

  
**Haines Borough**  
**Borough Assembly Meeting #486**  
**April 9, 2024**  
**MINUTES**

**Draft**

**3**

1. **CALL TO ORDER/PLEDGE TO THE FLAG/ROLL CALL:** Mayor **MORPHET** called the meeting to order at 6:00 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**, Ben **AULTMAN-MOORE** and Natalie **DAWSON**.

**Staff Present:** Annette **KREITZER**/Manager, Alekka **FULLERTON**/Clerk, Kiersten **LONG**/Deputy Clerk, Dave **LONG**/Public Facilities Technician

**Visitors Present:** Rob **GOLDBERG**, Diana **LAPHAM**, Blythe **CARTER**, Kim **ROSADO**, Ellen **LARSON**, Brenda **JOSEPHSON**, Roy **JOSEPHSON**, Paul **ROGERS**, Patty **BROWN**, Darsie **CULBECK**, Eben **SARGENT**, Glenda **GILBERT**, Katie Emma **BEGLEY**, Joe **PARNELL**, Don **TURNER JR**, Liz **LANDES**, and others on zoom.

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

**Motion:** **FORSTER** moved to "approve the agenda and consent agenda"

**SCHNABEL** asked to remove the 3/26/24 minutes from the consent agenda

**DAWSON** asked to move "Direction to Officers" from item 15 to after item 8A

And the motion, as amended, carried unanimously.

3. **APPROVAL OF MINUTES:** - Approve the following Minutes:

- A. 3/26/24 Regular Assembly Meeting Minutes

**Motion:** **SCHNBEL** moved to "Approve the minutes of the March 26, 2024 meeting," and the motion carried unanimously.

4. **PUBLIC COMMENTS:**

**GOLDBERG:** Spoke about civility and lack of Borough Planner

**B. JOSEPHSON:** (including time yielded from Kim Rosado) Not in support of "letter in support of HB 347"

**LAPHAM:** Complaints against an Assembly Member

**LARSON:** In Support of Natalie Dawson

**CARTER:** Not in support of proposed letter in support of HB 347

**R. JOSEPHSON:** Not in support of proposed letter in support of HB 347

**ROGERS:** Not in support of proposed letter in support of HB 347

**TURNER JR:** Supporting the First Amendment

**LANDES:** Comments in Support of Ore Containerization Ordinance

**BEGLEY:** Encouraged to THINK with different acronyms and questioned CFO report

**CULBECK:** Wants a personnel meeting

**PLACHTA:** Studying Lutak Dock documents

**LAPP:** Reconsider Ordinance 666

5. **ASSEMBLY COMMENTS:**

**DAWSON:** Wanted to address comments about her employment; she works for Alaska Venture Fund; the Alaska Venture Fund's mission is to provide philanthropic opportunities for different projects; no one asked her directly what she does for work.

**AULTMAN-MOORE:** Similarly commented that he has not been a board member of LCC since October of 2022.

**THOMAS:** Disclosure of work with CIA.

**6. MAYOR'S REPORT and COMMENTS:**

The Mayor has submitted a written report and commented on Borough Clerk Alekka Fullerton's resignation.

**7. PUBLIC HEARINGS**

**A. Ordinance 24-02-668**

**An Ordinance of the Haines Borough Assembly Amending Haines Borough Code Section 3.72.105 Exchange of Information**

The Mayor opened the public hearing at 7:39 pm and the following members of the public chose to speak with respect to this issue: **ROGERS, ROSADO, B. JOSEPHSON, CARTER.** Hearing no further comments, the public hearing was closed at 7:58 pm.

**Motion:** **FORSTER** moved to "Adopt Ordinance 24-02-668"

**Primary Amendment:** **FORSTER** moved to replace the introduced Ordinance with the revised version posted to the website,

**Secondary Amendment:** **FORSTER** moved to replace the word "will" in Section F with the word "may" and the motion carried unanimously.

**Secondary Amendment:** **SCHNABEL** moved to replace C with the following language:

*The appellant must provide their information to be received by the Haines Borough office 10 business days before the appeal hearing date scheduled by first-class mail, email or by personal delivery.*

And the motion carried unanimously.

**Secondary Amendment:** **AULTMAN-MOORE** moved to "replace the word "related to" with "used to determine" and to eliminate the word "all" in E," and the motion carried unanimously.

The primary amendment, as amended, carried unanimously.

The Ordinance was adopted, as amended, unanimously by roll call vote.

**Motion:** **SCHNABEL** moved "By December 1, 2024, the Exchange of Information Ordinance be reviewed for evaluation of its effectiveness of the appeal process," and the motion carried unanimously.

**B. Ordinance 24-03-670**

**An Ordinance of the Haines Borough Assembly Amending Haines Borough Code Section 18.40.030 Procedure – Staff decision.**

The Mayor opened and closed the public hearing at 7:59 pm since no member of the public chose to speak with respect to this ordinance.

**Motion:** **SCHNABEL** moved to "Amend the date from 10 business days to 15 business days and the motion **FAILED** 5-1 with **SCHNABEL** in favor of the amendment.

**8. STAFF/FACILITY REPORTS**

- A. Borough Manager Report – Supplemental Report**
- B. Finance Director Report – Property tax History Compared to Inflation**

\* Clerk's note: Direction to the Officers was moved to be heard at this point in the meeting.

**Motion: LOOMIS** moved to "Advertise the Manager position May 15 through September 30," and the motion **FAILED** with **DAWSON** and **LOOMIS** in favor.

**Motion: SCHNABEL** moved to "Schedule an Executive Session with the Manager in June to assess where we stand," and the motion carried 4-3 with the Mayor breaking the tie in the affirmative and with **SCHNABEL, FORSTER and THOMAS** also in support.

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

- A. Assembly Standing Committee Referred Topics**
- B. Ports and Harbors Advisory Committee – February 22, 2024 Minutes**
- C. Parks & Recreation Advisory Committee –February 22, 2024 Minutes**

**10. UNFINISHED BUSINESS – None**

**11. NEW BUSINESS**

- A. Resolutions** (Individual comments are limited to 3 minutes unless another yields 3 minutes to the speaker in advance)

**1. Resolution 24-04-1107**

**A Resolution of the Haines Borough Assembly authorizing the Borough Manager to execute a construction contract with Glacier Construction, Inc. dba Southeast Road Builders for the Dalton Street Repairs project for an amount not to exceed \$753,822.00.**

**Motion: AULTMAN-MOORE** moved to "Adopt Resolution 24-04-1107," and the motion carried unanimously in a roll call vote.

**B. Ordinances for Introduction**

**1. Ordinance 24-04-669**

**An Ordinance of the Haines Borough Assembly Amending Haines Borough Code Defining Ore and Requiring Bulk Ore and Ore Concentrate Shipments through the Haines Borough be Containerized.**

**Public Comment: CARTER, HOLLE**

**Motion: AULTMAN-MOORE** moved to "Introduce Ordinance 24-04-669 and set a first public hearing for 4/23/24 and a second public hearing for 5/14/24," and the motion carried unanimously.

## 11. NEW BUSINESS

### B. Ordinances for Introduction – *Continued*

2. **Ordinance 24-04-671**  
**An Ordinance of the Haines Borough Assembly Amending Haines Borough Code Section 3.70.040(F) Local Exemptions and Exclusions-Hardship Exemption.**

**Motion:** **FORSTER** moved to “Introduce Ordinance 24-04-671 and set a first public hearing for 4/23/24 and a second public hearing for 5/14/24,” and the motion carried unanimously.

3. **Ordinance 24-04-672**  
**An Ordinance of the Haines Borough Assembly Amending Haines Borough Code Section 7.08.050 Historic Dalton Trail Road Maintenance Service Area to Provide for Commercial Fees.**

**Motion:** **SCHNABEL** moved to “Introduce Ordinance 24-04-672 and set a first public hearing for 4/23/24 and a second public hearing for 5/14/24,” and the motion carried unanimously.

4. **Ordinance 24-04-673**  
**An Ordinance of the Haines Borough Assembly Amending Haines Borough Code Section 2.08.060 Meetings of the Assembly to Change Regular Assembly Meeting Time.**

**Motion:** **SCHNABEL** moved to “Introduce Ordinance 24-04-673 and set a first public hearing for 4/23/24 and a second public hearing for 5/14/24,” and the motion carried 5-1 with **THOMAS** in opposition.

5. **Ordinance 24-04-674**  
**An Ordinance of the Haines Borough Assembly Amending Haines Borough Code Section 2.84.010 Personal Leave Accrual.**

**Motion:** **AULTMAN-MOORE** moved to “Introduce Ordinance 24-04-674 and set a first public hearing for 4/23/24 and a second public hearing for 5/14/24,” and the motion carried 5-1 with **SCHNABEL** in opposition.

### C. Other New Business

1. **Request for Reconsideration: Ordinance 24-02-666**  
**An Ordinance of the Haines Borough Assembly Repealing and Replacing Haines Borough Code Section 3.72.110 Board of Equalization; Adding Section 3.72.115 Hearing Panels of the Board of Equalization; and Amending 3.72.100 Appeals.**

**Motion:** **SCHNABEL** moved to “Reconsider Ordinance 24-02-666,” and the motion carried unanimously.

## 11. NEW BUSINESS

### C. Other New Business

#### 1. Request for Reconsideration: Ordinance 24-02-666 –Continued

**Motion:** **FORSTER** moved to “Amend Section 3.72.115(B) A hearing panel shall be composed of not less than five members. For each hearing panel, the presiding officer shall designate at least ~~three~~ **four** members as panelists and one member as an alternate,” and the motion carried unanimously.

**Motion:** **SCHNABEL** moved to “Amend Section 3.72.110(A). Board of Equalization Established. There shall be a board of equalization consisting of no fewer than five nor more than nine members **configured in panels of four** that shall hear appeals from determinations of the assessor,” and the motion carried unanimously.

**Motion:** **FORSTER** moved to “Adopt Ordinance 24-02-666 as amended,” and the motion carried 5-1 with **SCHNABEL** in opposition.

#### 2. Amendment of Previously Adopted Legislation: Resolution 24-03-1105 **A Resolution of the Haines Borough Assembly Authorizing a Change Order and Reconciliation for the Professional Design and Engineering Contract with proHNS LLC for the December 2020 Natural Disaster Borough Road Repairs Projects for an amount not to exceed \$85,951.43**

**Motion:** **THOMAS** moved to “Amend the previously adopted Resolution 24-03-1105 to include an extension of time until December 31, 2025 for completion of the work,” and the motion carried unanimously.

#### 3. Appeal of Vacation of Planning Commission Decision – Southeast Road Builders, Conditional Use Permit for Resource Extraction Permit #23-87.

**Motion:** **SCHNABEL** moved to “Rehear the Planning Commission’s vacation of Resource Extraction permit #23-87,” and the motion carried 5-1 with **DAWSON** in opposition.

#### 4. Appeal of Planning Commission Decision – Denial of Southeast Road Builders, Conditional Use Permit for Resource Extraction Permit #23-87B.

**Motion:** **SCHNABEL** moved to “Rehear the Planning Commission denial of Resource Extraction permit #23-87B,” and the motion carried 5-1 with **DAWSON** in opposition.

#### 5. PRAC Request for Action: Adoption of RERC

**Motion:** **FORSTER** moved to “Adopt the Haines Community Action Plan from the Recreation Economy for Rural Communities,” and the motion carried unanimously.

#### 6. Letter of Support for House Bill 347

- Concerns with the assessment process instead of “skyrocketing assessments”
- Reword what we want in the positive.
- Absent objection, the Mayor will send a more positive letter from the Haines Borough supporting HB 347 and SB 242.

**12. CORRESPONDENCE**

**13. SET MEETING DATES**

**A. Lutak Dock Worksession – May 8**

**B. Townhall Meeting re Haines Community Safety & Training Center- May 22**

**14. PUBLIC COMMENT**

**PARNELL-** Derelict buildings in Fort Seward

**TURNER JR-** Personnel problems

**15. ANNOUNCEMENTS/ASSEMBLY COMMENTS/DIRECTION TO OFFICERS**

**16. ADJOURNMENT 10:00 pm**

ATTEST:

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Thomas C. Morphet, Mayor

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Aleka Fullerton, MMC, Borough Clerk