

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on February 4, 2014, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6:09 p.m. by Mayor Larry DeVilbiss.

II. ROLL CALL

Assembly members present and establishing a quorum were:

Mr. Jim Sykes, Assembly District No. 1
Mr. Matthew Beck, Assembly District No. 2
Mr. Ronald Arvin, Assembly District No. 3 (*Deputy Mayor*) (*entered telephonically at 6:45 p.m.*)
Mr. Steve Colligan, Assembly District No. 4
Mr. Darcie K. Salmon, Assembly District No. 5
Mr. Jim Colver, Assembly District No. 6
Mr. Vern Halter, Assembly District No. 7

Staff in attendance were:

Ms. Lonnie R. McKechnie, Borough Clerk
Mr. John Moosey, Borough Manager
Mr. George Hays, Assistant Borough Manager
Mr. Nicholas Spiropoulos, Borough Attorney
Ms. Jamie Newman, Deputy Borough Clerk
Ms. Tammy Clayton, Finance Director
Mr. Terrance Dolan, Public Works Director
Mr. Dennis Brodigan, Emergency Services Director
Ms. Patty Sullivan, Public Affairs Director
Mr. Don Dyer, Economic Development Director
Mr. Eric Phillips, Community Development Director
Mr. Michael Brown, Capital Projects Director
Ms. James Wilson, Internal Auditor
Mr. Larry Macknicki, Information Technology Director

III. APPROVAL OF AGENDA

Mayor DeVilbiss inquired if there were any changes to the agenda.

GENERAL CONSENT: The agenda was approved as presented without objection.

IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by former Assemblymember Cindy Bettine.

V. MINUTES OF PRECEDING MEETINGS

- A. Joint Assembly/School Board Meeting: 01/09/14
- B. Joint Assembly/Cities Meeting: 01/15/14
- C. Regular Assembly Meeting: 01/21/14

Mayor DeVilbiss inquired if there were any corrections to the joint Assembly/School Board minutes of January 9, 2014, the joint Assembly/Cities minutes of January 15, 2014, or the regular meeting minutes of January 21, 2014.

GENERAL CONSENT: The minutes were approved as presented without objection.

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

Palmer City

Mr. Doug Griffin, City Manager:

- announced that the City has hired a manager for the Palmer Airport;
- spoke to the credentials of the newly hired airport manager; and
- spoke to the success of an incident in which a Palmer dispatcher assisted in the emergency birth of a baby.

Wasilla City

Mr. Bert Cottle, Deputy Administrator:

- requested that the City be include in discussions between the Borough and the Municipality of Anchorage regarding light rail transportation;
- spoke to pending legislation prohibiting illicit synthetic drugs in Wasilla; and
- suggested that the Borough enact similar legislation.

2. Matanuska-Susitna Borough School District

Mr. Don Carney, Facilities Coordinator:

- expressed excitement with the progress of new school construction projects; and
- affirmed that the District is ready to open the two new schools slated for completion this summer.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

Assemblymember Beck:

- reported that school construction projects were discussed;
- related that the bond projects are on track; and
- added that discussion was held on the consolidation of fleet maintenance.

2. Assembly Public Relations

[Clerk note: Assemblymember Beck provided a report after Clerk Comments.]

C. MANAGER COMMENTS

1. State/Federal Legislation
2. Strategic Planning Issues

Mr. Moosey:

- related that an air quality advisory for the Matanuska Valley was issued today;
- spoke to the success of a recent presentation made in Juneau by himself and Mr. Perkins to the Joint Senate and House Transportation Committee on the status of the Borough's rail project; and
- reported that Mayor DeVilbiss and Mr. Dyer will be traveling to Juneau to discuss the economic benefits of the Borough's bridge, rail, and port development initiatives with the House Finance Committee.

3. Credit Card Update - Mr. Larry Macknicki

Mr. Macknicki:

- spoke to the Borough's credit card implementation project;
- spoke to complexities of the project to include information security;
- spoke to compliance standards and requirements that must be adhered to when accepting credit cards; and
- affirmed that the Central Landfill will be online to accept credit cards by the end of May.

Discussion ensued regarding:

- challenges in finding information technology professionals due to market conditions;
- network security concerns;
- how an online merchant account could be used at key points of service;
- how credit card data is stored and secured by third party vendors; and
- outsourcing solutions to address compliance standards.

Mr. Moosey:

- spoke to the 2014 targeted moose hunt; and
- related that the purpose of the program is to remove moose from poorly lit highway systems in an effort to reduce vehicle and moose collisions.

Assemblymember Sykes queried as to any new activity regarding the sale of the M/V Susitna.

Mr. Moosey:

- related that an offer has been received;
- added that the offer would not cover what is owed to the Federal Transit Authority; and
- related that other options are being pursued while the offer is being mulled over.

D. ATTORNEY COMMENTS

Mr. Spiropoulos:

- spoke to contractual concerns with the credit card implementation project; and
- related that he will be providing the Assembly with a confidential memorandum regarding the contractual provisions being considered.

E. CLERK COMMENTS

Ms. McKechnie spoke regarding the upcoming meeting schedule.

Assemblymember Beck:

- related that he has met with officials from the Palmer Fire Department, as well as the Director of Emergency Services to hear about the work of emergency responders; and
- expressed appreciation to all emergency service personnel, most of whom are volunteer, for their outstanding service.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:

- a. Caswell FSA Board of Supervisors: 08/14/13
- b. Caswell Lakes RSA Board of Supervisors: 05/21/13
- c. Greater Butte RSA Board of Supervisors: 07/11/13
- d. Local Road Service Area Board of Supervisors: 10/17/13
- e. MSB Fish and Wildlife Commission: 11/21/13, 12/04/13, 12/12/13
- f. Wasilla-Lakes and West Lakes Joint FSA Board of Supervisors: 10/14/13

2. Community Council Minutes:

- a. Chase Community Council: 07/18/13

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

G. INFORMATIONAL MEMORANDUMS

(There were no informational memorandums presented.)

VII. UNFINISHED BUSINESS

- A. **AM No. 14-009:** Award Of Proposal No. 14-067P To Collins Construction, Inc. In An Amount Not To Exceed \$13,293,200 For Construction Manager/General Contractor For Joe Redington, Sr. Junior/Senior High School For Preconstruction Services, Site Development, And Other Advance Construction Services.

PENDING MOTION: Assemblymember Colver moved to adopt AM No. 14-009.

MOTION: Assemblymember Colver moved a primary amendment to AM No. 14-009 by inserting the following to read:

- “Because this is the largest school project ever built by the Mat-Su Borough and it is a cost plus project, it is in the public interest to have the Assembly provide oversight of extra costs and any cost overruns.
- Therefore, the 10 percent pre-approved change order authority is deleted from this contract approval and all change orders for this project shall be approved by the Assembly.”

Mr. Brown provided a staff report.

Discussion ensued regarding:

- concerns with project delays that might arise should all change orders require Assembly approval;
- Borough code with respect to change order authority;
- the need for some flexibility for smaller change orders to keep the project moving;
- should one contract be treated differently in terms of how it is administered; and
- the Borough's experience with the procurement model for the project.

MOTION: Assemblymember Sykes moved a secondary amendment by striking the second bulleted paragraph and inserting in its place: "Therefore, the preapproved change order authority is 2.5 percent."

VOTE: The secondary amendment passed with Assemblymembers Arvin, Colver, and Halter opposed.

VOTE: The primary amendment passed with Assemblymembers Arvin, Colver, and Halter opposed.

MOTION: Assemblymember Arvin moved a primary amendment to strike "2.5 percent" and insert "\$100,000."

VOTE: The primary amendment passed with Assemblymembers Sykes, Beck, and Salmon opposed.

VOTE: The main motion passed as amended without objection.

MOTION: Assemblymember Halter moved for immediate reconsideration of AM No. 14-009.

VOTE: The motion to reconsider passed without objection.

MOTION: Assemblymember Colver moved a primary amendment to AM No. 14-009 to read: "Whereas project management, indirect costs and overhead fees for this project are a lump sum fee, and to provide transparency and accountability for \$45 million in public funds on this project, the finance department will review, audit and approve all project costs to ensure accountability and authorize payment only for direct costs."

Assemblymember Colver spoke to the need for oversight to ensure that only direct costs are paid.

Assemblymember Arvin:

- spoke to the project's pricing model;
- opined that the amendment is protective of the public's interests; and
- related that he wholeheartedly supports the amendment.

Discussion ensued regarding:

- if there are resources available to review and audit the project costs;
- the level of oversight needed for the project's pricing model; and
- that it would be more appropriate for the manager's auditor to provide oversight.

MOTION: Assemblymember Arvin moved a secondary amendment by striking "finance department" and inserting in its place "the manager's auditor."

Assemblymember Arvin:

- spoke to the intent in hiring the manager's auditor; and
- opined that it would be appropriate for the auditor to oversee the expenditures related to the project.

Ms. Clayton provided a staff report.

VOTE: The secondary amendment passed without objection.

Assemblymember Sykes opined that it is inappropriate for the auditor to both approve and audit the project costs.

MOTION: Assemblymember Sykes moved a secondary amendment by striking "approve" and inserting in its place "report."

VOTE: The secondary amendment failed with Assemblymembers Sykes, Salmon, and Halter in favor.

MOTION: Assemblymember Arvin moved a secondary amendment by inserting "the above listed" after the word "all."

Assemblymember Arvin:

- opined that the amendment would allow the auditor to look at project management, indirect costs, and overhead fees that are related to and tied back to the fixed fee portion of the contract to ensure that the contractor does not inadvertently allow a subcontractor to bill something that was previously captured in the original proposal; and
- encouraged support of the body.

Discussion ensure regarding:

- the role of an internal auditor;
- the current process for invoice payment on construction projects; and
- the availability of Borough resources to successfully administer a cost plus contract.

VOTE: The secondary amendment passed without objection.

MOTION: Assemblymember Halter moved a secondary amendment by striking "approve" and inserting in its place "report."

VOTE: The secondary amendment passed with Assemblymembers Arvin, Colligan, and Colver opposed.

MOTION: Assemblymember Sykes moved a secondary amendment by striking "and authorize payment."

MOTION: Assemblymember Salmon called for the question (to stop debate).

VOTE: The motion to call for the question passed without objection.

VOTE: The secondary amendment passed with Assemblymembers Arvin and Colver opposed.

VOTE: The primary amendment passed with Assemblymember Arvin opposed.

VOTE: The main motion passed as amended with Assemblymembers Arvin, Colligan, and Colver opposed.

(The meeting recessed at 8:06 p.m. and reconvened at 8:16 p.m.)

B. **AM No. 14-011:** Award Of Proposal No. 14-055P To Alaska Rim Engineering In The Contract Amount Of \$295,561 For The Circle View Dikes Repair Design And Construction Management And The Revetment Of Ye Old River Road.

PENDING MOTION: Assemblymember Sykes moved to adopt AM No. 14-011.

MOTION: Assemblymember Sykes moved to postpone AM No. 14-011 indefinitely.

Assemblymember Sykes:

- related that one of the projects is inside a service area and the other is outside a service area, therefore the two projects cannot be lumped together;
- added that one project can move forward at this time without Assembly action; and
- further added that the other project will come back before the Assembly at a later date.

VOTE: The motion to postpone AM No. 14-011 indefinitely passed without objection.

VIII. VETO

(There were no vetoes presented.)

IX. SPECIAL ORDERS

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. 13-144:** An Ordinance Amending MSB 17.63, Race Track Regulations. *(Sponsored By Assemblymember Salmon)*
 - a. IM No. 13-242

Mayor DeVilbiss opened the public hearing.

The following person spoke in support of Ordinance Serial No. 13-144: Mr. Bill Haller.

The following persons spoke in opposition to Ordinance Serial No. 13-144: Ms. Cathy Hummel and Ms. Michelle Church.

There being no others present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Salmon moved to adopt Ordinance Serial No. 13-144.

Assemblymember Salmon:

- related that he brought forward the ordinance at the request of constituents;
- added that the legislation was referred to and vetted by the Planning Commission; and
- further added that the Planning Commission recommends approval of Ordinance Serial No. 13-144.

Mr. Spiropoulos provided a staff report.

Assemblymember Sykes:

- opined that there are gaps in the legislation; and
- spoke to a special event permit that could be obtained for events such as snowmobile races on Big Lake.

MOTION: Assemblymember Sykes moved to postpone Ordinance Serial No. 13-144 indefinitely.

Assemblymember Salmon:

- spoke in opposition to the motion to postpone indefinitely;
- added that he would like to see where the body stands on the issue; and
- further added that the matter should be voted up or down.

Assemblymember Halter:

- opined that a code change is not necessary; and
- added that all user groups are welcome on multi-use trails.

VOTE: The motion passed with Assemblymembers Arvin, Colligan, and Salmon opposed.

2. **Ordinance Serial No. 14-021:** An Ordinance Accepting And Appropriating \$1,111.83 From The Alaska State Library, Early Literacy Space Mini-Grant Program To Fund 440, Project No. 20373, To Purchase A Play Panel Box For The Sutton Public Library Community Resource Center.
 - a. **Resolution Serial No. 14-013:** A Resolution Approving The Scope Of Work And Budget To Purchase A Play Panel Box For The Sutton Public Library Community Resource Center.
 - (1) IM No. 14-027

Mayor DeVilbiss opened the public hearing.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Sykes moved to adopt Ordinance Serial No. 14-021 and Resolution Serial No. 14-013.

VOTE: The motion passed without objection.

3. **Ordinance Serial No. 14-022:** An Ordinance Appropriating \$19,265,000 To Fund 430, Transportation System Capital Projects, For The Construction, Additions, Improvements, Betterments, Repair, Reconstruction, Or Acquisition Of Public Roads And Facilities Related Thereto In The Borough, Together With All Necessary Equipment And Transportation Facilities, And The Acquisition Of Lands Or Rights In Lands In

Connection Therewith Which Would Address Urgent Safety Issues And Transportation Needs And The Appropriation Of \$232,378 For Related Issuance Costs.

a. IM No. 14-028

Mayor DeVilbiss opened the public hearing.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Salmon moved to adopt Ordinance Serial No. 14-022.

VOTE: The motion passed without objection.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following person spoke to the need for a regional sewer treatment facility in the Borough: Ms. Helen Munoz.

The following person spoke regarding the regulation of tall structures in the Borough: Mr. Bill Kendig.

The following person spoke in support of Resolution Serial No. 14-015: Ms. Louisa Yanes, Executive Director of the Alaska Farmland Trust.

The following persons spoke to concerns regarding the manner in which emergency responders are managed by the Borough: Ms. Ashley Cunnington; Ms. Mia Mangione; Ms. Andrea Richey; and Ms. Laura Bleicher.

The following person spoke to the role of government: Ms. Michelle Church.

The following person spoke in support of emergency responders: Mr. Tim Walters.

D. CONSENT AGENDA

1. RESOLUTIONS

a. **Resolution Serial No. 14-014:** A Resolution Amending The Budgets For Project Nos. 45102, 45244, And 45088 And Approving The Scope Of Work For Project No. 45102 To Allow The West Lakes Fire Service Area To Purchase Firefighter And Firefighting Equipment And Clothing, Office And Mechanic Tools And Equipment, And Make Repairs And Required Maintenance On Apparatus And Vehicles.

(1) IM No. 14-036

2. ACTION MEMORANDUMS

- a. **AM No. 14-007:** Award Of Bid No. 14-064B To F-E Contracting Incorporated In The Contract Amount Of \$4,439,114, For The Palmer High School Renovation Re-Bid.
- b. **AM No. 14-010:** Approving The Road Maintenance And Repair Capital Projects - Summer 2014.
- c. **AM No. 14-012:** Authorizing The Manager To Enter Into A Lease Agreement For A One-Year Contract Period In The Amount Of \$38,976 For Willow Emergency Medical Services and Rescue Space, Located At 24927 West Willow Creek Parkway.
- d. **AM No. 14-013:** Award Of Bid No. 14-057B To Hamilton Construction Company In The Contract Amount Of \$417,325 To Remove And Replace The Existing Gate Creek Bridge, Bridge No. 1185, Located At Sylvia Anne Marie Circle.
- e. **AM No. 14-014:** Award Of Bid No. 14-075B To Valley General Construction, LLC In The Contract Amount Of \$283,314.50 For The Construction Of A "T" Intersection Connecting Fern Street To Edlund Road.

Ms. McKechnie read the above legislation into the record.

MOTION: Assemblymember Salmon moved to approve the consent agenda as read into the record by the Clerk.

VOTE: The motion passed without objection.

- b. **Resolution Serial No. 14-015:** A Resolution Directing Borough Administration To Explore Partnering With Alaska Farmland Trust To Manage Borough-Owned Agricultural Lands. (*Sponsored by Mayor DeVilbiss*)
 - (1) IM No. 14-038

MOTION: Assemblymember Salmon moved to adopt Resolution Serial No. 14-015.

MOTION: Assemblymember Colver moved a primary amendment to Resolution Serial No. 14-015 by inserting another "Be It Further Resolved" clause after the first clause to read: "BE IT FURTHER RESOLVED, that the Manager shall provide a process for the conveyance of agriculture tracts with the ability to be subdivided and for each tract to have an authorized home site."

Assemblymember Colver related that that the intent of the amendment is to provide a mechanism for agricultural rights to be maintained as parcels are subdivided and left to heirs.

Discussion ensued regarding:

- issues that will be addressed through the exploratory process;
- the mission of the Alaska Farmland Trust; and

- if it is in the best interest of Borough residents for public lands to be managed by an outside entity.

VOTE: The primary amendment passed with Assemblymember Sykes, Arvin, and Salmon opposed.

Assemblymember Sykes spoke to the public policy implications of the resolution.

MOTION: Assemblymember Sykes moved a primary amendment to Resolution Serial No. 14-015 as follows:

- First Whereas Clause - by striking "the Borough Mayor believes that the" and by striking "would" and inserting in its place "may" and by striking "enhanced management" and inserting in its place "exposure to additional management ideas" to read: "WHEREAS, Borough owned agricultural lands may benefit from exposure to additional management ideas;"
- Second Whereas Clause - by inserting "assisting with" after the word "in" to read: Whereas, Alaska Farmland Trust has submitted a letter of interest and is open to exploring what role they could play in assisting with management of Borough owned agricultural lands;"
- By striking the third, fourth, fifth, and sixth Whereas clauses in their entirety;
- By striking the first Be It Further Resolved clause in its entirety;
- Second Be It Further Resolved Clause - by striking "the project" and inserting in its place "meetings with administrative officials and Alaska Farmland Trust" to read: Be It Further Resolved, Administration is directed to report to the Assembly on the status of meetings between administrative officials and Alaska Farmland Trust from time to time. This resolution does not authorize transfer of management, power, or land, and is not approval of any specific agreement. Any such matters will need further Assembly approval."

Assemblymember Salmon:

- encouraged Mayor DeVilbiss and Assemblymember Sykes to get together to craft a resolution that is more cohesive; and
- related his intent to oppose the resolution regardless what form it takes.

MOTION: Assemblymember Colver called for the question (to stop debate).

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

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

MOTION: Assemblymember Arvin moved to postpone Resolution Serial No. 14-015 indefinitely.

MOTION: Assemblymember Salmon called for the question (to stop debate).

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

VOTE: The motion to postpone Resolution Serial No. 14-015 indefinitely passed with Assemblymembers Beck, Colver, and Halter opposed.

X. NEW BUSINESS

A. INTRODUCTIONS (For public hearing - 02/18/14, Assembly Chambers)

1. **Ordinance Serial No. 14-023:** An Ordinance Amending MSB 24.15.050, Adoption, And MSB 24.15.060, Voluntary Release.

a. **Resolution Serial No. 14-016:** A Resolution Revising The Animal Care And Regulation Facility's Fee Schedule.

(1) IM No. 14-031

2. **Ordinance Serial No. 14-024:** An Ordinance Amending MSB 4.05.030(A), Relating To Appointment To Boards And Commissions. *(Sponsored by Mayor DeVilbiss)*

a. IM No. 14-039

Ms. McKechnie read the above legislation into the record.

MOTION: Assemblymember Salmon moved to introduce the legislation as read into the record by the Clerk and set the public hearings for February 18, 2014.

VOTE: The motion passed without objection.

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor DeVilbiss requested the following confirmations:

Aviation Advisory Board
Archie Giddings
Emergency Medical Services Board
Brian Wallace
Health and Social Services Board
Stephanie Allen
Big Lake RSA No. 21
Gerard Billinger, resignation

MOTION: Assemblymember Salmon moved to confirm the Mayor's appointments and resignations up for confirmation this evening.

VOTE: The motion passed without objection.

C. OTHER NEW BUSINESS

(There was no other new business.)

- D. REFERRALS (For referral to the Planning Commission for 90 days or other date specified by the Assembly)
1. **Ordinance Serial No. 14-025:** An Ordinance Adopting MSB 17.67, Tall Structures, And Repealing Portions Of MSB 17.60 That Address Tall Structures.
 - a. IM No. 14-037

MOTION: Assemblymember Salmon moved to refer Ordinance Serial No. 14-025 to the Planning Commission for 90 days.

VOTE: The motion passed without objection.

XI. RECONSIDERATION

(There was no reconsideration presented.)

XII. MAYOR, ASSEMBLY, AND STAFF COMMENTS

Assemblymember Sykes:

- thanked the public for coming to testify about emergency services;
- related that he looks forward to continuing the conversation on agricultural lands;
- related that he is looking for more simplicity, transparency, and public usability with respect to the budget; and
- requested that the Manager make it happen.

Assemblymember Salmon spoke to the vote on Ordinance Serial No. 13-144.

Assemblymember Halter related that the amendments made to AM No. 14-009 may have been overreaching.

Assemblymember Colver:

- spoke to his experience with the racetrack issue;
- reported on the Board of Fish meeting;
- spoke to misinformation about the condition of fish habitat in the Borough;
- related the importance of understanding the level of service the public wants for emergency services and how much they are willing to pay;
- added that it is important to educate the public on the cost of providing emergency services; and
- further added it is important to hear what the public's priorities are in terms of services provided.

Assemblymember Colligan:

- spoke to providing emergency services in the core area compared to rural areas of the Borough;

- spoke to the need to establish budget expectations ahead of the budget presentation by Administration; and
- spoke to economic development efforts and the need for a board of directors made up of business people.

Assemblymember Beck:

- thanked the public for attending tonight's meeting; and
- spoke to the dedication of emergency service personnel.

Assemblymember Arvin:

- applauded Assemblymember Salmon for sponsoring Ordinance Serial No. 13-144;
- spoke to the value of family wage jobs to a healthy and happy community; and
- spoke to the value of a diverse economy.

Mayor DeVilbiss:

- spoke to Resolution Serial No. 14-015;
- opined that the Borough must do something with its agricultural lands;
- spoke to the importance of the body being punctual to Assembly meetings; and
- related that Big Lake is applying for incorporation.

MOTION: Assemblymember Sykes moved to suspend the rules to extend the meeting past 10 p.m. and not to exceed 11:15 p.m.

VOTE: The motion passed without objection.

XIII. EXECUTIVE SESSION *(To Discuss Matters The Immediate Public Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The Borough, To Discuss Matters Which By Law, Municipal Charter, Or Ordinance Are Required To Be Confidential, To Discuss Matters Involving Consideration Of Borough Records That By Law Are Not Subject To Public Disclosure, And To Discuss A Pending Lawsuit, And Direction May Be Given To The Attorney Or Labor Negotiator Regarding Labor Negotiations.)*

- A. Discussion On Various Aspects Of Litigation In Barenberg v. MSB, 3PA-14-000959CI
- B. Union Contract Negotiation - Letter of Agreement

MOTION: Assemblymember Salmon moved to enter into executive session to discuss matters the immediate public knowledge of which would clearly have an adverse effect upon the finances of the borough, to discuss matters which by law, municipal charter, or ordinance are required to be confidential, to discuss matters involving consideration of borough records that by law are not subject to public disclosure, and to discuss a pending lawsuit, and direction may be given to the attorney or labor negotiator regarding labor negotiations. In particular to discuss various aspects of litigation in Barenberg vs. Matanuska-Susitna Borough and Union Contract Negotiations – Letter of Agreement. Those present during the

executive session will be the members of the Assembly, the Mayor, the Manager, the Attorney, the Clerk, the Finance Director, the Human Resources Manager, and the Emergency Services Director.

VOTE: There was no objection noted and the Assembly entered into executive session at 9:52 p.m.

MOTION: Assemblymember Salmon moved to exit executive session.

VOTE: There was no objection noted and the Assembly exited executive session at 11:02 p.m.

XIV. ADJOURNMENT

The regular meeting adjourned at 11:02 p.m.


LARRY DeVILBISS, Borough Mayor

ATTEST:


LONNIE R. McKECHNIE, CMC, Borough Clerk

Minutes Approved: 02/18/14