

Haines Borough
Borough Assembly Meeting #278

AGENDA

September 23, 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 Facility Report
- 8C – Library Staff Report
- 8D – Finance Report
- 9A – Planning Commission Minutes
- 9B – Library Board Minutes
- 9C – Port and Harbor Committee Minutes

4. APPROVAL OF MINUTES – 9/9/14 Regular

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

6. MAYOR'S COMMENTS/REPORT

7. PUBLIC HEARINGS

A. Appeal of a Cease and Desist Order – Gary Keller

On August 14, 2014, the borough issued a cease and desist order to Gary Keller regarding discharge of firearms on his property in Chilkoot Inlet Subdivision. As is his right under HBC 8.12.130, he submitted an appeal of that order and it was determined to be timely-filed. As is typical for an appeal hearing, it will begin with presentations by Mr. Keller and the staff, and then proceed with any public testimony since this is a public hearing.

Enforcement of the cease & desist order has been stayed pending final disposition of this appeal. At the hearing, Mr. Keller may appear in person or by agent or attorney. Following the hearing, the assembly may, in whole or part, reverse, affirm, or modify the appealed abatement order. Written findings that formalize the reasons for the assembly's decision will be drafted for assembly approval by resolution at the next meeting.

NOTE: Per HBC 8.12.130(E), only those matters or issues specifically raised by the appellant shall be considered at the hearing on the appeal.

B. Ordinance 14-08-390 – First hearing

An Ordinance of the Haines Borough amending Borough Code Section 5.18.080 to allow up to five permits for special ski events each calendar year, to enable a request for temporary additions to the ski map to be submitted prior to a ski season, and to clarify that permitted special ski events are not subject to the Shared Use Policy.

*This ordinance was originally requested by Assembly Member Campbell. On 8/26, it was referred to the Commerce Committee and staff for a recommendation to come to the assembly on 9/23. The committee met on 9/2/14 and prepared a new draft that was introduced. **Motion:** Advance Ordinance 14-08-390 to a second public hearing on 10/14/14," and the motion carried unanimously.*

7. PUBLIC HEARINGS ---continued---

C. Ordinance 14-05-383 – Third hearing

An Ordinance of the Haines Borough amending Haines Borough Code Title 18, Chapter 18.90 to provide clarification of purpose, sign standards by district, off premise signage, portable and sandwich signage.

*This ordinance was introduced on 5/27 and had public hearings on 6/10 and 6/24. Following the second hearing, it was referred to the Commerce Committee for more work. That committee returned with a substantially different substitute ordinance, and that new draft was accepted for this hearing. Subsequently, Mayor Scott and Assembly Member Schnabel submitted a memo proposing additional amendments to insert omitted language. Staff has reviewed the ordinance draft and has identified several issues to consider and strongly encourages the assembly to conduct a 4th public hearing to provide more opportunity for staff and planning commission input. Assembly Member Schnabel concurs. **Motion:** Advance Ordinance 14-05-383 to a fourth public hearing on 10/14/14.*

8. STAFF/FACILITY REPORTS

A. **Borough Manager – 9/23/14 Report**

(including an update on the Downtown Revitalization Committee recommendations)

* B. **Chilkat Center – Facility Report of August 2014**

* C. **Library – Staff Report of July 2014**

* D. **Finance Director – Haines Permanent Fund as of 6/30/14**

9. COMMITTEE/COMMISSION/BOARD REPORTS & MINUTES

* A. **Planning Commission – Minutes of 8/14/14**

* B. **Library Board of Trustees – Minutes of 7/30/14**

* C. **Port and Harbor Advisory Committee – Minutes of 8/21/14**

D. **Assembly Standing Committee Reports**

10. UNFINISHED BUSINESS

A. **Ice Bucket Challenge**

11. NEW BUSINESS

A. **Resolutions**

1. **Resolution 14-09-589**

A Resolution of the Haines Borough Assembly directing the Borough Manager to prepare a plan for a motorized recreation area in the Townsite that would be included in the FY16 budget.

*This resolution is a result of a 9/9 assembly motion. **Motion:** Adopt Resolution 14-09-589.*

2. **Resolution 14-09-590**

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to contract with Romtec in the amount of \$27,500 for the purchase of a Model 1008 pre-fabricated restroom building module as part of the Picture Point Wayside Improvements project.

*This resolution is recommended by the Picture Point Design Committee. **Motion:** Adopt Resolution 14-09-590.*

B. **Ordinances for Introduction** - None

C. **Other New Business**

1. **Harbor Garbage Disposal**

*The port and harbor advisory committee is concerned about the inordinate amount of time staff spends dealing with garbage...time taken away from port and harbor business. The committee is asking the assembly to reconsider its denial of the harbor dump trailer. There may be other solutions to consider, as well. The dump trailer is not a solution to illegal use of the harbor dumpster; it is a solution to releasing ports & harbor staff from dealing with garbage in the harbor dumpster - no matter where it comes from. **Motion:** Direct the manager to propose a plan that would reduce the man-hours that ports and harbors staff devotes to garbage disposal.*

11C. NEW BUSINESS/Other New Business ---continued---

2. SATP Comment

*ADOT&PF is taking comments on the Southeast Alaska Transportation Plan update, and the mayor prepared a draft borough comment for assembly review. The deadline for comments is August 30. **Motion:** Authorize the mayor to send the SATP comment, as drafted, to the Alaska Department of Transportation.*

12. CORRESPONDENCE/REQUESTS

13. SET MEETING DATES

14. PUBLIC COMMENTS

15. ANNOUNCEMENTS/ASSEMBLY COMMENTS

16. ADJOURNMENT