

**ASSEMBLY MEETING MINUTES**  
**DECEMBER 14, 2009**

**I. Call to Order:** The Regular re-scheduled Assembly meeting of December 14, 2009, was called to order by Mayor Daniel O’Hara at 4:30 p.m. The meeting was held in the Assembly Chambers of the Borough Building, Naknek, Alaska.

**II. Roll Call:** Present: Shelby Boothe, Eddie Clark, Abe Williams and Mayor Daniel O’Hara.

Excused Absence: J.C. Tudor and Carvel Zimin, Jr.

Also Present: Marv Smith, Borough Manager and Tami Johnson, Clerk

**III. Consent Agenda:**

A. Non-Action Agenda: SHELBY BOOTHE MADE A MOTION TO APPROVE THE CONSENT AGENDA AS PRESENTED AND SECONDED BY ABE WILLIAMS. MOTION PASSED UNANIMOUSLY.

1. Mayor
2. Manager
3. Police Department
4. Fire Department
5. Lobbyist
6. Pool
7. Library
8. Public Works Department
9. Port Department
10. Planning & Zoning
11. Treasurer-Finance Department
12. Other Reports

B. Action Items

1. Minutes of October 26, 2009 – Special Assembly Meeting: SHELBY BOOTHE MADE A MOTION TO APPROVE THE MINUTES OF OCTOBER 26, 2009 AND SECONDED BY ABE WILLIAMS. MOTION PASSED UNANIMOUSLY.

2. Minutes of November 2, 2009 – Regular Assembly Meeting: ABE WILLIAMS MADE A MOTION TO APPROVE THE MINUTES OF NOVEMBER 2, 2009 AND SECONDED BY SHELBY BOOTHE. MOTION PASSED UNANIMOUSLY.

3. Minutes of November 13, 2009 – Special Assembly Meeting: ABE WILLIAMS MADE A MOTION TO APPROVE THE MINUTES OF NOVEMBER 13, 2009 AND SECONDED BY SHELBY BOOTHE. MOTION PASSED UNANIMOUSLY.

4. Finance Report – Check Register – October 2009: ABE WILLIAMS MADE A MOTION TO APPROVE THE CHECK REGISTER FOR OCTOBER 2009 AND SECONDED BY SHELBY BOOTHE. MOTION PASSED UNANIMOUSLY.

**IV. Approval of Agenda**

The Mayor stated that there is a correction under Unfinished Business move C. and D. up to A. and B. Shelby stated we should delete IX. A. and move B. to IX. A. Dan also would like to add B. Damian Hill to New Business. SHELBY BOOTHE MADE A MOTION TO APPROVE THE AGENDA AS AMENDED AND SECONDED BY ABE WILLIAMS. MOTION PASSED UNANIMOUSLY.

**V. Persons to be Heard**

None

**VI. Communications and Appearance Requests**

A. Thank You Letter from Accident Victims

B. Letter from Mr. Fred Pike: Mr. Pike spoke to the Assembly in regards to his disapproval of Eddie Clark attending the Board of Fish meeting in Anchorage representing the Borough.

C. Donation Request from Winterfest Committee: SHELBY BOOTHE MADE A MOTION TO DONATE \$500.00 TO WINTERFEST AND SECONDED BY ABE WILLIAMS. MOTION PASSED UNANIMOUSLY.

**VII. Hearings, Ordinances and Resolutions**

A. Ordinance No. 2009-11, An Ordinance Correcting the Chart for Motor Vehicle Taxes; Second Reading and Public Hearing: Mayor Daniel O'Hara asked if anyone from the audience had any comments, hearing none the public hearing was closed. ABE WILLIAMS MADE A MOTION TO ADOPT ORDINANCE NO. 2009-11 AND SECONDED BY EDDIE CLARK. MOTION PASSED UNANIMOUSLY.

**VIII. Unfinished Business**

A. Port Update: Marv Smith gave a brief update as well as Garth Howlett from PND.

B. Phase II of Port Prioritized List: Marv gave a brief update on what went on at the workshop they just had. Marv also stated that the information obtained will be brought to Washington D.C. with them. ABE WILLIAMS MADE A MOTION TO ADOPT AND PROCEED WITH THE PORT OF BRISTOL BAY EXPANSION PLAN AND SECONDED BY EDDIE CLARK. MOTION PASSED UNANIMOUSLY.

C. Borough Assessed Value: Marv discussed the meeting he had with Steve Van Sant. Shelby stated that his understanding is that Mike Renfro and company has us assessed at \$196 million and the state has us assessed at \$238 million and that's a \$42 million dollar discrepancy. We are not collecting 13 mills on \$42 million dollars.

D. Mayor Appointed Designees for Planning & Zoning Commission – Confirmation from the Assembly: The Mayor stated he wished to reappoint Tom Ferrazzi and Jay King if there were no objections, there were none.

E. Mark Emery Marketing Video & Proposal/Northwest Strategies Proposal: Dan O'Hara excused himself from this portion of the meeting due to conflict of interest. Shelby Boothe stated we should postpone this until the January meeting.

**IX. New Business**

A. New Position – Port: Robert McDermott stated that this position is needed to continue maintenance on an aging fleet of equipment. ABE WILLIAMS MADE A MOTION TO ADD THE NEW POSITION TO THE PORT FOR MAINTENANCE ISSUES. NO SECOND. MOTION DIED FOR LACK OF A SECOND.

B. Damian Hill: Dan O'Hara stated Damian is a world class triathlon athlete and may be going to the Olympics. We need to watch this young man.

**X. Executive Session to Discuss Personnel**

SHELBY BOOTHE MADE A MOTION TO GO INTO EXECUTIVE SESSION AT 5:47 P.M. AND SECONDED BY EDDIE CLARK. MOTION PASSED UNANIMOUSLY. THE ASSEMBLY CAME BACK INTO SESSION AT 6:15 P.M. WITH THE SAME MEMBERS IN ATTENDANCE. NO ACTION TAKEN.

**XI. Manager's Comments**

Marv stated that the audit was good and there was only one infraction.

**XII. Assembly Member Comments**

Shelby Boothe stated there is some confusion with the budget for the school. Last year we budgeted and did not meet the 3%?

Eddie Clark stated that at the Board of Fish he put in a lot of time and was dedicated to our area.

Abe Williams stated that we need to perhaps take a leadership role to eliminate fears and have a meeting with D.E.C., D.N.R. and the Alaska Dept. of Fish & Game maybe on a weekend at the school auditorium and if we do, advertise.

Shelby Boothe and the Assembly directed the Manager to send out an RFP for attorney services.

**XIII. Adjournment**

BY GENERAL CONSENSUS THE MEETING WAS ADJOURNED AT 6.25 P.M.

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Daniel J. O'Hara, Mayor

ATTEST:

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Tami Johnson, Clerk