

MATANUSKA-SUSITNA BOROUGH REGULAR MEETING
ASSEMBLY MAY 1, 2001

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on May 1, 2001, at the Matanuska-Susitna Borough Assembly Chambers, Palmer, Alaska. The meeting was called to order at 6 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
Ms. Sara Jansen, Assembly District No. 2 (Deputy Mayor)
Mr. Talis J. Colberg, Assembly District No. 3
Mr. Dan Kelly, Assembly District No. 4
Ms. Jody Simpson, Assembly District No. 5
Mr. Jim Colver, Assembly District No. 6
Ms. Kelly Lankford Ladere, Assembly District No. 7

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
Ms. Sandy Garley, Planning Director
Mr. Ron Swanson, Community Development Director
Mr. Kevin Koechlein, Public Safety Director
Mr. Karl Borglum, Borough Assessor

III. APPROVAL OF AGENDA

Mayor Anderson noted the following changes to the agenda:

• the administration requested that Ordinance Serial No. 01-059: AN ORDINANCE AUTHORIZING THE FAIR MARKET VALUE SALE OF BOROUGH-OWNED REAL PROPERTY WITHIN SECTIONS 1, 2, 3, 4, AND 5, T28N, R5W, SEWARD MERIDIAN, ALASKA, LOCATED EAST OF THE CHULITNA RIVER AND WEST OF THE SUSITNA RIVER, TO THE WESTERN ALASKA COUNCIL BOY SCOUTS OF AMERICA (MSB003164) be moved to Public Hearing item no. 1 from item no. 4 to accommodate the audience signed up to speak to this issue.

There was no objection to the agenda as amended.

IV. PLEDGE OF ALLEGIANCE

The pledge of allegiance was a color guard presentation by Boy Scout Troop No. 367.

V. MINUTES OF PRECEDING MEETING

A. Special Assembly Meeting: April 5, 2001
B. Regular Assembly Meeting: April 17, 2001

The mayor referenced the minutes of April 5, 2001, and asked for any corrections.

There were no corrections to the minutes of April 5, 2001.

The mayor referenced the minutes of April 17, 2001, and asked for any corrections.

Assemblymember DeVilbiss requested that his comment regarding existing legal rights-of-way be inserted following Mr. Gatti's comments on vacations of public interest on page 17. [After clerk's research, the following comment was inserted, "Assemblymember DeVilbiss noted that there are two other 100-foot legal rights-of-way."]

Assemblymember DeVilbiss noted repetition of the word "free" in his third comment on page 20. [After clerk's research, the comment was corrected to read "requested that the Butte Community Council be allowed to dump, free of charge, a portion of the trash collected prior to their scheduled free dump day in June."]

GENERAL CONSENT: The minutes from the special meeting of April 5, 2001, and the regular meeting, April 17, 2001, were approved without objection pending the clerk's research.

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

Wasilla Council Member Bennett:

- stated that the city of Wasilla has scheduled a special meeting to award the feasibility/conceptual design study for the proposed multi-use sports complex; and
- announced that the proposed total Wasilla city budget for FY02 has a 1 percent decrease from the adopted FY01 budget.

Palmer Mayor Guinotte:

- invited everyone to help with the Palmer clean-up day on May 5, 2001;
- spoke to the airport easement at the end of the Palmer runway;
- requested that the borough increase funding for Palmer and Wasilla libraries;
- addressed the historical value of the Highland Smith Hotel and said a restoration or preservation project would be the borough cultural resource's responsibility; and
- reported that the city of Palmer has issued building permits for approximately \$4 million since the beginning of the year.

Assemblymember Lankford Ladere stated that in the future the city of Houston will submit reports to the borough clerk to be read into the record when a council member is unable to appear in person.

2. Matanuska-Susitna Borough School District

(There was no representative from the school district.)

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

Assemblymember Colver reported that the committee will on Monday, May 7, 2001.

C. MANAGER COMMENTS

Mr. Duffy:

- spoke to the recent bond sale and additional closing costs for the school construction and parks, recreation, and trails bonds;
- reported that the Cornell Group representatives met with several local people regarding Port MacKenzie and will analyze the information gathered and submit a report;

- stated that the administration is developing a set of new procedures to address port development and economic growth;
- shared a letter written to the federal highway administration informing them of the borough's desire to use the Port MacKenzie dock for various economic purposes;
- spoke to recent meeting with Mayor Weurch to discuss areas of regional interest;
- revealed that the evaluation of the lease and assets of the Hatcher Pass Development Corporation is near completion;
- requested a change order to address design and construction of Seldon Road improvements in the area of the new school's access; and
- reported that a settlement was reached with Collins Construction company that allowed purchasing to open the new bids for construction of the Houston High School.

D. ATTORNEY COMMENTS

Mr. Gatti:

- commented that the Talkeetna Incorporation Preliminary Report is available and a date for the incorporation hearing has been set; and
- shared that the new Houston High School bids opened at \$400,000 less than the initial bids.

E. CLERK COMMENTS

Ms. Dillon:

- spoke to the meetings schedule and stated that May 3 and 8 are the budget public hearings;
- remarked that the draft redistricting map was provided and that a special meeting to discuss the state proposal is scheduled for Monday, May 14, 2001, at 6:30 p.m.;
- requested that the assembly members submit their budget amendments to the clerk in writing prior to the meeting to adopt the budget;
- announced that the AML summer session is scheduled in Seward on July 12 and 13 and asked that any assembly member desiring to attend notify the clerk as soon as possible;
- provided a copy of an application for an initiative petition filed recently; 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:

- Library Board - 03/24/01
- Local Road Service Area Advisory Board - 03/15/01
- Parks, Recreation, and Trails Advisory Board - 02/27/01, 03/27/01
- Platting Board - 04/05/01
- Planning Commission - 03/26/01, 04/02/01
- Trapper Creek Road Service Area No. 30 - 02/08/01

2. Community Council Correspondence:

- Big Lake Community Council - 04/11/01

Assemblymember DeVilbiss expressed pleasure that Big Lake Community Council noted people in attendance in their minutes.

3. Other Correspondence:

- Northwest Small Cities Services - 04/19/01

G. INFORMATIONAL MEMORANDUMS

(There were no Informational memorandums.)

VIII. UNFINISHED BUSINESS

A. Ordinance Serial No. 01-028: AN ORDINANCE APPROPRIATING MONIES FROM THE CENTRAL TREASURY AND ESTABLISHING THE RATE OF LEVY FOR ALL BOROUGH FUNCTIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2001, AND ENDING JUNE 30, 2002. IM No. 01-103

MOTION: Assemblymember Jansen moved to amend the public hearing dates for Ordinance Serial No. 01-028, previously set for May 1, to set for May 3 and May 8, 2001.

GENERAL CONSENT: The motion passed without objection.

IX. NEW BUSINESS

A. INTRODUCTION (Suggested public hearing - 05/15/01)

1. Ordinance Serial No. 01-065: AN ORDINANCE APPROPRIATING \$1,470 FROM MATANUSKA TELEPHONE ASSOCIATION TO CULTURAL AND RECREATIONAL CAPITAL PROJECT FUND 440, PROJECT 20323, FOR UPGRADING AND ENHANCING THE TELECOMMUNICATIONS AND INFORMATION SERVICES IN THE BOROUGH LIBRARIES. IM No. 01-100

2. Ordinance Serial No. 01-066: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$70,000 FROM THE WASILLA-LAKES FIRE SERVICE AREA FUND BALANCE, FUND 250, TO THE FIRE SERVICE CAPITAL PROJECT, FUND 405, PROJECT 10140, TO CONSTRUCT AND FURNISH THREE OFFICES AND THE SECRETARIAL AND RECEPTION AREA FOR THE WASILLA PUBLIC SAFETY BUILDING.

a. Resolution Serial No. 01-040: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET, IN THE AMOUNT OF \$70,000, FROM THE WASILLA-LAKES FIRE SERVICE AREA FUND BALANCE, FUND 250, TO THE FIRE SERVICE CAPITAL PROJECT, FUND 405, PROJECT 10140, TO CONSTRUCT AND FURNISH THREE OFFICES AND THE SECRETARIAL AND RECEPTION AREA FOR THE WASILLA PUBLIC SAFETY BUILDING. IM No. 01-101

3. Ordinance Serial No. 01-067: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$418,080 GRANT FROM THE STATE OF ALASKA, DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES, TO FUND 450, PROJECT 70004, FOR COMPLETION OF A RAIL CORRIDOR STUDY.

a. Resolution Serial No. 01-041: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET IN THE AMOUNT OF \$418,080 FOR A RAIL CORRIDOR STUDY.
IM No. 01-102

Ms. Dillon read the above legislation into the record.

MOTION: Assemblymember Jansen moved for introduction of the legislation as read into the record by the clerk and set the public hearings for May 15, 2001.

GENERAL CONSENT: The motion passed without objection.

B. CONSENT AGENDA

(Resolution Serial Nos. 01-042, and Am Nos. 01-052 were pulled from the consent agenda, see pages 7 and 8 for assembly action.)

1. RESOLUTIONS

b. Resolution Serial No. 01-043: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET FOR THE INFORMATION TECHNOLOGY IMPROVEMENTS MUNICIPAL CAPITAL GRANT FUNDS. IM No. 01-094

2. ACTION MEMORANDUMS

- a. AM No. 01-043: VACATION OF PUBLIC INTEREST IN SEISMIC LINES WITHIN SERENDIPITY MEADOWS PHASE I, SECTION 29, T18N, R1W, SEWARD MERIDIAN, ALASKA, WITHIN THE TANAINA COMMUNITY COUNCIL AREA (INACTIVE).
- b. AM No. 01-044: VACATION OF SIXTY-SIX FOOT SECTION LINE EASEMENT COMMON TO SECTIONS 29 AND 32, T18N, R1W, SEWARD MERIDIAN, ALASKA, WITHIN PROPOSED SERENDIPITY ACRES, IN THE TANAINA COMMUNITY COUNCIL AREA (INACTIVE).
- c. AM No. 01-045: VACATION OF ADL 33023 WITHIN PROPOSED CHRISTIANSEN LAKE SUBDIVISION, SECTION 29, T26N, R4W, SEWARD MERIDIAN, TALKEETNA COMMUNITY COUNCIL AREA.
- d. AM No. 01-046: VACATION OF PORTION OF RIGHT OF WAY, FATTIC AVENUE, CENTRAL COMMERCIAL PARK, SECTION 6, T17N, R1E, SEWARD MERIDIAN, ALASKA, SOUTH LAKES COMMUNITY COUNCIL AREA.
- e. AM No. 01-047: APPROVE FIREFIGHTER TURNOUT GEAR PURCHASES (SOLE SOURCE).
- f. AM No. 01-048: AWARD OF BID NO. 01-083, WASILLA HIGH SCHOOL REMODEL, PHASE I, ROOF REPAIR/REPLACEMENT.
- g. AM No. 01-050: VACATION OF TRAIL RIDGE ROAD RIGHT OF WAY THROUGH TAX PARCELS A-1 AND A-2, T25N, R6W, SECTION 6, SEWARD MERIDIAN, ALASKA, TRAPPER CREEK COMMUNITY COUNCIL AREA.
- h. AM No. 01-051: AWARD OF PROPOSAL NO. 01-086, HORSESHOE LAKE ROAD CONNECTOR PROJECT.

Ms. Dillon read the above legislation into the record.

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

GENERAL CONSENT: The motion passed without objection.

- a. Resolution Serial No. 01-042: SETTING THE ENHANCED 911 SURCHARGE FOR THE FISCAL YEAR 2002.
IM No. 01-088

MOTION: Assemblymember DeVilbiss moved to adopt Resolution Serial No. 01-042.

Mr. Koechlein:

- reported a fund balance of \$21,000; and
- explained the need to purchase an automated computer-aided dispatch system.

Discussion followed concerning a tour of the Palmer dispatch facility and the need for an automated computer-aided dispatch system.

MOTION: Assemblymember Devilbiss moved to postpone Resolution Serial No. 01-042 to a time certain of May 10, 2001, to allow the assembly members an opportunity to tour the dispatch facility.

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

- i. AM No. 01-052: AUTHORIZING \$5,500 FROM ASSEMBLY RESERVE TO ASSIST WITH THE FUNDING FOR THE SPRING 2001 COMMUNITY CLEAN-UP PROGRAM.
IM No. 01-104

MOTION: Assemblymember Jansen moved for adoption of AM No. 01-052.

MOTION: Assemblymember Jansen moved a technical amendment to:

- the final sentence of the summary statement to strike “approves this appropriation” and insert “authorizes this expenditure of funds” so the sentence would read: “If the assembly authorizes this expenditure of funds, an IM will come back” and
- to amend the recommendation to strike the word “approve an appropriation” and insert the words “authorize the expenditure” so the sentence would read: “The borough mayor respectfully requests that the assembly authorize the expenditure of \$5,500. . .”

GENERAL CONSENT: The technical amendment passed without objection.

Ms. Garley:

- stated that the community councils and cities will be asked to contact code compliance and identify what level of participation and needs they propose; and
- commented that community councils that have already expended funds may be eligible for reimbursement.

Mayor Anderson:

- explained that the program proposed has \$20,000 to help communities with clean-up expenditures.

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

The regular meeting recessed at 6:55 p.m. and reconvened at 7:05 p.m.

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

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

1. Robert P. Schwartz: Waste Stream Reduction

Mr. Schwartz spoke to his proposal to implement a waste stream reduction and recycling process in the Matanusa-Susitna Valley.

B. PUBLIC HEARINGS (Three minutes per person.)

4. Ordinance Serial No. 01-059: AN ORDINANCE AUTHORIZING THE FAIR MARKET VALUE SALE OF BOROUGH-OWNED REAL PROPERTY WITHIN SECTIONS 1, 2, 3, 4, AND 5, T28N, R5W, SEWARD MERIDIAN, ALASKA, LOCATED EAST OF THE CHULITNA RIVER AND WEST OF THE SUSITNA RIVER, TO THE WESTERN ALASKA COUNCIL BOY SCOUTS OF AMERICA. (MSB003164) IM No. 01-093

Mr. Swanson:

- pointed out that the land is classified as forest management and is consistent with the boy scout’s planned use; and
- stated that the borough will reserve several public use easements for access.

Mayor Anderson opened the public hearing.

The following spoke in support of Ordinance Serial No. 01-059: Chris Peterson, Cheryl Cox, Glen Galloway, Aaron Harrop, Jason Robertson, Larry Wilde, Bobby King, Grant Stewart, Ann Knuth, Dennis Knuth, Mark Hansen, Seth Burson, Eric Bleicher, Ben Whipple, Clarke Farrer, John Thomas, Kyle Johnson, Bryan Scoresby, Bill Kim, Ken Slauson, Jerry Holbrook, Duane Yank, Cody Vetter, Arylis Scates, and Chuck Hodges.

Dan Elliott:

- supported Ordinance Serial No. 01-059; and
- expressed concerns with the lack of access to the property.

Walter Featherly:

- supported Ordinance Serial No. 01-059; and
- questioned the borough finding that his application to purchase 15 acres immediately adjacent to his property in this area be denied.

MOTION: Assemblymember Lankford Ladere moved for adoption of Ordinance Serial No. 01-059.

Discussion followed in support of the fair market value land sale to the boy scouts.

Mr. Duffy:

- stated that he will work with Mr. Featherly to identify another parcel that he may be interested in purchasing; and
- commented that Mr. Featherly's original purchase application was classified as "government" which is not compatible with the forest management classification.

GENERAL CONSENT: The motion passed without objection.

The regular meeting recessed at 8:45 p.m. and reconvened at 9 p.m.

1. Ordinance Serial No. 01-056: AN ORDINANCE APPROPRIATING \$14,143,000 FROM GENERAL OBLIGATION BOND PROCEEDS TO FUND 400, SCHOOL PROJECTS, FOR SCHOOL CONSTRUCTION, RENOVATION, AND TECHNOLOGY.
IM No. 01-059

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 Jansen moved for adoption of Ordinance Serial No. 01-056.

GENERAL CONSENT: The motion passed without objection.

2. Ordinance Serial No. 01-057: AN ORDINANCE APPROPRIATING \$70,000 FROM THE 2001 SERIES B, GENERAL OBLIGATION PARKS, RECREATION, AND TRAILS BONDS TO FUND 440, PARKS, RECREATION, AND TRAILS PROJECT, PROJECT 15015, FOR THE HOUSING AND TRANSPORTATION OF AMERICORP PERSONNEL, AND NECESSARY EQUIPMENT AND SUPPLIES FOR THE CONSTRUCTION OF VARIOUS TRAILS AND RECREATIONAL PROJECTS WITHIN THE MATANUSKA-SUSITNA BOROUGH.

a. Resolution Serial No. 01-033: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE HOUSING AND TRANSPORTATION OF PERSONNEL FROM AMERICORP, AND FOR NECESSARY EQUIPMENT AND SUPPLIES NEEDED FOR THE CONSTRUCTION OF VARIOUS TRAILS AND RECREATIONAL PROJECTS WITHIN THE MATANUSKA-SUSITNA BOROUGH. IM No. 01-085

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 Jansen moved for adoption of Ordinance Serial No. 01-057 and Resolution Serial No. 01-033.

Mr. Swanson:

- reported that the AmeriCorp crew is scheduled to complete the following three projects; tree planting and reforestation north of Houston, tree clearing in Houston, and trail projects on Lazy Mountain.

GENERAL CONSENT: The motion passed without objection.

3. Ordinance Serial No. 01-058: AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF \$1,860 FROM THE STATE OF ALASKA, DEPARTMENT OF NATURAL RESOURCES, OFFICE OF HISTORY AND ARCHAEOLOGY, TO THE NON-LAPSING/NON-CAPITAL, FUND 480, TO FUND

TRAVEL AND LODGING FOR A CERTIFIED LOCAL GOVERNMENT, HISTORIC PRESERVATION WORKSHOP IN ANCHORAGE.

a. Resolution Serial No. 01-034: A RESOLUTION APPROVING THE BUDGET OF \$1,860 AND SCOPE OF WORK FOR REIMBURSEMENT OF TRAVEL AND LODGING TO THE CERTIFIED LOCAL GOVERNMENT, HISTORIC PRESERVATION COMMISSION FOR THE CERTIFIED LOCAL GOVERNMENT WORKSHOP IN ANCHORAGE. IM No. 01-092

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 Jansen moved for adoption of Ordinance Serial No. 01-058 and Resolution Serial No. 01-034.

GENERAL CONSENT: The motion passed without objection.

5. Ordinance Serial No. 01-060: AN ORDINANCE AUTHORIZING THE MANAGER TO EXECUTE A TRANSFER OF RESPONSIBILITIES AGREEMENT WITH THE CITY OF HOUSTON AND ACCEPTING AND APPROPRIATING \$25,398 FROM THE CITY OF HOUSTON FOR PAVING WASEY WAY ROAD TO FUND 410, ROAD SERVICE AREA CAPITAL PROJECT NO. 35213.

a. Resolution Serial No. 01-035: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE WASEY WAY ROAD PAVING PROJECT. IM No. 01-095

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 Lankford Ladere moved for adoption of Ordinance Serial No. 01-060 and Resolution Serial No. 01-035.

Mr. Swing:

- stated that the air quality control funds have approximately \$250,000 remaining in the FY01 budget;
- noted that the FY02 budget has \$700,000 for air quality control funds; and
- explained that the air quality control funds are received from local vehicle taxes.

GENERAL CONSENT: The motion passed without objection.

6. Ordinance Serial No. 01-061: AN ORDINANCE APPROVING THE CONVEYANCE OF U.S. SURVEY 3077A TO THE STATE OF ALASKA, DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES AS PART OF THE OLD GLENN HIGHWAY RIGHT-OF-WAY, GOAT CREEK AREA. IM No. 01-096

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 DeVilbiss moved for adoption of Ordinance Serial No. 01-061.

GENERAL CONSENT: The motion passed without objection.

7. Ordinance Serial No. 01-062: AN ORDINANCE APPROVING THE SUPPLEMENTAL APPROPRIATION OF \$350,000 FROM THE LAND MANAGEMENT FUND BALANCE, FUND 203, TO FUND 435, BOROUGH FACILITIES CAPITAL PROJECTS, PROJECT NO. 10141, FOR THE PURCHASE OF LAND AND MAINTENANCE FACILITY.

a. Resolution Serial No. 01-036: A RESOLUTION APPROVING THE REVISED SCOPE OF WORK AND BUDGET FOR THE PURCHASE OF LAND AND MAINTENANCE FACILITY. IM No. 01-097

b. AM No. 01-049: AWARD OF PROPOSAL NO. 01-074, FOR THE PURCHASE OF DEVELOPED LAND AND EXISTING MAINTENANCE FACILITY OR FOR LAND WITH A DESIGN/BUILD OPTION.

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 Jansen moved for adoption of Ordinance Serial No. 01-062, Resolution Serial No. 01-036, and AM No. 01-049.

Mr. Swing:

- reported that the location of the proposed land and maintenance facility is in Palmer on Industrial Way by the MEA site; and
- discussed the funding amount requested versus the purchase price listed.

MOTION: Assemblymember Lankford Ladere moved a primary amendment to strike "\$350,000" from all references to land management fund balance and insert "\$348,000" throughout the legislation.

GENERAL CONSENT: The primary amendment passed without objection.

Assemblymember Lankford Ladere requested that in the future administration provide a cost-benefit analysis for the location and type of development of any project over \$500,000.

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

MOTION: Assemblymember Colver moved for immediate reconsideration of Ordinance Serial No. 01-062, Resolution Serial No. 01-036, and AM No. 01-049.

GENERAL CONSENT: The motion, to reconsider, failed unanimously.

8. Ordinance Serial No. 01-063: AN ORDINANCE AMENDING MSB 16.20.050(A), REDUCTION OR WAIVER OF ROAD CONSTRUCTION. IM No. 01-098

Mayor Anderson opened the public hearing.

Mr. Dick Mylius, Chief of Resource and Development, Department of Natural Resources:

- supported Ordinance Serial No. 01-063;
- stated that the requested amendment will allow the state to offer land for sale under the new remote recreational cabin program; and
- described the areas affected by the remote recreational cabin program.

Discussion followed between Mr. Mylius and the assembly regarding proposed state land sales.

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

Mr. Duffy stated this ordinance will not affect the homestead act.

MOTION: Assemblymember Jansen moved for adoption of Ordinance Serial No. 01-063.

MOTION: Assemblymember Colberg moved a primary amendment to add "or maintenance" to the final sentence in Section "A" to read: "In the event that the platting board waives or reduces road construction, a note shall be placed on the face of the plat stating that the Matanuska-Susitna Borough is not responsible for road construction or maintenance."

VOTE: The primary amendment passed with Assemblymember Lankford Ladere opposed.

Assemblymember Colver spoke against legislating notes to be placed on recorded plats.

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

9. Ordinance Serial No. 01-064: AN ORDINANCE AUTHORIZING THE MANAGER TO EXECUTE A TRANSFER OF RESPONSIBILITIES AGREEMENT WITH THE UPPER SUSITNA SENIORS, INC. AND ACCEPTING AND APPROPRIATING \$278,000 FROM THE UPPER SUSITNA SENIORS, INC. FOR CONSTRUCTION OF THE UPPER SUSITNA SENIOR CENTER, FUND NO. 480, PROJECT 45042.

a. Resolution Serial No. 01-039: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET OF \$278,000 FOR THE UPPER SUSITNA SENIOR CENTER.

IM No. 01-099

CONFLICT OF INTEREST: Mayor Anderson declared a potential conflict of interest and requested a ruling from the borough attorney stating that he is contracted by the Upper Susitna Seniors as an accountant.

RULING: The borough attorney ruled that Mayor Anderson had a conflict of interest and would be recused. The mayor designated Assemblymember Simpson to chair the meeting until the main motion was disposed of. (Mayor Anderson left the room.)

Assemblymember Simpson opened the public hearing.

The following spoke in support of Ordinance Serial No. 01-064 and Resolution Serial No. 01-039: Mae Tischer, Ferman Thompson, Orville Grouse, and Sheila Dickman,

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

MOTION: Assemblymember Lankford Ladere moved for adoption of Ordinance Serial No. 01-064 and Resolution Serial No. 01-039.

GENERAL CONSENT: The motion passed without objection.

MOTION: Assemblymember Lankford Ladere moved for immediate reconsideration.

GENERAL CONSENT: The motion, to reconsider, failed unanimously. (Mayor Anderson returned to the room.)

C. AUDIENCE PARTICIPATION (Three minutes per person.)

Tim McKeown spoke regarding his ineligibility of appointment to the labor relations board.

Virgie Hartley questioned the definition of borough employees and if EMS responders qualify as an employee.

Ms. Dillon stated for the record that the following had submitted statements in support of funding for community clean-up programs: Chet Johnson, Farm Loop Community Council; Donita Burks, Meadow Lakes Community Council; Dan Dryden and Dee Woods, Sutton Community Council; and Richard Kale, North Lakes Community Council.

Mary Psenek supported the borough clean-up program and requested increased funding of \$25,000.

Mollie Boyer supported a junk car clean-up program.

Mike Janecek:

- requested that the clean-up program funding be increased to \$25,000; and
- announced that the Friends of the Mat-Su has scheduled visual preference survey meetings for May 3, 10, and 16, 2001.

Joe LeBeau supported a junk car clean-up program.

C. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Anderson made the following recommendations:

Animal Care and Regulation Board
Ninotchka Snow
Historical Preservation Commission
James V. Grizzell Jr.
Labor Relations Board
Helen Kaye
Esker W. Coffey
Platting Board
Janet Kincaid, District 2
Senior Citizens Advisory Board
Don E. Anderson, Mid Valley Senior Center

Mayor Anderson requested the following confirmations:

Greater Willow RSA No. 20
Darryl Kowalski

Mayor Anderson requested that the assembly accept the following resignations:

Animal Care and Regulation Board
Sandy Petal
Platting Board
Dee Reekie

Mayor Anderson requested that the assembly remove the following for ineligibility:

Labor Relations Board
Tim McKeown

MOTION: Assemblymember Jansen moved to confirm the mayor's appointments up for confirmation this evening, to accept the resignations of Sandy Petal and Dee Reekie, and the removal Tim McKeown for ineligibility.

Mr. Gatti discussed the borough code qualification for appointment to the labor relations board.

Discussion followed on qualifications of membership to the labor relations board which is a quasi-judicial board.

MOTION: Assemblymember Lankford Ladere moved to divide the question so as to consider the confirmation of the Greater Willow RSA No. 20 appointment separately.

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

GENERAL CONSENT: The resignations of Sandy Petal and Dee Reekie and the removal of Tim McKeown were approved unanimously.

MOTION: Assemblymember Lankford Ladere moved to postpone the confirmation of the Greater Willow RSA No. 20 appointment to time certain of May 15, 2001.

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

D. OTHER NEW BUSINESS

(There was no other new business.)

X. RECONSIDERATION

(There was no reconsideration pending.)

XI. VETO

(There was no veto pending.)

XII. EXECUTIVE SESSION

(There was no executive session.)

XIII. MAYOR AND ASSEMBLY COMMENTS

Mr. Duffy discussed the recent public safety burn training on Trunk Road.

Assemblymember Lankford Ladere:

- thanked the assembly for supporting District 7 issues; and
- spoke to the borough growth issues.

Assemblymember DeVilbiss:

- encouraged the assembly to study the state proposal for redistricting; and
- requested that Project Impact be placed on the May 15, 2001, assembly agenda under agency reports.

Assemblymember Kelly:

- expressed his pleasure with the borough land sale to the boy scouts.

MOTION: Assemblymember Colver moved to reconsider Ordinance Serial No. 01-059, the sale of land to the boy scouts.

GENERAL CONSENT: The motion, to reconsider, failed unanimously.

MOTION: Assemblymember Colver moved to reconsider the vacancy resignations and removal.

GENERAL CONSENT: The motion, to reconsider, failed unanimously.

Assemblymember Simpson:

- applauded the borough EMS responders and their contributions to the community;
- stated her concern for staffing of EMS responders in the Wasilla Lakes area;
- voiced her pleasure of the borough land sale to the boys scouts;
- complimented Pat Owens for her work in preparing the borough land sale to the boy scouts;
- expressed her excitement to see the work move forward on the Horseshoe connector project; and
- thanked Ron Swanson, Steve Cypra, and others who worked on the land exchange for the Big Lake Library.

Assemblymember Jansen:

- expressed her pleasure with the accomplishments of this meeting.

Assemblymember DeVilbiss:

- noted that the tracking report should reflect his request to bring an ordinance forward amending the LID process; and
- spoke to a tracking report request for amendments to community council voting rules.

Assemblymember Kelly:

- asked that the manager bring forth an ordinance to offer a homestead act on the south side of the Big Su River.

Mayor Anderson:

- reported that his recent lobbying trip to Juneau yielded positive comments concerning education funding, GARVEE bonds, and bonding future tobacco payments;
- spoke to Senators Green and Masek about increased funding for HB 175 to include electrification to Port MacKenzie;
- stated that future GARVEE bonds will require that the requested projects are listed on the STIP;
- spoke to his written memo supporting full funding for education.

XIV. ADJOURNMENT

The regular meeting adjourned at 10:58 p.m.

TIMOTHY L. ANDERSON, Borough Mayor
ATTEST:

SANDRA A. DILLON, Borough Clerk

Minutes approved: May 15, 2001