

1. **CALL TO ORDER/PLEDGE TO THE FLAG/ROLL CALL:** Mayor **MORPHET** called the meeting to order at 6:30 pm in the Assembly Chambers and led the pledge to the flag.

Present: Mayor Thomas **MORPHET**, Assembly Members Gabe **THOMAS**, Debra **SCHNABEL**, Kevin **FORSTER**, Craig **LOOMIS**, Natalie **DAWSON** and Ben **AULTMAN-MOORE**.

Staff Present: Annette **KREITZER**/Manager, Alekka **FULLERTON**/Clerk, Kiersten **LONG**/Deputy Clerk,

Visitors Present: Thom **ELY**, Richard **CLEMENT**, Ayana **YOUNG**, Patty **CAMPBELL**, Don **TURNER** Jr., Ellen **LARSEN**, Kim **ROSATO**, Eric **HOLLE**, Katie Emma **BEGLEY**, Ayana **YOUNG**, Nora **ZIMMERLY**, Erika **MERKLIN**, Kristin **HATHHORN**, Aaron **BRAKEL** (Southeast Alaska Conservation Counsel) and 69 others on zoom.

2. **APPROVAL OF AGENDA & CONSENT AGENDA**

Motion: **AULTMAN-MOORE** moved to "remove item 3B from the consent agenda and moved to hear item 11C7 to be moved to be heard after item 6A."

Motion: **THOMAS** moved to "approve the agenda and the consent agenda" and the motion carried unanimously.

*3. **APPROVAL OF MINUTES: Minutes from 11/28/23 and 12/12/23 Regular Assembly Meeting and the 12/22/23 Special Assembly Meeting.**

Note: The Minutes were approved by approval of the consent agenda: "Approve minutes from 11/28/23 Regular Assembly Meeting Minutes, 12/12/23 Regular Assembly Meeting Minutes, and the 12/22/23 Special Assembly Meeting Minutes".

Motion: **SCHNABEL** moved to accept the corrected minutes and the motion carried unanimously.

4. **PUBLIC COMMENTS:**

ELY – Questions about Lutak Dock project
CLEMENT - Concerned about population decrease
YOUNG – Questions about Lutak Dock project
CAMPBELL – Support of Lutak Dock and questioned executive session
LARSEN – Worried about violating MARAD requirements
ROSATO – Lutak Dock is not big enough to ship ore
HOLLE – Worried about financial exposure from FEMA and MARAD
TURNER – Current Assembly Members have caused the problems
MERKLIN – Concerns about Mosquito Lake Facility MOU
HATHHORN – Does not support current Lutak Dock project
ZIMMERLY – Respect program requirements
BRAKEL – Southeast Alaska Conservation Counsel

5. **ASSEMBLY COMMENTS:**

DAWSON – Has not contacted MARAD or Senators
SCHNABEL – Thank you for plowing walkway in Tlingit Park
FORSTER – You can call him by his first name

6. MAYOR'S REPORT and COMMENTS:

Mayor announced Strategic Planning with Mila Cosgrove on 2/3/24 from 1-5, location TBD and provided an update on contract Assessor

A. Proclamation for Community Builder Award – Four Winds Resource Center

** Clerk's Note: Item 11C7 was heard at this time.

7. PUBLIC HEARINGS

A. Ordinance 23-11-663 – Second Hearing

An Ordinance of the Haines Borough, Providing for the Addition or Amendment of Specific Line Items to the FY24 Budget.

The Mayor opened and closed the public hearing at 8:16 pm since no member of the public chose to speak with respect to this issue.

Motion: SCHNABEL moved to "Adopt Ordinance 23-11-663 with an amendment to appropriate \$10,000 to oppose the APT rate increase" and the motion carried unanimously.

8. STAFF/FACILITY REPORTS

A. Borough Manager Report – January 4, 2024

9. COMMITTEE/COMMISSION/BOARD REPORTS & APPROVED MINUTES –

A. Property Tax Assessment Ad Hoc Advisory Board – 11/30/23 and 12/11/23 minutes

B. Planning Commission – 11/9/23 Minutes

C. Ports and Harbors Advisory Committee – 11/16/23 Minutes

10. UNFINISHED BUSINESS - None

11. NEW BUSINESS

A. Resolutions

1. Resolution 24-01-1082

Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute a change order with Agnew::Beck for an additional \$78,130 to complete the Comprehensive Plan Revision

No member of the public chose to speak with respect to this Resolution.

Motion: SCHNABEL moved to "Adopt Resolution 24-01-1082," and the motion carried unanimously.

2. Resolution 24-01-1083

Resolution of the Haines Borough Assembly Supporting Efforts to Improve Competitiveness and Resilience of the Alaska Seafood Industry.

Katie Emma **BEGLEY** asked the Assembly NOT to support this Resolution.

Motion: SCHNABEL moved to "Adopt Resolution 24-01-1083" and the motion carried 4-1 with **DAWSON** in opposition.

B. Ordinances for Introduction – None

11. NEW BUSINESS - Continued

C. Other New Business

- *1. Boards and Commissions:** Confirmation of Mayor's Reappointment of Norman Hughes to the Ports and Harbors Advisory Committee with a seat termination date of 11/252 and Jenty Fowler to the Library Advisory Board with a seat termination date of 11/26.

Note: The Mayor's reappointments of Norman Hughes to PHAC and Jenty Fowler to LAB were approved by approval of the consent agenda.

- 2. Comprehensive Plan Update - Verbal**

- 3. Motion for Reconsideration Regarding Borough Attorney RFP:**

Assembly Member Loomis has indicated he would like to move to reconsider the motion regarding the Borough Attorney RFP. The motion for reconsideration is timely and allowed since HBC 2.10.170 provides that the motion must be made at the original meeting or the next meeting, must be made by an individual on the prevailing side and must not have passed out of the hands of the Assembly. If the motion for reconsideration is successful, the debate shall resume before the vote was taken, the matter may be amended and debate shall be limited to 25 minutes (with an individual assembly member limited to 5 minutes).

Motion: LOOMIS moved to "Reconsider the timing of the Borough Attorney RFP," and the motion 4-2 with **THOMAS** and **SCHNABEL** in opposition.

Motion: LOOMIS moved to "I move we instruct the Manager to advertise RFP's for Haines Borough legal counsel with a closing deadline of March 1, 2024 for said proposals,"

Primary Amendment: DAWSON moved to "amend the motion to have the RFP issued by March 15, 2024," and the motion carried 5-1 with **THOMAS** in opposition.

And the motion, as amended, carried 5-1 with **THOMAS** in opposition.

- 4. Motion to Refer Development of Anti-Bullying Policy to the Government Affairs and Services Committee**

Motion: LOOMIS moved to "Refer the development of an Anti-Bullying Policy to the Government Affairs and Services Committee," and the motion carried unanimously.

- 5. Amendment of Heliskiing Flight Rules, GPS Data Collection, Submission, and Compliance Policy**

Motion: FORSTER moved to "Adopt the Manager's recommendations with the amendment to appropriate permit funds to support InfoX subscriptions either directly or through a credit and require the sharing of that information with the Haines Avalanche Center," and the motion carried unanimously.

- 6. Draft Response Letter to Chilkat Indian Village**

Mayor Morphet was asked to draft a response letter to CIV for Assembly approval.

Motion: SCHNABEL moved to "inform CIV that we are not supporting an EIS at this time," and the motion carries 4-2 with **LOOMIS** and **AULTMAN-MOORE** in opposition.

Motion: FORSTER moved to extend the meeting past 10:00 pm and the motion carried 4-2 with **THOMAS** and **AULTMAN-MOORE** in opposition.

** Clerk's Note: A 10-minute recess was taken at this time.

11. NEW BUSINESS

C. Other New Business – Continued

7. Lutak Dock Update/Discussion including Borough Attorney

Motion: FORSTER moved to "Direct the Manager to communicate with R&M as our Owner Advisor regarding what it would take to get an unbiased comparison of the maintenance and lifespan of the current design and the original design for Lutak Dock, and if the cost is reasonable, we should request that comparison," and the motion carried 5-1 with **THOMAS** in opposition.

Motion: THOMAS moved to "Direct the Clerk to draft a proposition for a charter amendment that would prohibit ore storage and shipment at Lutak Dock," and the motion carried unanimously.

Motion: SCHNABEL moved to "table the rest of this matter to be heard at the end of New Business," and the motion carried unanimously.

*** Clerk's Note: This matter was tabled at this point to be heard after New Business.*

Motion: THOMAS moved to "move into executive session as allowed by AS 44.62.310(C)(1)(A) to discuss with the borough attorney matters, the immediate knowledge of which would clearly have an adverse effect upon the finance of the government unit; the Borough Manager, Borough Clerk, Deputy Clerk and Borough Attorney are invited to attend" and the motion carried 5-1 with **THOMAS** in opposition.

8. Assembly/Manager Communications –

The Mayor requests the Assembly discuss:

(1) Assembly/Manager Communications

Motion: FORSTER moved to "Refer the creation of a Manager's Report template to the GASC," and the motion carried unanimously.

(2) Assembly/Manager procedures

(3) Manager workload

12. CORRESPONDENCE –

A. DNR Public Notice – Requesting Input on a Proposed Relinquishment of State Entitlement Lands

B. HEDC Report – Haines Homebuilding Report

13. SET MEETING DATES –

A. Manager Evaluation/Review- The Evaluation forms sent out by 1/12 with the evaluations due back from the Assembly to the Mayor by 1/19 with a Committee-of-the Whole evaluation meeting on 1/25 at 5:30 pm.

B. Strategic Planning Saturday, February 3, 2024 from 1-5 location:TBD

14. PUBLIC COMMENT: SARGENT- hire a project manager

TURNER – Apology to DAWSON

BEGLEY – Reduce the budget

15. ANNOUNCEMENTS/ASSEMBLY COMMENTS/DIRECTION TO OFFICERS

16. ADJOURNMENT at 11:25 pm.

ATTEST:

Thomas C. Morphet, Mayor

Alekk Fullerton, MMC, Borough Clerk