

  
**Haines Borough**  
**Borough Assembly Meeting #299**  
**September 8, 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**, George **CAMPBELL**, Mike **CASE**, Dave **BERRY, Jr.**, Joanne **WATERMAN**, and Ron **JACKSON**.

**Staff Present:** David **SOSA**/Borough Manager, Julie **COZZI**/Borough Clerk, Robert **GRIFFITHS**/Chief of Police, Jila **STUART**/Chief Fiscal Officer, Helen **ALTEN**, and Jennifer **WALSH**/Firefighter-Training Officer.

**Visitors Present:** Karen **GARCIA**/CVN, Jillian **ROGERS**/KHNS, Don **TURNER Jr.**, Kyle **PONSFORD**, Brad **RYAN**, Brenda **JOSEPHSON**, Jeremy **STEPHENS**, Leonard **DUBBER**, Jerry **LAPP**, Paul **NELSON**, Dean **LARI**, Carol **TUYNMAN**, Heather **LENDE**, Darsie **CULBECK**, 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 – Accept Library Director Report
- 8C – Accept Police Chief Report
- 9A – Accept Public Safety Commission Minutes
- 9B – Accept Library Advisory Board Minutes
- 11A1 – Adopt Resolution 15-09-641
- 11B1 – Introduce Ordinance 15-09-419 & Schedule Public Hearings
- 11B2 – Introduce Ordinance 15-09-420 & Schedule Public Hearings

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

\* 4. **APPROVAL OF MINUTES** – 8/25/15 Regular

*The motion adopted by approval of the consent agenda: “approve minutes of the 8/25/15 borough assembly regular meeting.”*

5. **PUBLIC COMMENTS**

**LARI** – 1) Commended Chief Griffiths for the job he is doing, and 2) wants the borough to start talking about cannabis laws.

6. **MAYOR’S COMMENTS/REPORT**

Mayor **HILL** reported on 1) her recent tour of the Constantine Mine operation and 2) the upcoming Southeast Conference in Prince Rupert.

The mayor also reminded those present about the public hearing sign-up requirement and the procedure for doing so.

7. **PUBLIC HEARINGS**

A. **Ordinance 15-06-413** – Second Hearing

**An Ordinance of the Haines Borough amending various provisions of the Haines Borough Code to designate certain violations of Borough law as minor offenses and to establish a fine schedule for certain offenses and to provide for other penalties for violations.**

Mayor **HILL** opened the public hearing at 6:40 p.m.

**JOSEPHSON** – Opposes the ordinance. (Written documents were provided)

**PONSFORD** – Opposes the ordinance. (A written document was provided)

LARI [REDACTED], LENDE [REDACTED], NELSON [REDACTED], TUYNMAN [REDACTED], DUBBER [REDACTED], and SCHNABEL [REDACTED] – Oppose the ordinance.

TURNER [REDACTED] – Acknowledges things need to be fixed as soon as possible but supports the ordinance.

[REDACTED] Hearing no further comments, the mayor closed the public hearing at 7:01 p.m.

**Motion:** CAMPBELL moved to “hold a third public hearing on October 27, 2015.”

**Primary Amendment:** CASE moved to “hold a third hearing on a date to be determined following a discussion this evening,” and the motion carried 5-1 with LAPHAM opposed.

The Main motion, as amended, carried 4-2 with WATERMAN and LAPHAM opposed.

**Motion:** BERRY moved to “set the third hearing for November 10, 2015,” and the motion carried 4-2 with WATERMAN and LAPHAM opposed.

**B. Ordinance 15-08-418 – Second Hearing**

**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.**

Mayor HILL opened and closed the public hearing at 7:57 p.m.; there were no public comments.

**Motion:** BERRY moved to “adopt Ordinance 15-08-418.”

**Primary Amendment:** CAMPBELL “moved to strike ‘designated individual’ and replace it with ‘Director of Public Facilities’.”

**Secondary Amendment:** WATERMAN moved to “strike ‘Director of Public Facilities’ and replace it with ‘Borough Manager or Designee’,” and the motion carried unanimously.

The primary amendment motion, as amended, carried unanimously.

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

## **8. STAFF/FACILITY REPORTS**

**A. Borough Manager – 9/8/15 Report**

The manager summarized his written report and responded to a few questions from the assembly.

**Motion to Reconsider:** JACKSON moved to reconsider the vote on the motion to hold the minor offense ordinance for a third public hearing, and the motion carried 4-2 with BERRY and CAMPBELL opposed. This returned the motion to hold a third public hearing to the table for a new vote.

The Motion to hold a third public hearing failed 3-4 with WATERMAN, LAPHAM, and JACKSON opposed and Mayor HILL breaking the tie in the negative.

**Motion:** WATERMAN moved to “adopt Ordinance 15-06-413.”

**Motion to Postpone:** CAMPBELL moved to “postpone the vote on this until the next meeting (September 22),” and the motion failed 3-4 with JACKSON, WATERMAN, and LAPHAM opposed and Mayor HILL breaking the tie in the negative.

**Primary Amendment:** CAMPBELL moved to “eliminate all of page one of the ordinance from 1.24.010 through 030,” and the motion died for lack of a second.

**Motion to Reconsider:** WATERMAN moved to “reconsider her vote to postpone the motion to adopt to the 9/22 meeting,” and the motion carried unanimously. This returned the motion to postpone to the table for a new vote.

The Motion to Postpone the ordinance adoption vote to the 9/22/15 meeting carried unanimously.

\*B. Library Director – Report of July 2015

\*C. Chief of Police – Report

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

- \* A. **Public Safety Commission** – Minutes of 4/13/15
- \* B. **Library Advisory Board** – Minutes of 7/24/15

C. **Assembly Board Liaison Reports**

LAPHAM – Tourism Advisory Board  
JACKSON – Public Safety Commission

D. **Assembly Standing Committee Reports**

BERRY said the Government Affairs & Services Committee (GASC) met to work on the Minor Offenses Ordinance, and that meeting report will be submitted to the clerk. LAPHAM reported she chaired a second GASC meeting during which the committee worked on federal priorities.

10. **UNFINISHED BUSINESS** - None

11. **NEW BUSINESS**

A. **Resolutions**

\* 1. **Resolution 15-09-641**

**A Resolution of the Haines Borough Assembly Appointing Election Officials for the Regular Election to be held October 6, 2015, and establishing the wages.**

*The motion adopted by approval of the consent agenda: "adopt Resolution 15-09-641."*

2. **Resolution 15-09-642**

**A Resolution of the Haines Borough Assembly adopting the Borough's 2016 federal priorities.**

There were no public comments.

**Motion:** BERRY moved to "adopt Resolution 15-09-642," and the motion carried unanimously in a roll call vote.

3. **Resolution 15-09-643**

**A Resolution of the Haines Borough Assembly adopting the Haines Borough Multi-Hazard Mitigation Plan.**

There were no public comments.

**Motion:** BERRY moved to "adopt Resolution 15-09-643," and the motion carried unanimously in a roll call vote.

4. **Resolution 15-09-644**

**A Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute a purchase order with the U.S. Coast Guard in Sitka to purchase three biomass boilers and all associated equipment for an amount not to exceed \$60,000.**

CULBECK - Supportive of this proposed purchase and is present as a resource if there are questions.

There were no other public comments.

**Motion:** BERRY moved to "adopt Resolution 15-09-644," and the motion carried 5-1 in a roll call vote with CASE opposed.

B. **Ordinances for Introduction**

\* 1. **Ordinance 15-09-419**

**An Ordinance of the Haines Borough amending Title 11, Section 11.28.010 to change the ballot instructions to match the 2014 charter and code amendments that eliminated the requirement to get 40% of the vote in order to be elected.**

*The motion adopted by approval of the consent agenda: "introduce Ordinance 15-09-419 and set a first public hearing for 9/22/15 and a second public hearing for 10/13/15."*

\* 2. **Ordinance 15-09-420**

**An Ordinance of the Haines Borough amending Haines Borough Code Title 18 Section 18.100.025 to allow a nonconforming lot when it is created as a result of the borough**

**acquiring a portion of a lot to be used exclusively for public utility purposes in the best interest of the borough.**

*The motion adopted by approval of the consent agenda: "introduce Ordinance 15-09-420 and set a first public hearing for 9/22/15 and a second public hearing for 10/13/15."*

**C. Other New Business**

**1. Hire Confirmation – Director of Public Facilities**

*Note: This is a department head position hired by the borough manager but it required assembly confirmation.*

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

**12. CORRESPONDENCE/REQUESTS**

**13. SET MEETING DATES**

**A. Election Canvass** – Tuesday, October 13, 6:00 p.m.

**B. Assembly Committee of the Whole** – Wednesday, September 23, 5:00 p.m. - Topic: Presentation of Noise Study Results

**14. PUBLIC COMMENTS**

**CULBECK** – 1) Nice job hiring Brad Ryan and 2) thanks for authorizing the boiler purchase.

**LAPP** – Assembly doing a great job.

**15. ANNOUNCEMENTS/ASSEMBLY COMMENTS**

**CAMPBELL** – 1) Thanked the administration for finding the pellet boilers, and 2) very impressed with Dr. Brad Ryan's credentials included in the packet.

**JACKSON** – Enjoyed reading the visitor comments included in the library minutes.

**CASE** – Concerned with the lack of traffic control during the weekend cross-country race.

**16. ADJOURNMENT** – 9:03 p.m.

**Motion:** BERRY 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