

MATANUSKA-SUSITNA BOROUGH

350 East Dahlia Avenue, Palmer, Alaska 99645-6488 - 907-745-9683

BOROUGH MAYOR

Timothy L. Anderson

BOROUGH CLERK

Michelle M. McGehee, CMC

BOROUGH MANAGER

John Duffy

BOROUGH ATTORNEY

Teresa S. Williams



BOROUGH ASSEMBLY

Lynne Woods, District 1
Bill Allen, District 2
Talis J. Colberg, District 3
Mary Kvalheim, District 4
Cindy L. Bettine, District 5
Jim Colver, District 6
Betty Vehrs, District 7

ASSEMBLY AGENDA

**ASSEMBLY CHAMBERS
350 E. DAHLIA AVENUE, PALMER**

(Teleconferenced to Susitna Valley High School; Mile 98.6 Parks Hwy.)

REGULAR MEETING

6 P.M.

TUESDAY, JANUARY 3, 2006

- I. CALL TO ORDER
- II. ROLL CALL
- III. APPROVAL OF AGENDA¹
- IV. PLEDGE OF ALLEGIANCE
- V. MINUTES OF PRECEDING MEETINGS
 - A. Special Assembly Meeting: 12/06/05
 - B. Regular Assembly Meeting: 12/06/05
 - C. Joint Assembly/School Board Meeting: 12/15/05
 - D. Special Assembly Meeting: 12/15/05
- VI. REPORTS/CORRESPONDENCE
 - A. AGENCY REPORTS
 1. Reports from cities

¹ Resolution Serial No. 06-010 was pulled from the agenda.

2. Matanuska-Susitna Borough School District
3. Alaska State Fair Update – Mr. Joe Lawton, General Manager

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues
2. Regional Transportation Planning Organization

C. MANAGER COMMENTS

1. State/Federal Legislation

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Animal Care and Regulation Board: 11/14/05
 - b. Board of Adjustment and Appeals: 10/07/05
 - c. Borough Area Schools Site Selection Committee: 06/20/05, 11/07/05
 - d. Greater Talkeetna Road Service Area No. 29: 10/13/05, 11/10/05
 - e. Joint Caswell Lakes Road Service Area No. 15, Greater Talkeetna Road Service Area No. 29, and Trapper Creek Road Service Area No. 30: 11/14/05
 - f. Library Board: 10/15/05, 11/19/05
 - g. Parks, Recreation, and Trails Advisory Board: 10/24/05, 11/28/05, Resolution Serial No. 05-14
 - h. Planning Commission: 11/21/05, 12/05/05
 - i. Port Commission: 10/17/05, Resolution Serial No. 05-009
 - j. South Colony Road Service Area No. 16: 11/08/05
 - k. Sutton Fire Service Area No. 4: 10/20/05
 - l. Talkeetna Flood Control Service Area No. 7: 11/01/05, 11/14/05
 - m. Talkeetna Sewer and Water Service Area No. 36: 10/27/05
 - n. Trapper Creek Road Service Area No. 30: 11/10/05
2. Community Council Correspondence:

- a. Big Lake Community Council: 02/09/05, 03/09/05, 04/13/05, 06/08/05, 08/10/05, 09/14/05, 10/12/05, 11/09/05, 11/09/05 (Quarterly)
- b. Gateway Community Council: 02/04/05, 4/13/05, 09/30/05
- c. Glacier View Community Council: 12/08/05
- d. Knik-Fairview Community Council: 11/10/05
- e. Sutton Community Council: 09/13/05, 10/03/05
- f. Trapper Creek Community Council: 11/17/05
- g. Willow Area Community Organization: 12/05/05
- h. Y Community Council: 11/03/05

G. INFORMATIONAL MEMORANDUMS

VII. SPECIAL ORDERS (to begin at 7 p.m.)

A. PERSONS TO BE HEARD (Three minutes per person.)

B. PUBLIC HEARINGS (Three minutes per person.)

- 1. Ordinance Serial No. 06-001: AN ORDINANCE AMENDING MSB 15.24.030(B)(1), TO ADOPT THE MATANUSKA-SUSITNA BOROUGH COMPREHENSIVE PLAN – 2005 UPDATE.
 - a. IM No. 06-004
- 2. Ordinance Serial No. 06-002: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$7,500 ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND REQUESTING AN APPROPRIATION OF \$7,500 FROM THE BUTTE FIRE SERVICE AREA FUND BALANCE, FUND 251, TO PROJECT NO. 20144, FUND 405, FOR FIRE AND COMMUNICATION EQUIPMENT AND SUPPLIES.
 - a. Resolution Serial No. 06-001: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND MATCHING FUNDS FOR BUTTE FIRE SERVICE AREA, PROJECT NO. 20144, FUND 405.
 - (1) IM No. 06-005
- 3. Ordinance Serial No. 06-003: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$4,830 ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND REQUESTING AN APPROPRIATION OF \$4,830 FROM THE

SUTTON FIRE SERVICE AREA FUND BALANCE, FUND 253, TO PROJECT NO. 20255, FUND 405, FOR COMMUNICATION EQUIPMENT AND SUPPLIES.

a. Resolution Serial No. 06-002: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE SERVICE ASSISTANCE GRANT AND MATCHING FUNDS FOR SUTTON FIRE SERVICE AREA, PROJECT NO. 20255, FUND 405.

(1) IM No. 06-006

4. Ordinance Serial No. 06-004: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$7,500 ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND REQUESTING AN APPROPRIATION OF \$7,500 FROM THE BIG LAKE FIRE SERVICE AREA FUND BALANCE, FUND 256, TO PROJECT NO. 20277, FUND 405, FOR PERSONAL PROTECTIVE EQUIPMENT AND SUPPLIES.

a. Resolution Serial No. 06-003: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT FOR BIG LAKE FIRE SERVICE AREA, PROJECT NO. 20277, FUND 405.

(1) IM No. 06-008

5. Ordinance Serial No. 06-005: AN ORDINANCE CLASSIFYING APPROXIMATELY 13,994 ACRES OF LAND WITHIN VARIOUS STATE LEGISLATIVELY DESIGNATED AREAS AS “RESERVED USE/PUBLIC RECREATION LANDS.”

a. Ordinance Serial No. 06-007: AN ORDINANCE APPROVING AN EQUAL VALUE LAND EXCHANGE WITH THE STATE OF ALASKA FOR APPROXIMATELY 13,994 ACRES OF BOROUGH-OWNED LAND WITHIN VARIOUS STATE LEGISLATIVELY DESIGNATED AREAS FOR 12,715 ACRES OF STATE LAND LOCATED THROUGHOUT THE MATANUSKA AND SUSITNA RIVER VALLEYS, AND AUTHORIZING THE MANAGER TO ENTER INTO A LAND EXCHANGE AGREEMENT WITH THE STATE OF ALASKA TO EXECUTE THE LAND EXCHANGE.

(1) Resolution Serial No. 06-004: A RESOLUTION APPROVING A “BEST INTEREST FINDING”

THAT BOROUGH-OWNED LAND WITHIN STATE LEGISLATIVELY DESIGNATED AREAS BE CLASSIFIED "RESERVED USE/PUBLIC RECREATION LANDS," AND FURTHER FINDING THAT AN EQUAL VALUE LAND EXCHANGE BETWEEN THE MATANUSKA-SUSITNA BOROUGH FOR THE LEGISLATIVELY DESIGNATED LAND AND THE STATE OF ALASKA FOR OTHER STATE LAND THROUGHOUT THE MATANUSKA AND SUSITNA RIVER VALLEYS IS IN THE BEST INTEREST OF THE BOROUGH (MSB 004541).

(a) IM No. 06-009

6. Ordinance Serial No. 06-008: AN ORDINANCE ACCEPTING AND APPROPRIATING \$40,000 GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, TO FUND 425, PROJECT NO. 45191, FOR A MEADOW LAKES MEDIC SUPERVISOR VEHICLE.

a. Resolution Serial No. 06-005: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT GRANT, PROJECT NO. 45191, FUND 425, FOR A MEADOW LAKES MEDIC SUPERVISOR VEHICLE.

(1) IM No. 06-010

7. Ordinance Serial No. 06-009: AN ORDINANCE ACCEPTING AND APPROPRIATING \$40,000 GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, TO FUND 425, PROJECT NO. 45192, TO REPLACE THE MEADOW LAKES RESCUE BOAT, MOTOR, AND TRAILER.

a. Resolution Serial No. 06-006: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT GRANT, PROJECT NO. 45192, FUND 425, TO REPLACE THE MEADOW LAKES RESCUE BOAT, MOTOR, AND TRAILER.

(1) IM No. 06-011

8. Ordinance Serial No. 06-010: AN ORDINANCE ACCEPTING AND APPROPRIATING \$50,000 GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, TO FUND 405, PROJECT NO. 45193, TO REMODEL A PORTION OF THE FIRE TRAINING CENTER AND PURCHASE EQUIPMENT.
 - a. Resolution Serial No. 06-007: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT GRANT, PROJECT NO. 45193, FUND 405, TO REMODEL A PORTION OF THE FIRE TRAINING CENTER AND PURCHASE EQUIPMENT.
 - (1) IM No 06-012

9. Ordinance Serial No. 06-011: AN ORDINANCE ACCEPTING AND APPROPRIATING \$25,000 GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, TO FUND 425, PROJECT NO. 45194, FOR THE REPLACEMENT OF RESCUE EQUIPMENT.
 - a. Resolution Serial No. 06-008: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT GRANT, PROJECT NO. 45194, FUND 425, FOR THE REPLACEMENT OF RESCUE EQUIPMENT.
 - (1) IM No. 06-013

10. Ordinance Serial No. 06-012: AN ORDINANCE ACCEPTING AND APPROPRIATING \$75,000 GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, TO FUND 425, PROJECT NO. 45194, FOR SEARCH AND RESCUE EQUIPMENT.
 - a. Resolution Serial No. 06-009: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT GRANT, PROJECT NO. 45194, FUND 425, FOR SEARCH AND RESCUE EQUIPMENT.

(1) IM No. 06-014

C. AUDIENCE PARTICIPATION (Three minutes per person.)

D. CONSENT AGENDA

1. RESOLUTIONS

a. Resolution Serial No. 06-010: A RESOLUTION ESTABLISHING FEES FOR APPLICATIONS, VARIANCE, CONDITIONAL USE PERMITS, AND APPEALS UNDER TITLE 17, ZONING.²

(1) IM No. 06-007

b. Resolution Serial No. 06-011: A RESOLUTION SUPPORTING INTERIM IMPROVEMENTS TO THE PALMER-WASILLA HIGHWAY.

(1) IM No. 06-017

c. Resolution Serial No. 06-012: A RESOLUTION AUTHORIZING THE MANAGER TO ENTER INTO A TRANSFER OF RESPONSIBILITIES AGREEMENT WITH THE ALASKA STATE DEPARTMENT OF TRANSPORTATION FOR THE HATCHER PASS ROAD IMPROVEMENTS PROJECT.

(1) IM No. 06-024

2. ASSEMBLY MEMORANDUMS

a. AM No. 06-001: ACCEPTING LATE FILED SENIOR CITIZEN AND DISABLED VETERAN TAX EXEMPTION APPLICATIONS FOR TAX YEAR 2005.

b. AM No. 06-002: APPROVAL OF THE VACATION OF A PORTION OF THE 30-FOOT WIDE FLOATING PUBLIC ACCESS EASEMENT RUNNING THROUGH LOTS 5 TO 9, SKYLINE VIEW SUBDIVISION, SECTION 8, TOWNSHIP 17 NORTH, RANGE 3 WEST, SEWARD MERIDIAN, ALASKA, IN THE BIG LAKE COMMUNITY COUNCIL AREA.

² Resolution Serial No. 06-010 was pulled from the agenda under approval of the agenda.

- c. AM No. 06-003: APPROVAL OF THE VACATION OF A 6-FOOT BY 23-FOOT PORTION OF THE 80-FOOT RIGHT-OF-WAY OF SETTLERS BAY DRIVE ADJACENT TO LOT 2, BLOCK 14, SETTLERS BAY NO. 2, LOCATED IN SECTION 3, TOWNSHIP 16 NORTH, RANGE 2 WEST, SEWARD MERIDIAN, ALASKA, IN THE KNIK-FAIRVIEW COMMUNITY COUNCIL AREA.
- d. AM No. 06-004: APPROVAL OF THE VACATION OF WEST RASHELLE DRIVE AND THE 15-FOOT UTILITY EASEMENT WHICH WILL BE RELOCATED TO THE SOUTH IN THE PROPOSED CREEKSHORE RUN SUBDIVISION, LOCATED IN THE SOUTHEAST ¼ OF SECTION 15, TOWNSHIP 18 NORTH, RANGE 1 EAST, SEWARD MERIDIAN, ALASKA, IN THE MEADOW LAKES COMMUNITY COUNCIL AREA.
- e. AM No. 06-008: AWARD OF PROPOSAL NO. 06-079 TO ALASKA RIM ENGINEERING, INC., FOR THE CONTRACT AMOUNT OF \$31,050 TO PERFORM SURVEY WORK IN THE PROPOSED TRAILWOOD ESTATES SUBDIVISION.
- f. AM No. 06-009: AWARD OF PROPOSAL NO. 06-075 TO F-E CONTRACTING, INC., FOR AN AMOUNT NOT TO EXCEED \$2,367,300 FOR THE DESIGN/BUILD OF THE ACADEMY CHARTER SCHOOL GYMNASIUM.
- g. AM No. 06-010: AWARD OF PROPOSAL NO. 06-059 TO CH2M HILL FOR AN AMOUNT NOT TO EXCEED \$126,411.42 FOR THE LANDFILL SEQUENCING PLAN AND CLOSURE COST EVALUATION.
- h. AM No. 06-011: AWARD OF PROPOSAL NO. 06-030 TO TRYCK NYMAN HAYES FOR AN AMOUNT NOT TO EXCEED \$469,955 FOR THE POINT MACKENZIE AND ANCHORAGE FERRY LANDING DESIGNS.

VIII. UNFINISHED BUSINESS

- A. AM No. 05-189: AWARD OF BID NO. 06-046 TO LAST FRONTIER TREE CARE LLC., IN THE AMOUNT NOT TO EXCEED \$43,709.97 FOR THE BURNT BUTTE FIRE MITIGATION PROJECT. *(Motion Pending: 10/18/05)*

- B. Resolution Serial No. 05-152: A RESOLUTION AUTHORIZING THE MANAGER TO SUBMIT AN APPLICATION FOR A FEDERAL HISTORIC PRESERVATION GRANT FROM THE STATE OF ALASKA FOR THE PURPOSE OF CONDUCTING A SURVEY AND NOMINATION OF THE MATANUSKA AGRICULTURAL EXPERIMENTAL FARM ON TRUNK ROAD AND RESEARCH CENTER IN PALMER TO THE NATIONAL REGISTER OF HISTORIC PLACES AS TWO SEPARATE HISTORIC DISTRICTS. *(Motion Pending: 12/06/05)*
 - 1. IM No. 05-293
 - 2. IM No. 06-036

- C. Ordinance Serial No. 05-168: AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY TO AUTHORIZE THE MATANUSKA-SUSITNA BOROUGH TO INCUR INDEBTEDNESS IN THE PRINCIPAL AMOUNT OF \$296,000 FROM THE ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION TO BUILD A COVERED STORAGE AREA FOR SALTED SAND. *(Motion pending: 09/20/05)*
 - 1. IM No. 05-158

IX. NEW BUSINESS

- A. INTRODUCTION (For public hearing - 01/17/06, 7 p.m., Borough Assembly Chambers)
 - 1. Ordinance Serial No. 06-016: AN ORDINANCE AMENDING MSB 5.15.010(A), TO CALCULATE THE BOARDS OF SUPERVISORS EXPIRATION DATE ON A CALENDAR YEAR BASIS. *(Sponsor: Mayor Anderson)*
 - a. IM No. 06-015

 - 2. Ordinance Serial No. 06-017: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$4,303 FROM THE LAND MANAGEMENT FUND BALANCE, FUND 203, TO PAY DELINQUENT TAXES, PENALTIES, INTEREST, AND FORECLOSURE COSTS UP TO CLERK'S DEED ON TAX FORECLOSED PROPERTIES BOROUGHWIDE WHERE THE

REPURCHASE RIGHTS OF THE FORMER RECORD OWNERS
HAVE EXPIRED.

- a. IM No. 06-016
 3. Ordinance Serial No. 06-018: AN ORDINANCE ADOPTING THE LITEN LAKE, LAKE MANAGEMENT PLAN, AND AMENDING MSB 15.24.030, COMPREHENSIVE PLAN AND PURPOSES, AND MSB 17.59, LAKE MANAGEMENT PLAN IMPLEMENTATION.
 - a. IM No. 06-019
 4. Ordinance Serial No. 06-019: AN ORDINANCE ADOPTING THE JEAN LAKE, LAKE MANAGEMENT PLAN, AND AMENDING MSB 15.24.030, COMPREHENSIVE PLAN AND PURPOSES, AND MSB 17.59, LAKE MANAGEMENT PLAN IMPLEMENTATION.
 - a. IM No. 06-020
 5. Ordinance Serial No. 06-020: AN ORDINANCE AMENDING MSB 1.51.020, POLICY FOR NAMING BOROUGH FACILITIES, TO ALLOW THE NAMING OF PUBLIC SAFETY AND EMERGENCY RESPONSE FACILITIES AFTER INDIVIDUALS.
(Sponsor: Assemblymember Vehrs)
 - a. IM No. 06-021
 6. Ordinance Serial No. 06-021: AN ORDINANCE AMENDING MSB 2.12.090(C), AGENDA, ORDER OF BUSINESS, PARAGRAPHS C(7) AND C(9), BY MOVING THE CONSENT AGENDA TO NEW BUSINESS.
 - a. IM No. 06-038
- B. INTRODUCTION (For public hearing - 02/07/06, 7 p.m., Borough Assembly Chambers)
1. Ordinance Serial No. 06-013: AN ORDINANCE CREATING GERONDALE CIRCLE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 417, APPROVING THE IMPROVEMENT PLAN FOR THE DISTRICT, AUTHORIZING THE MANAGER TO PROCEED WITH THE IMPROVEMENT, AND ASSESSING EQUALLY AMONG THE PROPERTIES WITHIN THE DISTRICT THE COSTS OF THE IMPROVEMENT.
 - a. IM No. 06-018

2. Ordinance Serial No. 06-014: AN ORDINANCE CREATING OLD SQUAW LOOP AND COURT ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 415, APPROVING THE IMPROVEMENT PLAN FOR THE DISTRICT, AUTHORIZING THE MANAGER TO PROCEED WITH THE IMPROVEMENT, AND ASSESSING EQUALLY AMONG THE PROPERTIES WITHIN THE DISTRICT THE COSTS OF THE IMPROVEMENT.
 - a. IM No. 06-022

3. Ordinance Serial No. 06-015: AN ORDINANCE CREATING LINCOLN, SCHULZ, AND ROSEHILL DRIVES ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 416, APPROVING THE IMPROVEMENT PLAN FOR THE DISTRICT, AUTHORIZING THE MANAGER TO PROCEED WITH THE IMPROVEMENT, AND ASSESSING EQUALLY AMONG THE PROPERTIES WITHIN THE DISTRICT THE COSTS OF THE IMPROVEMENT.
 - a. IM No. 06-023

C. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

D. OTHER NEW BUSINESS

X. RECONSIDERATION

XI. VETO

XII. EXECUTIVE SESSION

XIII. MAYOR AND ASSEMBLY COMMENTS

XIV. ADJOURNMENT