

Minutes of the Public Hearing
Denali Borough Assembly
Anderson School
April 14, 2010

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7 CALL TO ORDER: The public hearing was called to order by presiding officer Clay Walker at 6:03
8 PM
9

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

14 ORDINANCE 10-02: 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 10-03, Version A: An ordinance amending the Denali Borough Code of Ordinances,
20 Chapter 3.20.070 titled Capital Improvement Fund by clarifying subsections B and D.
21

22 There were no public comments.
23
24

25 ADJOURNMENT: The public hearing was adjourned at 6:04 PM.
26

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28
29 APPROVED: 
30 _____
31 Clay Walker, Presiding Officer

32
33
34 ATTEST: 
35 _____
36 Gail Pieknik, Borough Clerk
37
38

39 Date Approved: MAY 12, 2010

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2
3 **Minutes of the Regular Meeting**
4 **Denali Borough Assembly**
5 **Anderson School**
6 **April 14, 2010**
7

8 CALL TO ORDER: Presiding Officer Clay WALKER called the regular meeting to order at 6:04 PM.
9 Mayor David Talerico led all present in the Pledge of Allegiance.
10

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

15 John WINKLMANN MOVED to excuse Teresa Chepoda Usibelli. Eileen HOLMES seconded. The
16 VOTE by show of hands was unanimous.
17

18 PUBLIC COMMENTS

19 There were no public comments.
20

21 AGENDA

22 Robert KOHLSDORF MOVED to approve the agenda. John WINKLMANN seconded. The VOTE
23 by show of hands was unanimous.
24

25 MINUTES

26 March 10, 2010 Assembly Public Hearing and Regular Meeting

27 Eileen HOLMES MOVED to approve the minutes as submitted. Armeda BULARD seconded. The
28 VOTE by show of hands was unanimous.
29

30 REPORTS: February 2010 Financial Report

31 Armeda BULARD MOVED to receive the financial report. John WINKLMANN seconded. The VOTE
32 by show of hands was unanimous.
33

34 MAYOR'S REPORT

35 Mayor David Talerico invited the Assembly to attend upcoming meetings, including a Landfill and
36 Recycling Committee meeting on April 21, a Division of Forestry Meeting to determine critical
37 protection areas within the Borough on April 21, and a large-scale mass disaster tabletop exercise
38 on April 24. The exercise on April 24 will mirror a statewide Alaska Shield exercise, will involve a
39 number of agencies, and will look at how the Borough would respond to a massive earthquake.
40 There will be Planning Commission training on May 8 with David Pike at the Tri-Valley Community
41 Center.
42

43 Mayor Talerico directed the Assembly's attention to a communication regarding the Rex Bridge area
44 denying the Borough's appeal to the Alaska Department of Natural Resources (DNR), and
45 requested the Assembly review the response and be prepared to discuss it at the next meeting.
46 Mayor Talerico will contact the affected individuals to notify them of the response.
47

48 A letter was received from the Denali Borough School District regarding the required and additional
49 local contributions for the Fiscal Year 2011.

1 In the current draft of the state capital budget, the Denali Borough is slated to receive \$68,000 for
2 equipment. Other allocations include \$50,000 for the Cantwell School electrical upgrade, \$15,000
3 for the Anderson School electrical upgrade, and \$8,000 for the Tri-Valley School electrical upgrade.
4 There is Alaska Land Mobile Radio funding to fully fund radio fees. Work on the capital budget is
5 not finalized, and there is a little time before it is approved by the House. Mayor Talerico will contact
6 legislators to encourage funding of Borough requests.
7

8 The final draft of the State Transportation Plan includes projects improving access at McKinley
9 Village and the entrance to Denali National Park. Mayor Talerico requested school bus warning
10 signs be posted on the Rex Overpass, and they have not been put up. Mayor Talerico will look into
11 the cost of these signs.
12

13 Mayor Talerico recognized Mr. Leroy Sutton, DBSD School Board member, for his work on the
14 School Board, and Anderson School Maintenance Worker Jon Bailey, who has done much trouble
15 shooting on septic systems at the School. The Anderson Septic Grant will likely cover repair of
16 present septic issues.
17

18 SCHOOL REPORT

19 Denali Borough School District Superintendent Kim Langton reported that he will be leaving at the
20 end of the current school year, and stressed the importance of the incoming Superintendent having
21 the support of the Assembly. Dr. Langton praised School District staff, and stated that the District
22 has nothing but a positive future ahead. DBSD students left this week for the music festival in
23 Valdez. The principal positions at the Anderson and Cantwell Schools may be covered by an
24 itinerant staff member during the 2011-2012 school year. The DBSD School Board has worked hard
25 to develop a budget for the coming school year, and Dr. Langton urged the Assembly to fully fund
26 the allocations requested.
27

28 CAREER TECHNICAL ADVISORY COMMITTEE

29 Seat Resignation: Cyrus Cooper
30

31 Vickie LAUSEN MOVED to accept Cyrus Cooper's resignation from the Career Technical Advisory
32 Committee as a DBSD School Board representative. John WINKLMANN seconded. In discussion
33 that followed, Mr. Cooper explained that he had been serving on the committee as a School Board
34 member, and as he is no longer on the School Board, is resigning that seat. Mr. Cooper expressed
35 his desire to remain on the committee in another capacity. The VOTE by show of hands, with Mr.
36 Cooper abstaining, was unanimous.
37

38 Vickie LAUSEN moved to appoint Cyrus Cooper to the Career Technical Advisory Committee. John
39 WINKLMANN seconded. The VOTE by show of hands, with Mr. Cooper abstaining, was
40 unanimous.
41

42 ASSEMBLY COMMENTS

43 Cyrus COOPER thanked Dr. Langton for the things he has done not only for the School District,
44 but for the Borough in general. Dr. Langton has worked hard to overcome budget shortfalls, and
45 has ensured that the School District is solvent. Mr. Cooper reported that there will be DBSD
46 student choir activities at Clear Air Force Station on May 3 and 4 involving approximately 100
47 participants.
48

1 Vickie LAUSEN thanked Dr. Langton for his service as DBSD Superintendent and thanked those
2 present for attending the meeting.

3
4 Armeda BULARD thanked Dr. Langton for his service as DBSD Superintendent and thanked
5 those present for attending the meeting.

6
7 Bob MUELLER had no comment.

8
9 Clay WALKER thanked Dr. Langton for his service as DBSD Superintendent and wished him
10 well in the future.

11
12 Robert KOHLSDORF thanked Dr. Langton for his service as DBSD Superintendent. Mr.
13 Kohlsdorf expressed his continued concern for cow permits and hunting in the Denali Borough.
14 He is working on a way to convey the concerns of the Borough to the State.

15
16 John WINKLMANN thanked Dr. Langton for his service as DBSD Superintendent, and noted that
17 Borough legal counsel recommended that the DNR appeal be allowed to run its course before
18 pursuing legal action. That appeal has been denied, and further action may be taken.

19
20 John WINKLMANN MOVED to forward the April 9, 2010 communication from the Commissioner
21 of DNR to legal counsel. Vickie LAUSEN seconded. The VOTE by show of hands was
22 unanimous.

23
24 Eileen HOLMES thanked Dr. Langton for his service as DBSD Superintendent and thanked
25 those present for their attendance.

26
27 Mayor Talerico thanked Dr. Langton for his service as DBSD Superintendent and noted that Kids
28 in Motion will be presenting Alice in Wonderland on April 22, 23, and 24 at the Tri-Valley School.

29
30 Communication and Appearance Request:

31 1.) Communication from Jim Gorski, Borough Attorney, as requested by the Denali Borough
32 Assembly in regards to Investment of Appropriation Funds by the Denali Borough.

33
34 A letter of opinion was received from Borough Attorney Jim Gorski regarding an Investment of
35 Appropriation Funds. Mr. Gorski stated that "the investment decision process is not one which
36 requires specific action by the Assembly in the form of an ordinance, particularly where the funds
37 have previously been appropriated for a specific purpose." Discussion that followed included the
38 information contained in financial reports, degree of ambiguity in Denali Borough Code, and the
39 oversight roles of the administration and Assembly.

40
41 Presiding Officer Clay WALKER called a meeting recess at 7:24 pm.
42 The meeting reconvened at 7:40 pm.

43
44 DRAFT ORDINANCES:

45
46 ORDINANCE 10-06: An ordinance of the Denali Borough amending the Denali Borough budget for
47 fiscal year 2010.

1 Robert KOHLSDORF MOVED to introduce Ordinance 10-06. Armeda BULARD seconded. The roll
2 call VOTE was unanimous.

3
4 John WINKLMANN MOVED to schedule a work session to discuss Ordinance 10-06. Vickie
5 LAUSEN seconded. The date for the work session was set for April 26 at 5:00 pm. The VOTE by
6 show of hands was unanimous.

7
8 ORDINANCE 10-07: An ordinance for the establishment and adoption of the Denali Borough
9 Budget for fiscal year 2011.

10
11 Robert KOHLSDORF MOVED to introduce Ordinance 10-07. John WINKLMANN seconded. The
12 roll call VOTE was unanimous.

13
14 Robert KOHLSDORF MOVED to discuss Ordinance 10-07 at the April 26 work session. John
15 WINKLMANN seconded. The VOTE by show of hands was unanimous.

16
17 ORDINANCE 10-08: An ordinance establishing the Denali Borough Capital Improvement program
18 for fiscal year 2011 through fiscal year 2016.

19
20 Robert KOHLSDORF MOVED to introduce Ordinance 10-08. Cyrus COOPER seconded.
21 Discussion that followed focused on the lack of projects listed, and the need to look at capital
22 improvement needs of the Borough to add. It was noted that a six-year capital improvement
23 program as part of the budget process is a requirement per Denali Borough Code. The roll call
24 VOTE to introduce was unanimous.

25
26 Armeda BULARD MOVED to postpone to the next meeting. Eileen HOLMES seconded. The VOTE
27 by show of hands was unanimous.

28
29 PENDING ORDINANCES:

30
31 ORDINANCE 10-02: An ordinance amending the Denali Borough Code of Ordinances, Chapter
32 3.10.090, titled Excess Liability - Lapse of Appropriations.

33
34 John WINKLMANN MOVED to postpone to the next meeting. Vickie LAUSEN seconded. The
35 VOTE by show of hands was unanimous.

36
37 ORDINANCE 10-03: An ordinance amending the Denali Borough Code of Ordinances, Chapter
38 3.20.070 titled Capital Improvement Fund by clarifying subsections B and D.

39
40 Vickie LAUSEN MOVED to postpone to the next meeting. John WINKLMANN seconded. The
41 VOTE by show of hands was unanimous.

42
43 RESOLUTIONS:

44
45 RESOLUTION 09-23: A resolution instituting a committee for the purposes of researching, scoping,
46 planning and steering regarding a Borough wide system of multi-use pathways.

47
48 John WINKLMANN MOVED to postpone indefinitely. Armeda BULARD seconded. The VOTE by
49 show of hands was unanimous.

1
2 RESOLUTION 10-10: A resolution awarding the Matching Grant Selection/Review Committee
3 recommendation for matching grant priority.
4

5 Robert KOHLSDORF MOVED to adopt Resolution 10-10. John WINKLMANN seconded. The roll
6 call VOTE was unanimous.
7

8 RESOLUTION 10-11: A resolution awarding the Matching Grant Selection/Review Committee
9 recommendation for matching grant priority.
10

11 Eileen HOLMES MOVED to adopt Resolution 10-11. John WINKLMANN seconded. The roll call
12 VOTE was unanimous.
13

14 RESOLUTION 10-12: A resolution awarding the Matching Grant Selection/Review Committee
15 recommendation for matching grant priority.
16

17 Robert KOHLSDORF MOVED to adopt Resolution 10-12. John WINKLMANN seconded. The roll
18 call VOTE was unanimous.
19

20 RESOLUTION 10-13: A resolution opposing "An Initiative Creating an Alaska Anti-Corruption Act"
21 which will be on the 2010 Alaska Primary Election ballot.
22

23 John WINKLMANN MOVED to postpone Resolution 10-13 to the next meeting. Vickie LAUSEN
24 seconded. Topics of discussion that followed included the strength of the language in the resolution,
25 the August decision timeline for ballot initiatives, and the need to educate communities regarding the
26 initiative. The VOTE to postpone by show of hands was unanimous.
27

28 OTHER BUSINESS

29 1.) Garry Hutchison: Extend contract for one year (Motion to approve, roll call vote)
30 Bob MUELLER MOVED to extend the contract for audit services with Kohler, Schmitt & Hutchison,
31 PC for one year. Robert KOHLSDORF seconded. Points of discussion that followed included the
32 requirements of the contract and the scope of the audit. The roll call VOTE was five ayes, three
33 nays as follows: Ayes – Robert KOHLSDORF, Armeda BULARD, Bob MUELLER, Clay WALKER,
34 Eileen HOLMES; Nays – John WINKLMANN, Vickie LAUSEN, Cyrus COOPER.
35

36 Public comments

37 There were no public comments.
38

39 Assembly Comments

40 Eileen HOLMES thanked all present for coming to the meeting, and stated that it helps the
41 Assembly to have public input.
42

43 John WINKLMANN noted that it is helpful for the Assembly to ask questions of the auditor to
44 understand the audit.
45

46 Robert KOHLSDORF thanked those in attendance who stayed through to the end of the
47 meeting.
48

49 Clay WALKER thanked those in attendance for coming to the meeting.

1
2 Bob MUELLER had no comment.
3

4 Armeda BULARD commented that the community of Cantwell is planning a gathering for
5 Memorial Day to honor service people.
6

7 Vickie LAUSEN commented that the Career and Technical committee has much potential. One
8 idea being explored is the prospect of establishing a satellite location of the Alaska Vocational
9 Technical Center in the Denali Borough.
10

11 Cyrus COOPER noted that there is much happening in Denali Borough communities, and urged
12 all to look after the safety of their neighbors and themselves. Memorial Day is coming up, those
13 serving are proud to serve and appreciate community support.
14

15
16 NEXT ASSEMBLY MEETING: The next regular meeting will be held in Healy at the Tri-Valley
17 Community Center on May 12, 2010; Public Hearing at 6:00 PM, and regular meeting to follow.
18

19 ADJOURN: The presiding officer declared the regular meeting adjourned at 9:17 pm.
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22
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24 APPROVED: _____
25


Clay Walker, Presiding Officer

26
27
28 ATTEST: _____
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Gail Pieknik, Borough Clerk
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31

32 Date Approved: MAY 12, 2010