


Haines Borough
Borough Assembly Meeting #248
AGENDA

June 25, 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 – Fire Department Report

8C – Chilkat Center Report

8D – Museum Report

9A – Planning Commission Minutes

9B – Museum Board Minutes

*** 4. APPROVAL OF MINUTES – June 11, Regular and June 14, Special**

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

6. MAYOR'S COMMENTS/REPORT

7. PUBLIC HEARINGS

A. Ordinance 13-05-328 – Second Hearing

An Ordinance of the Haines Borough amending Borough Code Title 18, Section 18.80.030 to only require conditional use approval for the construction of a building within 15 feet of an adjacent building if one or both of the buildings is for human occupancy.

*This is recommended by the planning commission. It was introduced on 5/28 and had a first public hearing on 6/11. **Motion:** Adopt Ordinance 13-05-328.*

B. Ordinance 13-05-329 – Second Hearing

An Ordinance of the Haines Borough amending Borough Code Title 18, Section 18.80.040 to allow adjacent on-street parking to count toward the parking requirement.

*This is recommended by the planning commission. It was introduced on 5/28 and had a first public hearing on 6/11. **Motion:** Adopt Ordinance 13-05-329.*

C. Ordinance 13-05-330 – Second Hearing

An Ordinance of the Haines Borough amending Borough Code Title 18, Section 18.20.020 to adjust the time limit in the definition for "temporary use" to be consistent with the time period for temporary residence permits in Section 18.60.020.

*This is recommended by the planning commission. It was introduced on 5/28 and had a first public hearing on 6/11. **Motion:** Adopt Ordinance 13-05-330.*

D. Ordinance 13-05-331 – Second Hearing

An Ordinance of the Haines Borough adopting, by ordinance, a revised fee schedule that clarifies qualification for winter moorage rates.

*This is recommended by the harbor master. It was introduced on 5/28 and had a first public hearing on 6/11. **Motion:** Adopt Ordinance 13-05-331.*

E. Ordinance 13-05-327 – Second Hearing

An Ordinance of the Haines Borough amending borough code title 2, sections 2.08.010, 2.68.140, 2.68.200, and 2.68.510 to allow for election of assembly and school board members through single lists of candidates.

*On 5/14/13, this ordinance was referred to the Government Affairs & Services Committee that met on 5/23. It was introduced on 5/28 and had a first public hearing on 6/11. **Motion:** Adopt Ordinance 13-05-327.*

7. **PUBLIC HEARINGS** ---continued---

F. **Ordinance 13-06-332** – First Hearing

An Ordinance of the Haines Borough amending Borough Code Chapter 10.44 to provide that parking violations are subject to a civil fine; provide for the content of a notice of violation of parking restrictions; and establish an administrative appeal process for parking violations.

*This is recommended by manager and the police department. Juneau and Skagway recently adopted similar ones. It was introduced on 6/11 and referred to the government affairs & services committee for review prior to adoption. **Motion:** Advance Ordinance 13-06-3332 to a second hearing on 7/9/13.*

8. **STAFF/FACILITY REPORTS**

- A. **Public Facilities** – *Project Update and Update on Waterfront Powerlines (for the borough manager)*
- *B. **Fire Department** – *Staff Report of May 2013*
- *C. **Chilkat Center** – *Facility Report of May 2013*
- *D. **Museum Board** – *Staff Report of May 2013*

9. **COMMITTEE/COMMISSION/BOARD REPORTS & MINUTES**

- *A. **Planning Commission** – *Minutes of 5/9/13*
- *B. **Museum Board** – *Minutes of 5/13/13*
- C. **Assembly Standing Committee Reports**

10. **UNFINISHED BUSINESS**

A. **Sales Tax Exemption Request – Great Bear Foundation**

Note: this 501(c)3 organization applied for sales tax exemption status as allowed by HBC 3.80.050(13). On 5/28, debate resumed on a proposed motion to approve, but it was once again postponed to ask the applicant to come back with a list of what the organization proposes to use the sales tax exemption for, differentiating between educational activities and commercial tours. Debate will resume on the following motion: “approve the request from Great Bear Foundation for sales tax exemption status, and authorize the borough clerk to issue an exemption certificate.”

11. **NEW BUSINESS**

A. **Resolutions**

1. **Resolution 13-06-468**

A Resolution of the Haines Borough Assembly authorizing acceptance of certain late-filed 2013 Senior Citizen/Disabled Veteran Property Tax Exemption applications.

*This resolution is requested by the assessor. **Motion:** Adopt Resolution 13-06-468.*

2. **Resolution 13-06-469**

A Resolution of the Haines Borough Assembly Authorizing an Early Retirement Incentive Program during the period of July 15, 2013 through November 30, 2013.

*Consideration of this type of program was requested by members of the assembly. **Motion:** Refer Resolution 13-06-469 to the Personnel and Finance Committees.*

3. **Resolution 13-06-470**

A Resolution of the Haines Borough Assembly requesting the Legislative Affairs Council authorize and fund a Legislative Information Office in Haines, Alaska.

*This resolution is requested by the mayor. **Motion:** Adopt Resolution 13-06-470.*

B. **Ordinances for Introduction** - None

C. **Other New Business**

1. **Letter to ADOT&PF regarding Herbicide Spraying**

*The mayor drafted a letter stating the assembly's preference that ADOT&PF refrain from spraying herbicides along state roadways. **Motion:** Confirm the draft letter to ADOT&PF Commissioner Kemp regarding herbicide and pesticide use in the Haines Borough.*

2. **Update on Redistricting Board Activity** – Discussion Item

*The borough attorney informed that the Fairbanks Superior Court sent the Alaska Redistricting Board back to work on an aggressive schedule of daily work meetings followed by a series of public hearings in order to produce Alaska voting districts based on the Alaska Constitution. It is possible that this process will result in re-districting Haines, moving Haines from its association with Sitka & other rural communities, and aligning Haines with the Northern Mendenhall Valley & Skagway. There are several questions to consider: 1) How should the Haines Borough participate in this process? 2) Prepare a statement defending our alignment with Sitka & present it during the July 2 public hearing? 3) Wait and see what plan is produced and whether it changes the boundaries from those we objected to in 2012 (through adopted Resolution 12-05-363)? 4) Should at least one person at least be assigned to listen to the teleconferenced hearing July 2? **The assembly will discuss this matter, and a motion may result.***

12. SET MEETING DATES

A. Government Affairs & Services Committee Meeting – *to Review Parking Citation Ordinance*

13. PUBLIC COMMENTS

14. ANNOUNCEMENTS/ASSEMBLY COMMENTS

15. ADJOURNMENT