


Haines Borough
Borough Assembly Meeting #297
August 11, 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**, Mike **CASE**, Dave **BERRY, Jr.**, Joanne **WATERMAN**, and Ron **JACKSON**. **Absent:** George **CAMPBELL**

Staff Present: David **SOSA**/Borough Manager, Julie **COZZI**/Borough Clerk, Shawn **BELL**/Harbormaster, Robert **GRIFFITHS**/Chief of Police, Patty **BROWN**/Library Director, and Jila **STUART**/Chief Fiscal Officer.

Visitors Present: State Representative Sam **KITO III**, Karen **GARCIA**/CVN, Emily **FILES**/KHNS, Don **TURNER Jr.**, Mike **DENKER**, Anne **BOYCE**, Don and Karen **HESS**, Bob **BECKER**, Margaret **FRIEDENAUER**, Dave **NANNEY**, Carol **TUYNMAN**, Brenda **JOSEPHSON**, Kathy **GRIFFITHS**, Jack **WENNER**, Tresham **GREGG**, Debra **SCHNABEL**, Paul **NELSON**, George **FIGDOR**, Bill **MCCORD**, Linda **GEISE**, 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 – Accept Museum Report
- 9A – Accept Museum Board Minutes
- 11A1 – Adopt Resolution 15-08-637
- 11B1 – Introduce Ordinance 15-08-418
- 11C1 – Approve Sales Tax Exemption Request

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

* 4. **APPROVAL OF MINUTES** – 7/28/15 Regular

The motion adopted by approval of the consent agenda: “approve minutes of the 7/28/15 borough assembly regular meeting.”

5. **PUBLIC COMMENTS**

JOSEPHSON – Opposed to the minor offenses ordinance (documents distributed documents to the assembly).

NELSON – Opposed to the minor offenses ordinance (documents distributed to the assembly).

BOYCE – 1) Wants the assembly to consider Jack Wenner’s rubble breakwater proposal and 2) wants enforcement uniformity and consistency.

WENNER – Has no reliable cost estimate for rubble breakwater but believes it is the best option.

TUYNMAN – 1) Has concerns with minor offenses ordinance and 2) believes the Waterfront Aesthetics Committee is bypassing the public planning process.

GREGG – Supports Jack Wenner’s rubble breakwater idea.

FIGDOR – Believes there has been a failure in the planning process for the entire waterfront.

6. **MAYOR’S COMMENTS/REPORT**

Mayor **HILL** reported on Governor Walker’s recent visit to Haines and his desire to return. She introduced Representative **KITO** who updated the assembly on the state’s budget situation, revenue sharing, Chilkoot River Corridor, a special legislative session this fall, and the ferry system.

7. **PUBLIC HEARINGS**

A. New Commercial Tour Permit – Haines Rafting Company

Note: Chilkat River Adventures applied to add a new tour to their permitted 2015 commercial tour activities. They proposed to pick up guests at the Port Chilkoot Dock in an airporter-style vehicle for a one-hour town tour to include Main Street, Front Street, Picture Point, Fort Seward, Dalton City, and the Cannery. HBC Title 5 requires a public hearing before the assembly for all new tour activities

Mayor **HILL** opened the public hearing at 7:00pm.

TUYNMAN - delighted with the proposed tour.

Hearing no further comments, the mayor closed the public hearing at 7:02pm.

Motion: **BERRY** moved to “authorize the borough clerk to process the Chilkat River Adventures application to add a town tour to the company’s list of permitted commercial tour activities,” the motion carried unanimously in a roll call vote.

B. Ordinance 15-07-416 – Second Hearing

An Ordinance of the Haines Borough amending Haines Borough Code Title 16 Section 16.08.010 to change the composition of the Port and Harbor Advisory Committee.

Mayor **HILL** opened the public hearing at 7:05 p.m.

TURNER - Asked the assembly to consider the Port & Harbor Advisory Committee’s (PHAC) recommendation.

SCHNABEL – Believes the harbor project should be overseen by the Planning Commission as the borough’s sole planning body; the PHAC should answer to them. This ordinance could be amended to protect that responsibility.

Hearing no further comments, the mayor closed the hearing at 7:09 p.m.

Motion: **CASE** moved to “adopt Ordinance 15-07-416,” and the motion carried 4-1 in a roll call vote with **LAPHAM** opposed.

C. Ordinance 15-07-417 – Second Hearing

An Ordinance of the Haines Borough amending Borough Code Chapter 2.76; Subsection 2.82.050(b); Chapters 2.84, 2.86, and 2.88; and Section 2.92.010 to change to a combined leave system and clarify various other requirements and descriptions.

Mayor **HILL** opened and closed the public hearing at 7:18 p.m.; there were no public comments.

Motion: **BERRY** moved to “adopt Ordinance 15-07-417,” and the motion carried 4-1 in a roll call vote with **CASE** opposed.

8. STAFF/FACILITY REPORTS

A. Borough Manager – 8/11/15 Report

The manager summarized his written report and added: 1) the 95% harbor design documents are posted online and 2) the police department audit report is due for release by Friday, the 14th; a letter related to that is now on the borough’s website.

***B. Sheldon Museum – Facility Report of July 2015**

9. COMMITTEE/COMMISSION/BOARD REPORTS & MINUTES

***A. Museum Board of Trustees – Minutes of 5/12/15**

B. Assembly Board Liaison Reports

CASE – Planning Commission meeting on Thursday, 8/13.

C. Assembly Standing Committee Reports

1. Personnel Committee – 8/3/15 Meeting

WATERMAN reported the committee reviewed the personnel code amendments, discussed the organizational structure, and, in executive session, discussed the results of police department audit.

10. UNFINISHED BUSINESS

A. Ordinance 15-06-415

An Ordinance of the Haines Borough adopting a revised fee schedule for harbor facility usage.

Note: This ordinance was introduced on 6/23/15 and had hearings on 7/14 and 7/28. Following the second hearing, the assembly postponed adoption to this meeting so staff could look into the costs and benefits of the proposed moorage rate increase and the cost of hazardous material disposal.

Main Motion already on the Table: Adopt Ordinance 15-06-415.

SOSA addressed the question of harbor revenue compared with costs.

The motion carried unanimously in a roll call vote.

11. NEW BUSINESS

A. Resolutions

*** 1. Resolution 15-08-637**

A Resolution of the Haines Borough Assembly adopting written findings of the July 14, 2015 appeal hearing of the Eagle's Nest Trailer Park nuisance abatement order.

The motion adopted by approval of the consent agenda: "adopt Resolution 15-08-637."

B. Ordinances for Introduction

*** 1. Ordinance 15-08-418**

An Ordinance of the Haines Borough amending Haines Borough Code Title 13, Section 13.08.260 to allow the discharge of cooling water into the municipal sewer system with specific approval from a designated borough official.

The motion adopted by approval of the consent agenda: "introduce Ordinance 15-08-418 and set a first public hearing for 8/25/15 and a second public hearing for 9/8/15."

C. Other New Business

*** 1. Sales Tax Exemption Request – Breast Cancer Detection Center of Alaska**

The motion adopted by approval of the consent agenda: "approve the request from the Breast Cancer Detection Center of Alaska for sales tax exemption status, and authorize the borough clerk to issue an exemption certificate."

12. CORRESPONDENCE/REQUESTS

13. SET MEETING DATES

It was noted meetings will be scheduled soon for the following committees: Personnel, Government Affairs & Services, and the ad hoc Waterfront Aesthetics Committee.

14. PUBLIC COMMENTS

GEISE – The borough needs to reactivate the local emergency planning committee; there are monies available.

DENKER – 1) Agreed with **GEISE** and 2) thanked the manager and interim police chief for working on the police department deficiencies.

GARCIA – Asked if there be a Government Affairs & Services Committee meeting scheduled to discuss the minor offenses ordinance.

15. ANNOUNCEMENTS/ASSEMBLY COMMENTS

CASE– 1) Thanked Rep. Kito for coming and hoped he will plan to talk about some revenue measures when he returns and 2) thanked Jack Wenner for all of the effort he has put forth for this community.

WATERMAN – 1) Asked about the emergency planning committee brought up under Public Comment (**SOSA** said he has reactivated it and it, in fact, functioned during the recent boil water situation) and 2) the assembly should address the issue raised during the Ordinance 15-07-416 public hearing regarding the planning commission's planning responsibilities.

16. ADJOURNMENT – 7:33 p.m.

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

ATTEST:

Janice Hill, Mayor

Julie Cozzi, MMC, Borough Clerk