


Haines Borough
Borough Assembly Meeting #246
AGENDA

May 28, 2013 - 6:30 p.m.

Location: Assembly Chambers, Public Safety Bldg.

Stephanie Scott,
Mayor

Dave Berry Jr.,
Seat A
Assembly Member

Steve Vick,
Seat B
Assembly Member

Debra Schnabel,
Seat C
Assembly Member

Joanne Waterman,
Seat D
Assembly Member

Norman Smith,
Seat E
Assembly Member

Jerry Lapp,
Seat F
Assembly Member

Mark Earnest,
Borough Manager

Julie Cozzi,
Borough Clerk

Michelle Webb,
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
- 8B – Museum Report
- 9A – Planning Commission Minutes
- 9B – Museum Board Minutes
- 9C – Tourism Board Minutes
- 11A1 – Adoption of Resolution 13-05-464
- 11A2 – Adoption of Resolution 13-05-465
- 11A3 – Adoption of Resolution 13-05-466
- 11B1 – Introduction of Ordinance 13-05-328
- 11B2 – Introduction of Ordinance 13-05-329
- 11B3 – Introduction of Ordinance 13-05-330
- 11B4 – Introduction of Ordinance 13-05-331
- 11C1 – Advisory Board Appointments

*** 4. APPROVAL OF MINUTES – May 14, 2013 Regular**

5. PUBLIC COMMENTS [Any topics not scheduled for public hearing]

6. MAYOR'S COMMENTS/REPORT

7. PUBLIC HEARINGS

A. Ordinance 13-04-323 – Second Hearing

An Ordinance of the Haines Borough, providing for the addition or amendment of specific line items to the FY13 Budget.

This ordinance is recommended by the finance committee and the borough manager. It was introduced on 4/23 and had a first public hearing on 5/14 and a second on 5/28.

Motion: Adopt Ordinance 13-04-323.

B. Ordinance 13-04-324 – Second Hearing

An Ordinance of the Haines Borough, Alaska, providing for the establishment and adoption of the budget of the Haines Borough for the Period July 1, 2013 through June 30, 2014 (Fiscal Year 2014).

*This ordinance is recommended by the borough manager. It was introduced on 4/23 and had a first public hearing on 5/14 and a second on 5/28. **Motion:** Advance Ordinance 13-04-324 to a third public hearing on 6/11/13.*

C. Ordinance 13-05-325 – First Hearing

An Ordinance of the Haines Borough amending Haines Borough Code Chapter 2.40 and Section 2.50.040 to authorize the manager to appoint the police chief, to modify the duties of the police chief, and to make the hiring of police and correctional officers subject to state law.

*This ordinance is recommended by the personnel committee. It was introduced on 5/14. **Motion:** Advance Ordinance 13-05-325 to a second public hearing on 6/11/13.*

7. **PUBLIC HEARINGS** ---continued---

D. **Ordinance 13-05-326** – First Hearing

An Ordinance of the Haines Borough amending Borough Code Title 16, Section 16.16.010 establishing a deadline for returning harbor slip license agreements.

*This ordinance is recommended by the harbormaster and the port and harbor advisory committee. It was introduced on 5/14. **Motion:** Advance Ordinance 13-05-326 to a second public hearing on 6/11/13.*

8. **STAFF/FACILITY REPORTS**

A. **Borough Manager** – 5/28/13 Report

1. Telephone Conversation with Brad Gilman, Federal Lobbyist – tentative

*B. **Sheldon Museum** – Staff Report of April 2013

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

*A. **Planning Commission** – Minutes of 4/18/13

*B. **Museum Board of Trustees** – Minutes of 4/17/13

*C. **Tourism Advisory Board** – Minutes of 3/27/13

D. **Assembly Standing Committee Reports**

10. **UNFINISHED BUSINESS**

A. **Sales Tax Exemption Request – Great Bear Foundation**

Note: Great Bear Foundation, a 501(c)3 organization, applied for sales tax exemption status as allowed by HBC 3.80.050(13). On 4/23, the assembly postponed consideration of the approval motion to until this meeting to allow the borough's finance director additional time to research the question of a nonprofit having ancillary revenue-generating sales. Debate will resume on the following motion: "approve the request from Great Bear Foundation for sales tax exemption status, and authorize the borough clerk to issue an exemption certificate."

11. **NEW BUSINESS**

A. **Resolutions**

*1. **Resolution 13-05-464**

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to enter into a contract with Southeast Road Builders, Inc. to provide D-1, Sand, and Pit Run materials to the Borough for 2013-14.

*This resolution is recommended by the manager and the director of public facilities. **Motion:** Adopt Resolution 13-05-464.*

*2. **Resolution 13-05-465**

A Resolution of the Haines Borough Assembly Supporting Naming the Haines Borough a Purple Heart Borough.

*This resolution is recommended by the mayor. **Motion:** Adopt Resolution 13-05-465.*

*3. **Resolution 13-05-466**

A Resolution of the Haines Borough Assembly authorizing the Borough Manager to contract with Murray and Associates, P.C. in the amount of \$27,269 for mechanical and electrical engineering for the Haines School fan replacement project.

*This resolution was requested by the director of public facilities. **Motion:** Adopt Resolution 13-05-466.*

B. **Ordinances for Introduction**

*1. **Ordinance 13-05-328**

An Ordinance of the Haines Borough amending Borough Code Title 18, Section 18.80.030 to only require conditional use approval for the construction of a building within 15 feet of an adjacent building if one or both of the buildings is for human occupancy.

*This is recommended by the planning commission. **Motion:** Introduce Ordinance 13-05-328 and set a first public hearing for 6/11/13.*

*2. **Ordinance 13-05-329**

An Ordinance of the Haines Borough amending Borough Code Title 18, Section 18.80.040 to allow adjacent on-street parking to count toward the parking requirement.

*This is recommended by the planning commission. **Motion:** Introduce Ordinance 13-05-329 and set a first public hearing for 6/11/13.*

11B. NEW BUSINESS/Ordinances for Introduction ---continued---

***3. Ordinance 13-05-330**

An Ordinance of the Haines Borough amending Borough Code Title 18, Section 18.20.020 to adjust the time limit in the definition for "temporary use" to be consistent with the time period for temporary residence permits in Section 18.60.020.

*This is recommended by the planning commission. **Motion:** Introduce Ordinance 13-05-330 and set a first public hearing for 6/11/13.*

***4. Ordinance 13-05-331**

An Ordinance of the Haines Borough adopting, by ordinance, a revised fee schedule that clarifies qualification for winter moorage rates.

*This is recommended by the harbormaster. **Motion:** Introduce Ordinance 13-05-331 and set a first public hearing for 6/11/13.*

5. Ordinance 13-05-327

An Ordinance of the Haines Borough amending borough code title 2, sections 2.08.010, 2.68.140, 2.68.200, and 2.68.510 to allow for election of assembly and school board members through single lists of candidates.

*On 5/14/13, this ordinance was referred to the Government Affairs & Services Committee that met on 5/23. It is on this assembly agenda at the mayor's request. **Motion:** Introduce Ordinance 13-05-327 and set a first public hearing for 6/11/13.*

C. Other New Business

***1. Board Appointments**

*An appointment application has been received for a seat on the museum board. The mayor plans to make the appointment and seeks assembly confirmation. **Motion:** Confirm the mayor's appointment of John Hagen to the Museum Board of Trustees for a term ending 11/2015.*

12. SET MEETING DATES

A. Schedule 3rd Board of Equalization

13. PUBLIC COMMENTS

14. ANNOUNCEMENTS/ASSEMBLY COMMENTS

15. ADJOURNMENT