

ASSEMBLY MEETING MINUTES  
APRIL 2, 2007

I. Call to Order: The regular Assembly Meeting of April 2, 2007 was called to order at 7:34 p.m. by Assembly President Carvel Zimin, Jr. The meeting was held in the Assembly Chambers of the Borough Building, Naknek, Alaska.

II. Roll Call: Present: Shelby Boothe, Bill Hester and Carvel Zimin, Jr.  
Absent: Mayor Dan O'Hara, Eddie Clark and Russell Phelps.

Also present: Borough Clerk Betty Bonin, Treasurer Lotta Hines and Community Development/Planner Yvonne Kopy.

III. Consent Agenda: SHELBY BOOTHE MADE A MOTION TO APPROVE THE CONSENT AGENDA AND IT WAS SECONDED BY BILL HESTER. MOTION PASSED UNANIMOUSLY.

A. None-Action Agenda

1. Mayor
2. Manager
3. Police Department
4. Fire/EMS Coordinator
5. Lobbyist
6. Pool
7. Library
8. Public Works Department
9. Port Department
10. Planning & Zoning
11. Treasurer
12. Health Commission
13. Other Reports

B. Action Items

1. **Minutes of March 5, 2007, Regular Assembly Meeting:** BILL HESTER MADE A MOTION TO APPROVE THE MINUTES OF MARCH 5, 2007 AS PRESENTED AND IT WAS SECONDED BY SHELBY BOOTHE. Bill Hester had one small correction on Page 6, under E, second line, it should read: Kelly Lucas wants another employee in the same room. MOTION PASSED UNANIMOUSLY.

**Minutes of March 21, 2007 Special Assembly Meeting:** SHELBY BOOTHE MADE A MOTION TO APPROVE THE MINUTES OF MARCH 21, 2007 AS PRESENTED. MOTION WAS SECONDED BY BILL HESTER AND IT PASSED UNANIMOUSLY.

2. **Finance Report-Check Register-March 2007:** BILL HESTER MADE A MOTION TO APPROVE THE FINANCE REPORT AND CHECK REGISTER FOR MARCH 2007. MOTION WAS SECONDED BY SHELBY BOOTHE AND IT PASSED UNANIMOUSLY.

IV. **Approval of Agenda:** BILL HESTER MOVED TO APPROVE THE AGENDA AS PRESENTED. SHELBY BOOTHE SECONDED THE MOTION. Carvel Zimin, Jr. stated there is an agreement between Bristol Bay Borough and Camai to be included under Old Business, Item A.

V. **Persons to be Heard:**

Sharon Wilson – stated her name and that she lived in Naknek. She is a full-time employee of Northern Dynasty. This was the first day on the job. Her job description is to give Northern Dynasty a fair process and to inform the community. If at anytime the Borough has any questions, she encouraged the Assembly to call her at home.

The Assembly thanked Sharon Wilson.

VI. **Communications and Appearance Requests:**

A. **Letter to Department of Transportation, Allen Kemplen from Department of Interior, National Park Service, Ralph Moore, Superintendent:** Assembly agreed it was a good letter.

B. **Letter from Department of Commerce Community & Economic Development – 2006 Full Value Determination:** Shelby Boothe stated this was the first time the State's numbers are lower than the Borough Assessments. The total for 2006 Real and Personal Property taxable property totaled to \$157,644,400.

C. **Memo from Rosalie Johnson-Accounts Receivable Clerk:** Rosie Johnson's memo stated the Real & Personal Property taxable for 2006 was \$137,356,445 and the preliminary numbers for 2007 was \$166,822,843. These numbers will be final after the Board of Equalization.

VII. **Hearings, Ordinances and Resolutions:**

A. **Ordinance No. 2007-03 – FY08 Budget, Introduction and First Reading:** BILL HESTER MADE A MOTION TO INTRODUCE ORDINANCE NO. 2007-03 AND TO SET FOR THE FIRST PUBLIC HEARING IN SOUTH NAKNEK ON APRIL 9, 2007. SHELBY BOOTHE SECONDED THE MOTION AND IT PASSED UNANIMOUSLY.

B. Ordinance No. 2007-04 – Changes to Naknek River Subdivision – Introduction and First Reading: BILL HESTER MADE A MOTION TO INTRODUCE ORDINANCE NO. 2007-04 AND TO SET FOR THE PUBLIC HEARING IN NAKNEK ON MAY 7, 2007. SHELBY BOOTHE SECONDED THE MOTION AND IT PASSED UNANIMOUSLY.

C. Resolution No. 2007-03 – Bristol Bay Borough Assembly to support King Salmon Village Council Construction of a Youth Center: SHELBY BOOTHE MOVED TO ADOPT RESOLUTION NO. 2007-03 AND IT WAS SECONDED BY BILL HESTER. MOTION PASSED UNANIMOUSLY.

VIII. Old Business:

A. Camai re: Facilities, equipment, maintenance, MD Service, Etc. Susan Cox was Present. She had handed out an agreement the Assembly and Camai agreed upon on Saturday. (Agreement attached). Susan Cox went through the agreement with the Assembly. She stated on July 1, 2007 they will be standing on their own. This was a requirement by the HRSA grant which funds more than half of the Clinic's budget.

The Assembly told Susan Cox that they appreciate all the work she has done and for taking on this task.

Susan Cox gave an update on MD Serve. They finally got the hard drive back from Texas. She has someone flying in trying to extract the information. The Health Commission this past week and they are wondering if the Borough Assembly want to see litigation against MD Serve. Carvel Zimin, Jr. stated we would have to discuss it with our Attorney. The Assembly directed the manager to get a hold of our attorney and get back to Susan Cox at the next meeting.

Susan Cox also informed the Assembly their HRSA grant will be funded again at the same amount as last year (\$577,546.00).

B. King Salmon Water Feasibility Study: There was a light discussion. Yvonne Kopy sated USDA will match 25% which is almost \$12,000. SHELBY BOOTHE MADE A MOTION TO PROCEED WITH THE FEASIBILITY STUDY IN THE AMOUNT UP TO \$46,500. BILL HESTER SECONDED THE MOTION AND IT PASSED UNANIMOUSLY. The Assembly decided they can figure out where The funds will come from at the workshop.

IX. Executive Session – Legal: SHELBY BOOTHE MADE A MOTION TO GO INTO EXECUTIVE SESSION TO DISCUSS LEGAL MATTERS AT 8:10 P.M. BILL HESTER SECONDED THE MOTION AND IT PASSED UNANIMOUSLY.

The Assembly reconvened at 8:23 p.m. with the same members in attendance. Carvel Zimin, Jr. stated they discussed legal matters and that NO ACTION WAS TAKEN.

X. New Business:

A. EDA Grant: Yvonne Kopy gave an update on the EDA Grant. The contract has been rejected by EDA 5 times. They still don't have a signed contract after 14 months. Last March we got a proposal from PND and that was approved. They have done work and we've paid them out of Borough funds for what they've done. You can't have any construction costs in the design contract.

B. Dock Land Acquisition: Betty Bonin stated that since Dan O'Hara was gone for so long, she got his permission and went ahead and signed the papers. She sent the agreement back to BIA with a check for \$8600 which is 10% down.

Shelby Boothe stated Russell Phelps attended Paug-Vik's last meeting. They are still negotiating on the land next to the dock.

C. Crowley's Boat Storage Proposal: BILL HESTER MOVED TO TABLE THIS MATTER PENDING ON LEGAL INFORMATION FROM OUR ATTORNEY. SHELBY BOOTHE SECONDED THE MOTION AND IT PASSED UNANIMOUSLY.

D. Tax Write-offs: Lotta Hines explained she can't get a hold of these taxpayers and these accounts are continue to accrue finance charges. They are no longer in the area and mail is being returned. Listed was Donigal Surplus and Marty Mundell and the total for both was \$18,469.91. Lotta Hines also had an Account Write-off on Joseph Fernandez, Jr. in the amount of \$16,115.78. SHELBY BOOTHE MADE A MOTION TO WRITE OFF THE ABOVE ACCOUNTS. MOTION WAS SECONDED BY BILL HESTER AND IT PASSED UNANIMOSULY.

E. Manager's Contract: Shelby Boothe stated they have been negotiating with Dave Soulak for the Manager's job. SHELBY BOOTHE MADE A MOTION TO EMPLOY DAVE SOULAK AS BOROUGH MANAGER FOR ONE YEAR IN THE AMOUNT OF \$92,350 PLUS OTHER BENEFITS HE'S ENTITLED TO. BILL HESTER SECONDED THE MOTION AND IT PASSED UNANIMOUSLY. Dave Soulak plans to be here on April 23, 2007.

XI. Assembly Member Comments:

Shelby Boothe – he was fortunate enough to meet with George Cannelos last Sunday. He Gave him a tour of the Dock and explained the project to him. He also showed him the Clinic and School.

Shelby Boothe – he attended a pre-bid conference with the Court System. What this Court System is wanting, would require the Borough to make modifications costing \$200,000-\$300,000 for a 10 year lease. He was the only one in attendance. The RFP's close on April 9, 2007. They will get back to us after the deadline.

Carvel Zimin, Jr. – Regarding the Docks, South Naknek and Naknek and South Naknek Fish Processing. South Naknek Fish Processing is trying to get a truck shipped to South Naknek. Northland has increased their rates and to even ship the truck would cost at Least \$4000 and they will not deliver to South Naknek.

Joe Harris stated Northland provides service to Pederson Point, Togiak, Egegik and outside ports they decide they need to go to. We have no control to make them go anywhere.

- XII. Adjournment: By general consensus of the Assembly, the meeting adjourned at 8:50 p.m.

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Daniel J. O'Hara, Mayor

ATTEST:

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Betty J. Bonin, CMC, Borough Clerk