

  
**Haines Borough**  
**Borough Assembly Meeting #289**  
**April 14, 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.**, and George **CAMPBELL**.

**Staff Present:** David **SOSA**/Borough Manager, Julie **COZZI**/Borough Clerk, Bill **MUSSER**/Chief of Police, Carlos **JIMENEZ**/Director of Public Facilities, Shawn **BELL**/Interim Harbormaster, Bill **MANDEVILLE**/Community & Economic Development Director, Krista **KIELSMEIER**/Deputy Clerk, and Patty **BROWN**/Library Director.

**Visitors Present:** Karen **GARCIA**/CVN, Margaret **FRIEDENAU**/KHNS, Becky **NASH**, Dana and Tish **HALLETT**, Robert **VENABLES**, Stephanie **SCOTT**, Debra **SCHNABEL**, 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
- 8B – Museum Report
- 8C – Fire Dept. Report
- 8D – Chilkat Center Report
- 9A – PHAC Minutes
- 11A1 – Resolution 15-04-619
- 11A2 – Resolution 15-04-620
- 11A3 – Resolution 15-04-621
- 11B1 – Ordinance 15-04-405
- 11B2 – Ordinance 15-04-406
- 11C1 – Liquor License Premises Extension, Distillery
- 12A – Correspondence, Yukon F&G Assn

**Motion:** **BERRY** moved to “approve the agenda/consent agenda,” and it was amended to 1) remove item 11B1 (Ordinance 15-04-405) from the agenda and refer it to the Government Affairs & Services Committee and 2) remove Item 12A (Correspondence) from the consent agenda. The motion to approve the agenda, as amended, carried unanimously.

\*4. **APPROVAL OF MINUTES** – 3/24/15 Regular

*The motion adopted by approval of the consent agenda: “approve minutes of the 3/24/15 borough assembly regular meeting.”*

5. **PUBLIC COMMENTS**

**NASH** – Retain Mosquito Lake School facility (provided written comments)

**D.HALLETT** – Retain Mosquito Lake School facility and provide funds for operation and maintenance (provided written comments)

**T.HALLETT** – Presented plan for retaining & utilizing Mosquito Lake School facility (written plan submitted)

**VENABLES** – 1) Supports retention of Mosquito Lake School facility. 2) Consider sending a delegation to Juneau to meet with the governor and others regarding issues of local concern related to the state budget.

**SCOTT** – 1) Training & manual for the boards is needed. 2) Thanked mayor for moving the public comment ordinance to the Government Affairs & Services Committee.

6. **MAYOR’S COMMENTS/REPORT**

Mayor **HILL** made comments on the following: 1) condolences to the family of former mayor Bob Henderson who recently passed away. 2) State legislative session. She thanked the community for the many efforts made to contact state legislators regarding various matters of concern, as well as the

KNHS news director for taking the time to interview the manager and mayor regarding the administration's efforts to interact with legislators. 3) Lookout Park. She clarified she referred this issue jointly to the Planning Commission and Parks & Recreation Advisory Committee. Today, she added the Tourism Advisory Board. It was not her intention for the groups to meet individually. She would like to see the three groups form an ad hoc subcommittee made up of representatives from each group.

**A. Results of Borough Manager's Performance Evaluation**

Mayor **HILL** said the manager's overall job rating was 4.1 which exceeds job standards. He is eligible and deserving of the salary increase per his employment contract. **SOSA** volunteered to forego his FY16 wage increase due to budget concerns and asked the assembly to amend the proposed FY16 budget to reflect that.

**7. PUBLIC HEARINGS**

**A. Ordinance 15-03-402 – Second Hearing**

**An Ordinance of the Haines Borough amending Haines Borough Code Title 3 Subsection 3.80.090 to modify the threshold for eligibility for quarterly sales tax filing.**

Mayor **HILL** opened and closed the public hearing at 7:04 p.m.; there were no public comments.

**Motion:** **BERRY** moved to "adopt Ordinance 15-03-402," and the motion carried unanimously in a roll call vote.

**B. Ordinance 15-03-403 – First Hearing**

**An Ordinance of the Haines Borough classifying for disposal the borough-owned property known as the Human Resource Building.**

Mayor **HILL** opened and closed the public hearing at 7:06 p.m.; there were no public comments.

*Note: The assembly had already scheduled the second hearing for 4/28/15, so no motion was needed now unless the second hearing date needed to change or some other action was desired.*

**C. Ordinance 15-03-404 – First Hearing**

**An Ordinance of the Haines Borough amending Haines Borough Code Sub-Section 16.28.010(D) to modify prohibited acts for port and harbor facility users.**

Mayor **HILL** opened and closed the public hearing at 7:07 p.m.; there were no public comments.

*Note: The assembly had already scheduled the second hearing for 4/28/15, so no motion was needed now unless the second hearing date needed to change or some other action was desired.*

**8. STAFF/FACILITY REPORTS**

**A. Borough Manager – 4/14/15 Report**

The manager summarized his written report. There were questions about the heliskiing complaints, and **SOSA** responded no allegations were substantiated. All complaint investigations have been handled internally using staff time. The five random GPS checks will be processed through the borough's contract with Takshanuk Watershed Council.

\* **B. Sheldon Museum – Staff Report of February 2015**

\* **C. Fire Department – Staff Report of March 2015**

\* **D. Chilkat Center – Facility Report of March 2015**

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

\* **A. Port & Harbor Advisory Committee – Minutes of 2/23/15 and 3/6/15**

**B. Assembly Standing Committee Reports**

**1. Finance Committee Report – Community Purpose Exemptions**

**WATERMAN** appreciates the group representatives and the staff for attending the meetings to help the committee come up with a workable ordinance to present to the assembly. She is very optimistic.

**10. UNFINISHED BUSINESS - None**

**11. NEW BUSINESS**

**A. Resolutions**

- \*1. **Resolution 15-04-619**  
A Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute a construction contract with Southeast Road Builders for the Allen Road 2015 Water System Upgrade project for an amount not to exceed \$468,748.

*The motion adopted by approval of the consent agenda: "adopt Resolution 15-04-619."*

- \*2. **Resolution 15-04-620**  
A Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute a construction contract with Premier Electric for the Haines Borough Vocational Education Building Upgrade project for an amount not to exceed \$750,000.

*The motion adopted by approval of the consent agenda: "adopt Resolution 15-04-620."*

- \*3. **Resolution 15-04-621**  
A Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute a construction contract with the Alaska Department of Transportation and Public Facilities to chip seal a 1.1-mile portion of Chilkat Lake Road for an amount not to exceed \$137,879.

*The motion adopted by approval of the consent agenda: "adopt Resolution 15-04-621."*

#### B. Ordinances for Introduction

1. **Ordinance 15-04-405** – Removed from the Agenda  
An Ordinance of the Haines Borough amending Haines Borough Code Title 2 to adjust the order of business for borough assembly meetings.

*Note: this agenda item was removed during approval of the agenda and referred to the Government Affairs and Services Committee.*

- \* 2. **Ordinance 15-04-406**  
An Ordinance of the Haines Borough authorizing the Borough Manager to enter into a loan agreement in the amount of up to \$500,000 with the Alaska Department of Environmental Conservation for the Replace Allen Road AC Pipe project.

*The motion adopted by approval of the consent agenda: "introduce Ordinance 15-04-406 and schedule a first public hearing for 4/28/15 and a second public hearing for 5/12/15."*

#### C. Other New Business

- \*1. **Liquor License Premises Extension – Port Chilkoot Distillery**  
*Note: the Alaska Alcohol Beverage Control (ABC) Board notified the borough of a pending liquor license premises extension request from the distillery. The business wished to construct an outside patio addition. The ABC Board's final decision was pending local government review of the diagram included in the packet.*

*The motion adopted by approval of the consent agenda: "the Assembly does not object to the ABC Board's approval of the liquor license premises extension for Port Chilkoot Distillery."*

#### **Reconsideration of 4/14/15 Motion Related to the 65% Harbor Plans**

**Motion to Reconsider:** JACKSON moved to reconsider his vote for the 3/24/15 motion: "extend the comment period to the next assembly meeting," and the motion **FAILED** 1-5 with WATERMAN, CASE, LAPHAM, BERRY, and CAMPBELL opposed.

#### 12. **CORRESPONDENCE/REQUESTS**

##### A. **Yukon Fish and Game Association – Re. Alaska Fishing**

CAMPBELL appreciated this letter. The reciprocal license program affects tourism dollars. He suggested the borough send a reply.

#### 13. **SET MEETING DATES**

A. **Board of Equalization** – 6:00 p.m., Monday, May 11

B. **Additional Budget COW** – 5:30 p.m., Monday, April 20

C. **Finance Committee** – 4:00 p.m., Monday, April 20, Topic: Community Purpose Exemptions

**D. Government Affairs & Services Committee** - 5:30 p.m., Wednesday, April 22, Topics: 1) Ordinance 15-01-398 (Temporary Residence Permits), and 2) Ordinance 15-04-405 (Second Public Comment Period)

**14. PUBLIC COMMENTS**

**FRIEDENAUR** – Opposed to removing the second public comment period from assembly agendas.

**SCHNABEL** – 1) Wants to understand the timeline for spending the grant funds for the harbor expansion project. Is it negotiable? 2) April 23, 4:30-6:30pm, ANB Hall, the Chamber of Commerce is holding a community meeting to learn about the actions of the current legislative session. There will be a panel with presentations and questions.

**DENKER** – 1) Opposed to removing the second public comment period from assembly agendas. 2) Difficult to attend daytime meetings if you work, so minutes are necessary to keep the citizens informed. Board training will help. Minutes of meetings can help prevent surprises by keeping the public informed of the topics a board is addressing and the actions taken.

**15. ANNOUNCEMENTS/ASSEMBLY COMMENTS**

**CASE** – 1) Appreciates entity involvement in the Finance Committee's Community Purpose Exemption discussions. 2) Appreciated **DENKER**'s comments. 3) Sorry he couldn't support **JACKSON**'s motion to reconsider but the timing is not good.

**BERRY** – Agreed with **DENKER** that it's hard when meetings are held during the day when people are at work. If at all possible, he would like to see meetings held after normal work hours.

**JACKSON** – Appreciates the foods exhibit currently on display at the Sheldon Museum and complimented them for a job well-done.

**CAMPBELL** – 1) A recent house guest of his had an encounter with a police officer and complimented him for being nice to interact with. 2) He couldn't support **JACKSON**'s motion to reconsider because the comment period is not the issue. However, he does take exception to the notion the borough must spend money on the harbor just because it's there to spend.

**WATERMAN** – Noted one of the manager's goals is to make sure board training happens.

**16. ADJOURNMENT** – 7:57 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