

Minutes of the Public Hearing
Denali Borough Assembly
McKinley Community Center
June 9, 2010

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7 CALL TO ORDER: The public hearing was called to order by presiding officer Clay Walker at 6:05
8 PM
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10 ROLL CALL: Assembly members present: Robert KOHLSDORF, Clay WALKER, Armeda BULARD,
11 Vickie LAUSEN, Eileen HOLMES, John WINKLMANN, Bob MUELLER, Teresa Chepoda USIBELLI
12 and Cyrus COOPER.
13

14 ORDINANCE 10-02, Version A: An ordinance amending the Denali Borough Code of Ordinances,
15 Chapter 3.10.090, titled Excess Liability - Lapse of Appropriations.
16

17 There were no public comments.
18

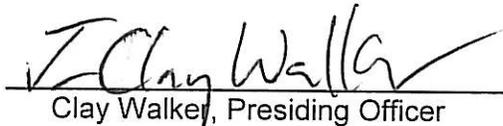
19 ORDINANCE 10-07, Version B: An ordinance for the establishment and adoption of the Denali
20 Borough Budget for fiscal year 2011.
21

22 Jared Zimmerman spoke on behalf of the Panguingue Creek Homeowners Association (PCHA)
23 Board of Directors to request that funding for PCHA be included in the FY2011 budget.
24

25 ORDINANCE 10-08, Version B: An ordinance establishing the Denali Borough Capital Improvement
26 program for fiscal year 2011 through fiscal year 2016.
27

28 There were no public comments.
29
30

31 ADJOURNMENT: The public hearing was adjourned at 6:08 PM.
32
33

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35 APPROVED: 
36 Clay Walker, Presiding Officer
37

38
39 ATTEST: 
40 Gail Pieknik, Borough Clerk
41

Date Approved: JULY 14, 2010

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3 **Minutes of the Regular Meeting**
4 **Denali Borough Assembly**
5 **McKinley Community Center**
6 **June 9, 2010**
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8

9 CALL TO ORDER: Presiding Officer Clay WALKER called the regular meeting to order at 6:08 PM.
10 Mayor David Talerico led all present in the Pledge of Allegiance.
11

12 ROLL CALL: Assembly members present: Robert KOHLSDORF, Clay WALKER, Armeda BULARD,
13 Vickie LAUSEN, Eileen HOLMES, John WINKLMANN, Bob MUELLER, Teresa Chepoda USIBELLI
14 and Cyrus COOPER.
15

16 PUBLIC COMMENTS

17 Tom Walker, resident of Village View Subdivision, thanked the Assembly, Mayor, and all who
18 contacted the Alaska Department of Natural Resources (DNR) regarding the application to create a
19 man camp in a gravel pit near the community playground. The application for the use of the gravel
20 pit has been withdrawn. Mr. Walker noted that the highest service to which public officials are called
21 is the safety of children, and thanked all for their efforts.
22

23 AGENDA

24 Eileen HOLMES MOVED to approve the agenda as submitted. Robert KOHLSDORF seconded.
25 Eileen HOLMES MOVED to amend the agenda by adding item 4.) b.) Mr. Steve Jones under F.
26 Reports: Planning Commission. Armeda BULARD seconded. Points of discussion that followed
27 included if the addition of items to the agenda would violate the Alaska Open Meetings Act, if all
28 requests to include items on the agenda are treated equally, if a Planning Commissioner need be
29 added to the agenda to speak to the Assembly, and the value of unapproved minutes of meetings.
30 The VOTE on the amendment by show of hands was 3-6 as follows: Ayes – Eileen HOLMES, Clay
31 WALKER, Robert MUELLER; Nays – Vickie LAUSEN, Cyrus COOPER, Teresa Chepoda USIBELLI,
32 John WINKLMANN, Armeda BULARD, Robert KOHLSDORF. Motion failed.
33

34 Eileen HOLMES MOVED to add item 1.) Resolution 10-16: A Resolution Authorizing the Denali
35 Borough Administration to Utilize Municipal Land Entitlement, ADC 408885, for the Collection of
36 Abandoned, Derelict, Unwanted and Unused Non-Commercial Motor Vehicles Located Within the
37 Denali Borough under I. Resolutions. Cyrus COOPER seconded. Points of discussion that followed
38 included if the addition of this item was a violation of the Alaska Open Meetings Act and the need to
39 notify Lignite Road property owners of the Borough's intent. The VOTE by show of hands was 4-5
40 as follows: Ayes – Robert KOHLSDORF, Armeda BULARD, Robert MUELLER, Eileen HOLMES;
41 Nays – Vickie LAUSEN, Cyrus COOPER, Teresa Chepoda USIBELLI, Clay WALKER, John
42 WINKLMANN. Motion failed.
43

44 The VOTE by show of hands on the main motion was unanimous.
45

46 MINUTES

47 May 12, 2010 Assembly Public Hearing and Regular Meeting

48 Armeda BULARD MOVED to approve the minutes as submitted. John WINKLMANN seconded. The
49 VOTE by show of hands was unanimous.

1 REPORTS: April 2010 Financial Report

2 John WINKLMANN MOVED to receive the financial report. Cyrus COOPER seconded. The VOTE
3 by show of hands was unanimous.

4
5 MAYOR'S REPORT

6 Mayor David Talerico reported that the Borough's annual trip into Denali National Park is scheduled
7 for August 28, and invited Assembly members and their spouses to participate. Mayor Talerico
8 requested those who will participate to RSVP by August 1. Denali National Park Assistant
9 Superintendent Elwood Lynn provides a tremendous amount of information on this trip, which travels
10 as far as Kantishna.

11
12 Governor Parnell has signed the State budget, which includes \$15,000 for Anderson School Lighting
13 Improvements, \$50,000 for Cantwell School Repairs and Upgrades, \$68,000 for Landfill Equipment,
14 \$23,000 for McKinley Fire Department Truck, \$30,000 for Tri-Valley Fire Department Well, and
15 \$8,000 for Tri-Valley School Electrical Upgrades. Mayor Talerico noted that Governor Parnell
16 appreciated that the Borough had responsible and sustainable requests.

17
18 The Borough office has requested receipts from the students for whom the Assembly voted to assist
19 with expenditures for a recent trip to Juneau. Receipts are required for reimbursement.

20
21 Mayor Talerico suggested that the budget narrative for additional contributions to fire departments
22 stipulate that all departments sign mutual aid agreements with the Borough as a requirement for
23 funding. This would not apply to the funding based on population, but to the additional contribution.

24
25 SCHOOL REPORT

26 There was no school report.

27
28 SEAT APPOINTMENTS:

29 Planning Commission: Seat G: Anne Capistrant
30 Trail ways Committee: Matt Wells

31
32 Mayor Talerico recommended Anne Capistrant to Seat G of the Planning Commission. Eileen
33 HOLMES MOVED to appoint Anne Capsitrant to Seat G of the Planning Commission. Robert
34 KOHLSDORF seconded. The VOTE by show of hands was unanimous.

35
36 Mayor Talerico recommended Matt Wells to the Trail ways Committee. Vickie LAUSEN MOVED to
37 appoint Matt Wells to the Trail ways Committee. Robert KOHLSDORF seconded. The VOTE by
38 show of hands was unanimous.

39
40 ASSEMBLY COMMENTS

41 Vickie LAUSEN commented that there will be a Fourth of July celebration in Healy sponsored by
42 Healy Hockey, where the Mayor will take a turn in the dunk tank.

43
44 Cyrus COOPER commented that summer is busy for everybody, our communities are thriving
45 and there is a lot of tourist activity.

46
47 Teresa Chepoda USIBELLI stated she is in agreement with the Mayor's suggestion regarding
48 mutual aid agreements for fire departments, but is concerned that action may infer that the

1 departments are under the financial jurisdiction of the Borough, creating further financial
2 obligations.

3
4 Eileen HOLMES informed the Assembly that she will not be able to attend the July meeting, as
5 she will be on vacation.

6
7 Clay WALKER noted that he may not be able to attend the July meeting. Mr. Walker also
8 expressed his thanks to DNR for their response to the man camp issue, and that it was good to
9 see the public process in action.

10
11 Robert MUELLER apologized to the Assembly for missing the last meeting, as he was stopped
12 by the fire near Anderson.

13
14 John WINKLMANN thanked all in attendance for coming to the meeting.

15
16 Armeda BULARD thanked those in attendance for coming to the meeting, and also thanked
17 those who attended the Memorial Day pig roast in Cantwell. More than one hundred people
18 were fed. The Cantwell Music Festival will take place June 18 – 20. Ms. Bulard expressed her
19 appreciation that the man camp near McKinley Village will not be created.

20
21 Robert KOHLSDORF wished Eileen Holmes a happy birthday.

22
23 Communication and Appearance Request:

- 24
25 1.) The state of Alaska, Department of Transportation, to give an update on the Parks Highway
26 projects within the Denali Borough.

27
28 Ethan Birkholz, Planning Chief for the Alaska Department of Transportation (DOT) Northern
29 Region Planning, provided Assembly members with a list of construction and advertised
30 projects for Summer 2010, and gave a brief verbal narrative on each project. Critical projects
31 brought to the attention of Mr. Birkholz by the Assembly included foot traffic on both sides of
32 the bridge at Crabbie's Crossing, the Denali National Park entrance at Riley Creek,
33 Stampede Road, Milepost 210 at Cantwell, and multiuse trails. Suggested strategies to bring
34 projects to the forefront included a letter writing campaign to the Commissioner of DOT and
35 to apply for cruise ship tax funds.

36
37 Teresa Chepoda USIBELLI MOVED to provide Mr. Birkholz with a copy of Resolution 09-23,
38 Resolution 09-24, any other recent resolutions regarding trails or DOT related projects, and
39 the approved minutes of this meeting. Vickie LAUSEN seconded. The VOTE by show of
40 hands was unanimous.

41
42 Teresa Chepoda USIBELLI MOVED to request Mr. Birkholz look into the cost and feasibility
43 of including multiuse trails in the plans for rehabilitation of miles 239 -263 of the Parks
44 Highway. John WINKLMANN seconded. Mr. Birkholz noted that a resolution from the
45 Assembly expressing their desire for multiuse trails would be helpful, but also warned that
46 adding a multiuse trail could delay projects. The VOTE by show of hands was 8-1 as follows:
47 Ayes - Armeda BULARD, Vickie LAUSEN, Eileen HOLMES, John WINKLMANN, Bob
48 MUELLER, Teresa Chepoda USIBELLI, Cyrus COOPER, Clay WALKER; Nays – Robert
49 KOHLSDORF. The motion passed.

1
2 Presiding Officer Clay WALKER called a meeting recess at 7:55 pm. The meeting reconvened at
3 8:10 pm.
4

5 2.) Communication from Marge Nord, Cantwell VFD, in regards to changing the appropriation
6 for snowplowing for the Cantwell Fire Department to another item within the FY 2010 Revenue
7 Sharing.
8

9 Ms. Nord was not present, and no written communication was received.
10

11 DRAFT ORDINANCES:
12

13 ORDINANCE 10-09: An ordinance amending the Denali Borough Code of Ordinances, Chapter
14 3.45, titled Business Licenses.
15

16 Eileen HOLMES MOVED to introduce Ordinance 10-09. Cyrus COOPER seconded. Mayor
17 Talerico recognized Deputy Clerk Linda Paganelli's research and dedication to clarifying this section
18 of Denali Borough Code. The Ordinance was written in response to questions and issues that were
19 identified while working on a project to help businesses become compliant with Denali Borough
20 Code. The Codes of cities, municipalities, and the State were consulted when compiling the
21 ordinance. The roll call VOTE was unanimous.
22

23 Vickie LAUSEN MOVED to postpone Ordinance 10-09 to the next meeting. John WINKLMANN
24 seconded. The VOTE by show of hands was unanimous.
25

26 ORDINANCE 10-10: An ordinance amending the Denali Borough Code of Ordinances, Chapter
27 5.05.070 titled Budget.
28

29 Eileen HOLMES MOVED to introduce Ordinance 10-10. Armeda BULARD seconded. The roll call
30 VOTE was unanimous.
31

32 Vickie LAUSEN MOVED to postpone Ordinance 10-10 to the next meeting. Robert KOHLSDORF
33 seconded. The VOTE by show of hands was unanimous.
34

35 PENDING ORDINANCES:
36

37 ORDINANCE 10-02, Version A: An ordinance amending the Denali Borough Code of Ordinances,
38 Chapter 3.10.090, titled Excess Liability - Lapse of Appropriations.
39

40 John WINKLMANN MOVED to adopt Ordinance 10-02. KOHLSDORF seconded. The roll call
41 VOTE was 7-2 as follows: Ayes – Teresa Chepoda USIBELLI, John WINKLMANN, Robert
42 KOHLSDORF, Armeda BULARD, Vickie LAUSEN, Robert MUELLER, Cyrus COOPER; Nays – Clay
43 WALKER, Eileen HOLMES.
44

45 ORDINANCE 10-07, Version B: An ordinance for the establishment and adoption of the Denali
46 Borough Budget for fiscal year 2011.
47

48 Robert KOHLSDORF MOVED to adopt Ordinance 10-07. Armeda BULARD seconded.

1 Robert KOHLSDORF MOVED to amend by adding \$15,000 to line item 5146 – Contribution to
2 Anderson Volunteer Fire Department (bringing the total for that line item to \$30,000) for the purpose
3 of funding an operational brush truck and amending the budget narrative to reflect this change.
4 Eileen HOLMES seconded. This amount is in the FY2010 budget and will lapse if not spent. The
5 VOTE on the amendment by show of hands was unanimous.
6

7 Vickie LAUSEN MOVED to amend by adding \$4,000 to line item 5145 – Contribution to
8 Libraries/Non-Profits (bringing the total for that line item to \$54,900) for the purpose of funding the
9 Panguingue Creek Homeowners Association (PCHA), and amending the budget narrative to reflect
10 this change. John WINKLMANN seconded. Mayor Talerico noted that the PCHA application for
11 funding included requests for repair maintenance, snowplowing and insuring public roads, and
12 suggested that legal counsel be sought before approving these expenses. The roads were built
13 with State of Alaska Revenue Sharing funds. The VOTE on the amendment by show of hands was
14 6-3 as follows: Ayes – Vickie LAUSEN, John WINKLMANN, Clay WALKER, Teresa Chepoda
15 USIBELLI, Cyrus COOPER, Robert MUELLER; Nays – Robert KOHLSDORF, Armeda BULARD,
16 Eileen HOLMES. The motion passed.
17

18 John WINKLMANN MOVED to amend by adding \$20,000 to line item 9130 – Capital Projects Fund
19 (bringing the total for that line item to \$77,000) for the purpose of constructing shooting ranges.
20 Cyrus COOPER seconded. Mr. Winklmann noted that he has contacted the Clear Sky Sportsman's
21 Club, and the idea was unanimously supported. The intent is to create a safe area for people to
22 shoot weapons. Points of discussion that followed included how much could be accomplished with
23 the suggested dollar amount, long term sustainment, and liabilities associated with such a project.
24 Mayor Talerico noted that a deposit of \$77,000 to the Capital Projects Fund would bring the total of
25 that account to about \$170,900. The VOTE on the amendment by show of hands was 8-1 as
26 follows: Ayes – Robert KOHLSDORF, Vickie LAUSEN, Armeda BULARD, John WINKLMANN,
27 Eileen HOLMES, Clay WALKER, Teresa Chepoda USIBELLI, Cyrus COOPER; Nays – Robert
28 MUELLER. The motion passed.
29

30 Cyrus COOPER MOVED to amend by adding \$5,000 to line item 5145 – Contribution to
31 Libraries/Non-Profits (bringing the total for that line item to \$59,900) for the purpose of funding the
32 Denali Chamber of Commerce website and marketing, and amending the budget narrative to reflect
33 this change. Teresa Chepoda USIBELLI seconded. Discussion followed regarding the need to
34 promote tourism within the Borough. Vickie Lausen noted that the Chamber is working to increase
35 its membership, but needs this one time contribution. Mayor Talerico stated his assumption that
36 funds would be used within the parameters of the Chamber's funding application. The VOTE on the
37 amendment by show of hands was 6-3 as follows: Ayes – Vickie LAUSEN, Cyrus COOPER, Teresa
38 Chepoda USIBELLI, Clay WALKER, John WINKLMANN, Armeda BULARD; Nays – Eileen
39 HOLMES, Robert KOHLSDORF, Robert MUELLER. The motion passed. Ms. LAUSEN informed
40 the Assembly that she was no longer serving on the Chamber Board, so was not required to recuse
41 herself from the vote. The motion passed.
42

43 John WINKLMANN MOVED to amend by decreasing Solid Waste line item 8010 – Salary to
44 \$130,000. Teresa Chepoda USIBELLI seconded. The intent of the amendment was to separate
45 estimated expenses for staffing to carry out duties associated with the Derelict and Unwanted
46 Vehicles project. Usibelli Coal Mine has expressed a willingness to be a partner in this project with
47 the Borough. The VOTE by show of hands was 4 – 5 as follows: Ayes – Vickie LAUSEN, Cyrus
48 COOPER, John WINKLMANN, Teresa Chepoda USIBELLI; Nays – Eileen HOLMES, Clay
49 WALKER, Robert MUELLER, Armeda BULARD, Robert KOHLSDORF. The motion failed.

1 John WINKLMANN MOVED to amend by adding to the budget narratives of line items 5140 -
2 Contribution to Tri-Valley Fire Department, 5142 – Contribution to Cantwell Volunteer Fire
3 Department, 5144 – Contribution to McKinley Fire Department, 5146 – Contribution to Anderson Fire
4 Department, 5147 – Contribution to Panguingue Creek Fire Brigade the stipulation that each
5 department is required to sign a mutual aid agreement with the Borough before receiving funds.
6 Eileen HOLMES seconded. Mayor Talerico noted that this would allow for implementation of the
7 Emergency Response Plan and All Hazards Plan. Discussion followed regarding if the Borough
8 would be legally bound to fund fire departments by having these agreements signed. The VOTE by
9 show of hands was 7-2 as follows: Ayes – Vickie LAUSEN, Cyrus COOPER, Eileen HOLMES, Clay
10 WALKER, Robert MUELLER, John WINKLMANN, Armeda BULARD; Nays – Teresa Chepoda
11 USIBELLI, Robert KOHLSDORF. The motion passed.

12
13 The roll call VOTE on the main motion to adopt Ordinance 10-07 was unanimous.

14
15 ORDINANCE 10-08, Version B: An ordinance establishing the Denali Borough Capital Improvement
16 program for fiscal year 2011 through fiscal year 2016.

17
18 Teresa Chepoda USIBELLI MOVED to adopt. Cyrus COOPER seconded. The roll call vote was 8 –
19 1 as follows: Ayes – Eileen HOLMES, Armeda BULARD, Cyrus COOPER, Clay WALKER, Teresa
20 Chepoda USIBELLI, John WINKLMANN, Robert KOHLSDORF, Robert MUELLER; Nays – Vickie
21 LAUSEN The motion passed.

22
23 RESOLUTIONS:

24
25 There were no resolutions on the agenda.

26
27 OTHER BUSINESS

28 Discussion on developing a shooting range in the Healy area.

29
30 John WINKLMANN MOVED to request Borough administration to contact the local media outlet to
31 solicit feedback on the idea of local shooting ranges including location. Armeda BULARD seconded.
32 The VOTE by show of hands was unanimous.

33
34 Department of Natural Resources (DNR) proposed issuance of a land use permit for a "Man Camp"
35 within the Village View Subdivision.

36
37 Presiding Officer Clay WALKER informed the Assembly that the application for the man camp has
38 been withdrawn, and that DNR had been very responsive to local input. The Borough will be
39 informed of the selection of a new proposed site for the camp.

40
41 PUBLIC COMMENTS

42
43 Andrea Blakesley of Panguingue Creek Homeowner's Association thanked the Assembly for
44 including funding for PCHA and the Panguingue Creek Fire Brigade in the FY2011 budget.

45
46 ASSEMBLY COMMENTS

47
48 Robert KOHLSDORF commented that the FY2011 budget is approved.

1 Armeda BULARD had no comment.

2
3 John WINKLMANN commented that Homeland Security grant funds are not shown in the
4 budget.

5
6 Robert MUELLER thanked fellow Assembly members for a good meeting.

7
8 Clay WALKER thanked fellow Assembly members for a good meeting.

9
10 Eileen HOLMES thanked staff for the work that they do.

11
12 Teresa Chepoda USIBELLI had no comment.

13
14 Cyrus COOPER commented that HB 357 is important to the Healy area, as most properties in
15 Healy are subleased. Mr. Cooper thanked fellow Assembly members for the lively conversation,
16 and expressed his pleasure at seeing government in action.

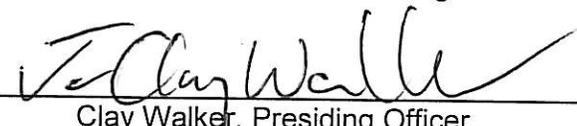
17
18 Vickie LAUSEN thanked fellow Assembly members for a good meeting and thanked the Clerk for
19 the information in the Assembly packet on reading financial statements. She expressed her
20 desire to see employee benefits separated out showing vacation and sick leave days. Ms.
21 Lausen also asked if there will be a hazardous waste day this year in the Borough. She also
22 requested Mayor Talerico formally announce his candidacy for State House District Seat 8
23 because she is concerned about what would happen in November with the Borough Mayor seat
24 if he won the House seat.

25
26 Mayor David Talerico informed the Assembly that he has filed for State House District Seat 8,
27 and that the full procedures for any changes in leadership are in the Denali Borough Code.

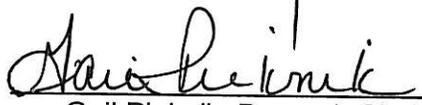
28
29 The mayor asked if he could make a few announcements on upcoming events in the Borough.
30 With consent from the Presiding Officer, Mayor Talerico announced that the Cantwell Music
31 Festival will be June 18-20, there will be a parade in Healy on July 3, the Anderson Bluegrass
32 Festival will be held the last weekend in July, and Healy Summer Days will be the second
33 weekend in August. He wished good luck to all event planners.

34
35 NEXT ASSEMBLY MEETING: The next regular meeting will be held at the Cantwell School on
36 July 14, 2010; Public Hearing at 6:00 PM, and regular meeting to follow.

37
38 ADJOURN: The presiding officer declared the regular meeting adjourned at 10:39 pm.

39
40
41 APPROVED: 

42 Clay Walker, Presiding Officer

43
44
45 ATTEST: 

46 Gail Pieknik, Borough Clerk

47
48
49 Date Approved: JULY 14, 2010