Haines Borough Borough Assembly Meeting #313 AGENDA

April 26, 2016 - 6:30 p.m.

Location: Assembly Chambers, Public Safety Bldg.

Jan Hill, Mavor

Margaret Friedenauer, Assembly Member

Diana Lapham, Assembly Member

Mike Case Assembly Member

Tresham Gregg, Assembly Member

George Campbell, Assembly Member

Ron Jackson, Assembly Member

Brad Ryan Interim 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 <u>asterisk</u> (*) 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

9A - Accept TAB Minutes

9B - Accept PHAC Minutes

9C - Accept MO Committee Minutes

9D - Accept PC Minutes

11A1 - Adopt Resolution 16-04-668

11A2 - Adopt Resolution 16-04-669

11A3 - Adopt Resolution 16-04-670

11A4 - Adopt Resolution 16-04-671

11B1 – Introduce and Schedule Hearings for Ordinance 16-04-433

*4. APPROVAL OF MINUTES - 4/12/16 Regular

5. PUBLIC COMMENTS - Sign-up is NOT required

[This is for any topics <u>not</u> scheduled for public hearing.]

6. MAYOR'S COMMENTS/REPORT

7. PUBLIC HEARINGS

A. Ordinance 16-03-431 - Second Hearing

An Ordinance of the Haines Borough amending Haines Borough Code Section 18.20.020 and Sub-Section 18.80.030(B) to clarify the method of calculating building height.

This ordinance is recommended by the planning commission and was introduced on 3/29/16. The first hearing was on 4/12/16. **Motion**: Adopt Ordinance 16-03-431.

B. Ordinance 16-03-432 - Second Hearing

An Ordinance of the Haines Borough, providing for the addition or amendment of specific line items to the FY16 budget.

This ordinance is recommended by the planning commission and was introduced on 3/29/16. The first hearing was on 4/12/16. The finance committee reviewed this on 4/20 and recommends adoption. Motion: Adopt Ordinance 16-03-432.

8. STAFF/FACILITY REPORTS

- A. Interim Borough Manager 4/26/16 Report
- B. State Lobbyist Status Report (Mr. Thomas will provide an update)

9. COMMITTEE/COMMISSION/BOARD REPORTS & APPROVED MINUTES

- *A. Tourism Advisory Board Minutes of 2/24/16
- *B. Port & Harbor Advisory Committee Minutes of 3/18/16
- *C. Minor Offenses Committee Minutes of 3/30/16
- *D. Planning Commission Minutes of 3/10/16 & Summary of 4/14/16 Meeting
 - E. Assembly Board Liaison Reports
 - F. Assembly Standing Committee Reports

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10. UNFINISHED BUSINESS

A. Sales Tax Exemption Request - St. Vincent de Paul Diocesan Council of SE Alaska

The St. Vincent de Paul Diocesan Council of Southeast Alaska, a 501(c)3 organization, has applied for sales tax exemption status as allowed by HBC 3.80.050(13). The borough has granted sales tax exemption certificates to other non-profit organizations. On 3/29/16, the assembly postponed this item to this meeting to give the applicant an opportunity to provide information regarding Haines activities. The applicant provided additional details.

<u>Motion already on the table</u>: Approve the request from the St. Vincent de Paul Diocesan Council of Southeast Alaska for sales tax exemption status, and authorize the borough clerk to issue an exemption certificate.

B. 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.

On 10/13/15, the assembly postponed adoption of the ordinance to this meeting. The purpose was to allow the ordinance to stay in the public process and return later for further action. An appointed ad hoc committee has been meeting to review this ordinance and to make recommendations for the assembly's consideration. With borough attorney assistance, the committee has been working to prepare a substitute ordinance. The goal for returning this to the assembly was 4/26/16. However, it is not quite ready, so rather than rush it, the group has delayed submittal of the committee's recommendations until the 5/10/16 meeting.

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

This is NOT a public hearing and, since there is a motion already on the table, the assembly may resume debate. However, there really is not much to discuss until the committee's recommendations come forward. This agenda item will appear on the 5/10/16 agenda under Unfinished Business.

11. NEW BUSINESS

A. Resolutions

*1. Resolution 16-04-668

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 2016 summer tourism season.

This is recommended by the harbormaster. Motion: Adopt Resolution 16-04-668.

*2. Resolution 16-04-669

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 2016 summer tourism season.

This is recommended by the harbormaster. Motion: Adopt Resolution 16-04-669.

*3. Resolution 16-04-670

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into a "special use agreement" with Alaska Excursions Inc. for routine use of the Port Chilkoot Dock Lightering Float for the 2016 summer tourism season.

This is recommended by the harbormaster. Motion: Adopt Resolution 16-04-670.

*4. Resolution 16-04-672

A Resolution of the Haines Borough Assembly approving certain unincorporated communities and their respective nonprofit entity for participation in the FY17 Community Revenue Sharing Program.

This resolution is recommended by the finance director and is something that is adopted annually by the assembly. **Motion:** Adopt Resolution 16-04-672.

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11B. NEW BUSINESS --- continued---

B. Ordinances for Introduction

Ordinance 16-04-433

An Ordinance of the Haines Borough amending Haines Borough Code Section 3.60.180 to allow the borough manager to enter into contracts up to \$50,000 in emergencies or extenuating circumstances without following the customary competitive bidding procedures if the manager determines it is in the public interest.

This ordinance is recommended by Brad Ryan from the perspective of both his interim manager and public facilities director positions. Motion: Introduce Ordinance 16-04-433 and set a first public hearing for 5/10/16 and a second public hearing for 5/24/16.

Ordinance 16-04-434

An Ordinance of the Haines Borough, Alaska, providing for the establishment and adoption of the operating budget, capital budget, and capital improvement plan of the Haines Borough for the period July 1, 2016 through June 30, 2017.

This ordinance is recommended by the interim manager. Motion: Introduce Ordinance 16-04-434 and set a first public hearing for 5/10/16 and a second public hearing for 5/24/16.

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- C. Other New Business None
- 12. CORRESPONDENCE/REQUESTS
- 13. SET MEETING DATES
- 14. PUBLIC COMMENTS
- 15. ANNOUNCEMENTS/ASSEMBLY COMMENTS
- 16. ADJOURNMENT

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