

# MATANUSKA-SUSITNA BOROUGH

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

## **BOROUGH MAYOR**

Larry DeVilbiss

## **BOROUGH CLERK**

Lonnie R. McKechnie, CMC

## **BOROUGH MANAGER**

John Moosey

## **BOROUGH ATTORNEY**

Nicholas Spiropoulos



## **BOROUGH ASSEMBLY**

Warren Keogh, District 1  
Noel Woods, District 2  
Ronald Arvin, District 3  
Steve Colligan, District 4  
Darcie K. Salmon, District 5  
Jim Colver, District 6  
Vern Halter, District 7

## **ASSEMBLY AGENDA**

**MAT-SU BOROUGH SCHOOL DISTRICT  
ADMINISTRATION BUILDING  
501 N. GULKANA STREET, PALMER**

**REGULAR MEETING**

**6 P.M.**

**TUESDAY, FEBRUARY 5, 2013**

- I. CALL TO ORDER
- II. ROLL CALL
- III. APPROVAL OF AGENDA
- IV. PLEDGE OF ALLEGIANCE
- V. MINUTES OF PRECEDING MEETINGS
- VI. REPORTS/CORRESPONDENCE
  - A. AGENCY REPORTS (MSB 2.12.082; Seven minutes per person.)
    1. Reports from cities
    2. Matanuska-Susitna Borough School District
    3. Knik-Fairview Community Council – Mr. B.H. Tilton
  - B. COMMITTEE REPORTS
    1. Joint Assembly/School Board Committee on School Issues
    2. Assembly Public Relations

C. MANAGER COMMENTS

1. State/Federal Legislation
2. Strategic Planning Issues

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
  - a. Aviation Advisory Board: 10/11/12
  - b. Bogard RSA Board of Supervisors: 02/06/12, 03/07/12, 03/27/12, 04/09/12, 06/25/12, 08/20/12, Resolution Serial No. 12-01
  - c. Caswell FSA Board of Supervisors: 08/08/12
  - d. Caswell Lakes RSA Board of Supervisors: 02/27/12, 05/22/12
  - e. Greater Butte RSA Board of Supervisors: 10/11/12, 11/20/12, Resolution Serial No. 12-5
  - f. Greater Talkeetna RSA Board of Supervisors: 10/11/12
  - g. MSB Fish and Wildlife Commission: 10/18/12
  - h. Planning Commission: 12/03/12, Resolution Serial No. 12-33
  - i. Platting Board: 10/18/12, 11/15/12, 12/06/12
  - j. Port Commission: 10/15/12, Resolution Serial No. 12-008
  - k. Transportation Advisory Board: 07/25/12, 08/22/12, Resolution Serial Nos. 12-12, 12-13, 12-14
  - l. Willow FSA Board of Supervisors: 09/13/12
2. Community Council Minutes:
  - a. Big Lake Community Council: 06/13/12, 07/11/12, 08/08/12, 09/12/12, 10/10/12, 11/14/12
  - b. Lazy Mountain Community Council: 01/19/12, 04/19/12
  - c. Sutton Community Council: 03/28/12, 04/25/12, 05/30/12, 06/27/12
  - d. Trapper Creek Community Council: 11/15/12

G. INFORMATIONAL MEMORANDUMS

VII. UNFINISHED BUSINESS

VIII. VETO

IX. SPECIAL ORDERS

- A. PERSONS TO BE HEARD (MSB 2.12.081; Three minutes per person.)  
*(Requires 11 days advance notice and must otherwise be in compliance with the necessary code requirements. If no advance notice is given, persons wishing to speak may do so under the Audience Participation section of the agenda.)*
- B. PUBLIC HEARINGS (Three minutes per person.)
1. Ordinance Serial No. 12-169: AN ORDINANCE AMENDING MSB 17.73, MULTIFAMILY DEVELOPMENT DESIGN STANDARDS; AND MSB 17.125.010, DEFINITIONS.  
*(Sponsored by Assemblymembers Halter and Salmon)*
    - a. IM No. 12-258
  2. Ordinance Serial No. 13-017: AN ORDINANCE APPROVING A LAND EXCHANGE OF 42.67 ACRES OF BOROUGH-OWNED LAND FOR APPROXIMATELY 174 ACRES OF UNIVERSITY OF ALASKA-OWNED LAND LOCATED IN THE BIG LAKE-WEST SUSITNA PARKWAY AREA FOR THE PURPOSE OF THE PORT MACKENZIE RAIL EXTENSION; AND AUTHORIZING THE MANAGER TO IMPLEMENT THE LAND EXCHANGE.
    - a. Resolution Serial No. 13-011: A RESOLUTION APPROVING A BEST INTEREST FINDING IN SUPPORT OF THE EXCHANGE OF LAND BETWEEN THE MATANUSKA-SUSITNA BOROUGH AND THE UNIVERSITY OF ALASKA LOCATED WITHIN THE BIG LAKE-WEST SUSITNA PARKWAY AREA FOR THE PORT MACKENZIE RAIL EXTENSION (MSB006739).
      - (1) IM 13-001
  3. Ordinance Serial No. 13-018: AN ORDINANCE ACCEPTING AND APPROPRIATING \$3,544.90 FROM MATANUSKA TELEPHONE ASSOCIATION TO FUND 440, PROJECT NO. 20323, FOR UPGRADING AND ENHANCING THE TELECOMMUNICATIONS AND INFORMATION SERVICES WITHIN THE MATANUSKA-SUSITNA LIBRARY NETWORK.
    - a. IM 13-002
  4. Ordinance Serial No. 13-019: AN ORDINANCE AMENDING MSB 23.20.040, ANNUAL ALLOWABLE CUT, UNDER FOREST MANAGEMENT.
    - a. IM No. 13-006
  5. Ordinance Serial No. 13-006: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE HOMESTEAD ESTATES AND ON THE IDITAROD NATURAL GAS LOCAL

IMPROVEMENT DISTRICT NO. 460 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 13-007: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$67,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE HOMESTEAD ESTATES AND ON THE IDITAROD NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 460, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 13-013

6. Ordinance Serial No. 13-008: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE RAVEN'S HILL AND NORMAN LANGES HOLIDAY NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 470 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 13-009: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$482,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE RAVEN'S HILL AND NORMAN LANGES HOLIDAY NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 470, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 13-014

7. Ordinance Serial No. 13-010: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE SOUTH STARLIGHT LANE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 475 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 13-011: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$78,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE SOUTH STARLIGHT LANE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 475, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 13-015

8. Ordinance Serial No. 13-012: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE SHADOWMERE ESTATES PHASE I NATURAL GAS LOCAL IMPROVEMENT DISTRICT

NO. 481 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 13-014: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$25,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE SHADOWMERE ESTATES PHASE I NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 481, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 13-016

9. Ordinance Serial No. 13-015: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE EAST DOC MCKINLEY AND SOUTH JESSIE JO PLACE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 486 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 13-016: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$55,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE EAST DOC MCKINLEY AND SOUTH JESSIE JO PLACE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 486, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 13-017

10. Ordinance Serial No. 13-020: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$7,000 OF REVENUES FROM PUBLIC DONATIONS TO THE FISCAL YEAR 2013 ANIMAL CARE AND REGULATION DIVISION OPERATING BUDGET FOR SURGICAL EQUIPMENT.

a. IM No. 13-019

11. Ordinance Serial No. 13-021: AN ORDINANCE DIRECTING THE BOROUGH MANAGER TO INVESTIGATE THE POTENTIAL ACQUISITION OF PROPERTY DESCRIBED AS PARCEL 2 OF MSB WAIVER RESOLUTION SERIAL NO. 2008-120-PWM RECORDED AT 2008-0268885-0 PALMER RECORDING DISTRICT STATE OF ALASKA. *(Sponsored by Assemblymember Woods)*

a. IM No. 13-023

12. Ordinance Serial No. 13-022: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$40,000 FROM THE GREATER PALMER CONSOLIDATED FIRE SERVICE AREA

FUND BALANCE, FUND 259, TO THE GREATER PALMER CONSOLIDATED FIRE SERVICE AREA FISCAL YEAR 2013 OPERATING BUDGET, FUND 259, TO PROVIDE REIMBURSEMENT FOR FIREFIGHTER WAGES AND FUNDING FOR TANKER AUTO-FILL EQUIPMENT.

- a. IM No. 13-024
- b. AM No. 13-012: AUTHORIZING A CONTRACT AMENDMENT FOR THE FISCAL YEAR 2013 GREATER PALMER CONSOLIDATED FIRE SERVICE AREA AGREEMENT IN AN AMOUNT NOT TO EXCEED \$25,650 FOR FIRE PROTECTION SERVICES WITH THE CITY OF PALMER FOR THE CONTACT PERIOD OF JANUARY 1, 2013, TO JUNE 30, 2013.

- 13. Ordinance Serial No. 13-023: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$15,410 FROM THE NON-AREAWIDE FUND BALANCE, FUND 200, TO THE SUTTON LIBRARY FISCAL YEAR 2013 OPERATING BUDGET, FUND 200, TO PROVIDE ADDITIONAL FUNDS FOR PROPERTY INSURANCE AND HEATING FUEL OIL.

- a. IM No. 13-025

- 14. Ordinance Serial No. 13-024: AN ORDINANCE TO CONVEY 40 ACRES, MORE OR LESS, WITH CERTAIN COVENANTS, CONDITIONS, AND RESTRICTIONS, TO THE WILLOW AREA COMMUNITY ORGANIZATION FOR THE DEVELOPMENT OF A COMMUNITY PARK (MSB004529).

- a. IM No. 13-026

- 15. Ordinance Serial No. 13-025: AN ORDINANCE AMENDING MSB 17.02.020, LAND USE PERMIT, UNDER MANDATORY LAND USE PERMIT.

- a. IM No. 13-032

C. AUDIENCE PARTICIPATION (Three minutes per person.)

D. CONSENT AGENDA

1. RESOLUTIONS

- a. Resolution Serial No. 13-012: A RESOLUTION IN SUPPORT OF THE LAND ACQUISITION, PLANNING, DESIGN, CONSTRUCTION, AND FINANCING OF THE MAT-SU VALLEY GATEWAY VISITOR'S CENTER.

- (1) IM No. 13-036

- b. Resolution Serial No. 13-013: A RESOLUTION AMENDING THE BUDGETS FOR PROJECT NOS. 45102, 45250, AND 45088 AND APPROVING THE SCOPE OF WORK FOR PROJECT NO. 45102 TO ALLOW THE WEST LAKES FIRE SERVICE AREA TO PURCHASE BACKUP AND REPLACEMENT GENERATORS.  
(1) IM No. 13-037
- c. Resolution Serial No. 13-014: A RESOLUTION APPROVING THE FINANCIAL RESPONSIBILITY FOR THE M/V SUSITNA FOR MARCH 2013.  
(1) IM No. 13-040
- d. Resolution Serial No. 13-015: A RESOLUTION ADOPTING THE JIM CREEK MOTORIZED MASTER PLAN.  
(1) IM No. 13-044
- e. Resolution Serial No. 13-016: A RESOLUTION SUPPORTING THE CITY OF WASILLA'S 2014 CAPITAL IMPROVEMENT PROGRAM. *(Sponsored by Assemblymember Colligan)*  
(1) IM No. 13-046
- f. Resolution Serial No. 13-017: A RESOLUTION IN SUPPORT OF HOUSE BILL NO. 40 EXEMPTING CERTAIN FARM FOOD STORAGE AND PRODUCTION BUILDINGS FROM TAXATION.  
(1) IM No. 13-047

## 2. ACTION MEMORANDUMS

- a. AM No. 13-014: APPROVAL OF ROAD SERVICE AREA ROAD IMPROVEMENTS, ROAD MAINTENANCE, AND REPAIR CAPITAL PROJECTS LIST, SUMMER 2013.
- b. AM No. 13-023: APPROVAL OF CONTRACT AMENDMENT NO. 2 WITH GDM, INC. IN THE AMOUNT OF \$29,870.39 FOR DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES TO INCLUDE HAZARDOUS ABATEMENT DESIGN TO REPLACE GYM FLOORING AT FIVE ELEMENTARY SCHOOLS.

- c. AM No. 13-024: AWARD OF BID NO. 13-068B TO WESTERN CONSTRUCTION AND EQUIPMENT, LLC. IN THE CONTRACT AMOUNT OF \$216,142.25 FOR TAMAR ROAD IMPROVEMENTS.
- d. AM No. 13-025: APPROVAL FOR UTILITY RELOCATION COSTS TO ENSTAR NATURAL GAS COMPANY IN THE AMOUNT OF \$102,659.92 FOR LANARK AND BROCTON DRIVE UTILITY RELOCATE AND UPGRADE PROJECT, PROJECT NO. 30048.

X. NEW BUSINESS

A. INTRODUCTIONS (For public hearing – 02/19/13, Borough School District Administration Building)

- 1. Ordinance Serial No. 13-026: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$283,404 OF REVENUES FROM THE SU-KNIK WETLAND MITIGATION BANK TO THE LAND AND RESOURCE MANAGEMENT DIVISION FISCAL YEAR 2013 OPERATING BUDGET, AND REAPPROPRIATING \$50,000 TO FUND 480, PROJECT NO. 15031, OPERABLE FOREST LAND PLAN; \$15,000 TO FUND 440, PROJECT NO. 15040, RABBIT SLOUGH/ACCESS/PARKING PROJECT; \$23,000 TO FUND 440, PROJECT NO. 15040, COTTONWOOD CREEK ACCESS AND PARKING PROJECT; \$95,404 TO FUND 430, PROJECT NO. 35187, HATCHER PASS TRANSIT FACILITY AND BUS ACCOMMODATIONS; AND \$100,000 TO FUND 440, PROJECT NO. 15036, FOR THE MATANUSKA RIVER PARK MASTER PLAN IMPROVEMENTS, FROM THE LAND AND RESOURCE MANAGEMENT DIVISION FISCAL YEAR 2013 OPERATING BUDGET, FUND 203.

- a. Resolution Serial No. 13-018: A RESOLUTION APPROVING THE SCOPES OF WORK AND BUDGETS FOR PROJECT NO. 15031, OPERABLE FOREST LAND PLAN; PROJECT NO. 15036, MATANUSKA RIVER PARK MASTER PLAN IMPROVEMENTS; AND AMENDING THE BUDGETS FOR PROJECT NO. 15040, RABBIT SLOUGH ACCESS/PARKING PROJECT; PROJECT NO. 15040, COTTONWOOD CREEK ACCESS AND PARKING PROJECT; AND PROJECT NO. 35187, HATCHER PASS TRANSIT FACILITY AND BUS ACCOMMODATIONS.

(1) IM No. 13-004

2. Ordinance Serial No. 13-027: AN ORDINANCE APPROVING THE ACCEPTANCE AND APPROPRIATION OF FISCAL YEAR 2013 COMMUNITY REVENUE SHARING PROGRAM FUNDS IN THE AMOUNT OF \$629,200 TO FUND 475, PROJECT NO. 47033.
  - a. Resolution Serial No. 13-019: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE FISCAL YEAR 2013 COMMUNITY REVENUE SHARING PROGRAM, PROJECT NO. 47033.
    - (1) IM No. 13-038
  
3. Ordinance Serial No. 13-028: AN ORDINANCE EXTENDING THE TIME LIMIT FOR COMPLETION OF BOROUGH CAPITAL PROJECTS INCLUDING UNITED STATES FISH AND WILDLIFE SERVICE PROJECT MANAGEMENT, PROJECT NO. 30093; MEADOW LAKES AREA AND SETTLER'S BAY ROAD CULVERT REPLACEMENT PROJECT NO. 30112; AND FISH PASSAGE IMPROVEMENTS, PROJECT NO. 30114.
  - a. IM No. 13-039
  
4. Ordinance Serial No. 13-029: AN ORDINANCE AUTHORIZING THE BOROUGH TO ISSUE AREAWIDE GENERAL OBLIGATION BONDS, IN ONE OR MORE SERIES, TO FINANCE THE ACQUISITION, DESIGN, CONSTRUCTION, MAJOR RENOVATION, AND RENEWAL OF EDUCATIONAL CAPITAL IMPROVEMENT PROJECTS AND RELATED CAPITAL IMPROVEMENTS IN THE BOROUGH; FIXING CERTAIN DETAILS OF SAID BONDS; AND AUTHORIZING THEIR SALE.
  - a. IM No. 13-041
  
5. Ordinance Serial No. 13-030: AN ORDINANCE ACCEPTING AND APPROPRIATING \$3,000 FROM THE HUMANE SOCIETY OF THE UNITED STATES FOR A WORLD SPAY DAY 2013 SPAY/NEUTER EVENT FOR LOW-INCOME RESIDENTS, PROJECT NO. 47034.
  - a. Resolution Serial No. 13-020: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 47034, TO ALLOW A SPAY/NEUTER EVENT FOR LOW-INCOME RESIDENTS THROUGH A GRANT FROM THE HUMANE SOCIETY OF THE UNITED STATES.
    - (1) IM No. 13-042

6. Ordinance Serial No. 13-031: AN ORDINANCE AMENDING MSB 5.25.142, TO ANNEX PROPERTY LOCATED IN THE SMITH STREET/HERMANN AVENUE AREA INTO THE GREATER PALMER CONSOLIDATED FIRE SERVICE AREA NO. 132.
  - a. Resolution Serial No. 13-021: A RESOLUTION FINDING THE ANNEXATION OF PROPERTIES LOCATED IN THE SMITH STREET/HERMANN AVENUE AREA INTO THE GREATER PALMER CONSOLIDATED FIRE SERVICE AREA NO. 132 SERVES THE PUBLIC INTEREST WITHOUT THE PLACEMENT OF THE QUESTION ON THE BALLOT. *(Sponsored by Assemblymember Keogh)*
    - (1) IM No. 13-045

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

C. OTHER NEW BUSINESS

D. REFERRALS (For referral to the Planning Commission for 90 days or other date specified by the Assembly)

XI. RECONSIDERATION

- A. Resolution Serial No. 13-009: A RESOLUTION ESTABLISHING A TEMPORARY COMMISSION TO REVIEW AND RECOMMEND MSB ENERGY POLICY AND POTENTIAL CHANGES OR REPEAL OF MSB 8.32. *(Reconsideration filed by Assemblymember Keogh on January 16, 2013)*
  1. IM No. 13-035

XII. MAYOR, ASSEMBLY, AND STAFF COMMENTS

XIII. EXECUTIVE SESSION

XIV. ADJOURNMENT

**Disabled persons needing reasonable accommodation in order to participate at an Assembly meeting should contact the Borough ADA Coordinator at 746-7432 at least one week in advance of the meeting.**