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**Minutes of the Public Hearing  
Denali Borough Assembly  
Tri-Valley Community Center  
April 11, 2007**

CALL TO ORDER Presiding Officer Gerald Pollock called the public hearing to order at 6:43PM.

ROLL CALL Assembly members present: Armeda Bulard, Teresa Hall, Baxter Mercer, Eileen Holmes, Clay Walker, David Evans, and Gerald Pollock. Absent: Clint Berry and Paul Schenk. Mayor Talerico was also in attendance.

1.) **ORDINANCE 07-06, VERSION A:** An ordinance amending Title 5 of the BD Code by adding Section 5.60 titled Borough Emergency Management.

John Winklmann, Lignite Road, did not agree with the way the ordinance was presented and stated that this job is a set up type of job that once the job is set up, it would not be a full time position. He recommended that the ordinance be tabled indefinitely.

Teresa Chepoda, Healy resident, spoke against the ordinance and felt that it should be postponed indefinitely. With the size of the borough, this should not be a full time position.

Cyrus Cooper, Healy resident, stated that a borough of this size does not need a full time Emergency Director position.

2.) **ORDINANCE 07-08, VERSION A:** An ordinance amending Chapter 2.10.040 of DB Code titled Mayor Pro Tempore.

There were no public comments.

3.) **ORDINANCE 07-09, VERSION A:** An ordinance amending DB Code section 5.40.020 titled Ethics Commission, Composition – Terms.

There were no public comments.

4.) **ORDINANCE 06-14, VERSION J:** an ordinance replacing DB Code 9.15 dealing with local zoning options.

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Mary Beth Michaels, North District resident, read a letter regarding zoning and local option zoning.

Chuck Saylor, 264.5 Parks Highway, reiterated Ms Michaels' comments and stated that local option zoning is the way to go. One document can't be all things to all people.

Kathy Lake, Ferry resident, stated that zoning should be community wide not district wide.

Phyllis Stickle, Healy resident, read a letter to the assembly from Clinton Stickle.

Ms. Stickle continued and read her letter against zoning.

Dave Leavy, 276 Parks Highway, spoke against the zoning ordinance.

Joe Juhl, Healy resident, spoke against the zoning ordinance.

Cyrus Cooper, Healy resident, this is the first stage of controlling every facet of peoples lives.

John Miner, Healy resident, there seems to be much confusion about the ordinances under discussion and urged the assembly to table this ordinance until we know what kind of regulation is needed to preserve health and welfare for the citizens of the Denali Borough.

Rick Stickle, Healy resident, small business has created America. He felt the mayor did nothing wrong by bringing these ordinances forward for discussion.

Joe Ramos, Healy resident, encouraged a neighborly ordinance.

Leslie Smith, Healy resident, suggested a bulk mailing to get the word out.

Jeff Yanuchi, Healy resident, spoke against Chapter 9.15.390 "increase the tax base."

Rebecca Skrivanek, Healy resident, would like more notification if the borough is working on something like zoning.

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Bill Smith, Healy resident, opposed to a moratorium on building.

Mary Beth Michaels supported John Miner's comments.

Gordon Carlson, Cantwell resident, local option zoning is the way to go and it should be subdivision by subdivision.

Rick Stickle, Healy, no zoning.

Edward Waugaman, Healy resident, there was not a notice at the post office.

ADJOURNMENT POLLOCK declared the Public Hearing adjourned at 6:50 PM.

APPROVED: Gerald J. Pollock #  
Presiding Officer

ATTEST: [Signature]  
Borough Clerk

Date Approved: MAY 9, 2007

**Minutes of the Regular Meeting  
Denali Borough Assembly  
Tri-Valley Community Center  
April 11, 2007**

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6 CALL TO ORDER Presiding Officer Gerald Pollock called the regular meeting to order at  
7 7:00 PM.

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9 ROLL CALL Assembly members present: Armeda Bulard, Teresa Hall, Eileen  
10 Holmes, Baxter Mercer, David Evans, Gerald Pollock and Clay Walker.  
11 Student representative Ziegman. Paul Schenk and Clint Berry were  
12 absent. Mayor Talerico was also in attendance.

13  
14 HALL MOVED to excuse SCHENK. HOLMES seconded. The VOTE  
15 was unanimous.

16  
17 PUBLIC Pat Winklmann, Healy resident and state election officer, stated that  
18 COMMENTS the proposed election ordinance does not comply with the Federal  
19 Voting Act. Winklmann suggested tabling the ordinance until further  
20 research is done on this issue.

21  
22 John Miner encouraged the assembly to adopt the resolution thanking  
23 Mr. Winklmann.

24  
25 Sid Michaels, Mile 280 Parks Highway, read from Denali Borough Code  
26 5.30.010 which states that the planning commission shall bring a zoning  
27 ordinance to the assembly. The commission shall prepare and  
28 recommend to the assembly a zoning ordinance. The commission shall  
29 hold at least one public hearing before submitting to the assembly a  
30 zoning ordinance. The planning commission has not seen the zoning  
31 ordinance as yet. He suggested postponing indefinitely Ordinance 06-  
32 14 because it has not been sent to the assembly from the planning  
33 commission.

34  
35 Jim Anderson, stated that the zoning ordinance did not go to the  
36 planning commission. He felt the ordinance did not pertain to this area.

37  
38 Leslie Smith, Healy resident, spoke against Ordinance 07-15 and the  
39 buffers. The 50' buffers would make the family business go under  
40 because nobody will be able to see it. A 50' buffer will hurt businesses  
41 along the highway. This town is focused on tourism and people should  
42 talk to their neighbors and try to work together instead of having zoning.

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44 Jeff Yanuchi, Healy resident, spoke about children with disabilities. He  
45 thanked Carla Mclver, Katie Thomas, Paula Newton, Rebecca

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Skrivanik, Sterling Shreeve, and Emily Becker, for making his son's life easier.

Rusty Lasell, Healy resident, spoke in favor of Resolution 07-11.

Steve Jones, McKinley Park resident, spoke in regards to the solid waste budget. The solid waste budget has not been included with the borough's budget and has been running in the deficit. It should be run on a balanced budget. He encouraged the assembly to look at the solid waste budget.

Cyrus Cooper, Healy resident, would like to leave on a positive note. He would like everyone to consider why this is such a close issue to so many people. He would like to salute the mayor and staff for going through the process. Salute to the assembly, it is an honorable hope that you understand our views and help us to make the right decision to develop our future.

Chip Saylor, June Creek, six months ago he brought up an idea on a washitiria. He asked the assembly to write a resolution of support.

Teresa Chepoda, Healy resident, asked the assembly to reconsider and table the zoning ordinances indefinitely.

Tim McIver, Healy resident, spoke against zoning.

Dave Leavy, there are plans in the future for expansion of businesses; if zoning is stringent this will not happen.

Gordon Carlson, thanked BULARD for the Southern District Work Sessions that are held in Cantwell.

Rachel Carlson, reiterated Carlson's comments. It takes community involvement and BULARD helps bring what the assembly is doing to the community.

Phyllis Stickle, suggested tabling all zoning ordinances.

Teresa Chapoda, Healy resident, requested receiving the assembly meeting packets. The clerk told Chapoda that the packets are available on the borough web site on the Thursday prior to the meeting. Chapoda suggested that packets be available to be purchased by the public.

1 AGENDA The presiding officer entertained a motion to approve the agenda.  
2 HALL so MOVED and BULARD seconded.  
3  
4 HALL MOVED to add under Health Care ad hoc committee seat  
5 appointments Judy Starkey- Saylor to seat E, and add Resolution 07-12  
6 authorizing the mayor to exchange land with the City of Anderson under  
7 resolutions, and the resignation of assembly member Clint Berry under  
8 other business number 4. HOLMES seconded. The VOTE was  
9 unanimous.  
10  
11 The VOTE to approve the agenda as amended was unanimous.  
12  
13 MINUTES 1.) Assembly Meeting: Public Hearing and Regular Meeting held on  
14 March 14, 2007.  
15  
16 HALL MOVED to adopt the March 14, 2007 minutes and MERCER  
17 seconded.  
18  
19 HALL MOVED to amend to excuse WALKER from the March 14, 2007  
20 regular meeting, HOLMES seconded. The VOTE was unanimous.  
21  
22 The VOTE to adopt the minutes as amended was unanimous.  
23  
24 FINANCIAL 1.) Financial report for February 2007.  
25 REPORT  
26 HALL MOVED to receive the February 2007 financial report. EVANS  
27 seconded. The VOTE was unanimous.  
28  
29 HEALTH CARE HALL asked the clerk if there were any other applications for the  
30 COMMITTEE positions. The clerk stated there was not. The roll call VOTE to accept  
31 the nominations for the Health Care Ad Hoc Committee was  
32 unanimous. The seat appointments are as follows: Seat A: Patti  
33 Jordan, Seat B: Rebecca Skrivanek, Seat C: Kim White, Seat D: John  
34 Winklmann, P.A.-C, Seat E: Judy Starkey-Saylor.  
35  
36 MAYOR'S Mayor Talerico gave a report of his activities.  
37 REPORT  
38 HALL MOVED to add Chuck Saylor's resignation from the planning  
39 commission under Other Business on the agenda Item 5. BULARD  
40 seconded. The VOTE was unanimous.  
41  
42 SCHOOL Superintendent Langton gave a brief report.  
43 DISTRICT  
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45

1 ASSEMBLY  
2 COMMENTS

3 MERCER spoke about zoning and how the subject got started in the  
4 borough. He also clarified that the zoning ordinance was only going  
5 to be introduced tonight for discussion. Usually ordinances go to all  
6 four communities prior to being voted on unless they are an  
7 emergency ordinance or the budget ordinances. He disagrees with  
8 the comment that the assembly has closed door meetings. There  
9 was a public work session on the zoning ordinances the prior week.  
10 He appreciates that the public attended the meeting tonight.

11 HOLMES has had more phone calls than she has ever had and she  
12 appreciates the comments.

13  
14 WALKER appreciates the comments because it helps the assembly  
15 make decisions. He had a town hall meeting with the mayor in the  
16 McKinley Village Community Center and the discussion was about  
17 zoning. About 20 people came to the meeting and it really helped to  
18 find out what people want. He hopes everyone works to keep  
19 informed.

20  
21 HALL stated that it is difficult to make decisions when the assembly  
22 does not hear from the public and appreciates all the comments.

23  
24 EVANS thanked everyone for coming. We need to hear from  
25 everyone. The local zoning option is a good vehicle for community  
26 by community planning. He also thanked Winklmann for his service  
27 to the community.

28  
29 BULARD thanked everyone for coming from all parts of the borough  
30 this evening. Version J of local option zoning has been in front of  
31 the assembly for a year. It has made it through all four communities  
32 at least three times. We need the community to attend meetings.  
33 Please continue with your support.

34  
35 BREAK The presiding officer called a break at 8:34PM. The meeting  
36 reconvened at 8:53PM.

37  
38 COMMUNICATION 1.) Elizabeth Jordan to discuss Winterfest.

39 AND

40 APPEARANCES Jordan gave a report on the activities that took place at Winterfest  
41 February 22 – 25, 2007.

42  
43 2.) Rusty Lasell: Borough-wide emergency planning.  
44

1 Rusty Lasell gave a presentation on emergency planning in the  
2 Denali Borough.

3  
4 ORDINANCES

**ORDINANCES PROPOSED FOR INTRODUCTION**

5  
6 1.) **ORDINANCE 07-10:** An ordinance amending the Denali  
7 Borough budget for fiscal year 2007.

8  
9 EVANS MOVED to introduce, MERCER seconded.

10  
11 Mayor Talerico explained the proposed budget amendments.

12  
13 The roll call VOTE to introduce was unanimous. Student vote: yea.

14  
15 2.) **ORDINANCE 07-11:** An ordinance providing for the  
16 establishment and adoption of the Denali Borough fiscal year 2008  
17 budget.

18  
19 HALL MOVED to introduce, MERCER seconded.

20  
21 Mayor Talerico discussed the proposed budget.

22  
23 The roll call VOTE was unanimous. Student vote: yea.

24  
25 3.) **ORDINANCE 07-12:** An ordinance establishing the Denali  
26 Capital Improvements Program (CIP) for fiscal year 2007 through  
27 2012.

28  
29 HALL MOVED to introduce, BULARD seconded. The roll call VOTE  
30 was unanimous. Student vote: yea.

31  
32 4.) **ORDINANCE 07-13:** An ordinance amending DB Code Chapter  
33 8 titled Municipal Elections.

34  
35 HALL MOVED to introduce, HOLMES seconded. HALL MOVED to  
36 postpone further discussion until the next meeting. MERCER  
37 seconded. The VOTE was unanimous. Student vote: yea.

38  
39 5.) **ORDINANCE 07-14:** An ordinance amending DB Code titled  
40 Solid Waste.

41  
42 MERCER MOVED to introduce, HOLMES seconded.

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44 MERCER amended his motion to introduce Version B. HOLMES  
45 seconded. The roll call VOTE was unanimous. Student vote: yea.

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6.) **ORDINANCE 07-15:** An ordinance amending DB Code to create Chapter 9.16 titled Zoning.

Ordinance fails to be introduced for lack of a motion.

**PENDING ORDINANCES:**

1.) **ORDINANCE 07-06, VERSION A:** An ordinance amending DB Code Title 5 by adding section 5.60 titled Borough Emergency Management.

HALL MOVED to postpone indefinitely. EVANS seconded. The roll call VOTE was unanimous. Student vote: yea.

2.) **ORDINANCE 07-08, VERSION A:** An ordinance amending Chapter 2.10.040 of the DB Code titled Mayor Pro Tempore.

MERCER MOVED to postpone further discussion until the next meeting. HALL seconded. The VOTE was unanimous. Student vote: yea.

3.) **ORDINANCE 07-09, VERSION A:** An ordinance amending DB Code section 5.40.020 titled Ethics Commission, Composition – Terms.

HALL MOVED to postpone further discussion until the next meeting, WALKER seconded. The VOTE was unanimous. Student vote: yea.

4.) **ORDINANCE 06-14, VERSION J:** an ordinance replacing DB Code 3.15 dealing with local zoning options.

MERCER MOVED to postpone indefinitely, HOLMES seconded.

MERCER explained his motion citing Denali Borough Code 5.30.

The roll call VOTE was 7-1 with EVANS opposed. Student vote: yea.

MERCER MOVED to ask the mayor to submit this to the planning commission for recommendation. HOLMES seconded.

HALL MOVED to amend the main motion to look at Local Option Zoning only, HOLMES seconded. The VOTE was unanimous. Student vote: yea.

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RESOLUTION

The VOTE on the main motion was unanimous. Student vote: yea.

1.) **RESOLUTION 07-09:** A resolution determining the total amount of funding to made available from Denali Borough sources for school purposes in accordance with Denali Borough Code 5.05.090.

MERCER MOVED to adopt and HALL seconded. The roll call VOTE was unanimous. Student vote: yea.

2.) **RESOLUTION 07-10:** A resolution honoring the Healy Hockey Association's Healy Coal King's Bantam Team as Alaska State Tier 3 Champions for the year 2007.

HALL MOVED to adopt, EVANS seconded. The roll call VOTE was unanimous. Student vote: yea.

3.) **RESOLUTION 07-11:** A resolution commending the efforts of John Winklmann P.A.-C.

HALL MOVED to adopt, EVANS seconded. The roll call VOTE was unanimous. Student vote: yea.

HALL MOVED to send Mr. Winklmann a plaque. EVANS seconded. The VOTE was unanimous. Student vote: yea.

4.) **RESOLUTION 07-12:** A resolution of the Denali Borough authorizing the mayor to exchange land with the City of Anderson to facilitate the new City of Anderson septage facility.

HALL MOVED to adopt, EVANS seconded. The roll call VOTE was unanimous. Student vote: yea.

OTHER BUSINESS

1.) Staff wage scale supplement to the Denali Borough Personnel Policy

Mayor Talerico gave an explanation of the pay scale.

2.) An update on the Braun lawsuits.

Mayor Talerico gave a brief update.

3.) Public Comments.

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John Winklmann, Healy resident, thanked the borough for the kind words and the resolution.

Pat Winklmann, Healy resident, thanked the assembly for their consideration.

Gordon Carlson, Cantwell resident, asked about the process on the zoning ordinance and postponing indefinitely.

4.) Clint Berry resignation.

HALL MOVED to accept Berry's resignation for assembly seat G. HOLMES seconded. The VOTE was unanimous. Student vote: yea.

5.) Charles Saylor's resignation from the Planning Commission.

HALL MOVED to accept Saylor's resignation for the planning commission seat with regret, EVANS seconded. The VOTE was unanimous. Student vote: yea.

ASSEMBLY  
COMMENTS

BULARD thanked John Winklmann.

EVANS spoke against the comments on closed door meetings.

POLLOCK thanked John Winklmann for his service.

HALL thanked John and Pat Winklmann.

WALKER enjoyed the meeting. He supports the borough moving accounts to First National Bank of Alaska.

HALL MOVED to switch the borough accounts to First National Bank of Alaska if they commit to move a branch within the borough. WALKER seconded. The VOTE was unanimous. Student vote: yea.

MERCER thanked John Winklmann for his service.

HALL MOVED to adopt the new assembly agenda format, BULARD seconded. The VOTE was unanimous. Student vote: yea.

1 NEXT MEETING 1.) The next regular meeting will be held at the McKinley Village  
2 Community Center on **May 9, 2007**. Assembly work session  
3 6:00PM, public hearing 6:45PM, and regular meeting to follow.  
4

5 ADJOURN. Presiding Officer POLLOCK declared the regular meeting adjourned  
6 at 10:45PM.  
7  
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9  
10 APPROVED: Gerald J. Pollock #  
11 Presiding Officer  
12

13  
14 ATTEST: Maria Pecknick  
15 Borough Clerk  
16  
17

18  
19 Date Approved: MAY 9, 2007