

**Haines Borough  
Borough Assembly Meeting #283  
January 13, 2015  
MINUTES**

**Approved**

**1. CALL TO ORDER/PLEDGE TO THE FLAG:** Deputy Mayor **LAPHAM** called the meeting to order at 6:29 p.m. in the Assembly Chambers and led the pledge to the flag.

**2. ROLL CALL**

**Present:** Deputy Mayor Diana **LAPHAM**, and Assembly Members Joanne **WATERMAN**, Ron **JACKSON**, Mike **CASE**, Dave **BERRY**, and George **CAMPBELL**. Absent: Mayor Jan **HILL**.

**Staff Present:** David **SOSA**/Borough Manager, Julie **COZZI**/Borough Clerk, Krista **KIELSMEIER**/Deputy Clerk, Jason **RETTINGER**/ Police Officer, Carlos **JIMENEZ**/Director of Public Facilities, Albert **GIDDINGS**/CYD Director, Phil **BENNER**/Harbormaster, Helen **ALTEN**/Museum Director, and Jila **STUART**/Finance Director.

**Visitors Present:** Karen **GARCIA**/CVN, Emily **FILES**/KHNS, Tim **DOGGETT** and Jeremy **STEPHENS** of AKDOT&PF, Debra **SCHNABEL**, Fred **GRAY**, Dana **HALLETT**, Mike **DENKER**, Kathryn **CHENEY**, Susan **MCCARTNEY**, Greg **RASMUSSEN**, Zach **JACOBSON**, Bill **MANDEVILLE**, and others.

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

The following Items were on the published consent agenda:

Consent Agenda:

- 4 – Approve Assembly Meeting Minutes
- 8B – Chilkat Center Report
- 8C – Museum Report
- 8D – Fire Dept Report
- 9A – Public Safety Commission Minutes
- 9B – Museum Board Minutes
- 9C – Port and Harbor Advisory Committee Minutes
- 9D1 – Government Affairs and Services Committee Report
- 11A1 – Adopt Resolution 15-01-607
- 11A2 – Adopt Resolution 15-01-608
- 11C1 – Liquor License Premises Extension

**Motion:** **WATERMAN** moved to “approve the agenda/consent agenda,” and it was amended to remove items 4, 11A1, and 11C4 from the consent agenda. The motion to approve the agenda, as amended, carried unanimously.

**4. APPROVAL OF MINUTES** – 12/16/14 Regular Meeting

**Motion:** **CAMPBELL** moved to “approve the minutes of the 12/16/14 meeting,” and the minutes were amended by unanimous motion to replace **CASE**’s comments under item 15-Assembly Comments to the following:

*“CASE raised the issue of stolen property recovered and held by the Haines Police Department and not yet returned to the owners. He also commented on Community Policing.”.*

The main motion carried unanimously.

**5. PUBLIC COMMENTS**

**RASMUSSEN, JACOBSON, HALLETT, DENKER, and MCCARTNEY** – Oppose selling the Mosquito Lake facility at this time.

**DENKER** (additional topic) – Board vacancy appointment process (he submitted written comments for the record).

**6. MAYOR’S COMMENTS/REPORT**

**LAPHAM** noted this is her very first meeting as presiding officer and asked for forbearance as she learns.

**7. PUBLIC HEARINGS**

**A. Ordinance 14-12-393** – First Hearing

**An Ordinance of the Haines Borough amending Haines Borough Code Title 18 Section 18.70.040 to allow vacation rentals in a light industrial/commercial zone with a conditional use permit.**

Deputy Mayor **LAPHAM** opened and closed the public hearing at 6:55 p.m.; there were no public comments.

**Motion:** **BERRY** moved to "advance Ordinance 14-12-393 to a second public hearing on 1/27/15," and the motion carried unanimously.

**B. Ordinance 14-12-394 – First Hearing**

**An Ordinance of the Haines Borough amending Haines Borough Code Title 2 Chapter 2.98 to reflect the Public Library's designation as a Borough Department.**

Deputy Mayor **LAPHAM** opened and closed the public hearing at 6:57 p.m.; there were no public comments.

**Motion:** **BERRY** moved to "advance Ordinance 14-12-394 to a second public hearing on 1/27/15," and the motion carried unanimously.

**C. Ordinance 14-12-395 – First Hearing**

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

Deputy Mayor **LAPHAM** opened and closed the public hearing at 6:57 p.m.; there were no public comments.

**Motion:** **BERRY** moved to "advance Ordinance 14-12-395 to a second public hearing on 2/24/15," and the motion carried unanimously.

**8. STAFF/FACILITY REPORTS**

**A. Borough Manager – 1/13/15 Report**

**SOSA** summarized his written report. Additional topics addressed included enforcement of the political signage ordinance, strategic planning, Mosquito Lake facility, Chilkat Valley Preschool lease, and the E-911 system.

\* **B. Chilkat Center – Facility Reports of November and December 2014**

\* **C. Sheldon Museum – Report of November 2014 (annual report attached to Manager's Rpt)**

\* **D. Fire Department – Report of December 2014**

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

\* **A. Public Safety Commission – Minutes of 11/3/14**

\* **B. Museum Board of Trustees – Minutes of 11/17/14**

\* **C. Port and Harbor Advisory Committee – Minutes of 12/22/14**

**D. Assembly Standing Committee Reports**

**1. Government Affairs and Services Committee – Report of 1/7/15 Meeting**

**BERRY** summarized the committee's report. He added the committee discussed the need for a Committee of the Whole meeting to decide who to send to Washington DC to represent the borough's interests.

**10. UNFINISHED BUSINESS**

**A. Resolution 14-12-604**

**A Resolution of the Haines Borough Assembly adopting the borough's 2015 federal priorities.**

*Note: this resolution was postponed to this meeting following discussion on 12/16/14. It was simultaneously referred to the Government Affairs & Services Committee for more discussion prior to coming to the assembly. That committee met on 1/7/15 and recommended amendments. The main motion was already on the table: "adopt Resolution 14-12-604).*

**Motion:** **CAMPBELL** moved to "amend the resolution as proposed by the GAS committee to switch numbers one and two" and the amendment motion carried unanimously.

The main motion as amended carried unanimously in a roll call vote.

**11. NEW BUSINESS**

**A. Resolutions**

**1. Resolution 15-01-607**

**A Resolution of the Haines Borough Assembly authorizing the Borough Manager to apply to the State of Alaska, Department of Environmental Conservation (ADEC) for a loan from the Alaska Drinking Water Fund for the project entitled AC Pipe Replacement 2015.**

No public comments were made.

**Motion:** BERRY moved to "adopt Resolution 15-01-607," and the motion carried unanimously in a roll call vote.

**\*2. Resolution 15-01-608**

**A Resolution of the Haines Borough Assembly authorizing the Borough Manager to apply to the State of Alaska, Department of Environmental Conservation (ADEC) for a loan from the Alaska Clean Water Fund for projects entitled Sewer Treatment Plant Health and Safety Upgrades and Sewer Plant Roof Replacement.**

*The motion adopted by approval of the consent agenda: "adopt Resolution 15-01-608."*

**B. Ordinances for Introduction - None**

**C. Other New Business**

**1. Liquor License Premises Extension - Mountain Market**

*Note: the Alaska Alcohol Beverage Control (ABC) Board notified the borough of a pending liquor license premises extension request from Mountain Market. The business is constructing an addition it would like to use as beer and wine storage. The ABC Board's final decision is pending local government review.*

**Motion:** BERRY moved that "the assembly does not object to the ABC Board's approval of the liquor license premises extension for Mountain Market," and the motion carried unanimously.

**2. Confirmation of Community & Economic Development Director Hire**

*Note: this is a department head position hired by the manager but requiring confirmation by the assembly per charter section 5.05(B).*

**Motion:** CAMPBELL moved to "confirm the borough manager's decision to hire Bill Mandeville as Community & Economic Development Director," and the motion carried unanimously in a roll call vote.

**3. Additional Work at Lutak Dock by ADOT&PF & Request for Additional Temp Construction Easement**

*Note: the ADOT&PF is currently making major infrastructure improvements to the Haines Ferry Terminal. As part of that process, the assembly adopted Ordinance 12-07-299 authorizing a temporary construction permit on a portion of borough property among other things. As a result of the borough's recent investigations and dock replacement planning efforts, the ADOT&PF now requests the borough consider complete removal of cell #5, alterations of cells #6 & #7, and replacement of the uplands in this region with rubble mound slopes. They are offering to do this at no cost.*

**Motion:** CAMPBELL moved to "concur with the additional Lutak Dock work as proposed by the ADOT&PF; and authorize the borough manager to enter into an additional temporary construction easement (140 feet or as needed) and to proceed with good faith negotiations of updated agreements and other documents, as may be necessary," and the motion carried unanimously in a roll call vote.

**4. Executive Session - UPDATE ON CUP LAWSUIT**

**Motion:** WATERMAN moved to "go into executive session as allowed by AS 44.62.310(c)(1) and Haines Borough Charter Section 18.03 to receive an update from the borough attorney on the heliport CUP lawsuit; this matter qualifies for executive session because a public discussion may adversely affect the finances of the borough and/or the borough's legal position; the borough manager and borough clerk and borough attorney are requested to attend." The motion was subsequently amended to invite the borough clerk to attend. The motion as amended carried unanimously.

Present: Deputy Mayor Lapham; Assembly Members Jackson, Waterman, Case, Berry, and Campbell; Borough Attorney Brooks Chandler (via telephone); Borough Manager Dave Sosa; and Borough Clerk Julie Cozzi. The executive session convened at 8:07pm and ended at 9:12pm.

Following the executive session, WATERMAN stated the assembly provided direction to the borough attorney concerning the lawsuit negotiations.

**12. CORRESPONDENCE/REQUESTS** - None

**13. SET MEETING DATES**

**A. Finance Committee:** Monday, 1/19, 1:00 p.m., Assembly Chambers, Topics: 1) Budget Amendment Ordinance and 2) Community Purpose Exemptions

**B. Committee of the Whole:** The mayor will determine a meeting date upon her return. Topics: 1) Strategic Planning and 2) Borough representation for meetings in Washington DC.

**14. PUBLIC COMMENTS**

**SCHNABEL** (new Chamber of Commerce director) – Chamber working with the borough.

**15. ANNOUNCEMENTS/ASSEMBLY COMMENTS**

**CAMPBELL** – Alcan 200 this weekend

**LAPHAM** – Museum meeting, Valentine's Day fundraiser

**WATERMAN** – Chamber of Commerce new direction.

**16. ADJOURNMENT** – 9:25 p.m.

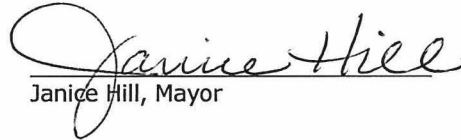
**Motion:** **WATERMAN** moved to "adjourn the meeting," and the motion carried unanimously.

ATTEST:

  
Julie Cozzi, MMC, Borough Clerk

Deputy Clerk for  
J. Cozzi



  
Janice Hill, Mayor