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Timothy L. Anderson

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BOROUGH ASSEMBLY

Lynne Woods, District 1

Bill Allen, District 2

Talis J. Colberg, District 3

Mary Kvalheim, District 4

Jody Simpson, District 5

Jim Colver, District 6

Betty Vehrs, District 7

ASSEMBLY AGENDA

ASSEMBLY CHAMBERS

350 E. DAHLIA AVENUE, PALMER

WORK SESSION

3:30 P.M.

TUESDAY, JANUARY 18, 2005

I. MATANUSKA RIVER EROSION REPORT FROM THE NATURAL RESOURCE CONSERVATION SERVICE

REGULAR MEETING

6 P.M.

TUESDAY, JANUARY 18, 2005

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

A. Regular Assembly Meeting: 01/04/05

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities
2. Matanuska-Susitna Borough School District
3. Mat-Su Valley Boys and Girls Club – Mr. Nick Nelson, Branch 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. Chase Trail Service Area No. 134: 12/2/04
 - b. Emergency Medical Services Board: 2/4/04; 3/3/04; 4/7/04; 5/5/04; 6/2/04; 8/4/04; 10/6/04; 12/1/04
 - c. Enhanced 9-1-1 Advisory Board: 1/13/04; 2/10/04; 3/16/04; 8/10/04; 9/14/04; 10/12/04; 11/9/04; 12/14/04
 - d. Greater Palmer Consolidated Fire Service Area No. 132: 12/13/04
 - e. Local Emergency Planning Committee: 1/21/04; 2/18/04; 3/17/04; 4/21/04; 5/19/04; 9/15/04; 10/20/04; 11/17/04
 - f. Parks, Recreation, and Trails Advisory Board Resolution Serial No. 04-13: 12/27/04
 - g. Planning Commission: 12/6/04

G. INFORMATIONAL MEMORANDUMS

1. IM No. 05-035: AN INFORMATIONAL MEMORANDUM REGARDING A PROPOSED ANNEXATION OF CERTAIN PROPERTIES IN AND AROUND ROLLING ACRES SUBDIVISION INTO THE MEADOW LAKES ROAD SERVICE AREA NO. 27.

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. 05-017: AN ORDINANCE AUTHORIZING THE CLASSIFICATION OF LOT 2B, ASLS 85-88, PLAT 90-48, PALMER RECORDING DISTRICT, AS RESERVE USE LANDS AND TO APPROVE THE LESS THAN FAIR MARKET VALUE PURCHASE OF APPROXIMATELY TWO ACRES OF THE LOT, TO BE SUBDIVIDED, BY THE WILLOW AREA SENIORS, INC., FOR THE PUBLIC PURPOSE OF SENIOR HOUSING, LOCATED IN THE WILLOW AREA COMMUNITY ORGANIZATION AREA (MSB004275).
 - a. Resolution Serial No. 05-008: A RESOLUTION APPROVING THE BEST INTEREST FINDING FOR THE LESS THAN FAIR MARKET VALUE SALE OF APPROXIMATELY TWO ACRES, TO BE SUBDIVIDED, OF LOT 2B, ASLS 85-88, ACCORDING TO PLAT 90-48, PALMER RECORDING DISTRICT, TO THE WILLOW AREA SENIORS, INC. (MSB004275).
 - (1) IM No. 05-020
2. Ordinance Serial No. 05-001: AN ORDINANCE CREATING BROCKTON AVENUE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 403, 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. 05-003
3. Ordinance Serial No. 05-009: AN ORDINANCE ACCEPTING AND APPROPRIATING \$25,000 FROM THE ALASKA RAILROAD CORPORATION AND REAPPROPRIATING \$20,350 FROM THE PLANNING DIVISION OPERATING BUDGET AND \$25,000 FROM FUND 480, PROJECT NO. 45161, TO AMEND THE LONG RANGE TRANSPORTATION PLAN (LRTP) AND THE OFFICIAL STREETS AND HIGHWAYS PLAN (OSHP) UPDATES TO FUND 480, PROJECT NO. 20280.
 - a. Resolution Serial No. 05-002: A RESOLUTION APPROVING THE AMENDED SCOPE OF WORK AND BUDGET FOR THE LONG RANGE TRANSPORTATION PLAN AND OFFICIAL STREETS AND HIGHWAY PLAN UPDATES, AND AUTHORIZING THE MANAGER TO

ENTER INTO AN AGREEMENT WITH THE ALASKA
RAILROAD CORPORATION FOR THIS PROJECT.

(1) IM No. 05-008

4. Ordinance Serial No. 05-010: AN ORDINANCE AMENDING MSB 5.15.010(C), SPECIFICALLY TO REQUIRE ANNUAL APPOINTMENTS OF OFFICERS TO BOARDS OF SUPERVISORS. (*Sponsor: Assemblymember Vehrs*)
 - a. IM No. 05-009
5. Ordinance Serial No. 05-011: AN ORDINANCE AMENDING MSB 15.24.030, COMPREHENSIVE PLAN AND PURPOSES.
 - a. IM No. 05-010
6. Ordinance Serial No. 05-012: AN ORDINANCE ACCEPTING AND APPROPRIATING \$2,000 FROM THE CITY OF HOUSTON FOR ADDITIONAL PAVING OF KING ARTHUR DRIVE AND MILLER'S REACH ROAD TO FUND 410, ROAD SERVICE AREA CAPITAL PROJECT NO. 35283, 2004 CITY OF HOUSTON PAVING.
 - a. Resolution Serial No. 05-003: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR ADDITIONAL PAVING IN THE CITY OF HOUSTON, PROJECT NO. 35283.
 - (1) IM No. 05-014
7. Ordinance Serial No. 05-013: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$36,279 UNITED STATES DEPARTMENT OF HOMELAND SECURITY ASSISTANCE TO FIREFIGHTERS GRANT AND REQUESTING AN APPROPRIATION OF \$4,032 FROM THE MEADOW LAKES FIRE SERVICE AREA FUND BALANCE, FUND 257, TO PROJECT NO. 45123, FUND 405, TO PURCHASE PERSONAL PROTECTIVE EQUIPMENT.
 - a. Resolution Serial No. 05-004: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY ASSISTANCE TO FIREFIGHTERS GRANT FOR THE MEADOW LAKES FIRE SERVICE AREA, PROJECT NO. 45123, FUND 405, TO PURCHASE PERSONAL PROTECTIVE EQUIPMENT.
 - (1) IM No. 05-016

8. Ordinance Serial No. 05-014: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$152,550 UNITED STATES DEPARTMENT OF HOMELAND SECURITY ASSISTANCE TO FIREFIGHTERS GRANT AND REQUESTING AN APPROPRIATION OF \$16,950 FROM THE WASILLA-LAKES FIRE SERVICE AREA FUND BALANCE, FUND 250, TO PROJECT NO. 45157, FUND 405, TO PURCHASE PERSONAL PROTECTIVE EQUIPMENT.
 - a. Resolution Serial No. 05-005: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY ASSISTANCE TO FIREFIGHTERS GRANT FOR THE WASILLA-LAKES FIRE SERVICE AREA, PROJECT NO. 45157, FUND 405, TO PURCHASE PERSONAL PROTECTIVE EQUIPMENT.
 - (1) IM No. 05-017
9. Ordinance Serial No. 05-015: AN ORDINANCE ACCEPTING AND APPROPRIATING \$2,500 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT HAZARD MITIGATION GRANT PROGRAM, TO PROJECT NO. 10057, FUND 435, TO PURCHASE SUPPLIES FOR SECURING EQUIPMENT.
 - a. Resolution Serial No. 05-006: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT HAZARD MITIGATION GRANT, PROJECT NO. 10057, FUND 435, TO PURCHASE SUPPLIES FOR SECURING EQUIPMENT.
 - (1) IM No. 05-018
10. Ordinance Serial No. 05-016: AN ORDINANCE ACCEPTING AND APPROPRIATING \$494,739 FROM THE UNITED STATES DEPARTMENT OF JUSTICE COMMUNITY ORIENTED POLICING SERVICES (COPS) GRANT, FUND 480, PROJECT NO. 20316, FOR A COMPUTER AIDED DISPATCH (CAD) SYSTEM, RELATED SUPPLIES, TRAINING, AND CONSULTANT.
 - a. Resolution Serial No. 05-007: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE UNITED STATES DEPARTMENT OF JUSTICE COMMUNITY ORIENTED POLICING SERVICES (COPS)

GRANT, FUND. 480, PROJECT NO. 20316, FOR
COMPUTER AIDED DISPATCH (CAD) SYSTEM,
RELATED SUPPLIES, TRAINING, AND CONSULTANT.

(1) IM No. 05-019

11. Ordinance Serial No. 05-018: AN ORDINANCE ACCEPTING AND APPROPRIATING A DENALI COMMISSION \$30,000 GRANT TO FUND 440, PROJECT NO. 15025, FROM THE STATE OF ALASKA DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, DIVISION OF COMMUNITY ADVOCACY.

a. Resolution Serial No. 05-009: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR IMPROVEMENTS TO THE TALKEETNA RIVERFRONT PARK.

(1) IM No. 05-028

12. Ordinance Serial No. 05-019: AN ORDINANCE AMENDING MSB 24.40.010, REGARDING ANIMAL CARE AND REGULATION TO CLARIFY THAT INFRACTIONS ARE STRICT LIABILITY OFFENSES UNLESS OTHERWISE SPECIFIED. (*Sponsor: Assemblymember Vehrs*)

a. IM No. 05-030

C. AUDIENCE PARTICIPATION (Three minutes per person.)

VIII. UNFINISHED BUSINESS

- A. Resolution Serial No. 04-144: A RESOLUTION APPROVING A LOAN FROM THE SPECIAL SERVICE AREA REVOLVING LOAN FUND (FUND 600) IN THE AMOUNT OF \$100,000 TO THE MATANUSKA RIVER EROSION MITIGATION PROJECT, PROJECT NO. 55008, FOR THE CIRCLE VIEW AND STAMPEDE ESTATES FLOOD AND WATER EROSION CONTROL SERVICE AREA.

1. Resolution No. 04-145: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE REVOLVING LOAN IN THE AMOUNT OF \$100,000 FOR CIRCLE VIEW AND STAMPEDE ESTATES FLOOD AND WATER EROSION CONTROL SERVICE AREA. (*Sponsor: Assemblymember Bush*) (*Motion pending from 11/16/04*)

a. Resolution Serial No. 04-144(SUB-1): A RESOLUTION APPROVING A LOAN FROM THE SPECIAL SERVICE AREA REVOLVING LOAN FUND (FUND 600) IN THE

AMOUNT OF \$250,000 TO THE MATANUSKA RIVER EROSION MITIGATION PROJECT, PROJECT NO. 55008, FOR THE CIRCLE VIEW AND STAMPEDE ESTATES FLOOD AND WATER EROSION CONTROL SERVICE AREA.

- (1) Resolution No. 04-145(SUB-1): A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE REVOLVING LOAN IN THE AMOUNT OF \$250,000 FOR CIRCLE VIEW AND STAMPEDE ESTATES FLOOD AND WATER EROSION CONTROL SERVICE AREA.
 - (a) IM No. 04-273

- B. Resolution Serial No. 04-159: A RESOLUTION RECOMMENDING THAT A COOPERATIVE MASTER PLANNING EFFORT BE UNDERTAKEN BY THE STATE OF ALASKA, UNIVERSITY OF ALASKA, AND THE MATANUSKA-SUSITNA BOROUGH FOR THE STATE, UNIVERSITY, AND BOROUGH LAND, INCLUDING THE KEPLER-BRADLEY LAKES STATE RECREATION AREA, CREVASSE MORaine TRAIL SYSTEM AREA, MAT-SU COLLEGE, AND AGRICULTURAL EXPERIMENTAL STATION AREAS. (*Sponsors: Assemblymembers Kvalheim and Colver*) (*Motion pending from 01/04/05*)

1. Resolution Serial No. 04-159(SUB-1): A RESOLUTION RECOMMENDING THAT COOPERATIVE ACTIONS BE UNDERTAKEN BY THE STATE OF ALASKA, UNIVERSITY OF ALASKA, AND THE MATANUSKA-SUSITNA BOROUGH TO COORDINATE PLANNING EFFORTS FOR THE STATE, UNIVERSITY, AND BOROUGH LANDS WITHIN THE KEPLER-BRADLEY LAKE, CREVASSE MORaine, MAT-SU COLLEGE, AND AGRICULTURAL EXPERIMENTAL STATION AREAS.
 - (1) IM No. 04-270

IX. NEW BUSINESS

- A. INTRODUCTION (For public hearing - 02/01/05, 7 p.m., Borough Assembly Chambers)
 1. Ordinance Serial No. 05-021: AN ORDINANCE AMENDING MSB 2.52.160(C), EMPLOYMENT RESTRICTIONS CONCERNING NEPOTISM.
 - a. IM No. 05-001

2. Ordinance Serial No. 05-022: AN ORDINANCE AMENDING MSB 17.41.518, MSB 17.41.520, AND MSB 17.41.920, SPECIFICALLY TO ADDRESS PENALTIES AND REMEDIES ASSOCIATED WITH THE CITY OF HOUSTON LAND REGULATIONS AND CONDITIONAL USE PERMITS FOR USED CAR LOTS, THE SALE OF USED PARTS, AND JUNK/SALVAGE YARDS IN ANY COMMERCIAL “C” OR NON-COMMERCIAL “NC” DISTRICT WITHIN THE CITY OF HOUSTON. (*Sponsor: Assemblymember Vehrs*)
 - a. IM No. 05-111
3. Ordinance Serial No. 05-023: AN ORDINANCE ADOPTING VOLUNTARY BEST MANAGEMENT PRACTICES FOR DEVELOPMENT AROUND WATER BODIES.
 - a. IM No. 05-032
4. Ordinance Serial No. 05-024: AN ORDINANCE ACCEPTING AND APPROPRIATING \$13,652.17 FROM MATANUSKA TELEPHONE ASSOCIATION AND \$225.70 FROM GCI TO A NON-LAPSING CAPITAL FUND 480, PROJECT NO. 20312, FOR UPGRADING AND ENHANCING THE TELECOMMUNICATIONS AND INFORMATION SERVICES IN THE BOROUGH LIBRARIES.
 - a. IM No. 05-034
5. Ordinance Serial No. 05-025: AN ORDINANCE AUTHORIZING THE MATANUSKA-SUSITNA BOROUGH TO ISSUE GENERAL OBLIGATION SCHOOL BONDS, 2005 SERIES A IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$27,700,000 TO PROVIDE FUNDS FOR SCHOOL AND RELATED CAPITAL IMPROVEMENTS IN THE BOROUGH, FIXING CERTAIN DETAILS OF SUCH BONDS AND AUTHORIZING THEIR SALE.
 - a. IM No. 05-036
6. Ordinance Serial No. 05-026: AN ORDINANCE AUTHORIZING THE SALE OF TIMBER WITHIN APPROXIMATELY 900 ACRES OF BOROUGH-OWNED LAND DESCRIBED AS THE NORTH SHEEP CREEK FOREST MANAGEMENT UNIT TO APPLICANT NPI, LLC. (MSB004323) WITH A VALUE GREATER THAN \$25,000.
 - a. IM No. 05-038

B. INTRODUCTION (For public hearing - 03/01/05, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 05-020: AN ORDINANCE CREATING BLUFF VISTA, EAGLE VISTA, AND SUZANNE CIRCLES ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 408, 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. 05-033

C. CONSENT AGENDA

1. RESOLUTIONS
 - a. Resolution Serial No. 05-016: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET FOR THE PORT MACKENZIE INTERMODAL FACILITY (COOK INLET FERRY SYSTEM) PROJECT NO. 70001, FUND 450, FOR THE PURPOSE OF DESIGNING AND CONSTRUCTING FERRY LANDINGS AND TERMINALS, DESIGN, FURNISHINGS, AND ACQUISITION OF A FERRY VESSEL AND ANCILLARY FACILITIES AND STUDIES TO SUPPORT THE IMPLEMENTATION OF FERRY SERVICES.
 - (1) IM No. 05-031
 - b. Resolution Serial No. 05-017: A RESOLUTION APPROVING THE VALLEY PATHWAYS SCHOOL SITE SELECTION.
 - (1) IM No. 05-026
 - c. Resolution Serial No. 05-018: A RESOLUTION URGING THE ALASKA STATE LEGISLATURE TO ADOPT A LONG-RANGE FISCAL PLAN. (*Sponsors: Assemblymembers Kvalheim and Vehrs*)
 - (1) IM No. 05-037

2. ACTION MEMORANDUMS

- a. AM No. 05-009: APPROVAL OF THE VACATION OF ANY PUBLIC INTEREST IN THE PUBLIC USE EASEMENT RECORDED IN BOOK 160 AT PAGE 569 LOCATED ADJOINING NORTH TANYA COURT IN PROPOSED WILDER PARK SUBDIVISION, LOCATED IN SECTION 16, TOWNSHIP 17 NORTH, RANGE 1 EAST, SEWARD MERIDIAN, ALASKA, IN THE GATEWAY COMMUNITY COUNCIL AREA AND ASSEMBLY DISTRICT 3.
- b. AM No. 05-010: APPROVAL OF THE VACATION OF ANY PUBLIC INTEREST IN AN UNUSED PORTION OF NORTH MEADOW LAKES LOOP WHICH HAS BEEN REALIGNED AND UPGRADED BY THE BOROUGH, LOCATED IN SECTIONS 8 AND 9, TOWNSHIP 17 NORTH, RANGE 1 WEST, SEWARD MERIDIAN, ALASKA, IN THE MEADOW LAKES COMMUNITY COUNCIL AREA AND ASSEMBLY DISTRICT 7.
- c. AM No. 05-011: APPROVAL OF THE VACATION OF ANY PUBLIC INTEREST IN THE SECTION LINE EASEMENT COMMON TO SECTIONS 8 AND 9 AFFECTING TAX PARCEL A3 AND LOT 2, BLOCK 2, GINJEN SUBDIVISION PHASE I, LOCATED IN SECTIONS 8 AND 9, TOWNSHIP 17 NORTH, RANGE 1 WEST, SEWARD MERIDIAN, ALASKA, IN THE MEADOW LAKES COMMUNITY COUNCIL AREA AND ASSEMBLY DISTRICT 7.
- d. AM No. 05-012: APPROVAL OF CONTRACT AMENDMENT 1 TO CONTRACT 04-131 TO HDR ALASKA, INC., FOR THE AMOUNT OF \$70,350 FOR THE MATANUSKA-SUSITNA BOROUGH LONG-RANGE TRANSPORTATION STUDY
- e. AM No. 05-013: AWARD OF BID NO. 05-076 TO D'S SCREENPRINTING AND JACKET EXPRESS FOR THE CONTRACT AMOUNT THAT MAY EXCEED \$15,000 FOR THE PURCHASE OF EMERGENCY SERVICES DRESS UNIFORMS.

- D. MAYORAL NOMINATIONS AND APPOINTMENTS
 - 1. VACANCY REPORT
- E. OTHER NEW BUSINESS
- X. RECONSIDERATION
- XI. VETO
- XII. EXECUTIVE SESSION
- XIII. MAYOR AND ASSEMBLY COMMENTS
- XIV. ADJOURNMENT