

Haines Borough
Borough Assembly Meeting #300
AGENDA

September 22, 2015 - 6:30 p.m.

Location: Assembly Chambers, Public Safety Bldg.

- Jan Hill,**
Mayor
- Dave Berry Jr.,**
Assembly Member
- Diana Lapham,**
Assembly Member
- Mike Case**
Assembly Member
- Joanne Waterman,**
Assembly Member
- George Campbell,**
Assembly Member
- Ron Jackson,**
Assembly Member
- David Sosa, MPA**
Borough Manager
- Julie Cozzi, MMC**
Borough Clerk
- Krista Kielsmeier**
Deputy Clerk
1. **CALL TO ORDER/PLEDGE TO THE FLAG**
 2. **ROLL CALL**
 3. **APPROVAL OF AGENDA & CONSENT AGENDA**
[The following Consent Agenda items are indicated by an asterisk () and will be enacted by the motion to approve the agenda. There will be no separate discussion of these items unless an assembly member or other person so requests, in which event the asterisk will be removed and that item will be considered by the assembly on the regular agenda.]*
Consent Agenda:
 - 4 – Approve Assembly Meeting Minutes
 - 8C – Accept Chilkat Center Report
 - 9A – Accept Planning Commission Minutes
 - 11B2 – Introduce Ordinance 15-09-422 & Schedule Public Hearings
 - 11C3 – Amend Previously-Adopted Ordinance 15-06-415
 - *4. **APPROVAL OF MINUTES – 9/8/15 Regular**
 5. **PUBLIC COMMENTS - Sign-up is NOT required**
[This is for any topics not scheduled for public hearing.]
Clerk's Note: Item 10A is NOT a public hearing, so any comments concerning that topic must be made at this time. Sign-up is NOT required.
 6. **MAYOR'S COMMENTS/REPORT**
 - A. **Governor's Proclamation – Honoring First Responders**
 - B. **Mayoral Proclamation – September, Childhood Cancer Awareness Month**
 7. **PUBLIC HEARINGS**
***Important Reminder!* - Sign-up is required in order to give testimony during a public hearing. It's as easy as contacting the Clerk's Office ahead of time to have your name added to the list or you can sign up yourself before the hearing starts. Written testimony is also welcome.**
 - A. **Ordinance 15-09-419** - First Hearing
An Ordinance of the Haines Borough 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.
This ordinance is recommended by the borough manager and was introduced on 9/8/15. The assembly already scheduled the second hearing for 10/13/15. No motion is needed now unless the second hearing date needs to change or some other action is desired.
 - B. **Ordinance 15-09-420** - First Hearing
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.
This ordinance is recommended by the borough manager and was introduced on 9/8/15. The assembly already scheduled the second hearing for 10/13/15. No motion is needed now unless the second hearing date needs to change or some other action is desired.

8. STAFF/FACILITY REPORTS

- A. Borough Manager – 9/22/15 Report
- B. Finance Director – FY15 Financial Report

* C. Chilkat Center – Facility Management Report of August 2015

9. COMMITTEE/COMMISSION/BOARD REPORTS & MINUTES

* A. Planning Commission – Minutes of 8/13/15

1. Action Request re. Lowering Speed Limit on Mud Bay Road

B. Public Safety Commission – Record of Decision from 8/28/15 Special Meeting

C. Assembly Board Liaison Reports

D. Assembly Standing Committee Reports

1. Government Affairs & Services Committee – Report of 8/31/15 Meeting

10. UNFINISHED BUSINESS

A. Ordinance 15-06-413

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.

This ordinance was introduced on 6/9/15 and had hearings on 8/25 and 9/8. Following the second hearing, the assembly deliberated and set a third public hearing for 11/10. After a motion to reconsider passed, a new vote on the motion to hold a third hearing failed. Subsequently, a motion to adopt the ordinance was made and then postponed to this meeting so the public could be adequately informed of this turn of events. This is NOT a public hearing, and a motion is already on the table. Therefore, the assembly may proceed with the vote or enter into additional debate.

Motion already on the Table: Adopt Ordinance 15-06-413.

11. NEW BUSINESS

A. Resolutions

B. Ordinances for Introduction

1. Ordinance 15-09-421

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

*This ordinance is recommended by borough manager. His goal for FY16 is to present these to the assembly on a quarterly basis . **Motion:** Introduce Ordinance 15-09-421 and set a first public hearing for 10/13/15 and a second public hearing for 10/27/15.*

* 2. Ordinance 15-09-422

An Ordinance of the Haines Borough amending the Port of Haines Terminal Tariff No. 3 to extend the rate table and to allow for a cruise ship docking discount incentive.

*This ordinance is a necessary follow-up to the 6/23/15 Resolution 15-06-633 adopting a 50% cruise ship docking fee waiver. **Motion:** Introduce Ordinance 15-09-422 and set a first public hearing for 10/13/15 and a second public hearing for 10/27/15.*

C. Other New Business

1. Ordinance 15-06-398

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.

*This ordinance was recommended by the planning commission, and it was introduced on 1/27/15. It had public hearings on 2/10 and 2/24 after which it was referred to the GAS Committee. Following a meeting, that committee referred it back to the planning commission with a committee recommendation. The commission met on 5/14, 7/9, and 8/13 and worked with staff to prepare a substitute ordinance for consideration. If the assembly accepts the substitute, the clerk recommends the assembly schedule another public hearing. **Motion:** Amend Ordinance 15-06-398 by replacing it in its entirety with a substitute ordinance recommended by the planning commission and set a third public hearing for 10/13/15.*

11.C. NEW BUSINESS/Other New Business ---continued---

2. Board Appointments

*An appointment application has been received for a seat on the Library Board. The mayor plans to make the appointment and seeks assembly confirmation. **Motion:** Confirm the mayor's appointment of Vanessa Salmon to the Library Advisory Board for a term ending 11/30/18.*

*** 3. Amend Previously-Adopted Ordinance 15-06-415**

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

*The current Harbor Fee Schedule was adopted via ordinance on 8/11/15. The revision included a \$2.00 per foot moorage rate increase, and the table headings in the schedule correctly showed that change. However, since adoption, staff discovered the amounts in the table columns were not correctly listed. While these amounts are in essence provided as a courtesy for easy reference and might be corrected administratively, the borough clerk recommends, in the interest of transparency, that the assembly take action to amend the adopted ordinance by correcting the dollar amounts. **Motion:** Amend Ordinance 15-06-415 to correct the annual moorage rate table amounts to accurately show the adopted price-per-foot.*

12. CORRESPONDENCE/REQUESTS

A. Request for Review/Revision of Local Bidder Preference – Haines Contractors

Note: The packet also contains a memo from the manager to the assembly regarding this request.

B. Support for the 14B Harbor Design (Informal Petition) – 312 Signatures

C. Harbor Design Comments – D. Schnabel

13. SET MEETING DATES

A. Committee of the Whole – Topic: Cannabis

B. Community Funding Committee

C. Assembly 101 Training – 10/20, 6:00 p.m.

14. PUBLIC COMMENTS

15. ANNOUNCEMENTS/ASSEMBLY COMMENTS

16. ADJOURNMENT