

Haines Borough
Borough Assembly Meeting #224

AGENDA



May 29, 2012 - 6:30 p.m.

Location: Assembly Chambers, Public Safety Bldg.

Stephanie Scott,
Mayor

Daymond Hoffman,
Seat A
Assembly Member

Steve Vick,
Seat B
Assembly Member

Debra Schnabel,
Seat C
Assembly Member

Joanne Waterman,
Seat D
Assembly Member

Norman Smith,
Seat E
Assembly Member

Jerry Lapp,
Seat F
Assembly Member

Mark Earnest
Borough Manager

Julie Cozzi,
Borough Clerk

Jamie Heinz,
Deputy Clerk

1. CALL TO ORDER/PLEDGE TO THE FLAG

2. ROLL CALL

3. APPROVAL OF ASSEMBLY AGENDA & CONSENT AGENDA

[Approval of Consent Agenda passes all routine items indicated by an asterisk (). Consent Agenda items are not considered separately unless an Assembly Member so requests. Upon request, the item is returned to the Regular Agenda].*

* 4. APPROVAL OF MINUTES – Regular: 4/10, 4/24

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

6. MAYOR'S COMMENTS/REPORT

7. PUBLIC HEARINGS

A. Ordinance 12-04-286 – Second Hearing

An Ordinance of the Haines Borough, Alaska, providing for the establishment and adoption of the budget of the Haines Borough for the period July 1, 2012 through June 30, 2013.

*The borough manager submitted a proposed budget to the assembly on 4/3/12, and the assembly has conducted various budget meetings/work sessions. Per borough charter 9.01(D), the budget must be adopted by 6/15/12. Two public hearings must be held prior to June 1st. This ordinance was introduced on 4/24 and had a first public hearing on 5/8. A third public hearing is recommended. **Suggested motion:** Advance Ordinance 12-05-288 to a third public hearing on 6/12/12.*

B. Ordinance 12-04-287 – Second Hearing

An Ordinance of the Haines Borough Assembly amending Haines Borough Code Title 2 Sections 2.10.200 and 2.10.250 to clarify the procedure for filling a vacancy occurring in the Borough Assembly.

*This ordinance was introduced on 4/24 and had a first public hearing on 5/8. **Suggested motion:** Adopt Ordinance 12-04-287.*

C. Ordinance 12-05-288 – First Hearing

An Ordinance of the Haines Borough Assembly authorizing the borough manager to accept loans from the Alaska Department of Environmental Conservation for water system improvements.

*The Assembly, through Resolution 11-07-287, authorized the manager to apply for these loans. This ordinance is necessary for the manager to execute the loans and he recommends adoption. It was introduced on 5/8. **Suggested motion:** Advance Ordinance 12-05-288 to a second public hearing on 6/12/12.*

D. Ordinance 12-05-289 – First Hearing

An Ordinance of the Haines Borough Assembly amending Section 2.04 of the Haines Borough Charter pursuant to a vote of the people at the October 2, 2012 Haines Borough General Election to provide the option of filling an assembly vacancy by special election.

*This is recommended by the mayor and was introduced on 5/8. **Suggested motion:** Advance Ordinance 12-05-289 to a second public hearing on 6/12/12.*

E. Ordinance 12-05-290 – First Hearing

An Ordinance of the Haines Borough Assembly placing on the October 2, 2012 Election ballot the question of exemption from the Alaska Public Official Financial Disclosure law (AS 39.50).

*This was identified as one of the assembly priority tasks in the 2012 strategic planning document, and this ordinance was introduced on 5/8. **Suggested motion:** Advance Ordinance 12-05-290 to a second public hearing on 6/12/12.*

7. PUBLIC HEARINGS ---continued---

F. **Ordinance 12-05-291** – First Hearing

An Ordinance of the Haines Borough Assembly amending Haines Borough Code Sections 18.20.020, 18.30.010, 18.30.060, 18.40.030, 18.50.030, 18.60.010, and 18.90.030 to revise the types of permits and their uses, and the timeframes associated with acceptance and approval of permits.

*This is recommended by the Planning Commission and was introduced on 5/8. **Suggested motion:** Advance Ordinance 12-05-291 to a second public hearing on 6/12/12.*

G. **Ordinance 12-05-292** – First Hearing

An Ordinance of the Haines Borough Assembly adopting, by ordinance, a revised fee schedule including rates, fees and penalties for harbor facility usage.

*This ordinance is recommended by the Port and Harbor Advisory Committee and was introduced on 5/8. Two corrections need to be made to the ordinance, and an amendment is recommended. **Suggested motion:** Advance Ordinance 12-05-292 to a second public hearing on 6/12/12.*

8. STAFF/FACILITY REPORTS

A. Borough Manager – 5/22 report

* B. Chilkat Center – April 2012 facility report

* C. Public Library – March 2012 staff report and 3/14/12 board meeting minutes

9. COMMITTEE/COMMISSION/BOARD REPORTS & MINUTES

A. Assembly Committees

1. Committee of the Whole

2. Commerce Committee

3. Finance & Budget

4. Personnel & Labor Relations

5. Government Affairs & Services

* B. Planning Commission

* C. School Board

* D. Advisory Boards

* E. Service Area Boards

* F. Ad Hoc Boards & Committees

10. UNFINISHED BUSINESS - None

11. NEW BUSINESS

A. Resolutions

1. **Resolution 12-05-357**

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into an agreement with PND Engineers, Inc. to provide engineering design services for the Chilkat Lake Roads Maintenance Project on a time and expenses reimbursable basis per the attached fee and rate schedule for an estimated cost of \$38,870.

*This resolution is recommended by the manager and director of public facilities. **Suggested motion in order to discuss:** Adopt Resolution 12-05-357.*

2. **Resolution 12-05-358**

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into an agreement with PND Engineers, Inc. to provide contract administration and inspection services for the Street Improvements Phase Three project for a not-to-exceed amount of \$107,960.

*This resolution is recommended by the manager and director of public facilities. **Suggested motion in order to discuss:** Adopt Resolution 12-05-358.*

3. **Resolution 12-05-359**

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into an agreement with PND Engineers, Inc. for permitting and final design services for the Port Chilkoot Dock – Phase 3 Improvements Project.

*This resolution is recommended by the manager, director of public facilities and harbormaster. **Suggested motion in order to discuss:** Adopt Resolution 12-05-359.*

11.A. Other New Business ---continued---

4. **Resolution 12-05-361**

A Resolution of the Haines Borough Assembly authorizing the manager to execute a contract change order with North Pacific Erectors, Inc. for the Vocational Education Building Improvements project to add siding for an amount not to exceed \$24,447.

*This resolution is recommended by the manager and director of public facilities. **Suggested motion:** Adopt Resolution 12-05-361.*

5. **Resolution 12-05-362**

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into a Memorandum of Agreement with the Alaska Department of Transportation and Public Facilities for the Picture Point Acquisition project.

*This resolution is recommended by the manager. **Suggested motion:** Adopt Resolution 12-05-362.*

B. Ordinances for Introduction

1. **Ordinance 12-05-293**

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

*The Finance Committee will review this ordinance prior to the first public hearing. **Suggested motion:** Introduce Ordinance 12-05-293 and set a first public hearing for 6/12/12.*

C. Other New Business

1. **Reconsideration of 5/8/12 Motion**

The following motion was passed during the 5/8/12 assembly meeting: "direct the manager to begin the process of implementing the planning commission's recommendations for disposal and use of the former school properties." Schnabel, Smith, and Lapp voted yes, and Vick, Waterman, and Hoffman voted no. The mayor broke the tie in the affirmative, so the motion carried 4-3.

A member of the prevailing side, assembly member Schnabel, has informed the mayor of her intention to ask for reconsideration. HBC 2.10.170 says, "[A] motion to reconsider requires a majority of affirmative votes and, if it prevails, the subject shall be open to debate and amendment in the same manner as the original question. Debates on motions to reconsider shall be limited to 25 minutes and no member shall speak for more than five minutes."

12. CORRESPONDENCE/REQUESTS

- * A. Request for Letter of Support for "Wise Guys" Health Program Grant
Chilkoot Indian Association
- * B. Request for Letter of Support for "Eat Local Campaign" Grant
Takshanuk Watershed Council

13. SET MEETING DATES

14. PUBLIC COMMENTS

15. ANNOUNCEMENTS/ASSEMBLY COMMENTS

16. ADJOURNMENT