  
**Haines Borough**  
**Borough Assembly Meeting #281**  
**November 12, 2014**  
**MINUTES**

**Approved**

**1. CALL TO ORDER/PLEDGE TO THE FLAG:** Mayor **HILL** 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 Jan **HILL**; and Assembly Members Joanne **WATERMAN**, Dave **BERRY**, Diana **LAPHAM**, Ron **JACKSON**, George **CAMPBELL**, and Mike **CASE**.

**Staff Present:** David **SOSA**/Borough Manager, Julie **COZZI**/Borough Clerk, Bill **MUSSER**/Chief of Police, Carlos **JIMENEZ**/Director of Public Facilities, Phil **BENNER**/Harbormaster, Patty **BROWN**/Library Director, and Jila **STUART**/Finance Director.

**Visitors Present:** Karen **GARCIA**/CVN, Margaret **FRIEDENAUER**/KHNS, Stephanie **SCOTT**, Max **MERTZ** (Borough Auditor), Jeremy **STEPHENS**, Bill **KURZ**, Mike **DENKER**, and others.

**3. APPROVAL OF AGENDA & CONSENT AGENDA**

The following Items were on the published consent agenda:

Consent Agenda:

- 4 – Approve Assembly Meeting Minutes
- 8C – Chilkat Center Report
- 8D – Finance Director Report
- 8E – Fire Department Report
- 8F – Public Library Report
- 8G – Museum Report
- 9A – Library Board Minutes
- 11A1 – Resolution 14-11-595
- 11A2 – Resolution 14-11-596
- 11A3 – Resolution 14-11-597
- 11C2 – Amend Previously-adopted Resolution 14-10-594
- 11C3 – Support for TWC grant application

**Motion:** **WATERMAN** moved to “approve the agenda/consent agenda,” and it was amended to remove the Port and Harbor Advisory Committee portion of item 11C1 Board Appointments. The motion as amended carried unanimously.

**\*4. APPROVAL OF MINUTES** – 10/28/14 Regular Meeting

**5. PUBLIC COMMENTS** - None

**6. MAYOR’S COMMENTS/REPORT**

**A. 2014 Haines Harbor Employee of the Year - Tina Olsen**

**BENNER** presented the award given by the Alaska Association of Harbormasters and Port Administrators during the association’s 2014 conference.

Mayor **HILL** reported she has been busy coming up to speed with issues and projects. She announced her current office hours.

**7. PUBLIC HEARINGS**

**A. Ordinance 14-10-392** – Second hearing

**An Ordinance of the Haines Borough amending Haines Borough Code Title 3 Section 3.60.190 to modify the manager authorization limit for change orders.**

Mayor **HILL** opened and closed the public hearing at 6:34 p.m.; there were no public comments.

**Motion:** **WATERMAN** moved to “adopt Ordinance 14-10-392,” and the motion carried unanimously in a roll call vote.

**B. Resolution 14-11-600**

**A Resolution of the Haines Borough Assembly approving a proposed stipulation resolving disputed revenue requirement issues and request to vacate remaining procedural schedule and hearing date in Docket Number U-14-002.**

*Note: this resolution was prepared by the borough attorney. Although it was not a public hearing in the true sense of the term, a public discussion of the resolution was expected. Therefore, the decision was made to include this item at this point in the agenda. Following public discussion of the resolution, the assembly went into executive session to discuss the settlement (litigation strategy, counter-offers, etc.). The assembly was somewhat limited in what could be said in public forum.*

**SCOTT** said she submitted the written statement in the packet and is deeply concerned. The decision to be an intervener was made on behalf of the community. She doesn't know what settlement number is that's being considered since it's not a part of the resolution. Any rate increase in excess of 5-1/2 percent would be inappropriate.

There were no other public comments.

**Motion: CAMPBELL** moved to "go into executive session as allowed by AS 44.62.310(c)(2) and Haines Borough Charter Section 18.03 to discuss the APC Rate Case with the borough attorney; this matter qualifies for executive session as attorney-client privilege; the borough manager and borough attorney Patrick Munson are requested to attend." The motion carried 5-1 with **BERRY** opposed.

Present: Mayor Hill; Assembly Members Jackson, Waterman, Lapham, Case, Berry, and Lapham; borough attorney Patrick Munson (via telephone); and Borough Manager Dave Sosa. The executive session convened at 6:40pm and ended at 7:52pm.

**Motion: CAMPBELL** moved to "adopt Resolution 14-11-600," and the motion carried 4-3 in a roll call vote with **BERRY, JACKSON,** and **WATERMAN** opposed and Mayor **HILL** breaking the tie in the affirmative.

A press release will be issued right away.

## 8. STAFF/FACILITY REPORTS

### A. Borough Manager – 11/12/14 Report

**SOSA** summarized his written report. **WATERMAN** asked if the staff members working on water rate increases are considering incremental annual changes, and **SOSA** responded that various options are being examined. He is planning a community forum on the matter as well as meeting with various organizations to enable the community to be informed.

### B. Borough Auditor – Report of 2014 Financial Audit – Max Mertz, Elgee Rehfeld Mertz LLC

**MERTZ** presented a review of the 2014 audit via a PowerPoint presentation.

### \*C. Chilkat Center – Financial Report of October 2014

### \*D. Finance Director – Quarterly Financial Report

### \*E. Fire Department – Report of October 2014

### \*F. Public Library – Report of September 2014

### \*G. Sheldon Museum – Report of October 2014

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

### \*A. Library Board – Minutes of 9/24/14

### B. Assembly Standing Committee Reports

**WATERMAN** reported the Personnel Committee met to continue work on the Finance Director and Borough Clerk contracts, and they may have recommendations for the next assembly meeting.

## 10. UNFINISHED BUSINESS - None

## 11. NEW BUSINESS

### A. Resolutions

#### \*1. Resolution 14-11-595

**A Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute a contract change order with Southeast Road Builders for the Third Avenue Improvements project for an amount not to exceed \$24,269.40.**

*The motion adopted by approval of the consent agenda: "adopt Resolution 14-11-595."*

#### \*2. Resolution 14-11-596

**A Resolution of the Haines Borough Assembly accepting an FY 2015 Alaska Energy Authority (AEA) grant in the amount of \$1,237,400 for the Haines Borough Municipal**

**Building Biomass Project and authorizing the Borough Manager to enter into a grant agreement with the AEA.**

*The motion adopted by approval of the consent agenda: "adopt Resolution 14-11-596."*

**\* 3. Resolution 14-11-597**

**A Resolution of the Haines Borough Assembly accepting an FY 2015 Designated Legislative Grant in the amount of \$60,000 for the purpose of High School Roof upgrades and authorizing the Borough Manager to enter into a grant agreement with the Department of Commerce, Community, and Economic Development.**

*The motion adopted by approval of the consent agenda: "adopt Resolution 14-11-597."*

**4. Resolution 14-11-598**

**A Resolution of the Haines Borough Assembly authorizing the Borough Manager to award and execute a contract for the Picture Point Wayside project for an amount not to exceed \$120,000.**

There were no public comments.

**Motion:** CAMPBELL moved to "adopt Resolution 14-11-598," and the motion carried unanimously in a roll call vote.

**5. Resolution 14-11-599**

**A Resolution of the Haines Borough Assembly correcting a manifest clerical error involving real property account C-MIS-02-0100 for tax year 2013 and authorizing a refund in the amount of approximately \$953.02.**

There were no public comments.

**Motion:** WATERMAN moved to "adopt Resolution 14-11-599," and the motion carried unanimously in a roll call vote.

**B. Ordinances for Introduction - None**

**C. Other New Business**

**1. Board Appointments**

*Note: (Re)appointment applications were received for seats on the Library Board and the Port and Harbor Advisory Committee (PHAC), and the mayor sought assembly confirmation. During approval of the agenda, the PHAC appointments were removed at the mayor's request for later consideration.*

**Motion:** CASE moved to "confirm the mayor's appointment of James Alborough, Heather Lende and Joann Ross Cunningham to the Library Board for terms ending 11/30/17," and the motion carried unanimously.

**\* 2. Amend Previously Adopted Resolution – Sealed Bid Auction for Surplus Items**

*Note: On 10/28/14, the assembly adopted Resolution 14-10-594, authorizing the Borough Manager to dispose of four surplus vehicles and a visitor information kiosk by public sealed bid auction to the highest bidder as specified in Haines Borough Code 14.24.010 (Disposal of personal property). The resolution was adopted with the consent agenda, and proposed staff amendments to include a 12-foot Western truck plow in the auction inadvertently were not taken up at that meeting. Robert's Rules of Order allows a motion to amend something previously adopted. The motion adopted by approval of the consent agenda: "amend Resolution 14-10-594 adopted at the 10/28/14 meeting by inserting additional language as proposed by borough staff."*

**\* 3. Takshanuk Watershed Council Request for Letter of Support**

*Note: The Takshanuk Watershed Council was applying for grant funding and requested a letter of support from the borough. The motion adopted by approval of the consent agenda: "authorize the draft letter of borough support for Takshanuk Watershed Council's application to the State Parks Recreational Trails grant program for the development of the interpretive trail (Area 3) as designed in the Picture Point Wayside Project conceptual designs."*

**12. CORRESPONDENCE/REQUESTS**

**A. Southeast Conference Herbicide Resolution**

**B. Alaska Power Company (APC) Rate Increase Request – S. Scott**

No comments were made concerning the listed correspondence.

**13. SET MEETING DATES** - None

**14. PUBLIC COMMENTS** - None

**15. ANNOUNCEMENTS/ASSEMBLY COMMENTS**

Mayor **HILL** announced there are several attending the upcoming Alaska Municipal League conferences in Anchorage.

**CASE** asked about the plan for making committee appointments, and the mayor responded she plans to make those appointments soon.

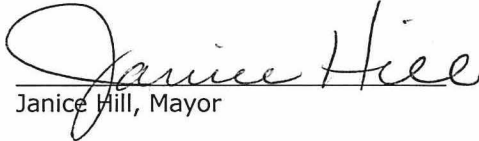
**16. ADJOURNMENT** - 8:43 p.m.

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

ATTEST:

  
Julie Cozzi, MMC, Borough Clerk



  
Janice Hill, Mayor