

MATANUSKA-SUSITNA BOROUGH

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

BOROUGH MAYOR

Curtis D. Menard

BOROUGH CLERK

Lonnie R. McKechnie, CMC

BOROUGH MANAGER

John Duffy

BOROUGH ATTORNEY

Nicholas Spiropoulos



BOROUGH ASSEMBLY

Lynne Woods, District 1
Pete Houston, District 2
Michelle R. Church, District 3
Mark Ewing, District 4
Cindy L. Bettine, District 5
Robert F. Wells, District 6
Tom Kluberton, District 7

ASSEMBLY AGENDA

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

REGULAR MEETING

6 P.M.

TUESDAY, JANUARY 6, 2009

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. SPECIAL ORDERS OF THE DAY

- A. A Certificate of Appreciation Presented to Patrick Johnson in Recognition of his Service on the Platting Board

VI. MINUTES OF PRECEDING MEETINGS

- A. Regular Assembly Meeting: 12/02/08
- B. Joint Assembly/School Board Meeting: 12/09/08
- C. Regular Assembly Meeting: 12/16/08

VII. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

- 1. Reports from cities

2. Matanuska-Susitna Borough School District

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues
2. Assembly Public Relations

C. MANAGER COMMENTS

1. State/Federal Legislation

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Citizens Advisory Committee on the Goose Creek Correctional Facility: 10/02/08
 - b. Emergency Medical Services Board: 05/07/08, 08/06/08
 - c. Local Emergency Planning Committee: 09/24/08
 - d. Platting Board: 10/16/08, 11/06/08
 - e. Port Commission: 09/15/08, 11/17/08
 - f. Fairview RSA No. 14: 02/26/08, 05/20/08, 11/25/08
 - g. Greater Talkeetna RSA No. 29: 10/09/08
2. Community Council Correspondence:
 - a. Meadow Lakes Community Council: 01/09/08, 10/08/08
 - b. North Lakes Community Council: 09/30/08
 - c. Sutton Community Council: 06/04/08, 07/02/08
 - d. Willow Area Community Organization: 04/07/08, 05/05/08, 06/02/08, 07/07/08, 08/18/08, 09/08/08

G. INFORMATIONAL MEMORANDUMS

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

- A. PERSONS TO BE HEARD (MSB 2.12.081; Three minutes per person.)
(Requires 11 days advance notice and must otherwise be in compliance with the necessary code requirements. If no advance notice is given, persons wishing to speak may do so under the Audience Participation section of the agenda.)

B. PUBLIC HEARINGS (Three minutes per person.)

1. Ordinance Serial No. 09-001: AN ORDINANCE REPEALING MSB 5.25.056, BIG LAKE FIRE SERVICE AREA NO. 33 AND MSB 5.25.058, MEADOW LAKES FIRE SERVICE AREA NO. 34, AND AMENDING MSB 5.25.145, LAKES FIRE SERVICE AREA NO. 136, TO ESTABLISH SERVICES AND THE BOARD OF SUPERVISORS. *(Sponsored by: Assemblymembers Bettine and Kluberton)*
 - a. IM No. 09-001
2. Ordinance Serial No. 09-002: AN ORDINANCE AMENDING MSB 5.25.144, CASWELL LAKES FIRE SERVICE AREA NO. 135, TO ESTABLISH SERVICES AND THE BOARD OF SUPERVISORS. *(Sponsored by: Assemblymember Kluberton)*
 - a. IM No. 09-002
3. Ordinance Serial No. 09-004: AN ORDINANCE ACCEPTING AND APPROPRIATING \$75,000 FROM THE ALASKA STATE DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES, TO FUND 480, PROJECT NO. 47015, FOR THE PURPOSE OF DEVELOPING A SET OF RECOMMENDATIONS FOR A LONG-TERM FUND FOR TRANSPORTATION PROJECTS.
 - a. Resolution Serial No. 09-001: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE RECOMMENDATIONS FOR A LONG-TERM FUND FOR TRANSPORTATION PROJECTS, PROJECT NO. 47015, AND AUTHORIZING THE MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN THE ALASKA MUNICIPAL LEAGUE (AML) AND THE MATANUSKA-SUSITNA BOROUGH TO ALLOW AML TO MANAGE THIS PROJECT.
 - (1) IM No. 09-007

C. AUDIENCE PARTICIPATION (Three minutes per person.)

D. CONSENT AGENDA¹

1. RESOLUTIONS

- a. Resolution Serial No. 09-005: A RESOLUTION AMENDING THE BUDGET FOR THE JUNK VEHICLE COLLECTION AREA PROJECT NO. 45165 AND THE

¹ Resolution Serial No. 09-005 and AM Nos. 09-002 and 09-003 were pulled from the consent agenda and addressed separately.

(1) IM No. 09-012

2. ASSEMBLY MEMORANDUMS

- a. AM No. 09-001: VACATION OF A PORTION OF NORTH CRYSTAL LAKE ROAD, DESCRIBED IN BOOK 96, PAGE 694, PALMER RECORDING DISTRICT, LOCATED WITHIN THE EAST 1/2 OF SECTION 26, TOWNSHIP 19 NORTH RANGE 5 WEST, SEWARD MERIDIAN, ALASKA.
- b. AM No. 09-002: AUTHORIZING THE MANAGER TO ENTER INTO A MEMORANDUM OF AGREEMENT FOR THE MATANUSKA-SUSITNA BOROUGH AND THE MUNICIPALITY OF ANCHORAGE TO COOPERATE IN THE DEVELOPMENT OF THE FORMATION OF A REGIONAL TRANSIT AUTHORITY.
- c. AM No. 09-003: AWARD OF PROPOSAL NO. 09-050 TO PND ENGINEERS, INC., FOR AN AMOUNT NOT TO EXCEED \$998,385 FOR THE COOK INLET FERRY LANDINGS DESIGN COMPLETION.

IX. UNFINISHED BUSINESS

- A. Resolution Serial No. 08-138: A RESOLUTION AMENDING THE SCOPE OF WORK FOR THE ADMINISTRATION BUILDING GYM STRUCTURAL INVESTIGATION/PRELIMINARY RESTROOM DESIGN, PROJECT NO. 10057, TO ALLOW DESIGN WORK FOR OFFICE SPACE IMPROVEMENTS. *(Main motion pending from: 12/02/08)*
(1) IM No. 08-285

X. NEW BUSINESS

- A. INTRODUCTION (For public hearing - 01/20/09, 7 p.m., Borough Assembly Chambers)
 - 1. Ordinance Serial No. 09-010: AN ORDINANCE AMENDING MSB 24.05.090, CRUELTY TO ANIMALS; MSB 24.26.010, CLASSIFICATIONS OF ANIMALS; MSB 24.40.010, INFRACTIONS; MSB 24.40.030, FORFEITURE; AND MSB 24.40.050, FINES FOR INFRACTIONS.
 - a. IM No. 09-003

2. Resolution Serial No. 09-006: A RESOLUTION ADOPTING THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEAR 2010 THROUGH FISCAL YEAR 2015.
 - a. IM No. 09-013
 3. Ordinance Serial No. 09-011: AN ORDINANCE AMENDING MSB 2.29, OFFICE OF ADMINISTRATIVE HEARINGS, TO ADD RELOCATION BENEFITS AND SERVICES APPEALS TO DUTIES OF ADMINISTRATIVE HEARING OFFICERS AND ESTABLISHING APPEAL PROCEDURES.
 - a. IM No. 09-016
 4. Ordinance Serial No. 09-012: AN ORDINANCE APPROVING THE ACCEPTANCE AND APPROPRIATION OF FISCAL YEAR 2009 COMMUNITY REVENUE SHARING PROGRAM FUNDS IN THE AMOUNT OF \$424,200 TO FUND 475, PROJECT NO. 47014.
 - a. Resolution Serial No. 09-007: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE FISCAL YEAR 2009 COMMUNITY REVENUE SHARING PROGRAM, PROJECT NO. 47014.
 - (1) IM No. 09-017
 5. Ordinance Serial No. 09-013: AN ORDINANCE APPROPRIATING \$239,848,150 TO FUND 495, PROJECT NO. 95002, FOR THE PURPOSE OF DESIGNING, CONSTRUCTING AND EQUIPPING THE GOOSE CREEK CORRECTIONAL CENTER AND RELATED CAPITAL IMPROVEMENTS AND ISSUANCE COSTS AND APPROPRIATING \$225,000 TO THE LAND MANAGEMENT FUND (FUND 203) FROM THE PROCEEDS OF THE SERIES 2008, LEASE REVENUE BONDS.
 - a. IM No. 09-019
- B. INTRODUCTION (For public hearing – 02/03/09, 7 p.m., Borough Assembly Chambers)
1. Ordinance Serial No. 09-005: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE WENDT ROAD NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 419 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.
 - a. Ordinance Serial No. 09-006: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$20,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE WENDT ROAD

NATURAL GAS LOCAL IMPROVEMENT DISTRICT
NO. 419, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 09-009

2. Ordinance Serial No. 09-007: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE TIDEWATER SUBDIVISION AREA NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 426 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

- a. Ordinance Serial No. 09-008: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$180,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE TIDEWATER SUBDIVISION AREA NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 426, AND FIXING DETAILS OF SAID BOND.

(1) IM No. 09-010

C. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

D. OTHER NEW BUSINESS

XI. RECONSIDERATION

XII. VETO

XIII. EXECUTIVE SESSION

XIV. MAYOR AND ASSEMBLY COMMENTS

XV. ADJOURNMENT