shall continue for the period of one year or until their successors shall be elected.

Article IV.

The officers of the National Spiritual Assembly shall consist of a Chairman, Vice-Chairman, Secretary-General, Treasurer and such other officers as may be found necessary for the proper conduct of its affairs. The officers shall be elected by a majority vote of the entire membership of the Assembly taken by secret ballot.

Article V.

All meetings shall be called by the Secretary-General of the Assembly at the request of the Chairman or, in his absence or incapacity, of the Vice-Chairman, or of any three members of the Assembly; provided, however, that the Annual Meeting of the National Spiritual Assembly shall be held at a time and place to be fixed by a majority vote of the Assembly, as hereinafter provided.

Article VI.

Five members of the National Spiritual Assembly present at a meeting shall constitute a quorum, and a majority vote of those present and constituting a quorum shall be sufficient for the conduct of business except as otherwise provided in these By-Laws and with due regard to the principle of unity and cordial fellowship involved in the institution of a Spiritual Assembly. The transactions and decisions of the National Spiritual Assembly shall be recorded at each meeting by the Secretary-General, who shall supply copies of the minutes to the members after each meeting, and preserve the minutes in the official records of the National Spiritual Assembly.

Article VII.

Whenever in any locality in Alaska, the number of Bahá'ís resident therein recognized by the National Spiritual Assembly exceeds nine, these shall on the First Day of Ridván, being that period between sunset on April 20 and sunset on April 21, of any year, convene and elect by plurality vote a local administrative body of nine members, to be known as the Spiritual Assembly of the Bahá'ís of that community. Every such Spiritual Assembly shall be elected annually thereafter upon each successive First Day of Ridván. The members shall hold office for the term of one year or until their successors are elected and qualified.

When, however, the number of Bahá'ís in any authorized civil area is exactly nine, these shall on the First Day of Ridván of any year, or in successive years, constitute themselves the Local Spiritual Assembly by joint declaration. Upon the recording of such declaration by the Secretary-General of the National Spiritual Assembly, said body of nine shall become established with the rights, privileges and duties of a Local Spiritual Assembly as set forth in this instrument.

Section 1. Each newly-elected Local Spiritual Assembly shall at once proceed in the manner indicated in Articles IV and V of these By-Laws to the election of its officers, who shall consist of a Chairman, Vice-Chairman, Secretary and Treasurer, and such other officers as the Assembly finds necessary for the conduct of its business and the fulfillment of its spiritual duties. Immediately thereafter the Secretary chosen shall transmit to the Secretary-General of the National Spiritual Assembly the names of the members of the newly-elected Local Spiritual Assembly and a list of its officers.

Section 2. The general powers and duties of a Local Spiritual Assembly shall be as set forth in the writings of Bahá'u'lláh, 'Abdu'l-Bahá and Shoghi Effendi and as laid down by the Universal House of Justice.

Section 3. Among its more specific duties, a Local Spiritual Assembly shall have full jurisdiction of all Bahá'í activities and affairs within the local community subject, however, to the exclusive and paramount authority of the National Spiritual Assembly as defined herein.

Section 4. Vacancies in the membership of a Local Spiritual Assembly shall be filled by election at a special meeting of the local Bahá'í community duly called for that purpose by the Assembly. In the event that the number of vacancies exceeds four, making a quorum of the Local Spiritual Assembly impossible, the election shall be held under the supervision of the National Spiritual Assembly.

Section 5. The business of the Local Spiritual Assembly shall be conducted in like manner as provided for the deliberations of the National Spiritual Assembly in Article VI above.

Section 6. The Local Spiritual Assembly shall pass upon and approve the qualifications of each member of the Bahá'í community before such members shall be admitted to voting membership; but where an individual is dissatisfied with the ruling of the Local Spiritual Assembly upon his Bahá'í qualifications, such individual may appeal from the ruling to the National Spiritual Assembly, which shall thereupon take jurisdiction of and finally decide the case.

Section 7. On or before the 1st day of September of each year the Secretary of each Local Assembly shall send to the Secretary-General of the National Spiritual Assembly a duly certified list of the voting members of the local Bahá'í community for the information and approval of the National Spiritual Assembly.

Section 8. All matters arising within a local Bahá'í community which are of purely local interest and do not affect the national interests of the Faith shall be under the primary jurisdiction of the Spiritual Assembly of that locality; but decision whether a particular matter involves the interest and welfare of the national Bahá'í body shall rest with the National Spiritual Assembly.

Section 9. Any member of a local Bahá'í community may appeal from a decision of his Spiritual Assembly to the National Spiritual Assembly, which shall determine whether it shall take jurisdiction

of the matter or leave it to the Local Spiritual Assembly for reconsideration. In the event that the National Spiritual Assembly assumes jurisdiction of the matter, its finding shall be final.

Section 10. Where any dissension exists within a local Bahá'í community of such character that it cannot be remedied by the efforts of the Local Spiritual Assembly, this condition shall be referred by the Local Spiritual Assembly for consideration to the National Spiritual Assembly, whose action in the matter shall be final.

Section 11. All questions arising between two or more Local Spiritual Assemblies or between members of different Bahá'í communities shall be submitted in the first instance to the National Spiritual Assembly, which shall have original and final jurisdiction in all such matters.

Section 12. The sphere of jurisdiction of a Local Spiritual Assembly with respect to residential qualification of membership and voting rights of a believer in any Bahá'í community shall be the locality included within the recognized civil limits.

All differences of opinion concerning the sphere of jurisdiction of any Local Spiritual Assembly or concerning the affiliation of any Bahá'í or group of Bahá'ís in Alaska shall be referred to the National Spiritual Assembly, whose decision in the matter shall be final.

Article VIII.

The members of the National Spiritual Assembly shall be elected at an Annual Meeting to be known as the National Convention of the Bahá'ís of Alaska. This Convention shall be held at a time and place to be fixed by the National Spiritual Assembly. The National Convention shall be composed jointly of representatives chosen by the Bahá'ís of each Electoral District under the principle of proportionate representation and the members of the National Spiritual Assembly.

Notice of the Annual Meeting shall be given by the National Spiritual Assembly sixty days in advance in the Convention Call which sets forth the number of delegates assigned to the various electoral units in proportion to the number of Bahá'ís resident in each such unit to a total number of ninety-five delegates for the Bahá'ís of Alaska.

Section 1. All delegates to the Convention shall be elected by plurality vote. Bahá'ís who for illness or other unavoidable reasons are unable to be present at the election in person shall have the right to transmit their ballots to the meeting by mail. The meeting held in each Electoral District for the election of delegates shall be called by the National Spiritual Assembly and conducted by the Bahá'ís present under whatever procedure may be uniformly laid down by said body. Immediately after the meeting a certified report of the election containing the name and address of each delegate shall be transmitted to the National Spiritual Assembly.

Section 2. All delegates to be seated at the Convention must be recognized Bahá'ís and residents of the Electoral District represented by them.

Section 3. The rights and privileges of a delegate may not be assigned nor may they be exercised by proxy.

Section 4. The recognition and seating of delegates to the National Convention shall be vested in the National Spiritual Assembly.

Section 5. Delegates unable to be present in person at the Convention shall have the right to transmit their ballots for election of the members of the National Spiritual Assembly under whatever procedure is adopted by the National Spiritual Assembly.

Section 6. If in any year the National Spiritual Assembly shall consider that it is impracticable or unwise to assemble together the delegates to the National Convention, the National Spiritual

Assembly shall provide ways and means by which the Annual Election and the other essential business of the Convention may be conducted by mail.

Section 7. The presiding officer of the National Spiritual Assembly present at the Convention shall call together the delegates, who after roll call shall proceed to the permanent organization of the meeting, electing by ballot a chairman, a secretary and such other officers as are necessary for the proper conduct of the business of the Convention.

Section 8. The principal business of the Annual Meeting shall be consultation on Bahá'í activities, plans and policies and the election of the nine members of the National Spiritual Assembly. Members of the National Spiritual Assembly, whether or not elected delegates, may take a full part in the consultation and discussion but only delegates may participate in the election of Convention officers or in the Annual Election of the members of the National Spiritual Assembly. All action by the delegates, other than the organization of the Convention, the transmission of messages to the World Center of the Bahá'í Faith and the election of the National Spiritual Assembly, shall constitute advice and recommendation for consideration by the National Spiritual Assembly, final decision on all matters concerning the affairs of the Bahá'í Faith in Alaska being vested solely in that body.

Section 9. The general order of business to be taken up at the Annual Convention shall be prepared by the National Spiritual Assembly in the form of an agenda, but any matter pertaining to the Bahá'í Faith introduced by any of the delegates may upon motion and vote be taken up as part of the Convention deliberations.

Section 10. The election of the members of the National Spiritual Assembly shall be by plurality vote of the delegates recognized by the outgoing members of the National Spiritual Assembly, i.e., the members elected shall be the nine persons receiving the greatest number of votes on the first ballot cast by delegates present at the Convention and delegates whose ballot has been transmitted to the Secretary-General of the National Spiritual Assembly by mail. In case, by reason of a tie vote or votes, the full membership is not determined on the first ballot, then one or more additional ballots shall be taken on the persons tied until all nine members are elected.

Section 11. All official business transacted at the National Convention shall be recorded and preserved in the records of the National Spiritual Assembly.

Section 12. Vacancies in the membership of the National Spiritual Assembly shall be filled by a plurality vote of the delegates composing the Convention which elected the members, the ballot to be taken by correspondence or in any other manner decided upon by the National Spiritual Assembly.

Article IX.

Where the National Spiritual Assembly has been given in these By-Laws exclusive and final jurisdiction, and paramount executive authority in all matters pertaining to the activities and affairs of the Bahá'í Faith in Alaska, it is understood that any decision made or action taken upon such matters shall be subject in every instance to ultimate review and approval by the Universal House of Justice.

Article X.

Whatever functions and powers are not specifically attributed to Local Spiritual Assemblies in these By-Laws shall be considered vested in the National Spiritual Assembly, which body is

authorized to delegate such discretionary functions and powers as it deems necessary and advisable to the Local Spiritual Assemblies in its jurisdiction.

Article XI.

In order to preserve the spiritual character and purpose of Bahá'í elections the practice of nominations or any other electoral method detrimental to a silent and prayerful election shall not prevail so that each elector may vote for none but those whom prayer and reflection have inspired him to uphold.

Among the most outstanding and sacred duties incumbent upon those who have been called upon to initiate, direct and coordinate the affairs of the Faith as members of Local or National Spiritual Assemblies are:

To win by every means in their power the confidence and affection of those whom it is their privilege to serve; to investigate and acquaint themselves with the considered views, the prevailing sentiments and the personal convictions of those whose welfare it is their solemn obligation to promote; to purge their deliberations and the general conduct of their affairs of self-contained aloofness, the suspicion of secrecy, the stifling atmosphere of dictatorial assertiveness and of every word and deed that may savor of partiality, self-centeredness and prejudice; and while retaining the sacred right of final decision in their hands, to invite discussion, ventilate grievances, welcome advice, and foster the sense of interdependence and copartnership, of understanding and mutual confidence between themselves and all other Bahá'ís.

Article XII.

These By-Laws may be amended by majority vote of the National Spiritual Assembly at any of its regular or special meetings, provided that at least fourteen days prior to the date fixed for the said meeting a copy of the proposed amendment or amendments is mailed to each member of the National Spiritual Assembly by the Secretary-General.



U.S. TREASURY DEPARTMENT
INTERNAL REVENUE SERVICE
WASHINGTON, D.C. 20224

IN REPLY REFER TO
T:EP:EO:R:3
RWB

APR 27 1966

National Spiritual Assembly of
the Baha'is of Alaska, Inc.
Box 1361
Anchorage, Alaska, 99501

Gentlemen:

This refers to the information submitted for use in determining your status and the status of your subordinate local Spiritual Assemblies for Federal income tax purposes.

Based upon the information presented it is held that you and the subordinate local Spiritual Assemblies listed are exempt from Federal income tax as organizations described in section 501(c)(3) of the Internal Revenue Code of 1954, as it is shown that you and your subordinate local Spiritual Assemblies are organized and operated exclusively for religious purposes. Any questions concerning excise, employment or other Federal taxes should be submitted to your District Director.

You and your listed subordinate local Spiritual Assemblies are not required to file Federal income tax returns so long as you and your listed subordinate local Spiritual Assemblies retain a tax exempt status.

It will not be necessary for you and your listed subordinate local Spiritual Assemblies to file the annual return of information, Form 990-A, generally required of organizations exempt under section 501(c)(3) of the Code, as the specific exceptions contained in section 6033(a) of the Code are applicable.

Contributions made to you and your listed subordinate local Spiritual Assemblies are deductible by donors as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to or for the use of you and your listed subordinate local Spiritual Assemblies are deductible for Federal estate and gift tax purposes as provided in sections 2055, 2106 and 2522 of the Code.

You and your listed subordinate local Spiritual Assemblies are not liable for the taxes imposed under the Federal Insurance Contributions Act (social security taxes) unless waiver of exemption certificates are or have been filed as provided by that act. Inquiries about the waiver

National Spiritual Assembly of
the Bahais of Alaska, Inc.

of exemption certificates should be addressed to your District Director. You and your listed subordinate local Spiritual Assemblies are not liable for the tax imposed under the Federal Unemployment Tax Act.

Please send us the following information, not later than 45 days after the close of each succeeding annual accounting period:

1. Lists showing the names and mailing addresses of your subordinate local Spiritual Assemblies and the names and addresses of any subordinate local Spiritual Assemblies which have ceased to exist or have changed their names or addresses. The names should be arranged in alphabetical order or if numerically designated only, in numerical order. In lieu of the lists referred to above you may furnish us with a copy of your published directory. Please send us a copy of the list or directory for this office and one copy for your District Director.
2. Statement signed by one of your principal officers stating whether or not the information upon which your original group ruling was based is applicable in all respects to the new subordinate local Spiritual Assemblies.
3. A statement if, at the close of the year, there were no changes in your roster.
4. A statement of any changes in the character, purposes or method of operation of your organization or those of your subordinate local Spiritual Assemblies.
5. Duplicate copies of amendments to charters or bylaws of your organization or those of any of your subordinate local Spiritual Assemblies.

You should advise each of your listed subordinate local Spiritual Assemblies of the exemption and the pertinent provisions of this ruling.

A copy of this letter is being forwarded to your District Director.

Very truly yours,



Chief, Rulings Section
Exempt Organizations Branch



National Spiritual Assembly of the Bahá'ís of Alaska, Inc.

3 December 2015

EO Entity
Exempt Organizations Branch
Internal Revenue Service

(Transmitted via fax to: 1(801) 620-7116

Dear Sir or Madam,

Below is an updated list of the Assemblies and Groups which are under the jurisdiction of the Alaska National Spiritual Assembly, the governing council for members of the Bahá'í Faith in Alaska, which has tax exempt status as a 501(c)(3) non-profit religious organization. The National Spiritual Assembly's EIN is 92-0035470 and its GEN is 1787.

Subordinate Local Spiritual Assemblies and Groups

2010	Exemption List	Employer Identification #
1.	Spiritual Assembly of the Bahá'ís of Anchorage P.O. Box 100004, Anchorage, AK 99510	92-0075255
2.	Spiritual Assembly of the Bahá'ís of Chena Valley P.O. Box 58577, Fairbanks, AK 99711	35-238-4294
3.	Spiritual Assembly of the Bahá'ís of Fairbanks P.O. Box 73937, Fairbanks, AK 99707	92-0075262
4.	Spiritual Assembly of the Bahá'ís of Goldstream P.O. Box 80116, Fairbanks, AK 99708	92-0075283
5.	Spiritual Assembly of the Bahá'ís of Juneau P.O. Box 32394, Juneau, AK 99803	92-0075265
6.	Spiritual Assembly of the Bahá'ís of Kalifornsky P.O. Box 2508, Kenai, AK 99611-2508	92-0165754
7.	Spiritual Assembly of the Bahá'ís of Ketchikan P.O. Box 9244, Ketchikan, AK 99901	92-0164703
8.	Spiritual Assembly of the Bahá'ís of Matanuska Valley P.O. Box 3527, Palmer, AK 99645	92-0075273
9.	Spiritual Assembly of the Bahá'ís of Palmer P.O. Box 2, Palmer, AK 99645	92-0075276
10.	Spiritual Assembly of the Bahá'ís of Petersburg P.O. Box 85, Petersburg, AK 99833	92-0075277
11.	Spiritual Assembly of the Bahá'ís of Rainbow P.O. Box 875006, Wasilla, AK 99687	27-2376947
12.	Spiritual Assembly of the Bahá'ís of Revilla Island 87 Chacon St, Ketchikan, AK 99901	92-0084034

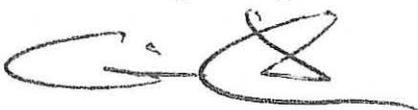
13501 Brayton Drive, Anchorage, Alaska 99516-3494

Telephone: 907-345-3740 / Email: secretariat@akbnc.org / Fax: 907-345- 3739

13.	Spiritual Assembly of the Bahá'ís of Ridgeway 44842 Knight Dr. #2, Soldotna, AK 99669	92-0161269
14.	Spiritual Assembly of the Bahá'ís of Sitka P.O. Box 6228, Sitka, AK 99835	92-0075280
15.	Spiritual Assembly of the Bahá'ís of Wrangell P.O. Box 772, Wrangell, AK 99929	92-0075286
16.	Barrow Bahá'í Group P.O. Box 17, Barrow, AK 99723	92-0156385
17.	Fritz Creek Bahá'í Group P.O. Box 15261, Homer, AK 99603	92-0165502
18.	Haines Bahá'í Group P.O. Box 143, Haines, AK 99827	32-0312201
19.	Bahá'ís of Homer 1318 Iris Court, Homer, AK 99603	92-0156728
20.	Kenny Lake Bahá'í Group HC 60 Box 227, Copper Center, AK 99573	92-0166876
21.	Kotzebue Bahá'í Group P.O. Box 547, Kotzebue, AK 99752	92-0156082
22.	McGrath Bahá'í Group P.O. Box 206, McGrath, AK 99627	71-1016133
23.	Nenana Bahá'í Group P.O. Box 321, Nenana, AK 99760	92-0075274
24.	Soldotna Bahá'í Group 35555 Kenai Spur Highway, #232, Soldotna, AK 99669	92-0075278
25.	Sterling Bahá'í Group 36910 Marriot Drive Sterling, AK 99672	37-1616145
26.	Unalaska Bahá'í Group P.O. Box 73, Unalaska, AK 99685	92-0156349
27.	Bahá'ís of Wasilla 1060 E. Seneca Drive, Wasilla, AK 99654	56-2583950

It would be helpful if you could once again review this list and confirm that the EIN numbers are correct for the listed Assemblies and Groups. If any further information is needed, please let me know. I can be reached at the phone number below or at 1 (907) 529-5833 (cell).

With sincere greetings,



Gavin Reed, Secretary-General

NATIONAL SPIRITUAL ASSEMBLY OF THE BAHÁ'ÍS OF ALASKA

Julie Cozzi

From: Steven Cunningham <steven.cunningham99@hotmail.com>
Sent: Wednesday, September 07, 2016 2:29 PM
To: Julie Cozzi
Subject: Haines Baihais

Julie,

As per our phone conversation, we, the bahai,s of haines hope to spend our funds to place small positive messages on the air, khns, or in the weekly news, Chilkat valley news, which is a service that the borough normally taxes. We feel this is a community service on our part. We were exempted in the past, but recent changes to the application requirements had not been met until now, hopefully.

We hope the assembly finds our efforts worthy of consideration for tax exempt status.

Steve Cunningham
Treasurer

Sent via the Samsung Galaxy S® 5 ACTIVE™, an AT&T 4G LTE smartphone

updated 5-31-16
Numerical

**SALES TAX EXEMPT
NON-PROFIT ORGANIZATIONS**

The following non-profit organizations are registered and approved to be exempt from paying sales tax in the Haines Borough. ANY NON-PROFIT ORGANIZATION THAT IS NOT LISTED SHALL BE CHARGED SALES TAX FOR THEIR PURCHASES. Please encourage those who insist they are exempt and not on this list, to stop by the Haines Borough office for further information. For questions and updates, please call 766-2231. Thank you.

<u>EXEMPT #</u>	<u>NAME OF ORGANIZATION</u>
101	Lynn Canal Community Players Box 118, Haines, AK
103	Sheldon Museum & Cultural Center Chilkat Valley Historical Society Box 269, Haines, AK 99827
103.1	Chilkat Valley Historical Society Box 23, Haines, AK 99827
104	Ak. Chilkat Bald Eagle Preserve Foundation, Box 213, Haines, AK 99827
105	S.E. Alaska State Fair Box 385, Haines, AK 99827
106	Ak. Community Develop. Corp. 6250 Tuttle Place #5, Anchorage, AK 99507
107	Haines Headstart Box 192, Haines, AK 99827
108	Haines Chamber of Commerce Box 1449, Haines, AK 99827
109	Echo Ranch Bible Camp Box 156, Haines, AK 99827
110	Chilkat Center for the Arts Box 1004, Haines, AK 99827
111	Lynn Canal Counseling Services Box 90, Haines, AK 99827
112	Lynn Canal Broadcasting Box 1109, Haines, AK 99827
113	Chilkat Valley Pre-School Box 1165, Haines, AK 99827
114	Salvation Army Box 550, Haines, AK 99827
115	Klukwan Assembly of God Church Box 422, Haines, AK 99827
116	Tlingit-Haida Regional Housing Box 32237, Juneau, AK 99803
119	S.E. Ak. Area Council, Boy Scouts 9220 Lee Smith Drive Juneau, Alaska 99801
120	Sacred Heart Catholic Church

<u>EXEMPT #</u>	<u>NAME OF ORGANIZATION</u>
	Box 673, Haines, AK 99827
121	Tongass Alaska Girl Scouts Troops #98, #99, #100, #101, #104
122	Covenant Life Center HC 60, Box 2665, Haines, AK 99827
123	Covenant Life College HC 60, Box 2665, Haines, AK 99827
125	Friends of Recycling Box 822, Haines, AK 99827
127	Port Chilkoot Bible Church Box 156, Haines, AK 99827
128	Haines Presbyterian Church Box 264, Haines, AK 99827
129	Haines Christian Center/Assembly of God Box 730, Haines, AK 99827
132	Alaska Indian Arts, Inc. Box 271, Haines, AK 99827
133	American Bald Eagle Foundation Box 49, Haines, AK 99827
134	Hospice of Haines Box 1034, Haines, AK 99827
136	Haines Senior Citizen Center Inc. Box 801, Haines, AK 99827
136.1	Haines Senior Village Box 835, Haines, AK 99827
138	Haines Animal Rescue Kennel Box 1533, Haines, AK 99827
139	Tlingit-Haida Central Council 320 W. Willoughby, Suite 300 Juneau, AK 99801
140	Duck's Unlimited Haines Chapter Box 628, Haines, AK 99827
141	Friends of the Library Box 1089, Haines, AK 99827
142	Haines Arts Council Box 505, Haines, AK 99827
143	Church of Jesus Christ LDS Box 916, Haines, AK 99827
144	Rural Ak. Comm. Action Program (RURAL CAP) P.O. Box 200908, Anchorage, AK 99510
146	Haines Sportmans Assoc. Inc. Box 677, Haines, AK 99827

<u>EXEMPT #</u>	<u>NAME OF ORGANIZATION</u>
147	American Legion Post #12 Box 452, Haines, AK 99827
148	Lynn Canal Conservation, Inc. Box 964, Haines, AK 99827
150	Northern S.E. Regional Aquaculture Assoc. (NSRAA) Box 1263, Haines, AK 99827
151	REACH, Inc. Box 1484, Haines, AK 99827
153	S.E. Ak. Regional Health Consortium (SEARHC), Box 1549, Haines, AK 99827
155	Rainbow Glacier Camp Box 432, Haines, AK 99827
160	AWARE, Inc. P.O. Box 20809, Juneau, AK 99802
161	Nenana Ice Classic Box 00272 , Nenana, AK 99760
162	Big Brother Big Sister Box 148, Haines, AK 99827
163	Haines Dolphins Swim Team Box 1367, Haines, AK 99827
164	Inside Passage Electric Co-op P.O. Box 210149 Auke Bay, AK 99821
165	Chilkoot Indian Association Box 490, Haines, AK 99827
166	Alaska Native Brotherhood & Sisterhood Box 749, Haines, Alaska 99827
167	The Hammer Museum Box 702, Haines, Alaska 99827
169	Catholic Community Services-S.E. Senior Services Haines Senior Center Box 801, Haines, AK 99827
170	Haines Assisted Living, Inc. (HAL) c/o Box 916, Haines, AK 99827 (formerly St. Vincent de Paul, St. Lucy Conference)
171	Takshanuk Watershed Council Box 1029, Haines, Alaska 99827
172	Haines Baptist Church Box 1245, Haines, Alaska 99827
173	American Red Cross of Alaska 3200 Hospital Dr., Suite 203 Juneau, AK 99801
174	Alaska Arts Confluence Box 1664, Haines, AK 99827

<u>EXEMPT #</u>	<u>NAME OF ORGANIZATION</u>
175	Impact Counseling Services, Inc. Box 631, Haines, AK 99827
176	The Alaska Community Foundation 400 L Street, Ste 100, Anchorage, AK 99501
177	S.E. Alaska Independent Living (SAIL) Box 183, Haines, AK 99827
178	Alaska Chilkoot Bear Foundation, Inc. Box 1188, Haines, AK 99827
179	St. Lucy's Senior Living Box 916, Haines, AK 99827
180	Ugly's of Haines Box 698, Haines, AK 99827
181	Great Alaska Council, BSA 3117 Patterson St., Anchorage, AK 99504
182	New Hope Fellowship HC60 Box 3161, Haines, AK 99827
183	Great Bear Foundation of Montana Box 1616, Haines, AK 99827
184	Foundation for the Chilkat Center for the Arts Box 464, Haines, AK 99827
185	Becky's Place Haven of Hope Box 1506, Haines, AK 99827
186	Breast Cancer Detection Center of Alaska 1905 Cowles Street Fairbanks, AK 99701
187	Haines Hot Shots Box 250, Haines, AK 99827
188	NRA and Friends of NRA Box 1519 Fritz Cove, AK 99603
189	St. Vincent de Paul Society Diocesan Council of Southeast Alaska, Inc. 8617 Teal St. Juneau, AK 99801
190	Haines Ski & Hike Club Box 613 Haines, AK 99827

SALES, SERVICES AND RENTALS TO OR BY A FOREIGN GOVERNMENT, THE U.S. GOVERNMENT, THE STATE OF ALASKA AND ITS POLITICAL SUBDIVISIONS AND MUNICIPALITIES AND THEIR POLITICAL SUBDIVISIONS ARE EXEMPT FROM SALES TAX. PAYMENT MUST BE MADE BY PURCHASE ORDER, GOVERNMENT CHECK, GOVERNMENT CHARGE CARDS OR THE SALE MUST BE BILLED TO THE GOVERNMENTAL ENTITY. CASH, PERSONAL CHECKS OR PERSONAL CHARGE CARDS FROM GOVERNMENT EMPLOYEES AT THE TIME OF THE SALE ARE NOT TAX-EXEMPT SALES. IF A CUSTOMER IS PERSONALLY KNOWN BY THE MERCHANT AND THE MERCHANT IS ASSURED THAT A PARTICULAR CASH SALE WOULD BE EXEMPT (SUCH AS A SCHOOL TEACHER PURCHASING A FEW SUPPLIES FOR HIS/HER CLASS FROM PETTY CASH FUNDS), THAT TYPE OF CASH SALE COULD BE SALES TAX EXEMPT



HAINES BOROUGH, ALASKA
P.O. BOX 1209
HAINES, AK 99827
(907) 766-2231 * FAX (907) 766-2716

APPLICATION FOR SALES TAX EXEMPTION CERTIFICATE
HAINES BOROUGH

THE FOLLOWING ORGANIZATION: State Ymca of Michigan

a non-profit corporation, organized under the laws of the State of Michigan, hereby applies for a Sales Tax Exemption Certificate in the Haines Borough. As a representative of the organization, I hereby certify that I am familiar with said corporation, that it is organized exclusively for religious, education or charitable purposes, and that the following information is true and correct.

Local Address of Organization: 919 N. East Torch Lake Drive, Central Lake, MI 49622
Date of Incorporation: 1885 Federal Employer I.D. #: 38-1358918

Describe the Organizations Current and/or Proposed Activity in the Borough and how the activity benefits the community. (Please provide specific examples, provide attachments if necessary):

Activities with a local Haines company, Alaska Mountain Guides and Climbing School Inc. -- Ice Climbing, Whitewater Rafting, Sea Kayaking, visits to local museums and other activities that Alaska Mountain Guides offers based out of Haines.

Attach a copy of the Bylaws or Articles of Incorporation. Also attach a copy of your letter of 501(c) 3, 501(c) 4, 501(c) 8 or 501(c) 19 exemption from the Internal Revenue Service.

David R. Martin
Organization Representative
Print Name: David R. Martin
Title: CEO
Phone: 231.544.5915
Email: dmartin@hayowentha.org

DECLINED BY THE ASSEMBLY ON _____
Reason: _____

APPROVED BY THE ASSEMBLY ON: _____

Haines Borough Mayor
Date: _____

Assigned Sales Tax Exemption Number

RECEIVED
SEP 02 2016
Haines Borough

Internal Revenue Service

Department of the Treasury

P. O. Box 2508
Cincinnati, OH 45201

Date: March 10, 2001

State Young Men's Christian Association
of Michigan
919 NE Torch Lake Dr
Central Lake, MI 49622

Person to Contact:
Michael Dutcher 31-07421
Customer Service Specialist
Toll Free Telephone Number:
8:00 a.m. to 9:30 p.m. EST
877-829-5500
Fax Number:
513-263-3756
Federal Identification Number:
38-1358418
Accounting Period Ends:
December

Dear Sir or Madam:

This is in response to your request for a letter affirming your organization's exempt status.

In January 1939 we issued a determination letter that recognized your organization as exempt from federal income tax under section 101(6) of the Internal Revenue Code of 1939 (now section 501(c)(3) of the Internal Revenue Code of 1986). That determination letter is still in effect.

We classified your organization as a publicly supported organization, and not a private foundation, because it is described in section 509(a)(2) of the Code. This classification was based on the assumption that your organization's operations would continue as stated in the application. If your organization's purposes, character, method of operations, or sources of support have changed, please let us know so we can consider the effect of the change on the organization's exempt status and foundation status.

Your organization is required to file Form 990, Return of Organization Exempt from Income Tax, only if its gross receipts each year are normally more than \$25,000. If a return is required, it must be filed by the 15th day of the fifth month after the end of the organization's annual accounting period. The law imposes a penalty of \$20 a day, up to a maximum of \$10,000, when a return is filed late, unless there is reasonable cause for the delay.

As of January 1, 1984, your organization is liable for taxes under the Federal Insurance Contributions Act (social security taxes) on remuneration of \$100 or more the organization pays to each of its employees during a calendar year. There is no liability for the tax imposed under the Federal Unemployment Tax Act (FUTA).

Organizations that are not private foundations are not subject to the excise taxes under Chapter 42 of the Code. However, these organizations are not automatically exempt from other federal excise taxes. If you have any questions about excise, employment, or other federal taxes, please let us know.

State Young Men's Christian Association of Michigan
38-135841B

Donors may deduct contributions to your organization as provided in section 170 of the Code.

Bequests, legacies, devises, transfers, or gifts to your organization or for its use are deductible for federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

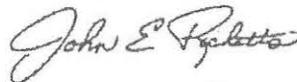
Your organization is not required to file federal income tax returns unless it is subject to the tax on unrelated business income under section 511 of the Code. If your organization is subject to this tax, it must file an income tax return on Form 990-T, Exempt Organization Business Income Tax Return. In this letter, we are not determining whether any of your organization's present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

The law requires you to make your organization's annual return available for public inspection without charge for three years after the due date of the return. If your organization had a copy of its application for recognition of exemption on July 15, 1987, it is also required to make available for public inspection a copy of the exemption application, any supporting documents and the exemption letter to any individual who requests such documents in person or in writing. You can charge only a reasonable fee for reproduction and actual postage costs for the copied materials. The law does not require you to provide copies of public inspection documents that are widely available, such as by posting them on the Internet (World Wide Web). You may be liable for a penalty of \$20 a day for each day you do not make these documents available for public inspection (up to a maximum of \$10,000 in the case of an annual return).

Because this letter could help resolve any questions about your organization's exempt status and foundation status, you should keep it with the permanent records of the organization.

If you have questions, please call us at the telephone number shown in the heading of this letter.

Sincerely,



John E. Ricketts, Director, TE/GE
Customer Account Services

YMCA/YWCA
Michigan

BYLAWS
OF
STATE YMCA OF MICHIGAN

ARTICLE 1
GENERAL PROVISIONS

Section 1-Name: The name of the corporation shall be "State Young Men's Christian Association of Michigan" and the corporation shall also be known as the "State YMCA of Michigan". The corporation is referred to in these bylaws as the "YMCA" or the "corporation".

Section 2-Incorporation: The YMCA is currently organized as a non-profit, non-stock, directorship corporation under the laws of the State of Michigan MCLA Section 450.2101, *et seq.* The YMCA was initially incorporated under and pursuant to Public Acts, PA 74 of 1895, and entitled "An Act to provide for the incorporation of the State Association of Young Men's Christian Associations of the State of Michigan".

Section 3-Mission: The mission statement of the YMCA is as follows:

"The State YMCA of Michigan shall initiate and maintain programs to put Judeo-Christian Principles and values into practice and build healthy spirits minds and bodies in young men and women."

Section 4-Objective: The YMCA shall have as its primary objective, the initiation and maintenance of programs, which are designed to further the mission of the YMCA. The YMCA shall employ and train sufficient staff to provide for such programs and shall establish policies, plans and procedures for the implementation and administration of such programs. The organization shall engage directly in the support of such purposes and may make distributions to other organizations that qualify as exempt organizations under Sections 501 © (3) of the Internal Revenue Code of 1986 (the "Code"), for use by the recipients in support of such purposes.

Section 5-Earnings: All of the net earnings of the YMCA shall be used for the maintenance of its programs or for the implementation of additional programs. No part of the net earnings of the YMCA shall inure to the benefit of, or be distributable to its trustees, officers, or other private persons, except that the YMCA shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes of the YMCA.

Section 6-No political activity: No substantial part of the activities of the YMCA shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the YMCA shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office.

Section 7-No discrimination: The YMCA shall not, in the operation of its activities in fulfillment of its corporate purposes, discriminate on the basis of race, color, religion, national origin, disability, or sex.

Section 8-Tax-exempt status: Notwithstanding any other provision of these by-laws the YMCA shall not carry on any other activities not permitted to be carried on:

- a) By a corporation exempt from federal income tax under Section 501 © (3) of the Code, or
- b) By a corporation, contributions to which are deductible under Section 170 © (2) of the Code

Section 9-Offices: The principal office of the YMCA shall be at such place within the State of Michigan, as the Board of Trustees shall determine from time to time. The YMCA also may have offices at such other places as the Board of Trustees from time to time determines or the business of the YMCA requires.

ARTICLE II
MEMBERS

Section 1-Members: Any individual who subscribes to the mission and basic policies of the YMCA, and who pays the dues or contribution required under Section 2, may become a member of the corporation subject only to compliance with the provisions of these bylaws. Membership is limited to natural persons; corporations, partnerships or other entities may not be a member of the YMCA. Only members in good standing of the YMCA are eligible to participate in its business meetings, or to serve in any of its elective or appointive positions.

Section 2-Dues and contributions: a member must either:

- a) Pay a membership fee to the YMCA,
- b) Make a minimum voluntary annual contribution to the YMCA or one of its programs,
- c) Pay a program fee for the participation in a program of the YMCA, or
- d) Actively participate in the activities of the YMCA or one of its programs as a volunteer.

The membership fee and the minimum voluntary annual contribution to the YMCA required for membership shall be established by the Board of Trustees from time to time by resolution.

Section 3-Enrollment; membership cards: The YMCA may conduct a periodic enrollment of members, but persons may be admitted to membership at any time. Membership cards or certificates may be issued to all members.

Section 4-Annual meeting: An annual meeting of the members shall be held in each year at such time and place as the trustees may determine. Reasonable advance notice of the time and place of each meeting shall be provided to the members. The business to be conducted at such meetings, and the procedure at such meetings, shall be as determined by the trustees.

ARTICLE III
BOARD OF TRUSTEES

Section 1-Board of Trustees: The business and affairs of the YMCA shall be managed by its Board of Trustees, and all of its corporate powers shall be exercised by or be under the direction of, the Board of Trustees.

Section 2-Number of Trustees: The number of trustees, excluding *ex officio* trustees, shall be not less than 12, nor more than 18. In addition, the Board may include one or more *ex officio* members who are elected to the Board in recognition of their past service to the YMCA, or who

have been active members of the Board, but who are not expected to devote the same time to the affairs the Board with the same voting rights as all other members of the Board.

Section 3-Qualifications: The Board of Trustees may determine the qualifications for members of the Board subject to the following provisions:

- a. All trustees must be or become members of the YMCA.
- b. The Board of Trustees must include representative from each of the Advisory and Branch Boards of the YMCA established as provided in Article VI, such that each Advisory and Branch Board has at least one representative on the Board and each Advisory and Branch Board is fairly and reasonably represented.
- c. A trustee may not be an employee of the YMCA.
- d. Trustees need not be residents of the State of Michigan.

Section 4-Election: Term: The nominating committee of the Board shall make annual nominations for members of the Board, to be presented at the annual meeting. Trustees shall be elected by the Board of Trustees at each annual meeting of the Board. Each trustee shall hold office for a three-year term, expiring at the annual meeting of the trustees in the appropriate year, and until the trustee's successor is elected and qualified or the trustee resigns or is removed. The terms of the trustees shall be staggered, such that approximately one-third of the trustees are elected at each annual meeting.

Section 5-Resignation: A trustee may resign by written notice to the YMCA and the resignation is effective upon its receipt by the YMCA or at a subsequent time stated in the notice of resignation.

Section 6-Vacancies: Any vacancy occurring in the Board of Trustees and any increase to be filled by reason of an increase in the number of trustees may be filled by the affirmative vote of a majority of the remaining trustees, even if less than a quorum of the Board of Trustees. Each person so elected shall be a trustee for a term of office continuing only until the annual meeting of the trustees. In the event of a catastrophe or other situation which results in there being no remaining trustees available or willing to fill vacancies on the Board, a temporary Board of Trustees shall be selected by (1) the members of the executive committees of the YMCA, or (2) if no such committees are established or if such committees for any reason do not select a temporary Board of Trustees, then by the national Young Men's Christian Association.

Section 7-Removal: Attendance: Any trustee may be removed, with or without cause, by the affirmative vote of two-thirds of the remaining trustees. Members of the Board of Trustees, other than *ex officio* members, are expected to regularly attend meetings of the Board. The Board, by resolution, may establish minimum attendance requirements and any trustee who fails to meet such requirements may be removed from the Board under the procedure specified in the resolution.

Section 8-Annual meeting: The Board of Trustees shall meet each year immediately after the annual meeting of the members at the place where the meeting of the members has been held.

The members present at the annual meeting of members may remain in attendance to observe the annual meeting of the Board of Trustees. The purpose the meeting is to elect officers, trustees and consider any business that may properly be brought before the meeting.

Section 9-Regular and special meetings: The Board of Trustees shall hold regular meetings at such times as a majority of the trustees shall designate. Meetings shall be held at least once every four months. Special meetings of the Board of Trustees may be called by or at the request of the president, executive director, or any three trustees. Regular and special meetings may be open or closed to members of the YMCA or members of the public, at the discretion of the Board.

Section 10-Notice of meetings: Reasonable advance notice shall be required for annual or regular meetings of the Board. If a meeting of the Board is properly convened and thereafter adjourned by vote of the members present to another time or place, no additional notice shall be required for the adjourned meeting. Three days written notice shall be given for special meetings of the Board, and the notice shall state the time, place, and purpose or purposes of the meeting.

Section 11-Form of notices; waiver of notice: All notices of meetings given to members, trustees, or any committee of the YMCA may be given by mail, telecopy, telegram, or electronic mail at the addressee's last address as it appears on the books of the YMCA. The notice shall be deemed to be given at the time it is mailed or otherwise dispatched. The notice may be included within a newsletter or other general publication of the YMCA. Notice of the time, place, and purpose of any meeting may be waived by any writing, either before or after the meeting. Attendance of a person at any meeting constitutes a waiver of notice of the meeting unless he or she at the beginning of the meeting, or upon his or her arrival, objects to the meeting or the transacting of business at the meeting and does not later vote for or assent to any action taken at the meeting.

Section 12-Quorum: A majority of the Board of Trustees shall constitute a quorum for the transaction of business at any meeting of the Board. Absent *ex officio* members of the Board shall not be counted as members of the Board, for purposes of measuring a quorum. A member of the Board may participate in a meeting using a conference telephone or similar communications equipment through which all persons participating in the meeting can communicate with each other. Participation in a meeting in this manner constitutes presence in person at the meeting.

Section 13-Acts of the majority: The act of a majority of the trustees present at a meeting at which a quorum is present shall be the act of the Board of Trustees. The trustees may take actions either by motion or by resolution. Motions are directions and actions affecting the YMCA and those involved in its operation. Motions may be in informally paraphrased in the minutes of the meetings. Resolutions are formal order, which usually affect outsiders. Resolutions are to be reported word for word in the minutes of whichever group's meeting is involved. Names of those voting for and against resolutions shall be reported, unless the vote is

unanimous. A copy of resolutions presented for consideration shall be provided the secretary to be used in reporting the minutes.

Section 14-Action by Consent: Any action required by law to be taken at a meeting of the Board of Trustees, or any action which may be taken at a meeting of the Board may be taken without a meeting if a consent in writing, setting forth the action so taken, shall be signed by all of the trustees.

Section 15-Dissents: A trustee who is present at a meeting of the Board of Trustees, or a Board committee of which the trustee is a member, at which action on a corporate matter is taken, is presumed to have concurred in that action unless the trustee's dissent is entered in the minutes of the meeting or unless the trustee files a written dissent to the action with the person acting as secretary of the meeting before the adjournment of it or forwards the dissent to the secretary of the corporation promptly after the adjournment of it or forwards the dissent to the secretary of the corporation promptly after the adjournment of the meeting. The right to dissent does not apply to a trustee who voted in favor of the action. A trustee who is absent from a meeting of the Board or a Board committee of which the trustee is a member, at which any such action is taken, is presumed to have concurred in the action unless he or she files a written dissent with the secretary of the YMCA within a reasonable time after the trustee has knowledge of the action.

ARTICLE IV **OFFICERS**

Section 1-Officers: The officers of the YMCA shall be, president, executive director, zero-one or more vice presidents (the number to be determined by the Board of Trustees), zero-one secretary, a treasurer, zero-one or more assistant directors and/or program directors, and such other officers as may be elected in accordance with the provisions of this article. The Board of Trustees may elect or appoint any other officers, as it shall deem desirable, such officers to have authority and perform the duties prescribed, from time to time, by the Board of Trustees.

Section 2-Election: The officers of the YMCA (other than the executive director, assistant executive directors and program directors) shall be elected by the Board of Trustees at an annual meeting of the Board of Trustees. Each officer shall hold office for a two-year term, expiring at the annual meeting of the trustees in the applicable year. New office may be created and filled at any meeting of the Board of Trustees.

Section 3-Removal: All officers serve at the pleasure of the Board. Any officer elected or appointed by the Board of Trustees may be removed by the Board at any time, with or without cause.

Section 4-Vacancies: A vacancy in any office because of death, resignation, removal, disqualification or otherwise, may be filled by the Board of Trustees. The board in its determination may leave any office vacant.

Section 5-Executive Director: The executive director of the YMCA shall be the chief executive officer of the corporation and shall act in such a manner, and be responsible for such duties, appropriate to that office. The executive director shall approve all expenditures of YMCA funds and shall have general charge of and control over the affairs of the YMCA, subject to the supervisory power of the Board. The executive director shall not be a member of the Board of Trustees. The executive director, or his or her designee, shall attend all meetings of the Board of Trustees and its committees, although the executive director or such designee shall be excused temporarily from any meeting when his or her compensation or employment review is being discussed.

Section 6-President: The president shall be a member of the Board of Trustees. He or she shall preside at all meetings of the Board of Trustees. He or she may sign, with the secretary or any other proper officer of the YMCA authorized by the Board of Trustees, any deeds, mortgages, bonds, contracts, or other instruments in which the Board of Trustees has authorized to be executed except in cases where signing and execution shall be expressly delegated by the Board of Trustees or by these by-laws or by statute to some other officer or agent of the YMCA; and in general he or she shall perform all duties incident to the office of president and such other duties as may be prescribed by the Board of Trustees from time to time.

Section 7-Vice-president: The vice president shall be a member of the Board of Trustees. In the absence of the president or in the event of his or her inability or refusal to act, the vice president (or in the event there is more than one vice president, the vice president in the order of their elections or in their designation of authority) shall perform the duties of the president, and when so acting, shall have all other powers of and be subject to all the restrictions upon the president. Any vice president shall perform such other duties as from time to time may be assigned to him or her by the president or by the Board of Trustees.

Section 8-Treasurer: The treasurer shall be a member of the Board of Trustees. If required by the Board of Trustees, the treasurer shall give a bond for the faithful discharge of his or her duties in such sum and with such surety or sureties as the Board of Trustees shall determine. The treasurer shall have charge and custody of and be responsible for all funds and securities of the YMCA, receive and give receipts for moneys due and payable to the YMCA from any source whatsoever, and deposit all such moneys in the name of the YMCA in such banks, trust companies or other depositories as shall be selected by the Board; and in general perform all the duties incidental to the office of treasurer and such other duties as from time to time may be assigned to him or her by the president or by the Board of Trustees. The treasurer may delegate to the executive director or another employee or the YMCA the day-to-day duties of the trustee as set forth in these bylaws.

Section 9-Secretary: The secretary shall keep the minutes of the meeting of the Board of Trustees in one or more books provided for that purpose; see that all notices are duly given in accordance with the provisions of these by-laws or as required by law; be custodian of the corporate records, keep a register of the post-office address of each trustee which shall be furnished to the secretary by such member; and in general perform all duties incidental to the office of secretary and such other duties as from time to time may be assigned to him or her by the president or by the Board of Trustees. If a secretary is not elected by the Board of Trustees, the duties of the secretary shall be performed by the executive director.

Section 10-Assistant executive director: program director: The executive director may designate one or more employees of the YMCA as an assistant executive director, and such assistant executive directors shall have such powers and duties as may be delegated by the executive director. The executive director may also designate one or more employees of the YMCA as the director of a program of the YMCA, and such program director shall have such powers and duties relating to such program as may be delegated by the executive director. All assistant executive directors or program directors shall not be a member of the Board of Trustees.

Section 11-Authority: All officers, employees, and agents of the YMCA, shall have authority and perform the duties in which to conduct and manage the business and affairs of the corporation that may be designated by the Board of Trustees and these bylaws.

ARTICLE V

COMMITTEES OF THE BOARD OF TRUSTEES

Section 1-Executive Committee: The Board of Trustees may, by resolution passed by a majority of the whole Board, appoint three or more members of the Board as an Executive committee to exercise all powers and authorities of the Board in managing the business and affairs of the corporation. The executive committee, if appointed shall oversee the day-to day business of the YMCA on a less formal basis than continuous management by the full Board of Trustees. The executive committee shall report to the Board of Trustees at each regular and annual meeting. The executive committee shall meet informally as needed in the operation of the YMCA and shall operate on a consensus basis, without formal motions, resolutions or votes. All actions of the executive committee, if an executive committee is formed, are subject to the review and approval of the Board.

Section 2-Nominating Committee: The president shall appoint a nominating committee each year, which committee shall nominate candidates for the Board of Trustees and for the officers of the YMCA (other than the executive director, assistant executive director, and program directors) for election at the annual meeting.

Section 3—Finance and Endowment Committee: The Board of Trustees may create a finance and endowment committee to supervise all of the financial and business affairs of the YMCA, to assist the executive director in preparation of the annual budget, and supervise the investment

and disbursement of all funds donated to the YMCA or its programs, and all other funds established by or for the YMCA. The treasurer shall serve as chair of the finance committee and the executive director shall be an *ex officio* member of the committee. The finance and endowment committee shall report to the Board of Trustees at least annually.

Section 4—Standing and special committees: The Board of Trustees may create such standing or special committees, as it may deem necessary to promote the purposes and carry on the work of the YMCA. Such committees shall have such authority as shall be specified by the Board in the resolution making the appointments and any decision of such committees shall be subject to review and approval by the Board. The chair of each standing committee shall present a plan of work to the Board of Trustees for approval. No committee or body not created by this or any other provision of these bylaws shall be recognized as a committee of the YMCA.

Section 5—Appointment: The members of the executive committee, if an executive committee is formed, shall be elected by the Board of Trustees. The members and chair of all other committees shall be appointed to such committee by the president. The president shall be a member of the executive committee, if an executive committee is formed, and shall be an *ex officio* of all committees except the nominating committee. The members of any standing committee shall serve for a one-year term; the members of any special committee shall serve for the lesser of one year or the duration of the committee's assignment by the Board; and any member may be reappointed for an additional term(s).

Section 6—Committee membership: The members of the executive committee, if an executive committee is formed, shall consist entirely of members of the Board of Trustees. Other committees may include individuals who are not trustees, so long as at least one member of the committee is a trustee. The President of the Board shall serve as an *ex officio* of all standing committees.

Section 7—Limitations on committee authority: No committee of the Board of Trustees, including the executive committee, may perform those duties required by the Michigan Nonprofit Corporations Act, as amended from time to time, to be performed by the Board of Trustees. In addition, no committee may:

- a) Amend, alter or repeal the bylaws;
- b) Elect, appoint or remove any member of any such committee or any trustee or officer of the YMCA;
- c) Amend or restate the articles of incorporation
- d) Adopt a plan of merger or a plan of consolidation with another corporation;
- e) Authorize the sale, lease, exchange or mortgage of all or substantially all of the property or assets of the YMCA;
- f) Authorize the voluntary dissolution of the YMCA or revoke proceedings thereafter;
- g) Adopt a plan for the distribution of the assets of the YMCA: or

- h) Amend, alter or repeal any resolution of the Board of Trustees, which by its terms provides that it shall not be amended, altered or repealed by such committee.

The designation and appointment of any such committee and the delegation to it of authority shall not operate to relieve the Board of Trustees, or any individual trustee, or any responsibility imposed upon it or him or her by law.

ARTICLE VI

ADMINISTRATION OF YMCA BRANCH PROGRAMS:

Section 1—Administration of YMCA programs: Each branch program of the YMCA, which shall have been approved by the Board of Trustees, shall be implemented and administered by the staff of the YMCA under the supervision and direction of the executive director, the executive leadership of the program director, and the oversight of the branch program's advisory board.

Section 2—Branch Program Advisory Boards: An Advisory Board shall be appointed for the YMCA's camp programs, the Youth in Government program and the YMCA of Northern Michigan. An Advisory Board may be appointed for any other program of the YMCA at any time if the Board of Trustees determines that an Advisory Board would contribute to the initiation, development or maintenance of the program. The duties of each Advisory Board shall include the following:

- a) Review and approve an annual balanced budget for the subsequent fiscal year, developed by the Advisory Board's executive committee and/or finance committee on initial recommendation of and in careful consultation with the branch program director, to be recommended to the finance committee and Board of Trustees of the State YMCA of Michigan for incorporation into the State YMCA of Michigan budget adopted by the Board of Trustees said submission to be made by the Advisory Board in accordance with the procedures and timing of the State YMCA of Michigan's budgeting process;
- b) Exercise appropriate oversight of the branch program's finances over the course of the fiscal year to assure that the branch program budget will be balanced at the end of the fiscal year;
- c) Establish the objectives and monitor the performance of the program, adopt appropriate policies for the program, exercise appropriate board oversight of the program, and report on these matters periodically to the Board of Trustees;
- d) Approve major programmatic expansions or changes and new program initiatives, which must be within the established mission and objectives of the branch program, and report them to the Board of Trustees;
- e) Conduct an appropriate annual evaluation of the program director's performance and share a summary with the Board of Trustees in executive session;
- f) Assist the program director and staff in fundraising and developing resources for the program;

- g) In the event of a vacancy in the program director position, conduct an appropriate executive search process, through an Advisory Board-appointed search committee including the State YMCA of Michigan executive director as an *ex officio* member, and recommend to the State YMCA of Michigan Board of Trustees a finalist for appointment as the new program director;
- h) Perform appropriate strategic planning for the branch program and periodically report on the status of its strategic planning to the Board of Trustees; and
- i) Generally assist in the organization, development and operation of the program.

Section 3—Contracts: The officers of the Advisory Board shall approve contracts in amounts above \$25,000 before they are signed by the program director.

Section 4—Camp Advisory Board: The Advisory Board for the Hayo-Went-Ha Camps program of the YMCA shall be referred to as the “Hayo-Went-Ha Camps Advisory Board”. The Hayo-Went-Ha Camps program includes the boys’ camp at Torch Lake, the girls’ camp at Lake Arbutus, all other camp and outdoor education programs at both facilities, and any related program which may be implemented by the Hayo-Went-Ha Camps Advisory Board.

Section 5—Youth in Government Advisory Board: The Advisory Board for the Youth in Government of the YMCA shall be referred to as the “Youth in Government Advisory Board”. The Youth in Government program includes the youth in government program, the model judiciary program, and any related program, which may be implemented by the Youth in Government Advisory Board.

Section 6—YMCA of Northern Michigan Advisory Board: The Advisory Board for the YMCA of Northern Michigan shall be referred to as the Advisory Board of the YMCA of Northern Michigan. The YMCA of Northern Michigan includes all programs offered in Emmet and Charlevoix Counties which may be implemented by the YMCA of Northern Michigan Advisory Board.

Section 7—Appointment to Advisory Boards:

- a) Members of the Advisory Boards shall be selected by the then current members of the Advisory Board, after consultation with the executive director and program director of the branch program.
- b) Any member of an Advisory Board may be removed, with or without cause, by the affirmative vote of the Board of Trustees.
- c) Any member of an Advisory Board may also be removed by the affirmative vote of two-thirds of the remaining members of the Advisory Board. Any member removed under this procedure may request review of the removal to the Board of Trustees. The Board of Trustees, by majority vote, may elect to sustain the removal or reinstate the removed member.
- d) Each member of an Advisory Board shall serve for a three-year term. The terms of the members of an Advisory Board shall be staggered such that approximately

one-third of the members of the Board are elected each year. Initially, and as necessary thereafter, members of an Advisory Board may be elected for a term of less than three years to facilitate staggering of the terms. Each Advisory Board may establish its own procedures for selection of board members and selection of Advisory Board officers, which shall include at least a chair, vice chair, and secretary/treasurer, and its own conditions for board service.

Section 8—Meetings: The Advisory Board shall meet at least three times during the year, the time to be fixed by the Advisory Board at its last meeting of the prior year. Members of an Advisory Board are expected to regularly attend meetings of the Board. The Advisory Board, by resolution, may establish minimum attendance requirements and any member who fails to meet such requirements may be removed from the Advisory Board under the procedure specified in the resolution. Special meetings of an Advisory Board may be called by the president, Advisory Board chair, program director or by a majority of the members of the Advisory Board.

Section 9—Committee of an Advisory Board: Each Advisory Board shall appoint an executive committee, which shall consist of the officers of the Advisory Board and additional members as deemed appropriate by the Advisory Board, and a finance committee to perform functions for that branch program comparable to the functions of the executive committee and finance committee of the State YMCA of Michigan Board of Trustees. Advisory Boards of the YMCA may create such other committees as they deem appropriate to perform such tasks, as the Advisory Board shall determine. Each Advisory Board may also create a financial development committee to formulate, implement and monitor a plan for the solicitation and receipt of annual gifts, capital campaign contributions, and endowment gifts for the program, and to report its activities to the Board of Trustees.

Section 10—Operating rules and procedures: An Advisory Board may enact operating rules and procedures to govern the program and participation in the program.

Section 11—Limitations of Advisory Boards: All Advisory Boards are subject to the governing authority of the Board of Trustees of the State YMCA of Michigan, and any action of an Advisory Board may be modified, rescinded, repealed or terminated by a majority vote of the Board of Trustees. The Advisory Board chair and program director shall be notified of such action by the Board of Trustees and shall be given the option of appealing the decision before the Board of Trustees.

ARTICLE VII
COMPENSATION AND INDEMNIFICATION

Section 1—Trustees: Trustees, as such, shall not receive any stated salaries for their services, but, by resolution, the Board of Trustees may allow a fixed sum and expenses, if any for attendance at each regular or special meeting of the Board.

Section 2—Executive Director and YMCA employees: The compensation of the executive director shall be fixed by the Board of Trustees. The compensation of program directors and other employees shall be fixed by the executive director, subject to any limitations prescribed by the Board of Trustees and subject to the constraints imposed by the budget approved by the Board of Trustees.

Section 3—Indemnification:

- a) The YMCA shall indemnify any person who was or is a party or is threatened to be made a party to any threatened, pending or completed action, suit or proceedings, whether civil, criminal, administrative or investigation by reason of the fact that he or she is or was a trustee, officer, employee or agent of the YMCA, including a member of a committee or Advisory and Branch Board of the YMCA, or is or was serving at the request of the YMCA as a director, officer, employee or agent or another corporation, partnership, joint venture, trust or other enterprise, against expenses (including attorneys' fees), judgments, fines and amounts paid settlement actually and reasonably incurred by him or her in connection with such action, suit or proceeding, if:
 - 1) In case of an action other than an action by or in the right of the YMCA, he or she acted in good faith and in a manner he or she reasonably believed to be in or not opposed to the best interests of the YMCA and, with respect to any criminal action or proceeding, had no reasonable cause to believe his or her conduct was unlawful. The termination of any action, suit or proceeding by judgment, order, settlement, conviction, or upon a plea of *nolo contendere* or its equivalent, shall not of itself, create a presumption that the person did not act in good faith and in a manner which he or she reasonably believed to be in or not opposed to the best interests of the YMCA and, with respect to any criminal action or proceeding, had reasonable cause to believe that his or her conduct was unlawful.
 - 2) In the case of an action or suit by or in the right of the YMCA, he or she acted in good faith and in a manner he or she reasonably believed to be in or not opposed to the best interests of the YMCA and expect that no such indemnification shall be made in respect of any claim, issue or matter as to which such person shall have been adjudged to be liable for negligence or misconduct in the performance of his or her duties to the YMCA unless and only to the extent that the court in which such action or suit brought shall determine upon application that, despite the adjudication of liability, but in view of all the

circumstances, of the case, such person is fairly and reasonably entitled to indemnify for such expenses which the court shall deem proper.

- b) To the extent that a trustee, officer, employee or agent of the YMCA, including a member of a committee or Advisory Board of the YMCA, has been successful on the merits or otherwise in defense of any action, suit or proceedings referred to in the section, or in defense of any such claim, issue or matter, he shall be indemnified against expenses (including attorneys' fees) actually and reasonably incurred by him or her in such connection.
- c) Any indemnification under this section (unless ordered by a court) shall be made by the YMCA only as authorized in the specific case upon a determination that indemnification is proper in the circumstances because he or she has met the applicable standards of conduct set forth in this section. Such determination shall be made:
 - 1) By the Board of Trustees by a majority vote of a quorum consisting of trustees who were not parties to such action, suit or proceedings, or
 - 2) If such quorum is not obtainable, or even if obtainable, a quorum of disinterested trustees so directs, by independent legal counsel in a written opinion.
- d) Expenses incurred in defending a civil, criminal, administrative or investigative action, suit or proceeding or threat of such action, may be paid by the YMCA in advance of the final disposition of such action, suit or proceeding as authorized by the Board of Trustees in the specific case upon receipt of the undertaking by or on behalf of the trustee, officer, employee or agent, including a member of a committee or Advisory Board of the YMCA to repay such amount unless it shall ultimately be determined that he or she is entitled to be indemnified by the YMCA as authorized in this section.
- e) The indemnification provided by this section shall not be deemed exclusive of any other rights to which any person seeking indemnification may be entitled under any bylaws, agreement, statute, court decision or otherwise, now or hereafter in effect, both as to action in his or her official capacity, and as to action in another capacity while holding such office, and shall continue to a person who has ceased to be a trustee, officer, employee or agent and shall inure to the benefit of the heirs, executors and administrators of such a person.
- f) The YMCA may purchase and maintain insurance on behalf of any person who is serving the YMCA in any capacity, or is or was serving at the request of the YMCA as a director, officer, employee or agent of another corporation, partnership, joint venture, trust or other enterprise against any liability asserted against him or her and incurred by him or her in any such capacity, or arising out of his or her status as such, whether or not the YMCA would have the power to indemnify him or her against such liability under the provision of this section or of the general corporate law of Michigan.

- g) For the purposes of this section, references to the YMCA include all constituent associations and corporations absorbed in a consolidation or merger, as well as the resulting or surviving association or corporation so that any person who is or was a trustee, director, officer, employee or agent of such a constituent association or corporation or is or was serving at the request of such constituent association or corporation as a director, officer, employee or agent of another corporation, partnership, joint venture trust or other enterprise shall stand in partnership, joint venture, trust or other enterprise shall stand in the same position under the provisions of this section with respect to the resulting or surviving association or corporation as he would if he had served the resulting or surviving association or YMCA in the same capacity.

Section 4—Other contracts: The trustees and officers of the YMCA may be interested directly or indirectly in any contract relating to or incidental to the operations conducted by the YMCA, and may freely make contracts, enter transactions, or otherwise act for or on behalf of the YMCA notwithstanding that they may also be acting as individuals, or as trustees of trusts, or as agents for other persons or corporations, or may be interest in the same matters as shareholders, directors or otherwise, provided, however, those transactions in which the trustees or officers are personally interested as shareholders, directors or otherwise, shall be disclosed to the Board of Trustees and shall be at arm's length and does not violate the proscription in the articles of incorporation against the YMCA's use or application of its funds for private benefits.

Section 5—Fidelity bonds: The treasure, at the direction of the Board of Trustees, shall arrange for and maintain on behalf of the YMCA insurance or other suitable protection against fidelity losses and against such other losses, as the Board of Trustees may deem appropriate.

ARTICLE VIII **FINANCIAL AND BUSINESS MATTERS**

Section 1—Contracts: The Board of Trustees may authorize any officer or officers, agent or agents of the YMCA, in addition to the officers so authorized by these by-laws, to enter into any contract or execute and deliver any instrument in the name of and on behalf of the YMCA, and such authority may be general or confined to specific instances.

Section 2—Checks: All checks, drafts or orders for the payment of money, notes or other evidence of indebtedness issues in the name of the YMCA, shall be signed by such office or officers agent or agents of the YMCA and in such manner as shall from time to time be determined by resolution of the Board of Trustees. In the absence of such determination by

the Board of Trustees, such instruments shall be signed by the executive director, treasurer or president.

Section 3—Deposits: All funds of the YMCA shall be deposited from time to time to the credit of the YMCA in such banks, trust companies or other depositories as the Board of Trustees may select.

Section 4—Gifts: The Board of Trustees may accept on behalf of the YMCA any contribution, gift, bequest or devise for the general purposes or for any special purpose of the YMCA.

Section 5—Borrowing: Any authorization for borrowing may be general or confined to specific instances, and may include authorization to pledge, as security for borrowing so authorized any and all securities and other real or personal property, or both, at any time held by the YMCA.

Section 6—Books and Records: The YMCA shall keep correct and complete books and records of account and shall also keep minutes of the proceedings of the Board of Trustees and committees having any of the authority of the Board of Trustees. All books and records of the YMCA may be inspected by any trustee, or his or her agent or attorney for the proper purpose of any reasonable time.

Section 7—Reliance on Books and Records: In discharging his or her duties, a trustee or an officer of the YMCA, when acting in good faith, may rely on information, opinions, reports, or statements, including financial statements and other financial data, if prepared or presented by any of the following:

- a) One or more trustees, officers, or employees, or employees of the YMCA, or of an organization under joint control or common control, whom the trustee or officer reasonably believes to be reliable and competent in the matters presented.
- b) Legal counsel, public accountants, engineers, or other persons as to matters the trustee or officer reasonably believes are within the person's professional or expert competence.
- c) A committee of the Board of which he or she is not a member if the trustee or officer reasonably believes the committee merits confidence.

A trustee or officer is not entitled to rely on the information set forth above if he or she has knowledge concerning the matter in question that makes reliance otherwise permitted unwarranted.

Section 8—Budget: The executive committee, if an executive committee is formed, or the finance committee, if no executive committee is formed, and the executive director shall prepare and submit to the Board of Trustees, at the last regular meeting of the fiscal year, a proposed budget of receipts and disbursements for the following fiscal year. The Board of Trustees shall adopt a budget for each fiscal year of the YMCA.

Section 9—Audit: The books and accounts of the YMCA shall be audited each fiscal year by an independent certified public accountant.

Section 10—Fiscal Year: The fiscal year of the YMCA shall be the calendar year.

ARTICLE IX
AMENDMENTS AND REPEAL

Section 1—Amendments: Amendments to these Bylaws shall be adopted by a majority of the Board of Trustees, at any regular or special meeting, the proposed amendment having been submitted to all trustees, in writing, at least fifteen days prior to such meeting. Notwithstanding the foregoing of the notice provision may be waived by an affirmative vote of the entire Board of Trustees either in person or by proxy. Provided however no amendment to these Bylaws may be adopted at a meeting at which such amendment is first proposed or introduced.

Section 2—Repeal: These Bylaws are an amendment and restatement of the Bylaws of the YMCA. The Bylaws adopted on October 30, 1969, and all subsequent amendments, are repealed. Any trustee, officer, member, or program committee or subcommittee member appointed through the process authorized under the prior Bylaws shall continue in office, but only with such powers, privileges, duties, responsibilities, and limitations as are provided in these Bylaws, until such time as their successors are appointed in the manner provided in these Bylaws. Any other committee or board established under procedures in effect prior to the adoption of these Bylaws, but not limited to, the Camp Hayo-Went-Ha Board of Governors is abolished.

These Bylaws were adopted on by the Board of Trustees, as the amended and restate Bylaws of the State YMCA of Michigan, on June 14, 1997.

These Bylaws were amended by the Board of Trustees on November 20, 2003.

These Bylaws were amended by the Board of Trustees on February 23, 2012.

Julie Cozzi

From: Hart, Derek <derek.hart@siemens.com>
Sent: Wednesday, September 07, 2016 2:17 PM
To: Julie Cozzi
Subject: RE: Tax Exemption Application - Haines Borough

Hi Julie,

Our major purchase in the borough is the guide service and camping facilities from Alaska Mountain Guides (AMG). This was the expense that prompted us to apply for the tax exemption.

While in town, we will shop at the markets and outfitters, and coffee shops and grocery store for various on-the-spot needs. We do not expect any tax exemptions for these minor purchases.

Does that help?

Derek Hart
Scoutmaster, Troop 476
513-225-1523
Derek.hart@siemens.com
[Troop Photos](#)
[Troop YouTube Channel](#)

From: Julie Cozzi [mailto:jcozzi@haines.ak.us]
Sent: Wednesday, September 07, 2016 5:24 PM
To: Hart, Derek (DF PL MFE MK)
Subject: Tax Exemption Application - Haines Borough

Hello, Derek...

I received the application for sales tax exemption for the Summerside United Methodist Church Youth Organization (Troop 476 Boy Scouts). Before I can take it to the borough assembly, I need more information from you. You mentioned the activities but did not say anything about what you plan to purchase within the Haines Borough. The assembly requires that information. Please email me an explanation of the types of things you will purchase here for your activities.

Thank you. Have a nice evening!

Julie Cozzi, MMC

Borough Clerk
Haines Borough
P.O. Box 1209
Haines, AK 99827
907-766-2231, ext.31
907-766-2716 (fax)
www.hainesalaska.gov

"The most wasted day of all is that in which we have not laughed."

updated 5-31-16
Numerical

**SALES TAX EXEMPT
NON-PROFIT ORGANIZATIONS**

The following non-profit organizations are registered and approved to be exempt from paying sales tax in the Haines Borough. ANY NON-PROFIT ORGANIZATION THAT IS NOT LISTED SHALL BE CHARGED SALES TAX FOR THEIR PURCHASES. Please encourage those who insist they are exempt and not on this list, to stop by the Haines Borough office for further information. For questions and updates, please call 766-2231. Thank you.

<u>EXEMPT #</u>	<u>NAME OF ORGANIZATION</u>
101	Lynn Canal Community Players Box 118, Haines, AK
103	Sheldon Museum & Cultural Center Chilkat Valley Historical Society Box 269, Haines, AK 99827
103.1	Chilkat Valley Historical Society Box 23, Haines, AK 99827
104	Ak. Chilkat Bald Eagle Preserve Foundation, Box 213, Haines, AK 99827
105	S.E. Alaska State Fair Box 385, Haines, AK 99827
106	Ak. Community Develop. Corp. 6250 Tuttle Place #5, Anchorage, AK 99507
107	Haines Headstart Box 192, Haines, AK 99827
108	Haines Chamber of Commerce Box 1449, Haines, AK 99827
109	Echo Ranch Bible Camp Box 156, Haines, AK 99827
110	Chilkat Center for the Arts Box 1004, Haines, AK 99827
111	Lynn Canal Counseling Services Box 90, Haines, AK 99827
112	Lynn Canal Broadcasting Box 1109, Haines, AK 99827
113	Chilkat Valley Pre-School Box 1165, Haines, AK 99827
114	Salvation Army Box 550, Haines, AK 99827
115	Klukwan Assembly of God Church Box 422, Haines, AK 99827
116	Tlingit-Haida Regional Housing Box 32237, Juneau, AK 99803
119	S.E. Ak. Area Council, Boy Scouts 9220 Lee Smith Drive Juneau, Alaska 99801
120	Sacred Heart Catholic Church

<u>EXEMPT #</u>	<u>NAME OF ORGANIZATION</u>
	Box 673, Haines, AK 99827
121	Tongass Alaska Girl Scouts Troops #98, #99, #100, #101, #104
122	Covenant Life Center HC 60, Box 2665, Haines, AK 99827
123	Covenant Life College HC 60, Box 2665, Haines, AK 99827
125	Friends of Recycling Box 822, Haines, AK 99827
127	Port Chilkoot Bible Church Box 156, Haines, AK 99827
128	Haines Presbyterian Church Box 264, Haines, AK 99827
129	Haines Christian Center/Assembly of God Box 730, Haines, AK 99827
132	Alaska Indian Arts, Inc. Box 271, Haines, AK 99827
133	American Bald Eagle Foundation Box 49, Haines, AK 99827
134	Hospice of Haines Box 1034, Haines, AK 99827
136	Haines Senior Citizen Center Inc. Box 801, Haines, AK 99827
136.1	Haines Senior Village Box 835, Haines, AK 99827
138	Haines Animal Rescue Kennel Box 1533, Haines, AK 99827
139	Tlingit-Haida Central Council 320 W. Willoughby, Suite 300 Juneau, AK 99801
140	Duck's Unlimited Haines Chapter Box 628, Haines, AK 99827
141	Friends of the Library Box 1089, Haines, AK 99827
142	Haines Arts Council Box 505, Haines, AK 99827
143	Church of Jesus Christ LDS Box 916, Haines, AK 99827
144	Rural Ak. Comm. Action Program (RURAL CAP) P.O. Box 200908, Anchorage, AK 99510
146	Haines Sportmans Assoc. Inc. Box 677, Haines, AK 99827

<u>EXEMPT #</u>	<u>NAME OF ORGANIZATION</u>
147	American Legion Post #12 Box 452, Haines, AK 99827
148	Lynn Canal Conservation, Inc. Box 964, Haines, AK 99827
150	Northern S.E. Regional Aquaculture Assoc. (NSRAA) Box 1263, Haines, AK 99827
151	REACH, Inc. Box 1484, Haines, AK 99827
153	S.E. Ak. Regional Health Consortium (SEARHC), Box 1549, Haines, AK 99827
155	Rainbow Glacier Camp Box 432, Haines, AK 99827
160	AWARE, Inc. P.O. Box 20809, Juneau, AK 99802
161	Nenana Ice Classic Box 00272 , Nenana, AK 99760
162	Big Brother Big Sister Box 148, Haines, AK 99827
163	Haines Dolphins Swim Team Box 1367, Haines, AK 99827
164	Inside Passage Electric Co-op P.O. Box 210149 Auke Bay, AK 99821
165	Chilkoot Indian Association Box 490, Haines, AK 99827
166	Alaska Native Brotherhood & Sisterhood Box 749, Haines, Alaska 99827
167	The Hammer Museum Box 702, Haines, Alaska 99827
169	Catholic Community Services-S.E. Senior Services Haines Senior Center Box 801, Haines, AK 99827
170	Haines Assisted Living, Inc. (HAL) c/o Box 916, Haines, AK 99827 (formerly St. Vincent de Paul, St. Lucy Conference)
171	Takshanuk Watershed Council Box 1029, Haines, Alaska 99827
172	Haines Baptist Church Box 1245, Haines, Alaska 99827
173	American Red Cross of Alaska 3200 Hospital Dr., Suite 203 Juneau, AK 99801
174	Alaska Arts Confluence Box 1664, Haines, AK 99827

<u>EXEMPT #</u>	<u>NAME OF ORGANIZATION</u>
175	Impact Counseling Services, Inc. Box 631, Haines, AK 99827
176	The Alaska Community Foundation 400 L Street, Ste 100, Anchorage, AK 99501
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178	Alaska Chilkoot Bear Foundation, Inc. Box 1188, Haines, AK 99827
179	St. Lucy's Senior Living Box 916, Haines, AK 99827
180	Ugly's of Haines Box 698, Haines, AK 99827
181	Great Alaska Council, BSA 3117 Patterson St., Anchorage, AK 99504
182	New Hope Fellowship HC60 Box 3161, Haines, AK 99827
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184	Foundation for the Chilkat Center for the Arts Box 464, Haines, AK 99827
185	Becky's Place Haven of Hope Box 1506, Haines, AK 99827
186	Breast Cancer Detection Center of Alaska 1905 Cowles Street Fairbanks, AK 99701
187	Haines Hot Shots Box 250, Haines, AK 99827
188	NRA and Friends of NRA Box 1519 Fritz Cove, AK 99603
189	St. Vincent de Paul Society Diocesan Council of Southeast Alaska, Inc. 8617 Teal St. Juneau, AK 99801
190	Haines Ski & Hike Club Box 613 Haines, AK 99827

SALES, SERVICES AND RENTALS TO OR BY A FOREIGN GOVERNMENT, THE U.S. GOVERNMENT, THE STATE OF ALASKA AND ITS POLITICAL SUBDIVISIONS AND MUNICIPALITIES AND THEIR POLITICAL SUBDIVISIONS ARE EXEMPT FROM SALES TAX. PAYMENT MUST BE MADE BY PURCHASE ORDER, GOVERNMENT CHECK, GOVERNMENT CHARGE CARDS OR THE SALE MUST BE BILLED TO THE GOVERNMENTAL ENTITY. CASH, PERSONAL CHECKS OR PERSONAL CHARGE CARDS FROM GOVERNMENT EMPLOYEES AT THE TIME OF THE SALE ARE NOT TAX-EXEMPT SALES. IF A CUSTOMER IS PERSONALLY KNOWN BY THE MERCHANT AND THE MERCHANT IS ASSURED THAT A PARTICULAR CASH SALE WOULD BE EXEMPT (SUCH AS A SCHOOL TEACHER PURCHASING A FEW SUPPLIES FOR HIS/HER CLASS FROM PETTY CASH FUNDS), THAT TYPE OF CASH SALE COULD BE SALES TAX EXEMPT



HAINES BOROUGH, ALASKA

P.O. BOX 1209
HAINES, AK 99827
(907) 766-2231 * FAX (907) 766-2716

APPLICATION FOR SALES TAX EXEMPTION CERTIFICATE

HAINES BOROUGH
Summerside United Methodist Church

THE FOLLOWING ORGANIZATION: Youth Organization = Troop 476 Boy Scouts

a non-profit corporation, organized under the laws of the State of OHIO
hereby applies for a Sales Tax Exemption Certificate in the Haines Borough. As a representative of the
organization. I hereby certify that I am familiar with said corporation, that it is organized exclusively for
religious, education or charitable purposes, and that the following information is true and correct.

Local Address of Organization: 638 Old State Rte. 74, Cincinnati, Ohio 45244

Date of Incorporation: April 24, 1956 Federal Employer I.D. #: EIN = 362167731

Describe the Organizations Current and/or Proposed Activity in the Borough and how the activity
benefits the community.(Please provide specific examples, provide attachments if necessary):

Activities with a local Haines company, Alaska Mountain Guides and
Climbing School Inc. -- Ice Climbing, Whitewater Rafting, Sea
Kayaking, visits to local museums and other activities that Alaska
Mountain Guides offers based out of Haines. Also visit to Salmon Festival!

Attach a copy of the Bylaws or Articles of Incorporation. Also attach a copy of your letter of 501(c) 3,
501(c) 4, 501(c) 8 or 501(c) 19 exemption from the Internal Revenue Service.

Derek Hart (handwritten signature)

Organization Representative

Print Name: Derek Hart

Title: Scoutmaster, Troop 476

Phone: 513-225-1523

Email: derek.hart@siemens.com

DECLINED BY THE ASSEMBLY ON:

Reason:

APPROVED BY THE ASSEMBLY ON:

Haines Borough Mayor
Date:

Assigned Sales Tax Exemption Number

RECEIVED
REV 6/8/2016

SEP 02 2016

Haines Borough

Filed

April 24, 1956

No. 254794



ARTICLES OF INCORPORATION

—OF—

SUMMERSIDE METHODIST CHURCH

The undersigned, a majority of whom are citizens of the United States, desiring to form a corporation, not for profit, under the provisions of Title XVII, Revised Code of Ohio, do hereby certify:

FIRST. The name of said corporation shall be SUMMERSIDE METHODIST CHURCH

SECOND. The place in this State where the principal office of the corporation is to be located is.....
Union Township, Clermont County.

THIRD. The purpose or purposes for which said corporation is formed are:

1. To support the doctrine and to be subject to the laws, usages, and ministerial appointments of the Methodist Church as from time to time established, made, and declared by the lawful authority of said Church.
2. That the directors of the corporation shall be the Board of Trustees of Church property, elected and organized as prescribed in the discipline of the Methodist Church.
3. To secure, hold, improve, encumber, sell; convey, and dispose of property, both real and personal, in fee simple or otherwise.
4. To provide a place of worship for its members and to conduct the same according to the rules, regulations, customs and practices of the Methodist Church; promoting the cause of the Christian religion in the interest of said church; receiving, holding and disbursing gifts, bequeaths, and funds arising from any other sources; owning and maintaining suitable real and personal property, and doing any and all things necessary or incident to any of the matters herein set forth required thereof.

FOURTH. The following persons shall serve said corporation as trustees until the first annual meeting or other meeting called

necessary or incident to any of the matters herein set forth required thereof.

FOURTH. The following persons shall serve said corporation as trustees until the first annual meeting or other meeting called to elect trustees.

Carl Lang Route #6, Batavia, Ohio
Kenneth Yockey Route #6, Batavia, Ohio
Emma Nash Route #1, Newtown, Ohio
Irwin Rower Route #6, Batavia, Ohio
Jack Grant Route #6, Batavia, Ohio
Russell Maddux Route #1, Newtown, Ohio

IN WITNESS WHEREOF, We have hereunto subscribed our names, this 21st day of April, 1956.

Carl Lang
Kenneth Yockey
Emma Nash
Incorporators.

THE STATE OF OHIO, COUNTY OF Clermont, ss.:

Personally appeared before me, the undersigned, a Notary Public, in and for said county, this _____ day of _____, 1956, the above named Carl Lang, Kenneth Yockey and Emma Nash, who each severally acknowledged the signing of the foregoing articles of incorporation to be his free act and deed, for the uses and purposes therein mentioned.

WITNESS my hand and official seal on the day and year last aforesaid.

SEAL

Carl L. Wolf

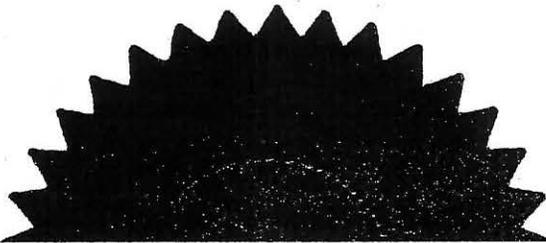
Notary Public.

United States of America
STATE OF OHIO
Office of the Secretary of State

I, TED W. BROWN, Secretary of State, of the State of Ohio,

do hereby certify that the foregoing is an exemplified copy, carefully compared by me with the original record now in my official custody as Secretary of State, and found to be true and correct, of the Articles of Incorporation of SUMMERSIDE METHODIST CHURCH

filed in this office on the 24th day of April, 1956, and recorded in Volume 720, Page 452, of the Records of Incorporations.



United States of America
STATE OF OHIO
Office of the Secretary of State

I, TED W. BROWN, Secretary of State, of the State of Ohio,

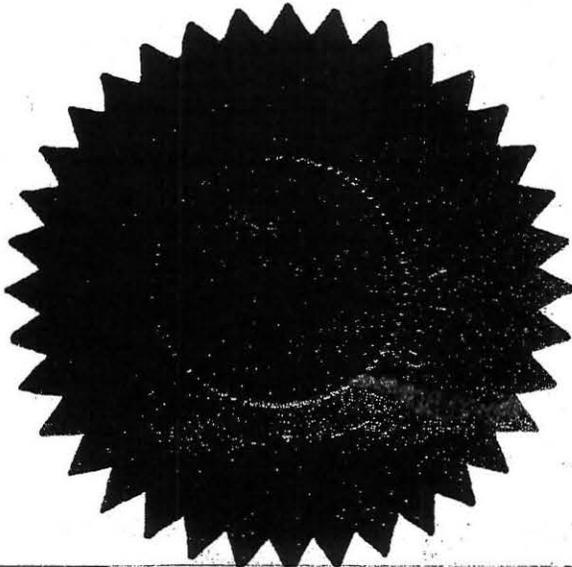
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filed in this office on the 24th day of April, 1956, and recorded in Volume 720, Page 452, of the Records of Incorporations.

WITNESS my hand and official seal at

Columbus, Ohio, this 24th day of April, 1956

Ted W. Brown
Secretary of State.





STATE OF OHIO
DEPARTMENT OF TAXATION
SALES AND USE TAX
BLANKET EXEMPTION CERTIFICATE

The purchaser hereby claims exception or exemption on all purchases of tangible personal property and selected services made from:

(vendor's name)

and certifies that this claim is based upon the purchaser's proposed use of the items or services, the activity of the purchaser, or both, as shown hereon:

Church use

PURCHASER MUST STATE A VALID REASON FOR CLAIMING EXCEPTION OR EXEMPTION.

Summerside United Methodist Church
Purchaser's Name

1638 Old State Route 74
Street Address

Cincinnati Ohio 45244
City State Zip Code

Russell J. Magellan - Church Admin.
Signature and Title

11/2/2011
Date Signed

DD-EIN-362167731
Vendor's License Number, if any

TIN/31-0046352

Vendors of motor vehicles, titled watercraft and titled outboard motors may use this certificate to purchase these items under the "resale" exception. Otherwise, purchaser must comply with rule 5703-9-10 of the Administrative Code.

This certificate cannot be used by construction contractors to purchase material for incorporation into real property under an exempt construction contract. Construction contractors must comply with rule 5703-9-14 of the Administrative Code.

Alaska Mountain Guides Admin

To: Hart, Derek
Subject: RE: Haines Borough Tax Exemption Changes

From: Hart, Derek [mailto:derek.hart@siemens.com]
Sent: Wednesday, August 24, 2016 8:51 AM
To: Alaska Mountain Guides Admin <accounts@alaskamountainguides.com>
Subject: RE: Haines Borough Tax Exemption Changes

501c3 status is federally provided. So the EIN number verifies that status. Every United Methodist Church in the US uses this same EIN number.

Sales taxes are state taxes, so the sales tax exemption certificate is provided by Ohio.

Not sure what else I can provide?

Derek Hart
SM 476
513-225-1523
Derek.hart@siemens.com
[Troop Photos](#)
[Troop YouTube Channel](#)

From: Alaska Mountain Guides Admin [mailto:accounts@alaskamountainguides.com]
Sent: Wednesday, August 24, 2016 12:45 PM
To: Hart, Derek (DF PL MFE MK)
Subject: RE: Haines Borough Tax Exemption Changes

Good Morning,

Thanks for the information. Any chance, you are federally tax exempted? Thanks again.

Safe Adventures,

Libby Ann Kurz
Accounting Manager/Administrative Assistant

Chilkoot High Adventure Base
800.766.3396 www.alaskascoutingadventures.org
International Wilderness Leadership School
800.985.4957 www.iwls.com

THIS EMAIL IS COVERED BY THE ELECTRONIC COMMUNICATIONS PRIVACY ACT, 18 U.S.C. 2510-2521 AND IS LEGALLY PRIVILEGED. THE INFORMATION CONTAINED IN THIS MESSAGE IS CONFIDENTIAL AND IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. ANY UNAUTHORIZED DISCLOSURE OR DISTRIBUTION OF THIS INFORMATION IS PROHIBITED. IF YOU ARE NOT THE INTENDED RECIPIENT, PLEASE NOTIFY US IMMEDIATELY BY RETURNING IT TO THE SENDER AND DELETING THIS COPY FROM YOUR SYSTEM.

Julie Cozzi

From: Alaska Mountain Guides Admin <accounts@alaskamountainguides.com>
Sent: Thursday, September 08, 2016 11:30 AM
To: Julie Cozzi
Subject: RE: Tax Exemption Application - Haines Borough...

Hi Julie,

As per our discussion, David Martin asked I make contact with you regarding the additional information you requested.

The YMCA/YWCA Hayowentha-State of Michigan Girl's and Boy's groups seeking tax exemption have all participated in the same activities. They booked guided educational sea kayaking, ice climbing, mountaineering, and rock/ice courses via Alaska Mountain Guides Climbing School, Inc while staying overnight at the Chilkoot High Adventure Base off of Mud Bay Rd between courses. They are looking for tax exempt status on the guided services via AMGCSI. While in town between courses, they are making personal purchases of their own desire and visiting other local businesses during their free time. For these purchases, they are not seeking tax exemption.

If you have any other questions, don't hesitate to ask. Thanks.

Safe Adventures,

Libby Ann Kurz
Accounting Manager/Administrative Assistant
Alaska Mountain Guides & Climbing School, Inc.
WWW.ALASKAMOUNTAINGUIDES.COM 907-766-3366

Alaska Mountain Guide Adventures
WWW.SKAGWAYEXCURSION 907-766-3366

International Wilderness Leadership School
WWW.IWLS.COM 800-985-4957

Chilkoot High Adventure Base
www.alaskascoutingadventures.org 800-766-3396

Chilkat Guides, Ltd.
WWW.CHILKATGUIDES.COM 907-766-2491

Mountain Guides International
WWW.MOUNTAINGUIDESINTERNATIONAL.COM 800-766-3396

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From: David Martin [mailto:dmartin@hayowentha.org]
Sent: Thursday, September 08, 2016 5:22 AM
To: Alaska Mountain Guides Admin <accounts@alaskamountainguides.com>
Cc: Amanda Macaluso <amacaluso@hayowentha.org>
Subject: Fwd: Tax Exemption Application - Haines Borough...

Hello Libby:

I received this email yesterday from Julie Cozzi, the Borough Clerk, asking for our activities. Could you briefly state to me what how I should respond to this request. What activities that our YMCA Hayo-Went-Ha Camps participate in, through Alaska Mountain Guides, does the Haines Borough wish to tax/purchase. Clearly, we purchase guide services. I am more than happy to state that but wish to be more succinct so as to reduce the emails back and forth between Julie and I.

Thank-you for your response to this email and work on our behalf.

Each for all---

David Martin

CEO, State YMCA of Michigan

----- Forwarded message -----

From: Julie Cozzi <jcozzi@haines.ak.us>
Date: Wed, Sep 7, 2016 at 5:21 PM
Subject: Tax Exemption Application - Haines Borough...
To: "dmartin@hayowentha.org" <dmartin@hayowentha.org>

Hello, David...

I received the application for sales tax exemption for the State YMCA of Michigan. Before I can take it to the borough assembly, I need more information from you. You mentioned the activities but did not say anything about what you plan to purchase within the Haines Borough. The assembly requires that information. Please email me an explanation of the types of things you will purchase here for your activities.

Thank you. Have a nice evening!

Julie Cozzi, MMC

updated 5-31-16
Numerical

**SALES TAX EXEMPT
NON-PROFIT ORGANIZATIONS**

The following non-profit organizations are registered and approved to be exempt from paying sales tax in the Haines Borough. ANY NON-PROFIT ORGANIZATION THAT IS NOT LISTED SHALL BE CHARGED SALES TAX FOR THEIR PURCHASES. Please encourage those who insist they are exempt and not on this list, to stop by the Haines Borough office for further information. For questions and updates, please call 766-2231. Thank you.

<u>EXEMPT #</u>	<u>NAME OF ORGANIZATION</u>
101	Lynn Canal Community Players Box 118, Haines, AK
103	Sheldon Museum & Cultural Center Chilkat Valley Historical Society Box 269, Haines, AK 99827
103.1	Chilkat Valley Historical Society Box 23, Haines, AK 99827
104	Ak. Chilkat Bald Eagle Preserve Foundation, Box 213, Haines, AK 99827
105	S.E. Alaska State Fair Box 385, Haines, AK 99827
106	Ak. Community Develop. Corp. 6250 Tuttle Place #5, Anchorage, AK 99507
107	Haines Headstart Box 192, Haines, AK 99827
108	Haines Chamber of Commerce Box 1449, Haines, AK 99827
109	Echo Ranch Bible Camp Box 156, Haines, AK 99827
110	Chilkat Center for the Arts Box 1004, Haines, AK 99827
111	Lynn Canal Counseling Services Box 90, Haines, AK 99827
112	Lynn Canal Broadcasting Box 1109, Haines, AK 99827
113	Chilkat Valley Pre-School Box 1165, Haines, AK 99827
114	Salvation Army Box 550, Haines, AK 99827
115	Klukwan Assembly of God Church Box 422, Haines, AK 99827
116	Tlingit-Haida Regional Housing Box 32237, Juneau, AK 99803
119	S.E. Ak. Area Council, Boy Scouts 9220 Lee Smith Drive Juneau, Alaska 99801
120	Sacred Heart Catholic Church

<u>EXEMPT #</u>	<u>NAME OF ORGANIZATION</u>
	Box 673, Haines, AK 99827
121	Tongass Alaska Girl Scouts Troops #98, #99, #100, #101, #104
122	Covenant Life Center HC 60, Box 2665, Haines, AK 99827
123	Covenant Life College HC 60, Box 2665, Haines, AK 99827
125	Friends of Recycling Box 822, Haines, AK 99827
127	Port Chilkoot Bible Church Box 156, Haines, AK 99827
128	Haines Presbyterian Church Box 264, Haines, AK 99827
129	Haines Christian Center/Assembly of God Box 730, Haines, AK 99827
132	Alaska Indian Arts, Inc. Box 271, Haines, AK 99827
133	American Bald Eagle Foundation Box 49, Haines, AK 99827
134	Hospice of Haines Box 1034, Haines, AK 99827
136	Haines Senior Citizen Center Inc. Box 801, Haines, AK 99827
136.1	Haines Senior Village Box 835, Haines, AK 99827
138	Haines Animal Rescue Kennel Box 1533, Haines, AK 99827
139	Tlingit-Haida Central Council 320 W. Willoughby, Suite 300 Juneau, AK 99801
140	Duck's Unlimited Haines Chapter Box 628, Haines, AK 99827
141	Friends of the Library Box 1089, Haines, AK 99827
142	Haines Arts Council Box 505, Haines, AK 99827
143	Church of Jesus Christ LDS Box 916, Haines, AK 99827
144	Rural Ak. Comm. Action Program (RURAL CAP) P.O. Box 200908, Anchorage, AK 99510
146	Haines Sportmans Assoc. Inc. Box 677, Haines, AK 99827

<u>EXEMPT #</u>	<u>NAME OF ORGANIZATION</u>
147	American Legion Post #12 Box 452, Haines, AK 99827
148	Lynn Canal Conservation, Inc. Box 964, Haines, AK 99827
150	Northern S.E. Regional Aquaculture Assoc. (NSRAA) Box 1263, Haines, AK 99827
151	REACH, Inc. Box 1484, Haines, AK 99827
153	S.E. Ak. Regional Health Consortium (SEARHC), Box 1549, Haines, AK 99827
155	Rainbow Glacier Camp Box 432, Haines, AK 99827
160	AWARE, Inc. P.O. Box 20809, Juneau, AK 99802
161	Nenana Ice Classic Box 00272 , Nenana, AK 99760
162	Big Brother Big Sister Box 148, Haines, AK 99827
163	Haines Dolphins Swim Team Box 1367, Haines, AK 99827
164	Inside Passage Electric Co-op P.O. Box 210149 Auke Bay, AK 99821
165	Chilkoot Indian Association Box 490, Haines, AK 99827
166	Alaska Native Brotherhood & Sisterhood Box 749, Haines, Alaska 99827
167	The Hammer Museum Box 702, Haines, Alaska 99827
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171	Takshanuk Watershed Council Box 1029, Haines, Alaska 99827
172	Haines Baptist Church Box 1245, Haines, Alaska 99827
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190	Haines Ski & Hike Club Box 613 Haines, AK 99827

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Sept. 5, 2016

From: Margaret Friedenauer

RE: Nonprofit grant funding appropriations

Fellow assembly members and Mayor Hill,

I've asked the nonprofit funding issue be put back on the agenda for this meeting because I believe this issue needs to be decided sooner rather than later. I hope we can decide and vote on this issue at this meeting and not postpone it again.

I would like to make a motion that reaffirms the following budget appropriations already in the FY17 budget for nonprofit grant requests:

- \$32,500 from the Areawide general fund
- \$17,500 from the Economic Development and Tourism Promotion fund
- \$15,000 from the Medical Service Area fund

My reasons are as follows:

1. First, it seems unusual that we must even make this motion. This motion was not needed in years past when this money for nonprofit grant requests was approved in the budget under "assembly appropriations." It was recommended by the mayor that we reaffirm this intention this year. I would think we would only need to bring this up if we had decided to appropriate this money differently, or we could let it go unspent. But to reaffirm the intention for this money seems unnecessary to me.
2. The assembly only briefly discussed these appropriations in the budget process. My support of this appropriation has not wavered. As some other assembly members mentioned during those meetings, this process should probably be reexamined next year. However, once we passed the FY17 budget with these appropriations, we sent the message to the community that this grant funding process would be available again. To revoke that decision now seem disingenuous to me.
3. I spoke to all but two of the nonprofits that received borough grants last year. All of them said with the passage of the budget, they assumed grant applications would be accepted again this year. While no agency should rely on those funds, several of these organizations made plans for the potential of receiving some of the grant money because we specified so during the budget process. Some organizations have already begun filling out last year's application in anticipation of this year's process.

I also spoke with Kelly Williamson of Lynn Canal Counseling who confirmed the agency does not need grant funding this year from the borough. That is also why interim manager Brad Ryan proposed (and we passed) a budget appropriation from the Medical Service Area Fund less than in years past (from \$28,750 in FY 15 and FY16 to \$15,000 this year.)

4. I agree that the assembly should have funds available in our own budget for training and we do – there is a line item in our budget for “training.” We have yet to spend any of it but it is there if we decide to do so.
5. While we are running a deficit this year and it’s currently projected at more than \$400,000 because of the governor’s recent veto, FY16 actually ended better than we projected. According to Jila, this means in FY16 we contributed to the fund balance, increasing the cushion for FY17. Jila provided more information about this in her CFO report.
6. The detailed application for nonprofit grant requests includes a question about how the funds will be used to stimulate the Haines economy. The applications also asks organizations how their work aligns with the Action Plan in the borough’s comprehensive plan. These grant requests receive as much scrutiny as possible that they align with our priorities and goals in the comprehensive plan. Ideally, these grants go to organizations that are providing services not otherwise provided by the borough but that promote health, welfare and safety (like recycling, preschool education, domestic violence services and senior services) or organizations that promote Haines and provide an economic benefit (like the Southeast Alaska State Fair.) We’ve heard from many people in the community who believe these grant funds signal that the borough and community value the work and benefits of nonprofits. The assembly aligned with that sentiment when we approved the appropriation of this money for nonprofit grant requests.

But, we do already provide some financial assistance to nonprofits, through community property tax exemptions. Nonprofits also qualify for other tax relief. I’ve attached some of those figures as well.

In all, I believe we should fulfill the intention we signaled when we passed this budget to continue this grant request process for at least one more year.

Thank you,
Margaret Friedenauer

HAINES BOROUGH

Summary of 2016 (FY17) Property Tax

District	Total Assessed Value	CPE Exempt (Optional)	Senior & Vet Exempt (Mandatory)	Total Taxable Value	Mill Rate	Total Tax
F.D. #1	\$ 45,733,700		(\$4,261,920)	\$41,471,780	8.09	\$ 335,507
F.D. #1 +Letnikof RMSA	8,945,800		(\$450,000)	\$8,495,800	9.26	78,671
F.D. #3	31,071,900		(\$3,129,100)	\$27,942,800	8.17	228,293
F.D. #3 +HDT RMSA	3,510,200		(\$150,000)	\$3,360,200	8.79	29,536
F.D. #3 +EagleVista RMSA	2,424,900		(\$300,000)	\$2,124,900	12.29	26,115
F.D. #3 +Riverview RMSA	1,690,500		(\$19,500)	\$1,671,000	9.07	15,156
BOROUGH (REMOTE)	26,734,400		(\$464,700)	\$26,269,700	7.25	190,455
BOROUGH +HDT RMSA	7,726,200		(\$21,500)	\$7,704,700	7.87	60,636
TOWNSITE	214,384,000	(\$6,798,300)	(\$24,562,410)	\$183,023,290	10.47	1,916,254
TOTAL BOROUGH	\$ 342,221,600	(\$6,798,300)	(\$33,359,130)	\$302,064,170		\$ 2,880,623

CPE Exempt Tax Value	Sr/Vet Exempt Tax Value
	\$ 34,479
	4,167
	25,565
	1,319
	3,687
	177
	3,369
	169
\$71,178	257,168
\$71,178	\$ 330,100

Totals from 2016 Tax Bills Compared to FY17 Budget

		FY17 Budgeted Property Tax Revenue	2016 Tax Bills
01-01-09-4011	Property Tax Revenue -General Fund	\$ 1,800,000	\$ 1,798,798
01-09-49-4025	Property Tax - Letnikof RMSA	10,000	9,940
01-09-52-4031	Property Tax - Riverview RMSA	1,500	1,504
01-09-54-4025	Property Tax - Historic Dalton Trail	8,000	8,178
01-09-55-4025	Property Tax - Eagle Vista RMSA	8,000	7,437
02-01-09-4011	Property Tax Revenue -Townsite	436,000	435,595
25-01-00-4021	Property Tax -Fire District #1	195,500	195,712
25-02-00-4021	Property Tax -Fire District #3	32,408	32,291
75-01-00-4021	Property Tax -Library Bond	14,100	14,100
76-01-00-4021	Property Tax -2005 School Construction	350,683	350,683
76-02-00-4021	Property Tax -2015 School Renovations	26,385	26,385
		\$ 2,882,576	\$ 2,880,623

Community Purpose Optional Exemption Comparison

(From 2015 Alaska Taxable Table 6B Summary of Optional Exemptions)

	CPE Exemptions	Total Assessed Value
Haines Borough 2016	\$6,798,300	\$ 342,221,600

	Community Purpose (2015)	Local Assessed Value
Municipalities (2015)	AS 29.45.050(b)(1)(A)	
Anchorage (Municipality of)	\$19,551,084	\$34,567,424,395
Bristol Bay Borough	\$0	\$333,088,966
Cordova	\$0	\$168,654,400
Craig	\$2,560,000	\$99,498,360
Dillingham	\$0	\$186,098,152
Eagle	\$0	\$9,412,922
Fairbanks North Star Borough	\$21,191,629	\$7,682,268,107
Juneau (City & Borough)	\$20,959,389	\$4,502,882,232
Kenai Peninsula Borough	\$82,642,900	\$6,048,228,558
Ketchikan Gateway Borough	\$5,133,400	\$1,404,520,848
Kodiak Island Borough	\$3,670,700	\$1,202,877,172
Matanuska-Susitna Borough	\$20,822,900	\$8,398,998,882
Nenana	\$0	\$17,967,578
Nome	\$0	\$271,121,617
North Slope Borough	\$11,315,900	\$679,935,566
Pelican	\$0	\$9,071,574
Petersburg Borough	\$0	\$320,638,124
Sitka (City & Borough)	\$19,590,302	\$1,010,407,802
Skagway (Municipality of)	\$0	\$327,487,352
Unalaska	\$0	\$545,145,000
Valdez	\$2,931,520	\$259,800,074
Whittier	\$0	\$77,275,972
Wrangell (City & Borough)	\$0	\$135,544,229
Yakutat (City & Borough)	\$0	\$45,416,827

A Resolution of the Haines Borough Assembly authorizing the allocation of FY16 Budgeted Funds to Non-profit Organizations.

WHEREAS, the Haines Borough Assembly limited the funds to be granted to locally-controlled community organizations and non-profit corporations in the FY16 budget, as follows:

\$18,003 from Fund 01: Areawide General Fund (Community Chest)
\$28,750 from Fund 20: Medical Service Area Fund
\$17,500 from Fund 23: Economic Development/Tourism; and

WHEREAS, ten community organizations and non-profit corporations requested FY16 funds; and

WHEREAS, the ad hoc Non-Profit Funding Committee employed a scoring matrix to objectively determine the extent to which the application achieved the prescribed criteria; and

WHEREAS, funding requests were adjusted based on scores derived from utilization of the matrix, the limits specified in the FY16 Haines Borough Budget, and determination by the committee that the applicant was providing a service to the public,

NOW, THEREFORE, BE IT RESOLVED by the Haines Borough Assembly that the community organizations and non-profit corporations applying for FY16 funding be allocated as follows and as described in the attached document appended to this resolution:

Fund 01 Community Chest

Big Brothers Big Sisters	\$1,800
Haines Friends of Recycling	\$3,500
Alaska Avalanche Info Center	\$2,800
Haines Dolphin Swim Team	\$2,160
Takshanuk Watershed Council	\$3,901.50
Chilkat Valley Preschool	\$3,901.50

Fund 02 Medical Service Area

Southeast Senior Services	\$6,600
Southeast Alaska Independent Living (SAIL)	\$5,000
Lynn Canal Counseling	\$15,000

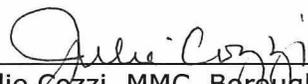
Fund 23 Economic Development/Tourism

Southeast Alaska State Fair	\$17,000
Haines Friends of Recycling	\$500

Adopted by a duly-constituted quorum of the Haines Borough Assembly on this 10th day of November, 2015.


Janice Hill, Mayor

Attest:


Julie Cozzi, MMC, Borough Clerk



Paul A. L. Nelson Pro Se
Box 858
Haines, Alaska 99827
907-303-0130

August 30, 2016

Haines Borough
Box 1209
Haines, AK 99827

RE: Violation of Constitutional Rights by the Haines Borough

To the Haines Borough Assembly and Administration,
The Haines Borough violated the Constitution of the United States of America,
the Alaska State Constitution and the Haines Borough Charter.

Paul A. L. Nelson Pro Se hereby requests an immediate meeting with the
Haines Borough Assembly to appeal and address the violation of his
Constitutional Rights by the Haines Borough.

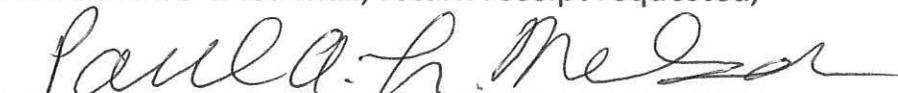
Please respond in writing to this request on or before September 5, 2016,
5:00pm.



Paul A. L. Nelson Pro Se

cc: Chilkat Valley News
KHNS

I, Paul A. L. Nelson Pro Se do hereby swear and affirm this document was
mailed to the Haines Borough via USPS Certified Mail, return receipt requested,
on August 30, 2016.



Paul A. L. Nelson Pro Se



HAINES BOROUGH, ALASKA

P.O. BOX 1209

HAINES, AK 99827

(907) 766-2231 FAX (907) 766-2716

September 6, 2016

Mr. Paul L. Nelson
PO Box 858
Haines, Alaska 99827

Re: Your letter of August 30, 2016

Dear Mr. Nelson:

The Borough Assembly is interested in your concerns and welcomes your input regarding your complaint. In order to provide for an effective, orderly airing of your opinion, certain rules have been adopted by the Borough on how citizens may make their views known.

The public is encouraged to communicate their questions and concerns to the Borough Assembly. You may do so by directly contacting (either orally or in writing) any Assembly Member. In addition, you may contact the Borough Manager or any member of the Borough Staff in writing and indicate that this information is to be shared with the Borough Assembly. Copies of the communications will be distributed to the Mayor and each Assembly Member. This is what occurred with the letter recently sent to the Borough on your behalf by attorney Bruce. The Borough Clerk will summarize the communication at the next Regular Assembly Meeting. The Assembly will formally place it on the record and keep it on file in the Borough Clerk's Office.

As an alternative to the above, you may attend a regularly scheduled meeting of the Assembly to address them on any issue during "Public Comment", which takes place early within the meeting agenda following "Approval of Minutes". During this period, each member of the public is afforded three minutes to speak.

We hope that this has helped make you aware of how you can best make your concerns known to the Haines Borough Assembly.

Sincerely,

A handwritten signature in black ink that reads "Jan Hill".

Jan Hill
Mayor, Haines Borough

A handwritten signature in blue ink that reads "William Seward".

William Seward
Manager, Haines Borough