

Haines Borough
Borough Assembly Meeting #241
AGENDA

March 12, 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 – Fire Dept. Report
- 9A – FSA#1 Board Minutes
- 11A1 – Adoption of Resolution 13-03-445
- 11A2 – Adoption of Resolution 13-03-446
- 11A3 – Adoption of Resolution 13-03-447
- 11A4 – Adoption of Resolution 13-03-448
- 11C1 – Liquor License Renewals
- 11C7 – Amend Previously Adopted Resolution 13-01-439

*** 4. APPROVAL OF MINUTES – March 5, 2013 Regular**

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 Assembly 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 3/26/13.*

C. Ordinance 13-01-313 – 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. **Motion:** Advance Ordinance 13-01-313 to a second public hearing on 3/26/13.*

7. PUBLIC HEARINGS ---continued---

D. **Ordinance 13-02-314** – First Hearing

An Ordinance of the Haines Borough Assembly 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. It was introduced on 3/5/13.

Motion: Advance Ordinance 13-02-314 to a second public hearing on 3/26/13.

E. **Ordinance 13-02-315** – First Hearing

An Ordinance of the Haines Borough Assembly 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. This ordinance was introduced on 3/5/13. **Motion:** Advance Ordinance 13-02-315 to a second public hearing on 3/26/13.

8. STAFF/FACILITY REPORTS

A. Borough Manager – 3/12/13 Report

*B. Chilkat Center – Facility Report of February 2013

*C. Fire Dept. – Staff Report of February 2013

9. COMMITTEE/COMMISSION/BOARD REPORTS & MINUTES

*A. FSA #1 Board – Minutes of 1/25/13

B. Assembly Standing Committee Reports

1. Finance Committee - Non-Profit Application Recommendation

10. UNFINISHED BUSINESS

11. NEW BUSINESS

A. Resolutions

*1. **Resolution 13-03-445**

A Resolution of the Haines Borough Assembly opposing House Bill No. 3, "an act relating to voter identification at the polls and relating to the counting of absentee and questioned ballots."

This resolution is recommended by the borough clerk. **Motion:** Adopt Resolution 13-03-445.

*2. **Resolution 13-03-446**

A Resolution of the Haines Borough Assembly supporting House Bill No. 131, "an Act relating to abandoned and derelict vessels."

This resolution was submitted by the harbormaster and is recommended by the borough manager.

Motion: Adopt Resolution 13-03-446.

*3. **Resolution 13-03-447**

A Resolution of the Haines Borough Assembly requesting additional funding in the amount of \$31 million for the Renewable Energy Grant Recommendation Program (REGRP) in the FY 2014 State Capital Budget, bringing the total FY 2014 REGRP funding to the \$56 million amount recommended by the Alaska Energy Authority.

This resolution is recommended by the borough manager. **Motion:** Adopt Resolution 13-03-447.

*4. **Resolution 13-03-448**

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to contract with Begenyi Engineering to prepare a bid-ready design for an emergency response radio system for an amount not to exceed \$25,105.

This resolution was submitted by the director of public facilities and is recommended by the borough manager. **Motion:** Adopt Resolution 13-03-448.

B. Ordinances for Introduction - None

11. **NEW BUSINESS** ---continued---

C. **Other New Business**

* 1. **Liquor License Renewals**

The Alaska Alcohol Beverage Control Board has notified the Borough of pending liquor license renewals for the Captain's Choice Motel and Fort Seward Lodge. 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.

2. **Board Appointments**

*On 3/5/13, the assembly created a three-member ad hoc committee for the purpose of working with the mayor on the Alaska Class Ferries issue. Mayor Scott seeks assembly confirmation of the committee appointments. Additionally, the harbormaster is interested in serving on the committee, and the mayor suggests making him an ex officio member unless the assembly is interested in expanding the committee to four members. Also, an appointment request has been received for a seat on the public safety commission. **Motion:** Confirm the appointments of Joanne Waterman, Michael Ganey, and Robert Venables to the Alaska Class Ferries ad hoc committee and confirm the mayor's appointment of Cassandra Miller (term 11/2014) to the Public Safety Commission. [Possible amendment: appoint Phil Benner as either a 4th member or as an ex officio member.]*

3. **Bureau of Land Management Ring of Fire Comments**

*The Ring of Fire is the title of the BLM planning document for federal lands in our area. BLM released a draft Resource Management Plan (RMP) Amendment / Draft Environmental Impact Statement for the Haines Planning Area. The comment period ends on March 14, 2013. The borough administration prepared draft comments for the assembly's consideration. If acceptable, they will be submitted for incorporation into the final RMP for the Haines Planning Area. **Motion:** Authorize submission of the Haines Borough's Ring of Fire Resource Management Plan comments to the BLM.*

4. **Letter of Support for Self-Contained Breathing Apparatus 2013 Legislative Capital Project**

*On February 18, 2013 the Fire Service Area #1 Board passed a resolution to request a letter of support from the assembly regarding the Self-Contained Breathing Apparatus (SCBA) 2013 Legislative Capitol Project. The fire chief provided them with information. **Motion:** Produce a letter of support for the SCBA 2013 Legislative Capitol Project.*

5. **FY14 Budget Meeting Schedule**

The assembly will discuss and establish the schedule for this year's budget work sessions and public hearings.

6. **Contribution to Southeast Conference**

The assembly will consider making a contribution to Southeast Conference for the production of the 50th Anniversary film produced by 360 North. The film will go statewide and perhaps nationwide. If the assembly decides to contribute, the funds could presumably come out of Fund 23 Tourism & Economic Development. A motion may come out of discussion.

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

*On 1/22/13, the assembly adopted Resolution 13-01-436 authorizing disposal of the old redwood Barnett Drive water tank by sealed bid. The manager recommends an amendment to the resolution that will allow the alternate disposal method of sale or transfer to an educational, religious, charitable or nonprofit association or corporation providing service to residents of Haines. The plan now is to donate the tank to the School District Voc Ed Program to use for building things like public benches & picnic tables. Roberts Rules of Order allows a motion to amend something previously adopted. **Motion:** Amend Resolution 13-01-436 adopted on 1/22/13 by inserting "sale or transfer to an educational, religious, charitable or nonprofit association or corporation providing service to residents of Haines" as an authorized method of disposal for the old Barnett Drive water tank.*

8. **Matters Concerning the Police Department**

The mayor requested this agenda item.

12. **SET MEETING DATES**

13. **PUBLIC COMMENTS**

14. **ANNOUNCEMENTS/ASSEMBLY COMMENTS**

15. **ADJOURNMENT**