

Minutes of the Public Hearing
Denali Borough Assembly
McKinley Community Center
June 12, 2013

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7 CALL TO ORDER: The public hearing was called to order by Presiding Officer Rick Weibel at 6:00
8 PM.
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10 ROLL CALL: Assembly members present: Rusty LASELL, Steve ANASTASIA, Jared
11 ZIMMERMAN, Rick WEIBEL, David EVANS, Terry ASBURY, Patty TATUM and Gordon CARLSON.
12

13 ORDINANCE 13-04, Version C: An ordinance establishing the Denali Borough Capital Improvement
14 Program for fiscal year 2014 through fiscal year 2019.
15

16 There were no comments.
17

18 ORDINANCE 13-05, Version B: An ordinance providing for the amendment of the budget for fiscal
19 year 2013.
20

21 There were no comments.
22

23 ORDINANCE 13-06, Version B: An ordinance providing for the establishment and adoption of the
24 budget for fiscal year 2014.
25

26 There were no comments.
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28 ADJOURNMENT: The public hearing was adjourned at 6:02 PM.
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36 APPROVED: 
37 Richard Weibel, Presiding Officer
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42 ATTEST: 
43 Gail Pieknik, Borough Clerk
44 Date Approved: JULY 10, 2013
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**Minutes of the Regular Meeting
Denali Borough Assembly
McKinley Community Center
June 12, 2013**

CALL TO ORDER: Presiding Officer Richard Weibel called the regular meeting to order at 6:02 PM. Mayor Clay Walker led those present in the Pledge of Allegiance.

ROLL CALL

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

PUBLIC COMMENTS

There was no public comment.

AGENDA

David EVANS MOVED to approve the agenda. Steve ANASTASIA seconded. The VOTE by show of hands was unanimous.

MINUTES

May 8, 2013 Public Hearing and Regular Meeting

Jared ZIMMERMAN MOVED to approve the May 8, 2013 public hearing and regular meeting minutes. Rusty LASELL seconded. Terry ASBURY MOVED to substitute regular meeting minutes Draft B. Rusty LASELL seconded. The VOTE by show of hands on the amendment to substitute regular meeting minutes Draft B was unanimous. The VOTE by show of hands on the main motion to approve the May 8, 2013 public hearing and regular meeting minutes was unanimous.

REPORTS

April 2013 Financial Report

Rusty LASELL MOVED to receive the April 2013 financial report. Jared ZIMMERMAN seconded. The VOTE by show of hands was unanimous.

MAYOR'S REPORT

Mayor Clay Walker welcomed everybody in attendance and reported on the past month of activity. Mayor Walker recognized landfill employee Chip Saylor for stepping up and helping out during a time of short staffing. The landfill personnel structure will undergo a bit of change, with Emergency Services Director Steve Eddington providing more onsite oversight of landfill operations in the role of Solid Waste Manager for an additional stipend. Staffing will transition to two full time equipment operators and a seasonal gatekeeper. During the slow season, equipment operators will help with gatekeeping duties. Chip Saylor and Travis Olson were selected to fill the equipment operator positions. A number of strong applications were received, and eight applicants were interviewed. There is a good spirit of teamwork at the landfill.

Kids in Motion picked up a number of bags of windblown trash as a fundraiser for their group. The opportunity is open for other groups to raise money by cleaning up the landfill area.

1 On May 21, the Mayor attended and provided comment at the meeting of the Alaska Railroad
2 Corporation (ARRC) Board of Directors. He commented positively on the Healy wye and the Point
3 McKenzie rail extension projects, and spoke regarding the privatization of ARRC leased land in the
4 Tri-Valley Subdivision. ARRC executives were in the Healy area recently to observe flood damage
5 at the Ferry Crossing, where the Nenana River is eroding its eastern bank. Work is being done to
6 shore up the bank for the short term, with ARRC looking toward a long term solution.

7
8 Dry Creek has had flooding issues which have affected thirteen homes. The Department of Natural
9 Resources (DNR) has permitted a mitigation project, and homeowners are working with Mayor
10 Walker to facilitate the project. Several constituents have contacted the Borough regarding
11 environmental damage at the end of Antares Road, where a landowner has caused issues with
12 keeping the right of way passable. DNR is pursuing remediation of the area.

13
14 Alaska Department of Energy Conservation (DEC) has requested a special use permit in the
15 Montana Creek area to drill boreholes on Borough land for the Alaska Stand Alone Pipeline (ASAP)
16 project. Mayor Walker requested that the borehole log be copied to the Borough, and is working
17 with ASAP on a confidentiality agreement to protect the requested information. If the permit is
18 approved, it will be noted that the Borough prefers the proposed highway route. A separate letter
19 will be sent to request that boreholes also be drilled along the proposed highway route.

20
21 The Parks Highway project contractor has been permitted by DNR to pump water from local water
22 sources, including a fish pond on the north side of the highway near Rock Creek. If the pond is
23 adversely impacted, it will no longer be used as a water source.

24
25 Mayor Walker attended a recent ceremony where Lt Col Jennifer Jeffries assumed command of
26 Clear Air Force Station. The Mayor's meeting with AHTNA was cancelled due to Katie John's
27 death, the Denali Borough School District passed their revised FY2013 budget. Assembly Seat B,
28 representing the McKinley Village area is still vacant. Candidacy packets for the November
29 Municipal Election will be available at the Borough office and online beginning July 8..

30
31 SCHOOL REPORT

32 Denali Borough School District (DBSD) Business Manager Lorrie Terry reported that she is Acting
33 Superintendent for the month of June, and noted that there were sixteen DBSD graduates, and that
34 DBSD is looking forward to the Borough's completion of fuel tank projects at Anderson and Cantwell
35 Schools.

36
37 ASSEMBLY COMMENTS

38 Steve ANASTASIA thanked borough staff for working with him to understand financial issues,
39 and commented that he has drawn up a petition to support pedestrian safety in the Healy area.

40
41 Rusty LASELL commented that the plan for Nenana Canyon pedestrian safety was developed
42 through working with legislators years ago, and that process worked well. Mr. Lasell stated that
43 the move to 911 dispatch through the Fairbanks North Star Borough is on track, and a seamless
44 transition should be made sometime around July 1.

45
46 Jared ZIMMERMAN thanked the Denali Emergency Services Association (DESA) for working to
47 ensure 911 service in the Denali Borough, and commented that the permitting process for ARRC
48 pesticide spraying has changed, and that notification requirements may have changed also.

1 Gordon CARLSON apologized for missing the May meeting, and suggested the Mayor consider
2 a lobbying trip to Juneau in the near future.

3
4 Terry ASBURY, Rick WEIBEL, David EVANS and Paddy TATUM had no comment.

5
6 COMMUNICATION AND APPEARANCES

7 Denali Citizens Council (DCC) to discuss their sponsored intern project on preparation of the
8 "Citizens Guide to Gas Exploration"

9
10 Nancy Bale, member of the Board of Directors for Denali Citizens Council, presented Assembly
11 members with booklets created by DCC intern Claire Pywell titled "The Citizen's Guide to Natural
12 Gas Permitting." Ms. Bale noted that a gas exploration permit was granted to Usibelli Coal Mine
13 in January 2011, but no action has been taken toward exploration. The guide explains the
14 permitting process in an unbiased and accurate manner, and is available online.

15
16 ORDINANCES

17 DRAFT ORDINANCES:

18 ORDINANCE 13-07: An ordinance amending Denali Borough Code, Chapter 3.05.040 titled
19 Budget Expenditures

20
21 Terry ASBURY MOVED to introduce Ordinance 13-07. Jared ZIMMERMAN seconded. Mr
22 Asbury explained that the ordinance is intended to force a balanced budget with some savings.
23 Points of discussion that followed include the need to tighten up the budget in the future, current
24 balanced budget provisions in Denali Borough Code, and the responsibility of the assembly to
25 keep the budget lean. The roll call VOTE was 6 – 2 as follows: Yes – Steve ANASTASIA, David
26 EVANS, Paddy TATUM, Rusty LASELL, Rick WEIBEL, Terry ASBURY; No – Gordon
27 CARLSON, Jared ZIMMERMAN. The motion passed.

28
29 Rusty LASELL MOVED to postpone Ordinance 13-07 to the next meeting. Gordon CARLSON
30 seconded. The VOTE by show of hands was unanimous.

31
32 ORDINANCE 13-08: An ordinance appropriating funds to the Denali Borough School District
33 from the Major School Maintenance Fund in the amount of \$159,300

34
35 Gordon CARLSON MOVED to introduce Ordinance 13-08. Steve ANASTASIA seconded. Points
36 of discussion that followed include the retroactive nature of the request for a project that is
37 already complete, the proper process for requesting major school maintenance, and the timeline
38 of this specific project. The roll call VOTE was 3 – 5 as follows: Yes – Jared ZIMMERMAN,
39 David EVANS, Steve ANASTASIA; No - Gordon CARLSON, Rusty LASELL, Paddy TATUM,
40 Rick WEIBEL, Terry ASBURY. The motion failed.

41
42 ORDINANCE 13-09: An ordinance amending Denali Borough Code, Chapter 3.25 titled
43 Overnight Accommodations Tax

44
45 Gordon CARLSON MOVED to introduce Ordinance 13-09. Rusty LASELL seconded. Mayor
46 Clay Walker explained that the intent of the ordinance is to clean up language and clarify
47 process. The roll call VOTE was unanimous.

1 Rusty LASELL MOVED to postpone Ordinance 13-09 to the next meeting. Terry ASBURY
2 seconded. The VOTE by show of hands was unanimous.

3
4 Presiding Officer Rick Weibel called a meeting recess at 7:50 pm. The meeting resumed at 8:06
5 pm.

6
7 PENDING ORDINANCES:

8 ORDINANCE 13-04, Version C: An ordinance establishing the Denali Borough Capital
9 Improvement Program for fiscal year 2014 through fiscal year 2019.

10
11 Jared ZIMMERMAN MOVED to adopt Ordinance 13-04, Version C. Gordon CARLSON
12 seconded. It was noted that the list may change from year to year based upon current priorities.
13 The roll call VOTE was 7 – 1 as follows: Yes – Rusty LASELL, Jared ZIMMERMAN, Gordon
14 CARLSON, Steve ANASTASIA, Paddy TATUM, David EVANS, Rick WEIBEL; No – Terry
15 ASBURY. The motion passed.

16
17 ORDINANCE 13-05, Version B: An ordinance providing for the amendment of the budget for
18 fiscal year 2013.

19
20 Steve ANASTASIA MOVED to amend by substituting Ordinance 13-05, Version C for Ordinance
21 13-05, Version B. Jared ZIMMERMAN seconded.

22
23 Terry ASBURY MOVED to amend budget line item 7020 by deleting \$1,592,371 and inserting
24 \$1,419,732. Paddy TATUM seconded. Points of discussion that followed include the timing of
25 the DBSD request for additional funding, the justification for additional funding, and the
26 responsibility of the school board (and not the assembly) to direct the school budget. The VOTE
27 by show of hands was 4-4 as follows: Yes – Steve ANASTASIA, David EVANS, Jared
28 ZIMMERMAN, Gordon CARLSON; No – Paddy TATUM, Rusty LASELL, Terry ASBURY, Rick
29 WEIBEL. The motion failed.

30
31 The VOTE by show of hands on the amendment by substitution was unanimous.

32
33 The roll call VOTE to adopt was 6 -2 as follows: Yes – Steve ANASTASIA, Jared ZIMMERMAN,
34 Paddy TATUM, David EVANS, Gordon CARLSON, Rick WEIBEL; No – Rusty LASELL, Terry
35 ASBURY. The motion passed.

36
37 *The following occurred later in the meeting but is recorded here for continuity.*

38 Rusty LASELL MOVED to allow the City of Anderson EMS/Fire Department to reallocate funds
39 in their FY2013 Public Safety Contribution as needed to repair a well pump starter switch. Steve
40 ANASTASIA seconded. The VOTE by show of hands was unanimous.

41
42 ORDINANCE 13-06, Version B: An ordinance providing for the establishment and adoption of
43 the budget for fiscal year 2014.

44
45 Gordon CARLSON MOVED to amend by substituting Ordinance 13-06, Version C for Ordinance
46 13-06, Version B. Jared ZIMMERMAN seconded. Mayor Clay Walker noted that DESA had
47 submitted a written request for increased funding for 911 dispatch service, and that staff
48 restructuring at the landfill resulting in Solid Waste budget savings contained in version C, which

1 includes an increase in the Safety Director and Landfill Manager stipends. The VOTE by show
2 of hands on the amendment by substitution was unanimous.

3
4 Jared ZIMMERMAN MOVED to adopt Ordinance 13-06, Version C. Gordon CARLSON
5 seconded. The roll call VOTE was 7 – 1 as follows: Yes – Rusty LASELL, Steve ANASTASIA,
6 Gordon CARLSON, Paddy TATUM, Rick WEIBEL, David EVANS, Jared ZIMMERMAN; No –
7 Terry ASBURY. The motion passed.

8
9 RESOLUTIONS

10 RESOLUTION 13-07: A resolution pertaining to the asset allocation of the Denali Borough
11 Permanent Investment Fund.

12
13 Gordon CARLSON MOVED to approve Resolution 13-07. Steve ANASTASIA seconded.

14
15 Terry ASBURY MOVED to amend Resolution 13-07, item 2a) by deleting 60% and inserting 75%,
16 and item 2b) by deleting 40% and inserting 25%. Paddy TATUM seconded. The VOTE by show of
17 hands was 3 – 5 as follows: Yes – Terry ASBURY, Rick WEIBEL, Paddy TATUM; No – Steve
18 ANASTASIA, David EVANS, Rusty LASELL, Jared ZIMMERMAN, Gordon CARLSON. The motion
19 failed.

20
21 The VOTE on the main motion to approve Resolution 13-07 was 7 – 1 as follows; Yes – Rusty
22 LASELL, Jared ZIMMERMAN, David EVANS, Steve ANASTASIA, Paddy TATUM, Gordon
23 CARLSON, Rick WEIBEL; No – Terry ASBURY. The motion passed.

24
25 RESOLUTION 13-08: A resolution requesting the state of Alaska, Department of Transportation, to
26 engage a traffic study in the McKinley Village area.

27
28 Steve ANASTASIA MOVED to approve Resolution 13-08. Rusty LASELL seconded. The roll call
29 VOTE was unanimous.

30
31 RESOLUTION 13-09: A resolution to execute a contract with Interior Surveying & Mapping per IFB
32 13-01.

33
34 Rusty LASELL MOVED to approve Resolution 13-09. Jared ZIMMERMAN seconded. Mayor Clay
35 Walker explained that a subcommittee of the Planning Commission reviewed bids submitted, and
36 came to a unanimous decision after independently scoring them. The range of bids was from
37 \$34,000 to \$100,000. The survey area is a municipal land entitlement west of the Parks Highway to
38 the north of Healy, just where the Stampede Road begins. The survey will enable the Borough to
39 identify the land and receive a patent on it from the State of Alaska. The roll call VOTE on the
40 motion to approve Resolution 13-09 was unanimous.

41
42 OTHER BUSINESS

43 Community Mapping:

44 Mayor Clay Walker reported that he has been considering the offer from the State to produce maps.
45 The Planning Commission unanimously declined the proposal. The maps would not be updated so
46 would be an archive as of the date prepared.

1 Department of Transportation (DOT&PF) request for comment: Project #61299: Parks Highway MP
2 231, McKinley Village area enhance safety and accommodations for pedestrians and visitors
3 The comment period on Project 61299 has been extended, by Borough request, to July 28, 2013.
4 The Planning Commission will have an opportunity to comment. It was suggested that comment
5 include pedestrian safety and roadside paths, which would improve the community. Mayor Walker
6 will draw up a letter for the next meeting.
7

8 Department of Transportation (DOT&PF) request for comment Project #61074: Parks Highway Rest
9 Areas MP: 314.6, 294.6 and 286.7

10 The comment period is open on Project 61074. It was suggested that comment emphasize that
11 there be year-round rest facilities incorporated into the project, encourage a study area further south
12 to include pedestrian safety issues, and ask for a public scoping meeting.
13

14 PUBLIC COMMENTS

15 There was no public comment.
16

17 ASSEMBLY COMMENTS

18 Gordon CARLSON had no comment.
19

20 Jared ZIMMERMAN suggested a joint meeting with the DBSD School Board be planned.
21

22 Rusty LASELL commented that he appreciated the meeting's discussion and debate.
23

24 David EVANS commented that public discussion of issues is important, and that adherence to
25 process is important.
26

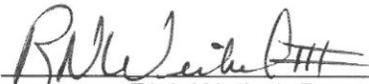
27 Steve ANASTASIA expressed appreciation for the meeting's good faith dialogue.
28

29 Rick WEIBEL commented that he was unsure of the decision on school funding.
30

31 NEXT ASSEMBLY MEETING

32 The next regular meeting of the Borough Assembly will be held at the Cantwell School on July
33 10, 2013; Public Hearing at 6:00 PM, and Regular Meeting to follow.
34

35 ADJOURN: The meeting was adjourned at 9:54 pm.
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40 APPROVED: 

41 Rick Weibel, Presiding Officer

42
43
44 ATTEST: 

45 Gail Pieknik, Borough Clerk

46 Date Approved: JULY 10, 2013
47