

MATANUSKA-SUSITNA BOROUGH REGULAR MEETING  
ASSEMBLY APRIL 3, 2001

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on April 3, 2001, at the Matanuska-Susitna Borough Assembly Chambers, Palmer, Alaska. The meeting was called to order at 6:00 p.m. by Mayor Timothy L. Anderson.

II. ROLL CALL

Assembly members present and establishing a quorum were:

Mr. Larry DeVilbiss, Assembly District No. 1  
Mr. Talis J. Colberg, Assembly District No. 3  
Mr. Dan Kelly, Assembly District No. 4  
Ms. Jody Simpson, Assembly District No. 5  
Ms. Kelly Lankford Ladere, Assembly District No. 7

Assemblymember absent and excused:

Ms. Sara Jansen, Assembly District No. 2 (Deputy Mayor)  
Mr. Jim Colver, Assembly District No. 6

Staff in attendance were:

Ms. Sandra Dillon, Borough Clerk  
Mr. John Duffy, Borough Manager  
Mr. Michael Gatti, Borough Attorney  
Ms. Elizabeth Manfred, Deputy Borough Clerk  
Mr. Jim Swing, Public Works Director  
Ms. Tammy Clayton, Finance Director  
Mr. Karl Borglum, Borough Assessor  
Ms. Sandy Garley, Planning Director  
Mr. Ron Swanson, Community Development Director  
Mr. Kevin Koechlein, Public Safety Director  
Ms. Beth McKibben, Borough Planner

III. APPROVAL OF AGENDA

Mayor Anderson noted the following changes to the agenda:

- the administration requested that Ordinance Serial No. 01-017: AN ORDINANCE APPROPRIATING \$700,000 OF INTEREST EARNINGS ON THE 1999 SERIES A, GENERAL OBLIGATION SCHOOL BONDS TO FUND 400, SCHOOL CAPITAL PROJECTS, PROJECT NO. 40132 TO FUND A SHORTFALL IN THE ALTERNATIVE SCHOOL (BURCHELL) ADDITION/ALTERATION PROJECT and supporting documentation be postponed indefinitely.

There was no objection to the agenda as amended.

IV. PLEDGE OF ALLEGIANCE

The pledge of allegiance was led by Ms. Sheila Dickman, a member of the audience.

V. MINUTES OF PRECEDING MEETING

A. Regular Assembly Meeting: March 20, 2001

The mayor referenced the minutes of March 20, 2001, and asked for any corrections.

Assemblymember DeVilbiss requested clarification to Mr. Swing's final comment on page 7. [After clerk's research, the comment was corrected to read "predicted that the borough will not have matching funds available for all of FY02 road projects requested."

Assemblymember DeVilbiss requested clarification to Mr. Duffy's eighth comment on page 8. [After clerk's research, the comment was corrected to read "advised that the report of Port MacKenzie's dock stability will not be available until late April."

Assemblymember DeVilbiss noted that the mayor's first comment on page 14 incorrectly identified DOT plans for the White Crossing area on the Parks Highway. [After clerk's research, the comment was corrected to read "plans for road improvements at White Crossing."]

GENERAL CONSENT: The minutes from the regular meeting of March 20, 2001, were approved without objection pending the clerk's research.

## VI. SPECIAL ORDERS OF THE DAY

A. Proclamation for Carly Petal in recognition of volunteer services in animal welfare related activities.

Mayor Anderson read the proclamation honoring Carly Petal. Ms. Petal was applauded by the audience and accepted the award.

B. Proclamation for Daniel Bellknap, Dan Govoni, Jim Keel, and Justin Kenison for their dedication and service to the people of the Matanuska-Susitna Borough.

Mayor Anderson read the proclamation honoring the above listed borough public safety personnel. Big Lake Fire Service Chief, Bill Gambel, spoke to the training and professionalism of the public safety personnel.

## VII. REPORTS/CORRESPONDENCE

### A. AGENCY REPORTS

#### 1. Reports from cities

Wasilla Council Member Patrick:

- reported that the city of Wasilla is researching options to expand their library;
- expressed her disappointment regarding the borough's lack of funding for a waterline extension to the alternative school; and
- spoke to the status of the proposed multi-use sports center.

Palmer Mayor Guinotte:

- stated that the Palmer Police Department is now fully staffed;
- appreciated the newly installed library computer system which assists in check out procedures;
- requested that the borough increase library funding to Wasilla and Palmer;
- spoke to the current sales tax ballot measure in Anchorage;
- expressed his opinion that revenue sharing will not be reduced this year; and
- commented regarding the time frames for state redistricting proposals.

#### 2. Matanuska-Susitna Borough School District

Superintendent Chesbro:

- reported that the school district budget was submitted to the borough on March 30, 2001;
- spoke to personnel changes in several school principal positions;
- stated that the Colony High School girls basketball team had the highest grade point average of competing teams in

the state basketball tournament; and

- invited everyone to attend the April 10, 2001, honors music festival at Palmer High School.

## B. COMMITTEE REPORTS

### 1. Joint Assembly/School Board Committee on School Issues

There was no committee report given.

## C. MANAGER COMMENTS

Mr. Duffy:

- stated that transportation and education were the main topics discussed in Juneau during the AML meetings;
- spoke to the school district budget submitted;
- remarked that the borough is scheduling a visit from the Cornell Group to develop a plan of action on the port development;
- commented that discussions with Mr. Romack, HDPC, regarding the land lease at Hatcher Pass have remained positive;
- reported recent improved borough bond ratings from three major bonding agencies;
- discussed the administrative handouts regarding LID assessments; and
- announced a water quality monitoring training session on April 18 at the Wasilla Middle School.

## D. ATTORNEY COMMENTS

Mr. Gatti:

- commented that the bid review committee rejected all bids for the Houston High School project; and
- stated that administration and the legal department will evaluate the bid review committee decision.

## E. CLERK COMMENTS

Ms. Dillon:

- announced the April 5, 2001, special assembly meeting at 6 p.m. regarding redistricting;
- commented that the school district budget presentation has been changed from May 5 to April 24 to accommodate the school district schedule; and
- noted the tracking report attached to the clerk's report and requested comments or suggestions.

## F. CITIZEN AND OTHER CORRESPONDENCE

### 1. MSB Board/Committee Minutes:

- a. Agricultural and Forestry Advisory Board - 03/12/01
- b. Big Lake FSA Board of Supervisor's - 01/08/01
- c. Local Road Service Area Advisory Board - 02/15/01

Assemblymember DeVilbiss questioned the statement requesting an ordinance to fund Emergency Access from the vehicle tax.

Mr. Duffy responded that legislation is being drafted and will be presented to road service supervisors prior to submission to the assembly.

### 2. Community Council Correspondence:

- a. Butte Community Council - 12/13/00, 01/10/01
- b. Meadow Lakes Community Council - 02/14/01
- c. South Knik River Community Council - 03/17/01

The citizen and other correspondence were presented and no comments other than noted were given.

## G. INFORMATIONAL MEMORANDUMS

### 1. IM No. 01-062: ADMINISTRATION ACTIONS FOR PUBLIC OUTREACH IN RESPONSE TO ASSEMBLY OPERATIONAL GOALS.

The informational memorandum was presented and no comments were given.

## IX. UNFINISHED BUSINESS

## X. NEW BUSINESS

### A. INTRODUCTION (Suggested public hearing - 04/17/01)

1. Ordinance Serial No. 01-049: AN ORDINANCE AMENDING MSB 23.10.230, AGREEMENTS BY APPLICATION, REPLACING THE LAND MANAGEMENT DIVISION POLICY AND PROCEDURE MANUAL POLICY ENTITLED "REAL PROPERTY DISPOSALS: SALES AND LEASES BY APPLICATION," AND REPEALING POLICY ENTITLED "TIME LIMITS FOR FILING COMPETING APPLICATIONS AND WHO CAN PARTICIPATE IN A COMPETITIVE SALE." (Sponsor: Assemblymember Colver) IM No. 01-008

2. Ordinance Serial No. 01-050: AN ORDINANCE REQUESTING A SUPPLEMENTAL APPROPRIATION OF \$25,000 FROM THE WILLOW FIRE SERVICE AREA FUND BALANCE, FUND 258, TO THE WILLOW FIRE SERVICE AREA OPERATING BUDGET, FUND 258, TO UPGRADE, REFURBISH, AND REPLACE EQUIPMENT AND SUPPLIES. IM No. 01-060

3. Ordinance Serial No. 01-051: AN ORDINANCE AMENDING MSB 17.75.035(A), DESIGNATED SINGLE-FAMILY RESIDENTIAL LAND USE DISTRICTS, ADDING A NEW DISTRICT KNOWN AS WILDERNESS EAST, WHICH INCLUDES PORTIONS OF WILDERNESS EAST SUBDIVISION. IM No. 01-061

4. Ordinance Serial No. 01-052: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$15,000 FROM THE LAND MANAGEMENT FUND BALANCE, FUND 203, AND A REAPPROPRIATION OF \$15,000 FROM THE LANDFILL FY01 OPERATING BUDGET, FUND 200, TO FUND 420, LANDFILL CAPITAL PROJECTS, PROJECT NO. 25031, FOR DESIGN SERVICES FOR 49TH STATE STREET.

a. IM No. 01-064

b. AM No. 01-033: APPROVAL OF AWARD FOR PROPOSAL NO. 01-066, 49TH STATE STREET DESIGN.

5. Ordinance Serial No. 01-053: AN ORDINANCE AMENDING MSB 15.39.040 (D): COMPOSITION; APPOINTMENT; QUALIFICATIONS, FOR THE BOARD OF ADJUSTMENT AND APPEALS. IM No. 01-066

6. Ordinance Serial No. 01-054: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$50,000 GRANT FROM THE UNITED STATES DEPARTMENT OF THE INTERIOR, FISH AND WILDLIFE SERVICE FOR A WILLOW CREEK STREAMBANK RESTORATION PROJECT.

a. Resolution Serial No. 01-023: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR A STREAMBANK RESTORATION PROJECT. IM No. 01-082

7. Ordinance Serial No. 01-055: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$15,000 GRANT FROM THE STATE OF ALASKA, DEPARTMENT OF FISH AND GAME, FOR A WILLOW CREEK STREAMBANK RESTORATION PROJECT.

a. Resolution Serial No. 01-024: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR A STREAMBANK RESTORATION PROJECT. IM No. 01-083

Ms. Dillon read the above legislation into the record.

MOTION: Assemblymember Simpson moved for introduction of the above-referenced legislation and set the public hearings for April 17, 2001.

GENERAL CONSENT: The motion passed without objection.

## B. CONSENT AGENDA

(Resolution Serial Nos. 01-006, 026, 028, 031, and 032 were pulled from the consent agenda, see pages 7, 11, 12, and 13 for assembly action.)

### 1. RESOLUTIONS

b. Resolution Serial No. 01-025: A RESOLUTION AMENDING BUDGET LANGUAGE FOR THE SCOPES OF WORK AND BUDGETS FOR THREE MUSEUMS WITHIN THE BOROUGH RECEIVING THE SUM OF \$59,500 FROM THE STATE OF ALASKA, MUNICIPAL CAPITAL PROJECT MATCHING GRANT PROGRAM FOR HISTORIC PRESERVATION. IM No. 01-058

d. Resolution Serial No. 01-027: A RESOLUTION SUPPORTING HOUSE BILL 156, AN ACT RELATING TO MUNICIPAL DEBT FOR DEVELOPMENT AND REDEVELOPMENT PROJECTS. IM No. 01-067

f. Resolution Serial No. 01-029: A RESOLUTION SUPPORTING THE MAT-SU RESOURCE CONSERVATION AND DEVELOPMENT COUNCIL'S APPLICATION FOR ECONOMIC DEVELOPMENT DISTRICT DESIGNATION. IM No. 01-069

### 2. ACTION MEMORANDUMS

a. AM No. 01-029: AWARD OF PROPOSAL NO. 01-040 TO MTA WIRELESS FOR CELLULAR COMMUNICATIONS SERVICES AND HARDWARE TO INCLUDE PAGER, SERVICES, AND EQUIPMENT.

b. AM No. 01-031: AWARD OF PROPOSAL NO. 01-043, CONSULTANT SERVICES FOR THE TALKEETNA TRANSPORTATION STUDY.

c. AM NO. 01-032: APPROVAL OF THE AWARD OF BID NO. 01-050, PURCHASE BOROUGH VEHICLES.

Ms. Dillon read the above legislation into the record.

MOTION: Assemblymember Simpson moved for adoption of the above-referenced legislation.

GENERAL CONSENT: The motion passed without objection.

c. Resolution Serial No. 01-026: A RESOLUTION AUTHORIZING A LOAN APPLICATION TO THE STATE OF ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION, ALASKA CLEAN WATER FUND, FOR THE AMOUNT OF \$500,000, TO BE USED FOR PROVIDING FINAL COVER OF THE CENTRAL LANDFILL CELL 2A. IM No. 01-063

MOTION: Assemblymember DeVilbiss moved for adoption of Resolution Serial No. 01-026.

Mr. Duffy noted that a resolution is required for the loan application.

Mr. Swing clarified that the terms of the loan are determined by the interest rates applied and the length of the loan.

GENERAL CONSENT: The motion passed without objection.

e. Resolution Serial No. 01-028: A RESOLUTION REQUESTING FEDERAL AND STATE AGENCIES TAKE

IMMEDIATE ACTION TO REMOVE HAZARDOUS CONDITIONS FROM THE POINT MACKENZIE NIKE SITE. (Sponsor: Assemblymember Simpson)  
IM No. 01-068

MOTION: Assemblymember Simpson moved for adoption of Resolution Serial No. 01-028.

MOTION: Assemblymember Simpson moved a primary amendment to the title to add “ and Goose Bay Correctional Facility” to read “A RESOLUTION REQUESTING FEDERAL AND STATE AGENCIES TAKE IMMEDIATE ACTION TO REMOVE HAZARDOUS CONDITIONS FROM THE POINT MACKENZIE NIKE SITE AND GOOSE BAY CORRECTIONAL FACILITY” and to make the appropriate changes throughout the legislation.

GENERAL CONSENT: The primary amendment passed without objection.

GENERAL CONSENT: The main motion as amended, passed without objection.

The assembly meeting recessed at 6:50 p.m. and reconvened at 7:04 p.m.

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

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

(There were no persons to be heard.)

B. PUBLIC HEARINGS (Three minutes per person.)

1. Ordinance Serial No. 01-017: AN ORDINANCE APPROPRIATING \$700,000 OF INTEREST EARNINGS ON THE 1999 SERIES A, GENERAL OBLIGATION SCHOOL BONDS TO FUND 400, SCHOOL CAPITAL PROJECTS, PROJECT NO. 40132 TO FUND A SHORTFALL IN THE ALTERNATIVE SCHOOL (BURCHELL) ADDITION/ALTERATION PROJECT.

a. IM No. 01-035

b. AM No. 01-009: AWARD OF BID NO. 01-048, TO MOSELEY ENTERPRISES TO CONSTRUCT AN ADDITION TO BURCHELL HIGH SCHOOL.

Ms Clayton:

- remarked that the state has withdrawn their approval for the \$700,000.

Mayor Anderson opened the public hearing. There being no one who wished to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Kelly moved for adoption of Ordinance Serial No. 01-017 and AM No. 01-009.

MOTION: Assemblymember Kelly moved to postpone Ordinance Serial No. 01-017 and AM No. 01-009 indefinitely.

GENERAL CONSENT: The motion, to postpone indefinitely, passed without objection.

2. Ordinance Serial No. 01-024: AN ORDINANCE AUTHORIZING THE CLASSIFICATION AND DISPOSAL OF LAND AT THREE-MILE LAKE, SPECIFICALLY THE NW1/4 NW1/4 OF SECTION 12, T16N, R3W, SEWARD MERIDIAN, ALASKA, AS “GENERAL PURPOSE LANDS” (MSB003325). IM No. 01-050

Mayor Anderson opened the public hearing. There being no one who wished to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Simpson moved for adoption of Ordinance Serial No. 01-024.

GENERAL CONSENT: The motion passed without objection.

3. Ordinance Serial No. 01-025: AN ORDINANCE APPROVING THE USE OF BOROUGH OWNED LAND DESCRIBED AS TRACT A, EVANS-URBAN SUBDIVISION, PLAT 87-10 AND GLO LOT 7, SECTION 23, T16N, R4W, SEWARD MERIDIAN, ALASKA, LOCATED IN THE BIG LAKE AREA IN THE LAND EXCHANGE FOR THE BIG LAKE LIBRARY (MSB003018). IM No. 01-051

Mayor Anderson opened the public hearing. There being no one who wished to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Simpson moved for adoption of Ordinance Serial No. 01-025.

GENERAL CONSENT: The motion passed without objection.

4. Ordinance Serial No. 01-026: AN ORDINANCE APPROPRIATING \$274,576 FROM THE AREAWIDE FUND BALANCE, FUND 100, TO THE SCHOOL CONSTRUCTION CAPITAL PROJECTS FUND, FUND 400, FOR THE ISSUANCE COSTS RELATED TO THE 2001 SERIES A GENERAL OBLIGATION SCHOOL BONDS. IM No. 01-052

Ms. Clayton:

- stated that the bond will fund 70 percent of the projects and may only be used for capital construction; and
- noted that the remaining 30 percent for the project will be funded from areawide funds.

Mayor Anderson opened the public hearing. There being no one who wished to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Simpson moved for adoption of Ordinance Serial No. 01-026.

GENERAL CONSENT: The motion passed without objection.

5. Ordinance Serial No. 01-027: AN ORDINANCE APPROVING THE OFFSITE WETLAND MITIGATION FOR THE HORSESHOE LAKE ROAD CONNECTOR PROJECT AND CONCEPTUAL APPROACH TO FUTURE WETLAND MITIGATION REQUIREMENTS (MSB003369). IM No. 01-053

Mayor Anderson opened the public hearing. There being no one who wished to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Simpson moved for adoption of Ordinance Serial No. 01-027.

GENERAL CONSENT: The motion passed without objection.

6. Resolution Serial No. 01-016: A RESOLUTION ADOPTING THE CAPITAL IMPROVEMENT PROGRAM FOR FY 2002-2007. IM No. 01-054

CONFLICT OF INTEREST: Assemblymember Simpson requested a ruling from the chair as she is employed by the Alaska Museum of Transportation and Industry which has a project on the CIP list.

RULING: Mayor Anderson ruled that Assemblymember Simpson does not have a substantial interest in any item on the capital improvement program list.

Mayor Anderson opened the public hearing. There being no one who wished to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Simpson moved for adoption of Resolution Serial No. 01-016.

MOTION: Assemblymember Lankford Ladere moved a primary amendment to strike Blair River/Creek Bridge from the Bridge Rehabilitation/Replacement Projects list.

Discussion followed regarding the capital improvement program nomination process.

VOTE: The primary amendment failed with Assemblymembers Lankford Ladere and Colberg in favor.

MOTION: Assemblymember Kelly moved a primary amendment to adjust the priorities of the recommended national highway systems projects to strike 24: Wasilla Southern Corridor Route, and insert it as a portion of 1: Parks Highway Improvement.

VOTE: The primary amendment failed with Assemblymembers Lankford Ladere and Kelly in favor.

MOTION: Assemblymember Kelly moved a primary amendment to the borough recommended TRAAK projects to include Seldon Paved Trail (Lucille to Bogard) within the School Trail/Segregated Path Program list.

Discussion followed on the public safety issues related to this amendment.

GENERAL CONSENT: The primary amendment passed without objection.

GENERAL CONSENT: The motion, as amended, passed without objection.

MOTION: Assemblymember DeVilbiss moved for immediate reconsideration of Resolution Serial No. 01-016.

VOTE: The motion, to reconsider, failed with Assemblymember Lankford Ladere in favor.

The assembly meeting recessed at 8:03 p.m. and reconvened at 8:13 p.m.

#### C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following persons spoke to the reinstatement of Meadow Lakes Fire Chief Tom Hood or the issue of promoting a fire chief from within the Meadow Lakes Fire Department: Ms. Nikki Sherwood, Jeff Whittemoore, Mr. Ross Crawford, Mr. Andy Cunnington, Ms. Verna Warren, Ms. Nobel Sherwood, Mr. Roger Pierce, Mr. Nick Lloyd, Mr. Mike Pease, Mr. Brad Porter, Mr. A. Lee Himes, Mr. David Ian, Mr. Tor Nelsen, Mr. Bill Scone, Mr. Larry Fetchinhiemer.

Mr. Chris Kreiger opposed Mr. Hood's reinstatement as fire chief.

Mr. Ferman Strickland opposed reinstatement of Mr. Hood and supported promoting a qualified chief from within the Meadow Lakes Fire Department.

Mr. Bruce Knowles:

- expressed disappointment with the process used in selecting the Mayor's Blue Ribbon Fisheries recommendations.

Mr. Ken Dillard:

- spoke to Resolution Serial No. 01-006 concerning the timber salvage policy;
- stated that personal use timber permits were misused and not properly monitored;
- discussed land clearing versus timber salvage sales; and
- requested that the borough extend the proposed time frames.

#### B. CONSENT AGENDA (continued from page 7)

a. Resolution Serial No. 01-006: A RESOLUTION ESTABLISHING A POLICY TO SALVAGE TIMBER ON BOROUGH-OWNED LAND PRIOR TO CLEARING THAT LAND FOR A PUBLIC FACILITY. (Sponsor: Assemblymember Lankford Ladere)

IM No. 01-021

MOTION: Assemblymember Simpson moved for adoption of Resolution Serial No. 01-006

MOTION: Assemblymember Ladere moved to postpone Resolution Serial No. 01-006 to a time certain of May 15, 2001.

GENERAL CONSENT: The motion, to postpone to May 15, 2001, passed without objection.

g. Resolution Serial No. 01-030: A RESOLUTION MAKING RECOMMENDATIONS TO THE ALASKA BOARD OF FISHERIES FOR REGULATION CHANGES FOR THE UPPER COOK INLET, AND MAKING RECOMMENDATIONS DIRECTLY TO THE ALASKA DEPARTMENT OF FISH AND GAME (ADF&G) FOR MANAGEMENT ACTIONS IN THE MATANUSKA-SUSITNA BOROUGH. IM No. 01-070

MOTION: Assemblymember Simpson moved for adoption of Resolution Serial No. 01-030.

Mr. Bruce Gabrys:

- noted that the department of fisheries no longer releases hatchery fish in Fish Creek; and
- objected to the commercial drift fleet closure date as recommended.

Ms. Beth McKibben:

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summarized the process that the Mayor's Blue Ribbon Fisheries Board used to develop the recommendations presented.

MOTION: Assemblymember DeVilbiss moved a primary amendment to Resolution Serial No. 01-030, Solution 3, to add "and to consider a dipnet fishery at another point in the Matanuska-Susitna Borough where escapements allow" to read "Continue the existing moratorium on this stream and classify Fish Creek/Big Lake system sockeye as a stock of management concern and to consider a dipnet fishery at another point in the Matanuska-Susitna Borough where escapements allow."

GENERAL CONSENT: The primary amendment passed without objection.

GENERAL CONSENT: The motion, as amended, passed without objection.

h. Resolution Serial No. 01-031: A RESOLUTION SETTING FORTH ASSEMBLY RULES OF PROCEDURE AND POLICIES. IM No. 01-081

MOTION: Assemblymember Simpson moved for adoption of Resolution Serial No. 01-031.

MOTION: Assemblymember Simpson moved a primary amendment to I., Communications, B., to insert "official" between the words "All" and "communications," and to insert "on borough stationary" between the words "communications" and "will be" to read "All official communications on borough stationary will be routed to the borough clerk, who will route a copy to the mayor and assembly and keep a copy on file in the clerk's records."

Discussion followed regarding the limitations to official communications and individual communications.

MOTION: Assemblymember Simpson moved the previous question.

GENERAL CONSENT: The motion, to stop debate, passed without objection.

GENERAL CONSENT: The primary amendment was adopted without objection.

MOTION: Assemblymember Ladere moved to postpone to time certain of May 1, 2001.

MOTION Assemblymember DeVilbiss moved a secondary amendment to postpone to June 5, 2001, and that a work session be scheduled prior to that meeting to discuss the assembly rules and procedures.

Discussion continued on the appropriate date to postpone. After discussion it was determined that the second meeting in June would allow for a work session to address the legislation. There was no objection to changing the secondary

amendment to June 12.

GENERAL CONSENT: The secondary amendment to change the date of postponement to June 12, 2001, passed without objection.

GENERAL CONSENT: The primary amendment, to postpone, passed without objection.

i. Resolution Serial No. 01-032: A RESOLUTION SUPPORTING SENATE BILL NOS. 44 AND 45 WHICH ESTABLISHES AN ALASKA TOLL BRIDGE AND CAUSEWAY AUTHORITY AND APPROPRIATES FUNDING FOR THE DESIGN OF THE KNIK ARM CROSSING RESPECTIVELY. (Sponsor: Mayor Anderson) IM No. 01-086

MOTION: Assemblymember DeVilbiss moved for adoption of Resolution Serial No. 01-032.

MOTION: Assemblymember Colberg moved a primary amendment to strike the word “toll” throughout the resolution.

Discussion followed regarding changing the intent of the resolution by removing the word “toll.”

VOTE: The primary amendment passed with Assemblymember Simpson opposed.

DIVIDE THE QUESTION: Assemblymember Kelly moved to divide the question and address Senate Bill Nos. 44 and 45 in separate resolutions.

GENERAL CONSENT: The motion, to divide the question, passed without objection.

VOTE: The first resolution, addressing Senate Bill 44, passed with Assemblymember Kelly opposed.

Mr. Gatti advised the assembly to postpone this resolution and to present a new resolution addressing the concerns stated.

Discussion continued regarding the authority for the Knik Arm crossing.

GENERAL CONSENT: The second resolution, addressing Senate Bill 45, passed without objection.

MOTION: Assemblymember DeVilbiss moved for immediate reconsideration of the motion to divide the question.

GENERAL CONSENT: The motion, to reconsider, passed without objection.

PREVIOUS MOTION: The motion, to divide the question, failed without objection.

GENERAL CONSENT: The main motion, as amended, passed without objection.

## C. MAYORAL NOMINATIONS AND APPOINTMENTS

### 1. VACANCY REPORT

Mayor Anderson made the following recommendations:

Equalization Board

Patricia Check

Joe Tharp

Glenn Highway Scenic Byway Partnership Board

Julie Saupe, MCCVB

Judy Nix, King Mountain Lodge

Tim Horton, Long Rifle Lodge

Arnie Hrcir, Hicks Creek Lodge

Corri Feige, Chickaloon Community Council  
Rich Bagley, MSB Staff  
Patty Hurt, Transportation Advisory Board  
Patricia Wade, Chickaloon Village  
Dan Dryden, Sutton Community Council  
Greater Talkeetna RSA No. 29  
James F. Okonek

Mayor Anderson requested the following confirmations:

Adjustment and Appeals Board  
Stacie J. Stiger  
Local Emergency Planning Committee  
Amy Spargo

Mayor Anderson requested that the assembly accept the following resignation:

Equalization Board  
Lynn Berry

MOTION: Assemblymember Simpson moved to confirm the mayor's appointments up for confirmation this evening and to accept the resignation of Lynn Berry.

GENERAL CONSENT: The motion passed without objection.

#### D. OTHER NEW BUSINESS

(There was no other new business.)

#### XI. RECONSIDERATION

A. Resolution Serial No. 01-017: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR INFRASTRUCTURE PROJECTS USING THE TRANSIENT ACCOMMODATION TAX (BED TAX) IN THE AMOUNT OF \$129,200. (Notice to reconsider given by Assemblymember Simpson on March 21, 2001.) IM No. 01-046

CONFLICT OF INTEREST: Assemblymember Simpson requested a ruling from the chair as she is employed by the Alaska Museum of Transportation and Industry which has a project listed as receiving transient accommodation tax.

Mr. Gatti:

- advised that this is a legislative activity affecting a large group of people; and
- opined that Assemblymember Simpson did not have a conflict of interest.

RULING: Mayor Anderson ruled that Assemblymember Simpson does not have a substantial interest in any item on the award of transient accommodation taxes.

MOTION: Assemblymember Kelly called up the motion to reconsider Resolution Serial No. 01-017.

VOTE: The motion, to reconsider, failed with Assemblymembers Kelly and DeVilbiss in favor.

#### XII. VETO

(There was no veto pending.)

#### XIII. EXECUTIVE SESSION

(There was no executive session.)

#### XIV. MAYOR AND ASSEMBLY COMMENTS

Assemblymember Kelly:

- spoke to issues accomplished in Juneau during the AML meetings;
- applauded Commissioner Perkins' direction of DOT programs;
- thanked the assembly for supporting the requested trail revision to the CIP;
- read Representative Ogan's March 11, 1999, memorandum into the record, referencing education funding;
- congratulated the recipients of borough proclamations; and
- requested the clerk add the following to the assembly tracking report: Mat-Su Economic Development Plan; Industrial Park near Wasilla; Hospital Needs; Port Authority:Land Request Considerations; Homesteading; Long Range Transportation Update; House Bill Request for School Board Changes; Wasilla Couplet Study; Bus Stop and Lighting Ordinances; and Energy Plan.

Assemblymember Devilbiss:

- requested confirmation that the city of Wasilla supports the couplet study;
- spoke to the time constraints of the redistricting schedule;
- commented regarding bed tax appropriations;
- appreciated the study completed on borough forests;
- appreciated being invited to the honors music festival at Palmer High; and
- expressed appreciation for working with all of the assembly.

Assemblymember Lankford Ladere:

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shared a picture south from the Dutch Hills and spoke to the beauty found in her district.

MOTION: Assemblymember Lankford Ladere moved that the Matanuaka-Borough reinstate Thomas Hood as the Meadow Lakes Fire Service Area Chief.

OUT OF ORDER: The mayor ruled the motion out of order on the grounds that the manager is the authority for personnel issues.

Mr. Gatti:

- advised that personnel decisions should lie with the management's authority.

Assemblymember Lankford Ladere:

- requested that the borough administration resolve the Meadow Lakes Fire Service Area matter as soon as possible;
- asked the assembly to study the representations on the borough seal; and
- reaffirmed that the borough is based on natural resources.

Assemblymember Colberg:

- suggested that a copy of Representative Ogan's memorandum be forwarded to the school district; and
- requested that management look into promoting fire personnel from within the ranks.

Assemblymember Simpson:

- reported that Assemblymember Jansen is recovering from her surgery;
- applauded Pat Owens and land management for the continued work on trails' issues;
- thanked the assembly for their support of the resolution to remove hazardous materials from the Point MacKenzie Nike site and Goose Bay Correctional Facility;
- commended administration for reaching out to all public and assembly requests; and
- offered to share research material regarding the establishment and creation of a port authority; and
- suggested a work session be scheduled with the port commission to discuss a port authority.

Mayor Anderson:

- discussed the AML meetings in Juneau;
- thanked the staff for the excellent organization and scheduling required for the Juneau trip;

- commented on a meeting with the Governor to discuss borough issues;
- noted that he had discussed information technology development with the Lt. Governor;
- spoke to Senator Halford's proposal to increase municipal assistance funds to support education;
- reported participation in mock interviews at Colony High School;
- stated that he had sent letters of congratulations to students participating in state basketball tournaments;
- discussed the state redistricting public hearing; and
- recognized that it was within the manager's authority to deal with personnel issues.

#### XV. ADJOURNMENT

The regular assembly meeting adjourned at 10:35 p.m.

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TIMOTHY L. ANDERSON, Borough Mayor

ATTEST:

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SANDRA A. DILLON, Borough Clerk

Minutes approved: April 17, 2001