

**Minutes of the Regular Meeting
Denali Borough Assembly
Anderson School
July 13, 2005**

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6 CALL TO ORDER Presiding Officer Gerald Pollock called the regular meeting to order at
7 7:04PM.
8
9 ROLL CALL Assembly members present were: Gerald Pollock, Bob Shelton, Baxter
10 Mercer, Sid Michaels, David Evans, and Paul Schenk. Absent were:
11 Teresa Hall, Cynthia Trytko, and Jim Caswell. Mayor Talerico was also
12 in attendance.
13
14 MICHAELS MOVED to excuse CASWELL, HALL, and TRYTKO.
15 MERCER seconded. The VOTE was unanimous.
16
17 PUBLIC Sue Deyoe, Denali Citizens Council, spoke about the proposed lodge
18 COMMENTS near McKinley Village. There are a number of issues and concerns
19 from the local residents that include, water, pedestrian safety, the
20 amount of busses, other vehicle traffic on the roads, and access issues.
21
22 Elwood Lynn, Denali Park Deputy Superintendent, expressed his
23 excitement about going on the park trip with the Assembly.
24
25 AGENDA MICHAELS MOVED to approve to agenda, MERCER seconded.
26
27 MERCER requested to add Jim Gorski, Borough attorney to item J4
28 and move Public Comments to J5.
29
30 The VOTE to approve the agenda as amended was unanimous.
31
32 MINUTES 1.) Assembly Meeting: Public Hearing and Regular Meeting held on
33 June 8, 2005.
34
35 MICHAELS MOVED to adopt the June 8, 2005 minutes and MERCER
36 seconded. The VOTE was unanimous.
37
38 FINANCIAL 1.) Financial report for May 2005.
39 REPORT
40 The Presiding Officer entertained a motion to receive the May 2005
41 Financial Report. MICHAELS so MOVED and MERCER seconded.
42 The VOTE was unanimous.
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1 MAYOR'S
2 REPORT

Mayor Talerico gave a brief report of his activities.

3 Mayor Talerico introduced Denali Borough School District
4 Superintendent Bob Lang, Denali Park Deputy Superintendent Elwood
5 Lynn, Denali Citizens Council Sue Deyoe, Neal Laugman, Scott
6 Reiland and Denali Borough Attorney Jim Gorski.

7
8 Mayor Talerico reported that per the borough accountant, the school
9 buildings will have to be claimed as a borough asset on the financials.
10 In order to do this, the borough will need to hire an appraiser to
11 appraise each of the schools.

12
13 Mayor Talerico encouraged everyone to visit the Alaska Municipal
14 League web site, www.akml.org, to see the public awareness program.

15
16 The mayor discussed the state budget appropriations for the Anderson
17 School Leach Field and Septic repair and the Tri-Valley School roof
18 repair. The City of Anderson will receive \$190,000 for a fire truck, and
19 \$115,000 for the city subdivision roads. Also included in the state
20 budget is \$5 million for Stampede Road.

21
22 There was discussion about the borough landfill and the need for a
23 larger dozer or compactor.

24
25 The mayor received information from the State of Alaska, Department
26 of Forestry and Fish and Game about a large controlled burn that is
27 planned for the end of summer. It will be on approximately 74,000
28 acres located in the Tanana flats between the Tatlanika River and Fish
29 Creek.

30
31 MICHAELS MOVED to look into the status of the Summit Airport land
32 MLE numbers 30301, 30302, 30303, EVANS seconded. The VOTE
33 was unanimous.

34
35 MICHAELS MOVED to have the borough investigate the purchase of
36 new landfill equipment, such as a pressure washer and
37 dozer/compactor MERCER seconded. The VOTE was unanimous.

38
39 SCHOOL
40 DISTRICT

41 The School District Superintendent, Bob Lang, reported that
42 the School District would be pursuing Capital Improvement Projects for
43 the schools. He also commented on finalizing the insurance policies
44 that will include earthquake, fire and flood.
45

1 PLANNING MICHAELS stated that on July 21, 2005 in there will be a Planning
2 COMMISSION Commission Work Session in Healy regarding the Borough Municipal
3 Land Entitlements.
4

5 ASSEMBLY EVANS thanked the mayor and staff for the Bill and Sarah
6 COMMENTS James proclamation.
7

8 MICHAELS commented on the proposed hotel in the McKinley
9 Village area. He requested that it be on the next agenda under
10 "Other Business" for discussion.
11

12 COMMUNICATION 1.) Scott Reisland, Denali Grizzly Bear Cabins and
13 AND Campground, to discuss the proposed increase in
14 APPEARANCES Overnight Accommodations tax.
15

16 Scott Reisland gave a history on the overnight accommodations in
17 regards to campgrounds. He spoke against the proposed tax
18 stating that it would be a negative impact on RV parks in the Denali
19 Borough.
20

21 ORDINANCES 1.) Ordinance 05-13: an ordinance establishing a school tax within
22 the Denali Borough.
23

24 MERCER brought to the Assembly's attention that a legal brief was
25 written by the borough attorney addressing the fact that this tax
26 would be considered an income tax and per State of Alaska laws,
27 income taxes have been reserved for the state to collect.
28 SCHENK MOVED to postpone indefinitely, MERCER seconded.
29 The roll call VOTE was 5-1 with POLLOCK opposed. Motion
30 passes.
31

32 2.) Ordinance 05-11: an ordinance amending the Denali Borough
33 Code, Chapter 20, Section 3 to increase the amount of the overnight
34 accommodations tax.
35

36 MICHAELS spoke in favor of this ordinance.
37

38 EVANS also addressed this ordinance.
39

40 MERCER agrees with MICHAELS with the need for the revenues.
41

42 SCHENK spoke to the ordinance.
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Bill Schuyeler, Anderson, spoke in favor of this ordinance.

Elwood Lynn, stated that there will be an increase of 1000 rooms, that is 1/3 more revenue. The borough should consider a satellite EMS facility in the Canyon to cut the response time in half. However, that will take money to do.

Reisland addressed the fact that the independent travelers that stay at the mom and pop type businesses have dropped in occupancy. With the new rooms being built, it would increase the revenues by 1/3.

Rod Johnson, Healy Heights Family Cabins, addressed the fact that the people working for him make more then he does because of the cost of doing business has gone up. Everything from gas, propane and electricity are hurting small businesses.

MICHAELS MOVED to postpone until the next meeting, EVANS seconded. The VOTE was unanimous.

3.) Ordinance 05-12: an ordinance amending the Denali Borough Code, adding Chapter 22, business license.

EVANS reiterated that this is a good idea. MERCER also spoke in favor of this ordinance.

MICHAELS MOVED to postpone until the next meeting, MERCER seconded. The VOTE was unanimous.

4.) Ordinance 05-07: An ordinance amending Title V, Chapter 30, of the Denali Borough Code concerning School Board reapportionment. (9 members at-large).

MICHAELS MOVED to postpone until the November meeting. SHELTON seconded. The VOTE was unanimous.

5.) Ordinance 05-09: An ordinance amending VIII, Section 8.01 and 8.02 of the Denali Borough concerning School Board reapportionment.

MICHAELS MOVED to postpone until the next meeting. SCHENK seconded. The VOTE was unanimous.

Mayor Talerico introduced Representative David Guttenberg and Luke Hopkins from the North Star Borough Assembly.

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2 RESOLUTIONS 1.) A resolution to form a Special Matching Grant Review
3 Committee within Denali Borough, Alaska.
4
5 Mayor Talerico explained the reason for the resolution.
6
7 MERCER MOVED to adopt, MICHAELS seconded. The roll call
8 VOTE was unanimous.
9
10 OTHER 1.) Mayor Talerico to discuss the Alaska Railroad
11 BUSINESS (ARR) Moody tunnel and the Denali Borough municipal land located
12 near the tunnel.
13
14 Mayor Talerico explained the ARR proposal with removing the
15 tunnel and straightening the track. This will affect some borough
16 municipal land in that area. In the future we will be in discussions
17 with the Railroad about this issue and negotiations.
18
19 Steve Love, District Road Manager for ARR, discussed a timeline
20 and proposal for what the ARR needs to do.
21
22 2.) Discussion regarding the alternative Northern Access Route.
23
24 Mayor Talerico talked about the report from Janet Brown of
25 DOT&PF and the different proposed routes.
26
27 3.) Proposal on Vision to Action Forum.
28
29 SCHENK attended the work shop last night and discussed some of
30 the issues that were brought up.
31
32 MICHAELS would like to see some figures and plans and how the
33 money will be spent before the borough can vote to give money for
34 the forum workshop. He would like to see a presentation at our next
35 meeting.
36
37 RECESS The Presiding Officer called a recess at 8:33 PM.
38 RECONVENED The meeting was reconvened at 8:48 PM.
39
40 4.) Denali Borough attorney Jim Gorski
41
42 Gorski gave a quarterly update on the Braun litigations. He gave a
43 brief history of the ongoing lawsuits. Gorski brought a proposal from
44 Braun of approximately \$2,000 for Braun lawsuit III and \$2,900 for

1 Braun IV. Gorski asked for a decision on whether or not to accept
2 the proposal. Discussion followed.
3
4 SHELTON MOVED to make a counter offer of \$3,000 to settle
5 lawsuit III and IV. MERCER seconded. MICHAELS asked for a
6 ruling of whether or not it needs a majority or simple minority to pass
7 this vote.
8
9 RECESS The Presiding Officer called a recess at 9:27 PM.
10 RECONVENED The meeting was reconvened at 9:30 PM.
11
12 The Clerk read Section 2.08 of the Charter. It will take a majority of
13 the total membership.
14
15 Mayor Talerico spoke about the lawsuits.
16
17 The roll call VOTE was 3-3 with MICHAELS, SCHENK and
18 MERCER opposed. Motion fails.
19
20 EVANS MOVED to accept their offer of lawsuit III and IV
21
22 The roll call VOTE was 3-3 with SCHENK, MERCER, and
23 MICHAELS opposed.
24
25 Gorski will reject the offer.
26
27 5.) Public Comments.
28
29 Schuyeler commented on the Borough getting its own municipal
30 building and also having an EMS satellite station located in the
31 Canyon area. He also spoke in favor of the lawsuit decision tonight.
32
33 Luke Hopkins, FNSB Assembly, appreciated being at the meeting
34 tonight and spoke about the public participation and the job that the
35 Assembly does.
36
37 ASSEMBLY EVANS asked for the mission statement to appear on the
38 COMMENTS Assembly agendas.
39
40 SHELTON expressed his appreciation to the public attending
41 tonight.
42
43 SCHENK agreed with SHELTON and commented on the park trip.
44
45 MICHAELS thanked everyone for coming.

1
2 NEXT MEETING 1.) The next regular meeting will be held at the Tri-Valley
3 Community Center on August 10, 2005. Work Session at 6:00,
4 Public Hearing 6:45, and Regular Meeting to follow.
5
6 ADJOURN. Presiding Officer Pollock declared the regular meeting adjourned at
7 9:43 PM.
8
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10
11 ATTEST: SIGNATURE ON FILE APPROVED: SIGNATURE ON FILE
12 Borough Clerk Presiding Officer
13

14
15 Date Approved: August 10, 2005