

Minutes of the Public Hearing  
Denali Borough Assembly  
Tri-Valley Community Center  
August 13, 2008

CALL TO ORDER The public Hearing was called to order at 6:00 PM.

ROLL CALL Assembly members present: Baxter Mercer, Clay Walker, Eileen Holmes, John Winklmann, Josh Hockin and Armeda Bulard. Teresa Chepoda Usibelli and David Evans were absent. Mayor Talerico was also in attendance.

PUBLIC COMMENTS 1.) **ORDINANCE 07-24, Version D:** An ordinance to amend Chapter 6.15 of the Denali Borough Code of Ordinances, titled Solid Waste.

There were no comments.

2.) **ORDINANCE 08-04, Version A:** an ordinance appropriating \$400,000 from the Permanent Investment Funds to balance out the Denali Borough Landfill Closure Fund.

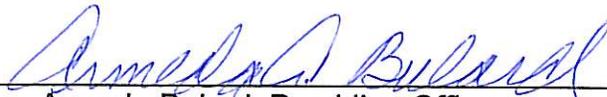
There were no comments.

3.) **ORDINANCE 08-18, Version A:** An ordinance amending the Denali Borough Code 1.15.040 and 1.15.130 regarding fiscal notes.

There were no comments.

ADJOURNMENT BULARD declared the public hearing adjourned at 6:10 PM

APPROVED:

  
Armeda Bulard, Presiding Officer

ATTEST:

  
Gail Pieknik, Borough Clerk

Date Approved: SEPTEMBER 10, 2008

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**Minutes of the Regular Meeting  
Denali Borough Assembly  
Tri-Valley Community Center  
August 13, 2008**

CALL TO ORDER Acting Presiding Officer Armeda BULARD called the regular meeting to order at 6:11 PM.

ROLL CALL Assembly members present: Eileen Holmes, Baxter Mercer, John Winklmann, Josh Hockin, Armeda Bulard and Clay Walker. Teresa Chepoda Usibelli arrived at 6:15. David Evans was absent. Mayor Talerico was also in attendance.

The clerk informed the assembly that David EVANS called in and asked to be excused.

HOLMES MOVED to excuse EVANS. WALKER seconded. The VOTE was unanimous.

PUBLIC COMMENTS Steve Denton, Healy, expressed discontent over residents creating brush piles in Dry Creek near his residence. Denton lives off Killian Road. He has also noticed garbage being dumped on the south end of Killian Road. He produced pictures to the assembly. Denton suggested that the public be educated on what the borough landfill accepts, hours of operation and the tipping fees.

Steve Jones, Comprehensive Plan Adhoc Committee, commented on the mayor's annual land use work plan. He would like to see a municipal land sale included in the draft that would take place around June 2009.

Annmarie Boniakowski, B&B owner in Healy, supports the resolutions on the agenda in reference to supporting small businesses within the borough. She has heard rumor about people complaining about traffic that is caused by the B&B's. She feels that the customers of the B&B's are very respectable. They support the local restaurants, rafting companies and gift stores. The borough receives revenue through overnight accommodations taxes.

Samarian and Mike Low, Denali Community Transportation Committee, hired a non-profit company to come here and help with a plan for public transportation throughout the borough. The committee is asking for donations to help with the transportation costs from Colorado.

1 AGENDA MERCER MOVED to approve the agenda. WINKLMANN seconded.  
2  
3 MERCER MOVED to add Resolution 08-20, "state assistance request  
4 for flood areas within the Denali Borough" as number 6, under  
5 Resolutions. WINKLMANN seconded.  
6  
7 The VOTE to approve the agenda as amended was unanimous.  
8

9 MINUTES 1.) July 9, 2008 Public Hearing and Assembly Regular meeting.  
10  
11 MERCER MOVED to approve. WALKER seconded. The VOTE to  
12 approve the minutes was unanimous.  
13

14 REPORTS 1.) June 2008 Financial Report.  
15  
16 MERCER MOVED to receive the financial report. HOCKIN seconded.  
17 The VOTE was unanimous.  
18  
19 2.) Mayor's Report  
20  
21 • September 9, 2008, 4:00 – 6:00 PM, there will be a meeting with  
22 BLM to review and discuss the 17b easements.  
23 • Denali Borough was mentioned in the Governor's Disaster  
24 Assistance Proclamation. We are working with the state disaster  
25 office to see what can be done.  
26 • The mayor filled the borough planner position.  
27 • The landfill TD15 loader needs a new undercarriage and the  
28 Samsung loader needs much work. The mayor suggested  
29 putting them up for sale because they have been replaced.  
30 • The draft RFP for the survey and design of a new inert pit is  
31 ready to go. Ken Spiers, DEC, explained the new inert pit must  
32 be placed outside the current footprint of the landfill. The plan  
33 would be to set 40 acres east of the current landfill aside for the  
34 next landfill and then create an inert landfill east of the 40 acres.  
35 • The scrap metal company took 385.7 tons of scrap metal from  
36 the landfill for recycling. There is a business in Cantwell that  
37 also does recycling of scrap metal.  
38 • The landfill employees received their 10 hour OSHA training  
39 cards.  
40 • The new monitor well will be installed shortly at the landfill.  
41 • Cantwell School needs a new well. The mayor will bring a non-  
42 code ordinance to the next meeting to allocate money for the  
43 project from the major school maintenance fund.  
44  
45

1 3.) School Report  
2

- 3 • Kim Langton, Denali Borough School Superintendent,  
4 spoke about the resignation of school board member  
5 Teresa Hall. Teresa will be moving from the area.  
6 Everyone wishes her the best and thanked her for all of  
7 her hard work in the community. She will be greatly  
8 missed.
- 9 • PGAINS Scores: Anderson School received the highest  
10 score of 90% in Language Arts. Tri-Valley School  
11 average score of 88%.
- 12 • We will have new principals in Anderson and Tri-Valley  
13 Schools.

14  
15 4.) Assembly Advisory Committee report: Resignation of committee  
16 member Teresa Hall.

17  
18 The presiding officer read Hall's resignation letter into the record.  
19 MERCER MOVED to accept. WINKLMANN seconded. The VOTE was  
20 unanimous.

21  
22 The assembly members thanked Ms. Hall for all of her hard work in the  
23 borough. She will be greatly missed.

24  
25 5.) Assembly Comments:

26  
27 WALKER attended the Eielson grand opening and dedication  
28 ceremony. It was a wonderful event with the most stunning backdrop.  
29 He spoke about the McKinley Village junction at the Parks Highway and  
30 the increase in foot traffic and vehicles. There is no signage at all to  
31 give the drivers a heads-up that they are coming into a high pedestrian  
32 and bus traffic area. He would like to see something done about this  
33 dangerous situation.

34  
35 MERCER asked if the superintendent for Denali National Park (DNP)  
36 could be contacted to see if he would be able to help with this issue  
37 since the intersection is within the Park.

38  
39 Mayor Talerico has been in touch with the DNP assistant  
40 superintendent about this. They have been concerned as well. We  
41 should get some pictures of the problems in the area because pictures  
42 seem to really help when dealing with DOT&PF.  
43

1 MERCER suggested giving the two acre plot under the McKinley  
2 Village Community Center to the non-profit group because it is a public  
3 facility and other facilities have their own land.

4  
5 USIBELLI supports the resolutions on small businesses and B&B's.  
6 She encouraged the assembly to pass them. She spoke about the  
7 Reisland family. In 1968, the Reisland family started their Grizzly Bear  
8 Cabins.  
9

10 USIBELLI read an article on the history of Grizzly Bear. Scott Reisland  
11 works hard to support local businesses by going to Juneau and lobby  
12 for small business and the area.  
13

14 USIBELLI spoke about the Salmon Bake and the Small Business  
15 Administration award that they received.  
16

17 BULARD attended the Eielson Center grand opening and dedication  
18 and she thought that it was a wonderful event.  
19

20 COMMUNICATIONS Charles McKee, U.S Census Bureau  
21 AND  
22 APPEARANCES

- 23 • The US Census will be done in 2010
- 24 • Staff will be hired to fill the Anchorage office
- 25 • There will be 5,000 employees or more hired
- 26 • It is the law to do a count of the population every 10 years
- 27 • Alaska has the worst rate of return on the count sheets
- 28 • The Census Borough needs help finding people to help
- 29 • Would appreciate the support of local government by approving  
30 Resolution 08-19  
31

32 BREAK

The Presiding Officer called for a break at 7:25 PM.  
33 The meeting was called back to order at 7:37 PM.  
34

35 ORDINANCES  
36 TO BE  
37 INTRODUCED

1.) **ORDINANCE 08-20:** An ordinance amending the Denali Borough  
Code, Chapter 2.35 titled Travel Allowances.

38 MERCER MOVED to introduce. HOLMES seconded. The roll call  
39 VOTE was unanimous.  
40

41 MERCER MOVED to postpone to the next meeting. WINKLMANN  
42 seconded. The VOTE was unanimous.  
43

44 2.) **ORDINANCE 08-21:** An ordinance amending the Denali Borough  
45 Code of Ordinances, Chapter 3.20.045 titled Review of Public Funds.

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WINKLMANN MOVED to introduce. USIBELLI seconded.

MERCER MOVED to amend by deleting in A, "and the borough assembly" and inserting after March 1, "and to be available at the March regular meeting," WINKLMANN seconded.

USIBELLI would like to see all grant applications that come to the assembly include a resolution for assembly approval.

MERCER would like to see the year-end reporting at the March meeting.

WINKLMANN agreed with MERCER.

The VOTE on the amendment was unanimous.

The roll call VOTE on the main motion was unanimous.

PENDING  
ORDINANCES

1.) **ORDINANCE 07-24, Version D:** An ordinance to amend Chapter 6.15 of the Denali Borough Code of Ordinances, titled Solid Waste.

MERCER MOVED to adopt. HOLMES seconded. The roll call VOTE was 6-1 with WINKLMANN opposed.

2. **ORDINANCE 08-04, Version A:** an ordinance appropriating \$400,000 from the Permanent Investment Funds to balance out the Denali Borough Landfill Closure Fund.

MERCER explained the purpose of this ordinance. There is approximately 1.2 million in the Permanent Investment Fund

MERCER MOVED to adopt. HOLMES seconded.

MERCER reiterated that this ordinance will go to the voters in the November election. It will bring the borough into compliance with the State of Alaska.

Leroy Lausen, Healy, asked how much can be spent out of the permanent fund without a vote of the people. MERCER answered that half of the interest made in one year can be spent without a ballot measure.

1 WINKLMANN spoke against this ordinance feeling that the money can  
2 come from somewhere else. Taking money out of the Permanent  
3 Investment Fund will create penalties. He feels that the Permanent  
4 Fund was set up for emergencies and not fix a mistake.  
5

6 Mayor Talerico read from the 2002 audit which stated that the borough  
7 was to have \$12,150 in the closure fund. The borough assembly  
8 funded yearly per the DEC estimate. In 2008, the DEC had changed  
9 the amount that would need to be in the Permanent Fund from \$83,000  
10 to \$488,000.  
11

12 HOLMES asked if the borough had ever spent 50 percent of the interest  
13 from the Permanent Fund.  
14

15 The Treasure and Mayor stated no.  
16

17 WALKER asked if it would be fiscally possible to build the closure fund.  
18

19 Mayor Talerico feels that it would take approximately 10 years for the  
20 borough to fund the \$488,000.  
21

22 The roll call VOTE was 6-1 with WINKLMANN opposed. Motion  
23 passes.  
24

25 3.) **ORDINANCE 08-18, VERSION A:** An ordinance amending the  
26 Denali Borough Code of Ordinances 1.15.040 and 1.15.130 regarding  
27 fiscal notes.  
28

29 HOLMES MOVED to postpone to the next meeting. HOCKIN  
30 seconded. The VOTE was unanimous.  
31

32 RESOLUTIONS

33 1.) **RESOLUTION 08-15:** A resolution in support of participating in the  
34 AMLJIA Loss Control Incentive Program.  
35

36 HOLMES MOVED to approve. MERCER seconded. The roll call  
37 VOTE was unanimous.  
38

39 2.) **RESOLUTION 08-16:** A resolution to recognize Denali Salmon  
40 Bake receiving the Small Business Administration award in the State of  
41 Alaska.  
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43 HOLMES MOVED to approve. WINKLMANN seconded. The roll call  
44 VOTE was unanimous.

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3.) **RESOLUTION 08-17:** A resolution in support of the lodging industry in the Denali Borough.

USIBELLI MOVED to approve. MERCER seconded. The roll call VOTE was unanimous.

4.) **RESOLUTION 08-18:** A resolution in support of Bed and Breakfast operations within the Denali Borough.

WINKLMANN MOVED to approve. USIBELLI seconded. The roll call VOTE was unanimous.

5.) **RESOLUTION 08-19:** A resolution affirming the Denali Borough's support of and partnership with the 2010 Census.

HOCKIN MOVED to approve. MERCER seconded. The roll call VOTE was unanimous.

6.) **RESOLUTION 08-20:** A resolution in support of pursuing state assistance for flood areas within the Denali Borough.

MERCER MOVED to approve. HOCKIN seconded.

WINKLMANN MOVED to amend by filling in the amount in the second "Be it further resolved as" 'up to \$5,000.' "USIBELLI seconded. The VOTE was unanimous.

USIBELLI MOVED to amend by adding in the third Whereas "Lignite Road." HOCKIN seconded. The VOTE was unanimous.

The roll call VOTE on the main motion was unanimous.

**OTHER  
BUSINESS**

1.) Lot 2A of the Village View Subdivision Land Management Plan

HOLMES MOVED to receive from the Planning Commission. WALKER seconded. The VOTE was unanimous.

WALKER spoke to the McKinley Community Club Committee and they requested that this be postponed to the next meeting so that they can meet to discuss the plan.

WALKER MOVED to postpone to the next meeting. HOCKIN seconded. The VOTE was unanimous.

1 MEMBER  
2 DEPARTS

MERCER excused himself and left the meeting at 8:45 PM.

3  
4 2.) Denali Borough Annual Land Management Plan

5  
6 Mayor Talerico spoke to this plan.

7  
8 HOLMES MOVED to approve. WINKLMANN seconded.

9  
10 Steve Jones, Denali, requested that a land sale be added to the  
11 document for June 2009.

12  
13 WALKER MOVED to amend by adding "The Denali Borough will work  
14 towards a public land offering in June 2009." WINKLMANN seconded.

15  
16 Leroy Lausen, Healy, spoke about the new inert pit. He spoke against  
17 placing an inert pit outside of the current footprint. He stated that he  
18 spoke with DEC and they said that it would be possible to place a  
19 fenced area inside of the current landfill and separate it out creating two  
20 separate landfills. This would be cheaper to do than the alternative.  
21 Mr. Lausen stated that we don't need to jump out and fix future  
22 problems, we need to work on what is happening now.

23  
24 WINKLMANN asked if the assembly approved this, would the whole  
25 plan be approved. Mayor Talerico stated that the assembly would be  
26 approving the whole work plan.

27  
28 Mayor Talerico feels that we are responsible for the future of the  
29 borough.

30  
31 WINKLMANN agrees with the mayor's statement. The assembly asked  
32 for a statement from the committee on the inert pit but it was not placed  
33 on the agenda.

34  
35 The borough clerk stated that the committee did not meet.

36  
37 WINKLMANN would like to postpone until the committee meets and  
38 comes back with a report.

39  
40 The VOTE on the amendment was unanimous.

41  
42 WINKLMANN MOVED to postpone to the next meeting. HOLMES  
43 seconded. The VOTE was unanimous.

1 3.) Public comments.

2  
3 Teresa Hall, Healy, taking care of business right now, today, is crisis  
4 management. You must think further than today.

5  
6 Leroy Lausen, Healy, there are issues that come up that must be taken  
7 care of.

8  
9 ASSEMBLY  
10 COMMENTS

Teresa USIBELLI reminded everybody that the first day of school is  
Monday.

11  
12 HOCKIN congratulated the Salmon Bake on their award.

13  
14 WALKER congratulated the Salmon Bake. He also spoke to the  
15 comment made by Mr. Denton about brush piles. He suggested that  
16 the borough work with the volunteer fire departments to set aside  
17 the brush piles and the fire departments can do practice burns.

18  
19 WINKLMANN congratulated the Salmon Bake. He supports the  
20 brush pile idea that was brought up by WALKER. WINKLMANN  
21 would like to see non-profits work on the litter problem in the  
22 borough as well as at the landfill.

23  
24 HOLMES congratulated the Salmon Bake and thanked Rusty Lasell,  
25 Emergency Services Director, for keeping watch on the flood  
26 situation in Anderson recently. HOLMES thanked Teresa Hall for  
27 everything that she has done. She also thanked USIBELLI for  
28 recognizing the local businesses.

29  
30 Mayor Talerico spoke about Teresa Hall and all of the support that  
31 she has given to the Alaska Municipal League, Denali Borough, the  
32 Denali Borough School Board and borough staff.

33  
34 Gail Pieknik, Borough Clerk, recognized Teresa Hall and thanked  
35 her for all of her work with the borough staff and her support.

36  
37 Presiding Officer BULARD congratulated the Salmon Bake and  
38 thanked Teresa Hall.

39  
40 NEXT MEETING

1.) The next regular meeting will be held at the McKinley Village  
Community Center on September 10, 2008; Public Hearing at  
6:00PM, and regular meeting to follow.

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44 ADJOURN.

The presiding officer declared the regular meeting adjourned at  
9:11 PM.

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APPROVED: Armeda A. Bulard  
Armeda Bulard, Presiding Officer

ATTEST: Gail Pieknik  
Gail Pieknik, Borough Clerk

Date Approved: SEPTEMBER 10, 2008