

Minutes of the Public Hearing
Denali Borough Assembly
Tri-Valley Community Center
January 09, 2013

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7 CALL TO ORDER: The public hearing was called to order by Deputy Presiding Officer Terry
8 Asbury, Pro Tempore at 6:01 PM.

9
10 ROLL CALL: Assembly members present: David EVANS, Terry ASBURY, Rusty LASELL, Paddy
11 TATUM, Steve ANASTASIA and Gordon CARLSON. Absent: Jared ZIMMERMAN and Rick
12 WEIBEL.

13
14 Seeing no items on the public hearing agenda, the assembly adjourned at 6:01 PM.

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18 APPROVED: 
19 Richard Weibel, Deputy Presiding Officer

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21
22 ATTEST:  Date Approved: FEBRUARY 13, 2013
23 Gail Pieknik, Borough Clerk
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27

1 **Minutes of the Regular Meeting**
2 **Denali Borough Assembly**
3 **Tri-Valley Community Center**
4 **January 09, 2013**

5
6 CALL TO ORDER: Temporary Deputy Presiding Officer Terry Asbury called the regular meeting to
7 order at 6:02 PM. Mayor Pro Tempore Clay Walker led those present in the Pledge of Allegiance.

8
9 ROLL CALL

10 Assembly members present: Terry ASBURY, Rusty LASELL, Paddy TATUM, Gordon CARLSON,
11 David EVANS and Steve ANASTASIA. Absent: Jared ZIMMERMAN and Richard WEIBEL.

12
13 David EVANS MOVED to excuse Mr. Zimmerman and Mr. Weibel. Rusty LASELL seconded. The
14 VOTE by show of hands was unanimous.

15
16 PUBLIC COMMENTS

17 There was no public comment.

18
19 AGENDA

20 Rusty LASELL MOVED to approve the agenda as submitted. David EVANS seconded. The VOTE
21 by show of hands was unanimous.

22
23 MINUTES

24 December 12, 2013 Public Hearing
25 December 12, 2013 Regular Meeting

26
27 David EVANS MOVED to approve all minutes of meetings as listed on the agenda. Rusty LASELL
28 seconded. The VOTE by show of hands was unanimous.

29
30 REPORTS

31 November 2012 Financial Report
32 David EVANS MOVED to receive the November 2012 financial report. Rusty LASELL seconded.
33 The VOTE by show of hands was unanimous.

34
35 CANVASS COMMITTEE APPOINTMENT

36 David EVANS MOVED to appoint the assembly as canvass committee for the Special Election.
37 Steve ANASTASIA seconded. The VOTE by show of hands was unanimous.

38
39 MAYOR'S REPORT

40 Mayor Pro Tempore Clay Walker reported that Golden Valley Electric Association has a progress
41 report due to the Environmental Protection Agency February 19, and would like to include progress
42 on a Denali Borough stove change out program in the report, to include a program outline. The
43 Alaska Department of Transportation (DOT) has published a newly updated Statewide
44 Transportation Improvement Program list, which includes reconstruction of Parks Highway Milepost
45 239 to 263 for Federal Fiscal Year (FFY) 2013. Mr. Walker will request that Ethan Birkholz, DOT
46 Northern Region Planning Chief, attend a future meeting to update the assembly on the project. A
47 Request for Proposals has been issued for the Riley Creek Bridge Replacement project, to be
48 completed in FY 2014. The Tri-Valley Roof Project will soon be finalized. The Governor's Capital

1 Budget includes the Cantwell School Sprinkler Upgrade, for which the borough has the full
2 participating share amount.

3
4 There may be a seat open on the Alaska Stand Alone Pipeline Advisory Committee, who will be
5 holding their next meeting at the Nenana Tribal Hall on January 15. Mr. Walker encouraged
6 assembly members to attend the meeting, and noted that the current plan includes takeoff points
7 within the Denali Borough. Emergency Services Director Steve Eddington and Mr. Walker will meet
8 with DBSD Superintendent Jim Elliott in late January regarding school security needs.

9
10 Mr. Walker met with Alaska Railroad Corporation executives and discussed the possibility of a new
11 "Y" siding in the Healy area, plans for two northbound and two southbound passenger trains per day
12 during the summer months, and ARRC management team support of moving railroad leased
13 property in Healy into private ownership.

14 SCHOOL REPORT

15 Denali Borough School District (DBSD) Superintendent Dr. Jim Elliott directed the Assembly's
16 attention to information he provided regarding roof repair needs at the Cantwell School, and a recent
17 Capital Improvement Project listing that has the Cantwell School Sprinkler Installation in the top ten
18 priority projects. Dr. Elliott reported that the information regarding the roof repair was not available
19 at the time the borough capital improvement projects were being discussed, and that he would like
20 to lobby the legislature to include the roof repair in the sprinkler system project.

21 ASSEMBLY COMMENTS

22
23 Paddy TATUM, Steve ANASTASIA, David EVANS, Gordon CARLSON, and Terry ASBURY had
24 no comment.

25
26
27 Rusty LASELL thanked those in attendance for coming to the meeting and being involved in
28 local government.

29 COMMUNICATION AND APPEARANCES

30 ORDINANCES

31
32 ORDINANCE 13-01: An ordinance amending DBC 2.15.030 titled Regular Assembly Meetings,
33 adding Healy to the current rotation of assembly meetings.

34
35 David EVANS MOVED to introduce Ordinance 13-01. Steve ANASTASIA seconded. Points of
36 discussion that followed include the question if a larger audience would be reached through the
37 change, the intent to provide District 5 with a meeting within their district if residents of District 5
38 desire there to be, and the financial cost to the borough due to the change, if any.

39
40
41 The roll call VOTE to introduce Ordinance 13-01 was 1-5 as follows: Aye - David EVANS; No –
42 Terry ASBURY, Rusty LASELL, Steve ANASTASIA, Paddy TATUM and Gordon CARLSON. The
43 motion failed.

44
45 ORDINANCE 13-02: An ordinance amending DBC 2.15.030 titled Regular Assembly Meetings,
46 changing assembly meetings from meeting on Wednesday to Sunday.

47
48 Paddy TATUM MOVED to introduce Ordinance 13-02. David EVANS seconded. Points of
49 discussion that followed include the enhanced safety of day travel, constituent attendance at

1 meetings, past experience with Sunday meetings, the impact the change may have on those asked
2 to attend meetings to provide information to the public on a non-business day. The roll call VOTE to
3 introduce Ordinance 13-02 was 3-3 as follows: Aye – Paddy TATUM, Dave EVANS, Terry ASBURY;
4 No – Rusty LASELL, Steve ANASTASIA and Gordon CARLSON. The motion failed.
5

6 ORDINANCE 13-03: An ordinance amending Chapter DBC 3.25 titled Overnight Accommodations
7 Tax by repealing 3.25.180 titled Special Provisions for Preexisting Contracts.
8

9 Mayor Pro Tempore Clay Walker explained that Ordinance 13-03 is a housekeeping measure to
10 remove a portion of Denali Borough Code that applied only to 1991, and no subsequent years.
11

12 Gordon CARLSON MOVED to introduce Ordinance 13-03. David EVANS seconded. It was noted
13 that Denali Borough Code requires a minimum of two meetings for ordinance adoption– introduction
14 and one public hearing. The roll call VOTE to introduce Ordinance 13-03 was unanimous.
15

16 David EVANS MOVED to postpone Ordinance 13-03 to the next meeting. Rusty LASELL seconded.
17 The VOTE by show of hands was unanimous.
18

19 RESOLUTIONS:

20
21 RESOLUTION 12-28: A resolution supporting the detachment of certain lands from the Matanuska-
22 Susitna Borough and annexation of lands to the Denali Borough.
23

24 Gordon CARLSON MOVED to approve Resolution 12-28. Rusty LASELL seconded. Points of
25 discussion that followed include the potential issues identified by Denali Borough Legal Counsel Jim
26 Gorski at the last meeting, the need for more information, actions required by the proper entities,
27 and the potential cost involved in annexation.
28

29 Temporary Deputy Presiding Officer Terry Asbury relinquished the gavel to David Evans at 6:46.
30 Points of discussion that followed include the commitment implied by the assembly by approving the
31 resolution, and the ability to postpone the resolution until questions are answered.
32

33 Mr. Asbury resumed the chair at 6:49.
34

35 Rusty LASELL MOVED to postpone Resolution 12-28 to the next meeting. Steve ANASTASIA
36 seconded. The VOTE by show of hands was unanimous.
37

38 OTHER BUSINESS

39 Liquor License Renewal Applications

- 40
- 41 49th State Brewing Company: Beverage Dispensary
- 42 Totem Inn: Beverage Dispensary – Tourism
- 43 Denali River Cabins: Beverage Dispensary - Tourism Seasonal
- 44 The Great Alaska Fish & Chip Company: Restaurant-Public Convenience Seasonal
- 45 Sled Dog Liquor: Package Store-Seasonal
- 46 49th State Brewing Company: Brewpub
47

48 Rusty LASELL MOVED to approve liquor license renewals as listed on the agenda. David EVANS
49 seconded. It was noted that there have been no negative comments on any of the licenses, and that

1 no businesses listed hold unpaid debt to the borough. The VOTE by show of hands to approve
2 liquor license renewals as listed was unanimous.

3
4 JUNEAU LEGISLATIVE FLY-IN

5 Mayor Pro Tempore Clay explained that the mayor and assembly members have travelled to Juneau
6 annually for the Alaska Municipal League Legislative Fly-in, and noted that the February 2013 Fly-in
7 conflicts with the February assembly meeting, and the Mayoral Special Election is early the next
8 week. The mayor suggested travelling to Juneau the week of February 25, 2013. Assembly
9 members Rusty Lasell, David Evans and Mayor Pro Tempore Clay Walker have expressed interest
10 in attending.

11
12 Gordon CARLSON expressed interest in going and asked how long he would have to make a
13 decision.

14
15 Mr. Evans expressed his willingness to step back from attendance if another assembly member
16 wanted to attend. He explained that the legislative offices are very small with three chairs available.
17 He suggested only three people attending.

18
19 Steve ANASTASIA MOVED to approve three assembly members to attend the February 2013 Fly-
20 in. Gordon CARLSON seconded. The VOTE by show of hands was unanimous.

21
22 PUBLIC COMMENTS

23 Steve Love, Healy resident, commented that there was talk of a second daily passenger train in
24 2009, and that there were two locations being considered with a desire for a location that would
25 allow the equipment to turn. Mr. Love noted that these potential changes accommodate more
26 tourism in the Denali Borough, and that attention should be paid to that.

27
28 Hannah Ragland, Panguingue Subdivision resident, commented that information provided regarding
29 Resolution 12-28 indicates that the process would involve 15 percent of voters from the area to be
30 annexed petitioning the state, a state review, and a vote of the people. Approving the resolution
31 would be a prod in the direction for petition. Ms. Ragland urged assembly members to consider that
32 a proposed route for road access to the Susitna Dam project would be through the annexation area,
33 and suggested postponement of the resolution until a public hearing and discussion could be held in
34 Cantwell. Ms. Ragland expressed disappointment that neither Ordinance 13-01 nor 13-02 was
35 introduced. There is currently no state legislative bill introduced regarding the Stampede Recreation
36 Area. Ms. Ragland suggested that if there is legislation regarding the Recreation Area, a supportive
37 resolution be considered by the assembly.

38
39 ASSEMBLY COMMENTS

40 Gordon CARLSON thanked those in the audience for attending the meeting.

41
42 Rusty LASELL commented that he did not feel Ordinance 13-01 would provide constituents more
43 opportunity to provide input to the assembly, and that a meeting place should be identified before
44 introduction. Mr. Lasell noted that assembly meetings were moved to Wednesday night at the
45 request of citizens in 2006. These ordinances could be brought up again. Mr. Lasell also
46 expressed concern for approving Resolution 12-28 without all the information.

47
48 Terry ASBURY commented that the assembly needs more public input, and that public opinion is
49 important.

1
2 David EVANS restated that he would be willing to step back from the Juneau trip if another
3 assembly member would like to go.

4
5 Steve ANASTASIA commented that he would like to revisit the assembly meeting location
6 designation when Jared Zimmerman returns if the members of District 5 have strong feeling
7 toward that end.

8
9 Paddy TATUM commented that an ordinance can be brought back to the assembly, and noted
10 that public input is welcome.

11
12 NEXT ASSEMBLY MEETING:
13 The next regular meeting of the Borough Assembly will be held at the McKinley Community
14 Center on February 13, 2013; Public Hearing at 6:00 PM, and regular meeting to follow.

15
16 The Canvass Committee and Assembly Special Meeting to certify the special election will be held on
17 Thursday, February 21, 2013 at 6:00 PM. The special meeting will immediately follow the Canvass
18 Committee meeting.

19
20 Rusty LASELL MOVED to set the Canvass Committee Meeting and Special Meeting for February
21 21, 2013. David EVANS seconded. The VOTE by show of hands was unanimous.

22
23 ADJOURN: The meeting was adjourned at 7:19 PM.

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26 APPROVED: 
27 Richard Weibel, Deputy Presiding Officer

28
29
30 ATTEST:  Date Approved: February 13, 2013
31 Gail Pieknik, Borough Clerk