

Minutes of the Public Hearing
Denali Borough Assembly
Anderson School
December 8, 2010

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7 CALL TO ORDER: The public hearing was called to order by Presiding Officer Robert Kohlsdorf at 6:00 PM.

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9 ROLL CALL: Assembly members present: John WINKLMANN, Armeda BULARD, Vickie LAUSEN, Robert
10 KOHLSDORF, David EVANS, Eileen HOLMES, and Terry ASBURY. Cyrus COOPER arrived at 6:02.
11 Absent: Clay WALKER,

12
13 ORDINANCE 10-09, Version A: An ordinance amending the Denali Borough Code of Ordinances, Chapter
14 3.45, titled Business Licenses.

15
16 There were no public comments.

17 ORDINANCE 10-12, Version A: An ordinance amending the Denali Borough Code, Chapter 3.20 by adding
18 3.20.055 titled Grant Procedure.

19 There were no public comments.

20 ORDINANCE 10-13, Version A: An ordinance repealing Chapter 3.45 of the Denali Borough Code of
21 Ordinances titles Business Licenses.

22 There were no public comments.

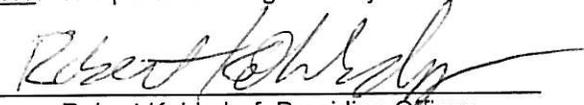
23 ORDINANCE 10-14, Version A: An ordinance amending the Denali Borough Code of Ordinances, Chapter
24 6.15.070 titled Tipping Fees adding charge accounts.

25 There were no public comments.

26
27 ORDINANCE 10-15, Version A: An ordinance authorizing the sale of a certain parcel of Denali Borough
28 municipal land to Golden Valley Electric Association

29
30 There were no public comments.

31
32 ADJOURNMENT: The public hearing was adjourned at 6:04 PM.

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35 APPROVED: 
36 Robert Kohlsdorf, Presiding Officer

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39 ATTEST:  Date Approved: JANUARY 12, 2011
40 Gail Pieknik, Borough Clerk
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**Minutes of the Regular Meeting
Denali Borough Assembly
Anderson School
December 8, 2010**

CALL TO ORDER: Presiding Officer Robert KOHLSDORF called the regular meeting to order at 6:04 PM. Mayor Talerico led all present in the Pledge of Allegiance.

ROLL CALL:

Assembly members present: Armeda BULARD, John WINKLMANN, Vickie LAUSEN, Robert KOHLSDORF, Eileen HOLMES, Cyrus COOPER, Dave EVANS, Terry ASBURY and Clay WALKER.

PUBLIC COMMENTS

Jared Zimmerman, Denali Citizens Council (DCC), read a letter that was distributed to Assembly members notifying them of DCC's intent to file an appeal in Superior Court of the Best Interest Finding for Healy Basin Gas Exploration.

AGENDA

Armeda BULARD MOVED to approve the agenda as submitted. David EVANS seconded. The VOTE by show of hands was unanimous.

MINUTES

November 4, 2010 Canvass Committee Meeting

John WINKLMANN MOVED to approve the minutes as submitted. Cyrus COOPER seconded. The VOTE by show of hands was unanimous.

November 4, 2010 Assembly Special Meeting to Certify the Election

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

November 10, 2010 Assembly Public Hearing and Regular Meeting

John WINKLMANN MOVED to approve the minutes as submitted. Cyrus COOPER seconded. The VOTE by show of hands was unanimous.

REPORTS: October 2010 Financial Report

Eileen HOLMES MOVED to receive the financial report. Armeda BULARD seconded. The VOTE by show of hands was unanimous.

MAYOR'S REPORT

Mayor David Talerico apologized for missing the November meeting due to illness, and welcomed newly elected Assembly members. Mayor Talerico informed the Assembly that Rusty Lasell, Emergency Services Director has withdrawn his resignation, and will attend the December 15 work session as a Borough employee. Assembly members will be receiving a communication from Alaska Department of Transportation (DOT) that includes aerial views of passing lanes included in the proposed project. The Mayor recommended that public scoping meetings be held to spread information and allow Borough residents to review plans for work to be done.

1 Mayor Talerico welcomed the Golden Valley Electric Association (GVEA) representatives present,
2 and noted that GVEA has requested to appear at the January meeting to present information on Eva
3 Creek Wind Project. Representatives from Fort Wainwright have contacted the Borough regarding
4 expanding military training into the Denali Borough.
5

6 Assembly members were provided information on Public Employees Retirement System (PERS)
7 legislation that requires termination studies be performed when a position is altered or suspended,
8 and the burden of past service costs be covered by the employer. Mayor Talerico suggested the
9 Assembly consider a resolution to remove termination study language from the statute.

10 11 SCHOOL REPORT

12 There was no school report.
13

14 PLANNING COMMISSION SEAT APPOINTMENTS

15 Seat C: Richard Weibel III

16 Seat H: Sid Michaels
17

18 Mayor Talerico appointed Richard Weibel to Seat C and Sid Michaels to Seat H. Clay WALKER
19 MOVED to confirm. John WINKLMANN seconded. The VOTE by show of hands was unanimous.
20

21 ASSEMBLY COMMENTS

22 Vickie LAUSEN commented positively regarding the proposed sale of property to GVEA, that it
23 would set a positive precedent of putting borough land into the hands of citizens.
24

25 Eileen HOLMES had no comment.
26

27 Armeda BULARD commented that she is serving on a couple Alaska Municipal League (AML)
28 committees, and is no longer on the AML Board. The AML conference in Juneau was a busy
29 week, with many good workshops and meetings. Ms. Bulard urged Assembly members to be
30 aware of the PERS termination studies, and how it may affect the Denali Borough. Ms. Bulard
31 noted that she needed to leave the meeting early, and asked that fellow members consider
32 postponing action on Resolution 10-28 so it may be brought up in Cantwell, the community
33 affected by the Resolution.
34

35 Terry ASBURY commented that the Borough should consider covenants when selling land that
36 would retain the wilderness setting of the area. Mr. Asbury expressed his agreement with DCC
37 on gas exploration.
38

39 Cyrus COOPER had no comment.
40

41 Presiding Officer Robert KOHLSDORF relinquished the chair to Deputy Presiding Officer Cyrus
42 Cooper.
43

44 Robert KOHLSDORF commented that the AML conference was productive, and that he had the
45 opportunity to talk with the Division Director of Program Development at DOT regarding the
46 passing lane project. Mr. Kohlsdorf also announced that his nephew will be commissioned as an
47 Army Ranger on December 18.
48

49 Presiding Officer Robert KOHLSDORF resumed the chair.

1 David EVANS invited all present to attend local hockey games, and commented that he was in
2 favor of the sale of land to GVEA.

3
4 John WINKLMANN had no comment.

5
6 Clay WALKER thanked Jared Zimmerman for his public comment, welcomed new Assembly
7 members, and congratulated new officers.

8
9 GVEA to discuss purchasing Denali Borough municipal land located at Tract U-2 of ASLA 84-25
10 which GVEA currently leases from the Borough for a SCADA communication system.

11
12 Tom Hartnell, Jeff Yaunay, Kate Kennedy, Ian Hegdahl, Paul Morgan of GVEA presented
13 information on the use of land that is the subject of Ordinance 10-15. The site contains a GVEA
14 tower that holds multiple communication lines to Ester Dome and Healy, electric transmission
15 controls for the area from Cantwell to Fairbanks, and serves as a vehicle trunk radio system for
16 utility communications. The State of Alaska tower holds state emergency systems and DOT
17 communications. The site holds key value as a microwave path, maintains a clear, clean line of
18 sight, and has access to power and the road system.

19
20 The property is 2.5 acres. An appraisal performed in Fall of 2010 determined a value of \$9,500.
21 The current lease is \$750 annually, and assuming a 5% rate of return, would compute to a \$15,000
22 purchase price. If the Borough agrees to sell, it would have first right of refusal if GVEA decides to
23 sell the land. There is no plan for additional development of the property.

24
25 USKH

26 Brianna Steffler, USKH Geographic Information System (GIS) Specialist, presented information on
27 the Denali Borough geodatabase project, including project objectives, methods, and future
28 directions. Ms. Steffler described GIS as a database attached to a map, allowing for combining of
29 information and streamlining its use. The most widely used application of geodatabase systems is
30 infrastructure management, but they are also used for site analysis and municipal operations. Ms.
31 Steffler gave a demonstration of the geodatabase as completed. The project is about half done, with
32 the northern section complete. The estimated completion date for the project is April 2011.

33
34 DRAFT ORDINANCES:

35
36 ORDINANCE 10-17: An ordinance appropriating up to \$17,000 from the Major School Maintenance
37 Reserve Fund for electrical upgrades to the Tri-Valley School multi-purpose room.

38
39 Clay WALKER MOVED to introduce Ordinance 10-17. Cyrus COOPER seconded. The
40 appropriation would be coupled with \$8,000 appropriated by the legislature for electrical upgrades.
41 Mayor Talerico will meet with Denali Borough School District to discuss plans for the project. The roll
42 call VOTE on the motion to introduce Ordinance 10-17 was unanimous.

43
44 JOHN WINKLMANN MOVED to postpone Ordinance 10-17 to the next meeting. Armeda BULARD
45 seconded. The VOTE by show of hands was unanimous.

1 PENDING ORDINANCES:

2
3 ORDINANCE 10-09, Version A: An ordinance amending the Denali Borough Code of Ordinances,
4 Chapter 3.45, titled Business Licenses.

5
6 Eileen HOLMES MOVED to adopt Ordinance 10-09, Version A. Vickie LAUSEN seconded. The roll
7 call VOTE was 2-7 as follows: Ayes – David EVANS, Eileen HOLMES; Nays – Armeda BULARD,
8 Vickie LAUSEN, Robert KOHLSDORF, Cyrus COOPER, Terry ASBURY, John WINKLMANN, Clay
9 WALKER. The motion failed.

10
11 ORDINANCE 10-12, Version A: An ordinance amending the Denali Borough Code, Chapter 3.20 by
12 adding 3.20.055 titled Grant Procedure.

13
14 John WINKLMANN MOVED to postpone Ordinance 10-12, Version A to the next meeting. Clay
15 WALKER seconded. The VOTE by show of hands was unanimous.

16
17 ORDINANCE 10-13, Version A: An ordinance repealing Chapter 3.45 of the Denali Borough Code of
18 Ordinances titled Business Licenses.

19
20 John WINKLMANN MOVED to adopt Ordinance 10-13, Version A. Cyrus COOPER seconded. The
21 roll call VOTE was unanimous.

22
23 Presiding Officer Robert KOHLSDORF called a meeting recess at 7:42 pm. The meeting
24 reconvened at 8:07 pm. Armeda BULARD left the meeting at 8:05 pm.

25
26 ORDINANCE 10-14, Version A: An ordinance amending the Denali Borough Code of Ordinances,
27 Chapter 6.15.070 titled Tipping Fees adding charge accounts.

28
29 Eileen HOLMES MOVED to postpone Ordinance 10-14, Version A to the next meeting. John
30 WINKLMANN seconded. The VOTE by show of hands was unanimous.

31
32 ORDINANCE 10-15: An ordinance authorizing the sale of a certain parcel of Denali Borough
33 municipal land to Golden Valley Electric Association (GVEA).

34
35 Vickie LAUSEN MOVED to postpone Ordinance 10-15 to the next meeting. Eileen HOLMES
36 seconded. Points of discussion included a desire for letters of support from the State of Alaska and
37 other users of the property, and the expiration of the current lease at the end of December. The
38 VOTE by show of hands was unanimous.

39
40 RESOLUTIONS:

41
42 RESOLUTION 10-28: A resolution in support of requesting the state of Alaska, Department of
43 Transportation consider construction of safe trails around the Cantwell School located within the
44 Denali Borough.

45
46 Cyrus COOPER MOVED to postpone to the next meeting. Eileen HOLMES seconded. The VOTE
47 by show of hands was unanimous.

1 RESOLUTION 10-29: A resolution in support of requesting the State of Alaska, Department of
2 Transportation consider construction of safe trails around the Anderson School located within the
3 Denali Borough.

4
5 Eileen HOLMES MOVED to postpone Resolution 10-29 to the next meeting. John WINKLMANN
6 seconded. A point of discussion was there had been no community meetings regarding the
7 Ordinance. The VOTE by show of hands was unanimous.

8
9 RESOLUTION 10-30: A resolution requesting the Alaska Department of Transportation and Public
10 Facilities (DOT/PF) remove the passing lanes from Milepost 227 to 229 in Project IM-
11 000S(716)/63515.

12
13 Clay WALKER MOVED to approve Resolution 10-30. Vickie LAUSEN seconded. Points of
14 discussion that followed include the posted the number of driveways and speed limit within the area
15 and safety issues.

16
17 Clay WALKER MOVED to amend the fourth whereas of Resolution 10-30 to read ". . . opposed to
18 additional passing lanes within this area citing safety concerns. . ." and to delete the "be it further
19 resolved" paragraph. John WINKLMANN seconded. The VOTE on the amendment by show of
20 hands was 6-2 as follows: Ayes – Vickie LAUSEN, Eileen HOLMES, Robert KOHLSDORF, David
21 EVANS, John WINKLMANN, Clay WALKER; Nays – Cyrus COOPER, Terry ASBURY. The motion
22 passed.

23
24 Points of discussion that followed included the need to keep the Resolution as specific as possible,
25 and the option to create separate resolutions to address other concerns.

26
27 The roll call VOTE on the main motion to approve Resolution 10-30 was 7-1 as follows: Ayes –
28 Vickie LAUSEN, Eileen HOLMES, Terry ASBURY, Cyrus COOPER, Robert KOHLSDORF, John
29 WINKLMANN, Clay WALKER; Nays – David EVANS.

30
31 RESOLUTION 10-31: A resolution extending appreciation and gratitude to Robert Mueller for the
32 time and energy he dedicated to the Denali Borough Assembly.

33
34 David EVANS MOVED to approve Resolution 10-31. Eileen HOLMES seconded. The roll call
35 VOTE was unanimous.

36
37 RESOLUTION 10-32: A resolution extending appreciation and gratitude to Teresa Chepoda Usibelli
38 for the time and energy she dedicated to the Denali Borough Assembly.

39
40 David EVANS MOVED to approve Resolution 10-32. Cyrus COOPER seconded. The roll call
41 VOTE was unanimous.

42
43 OTHER BUSINESS

44 Liquor Licenses/Restaurant Designation Permits:

45 McKinley Village Lodge/Lucky Miss Saloon

46 McKinley Village Lodge/Bear's Den

47 Lynx Creek Liquor

48 McKinley Chalet Resort/Nenana View Bar and Grille

49 McKinley Chalet Resort/Courtyard Café

1 McKinley Chalet Resort/Cabin Nite Dinner

2 David EVANS MOVED to approve the liquor licenses presented. John WINKLMANN seconded.
3 The VOTE by show of hands was unanimous.

4
5 PUBLIC COMMENTS

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7 ASSEMBLY COMMENTS

8 Clay WALKER commented that public comment was reflected in Resolution 10-15, and that it is
9 important to work with the public on the passing lane project.

10
11 John WINKLMANN commented that there is much interest in the trailways committee, and that
12 he is a committee member.

13
14 David EVANS commented that there is a work session on December 15 to review Homeland
15 Security grant files.

16
17 Robert KOHLSDORF commented that there is a work session on December 15 at 5:00 to review
18 Homeland Security grant files, and that he will work on a resolution to address icing issues at
19 Rexana Road.

20
21 Cyrus COOPER commented on the GVEA land issue in support of the first right of refusal option,
22 and suggested that second right of refusal be given to Denali Borough residents, the purchase
23 price should be higher than the appraisal, and that any emissions from activity on the property be
24 disclosed to the public in an environmental report. Mr. Cooper also commented that the public
25 comment from DCC should be taken into consideration.

26
27 Terry ASBURY commented on the GVEA land issue to note that there should be covenants to
28 protect residents and borough resources, especially concerning commercial use.

29
30 Eileen HOLMES commented that she will not be at the January meeting, but should be able to
31 be at the work session on December 15.

32
33 Vickie LAUSEN commented on the need to balance protecting the Borough with encouraging
34 growth.

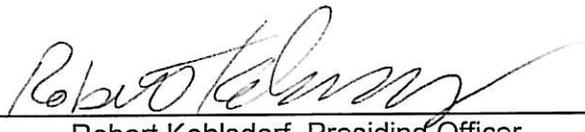
35
36 Mayor Dave Talerico asked Assembly members to email suggestions regarding Ordinance 10-
37 30, and noted that the current lease will need to be extended for about six months. There will be
38 an Assembly work session on December 15. The Borough LEPC committee will be meeting
39 December 16, will soon be working on updating the All Hazards Plan and with the Alaska
40 Department of Forestry on wildland fire mitigation. Mayor Talerico suggested the Assembly
41 consider inviting the Planning Commission to participate in these discussions.

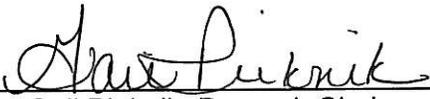
42
43 NEXT ASSEMBLY MEETING:

44 The next regular meeting will be held at the Tri-Valley Community Center in Healy on January
45 12, 2011; Public Hearing at 6:00 PM, and regular meeting to follow.

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47 ADJOURN: The presiding officer declared the regular meeting adjourned at 8:55 pm.
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APPROVED: 
Robert Kohlsdorf, Presiding Officer

ATTEST: 
Gail Pieknik, Borough Clerk

Date Approved: JANUARY 12, 2011