

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

**Minutes of the Public Hearing
Denali Borough Assembly
Cantwell School
October 11, 2006**

CALL TO ORDER Presiding Officer Gerald Pollock called the public hearing to order at 6:43 PM.

ROLL CALL Assembly members present: Sid Michaels, Armeda Bulard, Teresa Hall, Baxter Mercer, David Evans, Gerald Pollock, Eileen Holmes and Paul Schenk. Absent: Robert Shelton. Mayor Talerico was also in attendance.

1.) **ORDINANCE 06-14, VERSION F**, an ordinance replacing DB Code 3.15 dealing with zoning options.

There were no public comments.

2.) **ORDINANCE 06-18, VERSION B**: an ordinance amending the DB Code 4.10, titled Management of Borough Real Property.

There were no public comments.

3.) **ORDINANCE 06-25, VERSION A**: an ordinance amending DB Code Chapter 3.20.040, titled Investments.

There were no public comments.

4.) **ORDINANCE 06-20, VERSION B**: an ordinance authorizing investment into the Alaska Municipal League Investment Pool (AMLIP).

There were no public comments.

ADJOURNMENT POLLOCK declared the Public Hearing adjourned at 6:44 PM.

ATTEST: *Maichuknik* APPROVED: *Gerald J. Pollock*
Borough Clerk Presiding Officer

Date Approved: *NOVEMBER 1, 2006*

**Minutes of the Regular Meeting
Denali Borough Assembly
Cantwell School
October 11, 2006**

1
2
3
4
5
6 CALL TO ORDER Presiding Officer Gerald Pollock called the regular meeting to order at
7 6:44PM.
8
9 ROLL CALL Assembly members present: Sid Michaels, Armeda Bulard, Teresa Hall,
10 Baxter Mercer, David Evans, Gerald Pollock, Eileen Holmes and Paul
11 Schenk. Absent: Robert Shelton. Mayor Talerico was also in
12 attendance
13
14 MICHAELS MOVED to excuse SHELTON, EVANS seconded. The
15 VOTE was 7-1 with MERCER opposed.
16
17 PUBLIC Steve Denton, Usibelli Coal Mine spoke against the Coal Bed Methane
18 COMMENTS ordinances passed at the previous meeting.
19
20 Elwood Lynn, Denali National Park, commented on Winter fest that was
21 started 5 years ago. Last year there were over 300 participants. They
22 are looking for volunteers to brainstorm and help carry the work loads
23 that come along with the Winter fest.
24
25 AGENDA HALL MOVED to approve, BULARD seconded. The VOTE was
26 unanimous.
27
28 MINUTES 1.) Assembly Meeting: Public Hearing and Regular Meeting held on
29 September 13, 2006.
30
31 SCHENK MOVED to approve the September 13, 2006 minutes and
32 HALL seconded.
33
34 MICHAELS MOVED to change motion passes to motion fails on top of
35 page 6, MERCER seconded. The VOTE was unanimous.
36
37 The VOTE to approve the minutes was unanimous.
38
39 FINANCIAL 1.) Financial report for August 2006.
40 REPORT
41 HALL MOVED to receive the August 2006 financial report, SCHENK
42 seconded. The VOTE to receive the financial report was unanimous.
43
44 MAYOR'S Mayor Talerico gave a report of his activities.
45 REPORT

1 MERCER MOVED to support Mayor Talerico sending a letter of non-
 2 objection to the Alaska Railroad for their permit to cross state land near
 3 the Moody Bridge. HALL seconded. The VOTE was unanimous.
 4

5 SCHOOL The School District Superintendent gave a report.
 6 DISTRICT

7

8 ASSEMBLY MICHAELS commented on TERS and PERS Senate Bill 141 and
 9 COMMENTS would like the borough to keep the Municipal Land Entitlements
 10 north of Panguingue Creek. MICHAELS would like to see the first
 11 borough public park near the north boundary of the Denali Borough
 12 on the Parks Highway at the east side turn-out.
 13

14 EVANS commented on the matching grant committee and supports
 15 the matching grant program.
 16

17 BULARD thanked everyone for coming tonight.
 18

19 SCHENK reiterated BULARD'S comments.
 20

21 MERCER asked about the influence of the high score on the landfill
 22 inspection and how it will help the borough with Village Safe Water
 23 and receiving a grant for a solid waste transfer station.
 24

25 COMMUNITATION 1.) Gary Olsen, Chairman of the Alaska Moose Federation, to
 26 AND discuss moose mitigation within the Alaska Railroad's realignment
 27 APPEARANCES program.
 28

29 Mr. Olsen gave an overview of the Alaska Moose Federation.
 30

31 ORDINANCES 1.) (NEXT ORDINANCE 06-26) An ordinance amending the DB
 32 Code Chapter 3.21.020K and 3.21.030 regarding the Denali
 33 Borough Matching Grant Program.
 34

35 HALL MOVED to introduce and EVANS seconded. The roll call
 36 VOTE was unanimous. This will be ordinance 06-26 version A.
 37

38 MICHAELS MOVED to amend 3.21.030A to add "One alternate
 39 shall be named by the assembly..." HALL seconded. The VOTE
 40 was unanimous.
 41

42 HALL MOVED to postpone to the next meeting, EVANS seconded.
 43 The VOTE was unanimous.
 44

1 2.) An ordinance amending the Denali Borough Code Chapter
2 5.50.010, 5.50.020 and 5.50.040 regarding the Denali Borough
3 Matching Grant Committee.
4

5 HALL MOVED to introduce and MICHAELS seconded. The roll call
6 VOTE was unanimous. This will be ordinance 06-27, version A.
7

8 MICHAELS MOVED to amend section 5.50.040 to add "by the
9 assembly", HALL seconded. The VOTE was unanimous.
10

11 HALL MOVED to postpone to the next meeting, BULARD seconded.
12 The VOTE was unanimous.
13

14 3.) **ORDINANCE 06-14, VERSION F:** an ordinance replacing DB
15 Code 3.15 dealing with zoning options.
16

17 MERCER MOVED to postpone to the next meeting and HALL
18 seconded. The VOTE was unanimous.
19

20 4.) **ORDINANCE 06-18, VERSION B:** an ordinance amending the
21 DB Code 4.10, titled Management of Borough Real Property.
22

23 MICHAELS MOVED to adopt and HALL seconded.
24

25 EVANS MOVED to amend by changing 8% to 7.5% on 4.10.050(J).
26 MERCER seconded. The VOTE was unanimous.
27

28 The roll call VOTE to adopt was unanimous.
29

30 5.) **ORDINANCE 06-25, VERSION A:** an ordinance amending the
31 Denali Borough Code Chapter 3.20.040 titled investments.
32

33 MERCER MOVED to adopt and HALL seconded.
34

35 MICHAELS MOVED to amend 3.20.040 to delete "clerk" MERCER
36 seconded. The VOTE was unanimous.
37

38 The roll call VOTE to adopt was unanimous.
39

40 6.) **ORDINANCE 06-20, VERSION B:** an ordinance authorizing
41 investment into the Alaska Municipal League Investment Pool
42 (AMLIP).
43

44 HALL MOVED to adopt BULARD seconded. The roll call VOTE was
45 unanimous.

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

RESOLUTION

1.) **(NEXT RESOLUTION 06-14)** A resolution of the Denali Borough Assembly awarding up to three matching grants in accordance with DB Code 3.21.

HALL MOVED to adopt, HOLMES seconded. The roll call VOTE was unanimous. This will be resolution 06-14.

OTHER BUSINESS

1.) An update on the Braun lawsuits.

Mayor Talerico gave a brief update.

2.) Alaska Railroad application for a temporary Land Use Permit to cross borough municipal lands located above the Moody tunnel at approximate Milepost 242.8.

Mayor Talerico explained that the land is only in municipal selection at this time so the borough does not have management authority over it, therefore the Alaska Railroad will need to go through the state of Alaska for the permit.

3.) Update from Assembly Member Armeda Bulard on the Department of Transportation material site located near the Drashner Subdivision in Cantwell, Alaska.

BULARD gave an update on the material site. She questioned the 9,000 cubic yards of gravel that the DOT wants to crush. Why are they bringing a crusher back to do this? What is the gravel for?

MICHAELS MOVED to send a letter to the Department of Transportation to include the comments made tonight, BULARD seconded. The VOTE was unanimous.

4.) Liquor License: None

5.) Approval of the Election Board for the November 7, 2006 municipal election.

EVANS MOVED to approve the election board and authorized borough staff to appoint different judges in the even of unforeseen circumstances as long as the newly appointed judges meet the requirements of Denali Borough Code 8.05.140. HOLMES seconded. The VOTE was unanimous.

6.) Appoint the Canvass Committee (assembly members).

1
2 BULARD MOVED to appoint the Assembly as the canvass
3 committee to canvas the November 7, 2006 municipal election.
4 MERCER Seconded. The VOTE was unanimous.

5
6 7.) Public Comments.

7
8 Janet Brooks, Cantwell Sports Association, thanked the assembly
9 for their support and the Borough Matching Grant.

10
11 Steve Denton, Healy resident, suggested changing the name of
12 Winter Fest to draw a bigger crowd.

13
14 ASSEMBLY
15 COMMENTS

HALL spoke to her proposed ordinance for next months meeting in
response to the attorney letter on gas development.

16
17 SCHENK thanked the four assembly members that worked on the
18 matching grants this year.

19
20 BULARD thanked everyone for attending tonight.

21
22 MICHAELS stated that the letter from the lawyer should remain
23 confidential due to the indirect threat of law suits. MICHAELS also
24 asked about the coal ash being delivered to the landfill.

25
26 NEXT MEETING

1.) The next regular meeting will be held in Anderson School on
November 1, 2006. Assembly work session 6:00PM, public hearing
6:45PM, and regular meeting to follow.

2.) Set the time and date for the canvass committee meeting and
the special assembly meeting to certify the November 7, 2006
municipal election to be held in Healy to the Tri-Valley Community
Center on Thursday November 9, 2006 at 6:30PM.

27
28
29
30
31
32
33
34
35 ADJOURN.

Presiding Officer Pollock declared the regular meeting adjourned at
8:52 PM.

36
37
38
39
40 ATTEST:

Christine Kibonek
Borough Clerk

APPROVED:

Gerald J. Pollock II
Presiding Officer

41
42
43
44 Date Approved:

NOVEMBER 1, 2006