

  
**Haines Borough**  
**Borough Assembly Meeting #286**  
**February 24, 2015**  
**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 Diana **LAPHAM**, Joanne **WATERMAN**, Ron **JACKSON**, Mike **CASE**, Dave **BERRY, Jr.** (via telephone), and George **CAMPBELL**.

**Staff Present:** David **SOSA**/Borough Manager, Julie **COZZI**/Borough Clerk, Bill **MUSSER**/Chief of Police, Jila **STUART**/Finance Director, Bill **MANDEVILLE**/Community & Economic Development Director, Phil **BENNER**/Harbormaster, and Helen **ALTEN**/Museum Director.

**Visitors Present:** Karen **GARCIA**/CVN, Margaret **FRIEDENAU**/KHNS, Jack **WENNER**, Mike **DENKER**, Vija **PELEKIS**, Kathryn **CHENEY**, Alissa **HENRY**, Thom **ELY**, Melissa **ARONSON**, Paul **NELSON**, Dean **LARI**, David **KAMMERER**, Emily **MCMAHAN**, Jessica **EDWARDS**, Debra **SCHNABEL**, 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 – Fire Department Report
- 9A – Planning Commission Minutes
- 11A1 – Resolution 15-02-613
- 11A2 – Resolution 15-02-614
- 11A3 – Resolution 15-02-615
- 11B1 – Ordinance 15-02-401
- 11C1 – Nelson Abatement Appeal

**Motion:** **CASE** moved to “approve the agenda/consent agenda,” and it was amended to remove items 11A3 and 11B1 from the Consent Agenda. The motion to approve the agenda, as amended, carried unanimously.

\*4. **APPROVAL OF MINUTES** – 2/10/15 Regular and 2/11/15 Special (Joint with School Board)

5. **PUBLIC COMMENTS**

**EDWARDS** – Concerned about community purpose exemption ordinance

**LARI** – Encouraged a community process about cannabis

**ELY** – Fund school rather than studies

**ARONSEN** – Agreed with Edwards and Ely

**NELSON** – Agreed with Edwards, Lari, and Ely

**KAMMERER** – Supports third-party police department study

6. **MAYOR'S COMMENTS/REPORT**

Mayor **HILL** summarized the Alaska Municipal League Legislative Conference in Juneau she recently attended. Former Representative Bill Thomas was there and made a special point to introduce her to various key legislators. That was very helpful. Governor Bill Walker hosted a reception at the Governor's Mansion and was a speaker at the conference as well as Senator Lisa Murkowski. The governor apologized to her for not being able to attend the Lutak Dock Summit, and he promised to come to Haines. He seems to have an understanding of the importance of this project. Regarding the marijuana issue, she has a lot of information she is happy to share. The message communicated at the conference was for municipalities to not be in a big hurry to get things done as far as regulations, etc. The state expects theirs to be a two-year process.

**SCHNABEL**, representing Chamber of Commerce, announced preliminary plans for a community clean-up campaign scheduled for May 1-2.

## **7. PUBLIC HEARINGS**

**A. Ordinance 14-12-395 – Second Hearing  
**An Ordinance of the Haines Borough providing for the addition or amendment of specific line items to the FY15 budget.****

Mayor **HILL** opened the public hearing at 6:58 p.m.

**SCHNABEL** – concerns about harbor parking lot and boat storage, as well as the police department study.

**FRIEDENAUR** – supports and uses the boat storage.

**ELY** – heliport company with the conditional use permit should split cost of noise study.

Hearing no further comments, the mayor closed the public hearing at 7:07 p.m.

**Motion:** **WATERMAN** moved to “adopt Ordinance 14-12-395,” and it was ultimately amended to add the police department study and the noise study as outlined in the 1/19/15 memorandum from the finance director.

Amendment Motions:

Primary Amendment: **CAMPBELL** moved to “add an appropriation of \$21,875 to fund a police department study.”

Secondary Amendment: **BERRY** moved to “add an appropriation of \$42,000 to fund a noise study,” and the motion carried 4-3 with **CASE**, **WATERMAN**, and **JACKSON** opposed and the mayor breaking the tie in the affirmative.

The primary amendment, as amended, carried 5-1 with **JACKSON** opposed.

The main motion, as amended, carried 5-1 in a roll call vote with **JACKSON** opposed.

**B. Ordinance 15-01-396 – Second Hearing  
**An Ordinance of the Haines Borough authorizing a one-year extension of a lease of the Human Resources Building by Chilkat Valley Preschool for the purpose of providing preschool educational services.****

Mayor **HILL** opened the public hearing at 7:41 p.m.

**MCMAHAN** and **PELEKIS** spoke in support.

Hearing no further comments, the mayor closed the public hearing at 7:45 p.m.

**Motion:** **WATERMAN** moved to “adopt Ordinance 15-01-396,” and the motion carried unanimously in a roll call vote.

**C. Ordinance 15-01-397 – Second Hearing  
**An Ordinance of the Haines Borough determining whether a foreclosed property deeded to the borough shall be retained for a public purpose or sold.****

Mayor **HILL** opened and closed the public hearing at 7:53 p.m.; there were no public comments.

**Motion:** **WATERMAN** moved to “adopt Ordinance 15-01-397,” and the motion carried unanimously in a roll call vote.

**D. Ordinance 15-01-398 – Second Hearing  
**An Ordinance of the Haines Borough amending Haines Borough Code Title 18 Subsection 18.60.020(H) to clarify the criteria for temporary residence permits.****

Mayor **HILL** opened and closed the public hearing at 7:56 p.m.; there were no public comments.

**Motion:** **BERRY** moved to “refer Ordinance 15-01-398 to the Government Affairs & Services Committee,” and the motion carried unanimously.

**E. Ordinance 15-01-399 – Second Hearing  
**An Ordinance of the Haines Borough adopting a new water-sewer rate schedule to set rates, fees and charges for water and sewer services.****

Mayor HILL opened and closed the public hearing at 7:59 p.m.; there were no public comments.

**Motion:** WATERMAN moved to "adopt Ordinance 15-01-396," and the motion carried unanimously in a roll call vote.

BERRY had to leave and was excused from the remainder of the meeting.

F. **Ordinance 15-02-400** – First Hearing

**An Ordinance of the Haines Borough authorizing a five-year extension of a lease of an upstairs portion of the Public Safety Building by the State of Alaska for the purpose of providing services through the Department of Fish and Game, with the option to renew for five additional one-year periods.**

Mayor HILL opened the public hearing at 8:18 p.m.

SCHNABEL – Suggested shorter duration lease and also keeping in mind private property owners who also lease property.

Hearing no further comments, the mayor closed the hearing at 8:20 p.m.

**Motion:** LAPHAM moved to "advance Ordinance 15-02-400 to a second public hearing on 3/10/15," and the motion carried 5-1 with CAMPBELL opposed.

Primary Amendment: CAMPBELL moved to "change it from a five-year to a two-year lease," and the motion failed 3-2 with JACKSON and LAPHAM opposed.

**8. STAFF/FACILITY REPORTS**

A. **Borough Manager – 2/24/15 Report**

SOSA summarized his written report.

\* B. **Fire Department – Report of January 2015**

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

\* A. **Planning Commission – Minutes of 1/15/2015**

B. **Assembly Standing Committee Reports**

**10. UNFINISHED BUSINESS** - None

**11. NEW BUSINESS**

A. **Resolutions**

\* 1. **Resolution 15-02-613**

**A Resolution of the Haines Borough Assembly authorizing the filing of a lawsuit for the foreclosure of municipal real property tax liens.**

*The motion adopted by approval of the consent agenda: "adopt Resolution 15-02-613."*

\* 2. **Resolution 15-02-614**

**A Resolution of the Haines Borough Assembly approving certain unincorporated communities and their respective nonprofit entity for participation in the FY16 Community Revenue Sharing Program.**

*The motion adopted by approval of the consent agenda: "adopt Resolution 15-02-614."*

3. **Resolution 15-02-615**

**A Resolution of the Haines Borough Assembly authorizing the borough manager to enter into a contract with Mead & Hunt to conduct a noise study for an amount not to exceed \$41,300.**

**Motion:** CAMPBELL moved to "adopt Resolution 15-02-615," and the motion carried 4-1 in a roll call vote with JACKSON opposed.

**B. Ordinances for Introduction**

1. **Ordinance 15-02-401**  
**An Ordinance of the Haines Borough amending Haines Borough Code Title 3, Chapter 70, Section 40 to establish a procedure for community purpose exemptions.**

**Motion:** WATERMAN moved to "introduce Ordinance 15-02-401 and schedule a first public hearing for 3/10/15," and the motion carried unanimously.

**C. Other New Business**

**\*1. Appeal of a Supplemental Nuisance Abatement Order**

*Note: the borough issued a supplemental Title 8 abatement order to Paul Nelson. He appealed in writing, and the clerk determined it to be filed timely. Per 8.12.130, the clerk presented the appeal to the assembly and, with the assembly's direction, the clerk could schedule the appeal hearing. There was no other action to be taken.*

*The motion adopted by approval of the consent agenda: "accept the appeal as timely-filed and direct the borough clerk to schedule a date, time, and place for the hearing by the assembly, such date to be no later than April 13 (60 days from date of appeal)."*

**12. CORRESPONDENCE/REQUESTS**

**13. SET MEETING DATES**

No meetings were scheduled. The mayor will discuss a date for a Government Affairs & Services Committee meeting with BERRY, the chair.

**14. PUBLIC COMMENTS**

HENRY – Appreciates preschool lease renewal. The board is working hard.

**15. ANNOUNCEMENTS/ASSEMBLY COMMENTS**

CASE – iPad use and need for access to more documents during meetings.

JACKSON – Marijuana: encourages local conversation and education.

CAMPBELL – Utilization of funded studies, and effects of harbor expansion plans on Lookout Park.

**16. ADJOURNMENT – 9:00 p.m.**

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

ATTEST:

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Janice Hill, Mayor

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Julie Cozzi, MMC, Borough Clerk