

Haines Borough
Borough Assembly Meeting #276

AGENDA

August 26, 2014 - 6:30 p.m.

Location: Assembly Chambers, Public Safety Bldg.

Stephanie Scott,
Mayor

Dave Berry Jr.,
Assembly Member

Diana Lapham,
Assembly Member

Debra Schnabel, MPA
Assembly Member

Joanne Waterman,
Assembly Member

George Campbell,
Assembly Member

Jerry Lapp,
Assembly Member

David Sosa, MPA
Borough Manager

Julie Cozzi, MMC
Borough Clerk

Krista Kielsmeier
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

9A – Planning Commission Minutes

9B – Museum Minutes

11A2 – Resolution 14-08-584

4. APPROVAL OF MINUTES – 8/12/14 Regular

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

6. MAYOR'S COMMENTS/REPORT

7. PUBLIC HEARINGS

A. Resolution 14-07-580

A Resolution of the Haines Borough Assembly opposing the passage of the initiative to legalize recreational marijuana in Alaska and urging voters to defeat ballot measure 2.

*This resolution was submitted by Assembly Member Berry. On 7/29, the assembly scheduled it for a public hearing during this meeting. The mayor has drafted a substitute resolution for consideration. **Motion:** Adopt Resolution 14-07-580.*

B. Ordinance 14-07-384 – Second hearing

An Ordinance of the Haines Borough placing a proposition on the October 7, 2014 Haines Borough General Election ballot to amend Borough Charter Section 16.04 to remove the requirement for a runoff election if a candidate does not receive at least 40% of votes cast to be elected to borough office.

*This ordinance is in response to one of the assembly's 2014 legislative priorities. It was introduced on 7/29 and had a first hearing on 8/12. **Motion:** Adopt Ordinance 14-07-384.*

C. Ordinance 14-07-385 – Second hearing

An Ordinance of the Haines Borough to amend Borough Code Section 11.48.50 to provide that candidates receiving the greatest number of votes cast shall be declared the winners of an election even if the greatest number of votes cast is less than 40% of the total votes cast and to eliminate the requirement for a runoff election.

*This ordinance amends the borough code pursuant to voter ratification of the proposition in Ordinance 14-07-384. It was introduced on 7/29 and had a first hearing on 8/12. **Motion:** Adopt Ordinance 14-07-385.*

D. Ordinance 14-07-386 – Second hearing

An Ordinance of the Haines Borough providing for the addition or amendment of specific line items to the FY14 budget.

*This ordinance is recommended by the borough manager. It was introduced on 7/29 and had a first hearing on 8/12. **Motion:** Adopt Ordinance 14-07-386.*

7A. PUBLIC HEARINGS ---continued---

E. Ordinance 14-07-387 – Second hearing

A non-code Ordinance of the Haines Borough approving the sale to Haines Brewing Company Inc. of Lot [TBD], Primary School Subdivision Plat No. 2014-[TBD], Haines Recording District, First Judicial District, State of Alaska.

*The manager conducted the negotiations for a negotiated land sale, as directed by the assembly on 6/25, and he took the sales proposal to the Planning Commission as required by code. The commission recommends it be considered by the assembly. It was introduced on 7/29 and had a first hearing on 8/12. **Motion:** Adopt Ordinance 14-07-387.*

F. Ordinance 14-07-388 – Second hearing

An Ordinance of the Haines Borough authorizing the issuance of General Obligation Bonds in an aggregate amount not to exceed \$3,938,141 to finance up to three projects for capital improvements to school facilities of the Borough; authorizing submission to the qualified voters of the Borough at the regular Election to be held on October 7, 2014, of three propositions, one for each of the capital improvement projects authorized by this ordinance; appropriating funds for those projects that are approved by the voters; and providing for an effective date.

*This ordinance was prepared by the borough's bond counsel. He advised a single ordinance could place multiple propositions on the ballot, and the first draft included a ballot question for four different school major maintenance projects. Following the first public hearing on 8/12, the assembly amended the ordinance to remove the proposition pertaining to the school locker rooms. It was introduced on 7/29. **Motion:** Adopt Ordinance 14-07-388.*

G. Ordinance 14-08-389 – First hearing

An Ordinance of the Haines Borough providing for the addition or amendment of specific line items to the FY15 budget.

*This ordinance is recommended by the borough manager. It was introduced on 8/12. The ad hoc non-profit funding committee recommends an additional amendment to appropriate Title III funds to one of the applicants. **Motion:** Advance Ordinance 14-08-389 to a second public hearing on 9/9/14.*

8. STAFF/FACILITY REPORTS

A. Borough Manager – 8/26/14 Report

*B. Chilkat Center – Facility Report of July 2014

*C. Sheldon Museum – Staff Report of July 2014

9. COMMITTEE/COMMISSION/BOARD REPORTS & MINUTES

*A. Planning Commission – Minutes of 7/10/14

*B. Museum Board of Trustees – Minutes of 7/31/14

C. Assembly Standing Committee Reports

10. UNFINISHED BUSINESS

11. NEW BUSINESS

A. Resolutions

1. Resolution 14-08-583

A Resolution of the Haines Borough Assembly authorizing the allocation of FY15 Budgeted Funds to Non-profit Organizations.

*This resolution is recommended by the FY15 ad hoc Non-profit Funding Committee. **Motion:** Adopt Resolution 14-08-583.*

*2. Resolution 14-08-584

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into a contract with Stickler Construction Company for the Administration Building Roof Replacement project for an amount not-to-exceed \$89,005.

*This resolution is recommended by the Director of Public Facilities. **Motion:** Adopt Resolution 14-08-584.*

11. NEW BUSINESS ---continued---

B. Ordinances for Introduction

1. Ordinance 14-08-390

An Ordinance of the Haines Borough to amend Borough Code Sub-Section 5.18.080 to allow requests for special ski events to be submitted prior to a ski season for the borough manager's approval.

*This ordinance was requested by Assembly Member Campbell. **Motion:** Refer Ordinance 14-08-390 to the Commerce Committee and staff for a recommendation to come to the assembly on 9/9/14.*

C. Other New Business

1. Sales Tax Exemption Request – Foundation for the Chilkat Center for the Arts

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

12. CORRESPONDENCE/REQUESTS

A. Comments re. Chilkoot River Corridor – T.Ely

13. SET MEETING DATES

14. PUBLIC COMMENTS

15. ANNOUNCEMENTS/ASSEMBLY COMMENTS

16. ADJOURNMENT