Haines Borough
Borough Assembly Meeting #240
AGENDA

February 26, 2013 - 6:30 p.m. **Location: Assembly Chambers, Public Safety Bldg.**

Stephanie Scott,
Mayor

Dave Berry Jr.,
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

Michelle Webb,
Deputy Clerk

1. CALL TO ORDER / PLEDGE TO THE FLAG

2. ROLL CALL

3. APPROVAL OF AGENDA & CONSENT AGENDA

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

Consent Agenda:

4 – Approve Assembly Meeting Minutes
8B – Chilkat Center Report
8C – Museum Report
8D – Library Report
8E – Fire Dept. Report
8F – Finance Report
8G – Clerk Report
9A – Planning Commission Minutes
9B – Museum Board Minutes
9C – Fire Service Area #1 Board Minutes
9D – Library Board Minutes
9E – Tourism Advisory Board Minutes
11A1 – Adoption of Resolution 13-02-440
11A2 – Adoption of Resolution 13-02-441
11A3 – Adoption of Resolution 13-02-442
11A4 – Adoption of Resolution 13-02-443
11B1 – Introduction of Ordinance 13-02-314
11B2 – Introduction of Ordinance 13-02-315
11C1 – Advisory Board Appointments
11C2 – Liquor License Renewals
11C3 – Amend Previously-adopted Resolution 13-01-439

∗4. APPROVAL OF MINUTES – January 22, 2013 Regular and February 6, 2013 Special

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

6. MAYOR'S COMMENTS / REPORT

7. PUBLIC HEARINGS

A. Ordinance 13-01-311 – Second Hearing

An Ordinance of the Haines Borough Assembly amending Borough Code Title 2, Section 2.105.020 to add an ex officio seat to the Parks and Recreation Advisory Committee to be filled by an Alaska Department of Natural Resources Employee.

The parks and recreation advisory committee (PRAC) met with the government affairs & services (GAS) committee on 12/18 to discuss PRAC's request to add an ex officio seat to the committee to be filled by an AK-DNR employee. The GAS recommends assembly consideration of this code change. This was introduced on 1/8/13 and had a first public hearing on 1/22. **Motion**: Adopt Ordinance 13-01-311.

B. Ordinance 13-01-312 – First Hearing

An Ordinance of the Haines Borough amending Borough Code Sections 2.06.035 and 2.990.010 to clarify the local financial disclosure reporting process.

Subsequent to voter ratification of local financial disclosure reporting, the clerk's office developed a form and instructions. As a result of working with the new code, the clerk has recommended amendments to bring more clarity to the procedure. The ordinance was introduced on 1/22. **Motion**: Advance Ordinance 13-01-312 to a second public hearing on 3/12/13.

7. PUBLIC HEARINGS ---continued---

C. <u>Ordinance 13-01-313</u> – First Hearing

An Ordinance of the Haines Borough Assembly authorizing renewal of a lease of the Human Resources Building to Chilkat Valley Preschool for the purpose of providing educational services.

The preschool has leased the Human Resources Building on a year-to-year basis since the year 2000, and they have requested a renewed lease for calendar year 2013. Borough Charter states the leasing of borough property must be approved by the assembly by ordinance. The ordinance was introduced on 1/22. **<u>Motion</u>**: Advance Ordinance 13-01-313 to a second public hearing on 3/12/13.

8. STAFF/FACILITY REPORTS

A. Borough Manager – *2/26/13 Report*
∗B. Chilkat Center – *Facility Report of January 2013*
∗C. Sheldon Museum – *Staff Report of December 2012 and January 2013*
∗D. Public Library – *Staff Report of December 2012*
∗E. Fire Dept. – *Staff Report of January 2013*
∗F. Finance Dept. – *FY13 First & Second Quarter General Fund Financial Report*
∗G. Borough Clerk – *2/26/13 Report*

9. COMMITTEE/COMMISSION/BOARD REPORTS & MINUTES

∗A. Planning Commission – *Minutes of 12/6/12, 12/13/12, and 1/17/13*
∗B. Museum Board of Trustees – *Minutes of 12/11/12 and 1/22/13*
∗C. FSA #1 Board – *Minutes of 12/28/12*
∗D. Library Board of Trustees – *Minutes of 12/11/12*
∗E. Tourism Advisory Board – *Minutes of 12/11/12*
F. Assembly Standing Committee Reports

10. UNFINISHED BUSINESS

11. NEW BUSINESS

A. Resolutions

∗1. <u>Resolution 13-02-440</u>

A Resolution of the Haines Borough Assembly setting the date of the 2013 Board of Equalization for April 29.

Code says the BOE must be the 2nd Monday in May unless changed by assembly resolution. The contract assessor requests a different date this year due to scheduling. The public will still have the required minimum 30-day appeal period following mailing of the assessment notices. **<u>Motion</u>:** Adopt Resolution 13-02-440.

∗2. <u>Resolution 13-02-441</u>

A Resolution of the Haines Borough Assembly approving certain unincorporated communities and their respective nonprofit entity for participation in the FY14 community revenue sharing program.

This resolution makes the Haines Volunteer Fire Department and the Klehini Valley Volunteer Fire department eligible to receive community revenue sharing from the state of Alaska on behalf of their unincorporated communities for FY14. **<u>Motion</u>:** Adopt Resolution 13-02-441.

∗3. <u>Resolution 13-02-442</u>

A Resolution of the Haines Borough Assembly supporting the Haines Borough Coordinated Transportation Plan 2013 edition.

An approved plan allows the Mobility Manager program to continue. This program enhances the "Care-A-Van", operated by Southeast Senior Services, which is an arm of Catholic Community Services. The program offers a unique public transportation opportunity benefitting seniors and other qualified residents. The previous resolution (12-01-329) was adopted on 1/24/12. **<u>Motion</u>:** Adopt Resolution 13-02-442.

∗4. <u>Resolution 13-02-443</u>

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute a contract change order with PND Engineers, Inc. for the South Portage Cove Expansion Geotechnical Investigation for an amount not to exceed $110,856 and to conclude on March 15, 2013.

On 8/14/12, the assembly authorized the manager to contract with PND Engineers for completion of South Portage Cove Harbor Expansion geotechnical investigation, but poor weather conditions caused project delays. A change order is needed for the additional costs and a report completion date extension. **<u>Motion</u>:** Adopt Resolution 13-02-443.

11. NEW BUSINESS ---continued---

A. Resolutions ---continued---

5. Resolution 13-02-444

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute contract change order #2 with North Pacific Erectors, Inc. for the High School Gym Floor Replacement and Bleachers project for an amount not to exceed $11,864.

The hinge plates for the existing door frames in the school entryway were failing, and this additional work was added to the High School Gym Floor Replacement project because it was believed to fall within the scope of the legislative grant award. The work has been done and the bill needs to be paid. The funds will come out of borough deferred maintenance funds, because this portion of the project has been determined to be ineligible for this grant funding. **Motion:** Adopt Resolution 13-02-444.

B. Ordinances for Introduction

∗1. Ordinance 13-02-314

An Ordinance of the Haines Borough amending Borough Code Title 10, Chapter 10.06 to require proof of vehicle insurance and Section 10.50.020 to allow for a fine of $500.

During its meeting on 1/8/13, the Finance Committee talked about looking into putting some of the traffic violations into the borough's own code book because it could affect the borough's portion of collected fines. At a follow-up meeting, the committee decided to start with putting into code an uninsured motorist fine. This is supported by Chief Lowe who made code amendment recommendations that staff put into ordinance form for the assembly's consideration. **Motion**: Introduce Ordinance 13-02-314 and set a first public hearing for 3/12/13.

∗2. Ordinance 13-02-315

An Ordinance of the Haines Borough Amending Borough Code Title 14, Section 14.16.160 to Clarify the Responsibility for Negotiated Leases in a Manager Form of Government.

The mayor brought this to the clerk's attention as a section of code that may need to be "cleaned up" to clarify that, subject to assembly authorization, it is the manager who is responsible for negotiating leases. **Motion**: Introduce Ordinance 13-02-315 and set a first public hearing for 3/12/13.

C. Other New Business

∗1. Board Appointments

Appointment requests have been received for seats on the public safety commission and museum board. The mayor plans to make the appointments and seeks assembly confirmation. Additionally, although one member of the fire service area # board was appointed in 2009, he was the only member until Nov. 2012 when the board finally had a quorum of members and was therefore unable to serve until then. The mayor wishes to reconfirm that appointment with a term date of Nov. 2013. **Motion**: Confirm the mayor's appointment of Diane Sly (term 11/2014), Mike Case (term 11/2015), and Al Gilliam (term 11/2013) to the Public Safety Commission; Pauline Turner (term 11/2015) to the Museum Board of Trustees; and reconfirm the appointment of Alan Heinrich (term 11/2013) to the Fire Service Area #1 Board.

∗2. Liquor License Renewals

The Alaska Alcohol Beverage Control Board has notified the Borough of pending liquor license renewals for the Harbor Bar & Lighthouse Restaurant, Outfitter Liquor Store, Haines Brewing Company, and Mountain Market. The Board, prior to its final approval, is giving the local government an opportunity to make a statement, if so desired. Since this is a preexisting liquor license, assembly action is optional.

∗3. Amend a Previously Adopted Resolution – 13-01-439 (Federal Priorities for 2013)

On 1/22/2013, the assembly adopted Resolution 13-01-439 setting the federal priorities for 2013. Since that time, the borough manager has been informed of drastic funding changes to the Tribal Transportation Program (formerly known as IRR), and believes it should be added to the borough's list of federal priorities. Roberts Rules of Order allows a motion to amend something previously adopted. **Motion**: Amend Resolution 13-01-439 adopted at the 1/22/13 meeting by inserting "Tribal Transportation Program" as item number 8.

4. Draft Letter from Southeast Mayors re. Alaska Class Ferries – Discussion Item

Lt. Gov. Treadwell encouraged Southeast region mayors to work together to comment on the changes proposed for the Alaska Class ferries. Mayor Scott drafted one proposed letter, and the Mayor of Sitka drafted another version.

11. NEW BUSINESS ---continued---

C. Other New Business ---continued---

5. <u>Community Non-Profit Funding</u>

The mayor requests the assembly clarify its intentions regarding funding for community non-profits in FY14. She has outlined some suggestions for assembly consideration as a way of moving forward. **<u>Motion #1</u>**: Affirm a commitment to fund non-profits insofar as able given fiscal constraints. If Motion #1 passes, **<u>Motion #2</u>**: Assign the development of an application form and scoring matrix to the _____ committee with a presentation to come to the assembly on 3/12/13.

12. SET MEETING DATES

A. BOE Training, Tuesday, April 2, 6:00pm

13. PUBLIC COMMENTS

14. ANNOUNCEMENTS / ASSEMBLY COMMENTS

15. ADJOURNMENT

Haines Borough
Borough Assembly Meeting #239
January 22, 2013
MINUTES

Draft

1. **CALL TO ORDER/PLEDGE TO THE FLAG:** Mayor **SCOTT** called the meeting to order at 6:30 p.m. in the Assembly Chambers and led the pledge to the flag.

2. **ROLL CALL**
Present: Mayor Stephanie **SCOTT**, and Assembly Members Debra **SCHNABEL**, Jerry **LAPP**, Joanne **WATERMAN**, Dave **BERRY**, and Steve **VICK**. **Absent**: Norman **SMITH**

Staff Present: Mark **EARNEST**/Borough Manager, Julie **COZZI**/Borough Clerk, Jila **STUART**/Chief Fiscal Officer, Michelle **WEBB**/Deputy Clerk, Carlos **JIMENEZ**/Director of Public Facilities, Jerrie **CLARKE**/Museum Director, and others.

Visitors Present: Karen **GARCIA**/CVN, Margaret **FRIEDENAUER**/KHNS, Bill **KURZ**, Paul **NELSON**, Robert **BUTKER**, Kristen **WHITE**, Jim **STUDLEY** and others.

3. **APPROVAL OF AGENDA & CONSENT AGENDA**
The following Items were on the published consent agenda:
4 – Approve Assembly Meeting Minutes
8B – Chilkat Center Facility Report
8C – Fire Department Reports
8D – Police Department Report
11A1 – Adoption of Resolution 13-01-433
11A2 – Adoption of Resolution 13-01-434
11A3 – Adoption of Resolution 13-01-435
11A4 – Adoption of Resolution 13-01-436
11A5 – Adoption of Resolution 13-01-437
11A6 – Adoption of Resolution 13-01-438
11A7 – Adoption of Resolution 13-01-439
11B1 – Introduction of Ordinance 13-01-312
11B2 – Introduction of Ordinance 13-01-313
11C1 – Advisory Board Appointments
11C3 – Amend Previously Adopted Resolution 12-12-428

Motion: LAPP moved to "approve the agenda/consent agenda," and it was amended to remove items: 11A2, 11A5, 11A6, 11B1, and 11C3 from the consent agenda and add New Business items: 11C5 - Police Investigative Resources, 11C6 - CIA Carving Post Support Letter, and 11C7 - First Nation Alaska. The agenda, as amended, was approved unanimously. *Note: This motion was later reconsidered to remove item 11A7 later in the meeting.)* **COZZI** made note that 11B2 was corrected for typos

* 4. **APPROVAL OF MINUTES –** 1/8/13 Regular Meeting and 1/15/13 Special Meeting

5. **PUBLIC COMMENTS**

BUTKER read a letter from Community Waste Solutions from Tom Hall regarding recycling. A copy of this letter was submitted to become a part of the record.
WHITE from Chilkat Valley Preschool spoke regarding the lease renewal of the borough's Human Resources Building. She thanked the borough for previous leases.
NELSON commented on the manager's contract. He thanked the assembly for their work, and hoped the assembly would not renew a contract that is not yet at the end of its term.
STUDLEY spoke to a draft letter of support given to the mayor regarding the First Nation's request. First Nation Alaska plans to ask the legislature for funding to build a tribal house and hopes the Borough will support this action along with the Chilkoot Indian Association.

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

In addition to her written report, the mayor communicated that the borough is trying to have another trooper placed in Haines. She received a phone call that Haines will be receiving another trooper, but there may be a significant delay until the next academy attendees have graduated. Additionally, Mayor **SCOTT** stated she has become aware there is no Legislative Information Office in Haines, and she will be working with the state of Alaska on this matter. Finally, a new report states the population of Haines is 2,620, which is important to funding.

7. PUBLIC HEARINGS

A. Ordinance 13-01-311 – First Hearing

An ordinance of the Haines Borough Assembly amending Borough Code Title 2, Section 2.105.020 to add an ex officio seat to the Parks and Recreation Advisory Committee to be filled by an Alaska Department of Natural Resources Employee.

Mayor **SCOTT** opened the public hearing at 6:51pm.

Hearing no comments, the mayor closed the public hearing at 6:51pm.

Motion: BERRY moved to "advance Ordinance 13-01-311 to a second public hearing on 2/12/13," and the motion carried 4 to 1 with **LAPP** opposed.

During the discussion, **LAPP** said he found it interesting that this would codify a state employee on a borough committee. **VICK** reported the Government Affairs and Services Committee supported this ordinance, but he is unaware of another local borough committee with this requirement. **LAPP** stated that if a state employee met the residency requirements and wanted to serve on the committee, they could apply. **WATERMAN** reflected that during work on the Comprehensive Plan, it was discussed that the working relationship between the Department of Natural Resources (DNR) and the borough is important due to the amount of state land that is around Haines. **SCOTT** mentioned that memorandums of understanding will be needed and this position will help with that. **SCHNABEL** stated she was concerned with the borough's ability to enforce this ordinance. **SCOTT** reminded the assembly this would be a non-voting member and if this ordinance were to go to a second hearing there would be time for feedback from DNR.

8. STAFF/FACILITY REPORTS

A. Borough Manager – *1/22/13*

EARNEST summarized his written report.

SCHNABEL requested more information about the $6 million addition for the harbor project. **EARNEST** stated that funding would not be out of general funds but from other sources.

SCOTT asked about the letter from Jim Scholl regarding the donation of the Haines-Fairbanks Pipeline gate valve #4 to the museum. **EARNEST** explained this project was part of the historic line, and therefore is eligible for preservation as a part of the Haines Highway Reconstruction Project. **CLARKE** said the funding is still being investigated, as this object is very large and will not be on the museum property. The state will be paying for a pull-out and signage, and the borough will be responsible for maintenance.

∗B. Chilkat Center – *12/2012 Facility Report*
∗C. Fire Department – 12/2012 Monthly and 2012 Year-end *Report*
∗D. Police Department –2012 Year-end *Report*

9. COMMITTEE/COMMISSION/BOARD REPORTS & MINUTES

A. Assembly Standing Committee Reports

LAPP reported on the Finance Committee meeting, which was held the previous night. There was a discussion with a school board member regarding funding the sprinklers at Mosquito Lake School. The committee is now waiting for a letter from the school board regarding this matter, possibly in February. The heating fuel sales tax holiday was declined for this year (due to lower than expected sales tax returns this year), but it may be discussed during budgeting for next year. Further, the finance committee discussed putting into code an uninsured motorist fine. This is supported by Chief Lowe. Staff will draft an ordinance for assembly consideration. Finally, non-profit funding was discussed, but no outcomes were reached. However, they are still formulating.

SCHNABEL reported the Commerce Committee meeting was well attended by fishermen and a representative of Alaska Fish & Game. They reviewed the draft of the Golder and Associates report regarding declining salmon stock in the Chilkat and Chilkoot watershed. **SCHNABEL** has asked Ray Staska and another individual to review the report for omissions, as the committee felt there were some issues not adequately addressed. **SCHNABEL** will be drafting a letter to Golder and will be looking for an amendment to the report.

10. UNFINISHED BUSINESS - None

11. NEW BUSINESS

A. Resolutions

∗1. Resolution 13-01-433

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to

enter into a professional services agreement with Kingfisher Consulting, LLC to provide comprehensive IT/computer support services for the borough.

The motion adopted by approval of the consent agenda: "adopt Resolution 13-01-433."

2. **Resolution 13-01-434**
A Resolution of the Haines Borough Assembly supporting additional funding for regulation and research in the Alaska Chilkat Bald Eagle Preserve, Haines, Alaska.

There was no public comment.

Motion: VICK moved to "adopt Resolution 13-01-434" and it was amended to insert item C *'a biologist to study the issues related to the sustainably of wild salmon stock at Chilkat and Chilkoot Lakes.'* The motion, as amended, carried unanimously in a roll call vote.

In discussion, **SCHNABEL** asked for an amendment to add a "C" statement regarding the sustainability. **SCOTT** noted that both she and **VICK** are on the Chilkat Bald Eagle Preserve board.

∗ 3. **Resolution 13-01-435**
A Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute contract change order number two with North Pacific Erectors, Inc. for the Haines School Vocational Education Building Improvements project for an amount not to exceed $16,039.11.

The motion adopted by approval of the consent agenda: "adopt Resolution 13-01-435."

∗ 4. **Resolution 13-01-436**
A Resolution of the Haines Borough Assembly authorizing the Borough Manager to dispose of the old Barnett Drive water tank by public sealed bid auction to the highest bidder.

The motion adopted by approval of the consent agenda: "adopt Resolution 13-01-436."

5. **Resolution 13-01-437**
A Resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into a short-term professional services agreement with Alaska Assessment Services to provide tax assessment services for the borough.

During public comment, **NELSON** voiced concern that there are over 80 people employed by the borough and this work could be done with existing staff.

Motion: BERRY moved to "adopt Resolution 13-01-437" which was amended to include *'assessment work'* after the word '*in-field'*. The motion, as amended, was carried unanimously in a roll call vote.

EARNEST explained the assessor position has a history. After significant thought and discussion, an in-house assessor-in-training position was created. It was intended that a 3-year contract assessor would provide training and oversight to the borough employee. At this time, 2 out of the 3 years have been provided. However, the assessing company previously used is no longer available. This work has been budgeted. **SCOTT** stated this position is required to be certified and the borough is operating under the guidance of the state assessor. **WATERMAN** asked if this new arrangement will continue the training of the current borough employee, Dean Olsen. **EARNEST** confirmed it will. **SCHNABEL** remarked that she is concerned that this resolution only allows 380 hours of work between now and the Board of Equalization (BOE), and the resolution is focused on administrative work, not the assessment. She asked how the assessments were done before. Jila **STUART** explained the final assessments are produced as part of preparing the assessment notices. Also, not all properties will be reassessed, just those areas that seem undervalued.

6. **Resolution 13-01-438**
A Resolution of the Haines Borough Assembly authorizing the Borough Manager to contract with Ferguson Waterworks for an amount not to exceed $26,000 for the purchase and installation of radio-read equipment, water meters and modules.

In public discussion, **NELSON** stated he was surprised this equipment was being purchased before the police dispatch radios are upgraded.

Motion: WATERMAN moved to "adopt Resolution 13-01-438," and the motion carried unanimously in a roll call vote.

SCHNABEL questioned to the price quote. **JIMENEZ** explained that 12 new radio read meters and 24 modules would be purchased. This adds up to the number stated in the resolution (with shipping added). **STUART** clarified the $21,000 is for hardware, software, and handheld equipment to allow for electronic reading. This price will allow for the upgrades for the new system and as many new meters, as possible.

7. **Resolution 13-01-439**
A Resolution of the Haines Borough Assembly adopting the Borough's 2013 Federal Priorities.
Note: this item was removed from the consent agenda later in the meeting (after the recess) and considered at that time.

Motion: WATERMAN moved to "adopt resolution 13-01-439". The motion carried unanimously.

Primary Amendment: WATERMAN moved to amend to add "7. Department of Energy – Liquid Natural Gas (LNG) study" and "8. Haines Historic Properties".

In discussion, **EARNEST** explained these changes were suggested by Brad **GILMAN**, the borough's federal lobbyist and supported by the planning commission. He stated he will work out the details of the historic properties and this was added to the federal priorities list to receive additional federal funding. **SCHNABEL** voiced concern that the historic properties designation may cause difficulties in development. **BERRY** believes this addition would open up a great deal of funding opportunities. He felt the borough would be remiss if these properties were not preserved. **EARNEST** noted specific designation requests would come back to the Assembly after nomination. **WATERMAN** requested the planning commission be informed of the outcomes of the vote and to have a more defined proposal in the future.

Motion: **SCHNABEL** asked to divide the question.

The vote to amend the resolution to include number 7 carried unanimously.

The vote to amend the resolution to include number 8 failed with **SCHNABEL** and **LAPP** opposed.

The main motion, as amended to include number "7. Department of Energy – Liquid natural Gas (LNG) study" carried unanimously in a roll call vote.

B. Ordinances for Introduction

1. **Ordinance 13-01-312**
An Ordinance of the Haines Borough Assembly amending Borough Code Sections 2.06.035 and 2.990.010 to clarify the local financial disclosure reporting process.

Motion: WATERMAN moved to "introduce Ordinance 13-01-312 and set a first public hearing for 2/12/13," and was amended to strike '*and amount*' and '*the type, source, and value of*' from 2.06.035(E)(1). The motion, as amended, carried unanimously.

∗2. **Ordinance 13-01-313**
An Ordinance of the Haines Borough Assembly renewal of a lease of the Human Resources Building with Chilkat Valley Preschool for the purpose of providing preschool educational services.

The motion adopted by approval of the consent agenda: "introduce Ordinance 13-01-313 and set a first public hearing for 2/12/13."

C. Other New Business

∗1. **Board Appointments**
Note: Reappointment requests were received for seats on the Port and Harbor Advisory Committee and the Historic Dalton Trail RMSA Board. The mayor sought assembly confirmation. The motion adopted by approval of the consent agenda: "confirm the mayor's reappointments of Dean Risley and Bill Rostad to the Port and Harbor Advisory Committee for new two-year terms ending 11/30/2014 and John Hunt to the Historic Dalton Trail RMSA Board for a new three-year term ending 11/30/2015."

2. **Appoint the Borough's Union Bargaining Team**
Note: The borough received notice from the Local 71 Union regarding negotiations for a new Collective Bargaining Agreement (CBA). The existing agreement expires 6/30/13. The borough's bargaining team has typically consisted of the mayor, a representative of the assembly (personnel committee chair), and members of the administration. The manager recommended himself, Chief Lowe, and Finance Director Stuart as the administration part of the team.

Motion: LAPP moved to "confirm the borough's Union bargaining team to consist of: the mayor, the

Personnel Committee Chair, the manager, the police chief, and the finance director with the borough clerk acting as recorder." and it carried unanimously. There was no discussion.

Motion: VICK moved for a 5-minute recess, and the motion carried unanimously.

Motion: WATERMAN moved to reconsider her vote on the agenda, and consent agenda and the motion carried unanimously.

Note: The motion to adopt the agenda and consent agenda was once again up for discussion.

Primary Amendment Motion: WATERMAN moved to "amend the agenda and consent agenda to remove item 11A7 from the consent agenda". The motion carried unanimously.

The main motion, as amended, carried unanimously, and the revised Agenda/Consent Agenda was adopted. Therefore, item 11A7 - Adoption of Resolution 13-01-439 was discussed and acted upon.

3. Amend a Previously Adopted Resolution – 12-12-428 (FY 2014 Legislative Priorities)
Note: On 12/11/2012, the assembly adopted Resolution 12-12-428 setting the FY 2014 legislative priorities. The borough manager recommended including a funding request for the south harbor expansion project. The additional funding would be used for the drive down dock and vehicle transfer bridge, including related uplands improvements, and would not be in direct competition for funding with the borough's other legislative priority projects. Roberts Rules of Order allows a motion to amend something previously adopted.

Motion: VICK moved to "amend Resolution 12-12-428 adopted at the 12/11/12 meeting by inserting '*South Portage Cove Harbor Expansion*' as item number 14," and it carried unanimously.

In discussion, **SCOTT** communicated this would target a fund of revenue that would not threaten the borough's other priorities and would not compete with other community priorities.

4. Borough Manager's Contract
The assembly recently evaluated the manager's performance. A discussion in executive session as a Committee of the Whole was held prior to this meeting.

Motion: VICK moved to "refer contract revision to the Personnel Committee," and the motion carried unanimously.

During the discussion, **SCOTT** stated a satisfactory evaluation has been received. The terms of the contract will be reviewed, but that all assembly members are welcome to attend.

5. Assembly Support for the Haines Police Department Investigation of the Arrow Shooting of Two Dogs

Note: This was added during approval of the agenda.

Motion: VICK moved "to give the borough manager support to provide the police department with any necessary resources needed in order to investigate the recent arrow shooting of two dogs." The motion carried unanimously.

In discussion, **VICK** said he feels this would signal that the assembly supports the police and would provide assurance to the community. **SCOTT** agreed. **SCHNABEL** asked if the motion should specify the financial resources to be used. **EARNEST** assured he will stay within the budget constraints and if there are extraordinary expenses, he will seek assembly approval.

6. Support Letter for the Chilkoot Indian Association regarding their Carving Pavilion and House Post Project

Note: This was added during approval of the agenda.

Mayor **SCOTT** explained she chooses not to support this without assembly confirmation. **BERRY** stated he may have a conflict with items C6 and C7, but the mayor disagreed saying there is no personal gain. **SCOTT** asked **BERRY** to participate in the discussion and voting.

In discussion, **SCOTT** expressed her concern there is limited legislative funding, and the borough priorities may suffer if additional projects submitted. **LAPP** said the assembly has done so in the past. He asked that the word '*completely*' be removed preceding the word '*supports*' in the draft letter.

SCHNABEL requested clarification on the project cost. She also stated she was concerned there may be a planning commission issue. **SCOTT** stated that it was one of her goals to work together with other sovereign nations. **SCHNABEL** asked if it should be added to the borough priorities. **WATERMAN** said this is not the borough's project. **BERRY** reported it was submitted

by the Chilkoot Indian Association as a part of last year's CAPSIS requests. After discussion, the assembly had no objections to the mayor sending this letter of support, as amended.

7. First Nation Alaska Project Support Letter

Note: This was added during approval of the agenda

Motion: BERRY moved "to support the First Nation Alaska Project," and the motion carried 4 to 1 with **SCHNABEL** opposed.

The Mayor's correspondence and the **STUDLEY**'s letter were handed to assembly members. In discussion, **SCOTT** explained the First Nation wishes to build a tribal house/cultural center on the waterfront. No budget has been associated with it. She asked why this was requested of the borough rather than the CIA. **BERRY** responded that due to the turnover in Juneau, First Nation may have been misinformed that a 501 (c)3 could not have their own CAPSIS entry. **SCOTT** explained this project can be supported without adding it as a borough priority in CAPSIS. **WATERMAN** said she supports the concept/dream but would like the First Nation to receive their own CAPSIS number. **SCOTT** counseled they would not have time before the deadline to ask the borough for another support letter. **EARNEST** communicated that a letter from the borough would be required to show community support for this request.

12. CORRESPONDENCE/REQUESTS – None

13. SET MEETING DATES

A. Committee of the Whole– Thursday, 2/21, 6:30pm, in Assembly Chambers – Purpose: A meeting with ADOT's Jim Scholl who will provide an update on the Haines Highway project.

B. Borough Union Negotiating Team – Friday, 2/8, 12:00 noon – Purpose: To assemble a list of considerations to take to the Union.

14. PUBLIC COMMENTS

FRIEDENAUER expressed it would have been nice to have a public discussion regarding the manager's performance evaluation. She believes this would help the public understand how the assembly members determine it was a satisfactory evaluation.

NELSON thanked the assembly for their time and effort.

CLARKE invited everyone to attend a museum open house from 5-7pm on Feb. 1st to the see the People of Haines exhibit. Entries will be accepted through March and possibly April.

15. ANNOUNCEMENTS/ASSEMBLY COMMENTS

VICK remarked he is looking forward to the Mineral Roundup mining conference in Vancouver, BC. He encouraged people to contact him with any input regarding this conference. He also commented his support regarding the LED street light change over. **BERRY** expressed his concern about the price of gas in Haines in comparison to other Western states and Alaskan towns. **EARNEST** stated his thanks to the assembly and mayor for his evaluation. He is also looking forward to the Mineral Roundup and an opportunity to learn. **SCOTT** reported there was a power outage caused by a recent borough accident involving a power pole, and it may have caused a power surge. **LAPP** communicated that the Alcan 200 went well with no accidents and the Snow Burners appreciate the borough's support. **SCOTT** announced **LAPP** will be the presiding officer for the next assembly meeting.

16. ADJOURNMENT – 8:45pm

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

ATTEST:

_____
Stephanie Scott, Mayor

_____
Michelle Webb, Deputy Clerk

Haines Borough
Borough Assembly Special Meeting
February 6, 2013
MINUTES

Draft

THIS SPECIAL MEETING WAS HELD SOLELY FOR CONSIDERING THE ITEMS LISTED ON THE PUBLISHED AGENDA. NO ADDITIONAL ISSUES WERE CONSIDERED AT THIS MEETING.

1. CALL TO ORDER/PLEDGE TO THE FLAG

Mayor **SCOTT** called the meeting to order at 4:18pm in Assembly Chambers and led the pledge to the flag.

2. ROLL CALL

Present: Mayor **SCOTT** and Assembly Members Debra **SCHNABEL,** Steve **VICK**, Joanne **WATERMAN** (via teleconference), and Dave **BERRY** (via teleconference). Absent: Assembly Members Jerry **LAPP** and Norm **SMITH**.

Staff Present: Julie **COZZI**/Borough Clerk.

Visitors Present: None.

3. APPROVAL OF SPECIAL MEETING AGENDA

Motion: BERRY moved to "approve the special meeting agenda," and the motion carried unanimously.

4. PUBLIC COMMENTS - None

5. BUSINESS

A. February 12 Assembly Meeting – Cancel or Reschedule?

Note: the first regular assembly meeting in February was scheduled for 2/12/13. According to all reports, there was not expected to be a quorum of members in attendance. Per HBC 2.08.060, the assembly may cancel or reschedule a meeting.

Motion: **SCHNABEL** moved to "cancel the February 12, 2013 assembly meeting," and it was amended to reschedule the following ordinance public hearings from February 12 to February 26:

Ordinance 13-01-311 – Second Public Hearing
Ordinance 13-01-312 – First Public Hearing
Ordinance 13-01-313 – First Public Hearing

The motion, as amended, carried unanimously.

6. ADJOURNMENT – 4:23pm

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

_____
Stephanie Scott, Mayor

ATTEST:

_____
Julie Cozzi, MMC, Borough Clerk

Mayor's Report

Haines Borough
Office of the Mayor
103 Third Avenue S.
Haines, Alaska 99827
sscott@haines.ak.us
Voice (907) 766-2231 ext. 30

February 26, 2013

Frankenfish
Senator Begich has appealed to Alaskans to speak out against the United States Federal Food and Drug Administration's decision of no significant environmental impact of the genetically altered Atlantic Salmon hybrid often called "Frankenfish."

Closer to home, the Borough of Petersburg has appealed to municipalities to object to the FDA decision. Additionally, eight Alaskan Representatives have introduced House Joint Resolution 5:

> "Opposing the United States Food and Drug Administration's preliminary finding relating to genetically engineered salmon; urging further examination of genetically engineered salmon; opposing AquaBounty's petition to produce genetically engineered salmon; and proposing, if AquaBounty's petition is approved, that its product should be labeled as "genetically modified.""

The deadline for comments is February 25, 2013. Because the Haines Borough Assembly does not meet until February 26, I took the liberty of forwarding Haines Borough Resolution 10-11-247, adopted November 30, 2010[1] to the sponsors of HJR5 and to the City and Borough of Petersburg. I will also make sure it is delivered to Senators Murkowski and Begich and Representative Don Young.

The 2010 Resolution is attached, along with HJR 5, and the resolution from the Petersburg Borough.

Alaska Municipal League/Alaska Conference of Mayors/AML Winter Legislative Meeting
Thank you for supporting my work on the Alaska Municipal League Board of Directors, the Alaska Conference of Mayors, and my attendance at the AML Winter Legislative Meeting, Feb. 11-14.

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[1] I know this is risky. Generally, it is held that no one legislature can bind a subsequent legislature. The best we can say in this case is that the resolution represents the *historic* position of the Haines Borough.

AML Board of Directors: New Direction. The Board of Directors is considering a new direction which will involve spending less time on the formulation of a policy statement and more time on drafting legislation to support the state and federal priorities determined by the full body of the organization. This will be one of the topics at the May AML Board Retreat in Anchorage.

The AML FY 13 state legislative priorities address energy, PERS, Revenue Sharing, Unfunded Mandates, Transportation, and Coastal Zone Management. The FY13 Federal Priorities address Payment in Iieu of Taxes, Secure Rural Schools and Community Self-Determination Act (SRS/Timber Receipts), Clean Water Act, Arctic Issues, Land Use Designations, and Energy Efficiency Grants.

Currently, the Board President, Jennifer Johnston (Anchorage Assembly) is working on state legislation to be introduced this session to relieve small municipalities from PERS termination studies and costs.

The AML practice is for the Executive Director and the AML paid lobbyist, Ray Gillespie, to lobby the legislature on issues we have prioritized. One way to strengthen the voice of AML might be for local municipal legislative bodies to consciously endorse AML priorities in addition to their own.

Alaska Conference of Mayors: Ad Hoc Oil and Gas Taxation Task Force. The Conference decided to form a special Ad Hoc Committee tasked with identifying and establishing governing principles regarding proposed changes in the way Alaska collects taxes from our Oil and Gas resource development and production. The decision was spurred by the understanding that the revenues generated by these taxes fund a significant portion of capital projects, our schools, roads, harbors, and airports, the AMHS, health care, as well as fully funding Revenue Sharing for every community in the state.

I volunteered to represent Southeast on the task force. The group will produce a non-partisan look at oil and gas taxation from a municipal perspective. The ad hoc committee will bring the draft document to the entire body of Mayor's for approval before taking any action via email and teleconference.

Municipal Revenue Sharing. State funded municipal revenue sharing provided a little more than $600,000 to the Haines Borough in FY13, representing approximately 2 mills borough wide. [2] Revenue sharing is particularly important in this time of declining or even absent federal funds (PILT and Timber Receipts/SRS)[3].

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[2] 2011 Full and True Value of the Haines Borough = 319,608,900. FY 13 Revenue Sharing = $606,852. The mill equivalent is $606,852/$319,608, 900 or .0018 mills.

[3] In FY13 the Haines Borough received $364,189 in PILT and $377,899 in Timber Receipts. Funding from these sources is not expected in FY14.

Municipal revenue sharing is the way the state shares its resources with municipalities in contrast to the Alaska Permanent Fund, which is the way the state shares its resources with individual citizens. Some years ago, municipal revenue sharing was zeroed out. It was felt that municipalities should make their own way. Basic services were curtailed in a majority of municipalities throughout the state, as municipalities struggled to avoid burdening residents with additional taxation.[4]

Currently, Municipal Revenue Sharing is in the Governor's FY14 budget at the $60 million level it has been since 2008. Representative Josephson (D-) has legislation pending that would increase the amount to $90 million.

In 2011 and 2012, the legislature has appropriated an additional $20 million/$25 million respectively (known as Supplemental Revenue Sharing), to cover rising energy costs. I have attached charts tracking the cost of heating fuel and gasoline statewide and regionally, since 2005. You can see that by July 2012, the cost of energy is approaching the peaks experienced in 2007 and 2008, yet no one seems to be talking about Supplemental Revenue Sharing. The Haines Borough received an additional $252,855 in supplemental revenue sharing in FY13. I was encouraged to hear freshman legislator Representative Doug Isaacson (R-former mayor of North Pole) tell his chief of staff to "make a note to look into Supplemental Revenue Sharing" as I left his office last Thursday.

The Power of Our Voice. During our conversation about the Alaska Class Ferry, Lt. Governor Mead Treadwell said, "We do not intend to be tone deaf." I take this advice as a reminder to participate in the legislative process. Our collective voice, as expressed through resolutions, will make a difference. Your individual voices make a difference too. For your convenience, I have attached a list of the legislators for the 28th State Legislature.

Many communities have **Legislative Information Offices.** We used to. We don't now. I am working with Representative Mike Hawker (Chair, Legislative Council), Senator Stedman, and Representative Kreiss-Tomkins to bring an LIO back to Haines. An LIO is a non-partisan service that connects communities with legislative hearings. We are also working with the Haines Borough Public Library Director, Patty Brown, to create a collaboration that will place the LIO at the Library but provide staff through the state.

Adjacent Landowners.
66% of the Haines Borough is owned by the Federal Government and managed by the Bureau of Land Management (BLM) and the US Forest Service (for the Tongass National Forest); 32.3% is owned by the State; 1.3% is in private ownership; and just .3% is owned by the Municipality.

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[4] For a more extensive discussion of the history of revenue sharing, see AML Candidates 2012 Primer, page 11, downloadable from the internet at www.akml.org/uploads/Candidates_2012_Primer_web.pdf.

BLM/Ring of Fire, Draft Resource Management Plan Amendment, Haines Block Planning Area. The largest land owner in the Borough (the Federal Government) is making plans for the Haines Planning Area. The Draft RMP Amendment/DEIS evaluates whether to retain the Special Recreation Management Area designation in the Planning Area, and whether any part of the Planning Area meets the criteria for designation as an Area of Critical Environmental Concern (ACEC).Comments are due March 14, 2013. A public meeting was schedule for January 31. It was canceled due to weather. That meeting is rescheduled for March 6, 6-8 PM at the Sheldon Museum. The four page executive summary describes the 4 alternatives considered by the BLM. You can download the Amendment from http://www.blm.gov/ak/st/en/prog/planning/ring_of_fire_plan/Haines_Block_Supp_EIS_Amend.html, but I have extracted and attached the 4 page executive summary. We have received at least one request from the public to submit a comment (email from Thom Ely, attached). I propose that the Assembly compose a comment at its regular March 12 meeting.

Tongass National Forest Five-Year Review. 51.1% of the land in the Borough is within the Tongass National Forest. Although a public meeting was not scheduled for Haines, I have requested one. Marti Marshall, Juneau District Ranger, proposes a meeting the week of April 1 to discuss not only the Tongass Review, but the Shoreline II Outfitter-Guide analysis. Stay tuned.

Attachments: Haines Borough 2010 Resolution 10-11-247
Petersburg Borough 2013 Resolution 2013-2
House Joint Resolution HJR-5
Price of Alaska Heating Fuel
Price of Alaska Gasoline
28th Alaska State Legislature: Senators and Representatives
Ring of Fire, Executive Summary
Email from Thom Ely

HAINES BOROUGH
RESOLUTION No. 10-11-247 **Adopted**

A Resolution of the Haines Borough Assembly, opposing an application from Aquabounty Technologies, Inc. to the U.S Food and Drug Administration (FDA) to approve and market genetically engineered Atlantic Salmon in the United States.

WHEREAS, AquaBounty Technologies, Inc. has submitted an application to the U.S. Food and Drug Administration (FDA) for approval of the "AquAdvantage Salmon," a genetically engineered Atlantic salmon for human consumption in the United States; and

WHEREAS, this is the first genetically engineered animal intended to be used as food in the United States; and

WHEREAS, the "AquAdvantage Salmon" was bred by inserting a recombinant DNA construct (also called a transgene) comprised of a Pacific Chinook salmon growth hormone gene and an Ocean Pout antifreeze protein gene into fertilized eggs of wild Atlantic salmon; and

WHEREAS, the breeding of six subsequent generations led to an "AquAdvantage Atlantic Salmon" line which bears a single copy of the integrated transgene; and

WHEREAS, the brood stock used in spawning of "AquAdvantage Salmon" are females containing two copies of the transgene that have been scientifically sex-reversed for breeding purposes, therefore labeled neomales, which are then crossed with female Atlantic salmon that do not possess the transgene to produce eggs containing a single copy of the transgene; and

WHEREAS, the fish that develop from these eggs have an enhanced growth rate compared to non-transgenic Atlantic salmon; and

WHEREAS, AquaBounty proposes fertilization and incubation to the eyed-egg stage on Prince Edward Island, Canada; shipment of the eyed-eggs to Panama; grow-out and processing of fish in Panama; and shipment of processed fish to the United States for retail sale; and

WHEREAS, the development of "AquAdvantage Salmon" has been ongoing for approximately 15 years, yet the product has not been the subject of thorough scientific research and testing to ensure its consumption is safe in the long term; and

WHEREAS, many salmon consumers purchase the product for its widely recognized health benefits, this lack of safe consumption testing could weaken consumer confidence in all salmon products; and

WHEREAS, Alaska's wild seafood industry, which is extremely important to the economy of the Haines Borough, could be severely impacted by the introduction of genetically engineered salmon,

NOW, THEREFORE BE IT RESOLVED that the Haines Borough opposes approval of genetically engineered salmon for release in the wild and for human consumption in the United States based on strong economic, environmental, and human health concerns.

BE IT FURTHER RESOLVED that Haines Borough calls upon the FDA to not approve the application from AquaBounty Technologies, Inc. to market and sell genetically engineered Atlantic salmon for human consumption in the United States.

Adopted by a duly-constituted quorum of the Haines Borough Assembly on this 30th day of November, 2010.

Janice Hill, Borough Mayor

Attest:

Julie Cozzi, Borough Clerk

HAINES BOROUGH INCORPORATED SEAL OCTOBER 17 2002 STATE OF ALASKA

Petersburg Borough, Petersburg, Alaska
RESOLUTION #2013-2

A RESOLUTION OPPOSING THE U.S. FOOD AND DRUG ADMINISTRATION'S PRELIMINARY FINDING OF NO SIGNIFICANT EFFECT ON THE QUALITY OF THE HUMAN ENVIRONMENT IN THE UNITED STATES WITH APPROVAL OF AQUABOUNTY TECHNOLOGIES, INC'S APPLICATION TO MARKET GENETICALLY MODIFIED ATLANTIC SALMON IN THE UNITED STATES

WHEREAS, AquaBounty Technologies, Inc. has submitted an application to the Food and Drug Administration (FDA) for approval of the "AquAdvantage Salmon", a genetically modified Atlantic salmon, for human consumption and marketing in the United States; and

WHEREAS, this is the first genetically modified animal intended to be used as food in the United States; and

WHEREAS, the Center for Veterinary Medicine prepared the "Preliminary Finding of No Significant Impact" (FONSI) report for the FDA, which expresses support for approval of the "AquAdvantage Salmon"; and

WHEREAS, the FONSI report states the social, economical and cultural effects of approving the rearing and eventual sale of the genetically modified AquAdvantage Salmon to citizens of the United States have not been analyzed and evaluated; and

WHEREAS, the "AquAdvantage Salmon" was bred by inserting a Pacific Chinook salmon growth hormone gene and an Ocean Pout antifreeze protein gene into fertilized eggs of wild Atlantic salmon. The fish that develop from these eggs have an enhanced growth rate compared to wild and farmed Atlantic salmon that are not genetically modified; and

WHEREAS, AquaBounty proposes fertilization and incubation to the eyed-egg stage on Prince Edward Island, Canada; shipment of the eyed-eggs to Panama; grow-out and processing of fish in Panama; and, shipment of processed fish to the United States for retail sale. AquaBounty maintains the land based rearing of the "AquAdvantage Salmon" to be safely contained with a minimum risk of escapement into the wild; and, in the event there is an escape, believes the geographical area of the salmon rearing is unfavorable to the survival of "AquAdvantage Salmon"; and

WHEREAS, Alaskans know all too well that fish farming containment measures are not fail-safe. Escaped farmed Atlantic salmon from British Columbia fish farms are found in Alaskan waters and are mixing with our wild stocks of Pacific salmon. In addition, AquaBounty does not adequately address the possibility of eyed-eggs making their way into the Prince Edward Island streams that flow into the Northern Atlantic Ocean and are currently the spawning grounds for adult hatchery-reared Atlantic salmon; and

WHEREAS, the development of "AquAdvantage Salmon" has been ongoing for approximately 15 years, yet the product has not been the subject of thorough scientific research and testing to ensure its consumption by humans is safe in the long term; and

WHEREAS, many salmon consumers purchase the product for its widely recognized health benefits, and this lack of safe consumption testing could weaken consumer confidence in all salmon products. Weakened consumer confidence would cause undue financial stress on all wild seafood based livelihoods; and

WHEREAS, Alaska's wild seafood industry, which is extremely important to the state's economy and is the largest industry in Petersburg, could be severely impacted by the sale of genetically modified salmon; and

WHEREAS, there is no shortage of farmed Atlantic salmon. The sole purpose of genetically modifying Atlantic salmon is to increase profits for biotechnology firms and salmon farms by creating faster growing fish. While most consumers prefer wild salmon, if the price difference between wild and farmed salmon widens due to a flooded farmed salmon market with the faster-growing AquAdvantage Salmon, the probability that a consumer chooses farmed salmon will increase. This will directly harm our commercial fishermen; and

WHEREAS, should the FDA approve AquaBounty's application to market their product in the United States, it is critical that the product be mandated to be clearly labeled "Genetically Modified" to allow consumers to make an informed choice regarding their health and well being. Alaska statutes require such labels be prominently displayed on the front of the package.

THEREFORE BE IT RESOLVED the Assembly of the Petersburg Borough by this resolution does not support the FDA's "Preliminary Finding of No Significant Impact" or approval of genetically engineered salmon for sale in the United States.

BE IT FURTHER RESOLVED if, despite strong environmental and human health concerns and lacking the evaluation of the social, economic and cultural effects on the United States and its citizens, the application is approved by the FDA, product labeling requirements should include the words "Genetically Modified" prominently displayed in a minimum font size and a contrasting color on the front of the package.

PASSED and APPROVED by the Petersburg Borough Assembly this 4th day of February, 2013.

Mark Jensen, Mayor

Kathy O'Rear, Borough Clerk

HOUSE JOINT RESOLUTION NO. 5

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES TARR, Kawasaki, Austerman, Reinbold, Tuck, Kerttula, Kreiss-Tomkins, Nageak, Gara

Introduced: 1/28/13
Referred: House Special Committee on Fisheries, Resources

A RESOLUTION

Opposing the United States Food and Drug Administration's preliminary finding relating to genetically engineered salmon; urging further examination of genetically engineered salmon; opposing AquaBounty's petition to produce genetically engineered salmon; and proposing, if AquaBounty's petition is approved, that its product should be labeled as "genetically modified."

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

WHEREAS the United States Food and Drug Administration recently announced the release of a draft environmental assessment and preliminary finding of no significant impact concerning genetically engineered AquaBounty AquAdvantage salmon; and

WHEREAS the state has bountiful fisheries that provide wild, natural, and sustainable seafood; and

WHEREAS Alaska seafood is naturally high in essential vitamins, including vitamins E, C, D, and A, and minerals, including zinc, iron, calcium, and selenium; and

WHEREAS fish habitat in the state is less polluted than fish habitat in other locations; and

WHEREAS fisheries are a vital component of the state's economy; and

WHEREAS the state's fisheries are managed to ensure that Alaska seafood continues to be the finest in the world for future generations; and

WHEREAS, in 2009, 95 percent of pacific salmon landings in the United States occurred in the state; and

WHEREAS, in 2012, 124,000,000 salmon were harvested in the state, for a value of $505,000,000; and

WHEREAS Alaska ports consistently rank among the top ports in the United States based on volume and ex-vessel value for various fisheries including salmon; and

WHEREAS the state's fishing industry provides over 70,000 jobs annually and is the second largest source of private sector employment in the state; and

WHEREAS the United States Food and Drug Administration is accepting comments on the proposal to allow, for the first time, a genetically modified organism to be sold for human consumption; and

WHEREAS the inevitable accidental release of transgenic fish into the wild could devastate native fish populations and ecosystems; and

WHEREAS citizens and public interest groups overwhelmingly oppose genetically engineered food and have submitted over 400,000 public comments opposing genetically engineered salmon; and

WHEREAS the United States Food and Drug Administration has not conducted adequate testing to determine the long-term safety of consuming genetically engineered salmon; and

WHEREAS the sale of genetically engineered salmon could imperil the state's fishing industry; and

WHEREAS seven members of the United States Senate continue to have concerns about AquaBounty's proposal and the United States Food and Drug Administration's review of the proposal; and

WHEREAS the United States Food and Drug Administration's review applies only to a limited set of production and rearing facilities and fails to consider the broader applications of this technology that would assuredly occur should final approval be granted;

BE IT RESOLVED that the Alaska State Legislature urges the United States Food

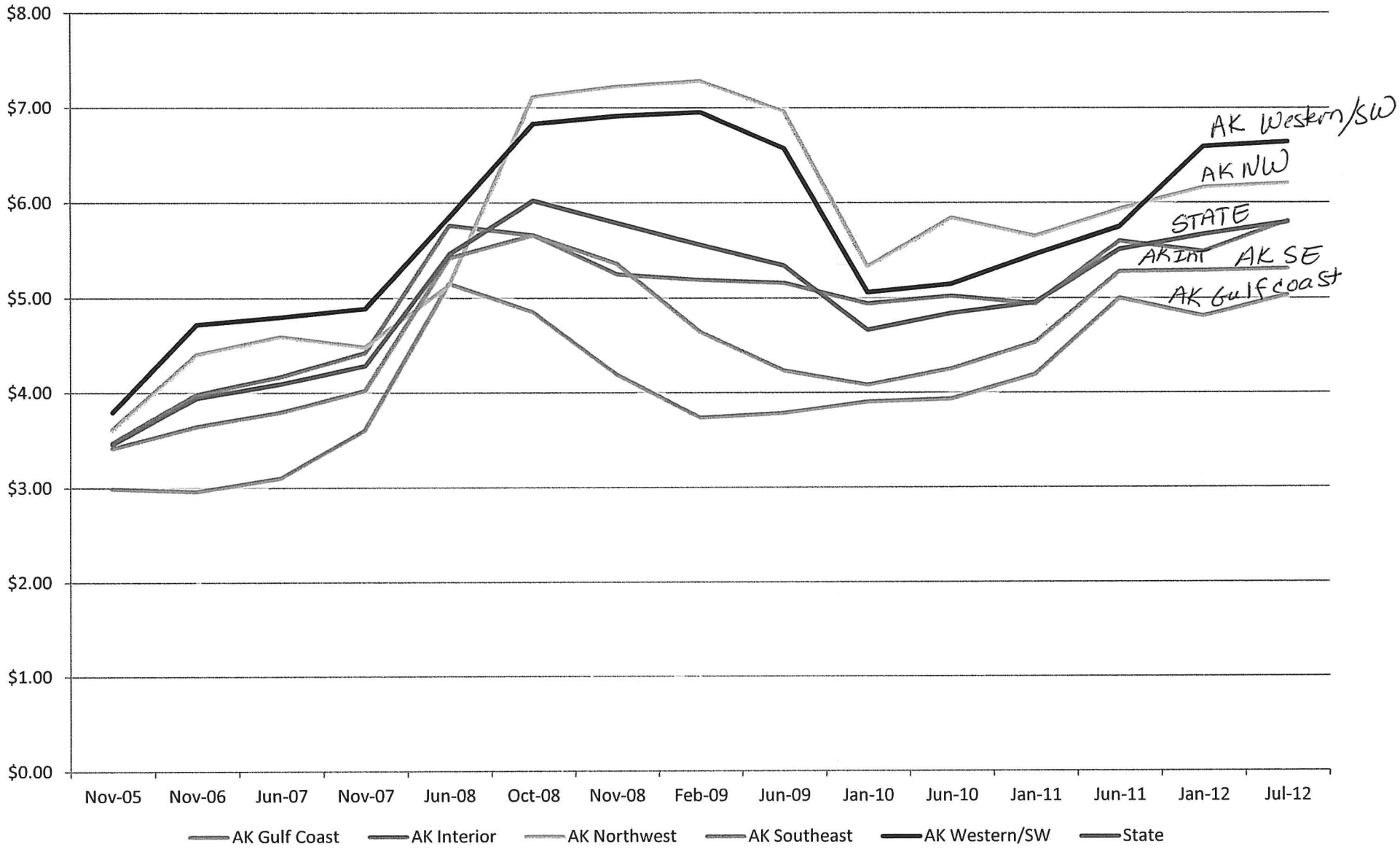
and Drug Administration not to make a final decision regarding genetically engineered salmon until the United States Congress has fully examined the issue and the potential release of genetically engineered fish into the waters of the United States; and be it

FURTHER RESOLVED that the Alaska State Legislature opposes AquaBounty's petition to produce AquAdvantage Salmon, a genetically engineered salmon; and be it

FURTHER RESOLVED that, if the petition is approved by the United States Food and Drug Administration, despite strong environmental and human health concerns, product labeling requirements should include the words "Genetically Modified" prominently displayed on the front of the product's packaging.

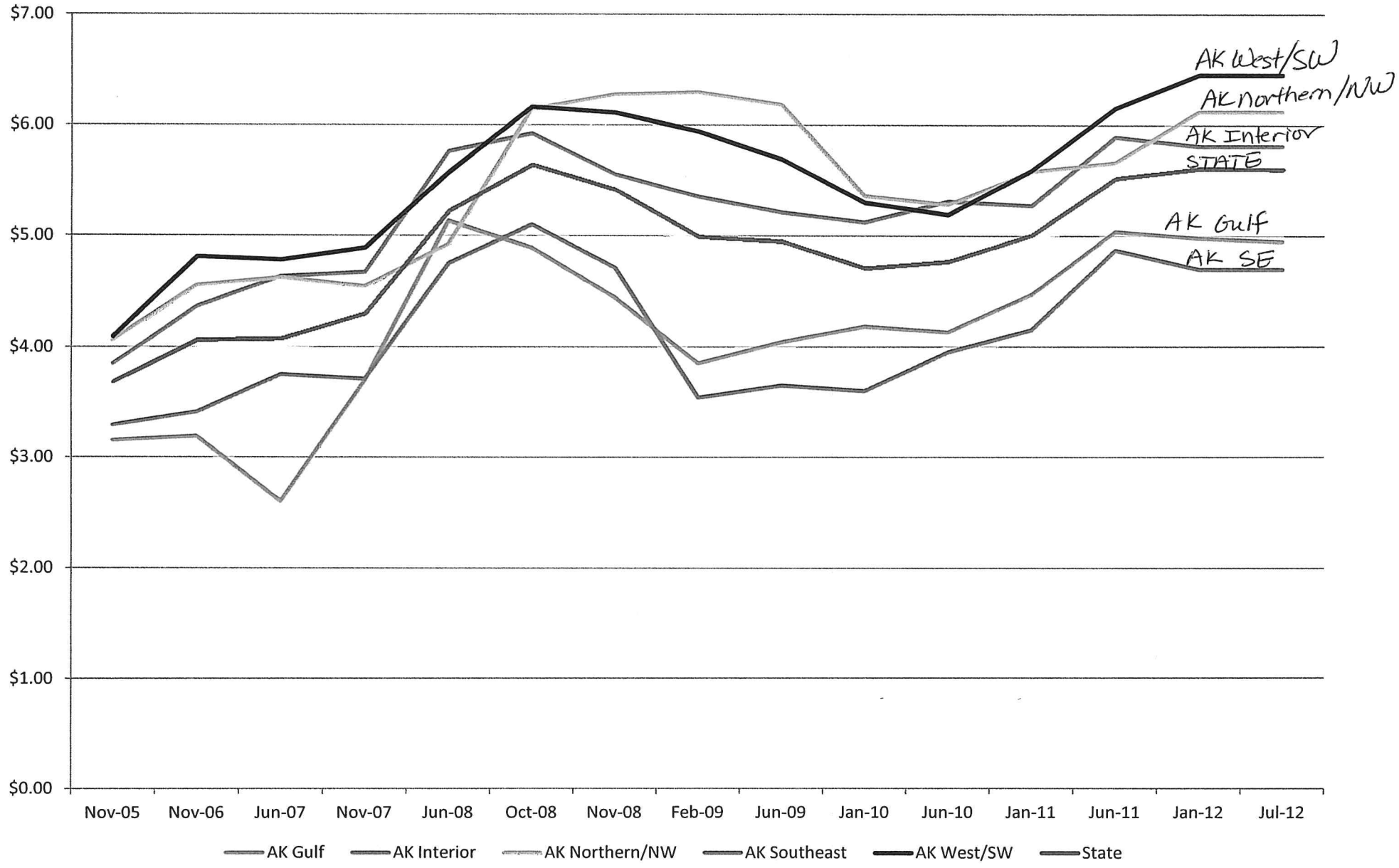
COPIES of this resolution shall be sent to the Honorable Barack Obama, President of the United States; the Honorable Joseph R. Biden, Jr., Vice-President of the United States and President of the U.S. Senate; the Honorable Tom Vilsack, United States Secretary of Agriculture; the Honorable Margaret Hamburg, M.D., Commissioner of Food and Drugs; and the Honorable Lisa Murkowski and the Honorable Mark Begich, U.S. Senators, and the Honorable Don Young, U.S. Representative, members of the Alaska delegation in Congress.

Alaska Heating Fuel #1 Prices



Source: Alaska Division of Community and Regional Affairs, Research and Analysis Section

Alaska's Gasoline Prices



Source: Alaska Division of Community and Regional Affairs, Research and Analysis Section

STATE OF ALASKA
DIVISION OF ELECTIONS
28th ALASKA STATE LEGISLATURE
2013 - 2014 SESSION

HOUSE OF REPRESENTATIVES

1	Doug Isaacson	(R)
2	Tammie Wilson	(R)
3	Steve Thompson	(R)
4	Scott Kawasaki	(D)
5	Pete Higgins	(R)
6	Eric Feige	(R)
7	Wes Keller	(R)
8	Shelley Hughes	(R)
9	Lynn Gattis	(R)
10	Mark Neuman	(R)
11	Bill Stoltze	(R)
12	Dan Saddler	(R)
13	Gabrielle LeDoux	(R)
14	Max Gruenberg	(D)
15	Andrew Josephson	(D)
16	Harriet Drummond	(D)
17	Geran Tarr	(D)
18	Les Gara	(D)
19	Lindsey Holmes	(R)
20	Mia Costello	(R)
21	Craig Johnson	(R)
22	Chris Tuck	(D)
23	Bob Lynn	(R)
24	Charisse Millett	(R)
25	Lance Pruitt	(R)
26	Lora Reinbold	(R)
27	Mike Hawker	(R)
28	Mike Chenault	(R)
29	Kurt Olson	(R)
30	Paul Seaton	(R)
31	Cathy Muñoz	(R)
32	Beth Kerttula	(D)
33	Peggy Wilson	(R)
34	Jonathan Kreiss-Tomkins	(D)
35	Alan Austerman	(R)
36	Bryce Edgmon	(D)
37	Bob Herron	(D)
38	David Guttenberg	(D)
39	Neal Foster	(D)
40	Benjamin Nageak	(D)

SENATE

A	John Coghill	(R)
B	Pete Kelly	(R)
C	Click Bishop	(R)
D	Mike Dunleavy	(R)
E	Charlie Huggins	(R)
F	Fred Dyson	(R)
G	Bill Wielechowski	(D)
H	Berta Gardner	(D)
I	Johnny Ellis	(D)
J	Hollis French	(D)
K	Lesil McGuire	(R)
L	Kevin Meyer	(R)
M	Anna Fairclough	(R)
N	Cathy Giessel	(R)
O	Peter Micciche	(R)
P	Dennis Egan	(D)
Q	Bert Stedman	(R)
R	Gary Stevens	(R)
S	Lyman Hoffman	(D)
T	Donald Olson	(D)

Senate: 13 Republicans, 7 Democrats
House: 26 Republicans, 14 Democrats

email using this format
Rep. firstname. lastname@akleg.gov
Sen. " . " @akleg.gov

H04 (Rev. 01/15/2013)

RING OF FIRE RESOURCE MANAGEMENT PLAN

DRAFT RESOURCE MANAGEMENT PLAN AMENDMENT / DRAFT ENVIRONMENTAL IMPACT STATEMENT

HAINES PLANNING AREA AMENDMENT

DOI-BLM-AK-A010-2012-0027-EIS

Anchorage Field Office, Anchorage District
BLM Alaska

December 14, 2012

For more information, contact:

Anchorage Field Office
4700 BLM Road
Anchorage, AK 99507
(907) 267-1246
(800) 478-1263

EXECUTIVE SUMMARY

Introduction

The Bureau of Land Management (BLM), Anchorage Field Office has prepared this Draft Ring of Fire Resource Management Plan Amendment/Draft Environmental Impact Statement (Draft RMP Amendment/DEIS) to evaluate which, if any, designation and associated management practices and implementation actions best fulfill the resource needs and multiple-use demands within the Haines Planning Area.

The Haines Planning Area encompasses approximately 950,000 acres in Southeast Alaska, bound by the Canadian Border to the north and west, Glacier Bay National Park to the southwest, and the Tongass National Forest to the south and east. This Planning Area consists mainly of steep and remote mountainous terrain, with bedrock and glaciers that restrict road and trail access. Of the total acreage within the Planning Area, the BLM manages approximately 320,000 acres. All BLM-managed lands in the Planning Area are currently selected by the State of Alaska or Native Corporations. Until the selections are relinquished or conveyances are finalized, State- and Native-selected lands will continue to be managed by the BLM. The two blocks of State-selected lands in the Planning Area have been categorized by the State as "Identified for Relinquishment." Based on the State's current selection category, the BLM believes that the State-selected land in the Planning Area will remain under Federal management indefinitely.

The Draft RMP Amendment/DEIS was prepared using BLM's planning regulations and guidance issued under the authority of the Federal Land Policy and Management Act of 1976 (FLPMA), and under requirements of the National Environmental Policy Act of 1969 (NEPA), the Council on Environmental Quality regulations for implementing NEPA (40 CFR 1500-1508), BLM's NEPA Handbook 1790-1, and BLM's Land Use Planning Handbook 1601-1 (March 2005).

Purpose and Need

Action is needed at this time to re-evaluate special designations in the Planning Area, identified in the Ring of Fire RMP Record of Decision (ROD) and recent changes in BLM Recreation Management Area (RMA) policy. Given that special designations and designation changes are land use plan-level decisions, this land use plan amendment is an appropriate vehicle for assessing the current designation in light of new policies. Lastly, given that these lands are likely to remain under BLM management indefinitely, action is needed to establish a maximum number of annual helicopter landings in the Planning Area that meets the needs of the local economy, recreation use demand, as well as protects natural resources.

The purpose of this planning effort is to identify which, if any, designation and associated management practices best fulfill the resource needs and multiple-use demands within the Planning Area.

Decisions to be Made

The land use planning-level decisions to be made through this plan amendment process include:

- Whether to retain the SRMA designation in the Planning Area or to change the recreation management area designation, including whether to expand a recreation management area designation to the south block.
- Whether any part of the Planning Area meets the criteria for an ACEC designation.

The implementation-level decisions to be made through this process include:

- Whether to retain the Monitoring and Control Area for wildlife studies.
- Establish a maximum number of authorized annual helicopter landings.

Issues

Based on the BLM's management concerns, and through scoping input received from Federal, state, and local agencies, and the public (refer to Chapter 5), the Draft RMP Amendment/DEIS addresses the following primary issues and concerns:

- How to apply updated BLM RMA policy to the current SRMA and the south block (currently undesignated) in the Planning Area.
- Disturbance to local communities due to helicopter noise.
- Impacts of flight paths and associated noise from helicopters to other visitors and local residents.
- Impacts of helicopter-supported activities on wildlife, particularly on eagles, mountain goats and mountain goat habitat, and whether a monitoring and control area should be maintained for mountain goat studies.

Alternatives

This Draft RMP Amendment/DEIS evaluates four alternatives. Alternative A (No Action Alternative) represents the continuation of current management practices. Alternatives B, C, and D describe proposed changes to current management. Alternative D represents BLM's preferred alternative. Under all alternatives, BLM would manage the public lands in accordance with all applicable laws, regulations, and BLM policies and guidance. For a complete discussion of alternatives, see Chapter 2 of the Draft EIS.

Alternative A – No Action Alternative

This alternative would retain the SRMA designation in the north block of the Planning Area. However, the boundaries of the SRMA have changed from the 2008 signing of the Ring of Fire ROD due to the conveyance of several sections of BLM land to the State of Alaska. Under the No Action Alternative, an SRMA Plan would be developed consistent with the direction in the

2008 Approved Ring of Fire RMP and ROD. The 98,000-acre Monitoring and Control Area in the northwest portion of the Planning Area where permitted helicopter landings are currently prohibited would be retained. The total number of authorized helicopter landings in the Planning Area would be maintained at 2,400 annually during the summer only. This alternative would prevent current operators from expanding their operations, and would prevent other operators from using BLM lands for helicopter/aviation-supported tourism activities.

Alternative B – Resource Development

The current SRMA designation in the northern block of the Planning Area (approx. 251,900 acres) would be retained. The boundaries of the SRMA have changed due to the conveyance of several sections of BLM land to the State of Alaska since the signing of the Ring of Fire ROD. The SRMA designation would be expanded to encompass the south block of the Planning Area (approx. 66,200 acres). An SRMA Plan would be developed. The 98,000-acre Monitoring and Control Area would be lifted and permitted helicopter landings would be allowed to occur within the former boundary of the Monitoring and Control Area. The total number of authorized helicopter landings on BLM-managed lands in the Planning Area would be set to a maximum of 7,500 landings annually during the summer and winter. Permitting 7,500 landings annually would allow current operators to expand their operations, while also leaving capacity for additional operators to conduct helicopter and organized flight excursion activities, including commercial filming, in the Planning Area.

Alternative C – Resource Conservation

The current SRMA designation for the north block area would be changed to an Extensive Recreation Management Area (ERMA) and extend the ERMA designation to BLM-managed lands in the south block. The boundaries of the ERMA would encompass all BLM-managed lands in the Planning Area. The 98,000-acre Monitoring and Control Area would be retained for a period of five years from the signing of the ROD for the EIS to provide a control area for mountain goat studies conducted jointly between the BLM and ADFG. After the five-year period expires, the Monitoring and Control Area would be lifted and permit applications would be accepted for review through site-specific NEPA prior to any new authorizations. Future landing authorizations would be contingent on the results of the study efforts. The total number of authorized helicopter landings on BLM-managed lands in the Planning Area would be set to a maximum of 4,000 annually during the summer and winter. Permitting 4,000 landings annually would allow current operators to expand their operations, while also leaving capacity for additional operators to conduct helicopter/aviation-supported tourism activities, including commercial filming, in the Planning Area.

Alternative D – Agency Preferred Alternative

The RMA and Control Monitoring Area designations would be the same as described for Alternative C. The total number of authorized helicopter landings on BLM-managed lands in the Planning Area would be set to a maximum of 6,000 landings annually during the summer and winter. Permitting 6,000 landings annually would allow current operators to expand operations, while also leaving capacity for additional operators to conduct permitted helicopter landings,

including commercial filming, in the Planning Area.

Environmental Consequences

Alternative A, the No Action Alternative, would maintain the current number of requested landings authorized through SRPs in the Planning Area, with a modified Required Operating Procedure and current terms and conditions applied to SRPs. The BLM lands in the area would retain the SRMA designation. The Monitoring and Control area, where no SRP landings are permitted, would be retained which would continue to provide a study area for future wildlife studies.

Alternative B would allow for a significant increase in the number of landings authorized annually in the Planning Area under SRPs, which would benefit operators but could potentially increase noise impacts to wildlife, other visitors, and local residents. Impacts of this alternative would be mitigated through a modified Required Operating Procedure as well as current terms and conditions applied to SRPs.

Alternative C would allow a smaller increase in the number of landings authorized annually in the Planning Area under SRPs, which may limit operators from expanding their businesses, but could potentially reduce noise impacts to wildlife, other visitors, and local residents. Impacts of this alternative would be mitigated through a modified Required Operating Procedure as well as current terms and conditions applied to SRPs.

Alternative D allows for a moderate increased level of number of landings authorized annually in the Planning Area under SRPs, but sets places an upper limit to help reduce noise impacts to wildlife, other visitors, and local residents. The area would be designated an ERMA. The retention of the Monitoring and Control Area for five years allows for the completion of current studies before the area is opened to SRP applicants. Impacts of this alternative would be mitigated through a modified Required Operating Procedure as well as current terms and conditions applied to SRPs.

Public Involvement

A Notice of Intent (NOI) to prepare the Draft RMP Amendment/DEIS was published in the Federal Register in March 2009. The NOI initiated a 90-day formal scoping period that lasted until June 26, 2009. Public meetings were held during the scoping period in the communities of Haines, Skagway, and Anchorage.

In addition to public meetings, BLM consulted and solicited comments from local, state, and federal governments, special interest groups, and Native American tribes. The Municipality of Skagway has entered into a formal cooperating agency status with BLM regarding this planning effort. Concurrent with the beginning of the scoping period the BLM developed a planning website for the Draft RMP Amendment/DEIS. All planning-related documents, including the Scoping Report is available for online viewing. Public involvement is described in more detail in Chapter 5 of the Draft RMP Amendment/DEIS.

From: Thom Ely <akthome@yahoo.com>
Date: January 30, 2013 10:47:52 AM AKST
To: Haines Borough <jcozzi@haines.ak.us>, Steve Vick <steve.vick@gmail.com>, Stephanie Scott <sscott@aptalaska.net>, Norm Smith <fortseward@yahoo.com>, Joanne Waterman <blackdoghp@yahoo.com>, Debra Schnabel <debra.schnabel@gmail.com>, Mark Earnest <mearnest@haines.ak.us>, Jerry Lapp <bflipper3@aptalaska.net>, "dberry@hainesak.us" <dberry@hainesak.us>
Cc: Lynn Canal Conservation <lcc11@aptalaska.net>
Subject: BLM - Ring of Fire Plan
Reply-To: Thom Ely <akthome@yahoo.com>

Dear Mayor, Assembly Members and Manager,

Please include a request in the Borough's comments to the BLM on the Ring of Fire Plan (ROFP) to designate the Mountain Goat Monitoring Area as an Area of Critical Environmental Concern (ACEC) with a Research Natural Area (RNA) designation. It is important to keep one area in the Borough free of helicopter tourism impacts on wildlife in perpetuity. This designation would insure that there continues to be a place in the Borough to gather baseline scientific data on wildlife into the future.

The ROFP preferred alternative also recommends an increase of helicopter landings from the current 2400 to 6000 annually. This is too large an increase, 4000 annually would match the level in 1995. The public record states that voters passed a resolution in 1996 that "no regularly scheduled helicopter tours be conducted in the Haines Borough. This needs to be stated in the Borough's comments to the BLM. There is no mention in the draft ROFP plan of this resolution or the Borough's Heli-Skiing Ordinance.

Thanks for your attention to this important planning document. The decisions made regarding the ROFP will affect wildlife and residents for many years to come. Once the door is opened wider it is more difficult to close in the future.

Sincerely,

Thom Ely
POB 1014
Haines, AK 99827
907-314-0860

7A

Haines Borough
Assembly Agenda Bill

Agenda Bill No.: 13-213
Assembly Meeting Date: 2/26/13

Business Item Description:	**Attachments:**
Subject: Add Ex Officio Seat to the Parks & Recreation Advisory Board	1. Ordinance 13-01-311 2. PRAC Minutes of 11/8/12
Originator: Steve Vick (Agenda Bill by Clerk's Office)	
Originating Department: Borough Assembly (G.A.S. Committee)	
Date Submitted: 12/31/12	

Full Title/Motion:

Motion: Adopt Ordinance 13-01-311.

Administrative Recommendation:

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required
$	$	$

Comprehensive Plan Consistency Review:

Comp Plan Policy Nos.:	Consistent: ☐Yes ☐No

Summary Statement:

At its 11/8/12 meeting, the Parks & Recreation Advisory Committee decided to request a second ex officio seat on the committee, to be filled by an employee of the Alaska Department of Natural Resources. The committee met on 12/18/12 with the Government Affairs & Services (GAS) Committee to discuss the idea, and the GAS recommends consideration of this code amendment. This ordinance was introduced on 1/8/13 and had a first public hearing on 1/22/13.

Referral:

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

Assembly Action:

Workshop Date(s): Public Hearing Date(s): 1/22, 2/26/13
Meeting Date(s): 1/8, 1/22, 2/26/13 Tabled to Date:

HAINES BOROUGH, ALASKA
ORDINANCE No. 13-01-311 **Draft**

AN ORDINANCE OF THE HAINES BOROUGH AMENDING BOROUGH CODE TITLE 2, SECTION 2.105.020 TO ADD AN EX OFFICIO SEAT TO THE PARKS AND RECREATION ADVISORY COMMITTEE TO BE FILLED BY AN ALASKA DEPARTMENT OF NATURAL RESOURCES EMPLOYEE.

BE IT ORDAINED BY THE HAINES BOROUGH ASSEMBLY:

Section 1. Classification. Section 4 of 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 Section 2.105.020. Section 2.105.020 of the Haines Borough Code of Ordinances is amended to read as follows:

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

Chapter 2.105
PARKS AND RECREATION DEPARTMENT

2.105.010 Haines Borough parks and recreation department.
The purpose of the parks and recreation department is to maintain, promote, and facilitate the use of borough-owned parks and recreational facilities; and to facilitate recreational activities in general in the Haines Borough.

2.105.020 Parks and recreation advisory committee.
The parks and recreation department advisory committee shall consist of seven members who shall serve staggered terms of three years. Advisory committee members shall not receive compensation for services rendered. ~~The community youth development coordinator shall serve as an e~~**Ex** officio member**s** of the advisory committee **shall be the community youth development director and an Alaska Department of Natural Resources employee who meets the local residency requirements of HBC 2.60.020**. Members will be appointed to reflect the diversity of user groups in the Haines Borough.

2.105.030 Organization of the parks and recreation advisory committee.
A. The advisory committee shall elect a chairperson, a vice-chairperson, and a secretary, who shall hold their offices for one year.
B. The advisory committee shall operate under the bylaws of the parks and recreation advisory committee.
C. Advisory committee meetings shall be held as often as required. Once approved by the board, a copy of the committee meeting minutes shall be delivered to the borough clerk for inclusion in the assembly's next meeting packets.

2.105.040 Advisory committee vacancies – Filling vacancies.
A member's position on the advisory committee shall be deemed vacated if the member fails to attend three consecutive meetings without being excused by the advisory committee.
In the event of a vacancy on the advisory committee, either at the end of the committee member's regular term, or if the seat is vacated by resignation or nonattendance, the borough clerk shall advertise for replacement committee member(s) as set out in HBC 2.60.055. The advisory committee shall review all applications for new committee member(s), making recommendations for appointment to the mayor. The mayor shall, after reviewing all applications, and considering

the committee's recommendation(s), appoint a new member or member(s) subject to confirmation by the borough assembly.

2.105.050 Duties and responsibilities of the parks and recreation advisory committee.
The parks and recreation department advisory committee shall:
A. Advise the borough in the operation and maintenance of parks and recreation programs, facilities, and activities.

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS ____ DAY OF _____, 2013.

_____
Stephanie Scott, Mayor

ATTEST:

_____
Julie Cozzi, MMC, Borough Clerk

Date Introduced:	01/08/13
Date of First Public Hearing:	01/22/13
Date of Second Public Hearing:	02/26/13

Haines Borough Parks and Recreation Advisory Committee

Meeting Minutes, November 8, 2012

Members Present: Ron, Meredith , Jessica, Steve R. (CYD)

Members Excused: Jennifer, Marne.

Guests: Preston, Tanya, Darsie, Norm Hughes.

Quorum: Yes. (Our committee is down to 5 voting members at this time)

Public Comments: Norm Hughes discussed the absence of parks governance in borough code and encouraged us to provide input to the Borough on that matter.

Minutes: Unanimously approved minutes from the past two meetings (Sept 5, 2012 and Oct 4, 2012). M/S Kayser/Pochardt

Chair and Vice Chair positions: Unanimously approved Ron as Chair. M/S Kayser/Pochardt.
Unanimously approved Meredith as Vice Chair. M/S Jackson/Kayser.
Had some discussion about Secretary position and the need for one. Notetaking in the past was by staff CYD director. Meridith agreed to take minutes at this time.

Future Projects Discussion: Ron brought up getting an official MOU from non-Borough landowners that have public trails crossing their property. Darsie said that the Borough is already looking into this with Mental Health for the section of the Riley trail that crosses their land. The Borough will not be investing future money on these trails without an MOU. There was discussion on possibly salvaging lumber from the PC dock improvements to be used on the Battery Pt. trail. From this discussion it was suggested that in order to tackle the various tasks that we are all interested in we should establish sub-committees that can focus on specific aspects of PARC. The three that were decided upon at this time were: trails, policy, and facilities/events. Sub-committee members will be chosen at our next meeting. M/S Jackson/Kayser

Vacant Seats: Reviewed two applications for vacant committee seats (Menke and Hoffman) and unanimously decided to forward to Mayor the application of Daymond Hoffman for approval. M/S Kayser/Pochardt

Discussed the interest in keeping Logan's vacated seat as a student seat. The group felt there were a lot of good reasons to involve students in government and this would be a good opportunity. We decided to recommend that the Mayor create a student seat on the committee and have it an Ex-Officio position. M/S Kayser/Jackson.

We also decided to recommend to the Mayor creation of a seat for an AKDNR position on the committee. This seat would also be an Ex-Officio one (Note: This was done previously and no action has been taken on it at this time.) If this were to be done, it was brought up that our current bylaws only have the CYD director as ex officio and they would need to be amended.

7B

Haines Borough
Assembly Agenda Bill

Agenda Bill No.: 13-224
Assembly Meeting Date: 2/26/2013

Business Item Description:	Attachments:
Subject: Clarify the Local Financial Disclosure Procedure	1. Ordinance 13-01-312
Originator: Borough Clerk	
Originating Department: Administration	
Date Submitted: 1/10/2013	

Full Title/Motion:

Motion: Advance Ordinance 13-01-312 to a second public hearing on 3/12/13.

Administrative Recommendation:

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required
$	$	$

Comprehensive Plan Consistency Review:

Comp Plan Policy Nos.:	Consistent: ☐Yes ☐No

Summary Statement:

During the October 2012 borough election, the voters ratified the local financial disclosure procedure outlined in Ordinance 12-07-296. Subsequent to the election, the clerk's office developed a reporting form and instructions according to the adopted code procedures. As a result of working with the new code, the clerk discovered sections she believes would be clarified by adding and rearranging some text. This draft ordinance contains the recommended amendments for the assembly's consideration and was introduced on 1/22/13.

Referral:

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

Assembly Action:

Workshop Date(s): Public Hearing Date(s): 2/26/13
Meeting Date(s): 1/22, 2/26/13 Tabled to Date:

HAINES BOROUGH
ORDINANCE NO. 13-01-312

Draft

An Ordinance of the Haines Borough amending Borough Code Sections 2.06.035 and 2.990.010 to clarify the local financial disclosure reporting process.

BE IT ORDAINED BY THE ASSEMBLY OF THE HAINES BOROUGH, ALASKA:

Sec. 1. Classification. This ordinance is of a permanent nature and shall be codified into Haines Borough Code.

Sec. 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.

Sec. 3. Effective Date. This ordinance shall become effective immediately upon voter approval to exempt the borough from the requirements of AS 39.50.

Sec. 4. Amendment of Section 2.06.035: Section 2.06.035 of the Haines Borough Code of Ordinances is amended to read as follows:

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

2.06.035 Public Financial Disclosure

A. The borough assembly members, mayor, school board members, planning commissioners, and borough manager must annually file a financial disclosure statement listing each source of income over $5,000, including business interests, real property interests, and interests in trusts exceeding $5,000, natural resources leases, government contracts and leases, and loans, loan guarantees, and debts over $5,000. The borough clerk shall provide the forms.

B. The annual financial disclosure statements must be filed by March 15 each year. A newly appointed official must file a financial disclosure statement within 30 days of taking office. Each candidate for elected borough office, except an incumbent seeking reelection with a current disclosure statement on file, must file a financial disclosure statement at the time the candidate files. Refusal or failure of a candidate to file the required financial disclosure statement before the end of the time period for filing a declaration of candidacy shall cause the candidate's declaration of candidacy to be rejected and the candidate disqualified. A person who fails to file a properly completed and certified financial disclosure statement within the time required by this section is subject to a civil penalty of $10 a day for each day the delinquency continues. The penalty may be deducted from any payments due.

C. The disclosure must be true, correct and complete and shall be signed under oath or affirmation, or certified to be true under penalty of perjury. A person required to file a financial disclosure statement under this section who refuses or knowingly fails to disclose required information within the time required in this chapter, or who provides false or misleading information, knowing it to be false or misleading, is guilty of a violation and upon conviction is punishable by a fine of not less than $100 nor more than $1,000 notwithstanding HBC 1.24. A municipal officer or candidate for an office who refuses or fails to file a financial disclosure statement required under this section when due shall not hold office, and the person's name shall not be submitted to the assembly for appointment or reappointment, until the person complies. The person may not be confirmed, hired, or appointed, and the person forfeits and may not be paid any salary, per diem, or travel expenses, until the person complies. If, after installation in office or beginning employment in the position, the person refuses or fails to file

the required financial disclosure statement when due, the person is guilty of a violation and upon conviction is punishable by a fine of not less than $100 nor more than $1,000 notwithstanding HBC 1.24. Any citizen eligible to vote in Alaska may bring a civil action to enforce any of the sections of 2.06.035.

D. The disclosures shall be filed with the borough clerk and shall be open to public inspection and copying at the office of the borough clerk. The disclosures will not be sent to the Alaska Public Offices Commission and shall not be posted on the Haines Borough's website.

E. Each statement must be an accurate representation of the financial affairs of the filer and must contain the information specified in sections E (1-8) of this section for the filer, the filer's spouse or domestic partner, and the filer's dependent child**ren**.

(1) The source of income over $5000 during the preceding calendar year, including taxable and nontaxable capital gains, received by the filer, the filer's spouse or domestic partner, ~~and~~ **or** the filer's dependent child, except that ~~a source of income that is a~~ gift**s received from sources other than immediate family members** must be included if the value of the gift**, or series of gifts from the same donor,** exceeds $250 **during the preceding calendar year**.

a. A public official or candidate required to file a disclosure statement, may, for any reason set out in Alaska Statute 39.50.035, request an exemption from the requirement to report the name of an individual who was a source of income on a form provided by the borough clerk. The person requesting any exemption has the burden of proving each fact necessary to show that an exemption available under this section is applicable. A written request for exemption must be submitted before the due date of any report or filing to which it relates. No later than 30 days after the clerk receives a written exemption request, the clerk shall send to the person requesting the exemption, at the address listed in the request, a decision granting or denying the request. If the clerk issues a decision denying the request, the decision must state the reasons and notify the person requesting the exemption of the right to appeal the staff decision to the assembly. If the person that requested the exemption does not file an appeal to the assembly within 30 days after the date the clerk's decision is mailed or delivered to the person, the decision is final, and may not be appealed to the assembly at a later date.

(2) The identity, by name and address, of each business in which the filer, the filer's spouse or domestic partner, ~~and~~ **or** the filer's dependent child had an interest or was a stockholder, owner, officer, director, partner, proprietor, or employee during the preceding calendar year**.** ~~, with the following exceptions:~~

a. **Reporting stock investments.**

1. Filers who exercise full control of their investments shall list each company in which they invest and the company address.

2. Filers who do not manage their own investments, who do not decide where to invest, shall report the name of the investment company that holds and manages their assets.

3. Interest of less than $5,000 in the stock of a publicly**-**traded corporation need not be included**.** ~~, or~~

~~b. A public official or candidate required to file a disclosure statement, may, for any reason set out in Alaska Statute 39.50.035, request an exemption from the requirement to report the name of an individual who was a source of income on a form provided by the Borough Clerk. The person requesting any exemption has the burden of proving each fact necessary to show that an exemption available under this section is applicable. A written request for exemption or waiver must be submitted before the due~~

~~date of any report or filing to which it relates. No later than 30 days after the Clerk receives a written exemption request, the Clerk shall send to the person requesting the exemption or waiver, at the address listed in the request, a decision granting or denying the request. If the Clerk issues a decision denying the request, the decision must state the reasons and notify the person requesting the exemption or waiver of the right to appeal the staff decision to the Assembly. If the person that requested the exemption or waiver does not file an appeal to the Assembly within 30 days after the date the Clerk's decision is mailed or delivered to the person, the decision is final, and may not be appealed to the Assembly at a later date.~~

(3) The identity and nature of each interest in real property in the Haines Borough, including an option to buy, owned at any time during the preceding calendar year by the filer, the filer's spouse or domestic partner, ~~and~~ **or** the filer's dependent child.

(4) The identity of each trust or other fiduciary relation in which the filer, the filer's spouse or domestic partner, ~~and~~ **or** the filer's dependent child held a beneficial interest exceeding $5,000 during the preceding calendar year, a description and identification of the property contained in each trust or relation, and the nature and extent **(percentage)** of the beneficial interest in it.

(5) A list of all mineral, timber, oil, or ~~any~~ other natural resource lease**s** held**, bid, or offered** in the Haines Borough~~, or lease offer made in the Haines Borough,~~ during the preceding calendar year by the filer, the filer's spouse or domestic partner, ~~and~~ **or** the filer's dependent child, a partnership or professional corporation of which the filer is a member, or a corporation in which the filer, the filer's spouse or domestic partner, ~~and~~ **or** the filer's dependent child, or a combination of them, holds a controlling interest. **Controlling interest means the filer and/or family members hold more than 50%.**

(6) A list of all contracts and offers to contract with the state of Alaska or with the Haines Borough (including the School District or other Haines Borough entity) during the preceding calendar year held, bid, or offered by the filer, the filer's spouse or domestic partner, ~~and~~ **or** the filer's dependent child, a partnership or professional corporation of which the filer is a member, or a corporation in which the filer, the filer's spouse or domestic partner, ~~and~~ **or** the filer's dependent child, or a combination of them, hold a controlling interest.

(7) Any loan or loan guarantee of more than $5,000 made to the filer, the filer's spouse or domestic partner, ~~and~~ **or** the filer's dependent child, and the identity of the maker of the loan or loan guarantor and the identity of each creditor to whom the filer, the filer's spouse or domestic partner, ~~and~~ **or** the filer's dependent child owed more than $5,000~~;~~**.** ~~t~~**T**his paragraph requires disclosure of a loan, loan guarantee, or indebtedness only if the loan or guarantee **of more than $5,000** was made~~, on the indebtedness incurred,~~ during the preceding calendar year, or if the amount still owing on the loan, loan guarantee, or indebtedness was more than $5,000 at any time during the preceding calendar year. **Credit cards & revolving charge accounts are exempt from disclosure.**

Sec. 5. Amendment of Section 2.990.010. Section 2.990.010 of the Haines Borough Code is hereby amended to read as follows:

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

2.990.010 Definitions.

. . .

"Domestic partner" means a person who is cohabiting with another person in a relationship that is like a marriage but that is not a legal marriage. (AS 39.50.200 Definitions (4))

"Electioneering" means any form of persuasion to attempt to affect the decision of any voter, including, but not limited to, campaign buttons, bumper stickers, posters, flyers, pennants, banners or by voice.

"Employee" means any person in the borough service who is paid a salary or wage by the borough regardless of the original source of the funds, other than an elected official.

"Gift" means money, goods, services, travel expenses, tickets, discounts not available to the public, loans or debts forgiven or paid by a third party, a promise, or other item of value gratuitously transferred from a donor to a recipient.

"FLSA" means the Fair Labor Standards Act.

"Graveyard shift" means those hours worked between midnight through 8:00 a.m.

"Immediate family member" means spouse and any person related by blood or marriage within and including the second degree of kindred.

"Layoff" means an involuntary separation of an employee in the borough service because a position has been abolished, there are insufficient funds to pay the employee, or there is an insufficient amount of work for the employee to do.

"Manager" means the borough manager or designee.

"Pay plan" means a schedule of salaries which shall be established and amended by resolution and which covers all classes of positions in the borough service.

"Permanent status" means the status of a person who has satisfactorily completed the probationary period.

"Position" means an office or employment in the borough service composed of specific duties and requiring the full-time or part-time services of one person.

"Probationary period" means the in-service test period which follows an appointment and precedes permanent employment in a class.

"Promotion" means the change of a person from a position in one class to a position in another class with a higher salary range.

"Resignation" means termination of employment at the request of the person.

"Second degree of kindred" means father, mother, son, daughter, brother, sister, husband, wife, grandfather, grandmother, grandson, granddaughter, uncle and aunt and includes those relationships involving half or step relationships.

"Short list" means a list of at least three qualified candidates for employment.

"Source of income" means an employer or other person or entity paying compensation, dividends, or interest, directly or indirectly, for services, products, or investments. If the income being reported is derived from employment by a sole proprietorship, partnership, or corporation in which the reporting person, the spouse or children, or a combination of them holds a controlling interest, that proprietorship, partnership, or corporation may be designated as the source of income without specifying clients or customers if the business is one that is normally conducted on a cash basis or maintains accounts payable within 30 days and annual account accrual does not exceed $10,000. In all other cases, the clients or customers of the proprietorship, partnership, or corporation shall be listed as sources of

income of the person whose income is being reported, whose spouse, children, or a combination of them holds a controlling interest.

. . .

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS ___ DAY OF _____, 2013.

_____
Stephanie Scott, Mayor

ATTEST:

_____
Julie Cozzi, MMC, Borough Clerk

Introduction:	01/22/13
First Public Hearing:	02/26/13
Second Public Hearing:	__/__/__

7C

Haines Borough
Assembly Agenda Bill

Agenda Bill No.: 13-225
Assembly Meeting Date: 2/26/2013

Business Item Description:	Attachments:
Subject: Authorize Renewal of Chilkat Valley Preschool (CVP) Lease of the Human Resources Building	1. Ordinance 13-01-313 2. Proposed 2013 Lease 3. 12/6/12 Letter from CVP Requesting Renewal 4. 2/5/13 Letter from CVP
Originator: Borough Clerk	
Originating Department: Administration	
Date Submitted: 1/14/2013	

Full Title/Motion:

Motion: Advance Ordinance 13-01-313 to a second public hearing on 3/12/13.

Administrative Recommendation:

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required
$	$	$

Comprehensive Plan Consistency Review:

Comp Plan Policy Nos.:	Consistent: ☒ Yes ☐ No
Objective 17E(7), Page 294 Objective 18A(3), Page 299	

Summary Statement:

Since 9/20/2000, Chilkat Valley Preschool (CVP) has been leasing the borough's Human Resources Building at no charge on a year-to-year basis. In December, CVP made its annual written request for renewal of the lease for the 2013 calendar year. The borough manager wishes to continue to provide this building at no charge as an in-kind donation to CVP for the betterment and early childhood development of the children of the community. The leasing of this borough building would continue until such time as other disposition decisions may be made. Borough Charter 3.03(8) requires that the leasing of borough property must be granted by the assembly by ordinance. This ordinance was introduced on 1/22/13.

Referral:

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

Assembly Action:

Workshop Date(s):	Public Hearing Date(s): 2/26/13
Meeting Date(s): 1/22, 2/26/13	Tabled to Date:

HAINES BOROUGH
ORDINANCE No. 13-01-313 **Draft**

An Ordinance of the Haines Borough authorizing renewal of a lease of the Human Resources Building with Chilkat Valley Preschool for the purpose of providing preschool educational services.

WHEREAS, HBC 14.16.060 provides that "[t]he lease of any borough land may be made to any state or federal agency, nonprofit organization, or political subdivision of the state for less than the appraised value, and for a consideration to be determined by the assembly to be in the best interests of the borough"; and

WHEREAS, the nonprofit organization known as Chilkat Valley Preschool (CVP) has been leasing the downstairs portion of the borough's Human Resources Building situated on Lots 8 and 9, Block 13, Haines Townsite Subdivision to provide a preschool program; and

WHEREAS, CVP has leased this property on a year-to-year basis since the Haines City Council first granted the lease on September 20, 2000; and

WHEREAS, on December 11, 2012, CVP made its annual written request for renewal of the lease for the 2013 calendar year; and

WHEREAS, the borough has offered the upper portion of the building rent-free to non-profit groups on a year-to-year basis with the only cost to the tenants being to share utilities with the CVP (there are currently no upstairs tenants); and

WHEREAS, RuralCap leased the premises for many years on a year-to-year lease basis for the purpose of providing Head Start program services to the community's children; and

WHEREAS, the borough manager wishes to continue to provide the use of this building at no charge as an in-kind donation to CVP for the betterment and early childhood development of the children of the community; and

WHEREAS, the assembly concurs that the continued leasing of this borough building is in the public interest until such time as other disposition decisions may be made; and

WHEREAS, Borough Charter 3.03(8) stipulates that the leasing of borough property must be granted by the assembly by ordinance,

NOW THEREFORE BE IT ENACTED, by the Haines Borough Assembly, that it is hereby determined to be for a public purpose and in the public interest of the Haines Borough to renew the existing terms of the Human Resources Building lease with the Chilkat Valley Preschool for the purpose of providing preschool educational services for the 2013 calendar year.

Section 1. Classification. This ordinance is a non-code ordinance.

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 upon adoption.

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS ____ DAY OF _____, 2013.

_____
Stephanie Scott, Mayor

Attest:

_____
Julie Cozzi, Borough Clerk

Date Introduced:	01/22/13
Date of First Public Hearing:	02/26/13
Date of Second Public Hearing:	__/__/__

Haines Borough
Human Resource Building

In-Kind Lease Agreement

LEASE AGREEMENT made as of the _____ day of _____, **2013**

BY and BETWEEN the Lessor: **Haines Borough**

and the Lessee: **Chilkat Valley Preschool**

The Lessor and the Lessee agree as set forth below.

WITNESSETH:

That for and in consideration of the agreements hereinafter mentioned to be kept and performed by the Lessee, Lessor does hereby lease unto said Lessee the main floor of the building known as the Human Resources Building, situated on Lots 8 and 9, Block 13, Haines Townsite Subdivision, and such area as necessary to carry out the preschool program.

TO HAVE AND TO HOLD the above described premises, with the rights, privileges, easements and appurtenances thereunto belonging or in any way appertaining, unto Lessee for a **term commencing on the 1st day of January, 2013 and terminating on the 31st day of December, 2013,** and yielding possession thereof as hereinafter provided subject to an option to renew.

1. **RENT**: No charge for rent.
2. **USE**: Preschool
3. **ALTERATIONS AND REPAIRS**: Lessee shall not make any alteration or repair of the said premises, or any part thereof, without first obtaining the written consent of Lessor. Lessee shall, at its sole cost and expense, repair all damage to the leased premises caused by the Lessee's use of the premises. Lessee shall keep and maintain the leased premises in good condition and repair, normal wear and tear excepted.
4. **LIENS**: Lessee shall not cause the demised premises to be encumbered by any liens, and shall, whenever and as often as any such liens may be recorded against said property, purporting to be for labor or materials furnished or to be furnished to the Lessee, take steps to discharge such liens within a reasonable time after the date of filing. Lessor shall not be liable for any labor or materials furnished or to be furnished to the Lessee upon credit.
5. **UTILITIES**: Lessee shall pay for all heat, lights, power, water, sewer and phone services supplied to the property used by them.
6. **INDEMNIFICATION**: Lessee shall defend, indemnify and save harmless Lessor from and against any and all losses, damages, liabilities, expenses, claims and demands of whatsoever character, direct or indirect, arising out of or in any way connected with, this lease of the demised premises or use or occupancy thereof by Lessee.
7. **INSURANCE**: Lessor shall provide and maintain fire insurance on the leased building. Lessee shall provide the necessary insurance on its personal property on the premises and liability insurance of not less than $500,000 bodily injury, $100,000 property damage and $5,000 medical payments. Proof of such insurance shall be provided to Lessor by Lessee's insurance company upon execution of this lease and upon any renewal of said policies. Lessee shall provide lessor written notice thirty days in advance of any cancellation of insurance coverage.

8. **ENTRY BY LESSOR**: Lessee shall permit Lessor and its agents to enter the premises at all reasonable times for the purposes of access to areas in the leased building not covered in this lease and for the purpose of inspecting the same or making repairs.

9. **SUBLETTING AND ASSIGNMENT**: Lessee shall not assign this lease, or any interest thereof, without the written consent of Lessor.

10. **COMPLIANCE WITH LAW**: Lessee shall, at their sole cost and expense, comply with all the requirements of the Haines Borough, State of Alaska and Federal laws, regulations, statutes or ordinances pertaining to said premises and their use, including all regulations prohibiting smoking in public buildings.

11. **DESTRUCTION OF PREMISES**: In the event of damage or destruction of the leased premises from any cause, the Lessor shall have the option to repair the same. In the event Lessor does not elect to make such repairs, this lease may be terminated at the option of either party. A total destruction of the premises shall terminate the lease. Lessor shall give notice of its election to repair within ten days from the date of the damage or destruction.

12. **REMEDIES OF LESSOR ON DEFAULT**: In the event of any breach of this lease by Lessee, then Lessor shall have the right of re-entry subject to the Landlord and Tenant Act provisions.

13. **OCCUPANCY**: Lessee shall have the right of occupancy as of the signing of this lease.

14. **LEASE RENEWAL**: Lessee may request to renew this lease for additional terms by submitting a written renewal request to the Lessor at least thirty days prior to lease expiration. The utilities payment (see Section 5) may be renegotiated prior to any lease renewal, and any lease renewal may be subject to approval by the Borough Assembly.

15. **TERMINATION**: The Lessee may terminate this lease upon giving thirty days written notice to the Lessor if the use of the premises by the Lessee ceases for any reason. In such a case, upon quitting the premises, the Lessee shall remove all personal and business property from the premises and shall leave the premises in good condition, normal wear and tear excepted.

16. **ENTIRE AGREEMENT**: This lease sets forth the entire understanding of the parties, and no modifications may be made hereto except by written addendum signed by the parties. This lease binds the heirs, personal representatives, successors and legal assigns of all the parties hereto.

IN WITNESS WHEREOF, the parties have executed this lease as of the day, month and year first above written.

This Lease Agreement entered into as of the day and year first written above.

LESSOR	LESSEE
_____	_____
Mark Earnest, Borough Manager	_____, Board President
Haines Borough	Chilkat Valley Preschool

Attest:

_____

Julie Cozzi, MMC, Borough Clerk

Chilkat Valley Preschool

PO Box 1165 Haines AK 99827

(907) 766-3213

cvpreschool@aptalaska.net www.aptalaska.net/~cvpreschool

A program dedicated to the fullest development of the whole child.

2011-2012 BOARD OF DIRECTORS

Kristin White
President

Maor Cohen
Vice President

Alissa Henry
Treasurer

Becky Gonce
Secretary

Melissa Ganey

STAFF

Janet Hayes
Lead Teacher

Josie Allen
Assistant Teacher

Renee Hoffman
Office Manager

December 6, 2012

Julie Cozzi
Borough Clerk
Haines Borough, Alaska
P.O. Box 1209
Haines, AK 99827

Re: Human Resources Building – In-Kind Lease Agreement

Dear Julie,

I am writing to you on behalf of the students, staff and Board of Directors of Chilkat Valley Preschool. Our current In-Kind Lease Agreement is due to expire on December 31, 2012. Please consider this letter as a request to renew this Agreement.

Please let me know if I need to provide you with any more information. Thank you and thanks to the Borough for their generosity. It is greatly appreciated.

Sincerely,

Renee A Hoffman

Renee Hoffman
Office Manager

Feb. 5, 2013

Dear Haines Borough Assembly Members,

We would like to say thank you for your support of preschool education throughout the years—past, present and hopefully into the future—not only in the form of a roof over our heads, but also fiscal backing for our nonprofit program. We see early childhood education as a pillar of our community, and we appreciate your continued support to provide this important service in Haines.

We are aware that the Human Resource Building is one of many buildings that the borough is considering the best course for as it drafts a master plan for facilities. When we learned last year that some assembly members supported the idea of disposing of the building, we formed a facilities committee to look into our options should we need to vacate. I have attached a summary of our notes, which we hope will help you better understand our situation.

Essentially, disposal of the Human Resource Building could leave the preschool without a place to operate, as there are limited available locations in Haines that meet our needs. We would like to work with the borough to develop a plan for the future facility needs of the preschool. We would like to ask you to consider keeping us in mind as you make your decisions about facilities.

Sincerely,

Kristin White
President, Chilkat Valley Preschool

Summary of Notes from CVP's Investigation of Facilities

Facts

--A recent survey of facilities in Haines ranks preschool Number 5 out of 11 "in order of importance to our community."

--The Human Resource Building is in poor shape however state inspectors have identified no health or safety concerns.

--We need a long-term "home" for the preschool. If the Human Resource Building will not be available to us in the coming years, we will need to move.

--CVP conducted a facilities survey of our own to see what our options were, and what we found didn't give us much hope.

Possible Options

--We walked through a home for sale in town with the idea we could somehow get the funds to purchase the home. This Victorian house (owned by the Nash family) seemed the perfect location but would need some remodeling to suit our needs. The facilities committee members were divided on the financial viability of our program owning a building.

--We looked into sharing the Senior Center, adjacent to the community's playground. Program times didn't mesh.

--We checked out the Chilkat Center basement. Some members of the facilities committee felt strongly that the room and entrance was too imposing for preschoolers.

--We toured the Presbyterian Church basement. It was a fine space, but having to pack up at the end of each week didn't sound so great.

--We day dreamed about "one day" when the borough administration might move out of its current building when/if the borough rebuilds the Public Safety Building. This is a great location, but would require continued partnership with and support from the Haines Borough. Also, timing this would be tricky (Rebuild Public Safety Building, borough moves out, but Human Resource Building could "go" at any time).

Similar Programs Across the State

--A phone call to Beth Snyder of the Anchorage School District's Title I Preschool Program yields this information: They operate on Title I funds, follow HDST guidelines for "needs" (income and disabilities or disadvantages, meaning highest needs children are

served), funded also by a state grant.

--Department of Early Education and Development reports that grants are available for Pre-K programs for schools struggling to meet No Child Left Behind laws. For example, in Ketchikan there is a school district run preschool with 3 classrooms and 60 students in addition to a local HeadStart program. Juneau has a pilot state-funded pre-K program.

Ideas

--The Human Resource Building has value and is a community asset. It is a historic building. Could the borough pursue rehabilitating it with historic Register Funds?

--Support rebuilding of Public Safety Building AND continue to rally borough support of CVP, with the "goal" of moving CVP to current Borough Administration building once administration moves out. Borough disposes of Human Resource Building after this occurs.

--Pursue funds to purchase and renovate the Elks building to house preschool. Its proximity to the "big" school makes it a great location.

--Rent another unidentified space.

**To make any of these ideas come to life, we need borough support and financial assistance (from the borough, grants, etc.).*

8A

Haines Borough Administration
Mark Earnest, Borough Manager
(907)766-2231 • Fax(907)766-2716
mearnest@haines.ak.us

February 26, 2013

2013 Federal Priorities

I would like to add "Tribal Transportation Program" to the Borough's recently adopted 2013 Federal Priorities by amending previously adopted Resolution No. 12-12-439. Moving Ahead for Progress in the 21st Century (MAP-21) reduces US Department of Transportation funding to tribes throughout the United States; however, Alaska tribes were disproportionally impacted under the new allocation formula. The new formula places a greater emphasis on tribal population, which benefits Lower 48 tribes, and away from geographic area. By 2016, Alaska tribes will receive approximately 20% of the allocations they received in 2010. The Chilkoot Tribe, for example, will receive approximately $200,000 in 2016, down from the $1.0 million received in 2010. The Borough has been working with the CIA on a number of important transportation and other development projects that depend on this funding source.

2013 State Legislative Priorities

We submitted a total of 12 projects into the Legislative Capital Budget System (CAPSIS) based on Assembly Resolution No. 12-12-428 establishing the Borough's FY 2014 State Legislative Priorities. The deadline for entering projects into CAPSIS was February 4, 2013. It should be noted that the two Mosquito Lake School projects were combined into a single project submittal and the High School Roof Survey and Assessment was dropped due to a lack of information and small dollar impact for conducting the assessment. Attached is a summary of the projects and the funding amounts requested. I will have a project narrative summary shortly.

Alaska Department of Environmental Conservation Loan Program

The Alaska Clean Water Fund (ACWF) and the Alaska Drinking Water Fund (ADWF) are two Alaska Department of Environmental Conservation (ADEC) loan fund programs that offer low interest loans to Alaska municipalities for financing water, wastewater and water quality related projects. Loans can finance up to 100 percent of a project's eligible costs for planning, design and construction of publicly owned facilities. In addition, loans can serve as local match for the ADEC Municipal Water, Sewer and Solid Waste Matching Grants Program or most other federal or state funding sources. A range of projects and associated costs are eligible for funding under the ADEC loan programs, as described in Title 18, Chapter 76 of the Alaska Administrative Code, examples under the ACWF include: wastewater treatment facilities; sewer interceptor and collection systems; storm water collection and treatment; nonpoint source prevention and restoration projects; and enhancement projects. Examples under the ADWF include: planning and design of facilities; water source rehabilitation; water treatment facilities; water storage facilities; and water transmission and distribution systems. The Borough has applied for many loans over the years, many of which have been approved. It has been our practice to also apply to the ADEC for grant funding for the same projects through the Alaska Municipal Matching Grant (AMMG) program and/or to the Legislature for funding. This grant funding program requires a local match, which for the Haines Borough is 30 percent. As noted above, the low interest loan financing can be applied toward the required AMMG match. The Legislative appropriations require no local match.

The deadline for the ACWF and ADWF loans was February 11, 2013. The following loan applications were submitted:

- Alaska Clean Water Fund

- Upgrades to Wastewater Treatment Plant Sewage Screenings and Solids Dewatering - $1,215,000
- Replace Sewer Plants Roofs - $500,000
- Replace undersized 4” Sewer Main on West Fair Drive - $160,000

- Alaska Drinking Water Fund
  - Replace Allen Road AC Pipe - $500,000

Safe Routes to Schools Sidewalk Improvements

Attached to this report is a letter to the Alaska Department of Transportation and Public Facilities (ADOT&PF) supporting the $625,000 in the current STIP and Governor’s budget request for the Old Haines Highway Sidewalk - 3rd Ave to Allen Road project The STIP-approved project consists of constructing approximately 1700' curb, gutter, and 5' wide sidewalk on north (school) side of Old Haines Highway (CDS Route #298020) from Third Avenue to Allen Road, including commercial driveways at the school entrance/exit.

The letter also expresses support for additional funding in the amount of $350,000 for extending the sidewalk project to Fair Drive. This project expansion would allow pedestrians to walk on Fair Drive to Old Haines Highway then be able to cross the highway and proceed toward the school on concrete sidewalks. It will accommodate school children and others that travel from the subdivision to and from the school, as well as relieve pressure from those who currently use the roadway when traveling by foot to the fair grounds. The additional $350,000 is tentatively programmed in the ADOT&PF Statewide Transportation Improvement Program (STIP) Draft Amendment #5. If this additional funding is approved, it would bring the project funding to nearly $1.0 million which represents 100% of the State of Alaska’s allocation for one year. This was also supported by CIA and the school district.

Employee Union Contract Negotiations

The Borough management team held its first meeting in preparation for the upcoming labor negotiations for a successor Collective Bargaining Agreement (CBA). We anticipate beginning negotiations in early March.

Port Chilkoot Dock / Letnikof Harbor Project

PND Engineers are completing final bid documents for the Port Chilkoot Dock and Letnikof Harbor improvement projects. These projects are being combined into a single bid document to reduce projects costs and achieve greater economies of scale. Additionally, there are construction coordination considerations inherent in the two projects, such as the relocation of the gangway from the PC Dock to Letnikof Harbor. The bid documents are scheduled for advertising on March 5, 2013. Construction at the PC Dock is scheduled to begin August 15, 2013 and at Letnikof Harbor on October 1, 2013.

Haines Wastewater Treatment Plant

Allwire Electric has installed 18 new energy efficient lights at the Haines Wastewater Treatment Plant. These improvements provide for a much brighter and safer work environment. This project will also greatly reduce the amount of energy used to light the plant.

Oceanview Street/Lutak Rd. Slope Movement

PND Engineers has delivered the completed report on the Oceanview Street/Lutak Road Slope Movement. The report outlines suggestions and recommendations for drainage and culvert work in the area.

Haines Public Safety Building

PND Engineers has delivered the completed structural assessment report on the Haines Public Safety Building. Estimates of reparation of the PSB are included. The decision at this point is whether to continue with further conditional studies on the building, funding the work on the existing building, or designing of a new facility.

Haines High School Air Handling Units

Murray and Associates has delivered their report on the condition of the Air Handling Units above the Art Room at the Haines High School. The report stated that the units have reached the end of their life expectancy and need to be replaced. The estimate for replacement is $250,000. The report also made short term recommendations that may reduce the amount of noise that is created by the units. The Borough is pricing these options out which include replacing motors, new belts, and isolation pads to create a cushion between the units and the floor.

Borough Radio Communication System

Begenyi Engineering is working on the design for the replacement of the Borough's radio system. This project will include the replacement or upgrade of every radio currently used by the Borough, including but not limited to all Emergency Response radios and Police Dispatch consoles.

Lutak Dock Security Fence

The Lutak Dock Security Fence project will resume as soon as ground conditions will allow. The project is approximately 85% complete. Work that is currently taking place is the installation of the recording equipment and IT work to enable Haines Harbor staff to access the link from the Harbor Office. All work will be completed by April 30, 2013.

Mosquito Lake School Fire Suppression

The Mosquito Lake School fire suppression repair and upgrade is scheduled to begin upon arrival of materials in March.

E-911 System

Proposals have been received for the Borough E-911 system replacement project. The review committee is reviewing and evaluating the submittals.

Portage Cove Small Boat Harbor

The Borough is preparing an RFP for the installation of a Cardlock system for delivery of fuel to consumers at the Portage Cove Small Boat Harbor.

Personnel

The Borough is advertising for a new Superintendent of Public Works. The first review of applications will be on February 27, 2013. Ralph Border is acting as interim Superintendent.

Haines Borough Administration
Mark Earnest, Borough Manager
(907)766-2231 • Fax(907)766-2716
mearnest@haines.ak.us

Manager's Report – Heliskiing Allocations Update

February 11, 2013

Haines Borough Code 5.18.080 establishes a maximum of 2,600 skier days to be allocated by the Manager among three heliski companies. Alaska Heliskiing (AH), Southeast Alaska Backcountry Adventures (SEABA), and Alaska Mountain Guides (AMG) have requested a combined 2,850 skier days for the 2013 heliski season. When this occurs, it falls to the Borough Manager to decide how to allocate skier days between permitted companies. HBC 5.18.080(C)(2) lists the following factors to be considered when making allocation decisions:

a. The quality of the operating and safety plans submitted by the permittee.

b. The economic impact of the allocation on the permittee.

c. The safety and well-being of the general public.

d. Historic use of skier days by the permittee.

e. The interests of the borough in the promotion of tourism.

f. Past safety record of the permittee.

g. The applicant's past record of compliance with borough ordinances related to commercial ski tours.

h. The existence and terms of any voluntary agreement between the borough and the applicant pertaining to operational practices of the applicant.

I have decided to issue skier days for the 2013 season as follows:

	2011	2012			2013	
	Final Allocation	Requested Allocation	Manager's Allocation	Final Allocation	Requested Allocation	Manager's Allocation
Alaska Heliskiing	1450	1450	1450	1490	1400	1050
SEABA	750	1000	870	870	1000	1000
Alaska Mountain Guides	200	200	200	200	450	450
Total	2400	2650	2520	2560	2850	2500

These numbers represent the initial allocation for the 2013 season. There are 100 skier days held in reserve for the companies to apply for until the end of the season. Each company has been informed that they may apply to the Manager for additional days as the season progresses based on documented commitments from clients. There is no guarantee that any company will be awarded additional days. The initial allocation is not a precedent for future seasons

The reason for the reduction in Alaska Heliskiing's allocation is based on the findings of the Clerk's research and analysis of the company's 2012 safety record, which notes in part the following:

> Alaska Heliskiing failed to obtain a permit for use of state lands over multiple years of operation, failed to follow operating and safety plan accident reporting, failed to submit a mutual aid agreement, failed to file a report of employee death with the State of Alaska, twice flew out of bounds and posted inaccurate and misleading information on its website relating to guide certification and company safety standards.

Any permittee receiving less than a requested allocation may appeal this initial allocation decision to the borough assembly by filing a notice of appeal with the borough clerk no later than 15 days from the date of this decision.

Haines Borough
Legislative Capital Budget Account Summary

Priority	Project	State Funding Requested	Total Project Cost	TPS Number	Viewable By District
1.	Haines Borough - Upgrade Haines Lutak Dock -- Phase I	$2,325,400	$3,785,400	60592	34, Q
2.	Haines Borough - Upgrade Sewer System	$1,835,000	$1,845,000	60606	34, Q
3.	Haines Borough - Remediate Oceanview Drive/Lutak Road Slump	$741,382	$1,937,373	60612	34, Q
4.	Haines Borough - Repair High School/Pool Locker Rooms and Mechanical Systems	$1,459,845	$1,645,305	60626	34, Q
5.	Haines Borough - Repair Mosquito Lake School Fire Suppression System and Air Handling Unit	$164,592	$240,948	60634	34, Q
6.	Haines Borough - Road Improvements - Phase IV	$2,280,000	$2,510,000	60641	34, Q
7.	Haines Borough - Public Safety Building Programming and Concept Design	$90,000	$8,200,000	60652	34, Q
8.	Haines Borough - Road Maintenance Equipment	$220,000	$220,000	60668	34, Q
9.	Haines Borough - Port Chilkoot Dock Improvements - Phase II	$860,000	$8,379,300	60681	34, Q
10.	Haines Borough - High School Air Handling Unit Replacement	$247,000	$247,000	60686	34, Q
11.	Haines Borough - Vocational Education Building Mechanical Upgrades	$1,329,285	$1,344,085	60690	34, Q
12.	Haines Borough - South Portage Cove Harbor Expansion	$6,000,000	$32,000,000	60700	34, Q

HAINES BOROUGH, ALASKA

P.O. BOX 1209 • HAINES, ALASKA 99827

Administration 907.766.2231 • (fax) 907.766.2716

Tourism 907.766.2234 • (fax) 907.766.3155

Police Dept. 907.766.2121 • (fax) 907.766.2128

Fire Dept. 907.766.2155 • (fax) 907.766.3373

February 7, 2013

Steven Soenksen, Coordinator, Alaska Safe Routes to Schools Program
Alaska Department of Transportation and Public Facilities
3132 Channel Dr
MS-2500
Juneau, AK 99801

RE: 67555 HNS Old Haines Highway Sidewalk Addition

Dear Mr. Soenksen,

The Haines Borough is very supportive of the Old Haines Highway Sidewalk project referenced above. We appreciate the efforts of the ADOT&PF for making this project such a high priority for funding. We appreciate the inclusion of the project in the current STIP and Governor's FY 2014 capital budget in the amount of $625,000 using SRTS funding. We recognize the tremendous commitment of SRTS for the Haines project. The proposed sidewalk will greatly enhance pedestrian access safety on high volume routes to and from the Haines Borough School.

We also support efforts to secure an additional $350,000 of SRTS funds for extending the project to include Fair Drive as an end point for the project. This project is identified in our SRTS Plan (under Engineering Action item #3) to serve a newly developed subdivision. We have recently been informed that the Chilkoot Indian Association (CIA) has plans for expanding the subdivision, bringing the total development from 11 units at the present time to 40 units. The Borough is working with CIA to bring other financial resources into the overall SRTS planning effort to serve this new subdivision and other pedestrian access and safety enhancements, with a particular focus on school and other special users.

Please do not hesitate to contact me or my staff, should you have any questions or need additional information.

Sincerely,

Mark Earnest
Borough Manager

VANCOUVER ROUNDUP 2013
Attended by Steve Vick and Darsie Culbeck

Vancouver Roundup is a multi-day conference attended by over 6000 delegates representing local, state, provincial, tribal/ first nation and territorial governments, mining companies, energy companies, service companies, geologists, and more. This year's event was also attended by Alaska Governor Sean Parnell and Yukon Prime Minister Darrell Pasloski

The overall message is that major developments are being planned/ discussed that could affect Haines. These include: pipelines for natural gas, liquefied natural gas (LNG) plants, port facilities, roads, electrical and fiber-optic Interties, mines, railways, etc

Everyone we met was familiar with our town/region and continually mentioned Haines as a one of the top three places they intend to include in their business plan. Yukon resources are competing on a global level and Haines has the opportunity to play a role in its development.

MEETING SUMMARIES

CHEIFTAIN METALS
Contacts: Jim Pickerell, Keith Boyle, Gordon McKnight, et al

Chieftain is looking to reopen the Tulsequah Chief mine on the Taku River and would consider Haines as a port for transshipment if they can't use Skagway.

Resource Details

- Forty miles northeast of Juneau, AK - Taku River watershed
- Last operated by a predecessor of Teck in the period 1951 to 1957
- Chieftain Metals shut down the Temporary Water Treatment Plant on June 22, 2012.
- Estimate for return to full production is Q2 of 2013.
- British Columbia (BC) recently approved modification to road alignment. Taku River
- Tlingit First Nations (TRTFN) publicly opposing project until feasibility study is revised and water treatment plant is brought back on line.
- Plans to publish its fill feasibility study results in January 2013.
- Says they are going to truck LNG from Delta, British Columbia
- They have an initial nine year mine life starting in 2016

Take Away: It is unlikely that Haines can compete with Skagway or Stewart for this business unless another project comes on line that shares the cost of port development.

CONSTANTINE METAL RESOURCES – THE PALMER PROJECT
Contacts: Darwin Green, Wayne Livingstone, Garfield McVeigh

Constantine has identified close to 500M tons of high grade ore in the upper Klehini Valley. They plan to spend the next 4 years expanding the resource. They talked about their summer plans, long term energy concerns, local jobs, community outreach and port development. They have just signed a partnership agreement with a Japanese firm. They expect to spend $22M over the next 4 years on exploration. They are scheduled to make a presentation at the March 22, 2013 Chamber luncheon.

DEMPSTER ENERGY
Contacts: Ron Daub, David Craig, Robert Venables, Gene Therriault (deputy director with Alaska Energy Authority)

Dempster Energy is trying to secure the pipeline route for natural gas from Eagle Plains, Yukon to tidewater for export to Asia. They have identified Haines as a potential deep water port. They are working with Northern Cross and the Chinese National Offshore Oil Company who has rights to the natural gas. They are also exploring options to truck LNG from Delta, Fort Nelson or elsewhere to supply energy needs in the Yukon and Alaska. They expect to visit Haines for a presentation in late summer 2013.

YUKON ECONOMIC DEVELOPMENT
Contacts: The Honorable Currie Dixon, Terry Hayden (assistant deputy Minister)

Discussion of Shakwak funding; Yukon cannot afford maintenance without AK or US involvement. They have three years of funding left, which should complete the last 15 km
of repaving on the Haines Highway. The Yukon is looking into a Fiber Optics connection from Juneau which could have a positive impact on Haines. They are also exploring an electric intertie with Skagway. Mr. Dixon was happy to meet with Haines and looked forward to close relations.

ALASKA INDUSTRIAL DEVELOPMENT EXPORT AUTHORITY
Contacts: Mike Catsi, Gene Therriault, Robert Venables

Mike Catsi stressed that we should look at ourselves as a region and that we are competing on a global level. He thinks we have synergies and that our diversity is important. We need to be aware of a boom and bust for port development and that any project has to have a solid business plan and make economic sense.

Mike Catsi is planning to visit Haines in April or May to discuss port development. We are planning to take a field trip to Skagway to visit the ore terminal and have a presentation from Mayor Stan Selmer and/or terminal manager Dave Hunz. This trip would be open to Assembly, Port Development Steering Committee members and maybe the public. There would be time for discussion on the ferry followed by a public meeting in Haines.

Action Items Based on Meeting

- Send Mike Catsi a list of current development opportunities to help him prepare for the community meeting and port visit. (Wellgreen, Chieftain, Constantine, inbound freight, ADOT&PF infrastructure projects, etc.)
- Plan for the community presentation and visit to Skagway ore terminal
- Invite Stan Selmer, Dave Hunz, and Southeast Stevedoring to attend if possible.
- Send Mike Catsi our current CIP list and an outline for the Haines Visit. This will include items we want him to touch on. Public Private Partnerships, Port Consortiums, ask him to address the entire waterfront development. Also bring him up to speed on the ferry terminal project. Send him maps, diagrams.

ALASKAN / YUKON TRANS_BORDER TRANSPORTATION TASK FORCE

Contacts: This meeting was attended by senior administrative staff from Alaska Department of Transportation, including Commissioner Pat Kemp, along with their counterparts from the Yukon Government.

Highlights of Meeting

- Road Toll Initiatives. ADOT&PF is looking into a toll program that might include the Haines Highway.
- Current Haines Projects: Airport to 25 mile, new bridge, phased road improvement. Phase 1 is to the replace Wells Bridge with construction to begin in calendar year 2014. The project will take two years.
- ADOT&PF is trying to upgrade to the bridge to industrial strength using state funds. Klehini bridge replacement is also set for 2014.
- Possible in-motion weigh station near town in the long run.
- Yukon DOT will use money left in Shakwak to finish paving of the Haines Highway. The last 15 km left to pave will take 1 to 2 years.
- Discussion about how to weigh mining trucks on Klondike Highway
- Klondike Highway: Nares River Bridge (Carcross) reconstruction in 2016 or later.
- ADOT&PF: overlay to strengthen pavement and deconstruct William Henry Moore Bridge. Calendar late 2014 or 2015 to do this project.
- Dave Hunz the Skagway Terminal manager says that they have taken up to 650,000 tons annually. Current terminal customers are Alexico, Minto, and Eagle Minerals, who bring about 45 trucks per day.
- Pat Kemp wants assurance from Skagway they will not try to limit volume.
- Port fees in Stewart are less than Skagway.
- ADOT&PF may use AIDEA to sell bonds to finance the industrial highway on the Klondike side.

PROPHECY PLATINUM AND WELLGREEN PROJECT

Contacts: John Sagman (CEO)

- The Wellgreen project is located near Burwash Landing and is currently scheduled to be in production by 2018.

- Prophecy Platinum has completed their transportation feasibility study and will be using the port of Skagway for their economic analysis, but will switch to Haines if it makes economic sense.
- John Sagman (CEO) said they will plan on using Haines as an import port for the construction of the mine and materials needed during production.

FINAL THOUGHTS

In the years to come there will be resource development and infrastructure projects that have direct impact on the Haines Borough. It is important to be involved in the early stages. If not, development plans can move forward to a point where our input has less impact.

It is important that we maintain our involvement in this process and continue to build relationships with industry and government officials from the Yukon and Alaska. As a direct result of our meetings with ADOT&PF, Executive Assistant Culbeck was invited to join the Alaska Rail Projects technical advisory group.

In the words of an unknown author Haines can “be at the table or be on the menu”.

8B

Chilkat Center for the Arts

A Community Facility Operated by the Haines Borough
(907) 766-3573
facsimile (907) 766-3574
E-mail business@khns.org

Facility Administration Report
January 2013

Usage

Slow time for events and classes in January but the Yogis and Jujutsu students stayed consistent. Ongoing dance and activity classes are: Yoga, Jujutsu, Strongwoman and Morning Muscles. Seibukan Jujutsu has added two new classes to its roster and there will be a noon to 1pm Yoga class between Feb 18 and March 18th sponsored, like most of the other classes, by SEARHC. No new news from the folks who were interested in the basement. Foundation of the Chilkat Center for the Arts scheduled a strategic planning meeting with Cecily Stern and Ann Myren to help define mission, goals and activities of the FCCA as separate from the CCAB. The meeting was attended by the Advisory Board and representatives from Yoga, Haines Arts Council, Jujutsu as well as the CCA Facilities Manager. A tremendous amount of practical work was accomplished and I'm sure the Advisory Board will have more to relate on that.

Maintenance

- In January, longtime custodian Phil Wilde left the center and was replaced by Angela Goodwin who has been digging in and cleaning deep. There were a number of applicants for the job and the lucky hire was someone who *loves* to clean and is doing a great job. As a result of the changeover, we've been going thru the building with a new eye and clearing away non-essential items.
- Users requested less clutter in the foyer of the dance space so we added another rack for clothes, took away the old (I mean *really* old) fridge unit that was in the hallway for years, moved many chairs out of the hallway and are working on a space for jujutsu storage. We've identified a good location, now we need to put in shelves or find a handy wall unit. Chorus is working with management on that project.
- The kitchen is once again being rented starting February and going thru November. Using the kitchen daily and sharing the space for events was tricky last year so we have put our heads together and hopefully solved some of the problem areas. With the help of the FCCA, we found another fridge in an effort to provide more cold storage; we are assigning cupboard space to key consistent users who can lock up their things. The rest of the kitchen, in addition to the plates etc. already here has been outfitted with some basic pots, pans and utensils as well as flatware. There is now cleaning/sanitizing equipment that the kitchen users can use and I've implemented a fine if the kitchen users do not leave the space as found to discourage some of the carelessness of the past. The utility closet in the lobby has been cleared of things not essential to cleaning.
- The Green Room is receiving some attention as well. A second ceiling lamp has been installed and the ancient microwave and fridge unit (both dating, it would seem, from the Summer of Love) have been removed. If we can find a couple of nice couches to replace the 70's plaid, we would increase comfort and be much easier on the eyes. All in good time.
- The FCCA (Foundaton for the Chilkat Center for the Arts) is planing a comprehensive audit of auditorium needs.
- No new news on heat zone system or ceiling repairs to the theater. Stickler Construction is working this out directly with the Borough Facilities Manager.

Many thanks to Carlos, Ed and Andus – Ed came in to tour us around the building to make sure things didn't get lost between custodians and they have been active in helping us make some great changes, all for the better! Good guys to work with and it's very satisfying to have the dance studio users so excited and happy as well as the Lobby and Kitchen folks. Thanks for putting such great energy into the Center, it is already paying off in appreciation.

Submitted by Facilities Manager, Kay Clements, January 2013

	Chilkat Center for the Arts		
	Jan-13		
Contact	**Function**	**Participants**	**Amount**
	Dance Studio		
SEARHC	Yoga Tuesday and Thursday 5:15-6:30, Sun 9:30am	191	225
Chorus Bishop	Seibukan Jujitsu --	131	300
	Lobby		
SEARHC	Morning Muscles	40	60
St Michael's	Sunday Services	60	300
SEARHC	Strongwoman	52	150
FCCA - Foundation for the Chilkat Center	Strategic Planning Session January 9th/10th	10	n/c
	Conference Room		
KHNS Board	meeting	8	n/c
	January Totals	**492**	**$1,035**

Sheldon Museum
Monthly Staff Report
December 2012

DECEMBER VISITORS		YEAR THROUGH DECEMBER		DEC 2011
Local Walk-in	31	Local Walk-in	1,680	1,946
Paying Walk-in	9	Paying Walk-in	4,452	4,443
Non-paying Walk-in	2	Non-paying Walk-in	249	836
Children local and non-local	1	Children local and non-local	211	253
With School Group	32	With School Group	463	320
Programs/meetings at Museum	219	Programs/meetings at Museum	2,048	1,825
Off-site Activity	21	Off-site Activity	245	102
In tours	0	In tours	136	202
Web Site Page Hits:	331	Web Site Page Hits:	6,001	9,122

DECEMBER VOLUNTEERS

Number:	25			
Total Hours:	105	Hours Year Total	2,602.53	2,749.25

USE OF MUSEUM BY OTHER GROUPS

- Haines A cappella Women's Chorus
- Haines School/Takshanuk Watershed Council – 8th Grade students presented to Mayor Scott the storm drain map that they researched and created.

UPCOMING EVENTS/PROJECTS

- People of the Chilkat Valley exhibit Feb.-Mar; opening Feb. 1.
- History of the ANB traveling exhibit Mar 4-15.

ADMINISTRATION and OPERATIONS

- The annual Christmas Open House was Dec. 8th. We're still looking for model trains for display and use. Fewer people attended this year. We think it had to do with the Community Ed bazaar being the same day and the parade being the following week.
- The galleries were closed Dec. 17th and re-opened on Jan. 8th. During that time staff caught up on some projects and did some more in-depth cleaning. Volunteer Joan Snyder came in to help sort through some boxes of archival material. Jerrie took a week of R&R between Christmas and New Year's Day.
- Gordon Whitermore finished covering the roll-down door slot in the Lobby ceiling. He was able to push the door completely up into the hole and place a flat piece of cedar over it, continuing the trim down the walls. It looks like a planned decoration.
- The first Museums Alaska Conference Program Committee met on Jan. 10th. They will chose a theme and a keynote speaker at the next meeting on Jan. 24th. The local planning committee will begin meeting soon.
- Our FaceBook page is working well and getting a lot of attention. Kris posts something twice a week. At the end of November we had 60 Likes.
- Kris sent out the first MailChimp Newsletter. So far the newsletter has been opened 235 times using the newsletter announcement and FaceBook; including 4 from France, 4 from Australia, and 1 from Canada.

EDUCATION

- **Wednesday Walks** in December were to Rutzebeck Lake, Chilkoot Lake, and Jones' Point. Scott continues to bring in other organizations and experts to lead the conversation. More people are joining the weekly group. He will arrange a weekend walk in January.
- Scott sang the Alaska Geography song with Bob Plucker to Patty Brown's 4th grade class on the 4th.
- Scott has also been working with Lisa Andriesen's students with research on their History Day projects. The displays will be judged February 8th and 9th then will be on display for a week.

ARCHIVE

Three researchers were helped in the Archive – in person, by telephone, or by e-mail. They included:

- A woman looking for family who lived briefly in Haines then Dyea and Carcross.
- CVN staff writing an obituary.
- A pilot from Ketchikan looking for information on the Grumman Goose crash near Haines several decades ago.
- In addition museum staff continues to work with Library staff finding photographs and other information for the Library's Story Board.

COLLECTIONS

- Eric Van Stauffenberg's files from the Chilkat Center Foundation were donated.
- The Alaska State Museum Grants-In-Aid is funding additional hours for Kris to work in the artifact storage. So far she has worked with the framed pieces. The previous system of using curtain rods to hold the pieces upright was not working. Using sturdy wire and ethafoam, she has created sturdy bins that seem to be working much better.
- Stacie has also been digitizing issues of the *Pioneer Press* from 1912 and 1913, and creating a table of contents. This is funded by a donation from Swanee Hunt who is the widow of Charles Ansbacher, a Sol Ripinsky grandnephew.
- Kris, Stacie, and Jerrie sorted through some artifacts and archival material that needed to be catalogued and put away. Kris is working mainly on the artifacts and Stacie on the archives.

EXHIBITS

- The announcement for the People of Haines was mailed in January. It will open February 1st.

Sheldon Museum
Monthly Staff Report
January 2013

JANUARY VISITORS		YEAR THROUGH JANUARY	
Local Walk-in	55	Local Walk-in	55
Paying Walk-in	9	Paying Walk-in	9
Non-paying Walk-in	2	Non-paying Walk-in	2
Children local and non-local	3	Children local and non-local	3
With School Group	19	With School Group	19
Programs/meetings at Museum	105	Programs/meetings at Museum	105
Off-site Activity	45	Off-site Activity	45
In tours	0	In tours	0
Web Site Page Hits:	331	Web Site Page Hits:	331

JANUARY VOLUNTEERS			
Number:	26		
Total Hours:	225	Hours Year Total	225

USE OF MUSEUM BY OTHER GROUPS

- Haines A cappella Women's Chorus

UPCOMING EVENTS/PROJECTS

- People of the Chilkat Valley biography exhibit continues to April 13.
- People of the Chilkat Valley evening program and brown bag early March
- History of the ANB traveling exhibit Mar 4-15.

ADMINISTRATION and OPERATIONS

- Jerrie attended, using the Library's video conferencing, the Foraker Group's Business Planning Class on Jan. 8th, for help with writing a business plan.
- On the 14th, the entire Board and Jerrie used the video conferencing for a Foraker Board training. Because it was designed especially for our board, it turned out to be very beneficial and inspiring.
- Scott and Jerrie are discussing the possibility of creating a book on Haines History with Arcadia Publishing. Arcadia has helped many small organizations create books for their communities. A sample will be available at the Board Meeting
- The first real MailChimp Newsletter is being proof-read and will go out soon.
- Because the February 12th Assembly Meeting was cancelled, approval for the appointment of Paula Turner as a Board member will be on the Agenda for the February 26th meeting.
- The Personnel Evaluations are due to the Borough by March 1st. The Personnel Committee (now a committee of the whole) evaluates Jerrie; Jerrie evaluates the rest of the staff.

EDUCATION

- **Wednesday Walks** in January were to Bromley Ridge, The Glory Hole Road, and Viking Cove. Scott continues to bring in other organizations and experts to lead the conversation. More people are joining the weekly group. He will arrange a weekend walk in March in order to make it available to more people.
- **History Day** presentations were submitted on Feb. 8th. Scott arranged for 5 judges and obtained donations from local businesses to give as prizes. Several students used the

museum's archive to research their topics: gold mining, John Muir's Brotherhood of Man Speech; and the origins of the Alaska Marine Highway.

- Tlingit Language Class continues with 10 to 13 students at each session. Special guest Joe Hotch attends semi-regularly. The class usually meets in Klukwan once a month so that former teacher Evelyn Hotch can attend.

ARCHIVE

The archive saw a lot of activity in January.

- Library staff continues to seek photographs and oral interview excerpts for the Library's Story Board.
- Six of Mrs. Andriesen's students researched their topics in the Museum's Archive; some made repeated visits.
- A local researcher used the files on the canneries.
- The Discovery Channel continues to seek photographs for historical spots in the Gold Rush show.

COLLECTIONS

- Kris is making a dent in the artifact cataloguing backlog.
- Kris has completed creating storage bins on the compacting storage shelves for the framed pieces. They are standing up better without leaning on each other and are much safer.

EXHIBITS

- The People of Haines biography exhibit is starting out slowly. We have several interesting biographies on display and several people have expressed interest in participating but have not yet submitted a biography. Public programs to accompany the exhibit will be scheduled for the early March.
- The People of Haines biography exhibit was mostly funded with a grant from the Chilkat Valley Community Foundation and donations from or at the request of Archive researchers: Sol Ripinsky grandnephews Ben Ansbacher and Theodore Ansbacher, Sami herdsman grandniece Kristin Brown, and gold rush grandnephew Tom Hitzroth.

HAINES BOROUGH PUBLIC LIBRARY

[Best Small Library in America 2005]

Director's Report
January 25, 2013

LIBRARY DIRECTOR
Patricia Brown
LIBRARY BOARD
Anne Marie Palmieri, Chair
Heather Lende, Vice-Chair
Richard Flegel, Treasurer
James Alborough, Secretary
JoAnn Ross Cunningham
Cecily Stern
Lorrie Dudzik
Meredith Pochardt
Stacey Gala

December Statistics

Monthly Circulation 7,265
Internet Use 873
Visits 4,616

Meeting Room Use: 17 groups, Total Attendance, 89
Library Programs: 28, Total Attendance: 476

UPDATES

Rebecca Heaton has been participating in audio/videoconferences in regards to the statewide e-reader program for libraries. As we explore the issues of e-reader check out further, we will be bringing recommendations to the Board. Janine Allen is working on a changing bookmark series that will provide new/updated information for patrons. She is also in the process of researching ideas for a One Book program for Haines. Angie Pappas has been working on updates for a pamphlet for new library patrons as well as a library "art tour" pamphlet for visitors. Patty Kermoian, our inventory volunteer, started on the project this week.

Alaska OWL (online with libraries) Project:

We received 2 additional laptops for patron checkout through OWL. These laptops have been set up with a longer check out period for patrons working on distance education classes. Frequently, both laptops have been in use simultaneously. We've found that we have fulfilled an unexpressed need. With the increase in use of our videoconferencing equipment, I have requested an additional (smaller) unit that could be used in our conference room for individuals participating in course work. The OWL staff has agreed that we could make use of the equipment and will let us know in February if they are able to order it for us. Currently, we have 7-8 students from Haines participating in a class through UAF for the semester.

Rebecca Heaton and Jedediah Blum-Evitts have agreed to take on additional hours for the OWL IT aide position. They are currently arranging videoconferencing programs through CLIC, an educational organization that OWL has prepaid for programming through June 2013. They are organizing bi-monthly digital literacy programs and Music in the Stacks programs to be shared with other libraries through videoconferencing. This position will take on the monthly and quarterly reporting requirements to OWL.

OWL and State Library staff has asked Jolanta or a representative of the Haines Library to participate in an upcoming OWL training about programming and community involvement in using OWL videoconferencing equipment.

Enhancement Grants

Thomas Thornton, author and editor, most recently, of *Haa léelk'w hás aaní saax'ú, Our Grandparents' Names on the Land,* is able to be in Haines for the unveiling of the Storyboard on April 8th. He is currently the Director of MSc Environmental Change and Management at the University of Oxford so we are very excited to learn he is able to be part of our program.

We are in the initial stages of a new Enhancement Grant application which is due March 1. More information will be shared at the upcoming meeting.

Staffing

Jolanta Ryan's last day is February 15. The job has been posted locally by the Borough office. We hope to have the position filled before Jolanta's last day.

Upcoming

I have been invited by Alison Freese, Senior Program Officer from IMLS to be part of a panel for a session on innovative technology projects at the upcoming Association of Tribal Archives, Libraries and Museums conference in June. Also, Cynthia Busse, representative of AWE, the company we've worked with for the purchase of our Early Literacy Stations, has asked me to assist her in her presentation at the upcoming AKLA conference in March.

Other

A special thank you to Barb Blood for filling in this week and last for staff and volunteer slots and doing two radio programs this month.

January 2013 Haines Vol. Fire Dept. Monthly Report

The Haines Vol. Fire Dept. had four fire callouts in January. The first call was for a CO detector that alerted residents, a fire responder determined that there were high levels CO and the furnace needed repair. Another call was for an unreported controlled burn. The third was a chimney fire that that ignited creosote in the outer liner of a newly lined chimney. The fourth was for a fully involved vehicle fire at 10 mile. The Haines Vol. Fire Dept. responded to 11 ambulance callouts in January. Calls included two with chest pain, one with abdominal pain, an unconscious/unknown, one with general weakness, two with extremity trauma, a standby for the Alcan snow machine race, a funeral and 2 medivacs/transports. There was no SAR callouts in January.

The first joint meeting for January was our annual meeting/dinner. Chief Scott Bradford made a presentation on events of the preceding year and announced the Company officers for the year 2013 which are listed below:

Company	Engine	Fire	Ambulance
Captain	Danny Gonce	Tim Walter	Thom Andriesen
1st Lt.	Larry Jurgeleit	Roy Josephson	Julie Anderson
2nd Lt.	James Sage	Randy Bachman	

Chefs Dick Haas and Chip Strong prepared a great meal. A general note of thanks was given to all those that volunteer. The ambulance training, presented by Physician Sponsor Noble Anderson was on respiratory distress and abdominal pain calls. A variety of types, causes and treatment options were discussed. There was a second ambulance training using a simulation manikin was offered by SEARHC EMS director Eric Van Cise. This manikin offers hands on practice opportunities on many advanced skills. The fire training was on horizontal ventilation using Video combined with hands on opportunities.

We have a new work experience student this year being an ETT, he can respond to calls. Thanks to Tara Bicknell, Chuck Mitman, Cindy Jones and Driver Tim Walter for helping out with the Alcan this year.

Former EMS Captain Lucy Tate has decided to take a well-deserved break from an officer role this year. We thank her for her many hours of dedicated service as Captain. I also want to thank Lyle Huff & Larry Jurgeleit for showing up and taking care of little projects here. A general thanks goes out to all that respond to calls when the tones sound.

Volunteer Hours for January 2013

HVFD Fire	206	HVFD Ambulance	192

Total volunteer hours HVFD for 2013 398 Hours

Respectfully submitted,

Al Badgley

Al Badgley
HVFD Training Officer

Memo

Date: February 20, 2013

To: Mayor, Assembly

Cc: Mark Earnest

From: Jila Stuart, Chief Fiscal Officer

RE: FY13 1st & 2nd Quarter General Fund Financial Report

The accompanying financial statements show the Haines Borough's general funds (Areawide and Townsite) actual revenues and expenditures for the first 6 months of the fiscal year as compared with the previous fiscal year and as compared with the FY13 Budget amended as of 01/08/2013.

Year to Year Comparison

Areawide General Fund - For the first half of the fiscal year revenues in the areawide general fund are up $264K (11%) year over year. This is due primarily to Raw Fish Tax revenues which are up $205K (169%). Supplemental revenue sharing, which amounted to $223K in FY13, increased $45K over the FY12 level. Property tax revenues for the areawide general fund are up $32K (4%) due to an increase in the mill rate for general government from 5.87 to 6.08. These increased revenues were offset slightly by sales tax revenue which is down $9K (4%) from the previous year.

Overall expenditures in the Areawide General Fund are flat from FY12; however, this is the net effect of payroll expenditures and operating transfers which are increased combined with school district funding which is decreased. Payroll expenditures increased $80K for the first half of FY13 compared to the same period in FY12. This is primarily due to increases in administration ($45K) and public facilities ($39K). In FY13 the Borough has budgeted $118,500 of Areawide General funds for repairs to the Chilkat Center. This appropriation takes the form of an Operating Transfer from the general fund to the Capital Improvement Project Fund and has the same effect as an expenditure to the general fund. For FY13 the State decreased the Borough's obligation to its school district from a 4 mill equivalent to 2.65 mills. The state made up the difference in funding. The change resulted in reduced funding for instruction from the Borough of $94K for the first half of the year.

Townsite Service Area General Fund – Property tax revenues for the Townsite Service Area are down $50K for the first half of the fiscal year due to a decrease in the Townsite mill rate from 2.86 to 2.20. Expenditures are up, $44K. This is due in large part to costs incurred related to the fire at the public works shop ($25K) and the Oceanview/Lutak ground failure ($21K). Work orders for public works labor, materials, and equipment charged out are up $38K over FY12 due to road work on Sunshine & Anway ($21K) and work on the Public Safety Building drainage ($7K) which were charged out of public works to the CIP fund.

Budget to Actual Comparison

Areawide General Fund - With 50% of the fiscal year elapsed, the areawide general fund revenues are at 69% of budget while expenses are at 50%. Revenues are higher than budget primarily due to timing effects (100% of State Revenue Sharing, Raw Fish tax, and federal P.I.L.T payments have been received). Revenues are currently projected to come in close to budget for the fiscal year. One exception being $205K in federal Secure Rural Schools revenue which the Borough received on 2/11/2013 and which is not in the current budget. This funding will be included in the next FY13 budget amendment ordinance. Although sales tax for the first six months of the year is at 50% the Borough is likely to not make the annual budget for sales tax. Normally sales tax is at 52-54% at the halfway mark for the year.

Townsite Service Area General Fund – As of December 31, 2012 the Townsite Service Area Fund was at 47% of budgeted revenue and 46% of budgeted expenditures. The Borough is expected to meet or exceed its FY13 budget for net revenues over expenditures for the Townsite Service Area Fund.

HAINES BOROUGH
GENERAL FUND Preliminary Revenue & Expenditures SUMMARY by FUND
FOR THE SIX MONTHS ENDED DECEMBER 31, 2012

01 AREAWIDE GENERAL FUND

	FY12 Jul-Dec ACTUAL	FY13 Jul-Dec ACTUAL	Yr to Yr VARIANCE*	FY13 BUDGET	BUDGET VARIANCE*	% OF BGT
REVENUE						
Property Tax Revenue	$ 772,759	**$ 804,891**	$ 32,132	$ 1,605,425	$ (800,534)	50%
Sales Tax	260,782	**251,377**	(9,405)	501,000	(249,623)	50%
Sales Tax Lodging	45,204	**47,747**	2,543	73,000	(25,253)	65%
State Revenue - Revenue Sharing	678,247	**723,327**	45,080	722,500	827	100%
State Revenue - Raw Fish Tax	121,651	**326,813**	205,161	326,812	1	100%
State Revenue - Other	8,296	**5,236**	(3,060)	17,700	(12,464)	30%
Federal Revenue - P.I.L.T.	364,189	**375,243**	11,054	375,243	-	100%
Interest Earnings	51,331	**66,393**	15,062	80,000	(13,607)	83%
Rental Income	39,533	**32,556**	(6,977)	69,000	(36,444)	47%
Swimming Pool Revenue	23,698	**17,673**	(6,026)	45,000	(27,327)	39%
User Fees	28,138	**21,983**	(6,156)	55,000	(33,017)	40%
Penalty & Interest - Property Tax	30,505	**23,411**	(7,094)	20,000	3,411	117%
Penalty & Interest - Sales Tax	8,289	**7,201**	(1,088)	20,000	(12,799)	36%
Business Licenses	1,600	**4,075**	2,475	11,000	(6,925)	37%
Miscellaneous Fines & Fees	10,630	**7,709**	(2,921)	20,000	(12,291)	39%
Sale of Fixed Asset	12,450	**-**	(12,450)	-	-	
TOTAL AREAWIDE REVENUES	**$ 2,431,385**	**$ 2,695,806**	**$ 264,421**	**$ 3,891,680**	**$ (1,195,874)**	69%
EXPENDITURES						
Salaries and wages	$ 711,460	**$ 765,532**	$ (54,071)	$ 1,528,228	$ 762,696	50%
Employee Burden	199,750	**221,583**	(21,833)	459,902	238,319	48%
Health Insurance	156,721	**160,916**	(4,195)	366,300	205,384	44%
Component Unit Reimbursements	-	**(11,130)**	11,130	(48,162)	(37,032)	23%
Supplies & Postage	12,316	**18,622**	(6,306)	33,105	14,483	56%
Material & Equipment	11,965	**25,047**	(13,082)	41,515	16,468	60%
Computers & Peripherals	14,581	**8,407**	6,174	21,034	12,627	40%
Professional & Contractual	146,031	**151,944**	(5,913)	266,890	114,946	57%
Dues, Subscriptions & Fees	7,577	**7,062**	515	7,159	97	99%
Travel & Per Diem	19,853	**16,757**	3,096	44,000	27,243	38%
Training	6,180	**3,290**	2,890	13,400	10,110	25%
Advertising	4,451	**5,489**	(1,038)	10,090	4,601	54%
Banking & Insurance	14,607	**14,353**	254	34,955	20,602	41%
Vehicle Expense	3,249	**5,655**	(2,406)	12,050	6,395	47%
Utilities	96,908	**62,874**	34,034	214,680	151,806	29%
School District - Instructional	872,433	**778,433**	94,000	1,556,866	778,433	50%
School District - Activities	120,478	**109,916**	10,561	210,000	100,084	52%
Appropriations from the Assembly	42,751	**59,489**	(16,739)	81,198	21,709	73%
Building Maintenance & Repairs	4,238	**20,381**	(16,142)	29,600	9,219	69%

	FY12 Jul-Dec ACTUAL	FY13 Jul-Dec ACTUAL	Yr to Yr VARIANCE*	FY13 BUDGET	BUDGET VARIANCE*	% OF BGT
Discretionary Expense	1,144	**1,030**	114	2,800	1,770	37%
Work Orders	(66,740)	**(81,155)**	14,415	(114,475)	(33,320)	71%
Allocations	(342,728)	**(366,192)**	23,464	(751,029)	(384,837)	49%
Operating Transfers - OUT from General	-	**59,250**	(59,250)	118,500	59,250	50%
Operating Transfers - In fr Permanent	(35,000)	**(35,000)**	-	(140,000)	(105,000)	25%
TOTAL AREAWIDE EXPENDITURES	2,002,223	**2,002,552**	(328)	3,998,606	1,996,054	50%
NET REVENUE OVER EXPENDITURES	**$ 429,161**	**$ 693,254**	**$ 264,092**	**$ (106,926)**	**$ 800,180**	

02 TOWNSITE SERVICE AREA

REVENUE

Property Tax Revenue	$ 222,623	**$ 172,197**	$ (50,426)	$ 343,000	$ (170,803)	50%
Sales Tax	339,424	**335,878**	(3,547)	675,000	(339,122)	50%
Chilkoot Indian Assoc. Road Maintenance	-	**-**	-	250,000	(250,000)	0%
State Revenue - Public Safety	168,538	**175,702**	7,163	352,325	(176,624)	50%
State Revenue - General	128,000	**138,802**	10,802	136,000	2,802	102%
Interest Earnings	683	**-**	(683)	2,000	(2,000)	0%
Miscellaneous Fines & Fees	3,379	**1,221**	(2,157)	4,200	(2,979)	29%
TOTAL TOWNSITE REVENUES	862,647	**823,800**	(38,847)	1,762,525	(938,725)	47%

EXPENDITURES

Salaries & Wages	245,391	**264,728**	(19,337)	519,994	255,266	51%
Employee Burden	81,115	**87,658**	(6,543)	177,612	89,954	49%
Health Insurance	47,408	**57,044**	(9,636)	118,476	61,432	48%
Supplies & Postage	3,132	**2,582**	550	7,500	4,918	34%
Material & Equipment	58,329	**48,788**	9,541	111,000	62,212	44%
Computers & Peripherals	1,922	**275**	1,647	2,500	2,225	11%
Professional & Contractual	44,654	**78,930**	(34,277)	173,940	95,010	45%
Dues & Subscriptions	419	**828**	(409)	1,500	672	55%
Travel & Per Diem	1,807	**3,756**	(1,949)	6,450	2,694	58%
Training	795	**2,108**	(1,313)	1,500	(608)	141%
Advertising	1,164	**1,618**	(454)	5,650	4,032	29%
Banking & Insurance	9,582	**8,078**	1,504	19,900	11,822	41%
Vehicle Expense	61,999	**69,765**	(7,766)	107,100	37,335	65%
Utilities	34,950	**41,411**	(6,460)	86,340	44,929	48%
Work Orders	(37,624)	**(75,200)**	37,576	(63,750)	11,450	118%
Allocations	180,125	**187,020**	(6,895)	385,418	198,398	49%
Operating Transfers - OUT from TSA	-	**-**	-	50,153	50,153	-
TOTAL TOWNSITE EXPENSES	**735,168**	**779,389**	**(44,221)**	**1,711,283**	**931,894**	46%
NET REVENUE OVER EXPENDITURES	**$ 127,479**	**$ 44,412**	**$ (83,068)**	**$ 51,242**	**$ (6,830)**	

*Positive variance is favorable. Negative variance is unfavorable.

CLERK'S REPORT

DATE: February 26, 2013
TO: Mayor and Borough Assembly
CC: Borough Manager
FROM: Julie Cozzi, MMC, Borough Clerk

1. **House Bill No. 3** - **PHOTO IDENTIFICATION VOTING REQUIREMENT**
   "An Act relating to voter identification at the polls; and relating to the counting of absentee and questioned ballots"

   The Alaska Association of Municipal Clerks (AAMC) is opposed to this legislation, and the AAMC Executive Board adopted the attached resolution. Like many other clerks, Michelle and I decided to make our governing body aware of this. We would appreciate your support.

   Also attached are the bill text, the sponsor statement, and a statement in opposition to provide you with more information.

2. **Financial Disclosure**: Forms and instructions for calendar year 2012 will be distributed on approximately February 28. Completed forms will be due to the Clerk's Office no later than March 15.

3. **Household Hazardous Waste Collection:** The 2013 event date for Haines has been announced, and it will take place on Friday, July 19. Be sure to mark your calendars.

4. **Records Management:** The project to scan, review, and reorganize the borough's records is proceeding. It's a big, slow project, but noticeable progress has been made. Many documents are ready for destruction per the borough's records retention schedule, and that will free up considerable space in the records rooms at the Public Safety Building. Many documents must be maintained permanently, and those are the ones that are being scanned initially. Also, any documents that may have historical significance are being maintained and many will be offered to the Sheldon Museum. Permanent records, once scanned, are being placed in special acid-free, archival boxes to delay deterioration. Having the documents scanned will not only enable us to research and fill records requests more easily but will also keep us from having to open the boxes unless absolutely necessary. Exposing files, especially the older ones, to light and air only accelerates the deterioration that has noticeably affected some of them already. Thank you for your support of this important project.

ALASKA ASSOCIATION OF MUNICIPAL CLERKS
RESOLUTION NO. 2013-01

A RESOLUTION OPPOSING HOUSE BILL 3, "AN ACT RELATING TO VOTER IDENTIFICATION AT THE POLLS; AND RELATING TO THE COUNTING OF ABSENTEE AND QUESTIONED BALLOTS" AND URGING THE STATE OF ALASKA LEGISLATURE TO RETAIN THE CURRENT LIST OF ACCEPTABLE FORMS OF VOTER IDENTIFICATION LISTED IN AS 15.15.225 AND 6 AAC 25.

WHEREAS, the Division of Elections has allowed the use of state issued Voter Registration Cards, paycheck stubs, birth certificates, hunting and fishing licenses, and acceptable forms of voter identification listed in AS 15.15.225 and 6 AAC 25 for voter identification, and

WHEREAS, the purpose of the Voter Registration Card is to identify the voter's physical residence, political affiliation, and precinct location, and

WHEREAS, in some rural communities in Alaska, access to facilities which produce photo identification is limited and the costs prohibitive, and

WHEREAS, some voters have limited access to photo identification due to age or disability, and

WHEREAS, current Alaska election laws provide for a questioned ballot review process that allows additional scrutiny of ballots cast by voters with insufficient ID, and

WHEREAS, Alaska clerks have not experienced issues with voter fraud, and

WHEREAS, HB 3 will create more difficulty for voters at the polls, which would negatively impact our goal to increase voter participation and satisfaction with the election system, and

WHEREAS, the Division of Elections, in partnership with Alaska clerks, has been dedicated to providing excellent training for polling place workers to ensure that voting requirements are met; and

WHEREAS, Governor Sean Parnell, Lieutenant Governor Mead Treadwell, the Alaska Division of Elections, and Alaskan municipalities have been purposeful to maintain a convenient method which encourages all eligible citizens to vote.

NOW, THEREFORE, BE IT RESOLVED BY THE EXECUTIVE BOARD OF THE ALASKA ASSOCIATION OF MUNICIPAL CLERKS: that the State of Alaska Legislature is urged to retain the current list of acceptable forms of voter identification listed in AS 15.15.225 and 6 AAC 25.

Effective Date of Resolution. This resolution will be effective February 19, 2013.

ENACTED THIS 19th DAY OF February, 2013.

Johni Blankenship, President

ATTEST:

Jessica Kilborn, Secretary

Alaska Association of Municipal Clerks
c/o 217 2nd St., Ste. 200
Juneau, Alaska 99801
www.alaskaclerks.org

HOUSE BILL NO. 3

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES LYNN AND KELLER, Millett

Introduced: 1/16/13
Referred: State Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

"An Act relating to voter identification at the polls; and relating to the counting of absentee and questioned ballots."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

*** Section 1.** AS 15.15.225(a) is repealed and reenacted to read:

(a) Before being allowed to vote, each voter shall exhibit to an election official

(1) one form of personal identification that contains a photograph; under this paragraph, permitted forms of photographic identification include a valid

(A) Alaska driver's license;

(B) identification card issued by a branch, department, agency, or entity of the state, any other state, or the United States government;

(C) United States passport;

(D) employee identification card issued by any branch, department, agency, or entity of the United States government, the state, or a municipality of the state;

(E) United States military identification card;

(F) student identification card issued by a high school or an accredited institution of higher education, as that term is defined under AS 23.20.520, located in the state;

(G) tribal identification card; or

(2) two forms of personal identification that do not contain a photograph; under this paragraph, permitted forms of identification without a photograph include

(A) the original or a certified copy of the birth certificate of the voter;

(B) certified naturalization documents of the voter;

(C) a certified copy of the voter's court record of adoption, marriage, or name change;

(D) a valid identification card, license, or permit issued by any branch, department, agency, or entity of the United States government or the state;

(E) a valid tribal identification card or a valid card issued by an Indian health program, as that term is defined in 25 U.S.C. 1603.

*** Sec. 2.** AS 15.15.225(b) is amended to read:

(b) **<u>The</u>** [AN ELECTION OFFICIAL MAY WAIVE THE] identification **<u>requirements of (a) of this section may be waived</u>** [REQUIREMENT] if **<u>two</u>** [THE] election **<u>officials know</u>** [OFFICIAL KNOWS] the identity of the voter **<u>and the voter is on the official registration list to vote in the precinct. If the identification requirements are waived under this subsection, both election officials shall sign beside the voter's name in the register kept under AS 15.15.180</u>**. The identification requirement may not be waived for voters who are first-time voters who initially registered by mail or by facsimile or other electronic transmission approved by the director under AS 15.07.050, and did not provide identification as required in AS 15.07.060.

*** Sec. 3.** AS 15.20.203(b) is amended to read:

(b) An absentee ballot may not be counted if

(1) the voter has failed to properly execute the certificate;

(2) an official or the witnesses authorized by law to attest the voter's certificate fail to execute the certificate, except that an absentee ballot cast in person and accepted by an absentee voting official or election supervisor may be counted despite failure of the absentee voting official or election supervisor to properly sign and date the voter's certificate as attesting official as required under AS 15.20.061(c);

(3) the ballot is not attested on or before the date of the election;

(4) the ballot, if postmarked, is not postmarked on or before the date of the election;

(5) after the day of election, the ballot was delivered by a means other than mail; or

(6) the voter voted

(A) in person and is a

(i) first-time voter who initially registered by mail or by facsimile or other electronic transmission approved by the director under AS 15.07.050, has not provided the identification required by AS 15.15.225(a), was not eligible for waiver of the identification requirement under AS 15.15.225(b), and has not provided the identifiers required in AS 15.07.060(a)(2) and (3) that can be verified through state agency records described in AS 15.07.055(e); or

(ii) voter other than one described in (i) of this subparagraph, did not provide identification described in AS 15.15.225(a), was not **<u>eligible for waiver of the identification requirement under AS 15.15.225(b)</u>** [PERSONALLY KNOWN BY THE ELECTION OFFICIAL], and has not provided the identifiers required in AS 15.07.060(a)(2) and (3); or

(B) by mail or electronic transmission, is a first-time voter who initially registered by mail or by facsimile or other electronic transmission approved by the director under AS 15.07.050 to vote, has not met the identification requirements set out in AS 15.07.060, and does not submit with the ballot a copy of a

(i) driver's license, state identification card, current and valid photo identification, birth certificate, passport, or hunting or fishing license; or

(ii) current utility bill, bank statement, paycheck, government check, or other government document; an item described in this sub-subparagraph must show the name and current address of the voter.

*** Sec. 4.** AS 15.20.207(b) is amended to read:

(b) A questioned ballot may not be counted if the voter

(1) has failed to properly execute the certificate;

(2) is a first-time voter who initially registered by mail or by facsimile or other electronic transmission approved by the director under AS 15.07.050, has not provided the identification required by AS 15.15.225(a), was not eligible for waiver of the identification requirement under AS 15.15.225(b), and has not provided the identifiers required in AS 15.07.060(a)(2) and (3) that can be verified through state agency records described in AS 15.07.055(e); or

(3) is a voter other than one described in (2) of this subsection, did not provide identification described in AS 15.15.225(a), was not **eligible for waiver of the identification requirement under AS 15.15.225(b)** [PERSONALLY KNOWN BY THE ELECTION OFFICIAL], and has not provided the identifiers required in AS 15.07.060(a)(2) and (3).

Alaska State Legislature

Chairman
State Affairs Committee

Vice-Chair
Judiciary Committee

Vice-Chair
Veterans' Caucus

Member
Transportation Committee
Joint Armed Services Special Committee

Finance Subcommittees
Administration
Corrections

A Communication From
REPRESENTATIVE BOB LYNN
District 23 Anchorage

E-Mail: Rep.Bob.Lynn@akleg.gov

Session:
Alaska State Capitol #108
Juneau, AK 99801-1182

Phone: (907) 465-4931
Fax: (907) 465-4316
Toll Free: (800) 870-4391

Interim:
716 W. 4th Ave., #650
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Phone: (907) 269-0205
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Sponsor Statement
HB 3
"An Act relating to voter identification at the polls; and relating to the counting of absentee and questioned ballots."

Voting is the foundation of our democratic republic. The cement that holds this foundation together is voters being who they say they are. That's what HB3 is all about. That's why HB3 is important

HB3 simply requires photo identification before casting a ballot at the polling place. That's a pro-active measure against voter fraud. Currently, all a person is required to present before voting is something as simple as a copy of a current utility bill, bank statement or paycheck. That's inadequate protection of the voting process, and is an invitation for voter fraud.

Photo ID is ubiquitous in Alaska and everyplace else. We need photo ID to buy alcohol, tobacco, enter a federal building, at the airport, during banking transactions, to drive a car, and more.

HB3 provides accommodations for persons who may have difficulty obtaining a photo ID. They still may vote if they can provide two forms official non-photo ID such as a birth certificate, social security card, hunting/fishing license, or tribal ID. If two forms of official non-photo ID are not available, then a person may still cast a vote if two polling place workers know the person and that person is a registered voter in that district.

HB3 strikes a balance between a pro-active strengthening of our current system while respecting Alaska's unique voting population.

February 20, 2013

The Honorable Bob Lynn
and members of the
House State Affairs Committee
State Capitol
Juneau, AK 99801

Representative Lynn and Committee Members:

On behalf of the people living in the MTNT region (McGrath, Takotna, Nikolai and Telida), I am writing this letter to voice my opposition to HB 3.

In most cases, there is no early voting as is available in the rural parts of our state. In the new House District 38 where the MTNT villages are located, portions of the District (Goldstream and Ester in Fairbanks) have access to early voting while the remainder of the District does not. I believe that gives a candidate from that area a better advantage over a rural candidate.

The mail system is also very challenging in rural Alaska. In many cases, people who order prescription renewals that come to them by mail often wait weeks and run out of medication. Some health insurances only allow a certain window of time to renew. It can take up to a month to receive medications in the mail. A person who is not available to vote on election day may not receive an Absentee Ballot in the mail in the appropriate time as well.

The Division of Elections (in a letter dated August 14, 2012) suggested voting via fax in addition to other methods. This is also very challenging because not everyone has access to a fax machine, nor can they afford to pay the fee a business might charge to send a fax. And, it is not confidential which further discourages a rural voter from casting their vote.

If this bill is intended to prevent voter fraud, the Division of Elections has systems in place to prevent it. Attached to this letter you will find a letter from the Division of Elections (dated January 17, 2013) stating that they have only ever discovered one case of voter fraud. If that is the case, effort is being wasted on HB 3 when it should be focused on more meaningful matters.

HB 3 further complicates a system that already has numerous challenges in the rural areas of our state. Requiring that two election officials verify a voter's identity creates another opportunity for an error thereby invalidating a ballot.

We should be developing ways to make the ability to vote easier. HB 3 does not do this.

PO Box 309, McGrath, AK 99627 • Ph. (907) 524-3391 • Fax (907) 524-3062 • www.mtnt.net

Sincerely,

Vicki Otte
CEO/Chair

cc: Representative David Guttenberg
Representative Bryce Edgman
Representative Bob Herron
Representative Neal Foster
Senator Lyman Hoffman
Senator Donald Olson

Enclosures

Director's Office
PO Box 110017
Juneau, Alaska 99811-0017
907.465.4611 907.465.3203 FAX
elections@alaska.gov

Regional Offices
Anchorage 907.522.8683
Fairbanks 907.451.2835
Juneau 907.465.3021
Nome 907.443.5285

STATE OF ALASKA
Division of Elections
Office of the Lieutenant Governor

RECEIVED
AUG 16 2012

August 14, 2012

Ms. Vicki Otte
CEO/Chair
MTNT, Ltd.
880 H Street, Suite 100
Anchorage AK 99501

Dear Ms. Otte:

I received your letter and similar letters from other tribal organizations requesting that the division offer early in-person voting in your community in addition to the Election Day polling place and other voting methods that already exist there.

First, I want to emphasize that the division takes your concerns seriously. This is the first time the division has been made aware that voters in your community are not able to vote on Election Day due to subsistence-related activities. Turnout in your community for the 2008 and 2010 primary and general elections has remained consistent, and so statistics alone did not reflect that concern.

I would like to point out that there are several ways other than early in-person voting that residents of your community can vote prior to Election Day. While these options might not be your preferred method of voting, the division is confident that the use of these methods will be effective and will not result in disenfranchisement.

1. Absentee by-mail voting
   Voters may complete an absentee by-mail application and have a ballot mailed to them. Official ballots are mailed as soon as they are available for distribution, approximately 25 days prior to the election.

   Under AS 15.20.082, if due to distance, terrain or other natural condition that would deny a voter access to a polling place on Election Day, a voter may apply to receive a special absentee ballot. These special absentee ballots are mailed beginning 60 days prior to the election, which should leave plenty of time for receipt, completion, and return of the ballot, even given the vagaries of rural mail service.

   These applications are available on the division's website. An outreach packet with voter registration forms, absentee applications, and posters regarding voting absentee by-mail was mailed to city offices and tribal governments on April 18, 2012.

The division would be happy to mail voters in your community an absentee by-mail application for them to complete and return. The application may be returned by mail, by fax, or scanned and sent via email. The deadline to apply for an absentee by-mail ballot is August 18, 2012.

The deadline to apply for an absentee by-fax ballot is 5pm on August 27, 2012.

2. Toll free fax number
   This election cycle, the division can establish a toll free fax number for voters to use to fax their application and their ballot if they choose to receive their ballot by fax. For future election cycles, it might be helpful to discuss the possibility of waiving the fax fee with the tribal entities that maintain the fax machines, since the division does not customarily subsidize incidental expenses associated with voting such as mileage, fuel, postage, fax fees, online service fees, or expenses associated with in-person voting such as fuel or mileage.

3. Online ballot delivery
   The division recently went through a successful formal procurement process that will provide another electronic method for voters to cast their ballots.

   The division intends to have this system up and running for the 2012 general election. Information will be available on the division's website in the weeks ahead.

Unfortunately, due to constraints of federal law, I cannot make further adjustments or changes for the 2012 elections. As you may be aware, all changes involving voting in Alaska require preclearance from the United States Department of Justice. This process takes approximately 60 days, and sometimes more. The division may not make any change affecting voting—even if it appears to be minor or indirect or ostensibly expands voting rights—without federal preclearance, and there is insufficient time to do so legally prior to the 2012 elections.

This administration has made a conscious decision to maintain polling places in all communities. I would like to explore your concerns through either a teleconference or an in-person meeting. I have requested the Lieutenant Governor's scheduler to arrange a meeting and have provided him with your contact information.

I look forward to meeting with you to discuss this matter.

Sincerely,

Gail Fenumiai
Director

Director's Office
PO Box 110017
Juneau, Alaska 99811-0017
907.465.4611 907.465.3203 FAX
elections@alaska.gov

RECEIVED
JAN 22 2013

Regional Offices
Anchorage 907.522.8683
Fairbanks 907.451.2835
Juneau 907.465.3021
Nome 907.443.5285

STATE OF ALASKA
Division of Elections
Office of the Lieutenant Governor

January 17, 2013

Ms. Vicki Otte
CEO/Chair
MTNT
880 H Street, Suite 100
Anchorage AK 99501

Dear Ms. Otte:

I have received your public records request for:

> "[A]n opportunity to inspect or obtain copies of public records that demonstrate instances of voter fraud including, but not limited to, instances wherein a person not eligible to vote in Alaska attempted to or did cast a ballot and any instances in which a person attempted to or did vote using another person's identity."

My office has no records responsive to your request. The only instance that I am aware of in which a person voted using another person's identity is the case of Rafael Espinoza (Rafael Mora-Lopez), which was a widely-reported case of passport fraud. However, my office is not the holder of records relevant to the criminal investigation and prosecution of this individual.

The requested records do not exist and therefore, we must deny your request under 2 AAC 96.335(a)(1).. That regulation reads:

"“A request for a public record that complies with this chapter may be denied only if . . .

(1) the record is not known to exist after the public agency makes a diligent search for it."

Because the division has no responsive records, this is technically a denial of your request. Accordingly, we are required by regulation to advise you that you have the right to administratively appeal this denial by complying with the procedures in 2 AAC 96.340. A copy of the appeal procedure is enclosed. You also have the option of obtaining immediate judicial review of this denial by seeking an injunction from the

superior court under AS 40.25.125. Choosing not to pursue an injunction in superior court will have no adverse effect on your rights in the administrative appeal. An administrative appeal from the denial of a request for public records requires no appeal bond.

If you have any further questions, please let me know.

Sincerely,

Gail Fenumiai

Enclosure: 2 AAC 96.335-350

9A

Haines Borough Planning Commission Special Meeting December 6th, 2012 MINUTES

Approval

1. **CALL TO ORDER/PLEDGE TO THE FLAG –** Chairman **Goldberg** called the meeting to order at 6:30 p.m. in Assembly Chambers and led the pledge to the flag.

2. **ROLL CALL – Present:** Chairman Rob **Goldberg**, Commissioners Rob **Miller**, Lee **Heinmiller,** Don **Turner III,** Danny **Gonce**, Andy **Hedden,** Robert **Venables** (Absent).

   Staff Present: Xi "Tracy" **Cui**/Borough Planning and Zoning Technician III
   Also Present: Borough Manager Mark **Earnest,** Mayor Stephanie **Scott,** Executive Assistant to Manager Darsie **Culbeck,** Director of Public Facilities Carlos **Jimenez,** Karen **Garcia** (CYN), Bill **Kurz.**

3. **APPROVAL OF AGENDA**

   Motion: Gonce moved to "approve the agenda as amended," and the motion carried unanimously.

4. **PUBLIC COMMENTS –** None

5. **CHAIRMAN'S REPORT –**

   Goldberg mentioned that the community is looking into the conditions of the Borough buildings and the possibilities of renovating/replacing those buildings. He continued stating that the Borough received reports from the engineers who made analysis on those buildings (Human Resource Building, Museum, Visitor Center, Administration Building, Swimming Pool, Senior Center), and that those buildings are in bad shape and are not energy efficient. For instance, the Visitor Center cost about $12,000 each year for oil heating. He concluded that it is expensive to build new buildings, which needs to be considered as well.

6. **NEW BUSINESS**

   A. **Historic District/Building Review** - None

   B. **Haines Borough Code Amendments** - None

   C. **Project Updates** – None

   D. **Other New Business**

      1. **State Legislative Priorities**

         Earnest briefly introduced the State Legislative Priorities list. He mentioned the Assembly is seeking funding for projects. The Borough is trying to keep this list being focused and realistic. The recommendations from the Planning Commission will be considered by the Assembly. (Next Assembly meeting will be on Dec. 11, 2012.) Earnest also stated that the funding for the Shakwak projects on the Alaska Highway and Haines Highway is not included in this list. Earnest said he would continue working on modifying the language of Section 2.

Motion: Miller moved to "recommend that funding for the Shakwak projects on the Alaska Highway and Haines Highway in Canada be put back into the federal budget". The motion carried unanimously.

Gonce questioned if a project about replacing fire department equipments has been discussed and included in this list.

Earnest answered it has been discussed, but that it had not been included into this cycle of funding.

Goldberg asked **Turner** if it is true that a brand new dump truck cost as much as a house.

Turner answered that is true if it is a brand new one with all the other necessary accessories. (cinder, loader, etc.) **Turner** suggested that the Borough could buy something two or three years old with half of the price.

Goldberg mentioned that both of Lutak Dock Upgrades and Sewer System upgrades are important. A failure of either one of these facilities would create a crisis.

Turner inquired about the Lutak/Oceanview Area Slump Mitigation & Drainage Improvements project. He wondered if that is DOT's responsibility to address this issue.

Earnest pointed out that the Borough had hired PND engineers to address this issue, and that the engineers will do an on-site survey showing all the necessary information (culverts, houses, roads, etc.) DOT will do their job for Lutak road, but the Borough doesn't know what their plans are.

Motion: Miller moved to "recommend Lutak Dock Upgrades and Sewer System Upgrades to be the top tier of the funding requests". It was seconded by **Gonce.** The motion carried unanimously.

Motion: Gonce moved to "recommend Public Safety Building, Road Improvements (Phase IV) and Road Maintenance Equipment to be the next tier of the funding requests". It was seconded by **Heinmiller.** The motion carried unanimously.

Motion: Gonce moved to "add High School/Pool Locker Rooms to be in the next tier of the funding requests as well". The motion carried unanimously.

Further discussion ensued.

2. **Planning Commission Seat A and Seat D Re-appointment**

Motion: Miller moved to "recommend Lee **Heinmiller** be re-appointed to the Planning Commission". The motion carried unanimously.

Motion: Heinmiller moved to "recommend Robert **Venables** be re-appointed to the Planning Commission". The motion carried unanimously.

7. COMMISSION COMMENTS - None

8. CORRESPONDENCE - None

9. SET MEETING DATES – The next Regular Planning Commission meeting is scheduled for 6:30 p.m. on Thursday, December 13th.

10. ADJOURNMENT– 7:35 p.m.

Haines Borough
Planning Commission Meeting
December 13, 2012
MINUTES

Approval

1. **CALL TO ORDER/PLEDGE TO THE FLAG –** Chairman **Goldberg** called the meeting to order at 6:30 p.m. in Assembly Chambers and led the pledge to the flag.

2. **ROLL CALL – Present:** Chairman Rob **Goldberg**, Commissioners Rob **Miller**, Lee **Heinmiller,** Don **Turner III,** Danny **Gonce**, Andy **Hedden,** Robert **Venables** (Call-in).

   Staff Present: Xi "Tracy" **Cui**/Borough Planning and Zoning Technician III
   Also Present: Toni **Dewitt,** Victoria **Moore,** Josh **Moore,** Liz **Heywood,** Karen **Garcia** (CYN), Bill **Kurz.**

3. **APPROVAL OF AGENDA**

Motion: Miller moved to "approve the agenda as amended," it was seconded by **Gonce.** The motion carried unanimously.

4. **APPROVAL OF MINUTES** – November 8th, 2012 Regular Meeting

Motion: Turner moved to "approve the November 8th, 2012 Regular Meeting Minutes." It was seconded by **Miller.** It was amended to correct the November 8th, 2012 Regular Meeting Minutes to add "The Borough Manager will speak to DOT and pursue these issues." in 10D6. The motion carried unanimously.

5. **PUBLIC COMMENTS –** None

6. **CHAIRMAN'S REPORT** - None

7. **STAFF REPORTS**

   Cui reported recent permitting and enforcement activity.

8. **PUBLIC HEARINGS**

   A. Turner Construction – Resource Extraction Conditional Use Permit Renewal

   Goldberg opened up the public hearing at 6:42 p.m.

   Dewitt mentioned she and her husband have owned the property, directly lying under Turner's gravel pit since February of 1990. The gravel pit has caused her too much emotional stress, but for years Haines Borough has supported it being there. She showed several pictures to the Planning Commissioners. Those pictures document water damage in her yard which is caused by the development of this gravel pit. Some pictures were taken mid-November and some were taken at the end of May, early June 2012 to show water flow in her yard. **Dewitt** stated that she likes the Turners. Her opinions are just about the bad situation of the gravel pit.

   Goldberg closed the public hearing at 6:47 p.m.

   Miller questioned what the main complaints from the residential neighborhoods are.

   Dewitt answered the jake brake noise issue was the main issue at the beginning,but she thinks that the water issue is the main issue right now.

Goldberg mentioned that the east side of the gravel pit was within the old city boundary, but that the west side of the gravel pit was outside of the old city boundary. The operation of the gravel pit on the east side requires conditional use permit, but the operation of the gravel pit on the west side does not.

Miller questioned if the commission were to deny the condition use permit (east side of the gravel pit), how much it would really affect the level of the jake brake noise from the other side of the gravel pit.

Goldberg pointed out that the root of the conflict is the Rural Mixed Use zoning which allows for industrial activity right above a residential zoning area, and that ideally that would not be the case. He said that this was the same discussion with the same people that occurred three years earlier.

Heywood stated that she has no problem with the jake brake noise issue, but she pointed out that the drainage system on her property has been affected by the gravel pit.

More discussion ensued.

Motion: Venables moved to "approve Turner Construction's Resource Extraction conditional use permit renewal" with the same conditions issued on the previous permit to address concerns raised by the public. It was amended to replace "…within the pit" with "…associated with the gravel pit operation" in the last paragraph of the Borough Manager's recommendation letter. It was seconded by **Gonce.** The motion carried unanimously. (**Turner** recused himself.)

9. UNFINISHED BUSINESS - None

10. NEW BUSINESS

A. Historic District/Building Review - None

B. Haines Borough Code Amendments - None

C. Project Updates – None

D. Other New Business

1. Lutak Road Slump Area

Goldberg mentioned that he was hoping that there would be an engineering report, but unfortunately the report had not been finished yet. What he did hear from the engineers is that they are recommending that the hillside should be vegetated as much as possible, to try hold the water and the soil. The recommendation from the engineers is to plant trees, and not to allow the trees to be cut except by emergency purpose.

Josh **Moore** mentioned that the slump area is all vegetated, and he personally thought that hiring engineers is completely wasting money. He pointed out that the Planning Commission should be focused on the drainage issue. He also mentioned that the water system on the hillside is old, and that it leaks a lot.

Gonce agreed that the drainage is the main issue in slump area.

Turner also stated that he did not think that it is the tree cutting problem. The drainage issue needs to be addressed first.

Further discussion ensued.

Goldberg stated that he would talk to the Borough Manager about the commissioners' opinions on slump area.

2. **Planning Commission Chair and Deputy Chair Appointment – Action item**

   Motion: Venables moved to "Recommend Rob **Goldberg** as Planning Commission Chair for the next coming year." It was seconded by **Miller.** The motion carried unanimously.

   Motion: Miller moved to "Recommend Daniel **Gonce** as Planning Commission Vice Chair for the next coming year." The motion carried unanimously.

3. **2013 Regular Planning Commission Meeting Agenda Preparation Calendar**

   The commission agreed to approve 2013 Regular Planning Commission Meeting Agenda Preparation Calendar.

11. COMMISSION COMMENTS - None

12. COMMUNICATION - None

13. SET MEETING DATES – The next Regular Planning Commission meeting is scheduled for 6:30 p.m. on Thursday, January 17th, 2013.

14. ADJOURNMENT– 7:53 p.m.

Haines Borough
Planning Commission Meeting
January 17, 2013
MINUTES

Approved

1. **CALL TO ORDER/PLEDGE TO THE FLAG –** Chairman **Goldberg** called the meeting to order at 6:30 p.m. in Assembly Chambers and led the pledge to the flag.

2. **ROLL CALL – Present:** Chairman Rob **Goldberg**, Commissioners Rob **Miller**, Lee **Heinmiller,** Don **Turner III,** Danny **Gonce**, Andy **Hedden,** Robert **Venables** (Call-in).

   Staff Present: Xi "Tracy" **Cui**/Borough Planning & Zoning Technician III, Borough Manager Mark **Earnest**,
   Also Present: Becky **Hunt,** Scott **Sundberg,** Josh & Victoria **Moore,** Paul **Nelson,** Karen **Garcia** (CVN), Bill **Kurz.**

3. **APPROVAL OF AGENDA**

Motion: Turner moved to "approve the agenda as amended," It was amended to remove "10 D2 - Haines Hockey Proposal". It was seconded by **Hedden.** The motion carried unanimously.

4. **APPROVAL OF MINUTES** – December 6th, 2012 Special Meeting & December 13th, 2012 Regular Meeting

Motion: Miller moved to "approve the November 8th, 2012 Regular Meeting Minutes." It was seconded by **Heinmiller.** The motion carried unanimously.

5. **PUBLIC COMMENTS –** None

6. **CHAIRMAN'S REPORT**

   Goldberg mentioned he had a meeting with Mr. Jan **Van Dort**, who is proposing to submit a new preliminary plat on Lynnvista Estates Subdivision. He said that the Borough Manager Mark **Earnest**, the Director of Public Facilities Carlos **Jimenez**, and the Borough Clerk Julie **Cozzi** also attended the meeting. **Van Dort** is very concerned about the slump issue on his property, and his new proposal is to reduce the number of lots. There will be no extension of Oceanview Drive and the access to all lots will be from Barnett Drive. **Van Dort** questioned why Haines Borough Code (HBC) requires a cul-de-sac that shall not be longer than 500 feet from the center of the intersection to the radius point of the cul-de-sac. In addition, **Van Dort** stated that the public water will be constructed along the new Barnett Drive extension, but the public sewer will be used where gravity permits (otherwise, on-site disposal will be employed). **Goldberg** stated that HBC requires the developer to connect to the public systems if the property on which a use is proposed is within 200 feet of an existing, adequate public water and sewer system.

7. **STAFF REPORTS**

   Cui reported recent permitting and enforcement activities.

   Earnest mentioned the Borough had received a draft report from PND engineers. The report identifies the options for remediation and surface/groundwater controls in the Lutak Road/Oceanview Slump area. The surveys have been done, and are very accurate. PND is working on the final reports which will get finished by next month.

Earnest continually stated that PND also made recommendations regarding tree cutting in the "slump" area.

8. PUBLIC HEARINGS

A. Bigfoot Auto Service Inc. – 15' Building Separation Conditional Use Proposal

Goldberg opened up the public hearing at 6:47 p.m.

Nelson mentioned that he wants to put a canopy over the existing gas pump island. The construction of the canopy will be built within HBC requirement of a 15 feet separation from his Parts Store. Plans for the canopy have been reviewed and approved by both the state fire marshal and the local fire department.

Goldberg closed the public hearing at 6:48 p.m.

Motion: Gonce moved to "approve Bigfoot Auto Service conditional use proposal". The motion carried unanimously.

Gonce mentioned that he is in favor of approving the building separation conditional use proposal based on the comments from Fireman/Training Officer Al Badgley, as the Planning Commission has done with other similar proposals.

9. UNFINISHED BUSINESS - None

10. NEW BUSINESS

A. Historic District/Building Review - None

B. Haines Borough Code Amendments - None

C. Project Updates – None

D. Other New Business

1. Federal Legislative Priorities:

Earnest briefly introduced the federal legislative priority List, which is created based on the status report from the Borough's lobbyist on federal issues in Washington, D.C. The Assembly is seeking the commission's recommendations and comments. There are only few changes from the last year's resolution. **Earnest** mentioned that he would recommend for the Assembly to add "Liquified Natural Gas (LNG)" as Item No.7, and add "the federal recognition of historic sites" as Item No. 8.

Gonce moved to "Recommend the Assembly to adopt this resolution." It was seconded by **Hedden**. The motion carried unanimously.

2. Possible Rezoning of the Eagle Vista Area:

Goldberg mentioned that rezoning is a very contentious issue and tonight the Commission is not going to take any actions. **Goldberg** stated that he just wanted to provide the information and answered the questions/comments from the audiences. The letter was amended to correct "seventy surveys" with "sixty surveys" in the "Survey Results" section. The survey result shows that the owners of lots in Eagle Vista subdivision, many of which already build houses on them, would prefer residential zoning, while the owners of large, undeveloped lots would prefer to remain in General Use zoning. **Goldberg** said this letter would be sent out to those residents. The Planning Commission looks forward to working with

the public to discuss about the various options on the March 14th Planning Commission regular meeting.

Venables stated that rezoning both sides of Chilkat Lake Road as Rural Mixed Use could be considered as an option.

More discussion ensued.

11. <u>COMMISSION COMMENTS</u> - None

12. <u>COMMUNICATION</u> - None

13. <u>SET MEETING DATES</u> – The next Regular Planning Commission meeting is scheduled for 6:30 p.m. on Thursday, February 14th, 2013.

14. <u>ADJOURNMENT</u>– 7:35 p.m.

SHELDON MUSEUM AND CULTURAL CENTER, INC
Board of Trustees Meeting Minutes
Tuesday, Dec. 11, 2012, at the Sheldon Museum

CALL TO ORDER: 1:05 p.m. by Acting Board President Jim Shook

ATTENDANCE: BOARD – Michael Marks, Lorrie Dudzik, Anastasia Wiley, Bob Adkins, Dave Pahl, and Jim Shook: **STAFF** – Jerrie Clarke, Blythe Carter: **BOARD LIAISON** – Debra Schnabel **VISITORS** – Jim Heaton *(prospective Board Member)*

ADDITIONS TO THE AGENDA: Under Old Business – Gifts to departing Board Members**;** Under New Business – Advertising to locals

APPROVAL OF AGENDA: M/S Michael & Dave, approved as amended.

APPROVAL OF MINUTES: M/S Michael & Anastasia – approved unanimously

CORRESPONDENCE: None

STAFF REPORT: Weekly Friday reports are a good addition.

- Thank you notes from school group were sent to Scott for his Wednesday Walks.
- Erich Von Stauffenburg files are being added to SMCC's archives. These contain a huge amount of information.
- Both local bazaars netted approx. $50 more than last year.
- **January 15th is the date for our Board Training. This will be held in the HBPL, and is SMCC Board specific. Time is 1:00 p.m.**
- Question was asked about our ability to actually do the Eldred Rock Project. Several other agencies (ie. AK Marine Exchange) have expressed interest in helping. All SMCC has done so far is file a letter of intent. This project will be HUGE, although there appears to be a potential for large profits also.
- Covering the pull-down door in the lobby will not impair the function of the door.

FINANCIAL REPORT: Jerrie gave the Board a report in a new simplified format. It was noted that it includes all of FY12, but only half of FY13, so figures are not directly comparable. Profit and Loss Sheet and Balance Sheet were both discussed.

- Our present endowment savings account balance (approx. $133k) is only earning about $30/yr in interest.
- M/S Michael & Bob to invest $82k (Historical Society endowment) in the Alaska Community Fund. Approved.

COMMITTEE REPORTS: Governance Committee has been dissolved. The committee couldn't find a problem to deal with. SMCC is a component unit of the Borough, which is working well. Dave disagreed, and thinks there is still confusion in the relationship, ie. Regarding maintenance and staff salaries. Consensus is that if a problem arises, the Board will deal with it, but any problems will probably arise from the Borough, not from the Board.

OLD BUSINESS: Jim is taking care of potential donor letters.

- A local family has expressed a willingness to rent our vacant lot for the price of local property taxes, if the taxes are imposed.
- MA/AHS Conference (Sept. 25-28, 2013) – Previous conference binders have just arrived. Jerrie will construct a time line during down time over Christmas. CJ Jones has volunteered to serve on any committee. The entire SMCC Board will be on the Conference Committee. Jerrie is already contacting venues, Klukwan, etc. Anastasia suggested a possible archeological field trip to Chilkoot during the conference.
- Blythe will choose gifts and cards from our gift shop for departing Board members. Cost will be covered from our $500 discretionary fund.

NEW BUSINESS: Jim Heaton has volunteered to serve on the SMCC Board. We still have one open position. Jan Hill was suggested. Anastasia will contact her.

- M/S Bob & Anastasia to use Ripin Funds to allow Kris and Stacie to catch up with collections and get them in order. Approved unanimously.
- M/S Lorrie & Dave to postpone election of officers until the January meeting. Unanimous
- M/S Dave & Lorrie that the Personnel Committee should be a committee of the whole, as people's jobs and sensitive material may be involved. Unanimous
- Discussion about advertising free admission to locals. Final result is that Staff will do more advertising during the off season, and a bulk mailing will go out shortly in conjunction with another museum subject.

BOARD DISCUSSION: Informal discussion will take place after adjournment so secretary could also participate.

COMMITTEE MEETINGS: Most documents are relatively unchanging, except the Strategic Plan, which should be reviewed constantly. This should be a committee of the whole.

NEXT BOARD MEETING: BOARD TRAINING JAN. 15, 2013, 1:00 p.m. at HBPL

- Regular Board Meeting -Tuesday, January 22, 2013, at 1: p.m.

MEETING ADJOURNED at 3:00 p.m.

Respectfully submitted,

Bob Adkins, secretary

9C

Fire Service Area Board #1
Approved Minutes from the 12/28/2012 Meeting

The FSA#1 Board has approved the following minutes at our 1/25/13 meeting. - J.R.Myers, Acting Secretary, HB FSA#1

12/28/12

Convened 7:00pm in the Haines Borough Assembly Chambers.

Present: Alan Heinrich, Richard Buck, Kathleen FitzWilliam and J.R.Myers.

Absent: Fire Chief Scott Bradford was absent, this is his fourth consecutive absence. Having a qu the Board proceeded to conduct business.

Accept Minutes of 12/18/12. Moved by Richard, Seconded by Kathleen. All approved.

Old Business: Member Reports:

Richard spoke with Assistant Clerk, Michelle Webb regarding tax credits for homeowner fire suppression. That does not appear possible. He then inquired about tax relief based upon distance from fire stations. This may be difficult.

Alan has spoken to the Fire Chief about the possibility of borough owned property at Mud Bay for a fire station. We already have property at Lutak. We should explore these possibilities further.

Alan moves to e-mail the HB Mayor to encourage her and the borough assembly to set aside borough property at Mud Bay for a future firehall. Richard seconds. Discussion. All in Favor. Alan will write the e-mail.

Kathleen spoke about contacting Cheryl Stickler and Principal Beyer at the school about the possibilities of recruiting young people as volunteer fire fighters. The dialogue has begun.

A general discussion ensued. Kathleen agrees to be the contact person with the school and others to explore this further.

Alan also spoke to Scott Bradford about the weekly radio program and the possibility of running PSAs to recruit new firefighters.

J.R. Spoke to Don Hotch, Jr., Klukwan Fire Chief. I asked him to attend this meeting and to bring information about the Klukwan Fire Department. He said he would try to attend. The invitation to the FSA #! meetings will remain open. We also agreed to reach out to FSA #3 to build rapport.

Alan reports on his meeting with Fire Chief Scott Bradford. They met for 3 hours to discuss a possible fire hall location. We want the Fire Chief to invite the Board Members to a Fire Department business meeting. These are held the first Monday of each month at 7:00, upstairs in the Public Safety Building. I informed him that the board members would like to be invited to the annual dinner. Discussed a number of items brought up by the FSA #1 Board. He listened and was informative.

Alan presented some history of the HB Volunteer Fire Department. We will continue to pursue this rapport building with the Fire Department.

Budget: We agree that we should be reviewing the budget, and advocating for the needs of the Volunteer Fire Department. Alan passed around a copy of last year's budget. Alan will also inquire about this year's budget and the budget process.

HB Volunteer Fire Department Annual Dinner: Some board members expressed an interest in attending.

Officer Elections: It was agreed to postpone until all five board members are present.

New Business: Bylaws discussion. What are our bylaws? Do we need revised/more complete bylaws? Alan will look around at other community boards to see what they have.

Public Comment: There was none.

Next Meeting: Friday 01/25/12 at 7:00pm at the HB Assembly Chambers.

Adjourned: 8:39pm

9D

Haines Borough Public Library
Approved Meeting Minutes
12/11/12

Present: Patty Brown, Cecily Stern, Anne Marie Palmieri, Heather Lende, Meredith Pochardt, James Alborough, Lorrie Dudzik, JoAnn Ross-Cunningham

Excused: Stacey Gala

Call to order: 4:10pm

Additions or Revisions to Agenda
Anne Marie added Evaluation to agenda.

Consent Agenda Items

M/S Dudzik/Pochardt to accept the agenda with one addition. All approved.

Financial Report
Checking: $45,178.91
Saving; $14,199.24
CD: $20,503.81
Board members reviewed and signed the register report.

Items for Discussion

Board member committee assignments and officers
M/S Stern/Alborough to nominate the current slate to continue as is. All approved.

Committees:
Personnel: Cecily, Meredith, Heather
Building: James, Dick, JoAnn, Heather
Policy: Anne Marie, Cecily, JoAnn
Budget: Anne Marie, Dick, Lorrie
Technology: James, Lorrie, Meredith

New Board Member Questionnaire
Meredith drafted a new version of the board member questionnaire. The proposed list was refined and shortened. Next draft to be sent to JoAnn for a final review.

Art Committee Members
Enhancement grant has a teen project that involves hanging carved salmon and whale carvings. Jim Heaton will be sending in a design proposal. Art committee will need to review the proposal. Lorrie and Meredith expressed interest.

Stats, Hours, Component Unit Status
Patty shared an observation about our hours. We are currently open longer hours than ever before (60), even with winter closure. Hours are consistent now, too.

Patty clarified statistics and totals related to Library Journal Star Library status. The stats are from 2 years ago and are a little misleading due to different criteria by the raters. The library is busier and better than ever.
Component Unit issue. Patty wants to make sure that we foster positive and inclusive relations with the Borough.

Board Training Event with Foraker
Museum Board would prefer museum or library-specific presentations, but Cecily clarified that the presentation is more generic and appropriate for all boards. If there are board members interested in attending, let Patty know.

New IMLS Enhancement Grant
New deadline of March 1st. Cecily, Patty and Ann will meet on Thursday. Some preliminary planning with staff has already taken place. The grant is for $150K over the course of 2 years. This is our 7th in a row, so chances are not that good of receiving it again. The question was raised about how staff members would be impacted by non-receipt of the grant. As an organization, we want to move away from funding core staff with grant funds.

Evaluation
Evaluations need to be approved in February. Board members need to submit their evaluations to Anne Marie before or at the January meeting. Patty will send evaluation forms out via email.

Other
Radio: December 14 (Dick) December 21 (James), January 11 (Anne Marie)

Board Comments

Director's Comments

Next Meeting: January 23rd 4pm

Adjournment: 5:30pm

James Alborough

Tourism Advisory Board Meeting Agenda / Meeting Minutes

Tuesday, December 11 – 10:00 am (Library Conference Room)

Meeting Call to Order: Ross Silkman – President – 10:05 am

Roll Call: ***Present*** Jason Gaffney (phone), Jeff Butcher (phone), Barb Mulford, Karen Hess, Rhonda Hinson

Absent Judy Heinmiller

Also Present Tanya Carlson, Dave Pahl, Carlos Jimenez, Phil Brenner, Mark Earnest

Approval of excused / unexcused absences: Gaffney motioned for Heinmiller's absence to be un-excused, Silkman seconded; all in favor.

Approval of Agenda: Silkman proposed changes to the agenda. Dave Pahl will speak under public comments and New Business will be moved after Old Business so Carlos can discuss PC Dock changes and leave. Hess motioned to approve agenda as amended and consent agenda, Gaffney seconded; all in favor.

****Approval of Minutes:*** November 14, 2012.

Public Comments: Dave Pahl

Pahl has done the restoration of the historic driller located at Lookout Park. Pahl is seeking support and/or interest in restoring and displaying the drill in drill mode which includes a 34 foot tower. Pahl believes it would take another $8000-$10000 to restore this portion. This estimate includes supplies and labor.

Some cons Pahl pointed out include taking the tower down in the fall and back up in the spring. Pahl believes it would take 3-4 hours to do each by Public Works. On the pro side, its restoration fits into the downtown revitalization plan that was done some years back.

Mulford thinks this also helps tie Haines in with Porcupine and the Gold Rush show.

Chair Report: N/A

New Business: *TAB Elections (moved after Old Business)*

Hess had to leave prior to vote.

Gaffney nominated Silkman for President, Mulford seconded. There was no discussion; all in favor of Silkman for President.

Gaffney nominated Mulford for Vice President, Silkman seconded; all in favor of Mulford as Vice President.

Old Business:

PC Dock Phase 2 - Carlos

Jimenez mentioned that the borough just received the 65% design. The Manager said the project evolved a bit due to a fund shortage. When the 35% plan meeting took place suggestions included a larger cuing area among others but all of these changes put the project over budget. The borough did send a letter to the Governor requesting another $800,000 to complete the project. The borough also has a fund balance that could be used to bridge the gap.

Carlson requested Jimenez describe what was originally in the plan versus what is now going to be done. The cuing area in being put on hold; new floats will be added to the lightering float to make it more stable. The dock is being designed to add on in the future so the additional cuing area can be added later along with a list of other enhancements.

The project should go out to bid sometime in March or April. Construction would start mid-August. Hess asked if any plans have been made for the last part of the season when the PC Dock cannot be used. At the moment lightering will go to the small boat harbor.

Silkman asked about the re-use of the wood on the dock. Earnest said that we will try to salvage as much of the usable wood as possible and other wood. The usable can go to other projects in the borough and the other wood could be made available to the public.

Meeting Reminders

Reminder of upcoming Special meeting on Fund 23 funding non-profits and FY 14 Marketing Plan.

PC Port Tariffs

The Finance Committee hear the proposal that came from the joint TAB and Ports & Harbor meeting and decided to a different direction. The Finance Committee agreed that nothing would go into effect until 2014. They would also like the borough to discuss with cruise personnel the changes that are being looked into before solidifying any changes. Ultimately it is the Assembly's call.

Hess asked what the proposed increase would be. The rate at the PC Dock would be $1-$3 per foot increase. Haines currently charges $3 per foot. The lightering float has a proposed increase of 10% per year for 5 years.

There was much discussion on the importance of tourism to the community and the need for educations. Carlson recommended that Haines hire a company to conduct a tourism economic impact study to help show exactly what the industry's impact is for the community.

Directors Update:

Whitehorse Festival of Trees

The festival went very well. Yukon was excited to see Haines participate. There was a bit of press to go along with it. They estimated 2000 people directly partook in event that centered around the trees plus the people who came in throughout the 10 days going past the trees or to view them. Each tree listed who the sponsor was along with all donors and what was donated.

Vacation Planner

Carlson brought the rough draft for everyone to view. The print run will still be 35,000 this year but will decrease by 5,000 next year. There were about 11,000 left over this year and Carlson said she was not able to get them out to as many trade shows as she would have liked. Hinson asked about letting store give them out. Carlson said she doesn't give them out to Visitors locally as it is a planning tool and it would compete with the Newspapers Visitor Guide.

Upcoming Schedule

LA Travel & Adventure Show and Travel Exchange are back to back. It turned out to be cheaper to stay in Seattle for four days between events than return to Haines for 1 ½ days. This will put Carlson out of the office for 2 ½ weeks.

Board Comments: Gaffney will not be available for the non-profit meeting.

Hinson will be traveling in January and will need to phone in for the January meeting.

Mulford retracted a statement from the November meeting. The Takshanuk Trail will not be closed this winter. She has opened conversation with the Haines ski club. Mulford has opened the trail for skiing at a $60 season pass with parking. Anyone wanting to utilize the trail may call.

Set Next Meeting Date: *Wednesday, February 13, 2013 – 9:30 am*

Assembly Chambers, Safety Building

Silkman motioned to adjourn, Mulford seconded; all in favor. Meeting ended at 11:55 am.

11A1

Haines Borough
Assembly Agenda Bill

Agenda Bill No.: 13-229
Assembly Meeting Date: 2/26/13

Business Item Description:	**Attachments:**
Subject: 2013 Board of Equalization Schedule	1. Resolution 13-02-440
Originator: Agenda Bill prepared by Julie Cozzi	
Originating Department: Administration	
Date Submitted: 2/11/13	

Full Title/Motion:

Motion: Adopt Resolution 13-02-440.

Administrative Recommendation:

The resolution is recommended by the manager.

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required
$	$	$

Comprehensive Plan Consistency Review:

Comp Plan Policy Nos.:	Consistent: ☐Yes ☐No

Summary Statement:

Borough code requires that the Board of Equalization (BOE) will be held on the 2nd Monday of May unless the assembly schedules a different date by resolution. The contract assessor requests a different date this year due to scheduling. The notices are expected to go out on or before March 15th, and the property owners will still have the required 30-day appeal period while still giving the assessment team adequate time to prepare for the BOE.

Referral:

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

Assembly Action:

Workshop Date(s):	Public Hearing Date(s):
Meeting Date(s): 2/26/13	Tabled to Date:

HAINES BOROUGH
RESOLUTION No. 13-02-440 **Draft**

A Resolution of the Borough Assembly setting the date of the 2013 Board of Equalization for April 29.

WHEREAS, Haines Borough Code 3.72.110(A) Board of Equalization (BOE) states that the borough assembly sits as the board of equalization for the purpose of hearing an appeal from a determination of the assessor, or it may delegate this authority to a board appointed by it; and,

WHEREAS, Haines Borough Code 3.72.110(B) states that the BOE shall meet on the second Monday in May unless otherwise changed by resolution, and the Board shall adjourn over and continue its session as business requires; and,

WHEREAS, assessment notices are required to be mailed 30 days prior to the BOE hearing; and,

WHEREAS, the assessment notices for 2013 are scheduled to be mailed out on or before March 15; and,

WHEREAS, persons are allowed 30 days from the mailing date of assessment notice to appeal the assessment, in this case April 15, and the assessor will require some time to prepare the appeals for the BOE,

NOW THEREFORE BE IT RESOLVED, that the Haines Borough Assembly schedules Monday, April 29, 2013 for the Board of Equalization.

BE IT FURTHER RESOLVED, that if the number or length of appeals requires additional BOE hearing dates, they shall be April 30 and May 1, 2013.

Adopted by a duly-constituted quorum of the Haines Borough Assembly on this ____ day of _____, 2013.

_____
Stephanie Scott, Mayor

Attest:

_____
Julie Cozzi, MMC, Borough Clerk

11A2

Haines Borough
Assembly Agenda Bill

Agenda Bill No.: 13-230
Assembly Meeting Date: 2/26/13

Business Item Description:	**Attachments:**
Subject: FY14 Community Revenue Sharing for unincorporated communities located within the Haines Borough	1. Resolution 13-02-441
Originator: Jila Stuart (Agenda Bill by Clerk's Office)	
Originating Department: Finance Dept.	
Date Submitted: 2/11/13	

Full Title/Motion:

Motion: Adopt Resolution 13-02-441.

Administrative Recommendation:

The resolution is recommended by the manager.

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required
$ 0	$	$

Comprehensive Plan Consistency Review:

Comp Plan Policy Nos.:	Consistent: ☐Yes ☐No

Summary Statement:

This resolution makes the Haines Volunteer Fire Department and the Klehini Valley Volunteer Fire department eligible to receive community revenue sharing from the state of Alaska on behalf of their unincorporated communities for FY14. These two organizations have received a combined total of $116,133 of community revenue sharing since the program was extended to unincorporated communities in FY09.

Referral:

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

Assembly Action:

Workshop Date(s): Public Hearing Date(s):
Meeting Date(s): 2/26/13 Tabled to Date:

HAINES BOROUGH
RESOLUTION No. 13-02-441 **Draft**

A RESOLUTION OF THE HAINES BOROUGH ASSEMBLY APPROVING CERTAIN UNINCORPORATED COMMUNITIES AND THEIR RESPECTIVE NONPROFIT ENTITY FOR PARTICIPATION IN THE FY14 COMMUNITY REVENUE SHARING PROGRAM.

WHEREAS, AS 29.60.865 and 3 AAC 180.070 require the assembly of a borough or unified municipality to adopt a resolution identifying those unincorporated communities located within their municipal boundaries that the assembly determines meet the Community Revenue Sharing Program eligibility criteria established under AS 29.60.865, AS 29.60.879, and 3 AAC 180.110; and

WHEREAS, the unincorporated community has either a Native village council or incorporated nonprofit entity that will agree to receive and spend the Community Revenue Sharing payment for the public benefit of the unincorporated community; and

WHEREAS, the unincorporated community has 25 or more residents residing as a social unit; and

WHEREAS, at least three of the following services; fire protection, emergency medical, water and sewer, solid waste management, public road or ice road maintenance, public health, and search and rescue; are generally available to all residents of the unincorporated community and each of the three services, in any combination, are provided by one or more qualifying incorporated nonprofit entity or are substantially paid for by the residents of the unincorporated community through taxes, charges, or assessments levied or authorized by the borough or unified municipality;

NOW THEREFORE BE IT RESOLVED THAT the Haines Borough Assembly hereby certifies that the following unincorporated communities and their respective Native village council or incorporated nonprofit entity are eligible for funding under the FY14 Community Revenue Sharing Program:

Unincorporated Community	Native village council or nonprofit entity
HAINES TOWNSITE	HAINES VOLUNTEER FIRE DEPARTMENT
KLEHINI VALLEY	KLEHINI VALLEY VOLUNTEER FIRE DEPARTMENT

ADOPTED by a duly constituted quorum of the Haines Borough Assembly this ___ day of _____, 2013.

_____
Stephanie Scott, Mayor

Attest:

_____
Julie Cozzi, MMC, Borough Clerk

11A3

Haines Borough
Assembly Agenda Bill

Agenda Bill No.: 13-231
Assembly Meeting Date: 2-26-13

Business Item Description:	**Attachments:**
Subject: 2013 Coordinated Transportation Plan	1. Resolution 13-02-442 2. Haines Borough Coordinated Transportation Plan - 2013 Edition 3. Maps
Originator: CIA & SE Senior Services (Agenda Bill by Clerk's Office)	
Originating Department: N/A	
Date Submitted: 2/8/13	

Full Title/Motion:

Motion: Adopt Resolution 13-02-442.

Administrative Recommendation:

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required
$	$	$

Comprehensive Plan Consistency Review:

Comp Plan Policy Nos.:	Consistent: ☒ Yes ☐ No
Page 4, Item #5	

Summary Statement:

An approved Haines Borough Coordinated Transportation Plan allows the Mobility Manager Program to continue and is necessary for continued state funding of the "Care-A-Van" operated by Southeast Senior Services, which is an arm of Catholic Community Services. The program offers a unique public transportation opportunity benefitting seniors and other qualified residents. The 2013 plan is an update of the 2012 plan adopted by Resolution 12-01-329 was adopted on 1/24/12.

Referral:

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

Assembly Action:

Workshop Date(s): Public Hearing Date(s):
Meeting Date(s): 2/26/13 Tabled to Date:

HAINES BOROUGH
RESOLUTION No. 13-02-442 **Draft**

A RESOLUTION OF THE BOROUGH ASSEMBLY SUPPORTING THE HAINES BOROUGH COORDINATED TRANSPORTATION PLAN 2013 EDITION.

WHEREAS, Individuals with limited incomes and people with disabilities rely heavily, sometimes exclusively, on public and specialized transportation services to live independent and fulfilling lives; and

WHEREAS, SAFETEA-LU projects funded by Federal Transit Administration human services transportation programs:

- Elderly and persons with Disabilities (Section 5310),
- Job Access and Reverse Commute (JARC, Section 5316), and
- New Freedom (Section 5317)

must be derived from a "locally developed, coordinated public transit-human services transportation plan;" and

WHEREAS, the Elderly and persons with Disabilities program provides capital assistance funding to provide transit and purchase of services to private nonprofit agencies, federally-recognized tribes, and to qualifying local public bodies that provide specialized transportation services to elderly persons and to persons with disabilities; and

WHEREAS, the JARC program provides capital and operating funding for services to improve access to jobs for low income persons; and

WHEREAS, the New Freedom program provides capital and operating funding for transit and paratransit services and improvements for persons with disabilities that are new and go beyond those required by the American with Disabilities Act; and

WHEREAS, Alaska Mental Health Trust provides grants to private non-profit agencies, federally recognized tribes, and to qualifying local public bodies that serve community transit needs of trust beneficiaries, namely Alaskans who experience mental illness; developmental disabilities; chronic alcoholism with psychosis; or Alzheimer's disease and related dementia through funding for purchase of services, capital and coordinated transportation system planning; and

WHEREAS, a local committee with representation from public, private and nonprofit transportation providers and human service agencies including Alaska Dept. of Health & Social Services, Public Health; Catholic Community Services/SESS; Chilkoot Indian Association; Cornerstone Home Health Care, Inc; Haines Assisted Living, Inc.; Haines Borough; Haines Borough Schools, transportation provider Bigfoot Auto Service, Inc.; Haines Senior Center; Haines Senior Village; Lynn Canal Conservation; Lynn Canal Counseling; REACH, Inc; RurAL CAP Head Start; Southeast Alaska Regional Health Consortium; Southeast Independent Living, Inc.; and Ms. Lucy's Taxi Service participates in annual update of the transportation plan; and

WHEREAS, the 2013 Edition of the Coordinated Transportation Plan will be submitted to the State of Alaska Department of Transportation and Public Facilities,

NOW, THEREFORE, BE IT RESOLVED that the Haines Borough Assembly supports the Haines Borough Coordinated Transportation Plan, 2013 Edition.

Adopted by a duly-constituted quorum of the Haines Borough Assembly on this ___ day of _____, 2013.

_____
Stephanie Scott, Mayor

Attest:

_____
Julie Cozzi, MMC, Borough Clerk

Draft Haines Borough Coordinated Transportation Plan

2013 Edition

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1.0 INTENT AND PURPOSE OF PLAN

The intent of this plan is to document and evaluate existing transportation providers and unmet transportation needs/duplications in local human service agency and public transportation services. This document is intended to assist transportation stakeholders and providers to fulfill the requirements for the United We Ride initiative and the Federal Transit Administration's (FTA) Safe, Accountable, Flexible, and Efficient Transportation Equity Act – A Legacy for Users (SAFETEA-LU).

Three federal programs are allocated as part of SAFETEA-LU: Transportation for Elderly Persons and Persons with Disabilities (Section 5310); Job Access and Reverse Commute (Section 5316); and The New Freedom Initiative (Section 5317). These three grant programs require participation in the Community Coordinated Transportation Plan in order to be considered for funding.

Each of these federal funding grants requires a match from local, state, or any non-U.S. DOT source. The Alaska Mental Health Trust Authority is an example of a state funding source that could be used as matching funds for any of the SAFETEA-LU programs. Other potential local sources include but are not limited to human service agencies, United Way, colleges or universities, government, or private businesses.

This plan is intended for use by:

1. Community Advocates for improved access to transportation services for disabled, elderly and low income people, including
   - Southeast Senior Services, Inc./ Catholic Community Service, Inc.
   - Southeast Alaska Independent Living, Inc. (SAIL)
   - REACH Community Services
   - Cornerstone Home Health Services
   - Southeast Alaska Regional Health Consortium
   - Lynn Canal Counseling
   - Haines Assisted Living
   - Haines Senior Village
   - Senior Citizens, Inc.
   - Safe Routes to Schools Task Force; and
2. Transportation businesses and services willing to work cooperatively to increase ridership and revenue (see Haines Borough Human Service Transportation Inventory); and
3. Government and agents wanting to grow or enhance community transportation services while managing efficient resource use and positive community qualities:
   - Haines Borough School District
   - Chilkoot Indian Association
   - Chilkat Indian Village
   - State of Alaska, Division of Public Health

Reference to the Plan is required of any organization, entity or government seeking financial support from the Alaska Department of Transportation and Public Facilities (DOTPF) for a transportation program. More importantly, to be eligible for state and federal grants a project must be derived from the Plan. It is therefore in the interest of all who are affected by transportation issues in Haines and Klukwan to participate in describing the plan's issues and goals. Contact the Office of the Manager to convene a meeting and begin a discussion if you do not find the solutions here.

2.0 COMMUNITY GEOGRAPHY AND GROUND TRANSIT PROFILE

2.1 Road Maps and Traffic Maps of Haines Borough (also Appendix A)

2.2 Geography, Routes and Neighborhoods

Haines Borough and Klukwan transportation issues are most sharply defined by geography and land use patterns. Two major river valleys, the Chilkat and Chilkoot feed into the Lynn Canal on either side of a peninsula. The majority population lives in the Haines Townsite on the peninsula.

The Haines Cutoff Highway starts in Haines and travels northwest up the Chilkat River Valley 22 miles to Klukwan where it diverges to the Klehini River Valley and continues north another 18 miles to the Canadian Border. Land holding patterns generate consistent residential community development along the highway, and marketing strategies implemented by the University of Alaska have encouraged the growth of communities along feeder roads. Chilkat Lake Road (called Covenant Life on AK Community Database) is such a road that supports two distinct residential neighborhoods (35 households). Mosquito Lake (138 households) and Klukwan (41 households) are communities on feeder roads of the Haines Highway; both communities have a school and at least one retail outlet; Klukwan supports a clinic, tribal government offices and cultural tourism facilities.

The Haines Cutoff Highway provides vehicular access to the Alaska Highway. It provides access to Skagway, 15 miles distant by water, and 400 miles distant by road.

Marine access is available for visitors and residents. The state operates and maintains a marine terminal in Lutak Inlet, 3.5 miles distant from the community core, and this is where the state's fleet of ferries handles passengers, vehicles and freight. The Haines Small Boat Harbor is at the community waterfront, and it is the terminus for smaller commercial day passage. Private firms offering marine passage for people, vehicles and freight include Silver Eagle Transport, Alaska Fjordland Express, Haines/Skagway Fast Ferry and Alaska Marine Lines/Lynden Transport.

Mud Bay Road continues eight miles to the south of Haines and supports a distinct residential community (104 households).

Lutak Road supports a residential community (25 households) and recreational attraction eight miles north of Haines Townsite.

2.3 Traffic Patterns and Destinations

Haines is the terminus of the Haines Cut-off Highway, a spur of the Alaska-Canada Highway. 18,680 vehicles crossed the border station and came into Haines during the 12 month period October 2006 through September 2007[1]; 17,960[2] departed.

2011 Average Daily Traffic Counts (ADTC) on roads feeding the Haines Highway are remarkable for the population level. The Haines Townsite is the commercial hub for the borough; residents travel daily to access goods, services, and travel connections outside the community. Some residents of the Haines Townsite Area travel out of town for recreation, and employment travel. The 2011 ADTCs on Haines Highway[3] feeders are listed below; the 2007 and 2009 ADTC's are included for comparison.

ADTCs	2011	2009	2007
Mosquito Lake Road	160	167	186
Porcupine Road	163	187	225
Klukwan Road	110	89	99
Lutak Road	734	765	829
Mud Bay Road	1176	1419	1241
Sawmill Road	436	324	950

source: http://www.dot.state.ak.us/stwdplng/mapping/trafficmaps/adtsoutheast.shtml

The most common local destinations for people with disabilities and the elderly are the Haines Senior Center, SEARHC clinic, Lynn Canal Counseling, the Haines Borough Swimming Pool, the Haines Borough Public Library, the airport and the ferry terminal. Haines Assisted Living is located in central Haines, with eight assisted-living apartments and five independent-living apartments. Additional destinations for the public generally are grocery stores, hardware stores, the US post office and the bank. 2011 ADTC's on major local streets and avenues (2007 and 2009 included for comparison):

3rd Avenue JCT w/Haines Highway	556	440	477
2nd Avenue Beginning	583	888	888
Front Street JCT w/Main St.	1268	1320	1089
Main Street	1282	1765	1467

[1] Dalton Cache US Border station agent
[2] Pleasant Camp, B.C. station agent
[3] All ADTC data from Dept. of Transportation @ www.dot.state.ak.us/stwdplng/highwaydata/pub/traffic

Beach Rd JCT w/Mud Bay Road	438	1175	1324
Mud Bay Rd. JCT w/Small Tracts Rd.	1176	960	869
Small Tracts Road	368	681	570

source: http://www.dot.state.ak.us/stwdplng/mapping/trafficmaps/adtsoutheast.shtml

Many elderly people, people with disabilities, and people in need of medical attention not available in the service area travel outside the community by air and marine routes.

Summer cruise ships docking at the waterfront Portage Cove Dock bring over 64,000 visitors a year to the community. The dock is approximately ½ mile from the downtown core, and the community operates a shuttle bus for visitors only between the dock and downtown retail outlets.

The State of Alaska realigned and resurfaced the Lutak Road from the intersection of Front Street to the ferry terminal in 2009 and completed the connection to Union Street in 2010. Planning for refurbishing the Haines Highway MP 3.5 to 25.3 began in 2004; construction is anticipated in 2013.

2.4 Housing Notes (within the Townsite core)

Haines is a growing attraction for the aging population. New construction of second homes for retired couples is on the rise; 8% of total borough real property values are currently exempt from taxation under the mandated waiver for home values over $150,000. Haines Senior Citizens Inc. operates Haines Senior Village, a complex designed for elderly people living independently. Tlingit Haida Central Council operates an independent senior housing facility. Haines Assisted Living, Inc. operates a facility on Union Street in the downtown core. It currently supports eight assisted-living apartments and five independent-living apartments. Construction of a Veteran's apartment complex is planned for the future.

Thirty-two units of subsidized housing are available at Dusty Trails Apartments for low-income people; occupancy is high. Dusty Trails is marketed nationally and attracts new residents to the community.

Chilkoot Indian Association has subdivided approximately 15 acres of core community property and completed construction of two (2) four-plexes and three houses. One house is currently under construction. The residential community plans for twenty-one (21) developable lots.

3.0 PLAN HISTORY: STAKEHOLDERS & PROCESS

The call for action to create the Haines Coordinated Transportation Plan was made by Larry Bussone, NTS Regional Coordinator, Catholic Community Service, the

parent organization for Southeast Senior Services (SESS). SESS began providing door-to-door transportation to the seniors (persons 60 years of age and older) of Haines and Klukwan in 1976 as part of the Haines Senior Center Program. In 2005 the Senior Center expanded its transportation program with support from DOTPF to persons with disabilities of all ages. In 2006 SAFETEA-LU effectively required all programs subsidized with federal funds to be derived from a coordinated community transportation plan.

The first meeting of stakeholders was attended December 19, 2006, in the Haines Borough Assembly Chambers by representatives of the Haines Borough; the Haines Senior Center and Southeast Alaska Senior Services; Haines Public Health; REACH, Inc.; Southeast Alaska Regional Health Consortium (SEARHC); and Chilkoot Indian Association, a tribal entity. The group identified the need for a task force, the lead team, the limits of the service area, and additional community stakeholders. Transportation issues have been addressed subsequently by those in attendance at meetings noticed by email, telephone and bulletin board. The Task Force is identified at Appendix B.

Meetings of the Task Force and Borough Assembly plan adoption dates:

- January 26, 2007 - Community Transportation Association of America *United We Ride* Ambassador Dave Cyra facilitated the meeting. State Department of Transportation planners Nancy Webb and Janelle White attended and advised.
- May 31, 2007 and June 5, 2007 – Work sessions to clarify goals and strategies.
- June 12, 2007 – Plan adopted by Haines Borough Assembly
- September 18, 2008 - Annual Review, 2008 Edition
- September 23, 2008 – Adopted by Haines Borough Assembly
- August 18, 2009 - Plan review.
- December 18, 2009 – work session to assess current services and needs, focusing on gaps in service.
- March 30, 2010 – Borough Assembly adoption, Resolution 10-03-188 in support of the 2010 Edition of the Transportation Plan
- February 16, 2011 – annual plan review
- March 8. 2011 – Borough Assembly adoption, Resolution 11-03-264 in support of the 2011 Edition of the Transportation Plan
- January 12, 2012 – annual plan review
- January 24, 2012 – Borough Assembly adoption, Resolution 12-01-329 in support of the 2012 Edition of the Transportation Plan
- January 15, 2013 – Annual Transportation meeting and plan review

Current Task Force/Stakeholder Representatives:

Alaska Dept. of Health & Social Services, Public Health: Ty Esposito, Public Health Nurse
Bigfoot Auto Service: Paul Nelson, Ivan Tabler

Catholic Community Service/SESS: Marsha Partlow, Manager, SESS Transportation
Chilkat Indian Village: Kimberly Strong, Tribal President
Chilkat Valley News: Tom Morphet, Editor
Chilkoot Indian Association: Scott Hansen, Transportation Director; Kristy Legassie, Mobility Manager
Citizen Advocates: Versia Beleski, Betty & Charles DeWitt, Helen Fenn, Liz Fisher, June Haas, Georgia Haisler, Nicki Hopper, Belle Laing, Bob Lix, Sally Lix, Doris Peck, Mary Price, Marianne Rasmusson, Helen Tengs, Doris Ward, Irene Ward, Jack Wenner
Chatham School District: Kimberly Strong, Village Representative
Cornerstone Home Health: Charlotte Walter
Haines Area Transportation Sharing (HATS): Tim Shields, Volunteer
Haines Assisted Living, Inc.: Vince Hansen, Ex. Director
Haines Borough: Mark Earnest, Manager
Haines Borough Planning Commission: Kathleen Mencke, Commissioner
Haines Borough Schools: Leigh Horner, SRTS Representative
Haines Senior Center: Leslie Whittington, Manager; Kristy Legassie, Asst. Site Manager
Haines Senior Village: Anne Hanssen, Manager; Bud Barber
Lynn Canal Conservation: Nancy Berland, Ex. Director
Lynn Canal Counseling: Sharon Ford, Director
Ms. Lucy's Taxi Service: Stan Mazeikas
REACH, Inc.: Suzanne Vuillet-Smith, Case Manager
RurAL CAP Head Start: Ex. Director
Southeast Alaska Regional Health Consortium (SEARHC): Marcia Scott, Clinic Manager; Jan Hotze,
Silver Eagle: Bruce Gilbert
Southeast Independent Living, Inc.: Sierra Kaden Jimenez, Ex. Director
Tlingit-Haida Central Council: Marilyn Wilson, Local representative
Nationwide Property Management aka Dusty Trails: Jessica Rettinger, Manager

4.0 COORDINATED SERVICE ELEMENT: INVENTORY OF RESOURCES AND SERVICES

The status of operating human service transportation in the Haines Borough and Klukwan is as follows:

Service Provider	Beneficiaries	Type Service	Compensated
4.1 Southeast Senior Services/Catholic Community service	• Persons 60+ years, • Persons with disabilities • Mental Health beneficiaries	Door-to-door/by appointment	DOTPF 5310-AMHTA-JARC Grant; Title III Older American Act; Medicaid; rider donations; contracted services.

4.2 Haines Borough	Cruise ship visitors	Scheduled route, seasonal	Haines Borough
4.3 Haines Borough School District	Enrolled students	Scheduled route (3)	State Pupil Transportation
4.4 Chatham School District	Enrolled students	Scheduled route (1)	State Pupil Transportation Aid and Chilkat Indian Village
4.5 RurAL CAP	Enrolled students	Scheduled route	State supported client transportation
4.6 REACH	Clients	Limited Door-to-door/by appointment	Medicaid
4.7 Haines Assisted Living	Residents	Resident appointments	none
4.8 Various Tour Companies [See Community Transport Inventory]	Clients	Client transport	Included with tour purchase

	•		

Inventory of Available Resources and Services

4.1 Southeast Senior Services/Catholic Community service dba Haines Senior Center

Seniors at least 60 years old are eligible for transportation services. Through DOT Purchase of Services (POS) program funding, any Haines citizen of any age with a documented chronic or temporary physical or mental disability is also eligible to use the services provided by Haines Senior Center. They may reserve rides Monday through Wednesday from8:00 am to 2:00 pm. No restrictions or priorities are formally set for use of this service, though the availability of funding restricts the scope of the program. Arrangements for transportation services are usually scheduled at least 24 hours in

advance. Same day service is provided when space allows. Primary service is restricted to hours of Senior Center nutrition program operation.

"Enhanced" rides are also available through DOT POS grant funds. This allows for rides outside the regular program hours and can be requested by either seniors or individuals with disabilities. The purpose of these rides is for special evening and weekend community events such as cultural events, community dinners, public meetings, sports events, clinic visits, or trips to the ferry terminal or airport for medical purposes. These grant funds are limited and therefore, riders are encouraged to schedule routine trips such as trips to the post office, grocery store, and bank during regular program hours, Monday through Wednesday. All enhanced rides, except for Medicaid Waiver passengers, require a $1.00 one-way trip fare. Enhanced rides must be scheduled at least 48 hours in advance. Rides are scheduled depending upon driver availability.

Existing funding sources for the Haines Senior Center transit services include the Haines Borough, State Title 3 Grant Program, AKDOT&PF, Medicaid Waiver Reimbursements, local fundraising and donations. The program is operated by Southeast Senior Services, a subagent of Catholic Community Service, Inc., Juneau-based.

Riders are screened to assure they meet the criteria for service. All riders complete a *Southeast Senior Service Participation Form*. Riders under age 60 must be either referred by an agency such as Lynn Canal Counseling, SAIL, REACH, or SEARHC, or, if the ride is a self referral, the rider must provide a note from a doctor or clinic indicating why the rider needs the ride.

2012 Annual Trip Destination Distribution, Current Service (2012):

Nutrition/Senior Center	27.1 %
Medical	5.1 %
Shopping/Personal	14.6 %
Mental Health	1.1 %
Social/Recreation	7.2 %
Home	44.6 %
Other	0.3%

Total Trips	**3,767**
Total POS/enhanced Trips	**595 (15.8% of all trips)**
Total Miles	**19,011**

Homemaker Services: The van is also used to provide a category of service we call "home maker." This service delivers hot meals to homebound seniors (prepared by the Senior Center nutrition program), prescription drugs, picks up mail, etc. The service is for seniors over the age of 60 who are unable to participate in Senior Center activities.

Operating Data:

Primary and Homemaker Service: Monday through Wednesday, 8:00 am – 2:00 pm
Enhanced Rides: Upon request, as practical and when driver is available
Fee Charged: $1.00 for weekend, after-hours, and POS rides. Free Will for all else.
Annual Vehicle Miles (2012): 19,011
Annual Vehicle Hours: Approximately 6,000
Annual Passenger Trips: 3,767one-way trips.
Cost Per Ride (FY10): $22.32

4.2 Haines Borough Shuttle

From late May through late September the Haines Borough contracts transit services for shuttling visitors between the cruise ship dock in Portage Cove and designated stops in the downtown core. The service is "consistent and continuous" on days a cruise ship is scheduled in port – 24 days in 2009.

The service is not available to residents. The service is free to visitors. The service is funded by the Haines Borough (Sales Tax Revenue) and cost $60 per hour of service. The 2010 contract was estimated at 379 hours and cost $22,740.

4.3 Haines Borough School District

State law mandates that school districts provide transportation for all students residing 1.5 miles or more from a school facility. Sixty-seven (67) students qualify for student transportation. Due to unsafe routes to school, an additional average of fourteen (14) students residing less than 1.5 miles from the Haines Borough School are allowed to ride the route to school. The Haines Borough School District contracts for pupil transportation services. The FY2011 contract is held by Bigfoot Auto Service, Inc. The service is available 173 days of the year. Services are restricted to students. The service is free to students.

Three routes are served:

Route	Total Miles/Day	Average # rides/day
Highway	181	28
Mosquito Lake	84	9
Mud Bay/Piedad	72	33
Totals	337	70

4.4 Chatham School District

The Chatham School District currently provides rides for 4 students between Haines and Klukwan. Students rendezvous at the Haines Fire Hall and are driven 22 miles to Klukwan school. The route is 44 miles.

4.5 RurAL Cap: NA

4.6 REACH, Inc.

REACH provides services to people with disabilities. The nonprofit agency acquired a van for the exclusive use of its clients in December 2009 but was temporarily discontinued as of January 2011 due to mechanical problems. Currently, the organization has a small passenger vehicle available for limited client transportation.
Service is not restricted due to physical or time constraints; it is available to clients 24 hours per day, seven days per week, upon call by the client. Most transportation routes are run for personal errands and medical appointments. Additionally, the van is used for staff-scheduled outdoor recreation activities.

Operating Data:
Available Service: 24 hrs/day, 7 days/week
Fee Charged: None

4.8 Haines Assisted Living Center

Haines Assisted Living Center provides independent and assisted-living housing for elders. It has eight assisted-living apartments and five independent living apartments, and trained staff is available to residents 24 hours a day. Haines Assisted Living owns a minivan, which staff can use to transport residents to appointments. Service is limited to residents of Haines Assisted Living.

4.7 Private Touring Companies

The tourism industry in Haines supports a plethora of buses, vans and classic vehicles engaged in transporting ticketed clients throughout the borough. These vehicles are used in private-sector transit and operate seasonally in service to their clients:

1. Air Excursions
2. Mountain Flying Service
3. Private Touring Companies and/or Businesses
    a. Alaska Cross Country Guiding and Rafting
    b. Alaska Mountain Guides
    c. Alaska Nature Tours
    d. Captain's Choice Motel
    e. Chilkat Eagle B&B
    f. Chilkat Guides
    g. Chilkat River Adventures
    h. Chilkoot Lake Tours
    i. Keet Gooshi Tours
    j. Rainbow Glacier Tours
    k. Sockeye Cycle Co.
    l. Takshanuk Mountain Trail

The inventory of vehicles currently in use or potentially available for public transportation is included as **Appendix C**. *Human Service Transportation Inventory*

5.0 NEEDS ASSESSMENT

This section provides an overview of Haines Borough and Klukwan demographics.

Table 2: Community Demographics 2010

	Haines Borough	Klukwan	Total Area Population
2010 Population	2508	95	2603
Population 65 and over	345 [4]	13[2]	358
Percent Population 65 and over	13.8	13.7	
Per Capita Income	$28,843 [3]	$17,046 [3]	
Median Family Income	$43,952 [3]	$45,625 [3]	
Median Household Income (2009)	$48,644	$27,188 [3]	
Persons in Poverty (2009)	246	9	255
Percent Below Poverty(2009)	9.8	9.6[1]	

source: quickfacts.census.gov except where noted

[1] http://www.commerce.state.ak.us/dca/commdb/CIS.cfm?Comm_Boro_name=Klukwan

[2] http://2010.census.gov/2010census/popmap/ipmtext.php?fl=02

[3] factfinder.census.gov

[4] population 60 and over = 587; 23.4% of total population in Haines Borough

Table 2.1 Comparison between 2000 and 2010 Populations

	Haines	Klukwan	Total
2000 Population	2392	139	2531
2010 Population	2508	95	2603
Percent increase/decrease	4.8	-31.7	
2000 Population 65 and over	250	9	259
2010 Population 65 and over	345	13	358
Percent increase/decrease (65 and over population)	38	44.4	
2000 percent population 65 and over	10.4	6.5	
2010 percent population 65 and over	13.8	13.7	
Percent increase of population 65 and over within general population	3.4	7.2	
2000 Persons in Poverty	254	2	256
2009 Persons in Poverty	246	9	255
2000 Percent of population below poverty level	10.7	1.5	
2009 Percent of population below poverty level	9.8	9.6	
Percent increase/decrease of population below poverty level	-0.9	8.1	

sources: 2010.census.gov, factfinder.census.gov, commerce.state.ak.us, Haines Borough Coordinated Transportation Plan 2011 Edition

	Lutak	Mud Bay	Mosquito Lake	Haines CDP	Chilkat Lake Road (Covenant Life)	Excursion Inlet
2010 Population	49	212	309	1713	86	12
households	25	104	138	782	35	6
seasonal/recreational/ occasional use	18	38	31	53	8	60
Population 65 and over (over 60)	6 (11)	7 (31)	27 (68)	273 (423)	14 (24)	0 (1)

source: 2010census.gov (2010 Census Interactive Population Search), and commerce.state.ak.us

Detailed Demographics by Group Type

FTA defines a "coordinated public transit-human service transportation plan" as a plan that "identifies the transportation needs of individuals with disabilities, older adults, and people with low incomes, that provide strategies for meeting those local needs, and prioritizes transportation services for funding and implementation." The following tables depict detailed demographics of these group types for each community.

Table 3: Disabilities by Age and Type, 2000[1]

	Haines City	Klukwan	Total
Total Disabilities Tallied:	280	26	306
for people 5 to 15 years:	30	3	33
with one type of disability:	25	3	28
sensory disability	0	0	0
physical disability	0	0	0
mental disability	25	3	28
self-care disability	0	0	0
with 2 or more types of disability:	5	0	5
includes self-care disability	5	0	5
no disability:	279	22	301
for people 16 to 64 years:	150	16	166
with one type of disability:	80	9	89
sensory disability	15	6	21
physical disability	37	2	39
mental disability	7	0	7
self-care disability	0	0	0
go-outside-home disability	0	0	0
employment disability	21	1	22
with 2 or more types of disability:	70	7	77
includes self-care disability	21	1	22
does not include self-care disability	49	6	55
go outside home and employment only	4	0	4
other combination	45	6	51
no disability:	1022	72	1094
for people 65 years and over:	100	7	107
with one type of disability:	35	0	35
sensory disability	8	0	8
physical disability	15	0	15
mental disability	2	0	2
self-care disability	0	0	0
go-outside-home disability	10	0	10
with 2 or more types of disability:	65	7	72
includes self-care disability	26	1	27
does not include self-care disability	39	6	45
no disability:	109	0	109

source: factfinder.census.gov
[1] 2000 census data; 2010 data not yet available

Table 4: Household Income, 2009

	Haines Borough[2]	Klukwan[3]	Total
Total:			
Less than $10,000	30	4	34
$10,000 to $14,999	25	14	39
$15,000 to $24,999	286	12	298
$25,000 to $34,999	66	7	73

$35,000 to $49,999	294	4	298
$50,000 to $74,999	206	21	227
$75,000 to $99,999	157	0	157
$100,000 to $149,000	36	5	41
$150,000 to $199,999	11	0	11
$200,000 or more	76	0	76
total households	1187	67	1254

Source: factfinder.census.gov

Table 5: Household by Type

	Haines Borough[1]	Klukwan [1]	Total Area
Total Households	1187 [2]	67	1254
Households with individuals 65 years and over	257	14	271
Percent Households with individuals 65 years and over	22.4	20.9	
Average Household Size	2.04	2.49	
Average Family Size	2.56	2.8	

source: 2010 us census bureau data (quickfacts.census.gov, factfinder.census.gov) except where noted
[1] factfinder.census.gov 2005-2009 American Community Survey 5 year estimates
[2] total households = 1149 on factfinder.census.gov

Table 6: US Department of Health and Human Services Povery Guidelines for Alaska, 2012

Size of Family Unit	USDH & HS Poverty Threshold: Alaska
1	$13,970
2	18,920
3	23,870
4	28,820
5	33,770
6	38,720
7	43,670
8	48,620
For families/households with more than 8 persons, add $4,950 for each additional person.	

source: http://aspe.hhs.gov/poverty/12poverty.shtml

Table 6.1: Families and Individuals below poverty level

	Haines Borough	Klukwan
Number of Families[1]	682	24
Families below poverty level	24	0
Percent (families) below poverty level[2]	3.5	0[3]
Individuals below poverty level[1]	118	5
Percent (individuals) below poverty level[1]	7.2	3.5

source: [1] commerce.state.ak.us, 2 factfinder2.census.gov, commerce.state.ak.us (estimates)
[2] factfinder2.census.gov, commerce.state.ak.us (2007-2011 American Community Survey 5-Year Estimates)
[3] Percent margin of error +/- 51.0

Table 7: Vehicle Availability per Occupied Housing Unit

	Haines Borough	Percent of Haines Borough Households	Klukwan	Percent of Klukwan Households
Occupied Housing Units	1187		67	
No vehicle available	72	6.1	12	17.9
1 vehicle available	422	35.6	24	35.8
2 vehicles available	480	40.4	8	11.9
3 or more vehicles available	213	17.9	23	34.3

source:factfinder.census.gov

6.0 GAPS IN SERVICE

6.1 Introduction: The Challenge

The federal government's goal for SAFETEA-LU and its three allocations[4] is to improve human service and public transportation for seniors, individuals with disabilities of all ages, and people with lower incomes through coordinated transportation services. The level and diversity of public participation in the Task Force meetings illustrates the need for improved transportation services for all populations, not just those targeted by federal government programs. People who do not qualify for subsidized transportation spend a disproportionate amount of income on fuel and maintenance of personal vehicles. "The cost of fuel makes all of us low-income."[5] The consumer price index shows the cost of living in Haines is 15.5% higher than the national

[4] Transportation for Elderly Persons and Persons with Disabilities (Section 5310); Job Access and Reverse Commute (Section 5316); and The New Freedom Initiative (Section 5317)
[5] Stephanie Scott, Task Force Meeting, Haines, 8/18/09

average; residents spend an average of $301 more per year on transportation in Haines than elsewhere.

Comment [K1]: source: propertymaps.com/location/mls/usa/alaska/haines/99827

Task force meetings also illuminate how the Haines community is challenged to manage resources to ensure that individual transportation needs are met efficiently within the context of shared community values. Our plan is not just about ensuring that people have transportation services; our plan also seeks to uphold community values in providing transportation services. For example: the community is concerned with the sustainable use of resources, as evidenced by maintaining the Energy and Sustainability Commission,[6] and so, our plan addresses transforming inefficient transportation methods to serve new populations. We care about the health of our people and the quality of life in our communities. Consistency demands that we design and implement a human service transportation program that is attractive and responsive to general public needs *and* accessible to the elderly, disabled and low income employed populations.

Our plan acknowledges that each ride provided by a service program impacts the individual, the family and the community. Therefore, our plan distinguishes needs/issues to be addressed in existing programs targeting elderly, disabled and low income populations, and needs/issues to be addressed in providing public transportation programs generally.

6.2 Gaps in Existing Qualified Program Service

Identifying gaps in service is an exercise in imagining what would happen if the current service did not exist. Gaps in transportation service in our service area are pervasive, as the only populations currently being served in the Haines Borough are students, the elderly and disabled. The gap is clear enough:

Community members who need transportation, who are not students traveling to and from school, who are not qualified to receive services from Haines Senior Center or REACH, who cannot afford to hire a private carrier or maintain a private vehicle, who do not have friends or family who will transport them in their private vehicle, are simply not transported.

The Haines area has not been able to support a private-for profit transportation service for a significant time. The need for transportation services between the airport and downtown and between the ferry terminal and downtown is well documented, but the demand is not large enough to support a business year-round. For this reason the community has a regional reputation for low/no transportation service.

1. <u>Need: More rides and flexibility in scheduling for people with disabilities in wheelchairs</u>
Discussion: During regular Senior Center Hours, Care-a-van transportation service has been unable to accommodate some clients' (who use wheelchairs) preferred pick-up times because of previously scheduled rides, and/or lack of drivers. The program also often doesn't have drivers available for after-hours rides. This makes mobility especially difficult for people with

[6] The Commission was appointed July 22, 2008. Commissioners are: Andy Hedden, Danny Gonce, Scott Hansen, Gary Lidholm, Daniel Wackerman, Leonard Dubber, Melissa Aronson and Frank Holmes. Assembly Member Steve Vick is the Assembly Liason. The purpose of the Commission and its outlined tasks are described in HB Resolution 08-06-123, adopted June 10, 2008.

disabilities who use wheelchairs, as Care-a-van is the only transportation available with a wheelchair lift.

2. Need: More Care-a-van drivers for after-hours rides
Discussion: Care-a-van transportation service needs more drivers to provide after-hours rides. The enhanced ride program depends on driver availability; this program has not been able to give as many after-hour rides as requested because of lack of drivers. After-hour rides are important to Care-a-van riders; they use the service to go to medical appointments, run errands, go to the ferry and airport, and attend community and other special events. After-hour rides help keep seniors and people with disabilities mobile and independent.

3. Need: More flexibility in obtaining same day rides
Discussion: Clients of human service agencies sometimes need transportation to last minute appointments, but have a hard time securing a ride because the Care-a-van schedule is full. The Care-a-van transportation service requirement of 24-hour advance scheduling is a hardship for many clients of human service agencies. (Note: Care-a –van provides same-day service on an as-available basis. Pre-scheduled rides have priority.)

4. Need: Expanded hours for Care-a-van dispatchers and drivers
Discussion: There's a need for expanded hours for both dispatch and drivers. There is no dispatcher at the office on days the senior center is closed, so all after-hour rides must be scheduled well in advance, and there's no way to make changes or cancel rides if the Senior Center isn't open. An after-hours dispatcher would allow for same-day after-hour rides and better coordination on enhanced ride days. The only time Care-a-van service is certain is when the Senior Center is open- Monday through Thursday, from 8am to 2pm- a total of 24 hours per week. Many clients have appointments and/or plans outside of these hours, but are unable to obtain rides because there is no driver available, or they didn't pre-schedule.

5. Need: Explore a taxi subsidy grant program
Discussion: There's a need to explore a taxi subsidy grant program to help with the cost of taxi rides. Many seniors and people with disabilities would like to use the taxi service, but find the cost of rides too expensive. The taxi service would like to give more rides, but cannot lower prices further because of fuel prices and current economic conditions. A taxi subsidy grant could help seniors and people with disabilities by giving them vouchers toward a portion of the taxi fare, providing them with the rides they need outside of Care-a-van operating hours, and ensuring the taxi service does not close down.

6. Need: Transportation for disabled students from school to medical and/or mental health service providers
Discussion: Medical and mental health providers have a need for transportation for disabled students from school to medical and/or mental health service providers such as LCC and SEARHC.

7. Need: Develop alternative transportation options
Discussion: There's a need to develop alternative transportation options, such as a bicycle exchange program for residents. Low-income residents could become more mobile if they had access to affordable bikes. Bike use and walking helps increase air quality, and promotes the health of residents. A good partner for an alternative transportation program would be Well

and Fit Community Challenge, Safe Routes to School, and SEARHC. The director of LCC said it would also be a good fit with their substance use program, as many people who lose their license due to substance use need to find other means of transportation.

8. Need: Expand the Care-a-van service area
Discussion: There's a need for transportation beyond the current Care-a-van service area, specifically, the Mosquito Lake community, the Chilkat Lake Road community, and further up the highway. There are 395 residents in Mosquito Lake and Chilkat Lake Road, of whom 92 are aged 60 or over. These 92 residents are eligible for Care-a-van service, but are unable to use it because they live outside of the service area.

7.0 STRATEGIES: ADDRESS THE IDENTIFIED NEEDS AND GAPS IN SERVICE

7.1 Maintain support for SESS/CCS Haines Senior Center's Purchase of Services grant for FY14 from the Department of Transportation, to continue providing after-hours rides to seniors and people with disabilities.

7.2 Promote coordination and collaboration between human service agencies
a. support collaboration between Lynn Canal Counseling and Haines Senior Center to provide transportation services for disabled students to medical and mental health appointments;
b. support collaboration between SAIL (Southeast Alaska Independent Living) and Haines Senior Center to train SAIL staff as backup Care-a-van drivers.

7.3. Partner with Chilkoot Indian Association and Chilkat Indian Village in development of transportation plans and programs.

7.4. Sustain the Transportation Task Force to
a. maintain and advocate for the Coordinated Transportation Plan;
b. update the Human Service Transport Inventory;
c. recommend implementation of program strategies to the Borough Assembly;
d. coordinate and collaborate with the *Planning Commission* on transportation issues; and
e. research program funding sources for implementation of strategies to meet goals.

8.0 PROJECT DEVELOPMENT
The Transportation Task Force has identified two projects to undertake in FY 2013-14.

8.1 Advocate and develop Alternative Transportation Options
Responsible Agencies: Haines Borough School District, Well & Fit Community Challenge, SEARHC, WiseWoman, Lynn Canal Counseling

Project:
Promote biking and walking as a healthy, economical, and environmentally friendly alternative to the single passenger vehicle

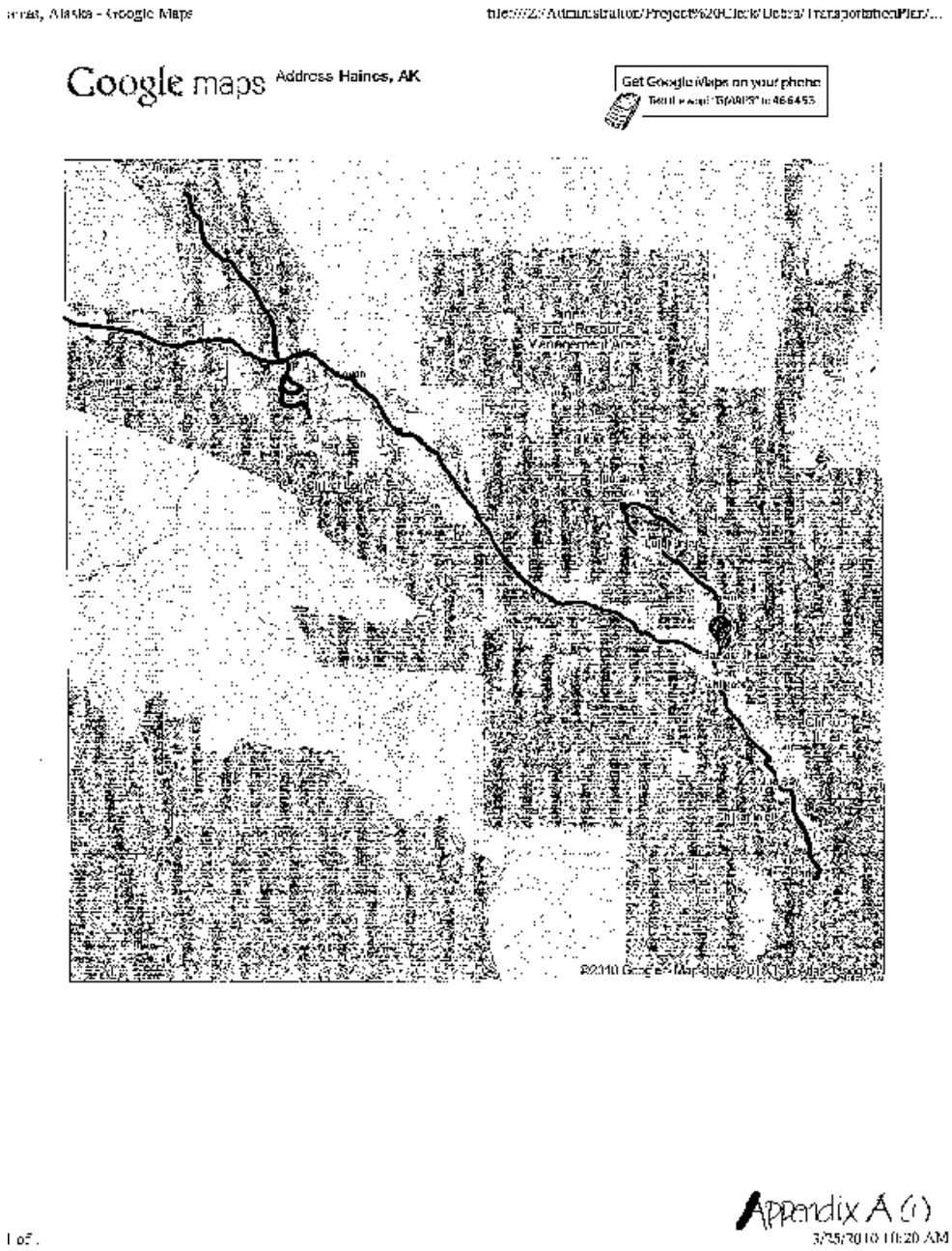
Develop a bike exchange program for low income residents
Promote and develop safe walking and biking routes such as walking paths, sidewalks, bike paths and pedestrian routes
Promote adult tricycles as a safer alternative for people with mobility and balance issues

8.2 Coordination between Human Service Agencies to provide more after-hour rides

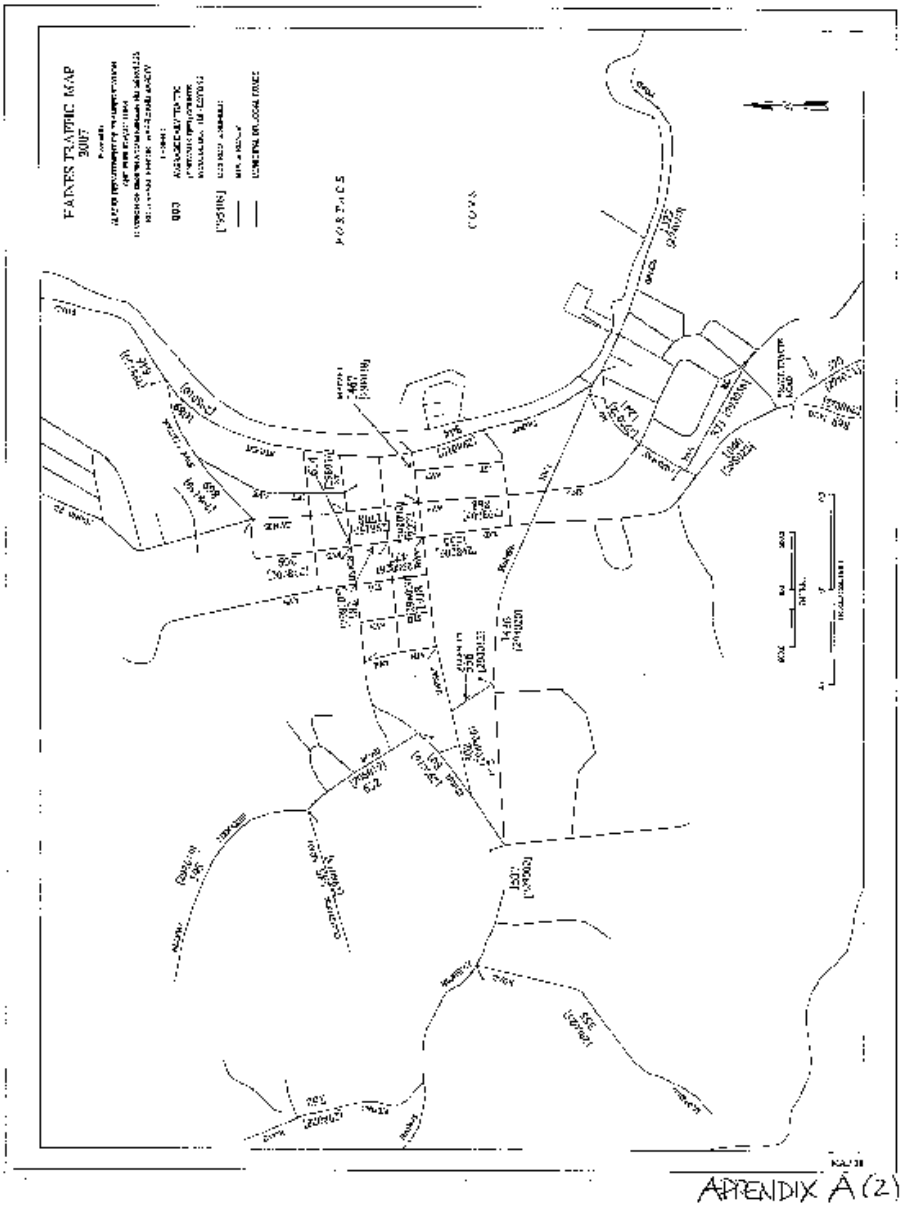
Responsible Agencies: SAIL, Haines Senior Center
Project: Collaboration between SAIL and Haines Senior Center to get SAIL staff approved and trained as Care-a-van back-up drivers for after-hours rides. This will widen the pool of drivers, helping seniors and people with disabilities get the rides they need.

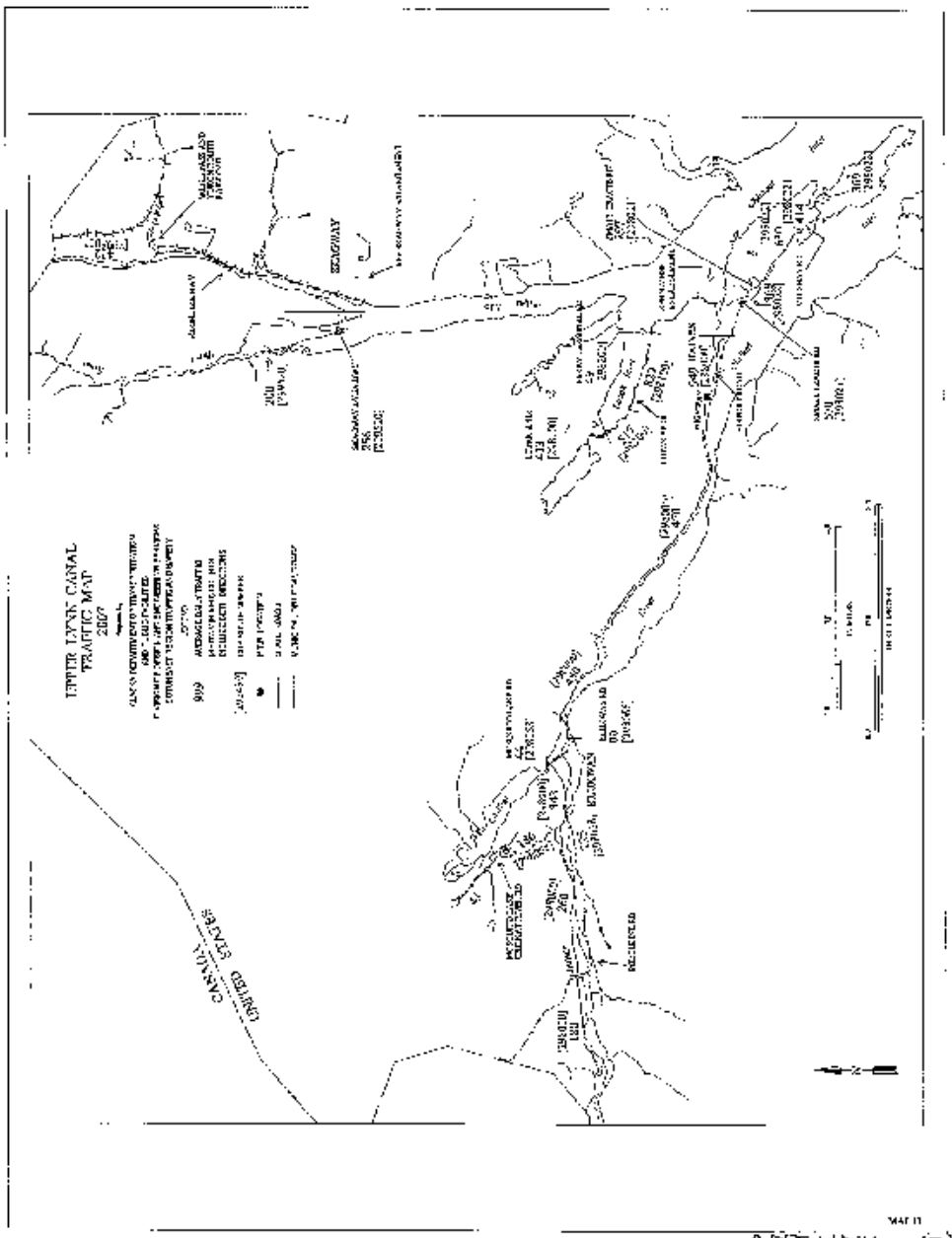
9.0 APPENDICES

Appendix A - Maps

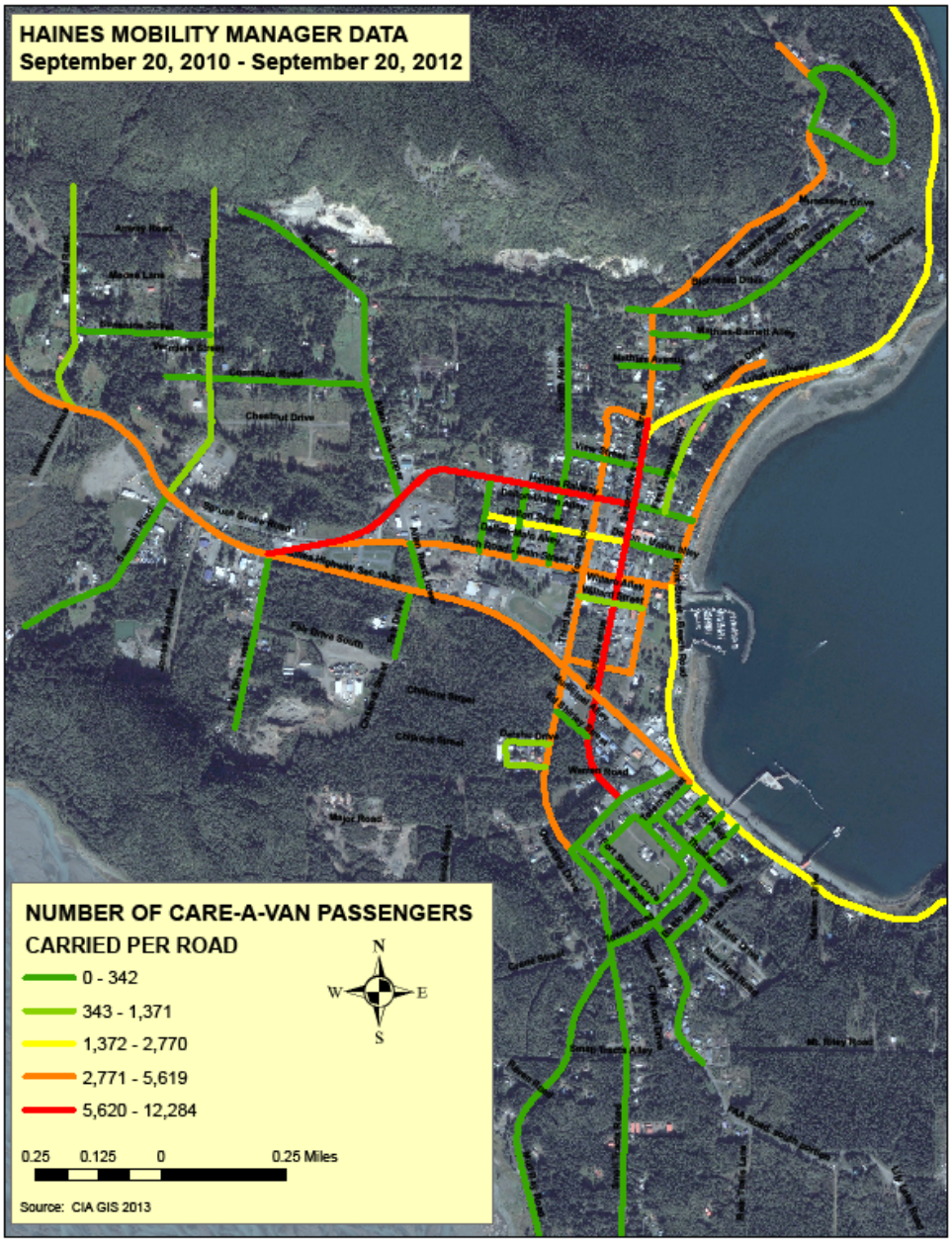


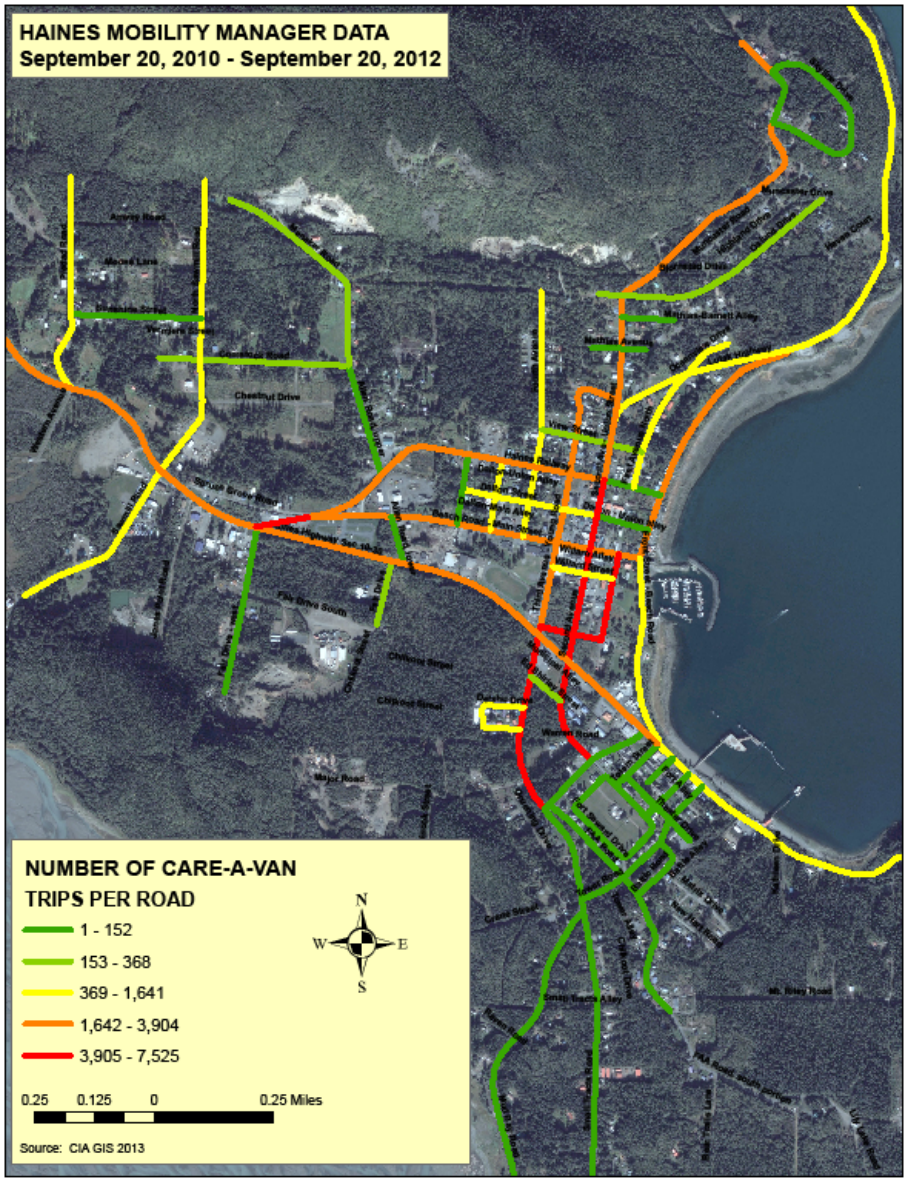
Appendix A (1)


HAINES TRAFFIC MAP
2007
APPENDIX A(2)



APPENDIX A (3)


HAINES MOBILITY MANAGER DATA
September 20, 2010 - September 20, 2012
NUMBER OF CARE-A-VAN PASSENGERS
CARRIED PER ROAD
0 - 342
343 - 1,371
1,372 - 2,770
2,771 - 5,619
5,620 - 12,284
N
W
E
S
0.25
0.125
0
0.25 Miles
Source: CIA GIS 2013


HAINES MOBILITY MANAGER DATA
September 20, 2010 - September 20, 2012
NUMBER OF CARE-A-VAN
TRIPS PER ROAD
1 - 152
153 - 368
369 - 1,641
1,642 - 3,904
3,905 - 7,525
N
W
E
S
0.25
0.125
0
0.25 Miles
Source: CIA GIS 2013

Appendix B - Task Force Membership and Meeting Participant Lists

Current Task Force/Stakeholder Representatives:

Alaska Dept. of Health & Social Services, Public Health: Elsa DeHart, Public Health Nurse
Bigfoot Auto Service: Paul Nelson, Ivan Tabler
Catholic Community Service/SESS: Marsha Partlow, Manager, SESS Transportation
Chilkat Indian Village: Kimberly Strong, Tribal President
Chilkat Valley News: Tom Morphet, Editor
Chilkoot Indian Association: Scott Hansen, Transportation Director; Kristy Legassie, Mobility Manager
Citizen Advocates: Versia Beleski, Betty & Charles DeWitt, Helen Fenn, Liz Fisher, June Haas, Georgia Haisler, Nicki Hopper, Belle Laing, Bob Lix, Sally Lix, Doris Peck, Mary Price, Marianne Rasmusson, Helen Tengs, Doris Ward, Irene Ward, Jack Wenner
Chatham School District: Kimberly Strong, Village Representative
Cornerstone Home Health: Charlotte Walter
Haines Area Transportation Sharing (HATS): Tim Shields, Volunteer
Haines Assisted Living, Inc.: Vince Hansen, Ex. Director
Haines Borough: Mark Earnest, Manager
Haines Borough Planning Commission: Kathleen Mencke, Commissioner
Haines Borough Schools: Leigh Horner, SRTS Representative
Haines Senior Center: Leslie Whittington, Manager; Kristy Legassie, Asst. Site Manager
Haines Senior Village: Anne Hanssen, Manager; Bud Barber
Lynn Canal Conservation: Nancy Berland, Ex. Director
Lynn Canal Counseling: Sharon Ford, Director
Ms. Lucy's Taxi Service: Stan Mazeikas
REACH, Inc.: Suzanne Vuillet-Smith, Case Manager
RurAL CAP Head Start: Ex. Director
Southeast Alaska Regional Health Consortium (SEARHC): Marcia Scott, Clinic Manager; Jan Hotze,
Silver Eagle: Bruce Gilbert
Southeast Independent Living, Inc.: Sierra Kaden Jimenez, Ex. Director
Tlingit-Haida Central Council: Marilyn Wilson, Local representative
Nationwide Property Management aka Dusty Trails: Jessica Rettinger

11A4

Haines Borough
Assembly Agenda Bill

Agenda Bill No.: 13-233
Assembly Meeting Date: 2/26/2013

Business Item Description:	Attachments:
Subject: South Portage Cove Harbor Expansion Geotechnical Investigation Change Order	1. Resolution 13-02-443 2. Change Order from PND Engineers dated Jan. 19, 13
Originator: Public Facilities (agenda bill by clerk's office)	
Originating Department: Public Facilities	
Date Submitted: 1/19/2013	

Full Title/Motion:

Motion: Adopt Resolution 13-02-443.

Administrative Recommendation:

The borough manager recommends adoption of this resolution.

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required
$ 110,856	$ 4.5 million legislative grant	$

Comprehensive Plan Consistency Review:

Comp Plan Policy Nos.:	Consistent:
Objective 3C, page 105 and objective 4B, page 194;	☒ Yes ☐ No

Summary Statement:

On 8/14/2012 the Assembly authorized the manager to contract with PND Engineers for the South Portage Cove Harbor Expansion geotechnical investigation for an amount not to exceed $567,533 to be paid for from a $4.5 million legislative grant. Due to poor weather conditions, there were delays to the project. As a result, PND submitted a change order request containing $110,856 additional costs and a request that the report completion date be extended to 3/15/13. Available grant funds are sufficient.

Referral:

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

Assembly Action:

Workshop Date(s): Public Hearing Date(s):
Meeting Date(s): 2/26/13 Tabled to Date:

HAINES BOROUGH
RESOLUTION No. 13-02-443 **Draft**

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute a contract change order with PND Engineers, Inc. for the South Portage Cove Expansion Geotechnical Investigation for an amount not to exceed $110,856 and to conclude on March 15, 2013.

WHEREAS, the Haines Borough Assembly, on 8/14/2012, authorized the manager to contract with PND Engineers for completion of South Portage Cove Harbor Expansion project for an amount not to exceed $567,533; and

WHEREAS, there were significant weather delays during the 2012 geotechnical drilling operations; and

WHEREAS, these delays are in accordance with the original agreement provisions; and

WHEREAS, PND Engineers, Inc. has submitted a proposal dated January 19, 2013 requesting a project budget increase of $110,856 and an extended report completion date of March 15, 2013; and

WHEREAS, these services will be paid for out of the $4.5 million Legislative grant that was awarded for this purpose, and available funds are sufficient,

NOW, THEREFORE, BE IT RESOLVED that the Haines Borough Assembly authorizes the Borough Manager to execute a contract change order with PND Engineers, Inc. for the South Portage Cove Harbor Expansion Geotechnical Investigation for an amount not to exceed $110,856 and to conclude on March 15, 2013.

Adopted by a duly-constituted quorum of the Haines Borough Assembly on the __ day of _____, 2013.

_____
Stephanie Scott, Mayor

Attest:

_____
Julie Cozzi, MMC, Borough Clerk

AMENDMENT
To
PROFESSIONAL SERVICES AGREEMENT
Between
HAINES BOROUGH
and
PND ENGINEERS, INC.
For Task Order
SOUTH PORTAGE COVE HARBOR EXPANSION
GEOTECHNICAL INVESTIGATION

All provisions of the Basic Agreement not specifically changed by this Amendment remain in full force and effect. This Amendment makes the following changes:

Scope of Services. Provide additional compensation due to weather delays during 2012 geotechnical drilling operations in accordance with original agreement provisions.

Schedule. Complete report by March 15, 2013.

Fee Basis. Compensation under this Amendment shall be provided on a Time and Expenses basis in accordance with the attached letter and breakdown, dated January 19, 2013. All third party reimbursable expenses shall include a 10% administrative markup.

PND Project Task	Task Description	Add'l $ Amount This Amendment
102029.04	**Geotechnical Investigation**	**$ 110,856**

IN WITNESS WHEREOF, the parties have executed this Amendment:

Approved for Haines Borough:

By: _____
Title: Mark Earnest, Borough Manager

Date: _____

Approved for CONSULTANT:

By: _____
Title: Dick Somerville, P.E., PND Vice President

Date: January 19, 2013

P | N | D
ENGINEERS, INC.

January 19, 2013 PND 102029.04

Mark Earnest
Borough Manager
Haines Borough
P.O. Box 1209
Haines, Alaska 99827

Re: South Portage Cove Harbor Expansion
Geotechnical Investigation

Dear Mr. Earnest:

This letter is written to summarize the cost over runs associated with the drilling investigation performed at South Portage Cove Harbor last fall. As you know, the drilling operations were hampered by many weather delays due to heavy winds. During these events, Denali Drilling was unable to continue with the drilling operations onboard the LC Poundstone and all crews, including PND's geotechnical staff, waited out the storms on standby mode. We have reviewed the daily reports prepared by Denali Drilling and our field staff and have determined the additional costs associated with weather standby for all parties. The additional costs are summarized below.

Item	Description	Cost
PND on site labor – day shift geotech	96 hrs * $105	$ 10,080
PND on site labor – night shift geotech	96 hrs * $ 90	$ 8,640
PND extended room and board	18 * $200	$ 3,600
Denali Drilling & LC Poundstone	167 hrs * $ 480	$ 80,160
PND OH & Admin Fee.	10% * third party charges	$ 8,376
Total	**Weather Delay Cost Over Runs**	**$ 110,856**

Attached please find a copy of Denali Drilling's invoice along with the daily work summary prepared by PND. I have also prepared an amendment to our agreement to cover these additional charges. We appreciate the opportunity to provide services to the Haines Borough on this important project. Thank you for reviewing this matter and feel free to contact me if you have any further questions. We look forward to working with you towards the successful completion of this exciting harbor project.

Sincerely,
PND Engineers, Inc. | Juneau Office

Dick Somerville, P.E.
Vice President

Enclosures

Denali Drilling

October 26, 2012

PND Engineers, Inc.
811 First Avenue, Suite 570
Seattle, WA 98104

Attn: Mike Hartley

Ref: South Portage Cove Harbor Expansion
Haines, Alaska

Dear Mike,

Enclosed is our invoice for the above referenced project. To get to this amount I took the original footage amount on the bid schedule in Item 2, 960 LF for a Lump Sum $169,000.00. As we drilled 1058 LF the additional 98 LF is billed per Item 6 at $210.00 per LF for a total of $20,580.

I took the actual standby time of 167 hours times the rate in Item 8 ($480.00/hr.) for a total standby amount of $80,160.00. Those amounts plus the mob/demob of $46,310.00 came to a total project amount of $316,050.00.

There was no charge for Item 3, Vane Shears, as we didn't attempt to complete any as the drilling was very hard and not like what you were expecting. We were geared up for soft soils and because of the hard drilling this took longer than expected. Also there is no charge for any lost pipe from the hard drilling or extra charges for shipping the coring equipment to Haines.

If you have any questions regarding our invoice, please do not hesitate to contact our office.

Sincerely,
DENALI DRILLING, INC.

Hal Ingalls

Hal Ingalls
CEO

HI:kh

Denali Drilling, Inc. · 8240 Petersburg Street · Anchorage, Alaska 99507-3131 · 907 562-2312 · Fax 907 562-5971
www.denalidrilling.com · E-mail: denali@ak.net

Invoice

Denali Drilling

Date	Invoice #
10/25/2012	9350

Bill To

PND Engineers, Inc.
811 First Avenue, Suite 570
Seattle, WA 98104

Description	Quantity	Rate	Amount
Ref: South Portage Cove Harbor Expansion, Haines, Alaska Attn: Mike Hartley			
Item 1. Mob/demob barge, drilling equipment, crew	1	46,310.00	46,310.00
Item 2. Drill and sample test borings - 960 LF	1	169,000.00	169,000.00
Item 6. Additional footage drilled - 98 LF	98	210.00	20,580.00
Item 8. Weather delays - 167 hours	167	480.00	80,160.00

Invoices not paid after 30 days will be assessed a 1.5% interest charge.

Total $316,050.00

Denali Drilling, Inc. · 8240 Petersburg Street · Anchorage, Alaska 99507-3131 · 907 562-2312 · Fax 907 562-5971
www.denalidrilling.com · E-mail: denali@ak.net

South Portage Cove Harbor Expansion, Haines, Alaska

Date	Day/Night	Standby Hours	Footage	Description
9/18/2012	Day	6		Set up drill & boat, ready to drill at 1 PM, weather standby
	Night	11		Standby for weather, set anchors 6 AM - 8 AM
9/19/2012	Day		30	set anchors 8 AM - 10 AM, drill 30', broke pipe, lost 20', pull back 10', started new hole, drilled to 30',
				broke pipe 15' below boat wait for tide change to recover pipe, hard drilling
	Night		30	8 PM - 10:30 PM retrieve broken casing and hook back up to 4" pipe, 10:30 PM - 8 AM drill & sample
				and case from 25' - 60', hard drilling
9/20/2012	Day		19	8 AM - 2 PM drill & sample 58'-69', heaved 15', redrill to 69', called hole by Paul, 6:30 PM - 8 PM
				moved anchors and drill 10'
	Night		30	Drill 5' - 40' with casing, 5:30 PM - 9 AM worked on trans mounts broken bolts
9/21/2012	Day		40	7 AM - 11 AM work on trans bolts, pull out of hole, drill 0-40'
	Night		60	8 PM - 4 AM drill & case from 30' - 80', open hole 80' - 100', sample to 90'
9/22/2012	Day		75	8 AM - 9:30 AM move anchors, drill #8 to 75', big gravel at 73', open hole 20'-75'
	Night	2		8 PM - 10 PM tried to hold open hole, had to trip out and drive 55' of casing and trip back in, tried
				to drill to 75', heave to 65', getting stuck had to pull casing to 10', tripping out rod wing came up,
				boat moved, pipe was more than 45 degrees, pulled out of hole, too windy to restart 6 PM - 8 PM
9/23/2012	Day	12		Standby - too windy
	Night	12		Standby - too windy
9/24/2012	Day		60	8 AM - 9 AM moved to F Dock, set up #3, 9 AM - 6 PM drilled 0'-60', pulled out & moved boat to #2
	Night		45	8 PM - 8 AM drill 0'-25' boat went dry, pipe at angle, pull out, redrill, very hard ground, hard
				drilling, all big spoon, redrill to 45'
9/25/2012	Day		55	Start at 45', hole #2, drill to 70' pull out, start #7, drill 30.
	Night		27.5	Drill 30' - 57.5', hard drilling, very hard 50'-57.5', casing refusal, could not advance with tri-cone
				swell too high
9/26/2012	Day	6	50	Windy weather, standby 8 AM - 2 PM, started hole @ 2 PM, drill to 50'
	Night	4	30	Drill 50'-80', hard ground & clay, windy
9/27/2012	Day	12		Windy, standby
	Night	12		Windy, standby
9/28/2012	Day	12		Windy, standby
	Night	12		Windy, standby

9/29/2012	Day	12		Windy, standby
	Night	12		Windy, standby
9/30/2012	Day	12		Windy, standby
	Night	12		Windy, standby
10/1/2012	Day		40	8 AM - 11 AM move anchors, 11 AM - 3 PM drill 0'-20', broke pipe, wnds move boat, had to pull
				pipe, 3 PM - 4 PM weather delay, 4 PM - 8 PM drill 0'-40', lost 20' pipe & one tri-cone bit
	Night		57.5	Drill & sample 40' - 97.5', hard drilling
10/2/2012	Day		100	8 AM - 10 AM move anchors, drill & sample, good drilling 0' - 100'
	Night		30	Drill from 100' - 130', hard drilling, driv casing to 130', slow driving casing
10/3/2012	Day	6	15	8 AM - 9 AM pull casing from hole, 9 AM - 3 PM standby, Paul looking for sewer line pipe outfall,
				3 PM - 5:30 PM move to hole #11, drill 15', 5:30 PM - 8 PM 15', one tri-cone bit & button bit
	Night		45	Drill 15' to 60', hard to pull casing, very hard drilling
10/4/2012	Day	7	30	8 AM - 3 PM standby for Paul, PND had diver in water looking for sewer line, 3 PM - 5 PM move
				anchors, 5 PM - 8 PM drill 0' - 30'
	Night		56	Drill and sample 30' - 86', super hard gravel in till, casing very hard to drive
10/5/2012	Day	5	60	Standby for Paul to find a sewer pipe with diver & witcher, 8 AM - 1 PM move anchors, 1 PM - 3 PM
				drill, 3 PM - 8 PM 0' - 50' & start new hole 0' - 10'
	Night		50	Drill 10' - 60', pump went out, maintenance 3:30 PM - 8 PM
10/6/2012	Day		23	Drill 60' - 83', hard drilling and hard driving casing, travel to get off boat to do hole onshore, got
				stuck in mud, had to call off hole
	Night			Demob
10/7/2012	Day			Demob
		167	1058	

11A5

Haines Borough
Assembly Agenda Bill

Agenda Bill No.: 13-237
Assembly Meeting Date: 2-26-13

Business Item Description:	**Attachments:**
Subject: Authorize Change Order for High School Gym Floor Project	1. Resolution 13-02-444 2. Change Order 3. Contractor Request for Payment
Originator: Director of Public Facilities (Agenda Bill by Clerk's Office)	
Originating Department: Public Facilities	
Date Submitted: 2-19-13	

Full Title/Motion:

Motion: Adopt Resolution 13-02-444.

Administrative Recommendation:

The manager recommends adoption.

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required
$ 11,864	$ Deferred Maint. Budget	$

Comprehensive Plan Consistency Review:

Comp Plan Policy Nos.:	Consistent: ☐Yes ☐No

Summary Statement:

The hinge plates for the existing door frames in the school entryway were failing, and this additional work was added to the High School Gym Floor Replacement project because it was believed to fall within the scope of the legislative grant award. The work has been done and the bill needs to be paid. The funds will come out of borough deferred maintenance funds, because this portion of the project has been determined to be ineligible for this grant funding.

Referral:

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

Assembly Action:

Workshop Date(s): Public Hearing Date(s):
Meeting Date(s): 2/26/13 Tabled to Date:

HAINES BOROUGH
RESOLUTION No. 13-02-444 **Draft**

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute contract change order #2 with North Pacific Erectors, Inc. for the High School Gym Floor Replacement and Bleachers project for an amount not to exceed $11,864.

WHEREAS, the Borough contracted with North Pacific Erectors, Inc. on 4/24/2012 for the High School Gym Floor Replacement and Bleachers project for an amount not to exceed $328,399; and

WHEREAS, with the balance of funds budgeted and granted by the Alaska Legislature, additional items were identified for inclusion in the project, due to the discovery of more asbestos contamination than anticipated, and the poor condition of the concrete slab below the old, wooden floor; and

WHEREAS, the assembly in July 2012 authorized the Borough Manager to execute a contract change order with North Pacific Erectors for this project for $159,479 to cover the additional work; and

WHEREAS, the hinge plates for the existing door frames in the school entryway were failing, and this additional work was added to the project because it was believed to fall within the scope of the legislative grant award; and

WHEREAS, a February invoice from North Pacific Erectors listed $11,864 in additional costs for repair to the school entryway door frames; bringing the total contract to $499,742 and requiring a second change order; and

WHEREAS, this portion of the project will actually be paid for with borough deferred maintenance funds, because it was determined to be ineligible for this grant funding,

NOW, THEREFORE, BE IT RESOLVED that the Haines Borough Assembly authorizes the Borough Manager to execute contract change order #2 with North Pacific Erectors, Inc. for the High School Gym Floor Replacement and Bleachers project for an amount not to exceed $11,864.

Adopted by a duly-constituted quorum of the Haines Borough Assembly on this _____ day of _____, 2013.

_____
Stephanie Scott, Mayor

Attest:

_____
Julie Cozzi, MMC, Borough Clerk

HAINES BOROUGH
CHANGE ORDER

ORDER NO. 2
Page __1__ of __1__

DATE: 2/20/2013

PROJECT NAME: Haines School Gym Floor Replacement

CONTRACT AGREEMENT DATE: April 24, 2012

OWNER: HAINES BOROUGH

CONTRACTOR: North Pacific Erectors

The following changes are hereby made to the CONTRACT DOCUMENTS:

Justification: Extra work as described below

Original CONTRACT AGREEMENT: $328,399 DAYS: 100

Current CONTRACT AGREEMENT adjusted by previous CHANGE ORDER(S) $487,878 DAYS: 100

This CHANGE ORDER will **increase** the CONTRACT AGREEMENT by $11,864 DAYS:

The new CONTRACT AGREEMENT including this CHANGE ORDER will be $499,742 DAYS:

The date for completion of all work will be (Date).

DESCRIPTION OF CHANGES	INCREASE IN CONTRACT AMOUNT ($)	(DECREASE) IN CONTRACT AMOUNT ($)	CONTRACT TIME EXTENSION (DAYS)
Repair door frames in school entryway	11,864.00		
TOTALS	$11,864.00	$	
NET CHANGE CONTRACT AMOUNT INCREASE OR (DECREASE)	$11,864.00		

Signatures Required:

The undersigned Contractor approves the foregoing Change Order as to the changes, if any, in the contract price specified for each item, including any and all supervision costs and other miscellaneous costs relating to the change in work, and as to the extension of time allowed, if any, for completion of the entire work on account of said Change Order. The Contractor agrees to furnish all labor and materials and perform all other necessary work, inclusive of that directly or indirectly related to the approved time extension, required to complete the Change Order items. This document will become a supplement of the contract and all provisions will apply hereto. It is understood that the Change Order shall be effective when all signatures are in place.

Owner:_____ Date:_____

Contractor:_____ Date: _____

State or Federal Agency, if applicable:_____Date: _____

NORTH PACIFIC ERECTORS, INC.

PROPOSAL WORKSHEET

Job Name: **#1221 Haines High School Gym Floor Replacement**

RFP: 5 Metal Door Replacement

	DESCRIPTION	QTY	TRADE/ UNITS	RATE	EXTENSION	OVERHEAD	*Subtotal*	PROFIT	*Subtotal*	BONDING	**TOTAL**	REMARKS
1315	PROJECT MANAGEMENT	4	MH	$ 75.00	$ 300.00	$ 30.00	$ 330.00	$ 16.50	$ 346.50	$ 3.81	$ 350	
					$ -	$ -	$ -	$ -	$ -	$ -	$ -	
1310	SITE SUPERINTENDANT		MH	$ 73.77	$ -	$ -	$ -	$ -	$ -	$ -	$ -	
					$ -	$ -	$ -	$ -	$ -	$ -	$ -	
800	SAFETY SET-UP	1	MH	$ 73.77	$ 73.77	$ 7.38	$ 81.15	$ 4.06	$ 85.20	$ 0.94	$ 86	
					$ -	$ -	$ -	$ -	$ -	$ -	$ -	
1010	TRAVEL	1	EA	$ 268.00	$ 268.00	$ 26.80	$ 294.80	$ 14.74	$ 309.54	$ 3.40	$ 313	
1042	SUBSISTENCE	1	EA	$ 391.00	$ 391.00	$ 39.10	$ 430.10	$ 21.51	$ 451.61	$ 4.97	$ 457	
1043	APARTMENT RENTAL	1	EA	$ 1,248.30	$ 1,248.30	$ 124.83	$ 1,373.13	$ 68.66	$ 1,441.79	$ 15.86	$ 1,458	
					$ -	$ -	$ -	$ -	$ -	$ -	$ -	
1505	MOB	17	MH	$ 73.77	$ 1,217.21	$ 121.72	$ 1,338.93	$ 66.95	$ 1,405.87	$ 15.46	$ 1,421	
1505	MOB	1	LS	$ 236.00	$ 236.00	$ 23.60	$ 259.60	$ 12.98	$ 272.58	$ 3.00	$ 276	
1549	SMALL TOOLS	1	LS	$ 504.46	$ 504.46	$ 50.45	$ 554.91	$ 27.75	$ 582.65	$ 6.41	$ 589	
					$ -	$ -	$ -	$ -	$ -	$ -	$ -	
1741	DAILY CLEANING	1	MH	$ 73.77	$ 73.77	$ 7.38	$ 81.15	$ 4.06	$ 85.20	$ 0.94	$ 86	
					$ -	$ -	$ -	$ -	$ -	$ -	$ -	
81110	DOOR HARDWARE	60	MH	$ 73.77	$ 4,389.32	$ 438.93	$ 4,828.25	$ 241.41	$ 5,069.66	$ 55.77	$ 5,125	
					$ -	$ -	$ -	$ -	$ -	$ -	$ -	
81114	EXT. METAL DOOR MATLS	1	LS	$ 266.91	$ 266.91	$ 26.69	$ 293.60	$ 14.68	$ 308.28	$ 3.39	$ 312	
81114	INSTALL DOOR MATLS	14	MH	$ 73.77	$ 1,032.78	$ 103.28	$ 1,136.06	$ 56.80	$ 1,192.86	$ 13.12	$ 1,206	
					$ -	$ -	$ -	$ -	$ -	$ -	$ -	
					$ -	$ -	$ -	$ -	$ -	$ -	$ -	
					$ -	$ -	$ -	$ -	$ -	$ -	$ -	
					$ -	$ -	$ -	$ -	$ -	$ -	$ -	
					$ -	$ -	$ -	$ -	$ -	$ -	$ -	
					$ -	$ -	$ -	$ -	$ -	$ -	$ -	
					$ -	$ -	$ -	$ -	$ -	$ -	$ -	
								Subtotal			$ 11,679	
890								1% DOL Fee			$ 117	
								Subtotal			$ 11,796	
600							GL Ins.	0.00576			$ 68	
600	**Total This Proposal**				$ 10,001.51	$ 1,000.15	$ 11,001.66	$ 550.08	$ 11,551.74	$ 127.07	$ 11,864	

11B1

Haines Borough
Assembly Agenda Bill

Agenda Bill No.: 13-228
Assembly Meeting Date: 2-26-13

Business Item Description:	Attachments:
Subject: Amend Borough Traffic Code to Require Proof of Vehicle Insurance	1. Ordinance 13-02-314 2. Letter from Police Chief re. Proposed Amendments
Originator: Finance Committee (Agenda Bill by Clerk's Office)	
Originating Department: Assembly	
Date Submitted: 2-5-13	

Full Title/Motion:

Motion: Introduce Ordinance 13-02-314 and set a first public hearing for 3/12/13.

Administrative Recommendation:

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required
$	$	$

Comprehensive Plan Consistency Review:

Comp Plan Policy Nos.:	Consistent: ☐Yes ☐No

Summary Statement:

During its meeting on 1/8/13, the Finance Committee talked about looking into putting some of the traffic violations into the borough's own code book because it could affect the borough's portion of collected fines. At a follow-up meeting, the committee decided to start with putting into code an uninsured motorist fine. This is supported by Chief Lowe who made code amendment recommendations that staff put into ordinance form for the assembly's consideration.

Referral:

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

Assembly Action:

Workshop Date(s): Public Hearing Date(s):
Meeting Date(s): 2/26/13 Tabled to Date:

HAINES BOROUGH, ALASKA
ORDINANCE No. 13-02-314 **Draft**

AN ORDINANCE OF THE HAINES BOROUGH AMENDING BOROUGH CODE TITLE 10, CHAPTER 10.06 TO REQUIRE PROOF OF VEHICLE INSURANCE AND SECTION 10.50.020 TO ALLOW FOR A FINE OF $500.

BE IT ORDAINED BY THE HAINES BOROUGH ASSEMBLY:

Section 1. Classification. This ordinance 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 Chapter 10.06. Chapter 10.06 of the Haines Borough Code is hereby amended by adding a new section (030) to read as follows:

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

Chapter 10.06
TRAFFIC OFFENSES

Sections:

10.06.010 Refusal to submit to preliminary breath test (portable breathalyzer – infraction only).
10.06.020 Negligent driving.
10.06.030 Proof of Insurance to Be Carried and Exhibited On Demand.

10.06.010 Refusal to submit to preliminary breath test (portable breathalyzer – infraction only).

AS 28.35.031(e).

10.06.020 Negligent driving.

AS 28.35.410.

10.06.030 Proof of Insurance to Be Carried and Exhibited On Demand.

AS 28.22.019.

Section 5. Amendment of Section 10.50.020. Section 10.50.020 of the Haines Borough Code is hereby amended to read as follows:

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

10.50.020 Maximum penalty.

A. A provision of the state motor vehicle laws adopted by reference in this title shall not be rendered invalid because the penalty prescribed for a violation exceeds borough jurisdiction or authority.

B. Violation of a provision of this title constitutes a lesser offense deemed regulatory in nature for which a fine of not to exceed ~~$300.00~~ **$500.00** may be imposed upon conviction. If not, fine/bail amount is specified as part of the provision.

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS ___ DAY OF _____, 2013.

_____
Stephanie Scott, Mayor

ATTEST:

_____
Julie Cozzi, MMC, Borough Clerk

Date Introduced:	02/26/13
Date of First Public Hearing:	__/__/__
Date of Second Public Hearing:	__/__/__

HAINES BOROUGH
POLICE DEPARTMENT
PO BOX 1209
HAINES, AK 99827-1209

Phone 907-766-2121, Fax 907-766-2190

Chief of Police Gary Lowe

February 6, 2013

Borough Assembly,

The Finance Committee asked me to propose language for a code change so that Proof of Insurance could be written under Haines Borough Code. The follow is a two part suggestion for code changes that would allow for this to happen.

1. Create new section of borough code

   Chapter 10.06.030 - Proof of Insurance to be Carried and Exhibited on Demand
   AS 28.22.019

2. Modify current code 10.50.020 B to allow for a fine of $500.00

Chief Lowe

Supporting material

AS 28.22.019. Proof of Insurance to Be Carried and Exhibited On Demand.

(a) A person shall have proof of motor vehicle liability insurance in the person's immediate possession at all times when driving a motor vehicle, and shall present the proof for inspection upon the demand of a peace officer or other authorized representative of the Department of Public Safety. However, a person charged with violating this section may not be convicted if the person produces in court or in the office of the arresting or citing officer proof of motor vehicle liability insurance previously issued to the person that was valid at the time of the person's arrest or citation.
(b) A municipality may adopt an ordinance
(1) requiring a person to display a decal on the person's motor vehicle indicating compliance with (a) of this section; or
(2) that is substantially similar to (a) of this section and may impose a penalty for violating the ordinance as provided under AS 29.25.070.
(c) In this section, "proof" means a copy of the insurance policy or certificate of self-insurance that is in effect or a printed card or electronic certification from an insurance company, insurance agent, insurance broker, or surplus lines broker that a policy that complies with AS 28.22.011 is in effect.

10.50.020 Maximum penalty.

A. A provision of the state motor vehicle laws adopted by reference in this title shall not be rendered invalid because the penalty prescribed for a violation exceeds borough jurisdiction or authority.

B. Violation of a provision of this title constitutes a lesser offense deemed regulatory in nature for which a fine of not to exceed $300.00 may be imposed upon conviction. If not, fine/bail amount is specified as part of the provision.

11B2

Haines Borough
Assembly Agenda Bill

Agenda Bill No.: 13-236
Assembly Meeting Date: 2-26-13

Business Item Description:	**Attachments:**
Subject: Amend Borough Code to Clarify Responsibility for Negotiating Leases	1. Ordinance 13-02-315
Originator: Mayor Scott (Agenda Bill by Clerk's Office)	
Originating Department: Mayor's Office	
Date Submitted: 1-2-13	

Full Title/Motion:

Motion: Introduce Ordinance 13-02-315 and set a first public hearing for 3/12/13.

Administrative Recommendation:

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required
$	$	$

Comprehensive Plan Consistency Review:

Comp Plan Policy Nos.:	Consistent: ☐Yes ☐No

Summary Statement:

The mayor brought this to the clerk's attention as a section of code that may need to be "cleaned up" to clarify that, subject to assembly authorization, it is the manager who is responsible for negotiating leases.

Referral:

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

Assembly Action:

Workshop Date(s): Public Hearing Date(s):
Meeting Date(s): 2/26/13 Tabled to Date:

HAINES BOROUGH, ALASKA
ORDINANCE No. 13-02-315 **Draft**

AN ORDINANCE OF THE HAINES BOROUGH AMENDING BOROUGH CODE TITLE 14, SECTION 14.16.160 TO CLARIFY THE RESPONSIBILITY FOR NEGOTIATED LEASES IN A MANAGER FORM OF GOVERNMENT.

BE IT ORDAINED BY THE HAINES BOROUGH ASSEMBLY:

Section 1. Classification. Section 4 of 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 Section 14.16.160. Section 14.16.160 of the Haines Borough Code of Ordinances is amended to read as follows:

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

Chapter 14.16.160 Negotiated leases.

Upon authorization by the assembly by noncode ordinance, the ~~mayor~~ **manager** may commence negotiations for the lease of borough land. The final terms of a negotiated lease are subject to approval by the assembly unless the minimum essential terms and the authority of the ~~mayor~~ **manager** to execute the lease are set forth in the ordinance authorizing negotiations. The negotiated lease may not be executed until the effective date of the ordinance.

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS ____ DAY OF _____, 2013.

_____
Stephanie Scott, Mayor

ATTEST:

_____
Julie Cozzi, MMC, Borough Clerk

Date Introduced: 02/26/13
Date of First Public Hearing: __/__/__
Date of Second Public Hearing: __/__/__

11C1

Haines Borough
Assembly Agenda Bill

Agenda Bill No.: 13-232
Assembly Meeting Date: 2/26/2013

Business Item Description:	Attachments:
Subject: Mayoral Appointments	1. Mayor's Recommended Appointments 2. Requests for (re)appointment and Board Recommendations
Originator: Mayor Scott (agenda bill by the clerk's office)	
Originating Department: Mayor	
Date Submitted: 2/2013	

Full Title/Motion:

Motion: Confirm the mayor's appointment of Diane Sly (term 11/2014), Mike Case (term 11/2015), and Al Gilliam (term 11/2013) to the Public Safety Commission; Pauline Turner (term 11/2015) to the Museum Board of Trustees; and reconfirm the appointment of Alan Heinrich (term 11/2013) to the Fire Service Area #1 Board.

Administrative Recommendation:

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required
$	$	$

Comprehensive Plan Consistency Review:

Comp Plan Policy Nos.:	Consistent: ☐Yes ☐No

Summary Statement:

Appointment requests have been received for seats on the public safety commission and museum board. The mayor plans to make the appointments and seeks assembly confirmation. Additionally, although one member of the fire service area # board was appointed in 2009, he was the only member until Nov. 2012 when the board finally had a quorum of members and was therefore unable to serve until then. The mayor wishes to reconfirm that appointment with a term date of Nov. 2013. The boards were given an opportunity to provide recommendations where possible.

Referral:

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

Assembly Action:

Workshop Date(s):	Public Hearing Date(s):
Meeting Date(s): 2/26/13	Tabled to Date:

Mayoral Appointments 2/26/13

Museum Board of Trustees

Pauline Turner – Appointment - term expires 11/2015

This will leave 1 vacancy

Public Safety Commission

Mike Case – Appointment - term expires 11/2015
Diane Sly – Appointment - term expires 11/2014
Al Gilliam – Appointment - term expires 11/2013

This will leave 1 vacancy

Fire Service Area #1 Board

Alan Heinrich – Reconfirm appointment - term expires 11/2013

There are no vacancies

Remaining Board Vacancies or Expired Terms:

Historic Dalton Trail RMSA Board – 1 seat
Chilkat Center Advisory Board – 1 seat
Four Winds RMSA Board – up to 4 seats
Riverview Drive RMSA Board – up to 2 seats

From: Stephanie Scott [mailto:sscott@aptalaska.net]
Sent: Saturday, February 02, 2013 7:35 PM
To: Julie Cozzi
Subject: Fwd: Application to Public Safety Commission

Hi Julie,

I take this as approval of Al by our only official member!

S

Begin forwarded message:

From: Bob Duis <duisjr@yahoo.com>
Date: February 2, 2013 6:51:52 PM AKST
To: Stephanie Scott <sscott@aptalaska.net>
Subject: Re: Application to Public Safety Commission
Reply-To: Bob Duis <duisjr@yahoo.com>

Stephanie
I got your previous note about Al - I recognize the name but really had no experience with him - so asked a couple of friends. I got nothing negative. Far be it for me to judge anyway. I look in the mirror more often than I like. I do not know Diane Sly (Carol does not either). I can work with almost anyone so do not worry about me - have much scar tissue built up over the years. When I retired, I left all my baggage in the lower 48 and really have not picked up much in Haines over the last 6 years.
Bob

From: Stephanie Scott <sscott@aptalaska.net>
To: Bob Duis <Duisjr@yahoo.com>
Sent: Saturday, February 2, 2013 5:03 PM
Subject: Application to Public Safety Commission

Hi Bob,

I would like to appoint Al Gilliam to a one-year seat on the Public Safety Commission, with your consent. I am also going to appoint Mike Case, as previously agreed. I will appoint Mike to one of the 3-year vacancies. I have had quite a bit of discussion with Al. He brings a great deal of commitment to the tasks he takes up. I have talked with the Chief, who knows Al, and the Chief is comfortable with Al's appointment. However, I need to know if you are also!

That still leaves 2 vacancies. I am looking for good women! I have asked Christy Tengs. She was pleased but she had to decline. She has recently become the subject of a documentary. That new opportunity, plus managing the business and tending to her family lead to a time constraint. I am thinking of asking a resident who has recently returned to Haines and is working in Early Childhood Education: Diane Sly. I don't know if she would agree to serve, but she is also a person of high standards and energy. If she says yes, then she will give 100%. I do have a hidden agenda (now revealed!) that led me to think of Diane. I would like to encourage and help the Commission host a Citizen Police Academy somewhat akin to the Academy being offered this spring by the Anchorage PD.

Perhaps something a little less formal. The Chief says that he has been involved in initiatives like this before and finds that these often convert critics to fast friends.

Please let me know how you feel about the appointment of Al Gilliam. And please suggest anyone whom you feel I should contact.

Thank you!

Stephanie

From: "Mike Case" <thecases@aptalaska.net>
Date: January 19, 2013, 5:48:17 PM AKST
To: "Stephanie Scott" <sscott@haines.ak.us>
Subject: Public Safety Commission

Mayor Scott,

Several months ago Chief Lowe asked if I would be interested in serving on the Public Safety commission. I was interested and would write a brief letter of interest and qualifications. I think I did that but I have had some computer "glitches" and am not able to retrieve the letter I wrote. Julie said she has no record of receiving my letter. So, here is basically what I recall writing previously:

I think the idea of an active Public Safety commission is an excellent one and I would be honored to receive an appointment to it.

- In addition to my experience as Haines Borough Mayor and, on several occasions, Borough Manager, my public safety experience includes:
- General Manager of Piquniq Management Corporation (Subsidiary of ASRC). PMC had both civilian and military contracts that included base security and policing responsibilities. These contracts included:
    - U.S. Naval Radar Station at Amchitka Island, Aleutian Chain.
    - U.S. Naval Air Facility at Midway Island, Pacific Ocean.
    - U.S. Air Force Station, Wake Island, Pacific Ocean.
    - Kuparuk Industrial Center, North Slope Oil Fields.
    - Service Area 10, North Slope Borough, Deadhorse, AK
    - Field Services Supervisor, BP Alaska, North Slope Oil Fields

All of the above involved overall management of operations as opposed to specific law enforcement duties.

Thanks for considering me for this important commission.

Mike Case

(907) 314-0165

Haines Borough
Application for Appointment

RECEIVED
JAN 28 2013
HAINES BOROUGH

Check the board, commission, or committee for which you are applying ☑

	Planning Commission		Boat Harbor Advisory Committee
	Tourism Advisory Board		Fire Service Area Board #1
	Chilkat Center Advisory Board		Fire Service Area Board #3 (Klehini)
	Parks and Recreation Advisory Board		Letnikof Estates Road Maintenance Service Area Board
	Museum Board of Trustees		Riverview Road Maintenance Service Area Board
	Library Board of Trustees		Historic Dalton Trail Road Maintenance Service Area Board
✓	Public Safety Commission		Four Winds Road Maintenance Service Area Board

Name: AL GILLIAM
Residence Address: 26 MILE HAINES HIGHWAY
Mailing Address: P.O. BOX 124 HAINES, ALASKA 99827
Business Phone: 767-5522 **Home Phone:** 767-5522
Fax: _____ **Email:** AL.GILLIAM@HOTMAIL.COM

I declare that I am willing to serve as a member of the designated board, commission, or committee. Please enter my name for consideration of appointment by the mayor, subject to confirmation by the assembly. I am a registered voter of the State of Alaska and have resided within the Haines Borough for at least thirty (30) days preceding this date or the date of appointment.*

Al Gilliam
Signature of Applicant

Jan 25 2013
Date

PLEASE BRIEFLY DESCRIBE YOUR QUALIFICATIONS (You may attach a resume):

SEE ATTACHED

* HBC 2.60.020 - A member of a committee, board or commission shall be a resident of the borough as defined below...a person qualifying as a borough resident shall: A) Continue to maintain the person's principal place of residence within the corporate boundaries of the borough and have done so for at least 30 days immediately preceding the date of the person's appointment by the mayor; and B) Physically occupy said residence for at least 30 days immediately preceding the date of the person's appointment by the mayor.

HAINES BOROUGH APPILCATION FOR APPOINTMENT

QUALIFICATIONS FOR APPOINTMENT TO THE PUBLIC SAFETY COMMISSION:

I have been a resident, property owner and local businessman since 1976.

There are several important unresolved safety issues within the Haines Borough which I have both in the past, and recently, brought to the attention of the local Alaska State Troopers.

I have also recently had discussions with Borough Mayor Scott regarding some of those same safety issues.

The current Haines Trooper, along with the Borough Mayor, determined that the best course of action would be for the Borough to create a Public Safety Commission to properly address those issues, as well as to identify and address other potential safety concerns.

I am an individual with extensive back country knowledge, and a proven track record of public service, along with a proven dedicated, positive attitude towards assisting local law enforcement personnel. I feel that I am highly qualified to represent the public as a member of the Safety Commission.

Al Gilliam

Haines Borough
Application for Board Appointment

☒ **Appointment** (I am not currently on the board)

☐ **Reappointment** (I am currently a member of the board)

Check the board, commission, or committee for which you are applying ☑:

	Planning Commission		Port and Harbor Advisory Committee
	Tourism Advisory Board		Fire Service Area Board #1
	Chilkat Center Advisory Board		Fire Service Area Board #3 (Klehini)
	Parks and Recreation Advisory Board		Letnikof Estates Road Maintenance Service Area Board
	Museum Board of Trustees		Riverview Road Maintenance Service Area Board
	Library Board of Trustees		Historic Dalton Trail Road Maintenance Service Area Board
X	Public Safety Commission		Four Winds Road Maintenance Service Area Board
	Temporary (Ad-hoc) Board/Committee _____		

Name: Diane M Sly
Residence Address: #18 RAVEN RD HAINES AK.
Mailing Address: PO BOX 134 HAINES, AK. 99827
Business Phone: _____ **Home Phone:** cell: 907-723-5996
Fax: _____ **Email:** dianesly@hotmail.com

I declare that I am willing to serve as a member of the designated board, commission, or committee. Please enter my name for consideration of appointment by the mayor, subject to confirmation by the assembly. I am a registered voter of the State of Alaska and have resided within the Haines Borough for at least thirty (30) days preceding this date or the date of appointment.*

Diane M Sly
Signature of Applicant

2/14/13
Date

PLEASE BRIEFLY DESCRIBE YOUR QUALIFICATIONS (You may attach a resume):
Prior Service on Boards for AEYC - Assoc for Ed. of Young Children, Friends of Library, Early Literacy - Haines, Currently member at large for Statewide AEYC Board. Taught Safety classes at UAS.

* HBC 2.60.020 - A member of a committee, board or commission shall be a resident of the borough as defined below...a person qualifying as a borough resident shall: A) Continue to maintain the person's principal place of residence within the corporate boundaries of the borough and have done so for at least 30 days immediately preceding the date of the person's appointment by the mayor; and B) Physically occupy said residence for at least 30 days immediately preceding the date of the person's appointment by the mayor.

From: Jerrie Clarke
Sent: Tuesday, February 05, 2013 9:18 AM
To: 'Julie Cozzi'
Cc: Anastasia Wiley; Bob Adkins <bobadkinsfoto@aptalaska.net>; Dave Pahl <pahlfam@aptalaska.net>; Jim Heaton (jimheaton29@gmail.com); Jim Shook <julieandjim@aptalaska.net>; Michael Marks/Lorrie Dudzik <kayakcove@att.net>; Pam Randles (pamrandles@aptalaska.net)
Subject: RE: Application for Museum Board Appointment

Thank you, Julie. I think you need an approval by tomorrow for Paula to be on the Agenda for next week's meeting so I'll let you know that Jim Shook talked with her and the board discussed her at the last board meeting and would be happy to have her as a member of the board.

Thank you,
Jerrie

Jerrie Clarke
Director, Sheldon Museum & Cultural Center
PO Box 269
Haines, AK 99827
907-766-2366
director@sheldonmuseum.net
www.sheldonmuseum.org
To sign up for our quarterly e-mail newsletter, click here.

From: Julie Cozzi [mailto:jcozzi@haines.ak.us]
Sent: Monday, February 04, 2013 7:30 PM
To: Jerrie Clarke
Cc: Stephanie Scott; Michelle Webb
Subject: Application for Museum Board Appointment

Hi, Jerrie…

Please present the attached appointment application to the Museum Board of Trustees for recommendation. Thank you!

Julie

Haines Borough
Application for Board Appointment

☑ **Appointment** (I am not currently on the board)

☐ **Reappointment** (I am currently a member of the board)

Check the board, commission, or committee for which you are applying ☑:

	Planning Commission		Boat Harbor Advisory Committee
	Tourism Advisory Board		Fire Service Area Board #1
	Chilkat Center Advisory Board		Fire Service Area Board #3 (Klehini)
	Parks and Recreation Advisory Board		Letnikof Estates Road Maintenance Service Area Board
✓	Museum Board of Trustees		Riverview Road Maintenance Service Area Board
	Library Board of Trustees		Historic Dalton Trail Road Maintenance Service Area Board
	Public Safety Commission		Four Winds Road Maintenance Service Area Board
	Temporary (Ad-hoc) Board/ Committee _____		

Name: Paula H. Turner
Residence Address: _____
Mailing Address: Box 34, Haines
Business Phone: _____ **Home Phone:** 907 314 3222
Fax: _____ **Email:** paulatr77@gmail.com

I declare that I am willing to serve as a member of the designated board, commission, or committee. Please enter my name for consideration of appointment by the mayor, subject to confirmation by the assembly. I am a registered voter of the State of Alaska and have resided within the Haines Borough for at least thirty (30) days preceding this date or the date of appointment.*

Paula Turner — Signature of Applicant

Jan 22, 2013 — Date

PLEASE BRIEFLY DESCRIBE YOUR QUALIFICATIONS (You may attach a resume):

I have served on boards previously, most recently Sheldon Jackson Museum in Sitka, and been involved in philanthropic organizations all of my life. I have a commitment to promoting cultural arts, and to Haines. I will be happy to come and speak with you.

* HBC 2.60.020 - A member of a committee, board or commission shall be a resident of the borough as defined below...a person qualifying as a borough resident shall: A) Continue to maintain the person's principal place of residence within the corporate boundaries of the borough and have done so for at least 30 days immediately preceding the date of the person's appointment by the mayor; and B) Physically occupy said residence for at least 30 days immediately preceding the date of the person's appointment by the mayor.

RECEIVED Haines Borough

JAN 25 2013

Clerk's Office

11C2

THE STATE of ALASKA
GOVERNOR SEAN PARNELL

Department of Commerce, Community, and Economic Development
ALCOHOLIC BEVERAGE CONTROL BOARD
5848 E. Tudor Road
Anchorage, Alaska 99507
Main: 907.269.0350
Chris Lambert: 907.269.0359
TDD: 907.465.5437
Fax: 907.272.9412

January 22, 2013

Renewal Application Notice

City of Haines
Attn: City Clerk
VIA EMAIL: jcozzi@haines.ak.us

DBA	Lic Type	Lic #	Owner	Service Location
Harbor Bar & Lighthouse Restaurant	Beverage Dispensary	499	The Harbor LLC	101 Front Street
Outfitter Liquor Store	Package Store	3179	M & D Ward Inc	Mile O Haines Hwy
Haines Brewing Company	Brewery	3882	Haines Brewing Co Inc	108 Whitefang Way
Mountain Market	Package Store	4433	Mountain Corporation	151 3rd Ave S.

We have received a renewal application for the above listed licenses within your jurisdiction. This is the notice as required under AS 04.11.520. Additional information concerning filing a "protest" by a local governing body under AS 04.11.480 is included in this letter.

A local governing body as defined under AS 04.21.080(11) may protest the approval of an application(s) pursuant to AS 04.11.480 by furnishing the board **and** the applicant with a clear and concise written statement of reasons in support of a protest within 60 days of receipt of this notice. If a protest is filed, the board will not approve the application unless it finds that the protest is “arbitrary, capricious and unreasonable”. Instead, in accordance with AS 04.11.510(b), the board will notify the applicant that the application is denied for reasons stated in the protest. The applicant is entitled to an informal conference with either the director or the board and, if not satisfied by the informal conference, is entitled to a formal hearing in accordance with AS 44.62.330-44.62-630. **IF THE APPLICANT REQUESTS A HEARING, THE LOCAL GOVERNING BODY MUST ASSIST IN OR UNDERTAKE THE DEFENSE OF ITS PROTEST.**

Under AS 04.11.420(a), the board may not issue a license or permit for premises in a municipality where a zoning regulation or ordinance prohibits the sale or consumption of alcoholic beverages, unless a variance of the regulation or ordinance has been approved. Under AS 04.11.420(b) municipalities must inform the board of

zoning regulations or ordinances which prohibit the sale or consumption of alcoholic beverages. If a municipal zoning regulation or ordinance prohibits the sale or consumption of alcoholic beverages at the proposed premises and no variance of the regulation or ordinance has been approved, please notify us and provide a certified copy of the regulation or ordinance if you have not previously done so.

Protest under AS 04.11.480 and the prohibition of sale or consumption of alcoholic beverages as required by zoning regulation or ordinance under AS 04.11.420(a) are two separate and distinct subjects. Please bear that in mind in responding to this notice.

AS 04.21.010(d), if applicable, requires the municipality to provide written notice to the appropriate community council(s).

If you wish to protest the application referenced above, please do so in the prescribed manner and within the prescribed time. Please show proof of service upon the applicant. For additional information please refer to 13 AAC 104.145, Local Governing Body Protest.

Note: Applications applied for under AS 04.11.400(g), 13 AAC 104.335(a)(3), AS 04.11.090(e), and 13 AAC 104.660(e) must be approved by the governing body.

Sincerely,

SHIRLEY A. COTÉ
Director

/s/Christine C. Lambert
Christine C. Lambert
Licensing & Records Supervisor
Christine.lambert@alaska.gov

11C3

Haines Borough
Assembly Agenda Bill

Agenda Bill No.: 13-219
Assembly Meeting Date: 2/26/2013

Business Item Description:	Attachments:
Subject: 2013 Federal Priorities	1. Adopted Resolution 13-01-439 with Proposed Amendment 2. Explanatory emails
Originator: Borough Manager (agenda bill by the clerk's office)	
Originating Department: Administration	
Date Submitted: 2/8/13; originally 1/14/2013	

Full Title/Motion:

Motion: Amend Resolution 13-01-439 adopted at the 1/22/13 meeting by inserting “Tribal Transportation Program” as item number 8.

Administrative Recommendation:

The borough manager recommends amendment of this resolution.

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required
$	$	$

Comprehensive Plan Consistency Review:

Comp Plan Policy Nos.:	Consistent:
Objective 2B, Page 56	☒ Yes ☐ No

Summary Statement:

On 1/22/13, the assembly adopted Resolution to provide the President of the United States, Alaska Congressional Delegation, and other federal officials with adequate information to represent the needs of the Haines Borough concerning requests of the Federal Government, including necessary funding requirements. The borough manager has become aware of drastic funding changes to the Tribal Transportation Program (formerly known as IRR), and believes it should be added to the borough's list of federal priorities. The borough has been working with the CIA on a number of transportation projects, and it is very important to continue to network on our local surface transportation projects.

Referral:

Sent to: Planning Commission by the Manager Date: Sent to Commission on 1/14/13
Recommendation: Refer to: Meeting Date: 1/17/13

Assembly Action:

Workshop Date(s): Public Hearing Date(s):
Meeting Date(s): 1/22, 2/26/13 Tabled to Date:

Proposed Amendment to a Previously Adopted Resolution

HAINES BOROUGH
RESOLUTION No. 13-01-439

A RESOLUTION OF THE HAINES BOROUGH ASSEMBLY ADOPTING THE BOROUGH'S 2013 FEDERAL PRIORITIES.

WHEREAS, the Haines Borough Assembly met to discuss and prioritize the Borough's 2013 legislative priorities; and

WHEREAS, it is the intent of the Assembly to provide the President of the United States, Alaska Congressional Delegation, and other federal officials with adequate information to represent the needs of the Borough concerning requests of the Federal Government, including necessary funding requirements,

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

Section 1. The following Capital Budget priorities are identified as the Haines Borough federal priorities for 2013:

1. Haines - Pt Lutak Port Facility Improvements
2. Haines Harbor
3. Secure Rural Schools (SRS) Program and Payment in Lieu of Taxes (PILT)
4. Shakwak Project – North Alaska Highway
5. Haines National Scenic Byway
6. EPA Emission Control Area Rule
7. Department of Energy Liquid Natural Gas Study
8. **Tribal Transportation Program**

Section 2. The borough manager is hereby instructed to advise the President, Alaska Congressional Delegation, and other federal officials of the Borough's federal priorities and take all appropriate steps to provide background information and testimony in representing the Borough's best interests.

Adopted by a duly-constituted quorum of the Haines Borough Assembly this 22nd day of January, 2013. Amended on the ____ day of _____, 2013.

_____
Stephanie Scott, Mayor

Attest:

_____
Julie Cozzi, MMC, Borough Clerk

Julie Cozzi

From: Mark Earnest
Sent: Friday, February 08, 2013 11:54 AM
To: Julie Cozzi
Subject: FW: Chilkoot and MAP-21

Backup…

From: Mark Earnest
Sent: Friday, February 08, 2013 11:30 AM
To: 'mackerel@hsgblaw-dc.com'
Subject: FW: Chilkoot and MAP-21

Hi Brad,

This wasn't on our radar when we put together our federal priorities, but I think it should be. We have been working with the CIA on a number of transportation projects during my time here. With the loss of the co-chair of the House Transportation Committee in Juneau, it is more important than ever to network on our local surface transportation projects. CIA has been a significant factor in that effort.

I just learned about this issue from Dave Berry, CIA Tribal Administrator, and newest member of the Assembly. I requested this brief overview of the IRR funding situation as it affects Haines and mentioned that I would forward it to you.

Mark

From: Scott Hansen [mailto:shansen@chilkoot-nsn.gov]
Sent: Friday, February 08, 2013 11:19 AM
To: Mark Earnest
Cc: Dave Berry
Subject: Chilkoot and MAP-21

In 2012 the federal government MAP-21 (Moving Ahead Progress in the 21st Century) legislation made drastic budget changes to their funding "formula", which allots funding to US native tribes. All tribes will receive reduced funding, but particularly Alaskan tribes. The policy mechanism favors lower 48 tribes, leaving Alaska about 20% of previous budget amounts. By 2016 the reduced Alaska Tribes' Transportation budget allotments will stand at approximately 20% of the 2010 budget figures. In 2010 the Chilkoot Tribe received approximately $1,000,000.00 for road projects and program. This resulted in the Chilkoot Estates subdivision in past years. 2012, the first year of implementation, the Tribe received 80% of that figure. By 2016 the Tribe will be receiving 20% (approximately $200,000.00) for projects and program.

scott

_____

Scott Hansen
Tribal Transportation Coordinator
Chilkoot Indian Association
P.O. Box 490
Haines, AK 99827
(907) 766-2323
(907) 314-0014 cell
(907) 766-2365 fax

11C4

Haines Borough
Assembly Agenda Bill

Agenda Bill No.: 13-235
Assembly Meeting Date: 2/26/13

Business Item Description:	**Attachments:**
Subject: Draft Letter from Southeast Mayors re. Alaska Class Ferries	1. 2/17/13 Memo from Mayor Scott to Assembly 2. Draft of letter to Gov. Parnell from SE Mayors 3. Alternate draft of letter to Gov. Parnell from Mayor of Sitka
Originator: Mayor Scott (agenda bill by the Clerk's Office)	
Originating Department: Mayor's Office	
Date Submitted: 2/17/2013	

Full Title/Motion:

A motion may come out of assembly discussion.

Administrative Recommendation:

N/A

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required
$ n/a	$	$

Comprehensive Plan Consistency Review:

Comp Plan Policy Nos.:	Consistent: ☒ Yes ☐ No
Objective 4C, pages 144 and 312	

Summary Statement:

While attending AML the mayor had an opportunity to speak to Lt. Gov. Treadwell regarding the changes proposed for the Alaska Class ferries. He encouraged her to bring the mayors of Southeast Alaska together regarding this issue. Therefore, she has been working with the other mayors of SE Alaska. Mayor Scott drafted one proposed letter, and the Mayor of Sitka drafted a second.

Referral:

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

Assembly Action:

Workshop Date(s):	Public Hearing Date(s):
Meeting Date(s): 2/26/13	Tabled to Date:

Memorandum

Haines Borough
Office of the Mayor
103 Third Avenue S.
Haines, Alaska 99827
sscott@haines.ak.us
Voice (907) 766-2231 ext. 30

Date: February 17, 2013

To: Haines Borough Assembly members

Cc: Mark Earnest, Manager; Julie Cozzi, Borough Clerk

From: Stephanie Scott, Mayor, Haines Borough

Subject: Alaska Class Ferry, Draft Letter from Southeast Mayors

While in Juneau for AML, I had a conversation about the Alaska Class Ferry with Lt. Governor Treadwell. The Lt. Gov. encouraged me to bring the Southeast Mayors together. He said, "We do not intend to be tone deaf."

I have drafted a letter and circulated it amongst the Mayors. So far, the majority sentiment seems to be to wait and see what the new concept looks like. Everyone is polite and says they love the letter, but….. . Mayor Jensen (Petersburg Borough) is waiting to see what the new plan looks like. He also said, "I'm sure the Petersburg Borough will have a position on this issue sometime in the near future" (email Feb. 18). Mayor Selmer is ready to sign but is deferring to his ad hoc AMHS committee (Jan Wrentmore, Gary Hansen, Mike Korsmo) and the committee is waiting for the new concept. Mim McConnell, Mayor City and Borough of Sitka, is ready to sign. Mayor Merrill Sanford, on the other hand, believes that the letter is too focused on the Juneau Access. He is drafting an alternative letter.

It may be that delay is the best strategy. But I worry that delaying might put us in the same kettle as the frog in the pot of water that only gradually comes to a boil. Ordinarily, the frog would have leaped out of a pot of boiling water, but when the pot comes to boil gradually, the frog is not aware of the threat until it is too late. The story is usually told as a warning that humans have to be careful to watch slowly changing trends, not just sudden ones.

Supposedly the new concept will be presented to one of the Transportation Committees on Tuesday, Feb. 26 – the day we meet. If the alternate concept is indeed simply a modified Alaska Class Ferry, then let's do delay. If instead, the concept is an open-deck, shuttle ferry, I think we should proceed with the letter, even if it is just a letter from the Haines Borough Mayor with copies to all other mayors.

Thank you.

DRAFT – DRAFT - DRAFT

February 17, 2013

Dear Governor Parnell,

We appeal to you on behalf of all those who live on the only toll road in Southeast Alaska: the Inside Passage. We need a vessel that can "drive" this highway.

It seems to us that an emphasis has emerged that prioritizes the link between Haines and Juneau and Haines and Skagway over and above the linkage to the rest of Southeast and Prince Rupert. The Alaska Class Ferry, as conceptualized, was designed to serve all ports of call. It was conceptualized as a replacement vessel, not a vessel dedicated to certain routes.

Though Speaker Chenault was speaking about a gas pipeline, we agree with the statement he made at the AML Winter Legislative meeting February 13, 2013: "Don't delay projects waiting for the next best thing to come down the line." We understand that you believe the "next best thing" to the Alaska Marine Highway is the Juneau Access Project – a road from Juneau up the east side of Lynn Canal and terminating at the Katzehin River. We don't want to argue the pros and cons of that hugely expensive project ($.5 billion in the STIP 4). But we do want to acknowledge that the project will take years to build and that meanwhile transportation on the road that we do have (the Inside Passage) needs to be secured. We do not believe that investment in ferries designed primarily to shuttle vehicle and people to a yet to be built terminal on the Katzehin is the most cost effective use of increasingly less available transportation infrastructure dollars.

We believe that the best use of the state's dollars is for a vessel that can add versatility and reliability to the Alaska Marine Highway System's aging fleet. Not only should a vessel be able to manage the high seas of the Lynn Canal, it should be able to be deployed to other routes as needed, including the route from Ketchikan to Prince Rupert.

Thank you for hearing our concerns and taking them into consideration as you move forward.

Sincerely,

Mayors

DRAFT – DRAFT - DRAFT

February 17, 2013

Dear Governor Parnell:

As mayors of communities served by the Alaska Marine Highway, we appeal to you on behalf of all those who live on the only toll road in Southeast Alaska: the Inside Passage. We need vessels that can "drive" this highway.

It seems to us that an emphasis has emerged that prioritizes the link between Haines and Juneau and Haines and Skagway over and above the linkage to the rest of Southeast and Prince Rupert. The Alaska Class Ferry, as conceptualized, was designed to serve all ports of call. It was conceptualized as a replacement vessel, not a vessel dedicated to certain routes.

Though Speaker Chenault spoke about a gas pipeline, we agree with the statement he made at the AML Winter Legislative meeting February 13, 2013: "Don't delay projects waiting for the next best thing to come down the line." The State has received widespread support and momentum to construct the Alaska Class Ferry to provide a new vessel to supplement the aging fleet plying Southeast Alaska's road -- the Inside Passage. We do not believe that discontinuing this project and investing in smaller shuttle ferries is the most cost effective use of increasingly less available transportation infrastructure dollars.

We believe that the best use of the State's dollars is for a vessel that can add versatility and reliability to the Alaska Marine Highway System's aging fleet. Not only should this vessel be able to manage the high seas of the Lynn Canal; it should be able to be deployed to other routes as needed throughout the Marine Highway System, including Prince Rupert.

Thank you for hearing our concerns and permitting a thoughtful process to reconsider which vessels could best serve the Alaska Marine Highway System on Southeast Alaska's only connected "road".

Sincerely,

Signature blocks for Mayors of Sitka and ?

11C5

Haines Borough
Assembly Agenda Bill

Agenda Bill No.: 13-234
Assembly Meeting Date: 2/26/13

Business Item Description:	**Attachments:**
Subject: Community Nonprofit Funding	1. 2/17/13 Memo from the Mayor 1. 1/21/13 Memo from the Mayor
Originator: Mayor (Agenda Bill by Clerk's Office)	
Originating Department: Mayor's Office	
Date Submitted: 2/17/13	

Full Title/Motion:

Motion #1: Affirm a commitment to fund non-profits insofar as able given fiscal constraints.
If #1 is passed, Motion #2: Assign the development of an application form and scoring matrix to the ____ committee with a presentation to come to the assembly on 3/12/13.

Administrative Recommendation:

Fiscal Impact:

Expenditure Required	Amount Budgeted	Appropriation Required
$	$	$

Comprehensive Plan Consistency Review:

Comp Plan Policy Nos.:	Consistent: ☐Yes ☐No
11 - Community Services "Goal" pg. 269	

Summary Statement:

The mayor requests the assembly clarify its intentions regarding funding for community non-profits in FY14. She has outlined some suggestions for assembly consideration as a way of moving forward.

Referral:

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

Assembly Action:

Workshop Date(s): Public Hearing Date(s):
Meeting Date(s): 2/26/13 Tabled to Date:

Memorandum

Haines Borough
Office of the Mayor
103 Third Avenue S.
Haines, Alaska 99827
sscott@haines.ak.us
Voice (907) 766-2231 ext. 30

February 17, 2013

To: Assembly Members

Cc: Mark Earnest, Manager; Jila Stuart, Finance Director, Julie Cozzi, Borough Clerk

From: Stephanie Scott, Mayor, Haines Borough

Subject: Non-Profit Funding

The clock is ticking. Normally, the Haines Borough advertises that applications are available March 15 for non-profits to apply for funding. Requests are received and then an appropriation is determined.

We seem to be stuck on two points: the quality of the application and the scoring matrix (sometimes conceptualized as program evaluation) and the more basic decision regarding any funding at all for non-profits.

I submit that non-profits provide public service and that we should provide funding at some level. The exact level will be determined by revenue and politics, worked out in the budget process. Perhaps the Assembly could clarify its intention to provide or not to provide funding for non-profits by a simple motion stating the intention to fund (or not) non-profits to the extent that fiscal constraints allow.

If the wish of the Assembly is to provide funding for non-profits, then we can tackle a formula for evaluating the applications and funding requests.

I am attaching the suggestion I made to the Finance Committee regarding a position that the Assembly might take with respect to funding non-profits and a corresponding change in the application.

I proposed that we regard non-profits as our partners in the delivery of public services – services that might be legitimately delivered by the government in a larger municipality but because of our size, are beyond our capacity to deliver through ordinary government operations.

That concept would serve as the "gate" for evaluating requests. Basically, is the service a public service? If so, how much of the public is served? Can the need be verified? What is the impact? To what extent is the non-profit able to leverage public funds to acquire additional funding? The application and the scoring matrix would be developed to reflect these principles and benchmarks.

I suggest that the Assembly move to assign the development of an application form and a scoring matrix to either the Finance or the Government Affairs and Services Committee for presentation to the Assembly at its March 12 meeting. I will help.

Attachment: January 21, 2013 memo from Mayor to Finance Committee

Memorandum

Haines Borough
Office of the Mayor
103 Third Avenue S.
Haines, Alaska 99827
sscott@haines.ak.us
Voice (907) 766-2231 ext. 30

January 21, 2013

To: Borough Assembly Finance Committee:
Jerry Lapp (Chair); Dave Berry; Debra Schnabel

Cc: Haines Borough Assembly members; Jila Stuart, Finance Director; Julie Cozzi, Borough Clerk; Mark Earnest, Borough Manager

From: Stephanie Scott, Mayor, Haines Borough

Subject: Non-Profit Funding: An idea

There seems to be a desire to "do things differently" with respect to funding non-profits on the part of both the Assembly as well as the non-profits themselves. I have an idea. What if the Assembly allocated funds to non-profit because non-profits provide a service that otherwise would be provided by government? In other words, non-profits are funded in their capacity as "partners" with, or extensions of, the Borough government – partners, as opposed to supplicants.

If we follow this idea through to the actual application, we could ask applicants to explain how their projects address the services we offer area-wide and/or non-areawide in accordance with the 12 area-wide powers of the Haines Borough and the three Townsite non-areawide powers (list comes from Charter, Article VI):

1) control of hazardous substances,
(2) emergency medical services and other medical services,
(3) emergency dispatch,
(4) ports and harbors facilities,
(5) financing capital improvement projects,
(6) public parks and recreational facilities,
(7) public libraries,
(8) museums,
(9) cemeteries,
(10) economic development (including tourism promotion),
(11) disaster planning and emergency response,
(12) solid waste management.

The three powers exercised on a service area basis only (Townsite) are :

(1) the establishment and operation of police departments (exclusive of related dispatch communication services);
(2) the establishment and operation of fire departments, the hiring of firefighters and the contracting for fire services;
(3) animal control.

When it comes to funding, we could look to the 4 or 5 funds which house the revenue and expenses for the services associated with these powers. We can look at the primary source of revenue and the projected revenue and through the appropriation process, ultimately be able to say to the community, "X% of your revenue from Fund X will be allocated to non-profits this year to do X."

We could also ask the applicant to indicate the funding source they think is most appropriate for their activity. By providing the expected revenue as well as the type of revenue, we can help the community begin to grapple with the value judgments that must be made when budgeting.

We might include a request and a chart like this in the application. Of course we would have to develop a short purpose statement for each fund:

Please indicate the Borough Fund from which you believe it would be most appropriate to fund your project. Explain why your project fits into the scope of services for which the fund is developed.

Fund	Borough Wide General Fund (Fund 01)	Townsite General Fund (Fund 02)	Tourism & Economic Development (Fund 23)	Medical Service Area Fund (Fund 20)	Title III Forest Receipts (Fund 21)
Primary Revenue Sources	Local Property Tax, Local Sales Tax, Federal and state revenue sharing	Local Property Tax	Local 1% Sales Tax	Local .5% Sales Tax	Federal
Budgeted Revenue FY13	$3,740,625	$1,762,525	$504, 500	$250,000	$61,676

I am trying to underscore that the Haines Borough, by funding non-profits, is "out sourcing" valid government service that might otherwise be institutionalized in the municipal budget if we were a larger community. For example, it is conceivable that a municipality the size of Juneau would include activities we associate with the

Alcan, Salmon Derby, Little League, Bike Race, etc. in its Parks & Rec Budget; activities we associate with the Southeast Alaska State Fair in its Economic Development or Tourism Budget, etc.

What do you think?