

MATANUSKA-SUSITNA BOROUGH REGULAR MEETING
ASSEMBLY DECEMBER 4, 2001

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on December 4, 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:

Ms. Sara Jansen, Assembly District No. 2 (via teleconference)

Mr. Talis J. Colberg, Assembly District No. 3

Ms. Jody Simpson, Assembly District No. 5

Mr. Jim Colver, Assembly District No. 6

Ms. Kelly Lankford Ladere, Assembly District No. 7

Assembly members absent and excused were:

Mr. J. Bruce Bush, Assembly District No. 1

Mr. Dan Kelly, Assembly District No. 4

Staff in attendance were:

Ms. Sandra A. Dillon, Borough Clerk

Mr. John Duffy, Borough Manager

Mr. Michael Gatti, Borough Attorney

Ms. Michelle M. McGehee, 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, Director of Public Safety

Mr. Karl Borglum, Borough Assessor

III. APPROVAL OF AGENDA

Mayor Anderson noted that AM No. 01-171 be pulled from the agenda due to an appeal filed with the Board of Adjustment and Appeals from a decision of the platting board.

The agenda, as amended, was approved without objection.

IV. PLEDGE OF ALLEGIANCE

The pledge of allegiance was led by Joe LeBeau, a member of the audience.

Mayor Anderson:

- shared the award presented to the borough at the Alaska Municipal League conference for boroughwide recreation improvements in the category of human services; and
- presented the award to Ron Swanson, the director of recreational services, for his department's efforts.

Mayor Anderson noted that unanimous consent would be required to conduct business as there was a minimum quorum in attendance.

V. MINUTES OF PRECEDING MEETINGS

A. Regular Assembly Meeting: November 6, 2001; November 20, 2001

Mayor Anderson referenced the November 6, 2001, and the November 20, 2001, regular assembly minutes respectively and asked for any corrections thereto.

Assemblymember Ladere:

- November 6, 2001, page 10 of 24, to correct her comments to read, “Assemblymember Ladere requested a full budget report from the administration regarding the AIDEA business plan development and that this report be made available to the assembly as well as to the public.”; and
- November 6, 2001, page 21 of 24, middle of the page, to correct spelling to read “AIDEA” rather than “ADEA.”

The minutes, as amended, were approved without objection.

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

Palmer City

Ms. Dillon noted that Mayor Cooper had called and informed her that he had a scheduling conflict and would be unavailable to attend the meeting. The city has been working on their budget every Tuesday for the past month.

Houston City

Assemblymember Ladere noted that the Houston City Council was currently in session.

2. Matanuska-Susitna Borough School District

Superintendent Chesbro:

- reported that parent-teacher conferences held in November were well attended;
- noted pre-enrollment projections to be 13,285 students, 240 students more than currently enrolled; and
- spoke to her attendance at the 2020 conference and at a statewide advocates meeting.

Assemblymember Jansen:

- queried Ms. Chesbro as to why the Sherod site selection committee was on the school board agenda.

Ms. Chesbro:

- stated that she did not know but would get back with Ms. Jansen.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

Mr. Duffy:

- stated that discussion included the Houston High School issue, potential alternatives, and the status of the project.

2. Intergovernmental Liaison Committee (Anchorage Municipality - Matanuska-Susitna Borough)

(There was no meeting held since the last report was given.)

C. MANAGER COMMENTS

Mr. Duffy:

- reported that an additional \$1,500,000 had been received for the Port MacKenzie project through a transportation bill passed by Congress;
- noted that the borough has received a permit from the Corps of Engineers to construct a deep-draft dock, ferry landing, and terminal building;
- spoke to a state land conveyance in Hatcher Pass from the department of natural resources, roughly 30 acres to be transferred;
- reported that AIDEA has received all proposals for feasibility regarding the Hatcher Pass ski area and they will be making a recommendation;
- commented that the animal shelter is now open on Sundays and is receiving positive responses from the public;
- spoke to his request to the finance director to evaluate the financial feasibility of refunding any of the borough's outstanding bond issues based upon the current bond market interest rates;
- noted that Mr. John Moore, of RBC Dain Rauscher has completed the evaluation and has determined that it does not make financial sense to refund any of the borough bond issues at this time;
- spoke to his recent visit to Washington D.C. and his meeting with Mr. Patrick Reilly, the former chief counsel and acting director of the Federal Transit Administration (FTA) - discussion included and overview of the FTA grant review and award process;
- reported on Copper Valley Electrical Association's request for \$2 million from the department of energy for electrical line upgrades; and
- noted that the request includes funds for the engineering and design of an electrical line extension to Lake Louise.

Assemblymember Ladere:

- inquired regarding the rumored possibility of doubling the \$750,000 for rural line extensions that was received from the state through USDA programs.

Mr. Duffy:

- responded that this subject had not been specifically discussed as of this time; and
- noted that MEA is moving forward with electrical line extensions in some areas.

D. ATTORNEY COMMENTS

Mr. Gatti:

(The attorney had no comments to present.)

E. CLERK COMMENTS

Ms. Dillon:

- noted some meeting schedule changes;
- reminded the assembly of the December 13, 2001, joint Matanuska-Susitna Borough Assembly/Municipality of Anchorage Assembly meeting, to be held from 3 - 5 p.m., items to discuss including regional port development and educational issues;
- reported regarding the clerk's special election notice pamphlet to be distributed to different businesses and organizations around the borough; and
- stated that the reapportionment map is available on the borough web site and that copies of the map are available to the public from Downtown Legal Copies in Anchorage.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:

- a. Emergency Medical Services Advisory Board: 08/01/01, 10/03/01, 11/07/01
- b. Library Board: 10/20/01
- c. Local Emergency Planning Committee: 09/19/01, 10/17/01
- d. Mat-Su Fire Chiefs Association: 10/24/01, 11/14/01
- e. Planning Commission: 11/05/01
- f. Port Commission: 10/08/01

2. Community Council and Other Correspondence
 - a. Big Lake Community Council: 11/08/01
 - b. Cook Inlet Aquaculture Association: 10/20/01
 - c. Talkeetna Community Council: 10/02/01
 - d. Y Community Council: 09/06/01, 10/04/01, 11/01/01

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

G. INFORMATIONAL MEMORANDUMS

There were no informational memoranda to present.

VIII. UNFINISHED BUSINESS

(There was no unfinished business.)

IX. NEW BUSINESS

A. INTRODUCTION (Suggested public hearing - 12/18/01)

1. Ordinance Serial No. 01-197: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$32,400 FEDERAL EMERGENCY MANAGEMENT AGENCY ASSISTANCE TO FIREFIGHTERS GRANT AND REQUESTING AN APPROPRIATION OF \$3,600 FROM THE SUTTON FIRE SERVICE AREA FUND BALANCE, FUND 253, TO FUND 405, PROJECT NO. 45093, TO DEVELOP A FIREFIGHTER PHYSICAL FITNESS AND WELLNESS PROGRAM.

a. Resolution Serial No. 01-123: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE FEDERAL EMERGENCY MANAGEMENT AGENCY ASSISTANCE TO FIREFIGHTERS GRANT FOR THE SUTTON FIRE SERVICE AREA, PROJECT NO. 45093, FUND 405, TO DEVELOP A FIREFIGHTER PHYSICAL FITNESS AND WELLNESS PROGRAM.

(1) IM No. 01-284

2. Ordinance Serial No. 01-198: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$17,836 FEDERAL EMERGENCY MANAGEMENT AGENCY ASSISTANCE TO FIREFIGHTERS GRANT AND REQUESTING AN APPROPRIATION OF \$1,982 FROM THE WILLOW FIRE SERVICE AREA FUND BALANCE, FUND 258, TO FUND 405, PROJECT NO. 45094, TO PURCHASE PERSONAL PROTECTIVE EQUIPMENT.

a. Resolution Serial No. 01-124: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE FEDERAL EMERGENCY MANAGEMENT AGENCY ASSISTANCE TO FIREFIGHTERS GRANT FOR THE WILLOW FIRE SERVICE AREA, PROJECT NO. 45094, FUND 405, TO PURCHASE PERSONAL PROTECTIVE EQUIPMENT.

(1) IM No. 01-285

3. Ordinance Serial No. 01-199: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$435,799 FROM THE SCHOOL DISTRICT LAPSED FUNDS TO THE FISCAL YEAR 2002 AREAWIDE FUND OPERATING AND CAPITAL BUDGET.

a. IM No. 01-291

4. Ordinance Serial No. 01-200: AN ORDINANCE AMENDING SERIAL NO. 01-176 (AM), TO PROVIDE THAT THE QUESTION OF THE APPORTIONMENT OF THE ASSEMBLY SHALL BE SUBMITTED TO THE QUALIFIED VOTERS OF THE BOROUGH AT THE JANUARY 15, 2002, SPECIAL ELECTION BY REFERENCE TO A MAP SHOWING THE PROPOSED ASSEMBLY DISTRICTS, INSTEAD OF STATING THE FULL LEGAL DESCRIPTIONS OF THE DISTRICTS ON THE BALLOT.

a. IM No. 01-294

The clerk read the above legislation into the record.

MOTION: Assemblymember Jansen moved to approve the introductions as read into the record by the clerk.

GENERAL CONSENT: The motion passed without objection.

B. CONSENT AGENDA

(Resolution Serial No. 01-125 and AM No. 01-175 were pulled from the consent agenda.)

1. RESOLUTIONS

b. Resolution Serial No. 01-126: A RESOLUTION ADOPTING A POLICY REQUESTING THAT ILLUMINATION AND PULL-OUTS BE INSTALLED AT SCHOOL BUS STOPS AS PART OF ALL MAJOR ROAD PROJECTS WITHIN THE BOROUGH.

(1) IM No. 01-279

2. ACTION MEMORANDUMS

a. AM No. 01-168: AWARD OF BID NO. 02-070 TO BORETIDE DRILLING, INC., IN THE AMOUNT OF \$35,520, HATCHER PASS SKI AREA TEST WELL.

b. AM No. 01-170: VACATION OF SECOND AVENUE, BETWEEN SOUTH GRUNWOLD STREET AND SOUTH ANDERSON STREET IN HERMAN SUBDIVISION LOCATED WITHIN SECTION 21 TOWNSHIP 17 NORTH, RANGE 3 WEST, SEWARD MERIDIAN, ALASKA, BIG LAKE COMMUNITY COUNCIL AREA.

c. AM No. 01-171: VACATION OF PORTION OF OLD HYER SPUR IN MOUNTAIN ASH SUBDIVISION LOCATED WITHIN SECTION 04, TOWNSHIP 17 NORTH, RANGE 1 EAST, SEWARD MERIDIAN, ALASKA, SOUTH LAKES COMMUNITY COUNCIL AREA.

d. AM No. 01-172: VACATION OF TRAIL NO. 68 ON QUAD NO. 69, EAGLE'S PERCH SUBDIVISION LOCATED WITHIN SECTION 35, TOWNSHIP 22 NORTH, RANGE 4 WEST, SEWARD MERIDIAN, ALASKA, "Y" COMMUNITY COUNCIL AREA.

e. AM No. 01-173: AWARD OF PROPOSAL NO. 02-056 TO MCKINLEY TITLE AND TRUST, IN THE AMOUNT ANTICIPATED TO EXCEED \$15,000, LITIGATION GUARANTEES.

f. AM No. 01-174: DESTRUCTION OF BALLOTS FOR THE 2001 GENERAL ELECTION.

h. AM No. 01-176: AWARD OF BID NO. 02-050 TO JANSSEN CONTRACTING COMPANY INC., IN THE AMOUNT OF \$7,256,470, WASILLA HIGH SCHOOL REMODEL, PHASE II.

i. AM No. 01-177: CONTINUATION OF A JOINT ASSEMBLY/SCHOOL BOARD COMMITTEE ON SCHOOL ISSUES.

Ms. Dillon read the above legislation into the record.

MOTION: Assemblymember Jansen moved for adoption of the above-legislation as read into the record by the clerk.

GENERAL CONSENT: The motion passed without objection.

a. Resolution Serial No. 01-125: A RESOLUTION SUPPORTING THE ESTABLISHMENT OF A DESIGNATED MILLER'S REACH FIRE RECLAMATION AND ECONOMIC RECOVERY ZONE.

(1) IM No. 01-274

MOTION: Assemblymember Simpson moved to adopt Resolution Serial No. 01-125.

Assemblymember Simpson:

- inquired if passage of the resolution would create any obligation of financial or staff support.

Assemblymember Ladere:

- spoke to the purpose of the legislation to show non-objection from local government to allow the federal government to work with the communities who have been substantially impacted by the Miller's Reach Fire; and
- noted that no formal partnership would be created, nor any financial or staff support required.

GENERAL CONSENT: The motion passed without objection.

g. AM No. 01-175: MATANUSKA-SUSITNA BOROUGH ASSEMBLY MEETING DATES FOR 2002.

MOTION: Assemblymember Simpson moved to approve AM No. 01-175.

MOTION: Assemblymember Simpson moved to amend AM No. 01-175 by canceling the proposed January 15, 2002, regular assembly meeting and moving the regular meeting to follow the election certification on January 22, 2002. The reason for this amendment is because of a conflict with the special election on January 15.

GENERAL CONSENT: The motion, to amend AM No. 01-175, passed without objection.

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

C. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Anderson made the following recommendations:

Board of Adjustment and Appeals

Stacie Stigar

Jane Deuster

Claudia Roberts

Animal Care and Regulation Board

Judith Masteller DVM

Emergency Medical Services Board

Lorie Miner

. Cheri Day

Brian Anderson

Gloria Phillips

Enhanced 911 Advisory Board

Capt. Simon Brown II

Christine Fritz

Don Savage

Ethics Board

William J. Siedler

Historical Preservation Commission

Charlene Schmidtkunz

Katherine Love

Nancy L. Sult

Labor Relations Board

Brigitte Lively

Library Board

Jeanne Troshynski

Local Emergency Planning Committee

Joseph P. LeBeau

Norman E. Fuller
Daniel Deedy
Don Savage
Capt. Simon Brown II
Parks, Recreation, and Trails Advisory Board
Mary Haley
Bishop Buckle
Dick Stoffel
Carl Gatto
Planning Commission
Gerald Lee Sharp
Helen Y. Kaye
Gary S. Wolf
Platting Board
Helga Larson
Port Commission
Ron Arvin
Senior Citizen Advisory Board
Henrietta Nugen
Delores E. Pralle
Transportation Advisory Board
Scott Schwald
Bishop T. Buckle

Service Area Supervisors

Midway Road Service Area No. 9
Larry S. Laveen
South Colony Road Service Area No. 16
Brian O'Neill
Big Lake Fire Service Area No. 33
Bruce H. Babcock
Meadow Lakes Fire Service Area No. 34
Rex L. Hunter
Wasilla/Lakes Fire Service Area No. 130
Carol C. Christiansen
Daniel J. Tucker
Circle View and Stampede Estates Flood and Water Erosion Control Service
Area No. 131
Keith A. Smith
Greater Palmer Consolidated Fire Service Area No. 132
Danny R. Allison

Mayor Anderson requested the following removal of members due to resignations:

Emergency Medical Services Board
Steve Victors
Enhanced 911 Advisory Board
Charles Fannon
Local Emergency Planning Committee
Gordon Taylor
Ester Gilmore
Craig Robinson
Don Savage

MOTION: Assemblymember Jansen moved to confirm the resignations of those individuals indicated on the vacancy

report.

GENERAL CONSENT: The motion passed without objection.

Assemblymember Colver:

- queried the status of a tracking report item related to conditional use group homes;
- asked the administration to provide an update in the December 18, 2001, manager report, and to take action on this item of business.

The regular meeting recessed at 6:40 p.m. and reconvened at 7 p.m.

VII. 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. 01-102: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE NORTHERN COLONIAL PARK ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 307 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 01-103: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$100,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE NORTHERN COLONIAL PARK ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 307, AND FIXING THE DETAILS OF SAID BONDS.

(1) IM No. 01-166

Ms. Clayton provided a staff report regarding Ordinance Serial Nos. 01-102 and 01-103.

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

MOTION: Assemblymember Colberg moved to adopt Ordinance Serial No. 01-102 and Ordinance Serial No. 01-103.

GENERAL CONSENT: The motion passed without objection.

2. Ordinance Serial No. 01-104: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE NORTHERN BRENTWOOD ESTATES ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 308 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 01-105: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$31,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE NORTHERN BRENTWOOD ESTATES ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 308, AND FIXING THE DETAILS OF SAID BONDS.

(1) IM No. 01-167

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

MOTION: Assemblymember Colberg moved to adopt Ordinance Serial No. 01-104 and Ordinance Serial No. 01-105.

GENERAL CONSENT: The motion passed without objection.

3. Ordinance Serial No. 01-185: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE BRUNS PARK NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 338 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 01-186: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$51,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE BRUNS PARK NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 338, AND FIXING THE DETAILS OF SAID BONDS.
(1) IM No. 01-278

Ms. Clayton stated that the legislation is a confirmation of the assessment role for a completed gas LID.

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

MOTION: Assemblymember Ladere moved to adopt Ordinance Serial No. 01-185 and Ordinance Serial No. 01-186.

GENERAL CONSENT: The motion passed without objection.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

Mayor Anderson recognized members of the audience including Mr. Jim Grizzel, a member of the Historical Preservation Commission, and students from Su-Valley High School.

D. OTHER NEW BUSINESS

X. RECONSIDERATION

XI. VETO

XII. EXECUTIVE SESSION

XIII. MAYOR AND ASSEMBLY COMMENTS

Assemblymember Colver:

- complimented the deputy clerk for minutes well done; and
- noted that he will not be in attendance for the December 18, 2001, meeting, but may be available via teleconference.

Assemblymember Ladere:

- noted her disappointment in regard to continued delay of the assembly retreat.

Mayor Anderson:

- spoke to assembly attendance at the Alaska Municipal League conference;
- noted interesting issues discussed at the joint meeting held last Friday with the Anchorage, Fairbanks, and Kenai assemblies;
- commented regarding his and Mr. Duffy's attendance at the last Willow community council meeting;
- reported that a letter will be distributed to the chambers of commerce and RC&D proposing an economic development workshop in the spring;
- noted that he would not be in attendance at the December 18, 2001, meeting; and
- wished everyone happy holidays.

XIV. ADJOURNMENT

The regular meeting adjourned at 7:15 p.m.

TIMOTHY L. ANDERSON, Borough Mayor

ATTEST:

SANDRA A. DILLON, Borough Clerk

Minutes Approved: December 18, 2001