

Minutes of the Public Hearing
Denali Borough Assembly
McKinley Community Club
June 10, 2009

1
2
3
4
5
6
7
8 CALL TO ORDER: The public Hearing was called to order at 6:03 PM
9

10 ROLL CALL: Assembly members present: Eileen Holmes, John Winklmann, Armeda
11 Bulard, Vickie Lausen, Robert Kohlsdorf, Teresa Chepoda Usibelli and Clay Walker. Baxter
12 Mercer and David Miller were absent. Mayor Talerico was also in attendance.
13

14 PUBLIC COMMENTS

15
16 ORDINANCE 09-05, Version A: An ordinance amending Denali Borough Code of
17 Ordinances Chapter 8.15.130 titled Rules for Counting Ballots.
18

19 There were no comments.
20

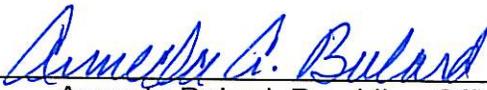
21 ORDINANCE 09-10, Version A: An ordinance to amend the Denali Borough Code of
22 Ordinances, Chapter 1.15 titled Ordinances – Resolutions – Regulations.
23

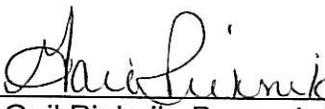
24 There were no comments.
25

26 ORDINANCE 09-11, Version A: An ordinance to amend the Denali Borough Code of
27 Ordinances Chapter 8.05.060 titled Election Notices.
28

29 There were no comments.
30

31 ADJOURNMENT The public hearing was adjourned at 6:06 PM.
32

33
34 APPROVED: 
35 Armeda Bulard, Presiding Officer
36

37
38 ATTEST: 
39 Gail Pieknik, Borough Clerk
40

41
42 Date Approved: JULY 8, 2009

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45

**Minutes of the Regular Meeting
Denali Borough Assembly
Tri-Valley Community Center
June 10, 2009**

CALL TO ORDER: Presiding Officer Armeda Bulard called the regular meeting to order at 6:12 PM.

ROLL CALL: Assembly members present: Eileen Holmes, John Winklmann, Armeda Bulard, Robert Kohlsdorf, Vickie Lausen, Teresa Chepoda Usibelli and Clay Walker. Baxter Mercer and David Miller were absent. Mayor Talerico was also in attendance.

WALKER MOVED to excuse MERCER and MILLER. WINKLMANN seconded. The VOTE was unanimous.

PUBLIC COMMENTS:

There were none.

AGENDA: KOHLSDORF MOVED to approve. WINKLMANN seconded. HOLMES MOVED to amend the agenda to add Betty Svensson from the Alaska Municipal League as item G2. LAUSEN seconded. The VOTE to amend the agenda was unanimous. The VOTE to approve the amended agenda was unanimous.

MINUTES: May 13, 2009 Assembly Public Hearing and Regular Meeting

WALKER MOVED to approve. HOLMES seconded. The VOTE to approve the minutes was unanimous.

REPORTS: April 2009 Financial Report

LAUSEN MOVED to receive the financial report. KOHLSDORF seconded. The VOTE was unanimous.

APPOINT TREASURER

Mayor Talerico appointed Annette Ziegman. LAUSEN MOVED to confirm the appointment. WINKLMANN seconded. WINKLMANN commented on the fact that he feels that the assembly should be involved in the interview and hiring process. In his opinion it is contrary to the Borough Code.

The VOTE to approve the minutes was unanimous.

1 MAYOR'S REPORT:
2

- 3 • DNR approved the final finding of Municipal Land Entitlements except the challenged
- 4 parcels.
- 5 • At the DNR scoping meeting on the Tanana Basin Area Plan (TBAP), the Denali Borough
- 6 is included in the Yukon Area Plan.
- 7 • The annual Denali Park Trip is scheduled July 18, 2009
- 8 • The Nenana City Council Meeting is tomorrow
- 9 • June 23rd at 10:00 AM - Senators Begich and Murkowski will be at the Healy Post Office
- 10 • Dry Creek flooding - Corps of Engineers posted a permit.
- 11 • The DOT signs have not been posted near Crabbies Corners on the Parks Highway. The
- 12 mayor will check with DOT.
- 13

14 SCHOOL REPORT: Kim Langton, Denali Borough School Superintendent:
15 Mr. Langton was not able to attend tonight because he was at the Anderson School.
16

17 ASSEMBLY ADVISORY COMMITTEE REPORT:
18

19 There was no meeting this month.
20

21 LANDFILL ISSUES AND RECYCLING COMMITTEE REPORT:
22

23 There was no meeting this month.
24

25 LANDFILL ISSUES AND RECYCLING COMMITTEE SEAT APPOINTMENT:
26

26 Shawn Beebe.
27

28 HOLMES MOVED to postpone to the next meeting. KOHLSDORF seconded.
29

30 There was concern about an employee of the landfill serving on the Landfill Committee and
31 the Borough Code is unclear on this issue. WINKLMANN feels that an employee should go
32 to their supervisor if they have ideas on how to run their department better. KOHLSDORF
33 stated that precedent was set. The current Chairman of the Landfill Committee has a
34 contract with the Denali Borough and the Code says that a person shall not serve in a
35 Borough capacity if they have a signed contract.
36

37 The mayor stated that there is language on Conflict of Interest in the Code but there is
38 nothing on an employee serving on a committee.
39

40 WALKER brought up the fact that this is not a management committee.
41

42 USIBELLI felt that employees could get into a conflict between the committee and their
43 employer. Mr. Beebe can attend the committee meeting on his own accord.
44

1 LAUSEN feels that people do not have to be on a committee to help the committee. Mr.
2 Beebe can attend the meetings and give input. She does not feel comfortable with an
3 employee on the committee.

4
5 The mayor will contact the Borough attorney for legal review on this issue.
6 The VOTE on the main motion was unanimous.

7
8 PLANNING COMMISSION REPORT:

9
10 Steve Jones, Denali Borough Planning Commission, gave a report of the last meeting:

- 11 • The draft local option zoning is currently on the agenda
- 12 • There was a subdivision plat presented for approval and it was the most incomplete
- 13 plat that has come before the planning commission. There will be a draft ordinance for
- 14 the assembly that will have suggestions for a change to the Code on plats.
- 15 • The planning commission is working on identifying a one square mile parcel of land
- 16 in the Borough within the Tri-Valley Subdivision that is owned by DNR. The Planning
- 17 Commission is going to present it to the Assembly and the state Legislature. The
- 18 Planning Commission is working on getting this land into the hands of the people.
- 19 • Classification of Borough owned lands is also on the agenda.

20
21 CAREER TECHNICAL ADVISORY COMMITTEE: Seat Appointments:

22
23 Michael Gaddis: WALKER MOVED to approve. WINKLMANN seconded. The VOTE was
24 unanimous.

25
26 Keith Walters: WINKLMANN MOVED to approve. LAUSEN seconded. The VOTE was
27 unanimous.

28
29 Assembly Comments:

30
31 WALKER:

- 32 • Thank-you to Steve Jones for his report and his work on the planning commission
- 33 • Thanked the Denali Borough for the matching grant for the McKinley Community Club
- 34 playground expansion. There will be work on the basketball court on Saturday, June 13th.

35
36 USIBELLI:

- 37 • June 15-19 will be cleanup in the Tri-Valley Subdivision
- 38 • Chamber of Commerce Brown Bag Lunch event on June 18th
- 39 • Midnight Sun Run in Fairbanks on June 20
- 40 • Would like the Borough to push for bike paths Borough wide

41
42 KOHLSDORF supports an employee being appointed to a committee. He feels that if a
43 person has an expertise in a certain subject, they should be allowed to be on a committee
44 even if it is their regular job.

1 WINKLMANN is concerned with the amount of traffic on the Parks Highway. He appreciates
2 the Alaska State Troopers appearing on the highway as much as they have. If there are
3 more troopers present it means less accidents. He suggested a letter to the local troopers
4 showing appreciation for a job well done.
5

6 LAUSEN spoke about the upcoming meeting with the Nenana City Council and would like
7 public input on the subject of incorporating the City of Nenana into the Denali Borough.
8

9 HOLMES supports an employee on a Borough committee. She feels that volunteerism is
10 very important and you should take the people who apply.
11

12 WINKLMANN MOVED to request the Planning Commission respond to the state of Alaska,
13 DNR, to identify areas and propose land classifications for the Yukon Tanana Area Plan to
14 include hunting areas, alternative energy areas, facility sites and recreation areas to name a
15 few. USIBELLI seconded. The VOTE was unanimous.
16

17 COMMUNICATION AND APPEARANCES:

18

19 1.) Princess Tours: Bruce Bustamante to discuss the 2009 tourism season and capacity 20 developments for 2010. 21

22 Mr. Bustamante discussed the 2009 tourism season as it relates to the cruise industry. In
23 the fourth quarter of 2008 the bookings were 35 percent off from the prior year. This is
24 industry wide. The cruise companies offer aggressive discounts of 30 to 50 percent for this
25 year's booking. The volumes are up but still off by 7 to 9 percent and the yield is off 35
26 percent.
27

28 The companies are looking at the costs. When cruises are \$200.00 to \$499.00, the \$50.00
29 cruise tax on top of the \$47.00 tax is a lot. Alaska has become harder to sell and the cruise
30 companies have decided to move some ships to the Caribbean because it is an easier sell.
31

32 2.) Betty Svensson, Alaska Municipal League (AML) 33

34 Ms Svensson gave a presentation on the advantages of belonging to the AML. Currently
35 the Borough has three people on the AML Board. The AML provides a voice in Juneau
36 through lobbying efforts. The AML holds conferences which provide a platform for
37 municipalities to discuss local issues, networking, educational classes, and to hold
38 committee meetings to define legislative policy/priorities. The AML also provides local
39 assistance to municipal governments.
40

41 There was a meeting break at 7:58 PM. The meeting reconvened at 8:12 PM.
42

43 PENDING ORDINANCES 44

1 ORDINANCE 09-05, Version A: An ordinance amending Denali Borough Code of
2 Ordinances Chapter 8.15.130 titled Rules for Counting Ballots.

3
4 WINKLMANN MOVED to postpone to the next meeting. USIBELLI seconded. The VOTE
5 was unanimous.

6
7 ORDINANCE 09-10, Version A: An ordinance to amend the Denali Borough Code of
8 Ordinances, Chapter 1.15 titled Ordinances – Resolutions – Regulations.

9
10 WINKLMANN MOVED to postpone to the next meeting. USIBELLI seconded. The VOTE
11 was 6 to 1. KOHLSDORF opposed.

12
13 ORDINANCE 09-11, Version A: An ordinance to amend the Denali Borough Code of
14 Ordinances Chapter 8.05.060 titled Election Notices.

15
16 WALKER MOVED to postpone to the next meeting. WINKLMANN seconded. The VOTE
17 was unanimous.

18
19 RESOLUTIONS

20
21 RESOLUTION 09-12: A resolution extending to Miss Anastasia Brease Denali Borough's
22 appreciation and congratulations for her accomplishments.

23
24 WINKLMANN MOVED to approve. KOHLSDORF seconded. WINKLMANN read the
25 resolution. The roll call VOTE was unanimous.

26
27 RESOLUTION 09-16: A resolution to support the concept of allowing a seasonal location
28 transfer of a package store liquor license without the necessity of the licensee submitting
29 multiple transfer applications.

30
31 HOLMES MOVED to discuss. WINKLMANN seconded. The VOTE was unanimous.

32
33 There were issues brought up about the mobility of the license and that it would set
34 precedent within the state and Borough. The applicants/business owners explained that this
35 resolution would not require the applicants to reapply for approval when moving the liquor
36 license twice per year. They would only have to apply every two years as with all other
37 liquor license renewal applications. This resolution only applies to this specific business in
38 the specified locations.

39
40 LAUSEN MOVED to approve. WALKER seconded. The roll call VOTE was unanimous.

41
42 RESOLUTION 09-17: A resolution in support of the creation of the Denali Borough Citizen
43 Corps and Community Emergency Response Team.

44
45 HOLMES MOVED to approve. The motion failed for lack of a second.

1
2 OTHER BUSINESS:

3
4 1.) Liquor Licenses:

5
6 Application Type: X TRANSFER X Ownership

7
8 Governing Body: Denali Borough

9 Community Councils: None

10
11 License #: 4307

12 License Type: Beverage Dispensary Tourism Duplicate Seasonal (April 29 – October 29)

13 D.B.A.*: McKinley Village Lodge – Bear's Den

14 Licensee/Applicant: ARAMARK Sports and Entertainment Services, LLC

15 Physical Location: Mile 231.1 Parks Highway

16
17
18 Application Type: NEW X

19 Governing Body: Denali Borough

20 Community Councils: None

21
22 License #: 4925

23 License Type: Beverage Dispensary Tourism Duplicate Seasonal (April 29 – October 29)

24 D.B.A.*: McKinley Village Lodge – Lucky Miss Saloon

25 Licensee/Applicant: ARAMARK Sports and Entertainment Services, LLC

26 Physical Location: Mile 231.1 Parks Highway

27
28 WINKLMANN MOVED to approve both licenses. KOHLSDORF seconded. The VOTE was
29 unanimous.

30
31 2.) City of Nenana meeting update.

32
33 Mayor Talerico, David MILLER and Robert KOHLSDORF met with Mayor Mayrand. There
34 was discussion about the City of Nenana and the Denali Borough annexing. Nenana has
35 discussed annexation or remaining the way they are. Mayor Talerico, KOHLSDORF and
36 Vickie LAUSEN are planning on attending the council meeting this month. Mayor Talerico
37 asked the assembly if they would support Nenana in whatever decisions they made on the
38 subject. The assembly agreed.

39
40 3.) Susitna Dam Project

41
42 The mayor feels that this should be postponed to the next meeting so that AHTNA may
43 attend the meeting to discuss their concerns.

44
45 4.) Public comments.

1 Ron Dane, McKinley Village, asked if the street lights in the Nenana Canyon could be
2 turned on all winter.

3
4 Steve Jones, Denali, declared there were four different issues brought up this evening that
5 were conflicts between Code and procedure. You need to either adjust the Code or follow
6 the Code. Steve Jones also explained that years ago Nenana did not want to lose their
7 school district so the City stopped the annexation with the Denali Borough.

8
9 Chip Saylor, Chairman of the Career Technical Advisory Committee, explained that when he
10 applied for the Career Technical Committee he did not find anything in code against an
11 employee being on a committee. He does not feel comfortable being on a committee if a
12 fellow employee is not permitted to be on one.

13
14 Rusty Lasell, Emergency Planning, was disappointed that the CERT resolution was not
15 placed on the table for discussion. There are people who want to assist the fire
16 departments to do their job but do not want to be a part of the fire department or EMS.
17 These people would be on standby for rescue from outlying areas or major disasters. They
18 will be trained to deal with large numbers of people or search and rescue which demands
19 man power. This is provided by the state of Alaska. There are many municipalities that are
20 a part of this. There are at least 20 people locally who are interested in being a part of this.

21
22 5.) Assembly Comments.

23
24 Eileen HOLMES thanked the Salmon Bake owners for what they are doing for the
25 community.

26
27 Vickie LAUSEN thanked everyone for attending the meeting tonight.

28
29 John WINKLMANN feels that the CERT Resolution should have been presented the way
30 the comments were.

31
32 Robert KOHLSDORF does not feel that an attorney needs to be constantly called. The
33 Code is a set of guidelines because there is no way for us to enforce what is in the
34 Code. It is something that is adjusted all of the time. He feels that if we cannot make
35 decisions without a third party, we should all resign and let a lawyer take our place. His
36 problem with the CERT resolution is the fact that Homeland Security is involved and if
37 there was a way around that, he would support it.

38
39 Teresa USIBELLI thanked everyone for attending the meeting tonight.

40
41 Clay WALKER did not understand the CERT resolution and requested a presentation
42 and discussion at the next meeting.

43
44 Armeda BULARD asked to be excused from the next meeting because she will be out of
45 town.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

NEXT MEETING: The next regular meeting will be held at the Cantwell School on July 8, 2009; Public Hearing at 6:00 PM, and regular meeting to follow.

There was a request to change the August meeting because BULARD, HOLMES and Mayor Talerico will be attending the AML Board summer meeting in Palmer as Board Directors.

KOHLSDORF MOVED to change the August meeting from August 12 to August 5. HOLMES seconded. The VOTE was unanimous.

ADJOURN: The presiding officer declared the regular meeting adjourned at 9:20PM.

APPROVED: *Armeda A. Bulard*
Armeda Bulard, Presiding Officer

ATTEST: *Gail Pieknik*
Gail Pieknik, Borough Clerk

Date Approved: JULY 8, 2009