

**Haines Borough**  
**Borough Assembly Meeting #290**  
**April 28, 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, Jila **STUART**/Chief Fiscal Officer, Shawn **BELL**/Harbormaster, and Bill **MANDEVILLE**/Community & Economic Development Director.

**Visitors Present:** Karen **GARCIA**/CVN, Margaret **FRIEDENAU**/KHNS, Patty **CAMPBELL**, Chuck **MITMAN**, Bill **MCCORD**, Diana **KELM**, Kay **CLEMENTS**, Dave **KAMMERER**, Tresham **GREGG**, Debra **SCHNABEL**, Tracy **MIKOWSKI**, Hilary **WILLIAMS**, Norman **HUGHES**, Diane **LACOURSE**, Bill **HERMAN**, 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 – CFO Report
- 8D – Library Report
- 9A – TAB Minutes
- 9B – PSC Minutes
- 9C – PC Minutes
- 9D – PRAC Notes
- 9E – Library Board Minutes
- 11A1 – Resolution 15-04-622
- 11A2 – Resolution 15-04-623
- 11A3 – Resolution 15-04-624
- 11A5 – Resolution 15-04-626
- 11B3 – Ordinance 15-04-409
- 11C2 – Liquor License Renewal

**Motion:** **BERRY** moved to “approve the agenda/consent agenda,” and the motion carried unanimously.

**\*4. APPROVAL OF MINUTES – 4/14/15 Regular**

*The motion adopted by approval of the consent agenda: “approve minutes of the 4/14/15 borough assembly regular meeting.”*

**5. PUBLIC COMMENTS**

**MITMAN** and **CAMPBELL** – Maintain full HARK funding

**MCCORD** – Police Department should have been reviewed by citizens rather than a consulting firm (he provided copies of his newspaper commentary)

**SCHNABEL** – Signage issues in the community; offered help to move the ordinance forward

**GREGG** – Waterfront Development concerns; the public should have a public forum

**6. MAYOR’S COMMENTS/REPORT**

Mayor **HILL** made comments on the following: 1) Al Badgley Lifetime Achievement Award; she read aloud the award nomination. 2) High School Spring Music Concert excellent; it’s on YouTube. 3) Operation Clean Sweep; encouraged the community to participate. 4) Board training to start first with the board chairpersons. 5) Attended the Fuel Tank Farm Restoration Advisory Committee meeting. 6) Public Hearing sign-in sheets will be reinstated beginning with the 5/12/15 assembly meeting.

**7. PUBLIC HEARINGS**

**A. Ordinance 15-02-401** – Second Hearing

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

Mayor **HILL** opened and closed the public hearing at 6:51 p.m.; there were no public comments.

**Motion:** **WATERMAN** moved to "Advance Ordinance 15-02-401 to a third public hearing on 5/26/15," and the motion carried unanimously.

**B. Ordinance 15-03-403 – Second 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 6:53 p.m.; there were no public comments.

**Motion:** **BERRY** moved to "adopt Ordinance 15-03-403," and the motion carried unanimously in a roll call vote.

**C. Ordinance 15-03-404 – Second 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 6:54 p.m.; there were no public comments.

**Motion:** **BERRY** moved to "adopt Ordinance 15-03-403," and it was amended by substituting in its entirety with the substitute ordinance proposed by the Port and Harbor Advisory Committee. The motion as amended carried 5-1 in a roll call vote with **CAMPBELL** opposed.

**Motion to Postpone:** **CAMPBELL** moved to "postpone adoption of the ordinance to the 5/12/15 assembly meeting," and the motion **failed** 2-4 with **LAPHAM**, **BERRY**, **WATERMAN**, and **JACKSON** opposed.

**D. Ordinance 15-03-406 – First Hearing**

**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.**

Mayor **HILL** opened and closed the public hearing at 7:12 p.m.; there were no public comments.

*Note: The assembly had already scheduled the second hearing for 5/12/15, so no motion was needed now unless the second hearing date needed to change or some other action was desired.*

No discussion or comments.

**8. STAFF/FACILITY REPORTS**

**A. Borough Manager – 4/28/15 Report**

The manager summarized his written report. He added information about the pending interim chief of police hire. **CASE** asked why the borough is going for an interim chief. **SOSA** explained a two-month notice was not enough to conduct a thorough nationwide search for a permanent chief. Having an interim chief in place will allow the borough to spend adequate time on the recruitment.

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

\* **C. Finance Director Report – Sales Tax by Activity 2009-2014**

\* **D. Public Library – Report of February 2015**

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

\* **A. Tourism Advisory Board – Minutes of 3/23/15**

\* **B. Public Safety Commission – Minutes of 3/2/15**

\* **C. Planning Commission – Minutes of 3/12/15**

\* **D. Parks & Recreation Advisory Committee – Notes of 4/9/15 Work session (no quorum for reg. mtg.)**

\* **E. Library Advisory Board – Minutes of 2/18/15**

**F. Assembly Standing Committee Reports**

**1. Government Affairs & Services Committee Report**

No comments were made regarding the written report provided in the packet.

**10. UNFINISHED BUSINESS – None**

**11. NEW BUSINESS**

**A. Resolutions**

**\* 1. Resolution 15-04-622**

**A Resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into a contract with Machineworks to provide 2015-2016 janitorial services for the Visitor Center and Public Restrooms at the Visitor Center and Port Chilkoot Dock.**

*The motion adopted by approval of the consent agenda: "adopt Resolution 15-04-622."*

**\* 2. Resolution 15-04-623**

**A Resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into a "special use agreement" with Alaska Fjordlines Inc. for routine use of the Port Chilkoot Dock Lightering Float for the 2015 summer tourism season.**

*The motion adopted by approval of the consent agenda: "adopt Resolution 15-04-623."*

**\* 3. Resolution 15-04-624**

**A Resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into a "special use agreement" with Haines-Skagway Fast Ferry, LLC for routine use of the Port Chilkoot Dock Lightering Float for the 2015 summer tourism season.**

*The motion adopted by approval of the consent agenda: "adopt Resolution 15-04-624."*

**\* 4. Resolution 15-04-625**

**A Resolution of the Haines Borough Assembly supporting the proposed Piedad Springs Water Source Upgrades and authorizing the Borough Manager to acquire, in the best interests of the community, a portion of the property legally described as Lot 1A, Meacock Subdivision for use in that project.**

No public comments.

**Motion:** BERRY moved to "adopt Resolution 15-04-625," and it was amended to change the seventh WHEREAS clause by striking the wording after 'Mr. Meacock' and replacing it with 'is willing to sell the property for fair market value'. The main motion as amended carried unanimously in a roll call vote.

**\* 5. Resolution 15-04-626**

**A Resolution of the Haines Borough Assembly authorizing the Borough Manager to vacate and transfer a portion of the Mathias Avenue Right of Way to adjoining landowner Louise Smith in exchange for an equal amount of Smith property to be made into a utility easement.**

*The motion adopted by approval of the consent agenda: "adopt Resolution 15-04-626."*

**6. Resolution 15-04-627**

**A Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute an emergency contract for Letnikof Cove Harbor float repairs or another cost-effective solution for an amount not to exceed \$200,000.**

HUGHES, Chair of the Port and Harbor Advisory Committee, said the committee supports this.

**Motion:** BERRY moved to "adopt Resolution 15-04-627," and the motion carried unanimously in a roll call vote.

**B. Ordinances for Introduction**

**1. Ordinance 15-04-407**

**An Ordinance of the Haines Borough, Alaska, providing for the establishment and adoption of the budget of the Haines Borough for the period July 1, 2015 through June 30, 2016.**

**Motion:** BERRY moved to "introduce Ordinance 15-04-407 and set a first public hearing for 5/12/15 and a second public hearing for 5/26/15," and the motion carried unanimously.

**2. Ordinance 15-04-408**

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

**Motion:** BERRY moved to "introduce Ordinance 15-04-408 and set a first public hearing for 5/12/15 and a second public hearing for 5/26/15," and the motion carried unanimously.

**\* 3. Ordinance 15-04-409**

**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 15-04-409 and schedule a first public hearing for 5/12/15 and a second public hearing for 5/26/15."*

**C. Other New Business**

**1. Board Appointments**

*Note: an appointment application was received for a seat on the Parks & Recreation Advisory Committee. With only three members, the committee was unable to establish a quorum to make a recommendation. The mayor sought assembly confirmation.*

**Motion: CASE** moved to "confirm the mayor's appointment of Tresham Gregg to the Parks and Recreation Advisory Committee for a term ending 11/30/17," and the motion carried unanimously.

**2. Liquor License Premises Extension – Port Chilkoot Distillery**

*Note: the Alaska Alcohol Beverage Control (ABC) Board notified the borough of a pending liquor license renewal for the Captain's Choice Motel. The Board, prior to its final approval, gave the local government an opportunity to make a statement. Since this is a preexisting liquor license, assembly action was optional. The action taken by approval of the consent agenda: "the Assembly does not object to the ABC Board's renewal of the liquor license for the Captain's Choice Motel."*

**3. Hire Confirmation - Harbormaster**

*Note: this is a department head position hired by the manager but it required assembly authorization.*

**Motion: WATERMAN** moved to "confirm the borough manager's decision to hire Shawn Bell as Harbormaster," and the motion carried unanimously in a roll call vote.

**4. Hire Confirmation - Interim Director of Public Facilities**

*Note: this is a department head position hired by the manager but it required assembly authorization.*

**Motion: BERRY** moved to "confirm the borough manager's decision to hire Brian Lemcke as Interim Director of Public Facilities," and the motion carried unanimously in a roll call vote.

**12. CORRESPONDENCE/REQUESTS**

**A. GPS Reporting Policy and Special Permits – T. Ely**

There were no assembly comments made or action taken.

**13. SET MEETING DATES**

**A. BOE Training – 5:00 p.m., Wednesday, May 6, Assembly Chambers**

**14. PUBLIC COMMENTS**

**MITMAN** – Restore HARK funding; impacts on borough staff; viable plan needed.

**15. ANNOUNCEMENTS/ASSEMBLY COMMENTS**

**CASE** – 1) Al Badgley is so good at what he does and so efficient. 2) Agreed with **MITMAN**'s comments about animal control.

**JACKSON** – Would like the sign ordinance to be moved forward.

**CAMPBELL** – 1) Appreciates finance committee and community work on the community purpose exemption ordinance. 2) Heliskiing companies get all the government they are paying for.

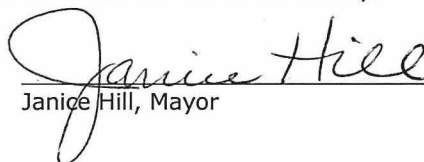
**16. ADJOURNMENT – 7:53 p.m.**

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

ATTEST:

  
Julie Cozzi, MMC, Borough Clerk



  
Janice Hill, Mayor