

MATANUSKA-SUSITNA BOROUGH REGULAR MEETING
ASSEMBLY FEBRUARY 19, 2002

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on February 19, 2002, at the Matanuska-Susitna Borough Assembly Chambers, Palmer, Alaska. The meeting was called to order at 6:05 p.m. by Mayor Timothy L. Anderson.

II. ROLL CALL

Assembly members present and establishing a quorum were:

Mr. J. Bruce Bush, Assembly District No. 1
Ms. Sara Jansen, Assembly District No. 2
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 Ladere, Assembly District No. 7

Staff in attendance were:

Ms. Sandra A. Dillon, Borough Clerk
Mr. John Duffy, Borough Manager
Mr. John Aschenbrenner, Assistant Borough Attorney
Ms. Sandra Garley, Planning Director
Mr. Jim Swing, Public Works Director
Mr. Paul Hulbert, Platting Officer
Mr. Jeff Brakebill, Purchasing Officer
Ms. Tammy Clayton, Finance Director
Mr. Ron Swanson, Community Development Director

III. APPROVAL OF AGENDA

Mayor Anderson stated that AM No. 01-171 (item 2(a)) will be removed from the consent agenda at administration's request.

[Section VII, Item 3, was changed to reflect a presentation by Kathleen Cronen, CEO of North Star Behavioral Health Systems.]

VOTE: The agenda, as amended, was approved without objection.

IV. PLEDGE OF ALLEGIANCE

The pledge of allegiance was led by Barbara Morris, a member of the audience.

V. MINUTES OF PRECEDING MEETING

A. Regular Assembly Meeting: February 5, 2002

Mayor Anderson referenced the February 5, 2002, regular meeting minutes and asked for any corrections.

VOTE: The February 5, 2002, assembly minutes were approved as presented without objection.

VI. SPECIAL ORDERS OF THE DAY

A. Proclamation in Recognition of National Women's History Month

Mayor Anderson:

- presented the Proclamation in Recognition of National Women's History Month to Susan Parsons-Herman, the board president of the Alaska Family Resource Center;
- read the proclamation to the members of the assembly and audience; and
- proclaimed the month of March 2002 National Women's History Month.

VII. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from the cities

Wasilla City

Ron Cox, Council Member, stated that he missed the last meeting in Wasilla, therefore he had no report.

Houston City

Assemblymember Ladere stated that she, the manager, and the mayor will be visiting Houston next week.

2. Matanuska-Susitna Borough School District

(There was no report from the school district.)

3. Presentation by North Star Behavioral Health System

Mayor Anderson stated that the assembly would come back to this agenda item because Ms. Cronen was not yet available. (See page 5)

B. COMMITTEE REPORTS

1. Joint Assembly/ School Board Committee on School Issues

Mayor Anderson stated that there were no meetings of the joint assembly/school board committee.

2. Intergovernmental Liaison Committee

Assemblymember Simpson:

- noted that there was a meeting held that addressed many items;
- informed the members that the committee is traveling to Juneau to address some of the items discussed;
- stated that there will be some new members on the liaison committee; and
- commented that a meeting is scheduled for some time in March to build the agenda.

Ms. Dillon:

- stated that the meeting is set for March 21, 2002;
- detailed the agenda items proposed for the meeting: wild land fires, transportation, legislative issues, and land use planning; and
- informed that the meeting will be held in Anchorage in the mayor's conference room.

Mayor Anderson noted that there is another meeting that will follow the March 21 meeting.

Ms. Dillon responded that there is a department of transportation meeting scheduled to follow.

C. MANAGER COMMENTS

John Duffy:

- informed that the long-awaited Corps of Engineers report on the port has been completed and that he hopes to have a copy tomorrow;
- stated that he has received the objective summary, copies will be made and delivered to the port commission
- remarked that he has been contacted by Northern Pacific Industries who is requesting a joint partnership to extend the existing port facility out to deep water;
- explained that the borough will need a more clear cost estimate of extending the facility to deep water in order to better determine the potential terms and conditions, and whether or not this is a good proposal for the borough to enter into;
- stated that as he receives more definitive information on the proposal, he will be passing it on to the commission and to the assembly;
- commented that the borough is looking at paying up to 50 percent of the cost of constructing a deep water dock;
- informed that the borough had a Civil Rights Compliance review completed by the state department of transportation regarding the dock construction; minor things need to be completed, and there were no noncompliance activities and no penalties issued;
- said that the borough has been notified by Homestead Resort Properties (Homestead) regarding the golf course in the Butte area. Homestead notified the borough that they intend to relinquish the 370 acres;
- discussed the purchase of new vehicles - the Chrysler will not be purchased and instead the funds will be transferred to purchase or upgrade ambulance or rescue apparatus;
- recently conducted a review of all personal use of borough vehicles and will have an up-to-date policy regarding personal vehicle use;
- informed that he, the mayor, and Assemblymember Simpson will be in Juneau for the remainder of this week and will have a busy schedule;
- spoke to Senate Bill 256, which relates to health care; and
- addressed the memorandum from the planning commission regarding the change of schedule on the zoning ordinance.

Assemblymember Ladere:

- stated that the mayor is functioning extremely efficiently under the revenue and expenditure summary;
- commented that she has a question that was raised by the Natural Resources Conservation Service as to whether the borough's agriculture and forestry advisory board should be brought into the loop relative to the zoning issue; and
- queried the manager as to if the Agriculture and Forestry Advisory Board had the opportunity to advise the members regarding the current zoning plan.

Mr. Duffy responded that he will make sure that they are in the loop as suggested.

Talis Colberg asked the manager if the unexpected cost increases for the Brett Ice Arena were additional unexpected costs from the last meeting.

Mr. Duffy responded that the costs were not additional.

Mayor Anderson stated that the assembly would now return to Item 3, Agency Reports, as Ms. Cronen was now available.

Kathleen Cronen, North Star Behavioral Health Systems:

- thanked the assembly for the opportunity to speak;
- stated that she has been the CEO for North Star Behavioral Health Systems (North Star) for the last 18 years;
- informed that North Star is very concerned with the current state of the mental health for children in Alaska;
- set forth that there are currently over 300 children in treatment centers in the Lower 48, which places a huge burden on the children and their families;
- stated that the current care is not clinically ideal;
- explained that the children must be separated by great distances from their families, which means there is not a lot of family involvement;
- commented that this situation is not ideal for children when they are discharged because they have been away from their school, friends, and from the support systems in their local communities for great periods of time;
- asserted that issues cause a decrease in the effectiveness of treatment, and long-term success is not very good;
- stated that North Star would like to expand services for children in this community;
- expressed thanks to John Duffy and David Germer for their help in looking for a location;
- said that the valley is ideal because it provides a lot of land and the ability to create a home-like setting for the children
- informed that a cottage-like village is envisioned with a main building for administrative functions, a recreational area with a gym, a main dining hall, and individual living cottages that will be separated by age groups;
- explained that North Star is currently planning for 63 beds;
- remarked that North Star has identified a particular parcel of land in the Meadow Lakes Community; and
- reported that North Star presented at the Meadow Lakes Community Council last week and they were very welcomed.

Assemblymember Ladere:

- stated that she has heard a lot of good since the presentation in Meadow Lakes; and
- queried the manager as to whether this project will be brought into reality.

Mr. Duffy:

- stated that from his perspective the project is moving along very well; and
- noted that the project is getting very good support from Senator Green.

Ms. Cronen:

- opined that the project is moving ahead very well;
- stated that there has been a lot of legislative support;
- informed that North Star is currently working on a senate concurrent resolution 21, introduced by Senator Green;
- explained that a couple of areas are being highlighted with the legislature: (1) clinical components, and (2) the jobs that this will create for local communities;
- remarked that they are projecting 450 - 600 jobs if all of the children are returned home to Alaska; and
- summarized that the goals are the clinical needs of the children, jobs for local communities, and medicaid dollars.

Assemblymember Ladere:

- addressed potential for training of people to bring them up the qualifications necessary for some of these positions.

Ms. Cronen:

- stated that Mr. Duffy and Mr. Germer have been helpful in looking at ways to train local people; and
- continued that the department of health and social services is also helping in terms of allowing a transition time to help people meet requirements.

Assemblymember Jansen:

- remarked that she had the pleasure of meeting Ms. Cronen and two other members of North Star along with Assemblymember Ladere;
- stated that she was glad to hear that things are going so well and was thrilled to hear about the reception in Meadow Lakes; and
- queried Ms. Cronen as to whether North Star is looking at the 40-acre parcel.

Ms. Cronen:

- responded that North Star is in fact looking at the parcel of land.

Assemblymember Kelly

- stated that he was at the Meadow Lakes Community Council meeting during the North Star presentation; and
- questioned Ms. Cronen regarding moving the children closer to home and the long flying distance.

Ms. Cronen:

- replied to Assemblymember Kelly's question by stating that she was discussing the flying distance for the children and their families; and
- informed the members that most of the children are now being placed in facilities in Colorado, Idaho, Arizona, and Texas.

Mayor Anderson read the resolution from Meadow Lakes to approve the proposed plan by North Star into the record.

D. ATTORNEY COMMENTS

(There were no comments made by the attorney.)

E. CLERK COMMENTS

Ms. Dillon:

- spoke to the meeting schedule;
- noted that she had removed the proposed tentative assembly meetings on the zoning ordinance until the planning commission concluded their meetings;
- stated that she has scheduled a March 28 port commission meeting;
- informed that the next full meeting of the borough assembly and the Anchorage assembly is scheduled for April 11, 2002, at the Elk's Lodge; and
- noted that she will bring forward an action memorandum (AM) at the next meeting to cancel the April 2, 2002, meeting to afford the assembly the opportunity to attend the annual AML legislative conference.

MOTION: Assemblymember Jansen moved to cancel the February 26, 2002, meeting to hold the clerk and attorney evaluation on March 5, with the clerk's evaluation scheduled from 3 p.m. to 4 p.m., and the attorney's evaluation scheduled from 4 p.m. to 5 p.m.

Assemblymember Jansen:

- spoke to the motion; and
- commented that she realizes several assembly members travel a great distance to attend the assembly meetings and therefore, she feels that it would be more efficient if the clerk and attorney evaluation could be combined into one day.

VOTE: The motion passed without objection.

Assemblymember Kelly:

- stated that he would like the clerk to see if there is a large enough facility for the upcoming zoning meetings, mainly in the core area;
- commented that the meeting held at Palmer High School was very crowded;
- suggested that the clerk look at Colony High School's schedule before any meetings are set, as well as the new public safety building; and
- remarked that hopefully one or both of the facilities can be used and that the discussions can be spread around the borough.

Ms. Dillon replied that she has called both of those facilities and depending on the days of the meetings, one facility or the other may be able to benefit the public;

Assemblymember Jansen inquired whether the clerk had considered Palmer High School gym or the cafeteria.

Ms. Dillon:

- responded that she will inquire regarding accommodations at Palmer High School; and
- discussed the Wasilla special election.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes

- a. Board of Adjustment and Appeals: 01/25/02
- b. Gold Trails Road Service Area No. 28: 02/06/02
- c. Mat-Su Fire Chiefs Association: 01/30/02
- d. Meadow Lakes Fire Service Area Board of Supervisors: 12/03/01, 01/07/02
- e. Planning Commission: 01/21/02, 01/24/02
- f. Senior Citizen Advisory Board: 01/15/02
- g. Trapper Creek Road Service Area No. 30: 11/08/01
- h. Wasilla-Lakes Fire Service Area Board of Supervisors: 11/19/01

G. INFORMATIONAL MEMORANDUMS

1. IM No. 02-063: CANCELLATION OF VEHICLE APPROVED BY AM No. 02-012.

The informational memorandum was presented and no comments were noted.

VIII. NEW BUSINESS

Mayor Anderson informed the clerk that if she is looking to change the April 2 date, she may want to consider addressing that in the introductions.

Ms. Dillon responded that the introduction could be made, and if the April 2 meeting is cancelled, the public hearings could be rescheduled.

A. INTRODUCTION (Suggested public hearing - 03/05/02)

1. Resolution Serial No. 02-022: A RESOLUTION ADOPTING THE CAPITAL IMPROVEMENT PROGRAM FOR FY 2003-2008.
 - a. IM No. 02-055
2. Ordinance Serial No. 02-035: AN ORDINANCE APPROPRIATING \$140,000 FROM THE SERIES B, GENERAL OBLIGATION BONDS, RECREATION, AND TRAILS BONDS TO FUND 440, PARKS, RECREATION AND TRAILS PROJECTS, PROJECT 15024, FOR

IMPROVEMENTS AND UPGRADES TO THE BIG LAKE BALLFIELD.

(Sponsor: Assemblymember Simpson)

- a. Resolution Serial No. 02-023: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR IMPROVEMENTS AND UPGRADES TO THE BIG LAKE BASEBALL FIELD AND WATER DRAINAGE SYSTEM USING SERIES B, GENERAL OBLIGATION PARKS, RECREATION, AND TRAILS BONDS.
(1) IM No. 02-057
3. Ordinance Serial No. 02-036: AN ORDINANCE ACCEPTING AND APPROPRIATING \$104,352 FROM THE ALASKA STATE DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES FOR THE MATANUSKA-SUSITNA BOROUGH LONG RANGE TRANSPORTATION PLAN AND TRANSPORTATION MODEL TALKEETNA TRANSPORTATION STUDY, FUND 480, PROJECT NO. 20280.
 - a. Resolution Serial No. 02-024: A RESOLUTION REVISING THE SCOPE OF WORK AND BUDGET FOR THE MATANUSKA-SUSITNA BOROUGH LONG RANGE TRANSPORTATION PLAN AND TRANSPORTATION MODEL TALKEETNA TRANSPORTATION STUDY.
(1) IM No. 02-061

B. INTRODUCTION (Suggested public hearing - 04/02/02)

1. Ordinance Serial No. 02-032: AN ORDINANCE CREATING DAY ROAD AREA ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 360, 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. 02-050
2. Ordinance Serial No. 02-033: AN ORDINANCE CREATING SCOTWOOD ESTATES DIV V ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 361, 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. 02-051
3. Ordinance Serial No. 02-034: AN ORDINANCE CREATING SNOWSHOE EAST SUBDIVISION NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 353, 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. 02-052
4. Ordinance Serial No. 02-037: AN ORDINANCE ADOPTING MSB 17.27 SUTTON SPECIAL LAND USE DISTRICT.
 - a. IM No. 02-058

Ms. Dillon read the above legislation into the record.

MOTION: Assemblymember Jansen moved for approval of introduction of the first three items as read into the record by the clerk and set for public hearing on the March 5, 2002, as well as the introduction of the last four items as read into the record by the clerk and set for public hearing on April 2, 2002.

MOTION: Assemblymember Kelly moved to divide the question to take Resolution Serial No. 02-022 as well as Ordinance Serial No. 02-036 and Resolution Serial No. 02-024 separately.

VOTE: The motion to divide the question passed without objection.

VOTE: The motion to introduce and set for public hearing (with the exception of Resolution Serial No. 02-022 and Ordinance Serial No. 02-036) passed without objection.

(Note: The motion to introduce and set Resolution Serial No. 02-022 for public hearing is on the floor.)

MOTION: Assemblymember Kelly moved a primary amendment to set the public hearing on Resolution Serial No. 02-022 for March 19, 2002.

Assemblymember Kelly advised that he will be out of town on March 5.

Discussion ensued on changing the public hearing date.

Mr. Duffy responded that there is sufficient time to get the information to the legislature before they start prioritizing the item.

VOTE: The amendment to set Resolution Serial No. 02-022 for public hearing on March 19, 2002, passed without objection.

(Note: The motion to introduce and set Ordinance Serial No. 02-036 and Resolution Serial No. 02-024 for public hearing is on the floor.)

MOTION: Assemblymember Kelly moved a primary amendment to set Ordinance Serial No. 02-036 and Resolution Serial No. 02-024 for public hearing on March 19, 2002.

Assemblymember Kelly:

- stated that he is very familiar with transportation modeling; and
- commented that he would like to be at the meeting to discuss the legislation and make comments accordingly.

Discussion continued regarding setting the public hearing date.

VOTE: The primary amendment to set the public hearing on March 19, 2002, for Ordinance Serial No. 02-036 and Resolution Serial No. 02-024 failed with Assemblymembers Bush, Colberg, and Ladere in favor.

VOTE: The main motion to introduce and set the public hearing on March 5, 2002, for Ordinance Serial No. 02-026 and Resolution Serial No. 02-024 was approved without objection.

The meeting recessed at 6:53 p.m. and reconvened at 7:05 p.m.

IX. 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. 02-007: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE UPPER LAZY MOUNTAIN AREA NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 337 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.
 - a. Ordinance Serial No. 02-008: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$133,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE UPPER LAZY MOUNTAIN AREA NATURAL GAS

LOCAL IMPROVEMENT DISTRICT NO. 337, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 02-007

Ms. Clayton:

- reported that the LID was approved by the assembly last July 19;
- stated that the work was done during the construction season this last summer and fall; and
- noted that what is before the assembly is the approval of assessment roll.

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 Bush moved to adopt Ordinance Serial No. 02-007 and the accompanying Ordinance Serial No. 02-008.

VOTE: The motion passed without objection.

2. Ordinance Serial No. 02-009: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE SCHROCK/PITTMAN AREA NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 322 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 02-010: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$431,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE SCHROCK/PITTMAN AREA NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 322, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 02-008

Ms. Clayton:

- reported that this local improvement district was approved by the assembly in September 2000;
- stated that the work could not be completed in that construction season and therefore, it was completed in the 2001 construction season; and
- noted that what is before the assembly is the confirmation of the assessment roll.

Mayor Anderson opened the public hearing.

The following spoke in opposition to Ordinance Serial Nos. 02-009 and 02-010: Daniel Leshenhinskiy and George Collins.

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

MOTION: Assemblymember Colver moved to adopt Ordinance Serial No. 02-009 and accompanying Ordinance Serial No. 02-010.

VOTE: The motion passed without objection.

3. Ordinance Serial No. 02-020(AM): AN ORDINANCE APPROVING AN APPROPRIATION OF \$50,000 FROM THE WASILLA-LAKES FIRE SERVICE AREA FUND BALANCE, FUND 250, TO THE FIRE SERVICE CAPITAL PROJECT FUND 405, PROJECT 45095, TO PURCHASE TWO USED, LEASED, OR NEW VEHICLES AND RELATED EQUIPMENT.

- a. Resolution Serial No. 02-005(AM): A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET IN THE AMOUNT OF \$50,000 FOR THE FIRE SERVICE CAPITAL PROJECT, PROJECT NO. 45095, TO PURCHASE TWO LEASED, USED, OR NEW VEHICLES AND RELATED EQUIPMENT.
(1) IM No. 02-019

[These legislative documents were amended at the February 5, 2002, assembly meeting. Because of the amendment to include inserting of the word "new," the legislation was postponed and the public hearing was reopened on February 19, 2002.]

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.

Discussion ensued in favor of the ordinance.

VOTE: The main motion, as amended, passed without objection.

4. Ordinance Serial No. 02-028: AN ORDINANCE REAPPROPRIATING \$34,975 FROM THE LAND MANAGEMENT FUND, ASSET MANAGEMENT AND DEVELOPMENT DIVISION OPERATING BUDGET TO THE MINERAL AND MATERIAL RESOURCES ASSET PLAN PROJECT (45097), FUND 480, FOR THE PURPOSE OF COMPLETING WORK BEYOND THE END OF THE FISCAL YEAR. (Sponsor: Assemblymember Jansen)

- a. Resolution Serial No. 02-018: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT 45097, FOR MATERIALS AND LABOR TO PRODUCE THE MINERAL AND MATERIAL RESOURCES ASSET MANAGEMENT PLAN.
(1) IM No. 02-043
(2) AM No. 02-010: AWARD OF PROPOSAL NO. 02-088, MINERAL AND MATERIAL ASSET MANAGEMENT PLAN, TO T. CRAFFORD AND ASSOCIATES IN THE AMOUNT OF NOT TO EXCEED \$34,975.

Mr. Duffy:

- stated that currently the borough lacks information on the material and mineral resources on borough land;
- informed that this study is to fulfill that void as well as to identify other valuable products that may be on borough-owned land; and
- commented that he is asking that the funds be placed in a non-lapsing account because they do not expect the work to be completed by June 30.

Discussion continued regarding the reasoning for this ordinance.

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 Jansen moved to approve Ordinance Serial No. 02-028, Resolution Serial No. 02-018, and AM No. 02-010.

VOTE: The motion passed without objection.

5. Ordinance Serial. No. 02-029: AN ORDINANCE PROVIDING A NEW SECTION TO LAND MANAGEMENT PROCEDURES FOR ACQUISITION AND EXCHANGE OF REAL PROPERTY.

a. IM No. 02-044

Mr. Duffy:

- explained that the borough is attempting to insert more competition into the land acquisition process; and
- stated that a number of criteria have been established which will result in competition.

Discussion ensued regarding the process for identifying sites and the transfer of substantial parcels of land.

Assemblymember Colver inquired regarding the selection of a school site.

Discussion continued regarding the criteria for consideration of a school site.

Assemblymember Colver stated that he would like a resolution to tie this ordinance to the school site selection procedures.

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 Jansen moved to adopt Ordinance Serial No. 02-029.

MOTION: Assemblymember Jansen moved a primary amendment to strike the words "have a" on page 129, fourth line from the top, as it was a typographical error.

VOTE: The primary amendment passed without objection.

VOTE: The motion, as amended, passed without objection.

6. Ordinance Serial No. 02-030: AN ORDINANCE REAPPROPRIATING \$40,000 FROM THE AREA WIDE FUND, FUND 100, NON-DEPARTMENTAL DIVISION, AND \$60,000 FROM WASILLA-LAKES FIRE SERVICE AREA, FUND 250, WPSB DIVISION, TO CAPITAL PROJECT FUND 405, PROJECT 10140, FOR AUDIO AND VISUAL EQUIPMENT.

(Sponsor: Mayor Anderson and Assemblymember Kelly)

a. IM No. 02-045

Mr. Duffy requested that the mayor speak to his experiences at the public safety building during the final terrorism training.

Mayor Anderson:

- spoke to his experience at the public safety building; and
- commented that he was unable to hear while he was in the building.

Mayor Anderson opened the public hearing.

The following spoke in favor of Ordinance Serial No. 02-030: Ken Slauson.

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

MOTION: Assemblymember Kelly moved to adopt Ordinance Serial No. 02-030.

Assemblymember Kelly spoke in favor of the ordinance.

VOTE: The motion passed without objection.

7. Ordinance Serial No. 02-031: AN ORDINANCE ADOPTING MSB 3.08.225, ESTABLISHING RULES AND REGULATIONS GOVERNING THE PREQUALIFICATION OF CONTRACTORS BIDDING ON CONSTRUCTION PROJECTS EXCEEDING \$750,000 FOR THE MATANUSKA-SUSITNA BOROUGH.

- a. IM No. 02-047
- b. IM No. 02-064

Mr. Duffy:

- stated that administration believes this is a good proposal;
- expressed that the borough would like to ensure that they hire qualified contractors;
- noted that this will add additional time to contracting procedures; and
- commented that there are several projects outstanding that would be subject to this requirement.

John Aschenbrenner informed the members that the prequalification may need to be amended to meet federal and state requirements.

Mayor Anderson opened the public hearing.

The following spoke to the ordinance and suggested that the manager's decision be made in writing: Jean Woods.

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

MOTION: Assemblymember Colver moved to adopt Ordinance Serial No. 02-031.

MOTION: Assemblymember Colver moved a primary amendment to substitute the pending ordinance in full.

MOTION: Assemblymember Ladere moved a secondary amendment to paragraph (E)(3) to insert the phrase "including the reasons for the decision" between the words "writing" and "and."

Discussion ensued regarding the ordinance and the amendment.

VOTE: The secondary amendment passed without objection.

Discussion ensued regarding the approval of bids.

MOTION: Assemblymember Kelly moved a secondary amendment to strike the word "by" and insert the word "through" in the title of section D. The title would then read: "Decision through purchasing officer." Further, to amend by striking the language of section D and inserting to read as follows: "The manager and purchasing officer appoint a committee composed of staff experts to review bidding documents and make recommendations to administration on actions to approve or deny, and reasons why for purchasing officers actions and final decision."

MOTION: Assemblymember Colver moved an amendment to insert "for projects over five million dollars" between the words "committee" and "composed." The beginning of the sentence would then read: "The manager and purchasing officer appoint a committee for projects over \$5 million dollars composed of . . ."

Discussion ensued regarding the amendment.

VOTE: The amendment to insert \$5 million failed with Assemblymembers Bush, Colver, and Kelly in favor.

VOTE: The primary amendment failed with Assemblymember Kelly in favor.

The meeting recessed at 8:27 p.m. and reconvened at 8:35 p.m.

The assembly members returned to the discussion of the ordinance as amended.

MOTION: Assemblymember Jansen moved to postpone the motion to adopt until March 19, 2002, and directs administration to bring back criteria with 70 points, not 80.

Discussion ensued on the applicability of amending the criteria.

VOTE: The motion, to postpone to March 19, 2002, was approved without objection.

C. AUDIENCE PARTICIPATION (Three minutes per person)

Clarence Furbish

- spoke regarding the core area zoning plan;
- stated that he has watched the planning commission struggle to move the zoning project forward; and
- opined that it is only logical that the assembly give the borough manager and borough mayor strong direction on the core area zoning plan.

Jay Nolfi:

- stated that she was pleased to see the proclamation of Women's History Month;
- applauded the work of Rose Palmquist; and
- presented an old photograph of Ms. Palmquist to Assemblymember Ladere, who is her daughter.

D. CONSENT AGENDA

(Resolution Serial No. 02-013 and AM Nos. 02-014, 02-016, and 02-019 were pulled from the consent agenda. See pp. 18 - 20 for assembly action.)

1. RESOLUTIONS

- c. Resolution Serial No. 02-014: A RESOLUTION APPROVING THE MATANUSKA-SUSITNA BOROUGH'S STATE LEGISLATIVE AND CAPITAL PRIORTIES FOR THE YEAR 2002. [See p. 19]
(1) IM No. 02-036
- d. Resolution Serail No. 02-020: A RESOLUTION APPROVING A SCOPE OF WORK AND BUDGET FOR THE CONTINUED DEVELOPMENT OF PHASE II CONSTRUCTION AT PORT MACKENZIE.
(1) IM No. 02-042
- e. Resolution Serial No. 02-025: A RESOLUTION SETTING FORTH ASSEMBLY RULES OF PROCEDURE AND POLICY. (Sponsors: Members of the Assembly)
(1) IM No. 02-060
- f. Resolution Serial No. 02-026: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET FOR THE INFORMATION TECHNOLOGY IMPROVEMENTS MUNICIPAL CAPITAL GRANT FUNDS.
(1) IM No. 02-062

2. ACTION MEMORANDUMS

- a. 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 COUUCIL AREA.

d. AM No. 02-017: AWARD OF PROPOSAL NO. 02-096, TO MCCLINTOCK LAND ASSOCIATES, INC., IN THE AMOUNT OF NOT TO EXCEED \$139,633, TRAIL RIGHT-OF-WAY RESEARCH.

e. AM No. 02-018: AWARD OF PROPOSAL NO. 01-102, TO LITTLE SUSITNA CONSTRUCTION COMPANY, IN THE AMOUNT OF \$108,556, COMMUNITY POOLS REPAIRS.

g. AM No. 02-021: DESTRUCTION OF BALLOTS FOR THE JANUARY 15, 2002, SPECIAL ELECTION.

Ms. Dillon read the above-referenced legislation into the record.

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

VOTE: The motion passed with no objection.

a. Resolution Serial No. 02-013: A RESOLUTION APPROVING THE MATANUSKA-SUSITNA BOROUGH'S FEDERAL LEGISLATIVE AND CAPITAL PROJECT PRIORITIES FOR THE YEAR 2002.

(1) IM No. 02-035

MOTION: Assemblymember Simpson moved to approve Resolution Serial No. 02-013.

Assemblymember Simpson:

- addressed Resolution Serial No. 02-013 and spoke to the lack of continuity in the annual priorities;
- stated that she would like to have had a narrative with the items; and
- questioned why the borough would be trying to secure federal funding to build a day lodge.

Discussion ensued regarding the Hatcher Pass Visitor Center and Day Lodge.

MOTION: Assemblymember Colberg moved a primary amendment to strike item no. 5, Hatcher Pass Visitor Center and Day Lodge, from the resolution.

Discussion continued regarding the day lodge.

VOTE: The primary amendment to strike the project from the resolution passed with Mr. Colver in opposition.

Assemblymember Simpson questioned why item no. 10, Fish Creek bridge, is on the priority list.

Assemblymember Ladere inquired if the title was meant to be Little Susitna River.

Discussion ensued regarding the Fish Creek bridge at Little Susitna River.

MOTION: Assemblymember Ladere moved a primary amendment to change the name to the "Little Susitna bridge access to Fish Creek area."

VOTE: The primary amendment was approved without objection.

MOTION: Assemblymember Colver moved a primary amendment to insert "a nutrition center for preparing school lunches under education."

VOTE: The primary amendment passed without objection.

MOTION: Assemblymember Jansen moved a primary amendment to relocate Knik Arm crossing in the listing to no. 4.

VOTE: The primary amendment passed without objection.

MOTION: Assemblymember Bush moved the previous question to stop debate.

VOTE: The motion, to stop debate, passed without objection.

VOTE: The main motion, to approve Resolution Serial No. 02-013, passed without objection.

- b. AM No. 02-014: APPROVING OF MEMORANDUM OF AGREEMENT WITH THE MUNICIPALITY OF ANCHORAGE CONCERNING THE DEVELOPMENT OF FERRY LANDINGS AND TERMINALS AT THE PORT OF ANCHORAGE AND PORT MACKENZIE.

MOTION: Assemblymember Ladere moved to adopt AM No. 02-014.

MOTION: Assemblymember Ladere moved a primary amendment to strike the word "will" and insert "may" on page 290, no. III.

VOTE: The primary amendment passed without objection.

VOTE: The main motion, as amended, passed without objection.

- c. AM No. 02-016: PORT MACKENZIE ELECTRICAL DISTRIBUTION SYSTEM.

MOTION: Assemblymember Jansen moved to approve AM No. 02-016.

MOTION: Assemblymember Jansen moved a primary amendment to strike \$64,710 and insert \$106,710.

VOTE: The amendment was approved without objection.

VOTE: AM No. 02-016 as amended was approved without objection.

- f. AM No. 02-019: AWARD A FIXED PRICE PROFESSIONAL SERVICES AGREEMENT TO INTERNATIONAL ECONOMIC DEVELOPMENT COUNCIL, IN THE AMOUNT OF \$25,000, TO FACILITATE ECONOMIC DEVELOPMENT PLANNING.

MOTION: Assemblymember Simpson moved to adopt AM No. 02-019.

Assemblymember Simpson:

- spoke to the time restraints; and
- stated that going through a solicitation would have taken too long.

VOTE: AM No. 02-019 was approved without objection.

D. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Anderson made the following recommendations:

Adjustment and Appeals Board

Helene Antel Brooks

Intergovernmental Liaison Committee

Jim Colver

Library Board

Stephanie Toundas

Port Commission

John Perkins

Regional Transportation Advisory Board

Jody Simpson

Dan Kelly

Meadow Lakes RSA #28

Rudy Turnbough

Mayor Anderson requested the following confirmations:

Agricultural and Forestry Advisory Board

Teresa A. Weiland

Intergovernmental Liaison Committee

Resignation of Jody Simpson

Library Board

Kelly Marre

Parks, Recreation and Trails Advisory Board

Pat Murphy

Senior Citizens Advisory Board

Dorothy Hill

Knik RSA #17

Bruce Braden

MOTION: Assemblymember Jansen moved to confirm the mayor's appointments up for confirmation this evening.

VOTE: The motion, to confirm the mayor's appointments, passed without objection.

E. OTHER NEW BUSINESS

X. UNFINISHED BUSINESS

XI. RECONSIDERATION

XII. VETO

XIII. EXECUTIVE SESSION

XIV. MAYOR AND ASSEMBLY COMMENTS

Assemblymember Colberg:

- voiced concerns regarding non-conforming compatible uses; and
- emphasized the need for a significant level of support.

Assemblymember Bush:

- congratulated women on Women's History Month; and
- agreed with Assemblymember Colberg's comments on zoning.

MOTION: Assemblymember Colver moved to reconsider the vote on the consent agenda as it applied to Resolution Serial No. 02-014.

VOTE: The motion, to reconsider, passed without objection.

Resolution Serial No. 02-014: A RESOLUTION APPROVING THE MATANUSKA-SUSITNA BOROUGH'S STATE LEGISLATIVE AND CAPITAL PRIORTIES FOR THE YEAR 2002.

MOTION: Assemblymember Colver moved a primary amendment to insert under education, "1.6, funding for a nutritional center to prepare school lunches."

VOTE: The primary amendment passed without objection.

VOTE: The main motion, as amended, passed without objection.

Assemblymember Ladere:

- stated that Talkeetna is facing an election on March 19 to incorporate;
- discussed Talkeetna transportation solutions;
- thanked the borough for sponsoring the grant writing class; and
- noted the dedication of the new city council.

Assemblymember Kelly:

- spoke regarding core area zoning;
- reemphasized that this is not a question of zoning, it is mending the zoning to meet the needs of the public; and
- discussed environmental concerns where an entity was coming out on the Palmer Wasilla Highway for a chemical plant.

Assemblymember Simpson:

- stated her interest in seeing how the funding was done for the city of Houston grant writing class; and
- noted that she is looking forward to going to Juneau tomorrow.

Assemblymember Jansen:

- discussed zoning;
- stated that there are about 40,000 people in the core area, contrasted to the 200 people who attend meetings; and
- commented regarding the employee luncheon.

Mayor Anderson:

- stated that the excess food from the employee luncheon was donated to a worthy cause;
- noted that the proposed zoning ordinance is just a start and that he expects it will require amendments;
- indicated that too much emphasis is put on creating a perfect document from the planning commission; and
- addressed Mr. Duffy's comment to reclassify 300 acres as recreational land.

XV. ADJOURNMENT

The regular meeting adjourned at 9:59 p.m.

Minutes approved: March 5, 2002

Signed copy available at the Clerk's office