

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

BOROUGH MAYOR

Timothy L. Anderson

BOROUGH CLERK

Sandra A. Dillon

BOROUGH MANAGER

John Duffy

BOROUGH ATTORNEY

Michael Gatti



BOROUGH ASSEMBLY

J. Bruce Bush, District 1

Sara Jansen, District 2

Talis J. Colberg, District 3

Dan Kelly, District 4

Jody Simpson, District 5

Jim Colver, District 6

Kelly Lankford Ladere, District

7

TENTATIVE ASSEMBLY AGENDA

ASSEMBLY CHAMBERS

350 E. DAHLIA AVENUE, PALMER

REGULAR MEETING 6 P.M.

TUESDAY, AUGUST 6, 2002

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

A. Regular Assembly Meeting: July 16, 2002

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities
2. Matanuska-Susitna Borough School District

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues
2. Intergovernmental Liaison Committee
3. Regional Transportation Steering Committee/Planning Organization

C. MANAGER COMMENTS

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Animal Care and Regulation Board: 06/10/02
 - b. Greater Talkeetna Road Service Area No. 29: 06/12/02
 - c. Knik Road Service Area No. 17: 06/30/02

- d. Midway Road Service Area No. 9: 07/18/02
- e. Parks, Recreation, and Trails Advisory Board: 07/23/02
- f. Planning Commission: 06/24/02, 06/26/02, 07/01/02, 07/08/02, 07/15/02

2. Community Council Correspondence:

- a. South Kink River Community Council: 05/18/02, 07/20/02

G. INFORMATIONAL MEMORANDUMS

- 1. IM No. 02-204: EMERGENCY CONTRACT FOR SLOPE PROTECTION ON THE HATCHER PASS SKI AREA ACCESS ROAD.

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. 02-109: AN ORDINANCE AUTHORIZING THE MATANUSKA-SUSITNA BOROUGH TO ISSUE GENERAL OBLIGATION BONDS IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$6,200,000 TO FINANCE THE DESIGN, ACQUISITION, AND CONSTRUCTION OF PARK AND RECREATIONAL FACILITY CAPITAL IMPROVEMENTS IN THE BOROUGH, INCLUDING \$1,000,000 FOR PART OF THE COST OF AN ICE ARENA IN PALMER; \$4,000,000 FOR HATCHER PASS INFRASTRUCTURE; AND \$1,000,000 FOR KNIK, BIG LAKE, AND SUSITNA VALLEY TRAILS, AND TO PROVIDE FOR THE COSTS OF THE ISSUANCE OF SUCH BONDS; AND TO SUBMIT THE QUESTION OF THE ISSUANCE OF SUCH BONDS TO THE QUALIFIED VOTERS OF THE BOROUGH AT THE OCTOBER 1, 2002, ELECTION. (Sponsor: Assemblymember Colver)
 - a. IM No. 02-176
- 2. Ordinance Serial No. 02-098: AN ORDINANCE PROVIDING FOR THE DELEGATION OF PARKS AND RECREATIONAL POWERS TO A CITY; DELEGATING SUCH POWERS TO THE CITY OF PALMER FOR CERTAIN PARKS AND RECREATIONAL ACTIVITIES WITHIN ITS BOUNDARIES; ADOPTING MSB 1.10.121, DELEGATION OF A PORTION OF PARKS AND RECREATIONAL POWERS TO THE CITY OF PALMER; AND MSB 1.10.124, RELINQUISHMENT OF PARKS AND RECREATIONAL POWERS BY THE CITY OF PALMER.
 - a. IM No. 02-070
- 3. Ordinance Serial No. 02-099: AN ORDINANCE APPROPRIATING \$426,050 FROM THE SERIES B, GENERAL OBLIGATION PARKS, RECREATION, AND TRAILS BONDS TO FUND 440, PARKS, RECREATION, AND TRAILS PROJECTS, PROJECT 15023; FOR IMPROVEMENTS AND UPGRADES TO PALMER BALL FIELDS; AND AUTHORIZING THE MANAGER TO ENTER INTO A GRANT AGREEMENT WITH THE CITY OF PALMER FOR UTILIZING THESE FUNDS FOR THE IMPROVEMENTS AND UPGRADES.
 - a. IM No. 02-071
- 4. Ordinance Serial No. 02-100: AN ORDINANCE AMENDING MSB 5.25.142(A) AND PLACING ON THE BALLOT OF THE OCTOBER 1, 2002, REGULAR ELECTION THE ANNEXATION OF CERTAIN PROPERTIES IN

THE WOLVERINE ROAD/LAKE AREA TO THE GREATER PALMER
CONSOLIDATED FIRE SERVICE AREA NO. 132.

a. IM No. 02-145

5. Ordinance Serial No. 02-101: AN ORDINANCE AMENDING MSB 5.25.044(A) AND PLACING ON THE BALLOT OF THE OCTOBER 1, 2002, REGULAR ELECTION THE ANNEXATION OF CERTAIN PROPERTIES IN AND AROUND ROLLING ACRES SUBDIVISION AND CERTAIN PROPERTIES IN AND AROUND THE MISSION HILLS SUBDIVISION INTO THE MEADOW LAKES ROAD SERVICE AREA NO. 27.

a. IM No. 02-146

6. Ordinance Serial No. 02-102: AN ORDINANCE AMENDING THE LAND MANAGEMENT POLICIES AND PROCEDURES MANUAL FOR PUBLIC NOTICES.

a. IM No. 02-147

7. Ordinance Serial No. 02-103: AN ORDINANCE ADOPTING TITLE 26, ECONOMIC DEVELOPMENT AND REPEALING MSB 3.15.035(E). (Sponsor: Assemblymember Jansen)

a. IM No. 02-160

8. Ordinance Serial No. 02-104: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$10,000 GRANT TO FUND 480, PROJECT 20322, FROM THE NATIONAL FISH AND WILDLIFE FOUNDATION FOR CONTINUED STREAM BANK RESTORATION AT WILLOW CREEK.

a. Resolution Serial No. 02-059: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR CONTINUING A STREAM BANK RESTORATION PROJECT ALONG WILLOW CREEK.

(1) IM No. 02-163

9. Ordinance Serial No. 02-105: AN ORDINANCE ACCEPTING AND APPROPRIATING \$37,000 FROM ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION TO FUND 480, PROJECT NO. 20307, FOR THE MATANUSKA-SUSITNA VOLUNTEER WATER QUALITY MONITORING PROGRAM

a. Resolution Serial No. 02-060: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE MATANUSKA-SUSITNA VOLUNTEER WATER QUALITY MONITORING PROGRAM, PROJECT NO. 20307, AS FUNDED BY THE ALASKA STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION.

(1) IM No. 02-168

10. Ordinance Serial No. 02-106: AN ORDINANCE ACCEPTING AND APPROPRIATING \$7,000 FROM SUMMIT ALASKA INC. TO THE AREAWIDE FUND, FUND 100, CULTURAL RESOURCES FISCAL YEAR 2003 OPERATING BUDGET, FOR THE PURPOSE OF HIRING A SITE SUPERVISOR AND AN ASSISTANT TO CONDUCT KNIK TOWNSITE ARCHEOLOGICAL EXCAVATIONS AND LABORATORY WORK TAKING PLACE WITHIN SUMMIT ALASKA INC. PROPERTY FOR THE 2002 SUMMER FIELD SEASON.

a. IM No. 02-169

11. Ordinance Serial No. 02-107: AN ORDINANCE ADOPTING MSB 19.08.023

ESTABLISHING A SITE APPROVAL PROCESS FOR LEASE OF CHARTER SCHOOL FACILITIES.

a. IM No. 02-171

12. Ordinance Serial No. 02-108: AN ORDINANCE ACCEPTING AND APPROPRIATING \$15,360 FROM THE CITY OF WASILLA TO FUND 410, ROAD SERVICE AREA CAPITAL PROJECT NO. 35229, FOR PAVING TAMARAK AVENUE.

a. Resolution Serial No. 02-061: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE TAMARAK AVENUE PAVING PROJECT.

(1) IM No. 02-172

13. Ordinance Serial No. 02-110: AN ORDINANCE ACCEPTING AND APPROPRIATING \$50,000 FROM THE UNITED STATES DEPARTMENT OF THE INTERIOR, FISH AND WILDLIFE SERVICE, TO FUND 410, PROJECT NO. 30079, FOR THE SITZE ROAD BRIDGE.

a. IM No. 02-177

14. Ordinance Serial No. 02-111: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$44,000 TO FISCAL YEAR 2003 OPERATING BUDGET, FUND 200, ANIMAL CARE AND REGULATION DIVISION, FOR THE PURPOSE OF OPERATING THE CREMATORY.

a. Resolution Serial No. 02-062: A RESOLUTION ESTABLISHING A FEE SCHEDULE FOR THE ANIMAL CARE AND REGULATION DIVISION CREMATORY.

(1) IM No. 02-179

15. Ordinance Serial No. 02-112: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$35,000 FROM THE BIG LAKE FIRE SERVICE AREA OPERATING BUDGET FUND 256, TO THE FIRE SERVICE CAPITAL PROJECT FUND 405, PROJECT 10054, FOR COMPLETION OF THE HORSESHOE LAKE FIRE STATION 82.

a. IM No. 02-180

16. Ordinance Serial No. 02-113: AN ORDINANCE ACCEPTING AND APPROPRIATING \$5,400 FROM THE UNITED STATES DEPARTMENT OF THE INTERIOR, FISH AND WILDLIFE SERVICE, TO FUND 410, PROJECT NO. 30075, SAWYER CREEK BRIDGE.

a. Resolution Serial No. 02-063: A RESOLUTION APPROVING A REVISED SCOPE OF WORK AND BUDGET FOR SAWYER CREEK BRIDGE.

(1) IM No. 02-183

17. Ordinance Serial No. 02-114: AN ORDINANCE APPROPRIATING \$60,000 FROM FUND 276 FUND BALANCE, TO FUND 410, FOR PAVING IN WILLOW ROAD SERVICE AREA NO. 20.

a. IM No. 02-185

C. AUDIENCE PARTICIPATION (Three minutes per person.)

VIII. UNFINISHED BUSINESS

IX. NEW BUSINESS

A. INTRODUCTION (For public hearing - 08/20/02, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 02-129: AN ORDINANCE AUTHORIZING THE SALE AND RECLASSIFYING AS "AGRICULTURAL LANDS" FOUR PARCELS PREVIOUSLY CLASSIFIED "AGRICULTURAL LANDS" UNDER MSB TITLE 13.
 - a. IM No. 02-186
2. Ordinance Serial No. 02-130: AN ORDINANCE CLASSIFYING AS "GENERAL PURPOSE LANDS" AND APPROVING THE SALE OF A TRACT OF LAND IN THE WILLOW AREA NEAR LI'L HONEYBEE LAKE. (MSB003355)
 - a. IM No. 02-187
3. Ordinance Serial No. 02-131: AN ORDINANCE CLASSIFYING 18 PARCELS OF LAND LOCATED THROUGHOUT THE BOROUGH AND APPROVING THOSE LANDS FOR SALE.
 - a. IM No. 02-188
4. Ordinance Serial No. 02-132: AN ORDINANCE CLASSIFYING AS "GENERAL PURPOSE LANDS" AND "PUBLIC RECREATION LANDS" TWO TRACTS OF LAND IN THE WILLOW AREA NEAR BOOT LAKE APPROVING ONE TRACT FOR SALE. (MSB003356)
 - a. IM No. 02-189
5. Ordinance Serial No. 02-133: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$25,000 GRANT FROM THE UNITED STATES DEPARTMENT OF INTERIOR, FISH AND WILDLIFE SERVICE TO FUND 440, PROJECT NO. 45117, FOR CONSTRUCTING A BOARDWALK, VIEWING PLATFORMS, EDUCATIONAL/INFORMATIONAL KIOSKS, AND FOREST REHABILITATION WORK ON BOROUGH-OWNED PROPERTY AT JORDAN LAKE NEAR THE NEW BIG LAKE LIBRARY (T17N, R3W, SEWARD MERIDIAN, ALASKA, TAX PARCELS C8 AND C9).
 - a. IM No. 02-202
6. Ordinance Serial No. 02-134: AN ORDINANCE ACCEPTING AND APPROPRIATING \$15,000 FROM THE UNITED STATES DEPARTMENT OF THE INTERIOR, FISH AND WILDLIFE SERVICE, TO FUND 410, PROJECT NO. 30078, SETTLEMENT AVENUE DRAINAGE, UPGRADE, AND CULVERT RESTORATION.
 - a. Resolution Serial No. 02-071: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE SETTLEMENT AVENUE DRAINAGE, UPGRADE, AND CULVERT RESTORATION, PROJECT NO. 30078.
 - (1) IM No. 02-203
7. Ordinance Serial No. 02-135: AN ORDINANCE ACCEPTING AND APPROPRIATING \$25,000 FROM THE UNITED STATES DEPARTMENT OF THE INTERIOR, FISH AND WILDLIFE SERVICE, TO FUND 410, PROJECT NO. 30080, LUPINE LANE CULVERT RESTORATION.
 - a. Resolution Serial No. 02-072: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE LUPINE LANE CULVERT RESTORATION, PROJECT NO. 30080 AND

AUTHORIZING THE MANAGER TO ENTER INTO A GRANT AGREEMENT WITH THE UNITED STATES DEPARTMENT OF THE INTERIOR, FISH AND WILDLIFE SERVICE.

(1) IM No. 02-205

8. Ordinance Serial No. 02-136: AN ORDINANCE ACCEPTING AND APPROPRIATING \$15,000 FROM THE UNITED STATES DEPARTMENT OF THE INTERIOR, FISH AND WILDLIFE SERVICE, TO FUND 410, PROJECT NO. 30081, CARDIFF ROAD CULVERT RESTORATION.

a. Resolution Serial No. 02-073: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE CARDIFF ROAD CULVERT RESTORATION PROJECT, PROJECT NO. 30081, AND AUTHORIZING THE MANAGER TO ENTER INTO A GRANT AGREEMENT WITH THE UNITED STATES DEPARTMENT OF THE INTERIOR, FISH AND WILDLIFE SERVICE.

(1) IM No. 02-206

9. Ordinance Serial No. 02-137: AN ORDINANCE ACCEPTING AND APPROPRIATING \$70,000 FROM THE ALASKA STATE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT, TO FUND 440, PROJECT NO. 15009, BRETT MEMORIAL ICE ARENA EXPANSION AND UPGRADE.

a. Resolution Serial No. 02-074: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE BRETT MEMORIAL ICE ARENA EXPANSION AND UPGRADE PROJECT, PROJECT NO. 15009.

(1) IM No. 02-211

10. Ordinance Serial No. 02-138: AN ORDINANCE ESTABLISHING A TAX ON A NATURAL RESOURCE WHENEVER THE NATURAL RESOURCE IS SEVERED FROM PROPERTY WITHIN THE MATANUSKA-SUSITNA BOROUGH AND PROVIDING FOR PENALTIES FOR FAILURE TO PAY TAXES DUE BY ADOPTING MSB 3.55 NATURAL RESOURCE DEPLETION TAX.

a. IM No. 02-212

B. CONSENT AGENDA

1. RESOLUTIONS

a. Resolution Serial No. 02-075: A RESOLUTION APPROVING AN AMENDED SCOPE OF WORK AND BUDGET FOR THE MEADOW LAKES PUBLIC SAFETY SUBSTATION BUILDING PROJECT.

(1) IM No. 02-192

b. Resolution Serial No. 02-076: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE SKWENTNA SOLID WASTE FACILITY, PROJECT NO. 25030.

(1) IM No. 02-193

c. Resolution Serial No. 02-077: A RESOLUTION ESTABLISHING FEES FOR PARK AND RECREATIONAL FACILITIES.

(1) IM No. 02-194

d. Resolution Serial No. 02-078: A RESOLUTION APPROVING THE

REVISED SCOPE OF WORK AND BUDGET FOR THE SCHOOL DISTRICT RENEWAL AND RENOVATION PROJECTS.

(1) IM No. 02-195

(2) AM No. 02-124: CHANGE ORDER TO WILDER CONSTRUCTION COMPANY IN THE AMOUNT OF \$75,000 FOR THE 2002 ROADS PAVING PROJECT TO ADD THE PAVING OF THE GLACIER VIEW SCHOOL ACCESS ROAD AND PARKING AREA.

e. Resolution Serial No. 02-079: A RESOLUTION SUPPORTING PARTICIPATION IN THE REGIONAL TRANSPORTATION PLANNING ORGANIZATION.

(1) IM No. 02-209

2. ACTION MEMORANDUMS

a. AM No. 02-132: VACATION OF THAT PORTION OF EAST GARDNER WAY THAT IS MORE THAN 50 FEET FROM THE NORTH EDGE OF BOGARD ROAD RIGHT-OF-WAY ALONG THE SOUTH SIDE OF LOT 1A, BLOCK 2, ELSINORE VILLAGE SUBDIVISION, LOCATED WITHIN SECTION 02, TOWNSHIP 17 NORTH, RANGE 1 WEST, SEWARD MERIDIAN, ALASKA.

b. AM No. 02-133: VACATION OF THE 15-FOOT UTILITY EASEMENT ADJACENT TO SOUTH BALD EAGLE WAY AND EAST GOSHAWK WAY IN THE EAGLE'S NEST AT KASHWITNA ADDITION NO. 3, LOCATED WITHIN SECTION 25, TOWNSHIP 22 NORTH, RANGE 4 WEST, SEWARD MERIDIAN, ALASKA, LOCATED IN THE "Y" COMMUNITY COUNCIL AREA.

c. AM No. 02-134: VACATION OF THE 10-FOOT NON-MOTORIZED TRAIL EASEMENT ADJACENT TO SOUTH BALD EAGLE WAY AND EAST GOSHAWK WAY IN EAGLE'S NEST AT KASHWITNA ADDITION NO. 3, LOCATED WITHIN SECTION 25, TOWNSHIP 22 NORTH, RANGE 4 WEST, SEWARD MERIDIAN, ALASKA, LOCATED IN THE "Y" COMMUNITY COUNCIL AREA.

d. AM No. 02-135: VACATION OF THE 10-FOOT UTILITY EASEMENT ALONG THE SOUTH SIDE OF LOT 1A, BLOCK 2, ELSINORE VILLAGE SUBDIVISION, LOCATED WITHIN SECTION 02, TOWNSHIP 17 NORTH, RANGE 1 WEST, SEWARD MERIDIAN, ALASKA.

e. AM No. 02-137: WASILLA HIGH SCHOOL REMODEL CHANGE ORDER APPROVAL TO JANSSEN CONTRACTING COMPANY, INC. IN THE AMOUNT OF \$115,755.58.

f. AM No. 02-144: AWARD OF PROPOSAL NO. 02-172 TO AMC ENGINEERS FOR AN AMOUNT NOT TO EXCEED \$74,456; DISTRICTWIDE COMPUTER TECHNOLOGY UPGRADES, MATANUSKA-SUSITNA BOROUGH SCHOOLS PROJECT NO. 40139.

g. AM No. 02-145: AWARD OF PROPOSAL NO. 02-110 TO HDR ALASKA, INC. FOR AN AMOUNT NOT TO EXCEED \$205,590; ENVIRONMENTAL ASSESSMENT OF THE FERRY AND DEEP-WATER PASSENGER DOCK PORT OF ANCHORAGE AND PORT

MACKENZIE.

- h. AM No. 02-146: CHANGE ORDER TO DOWL ENGINEERS IN THE AMOUNT OF \$14,920 FOR ADDITIONAL DESIGN SERVICES REQUIRED FOR THE INFILTRATION GALLERY AT HATCHER PASS SKI AREA.
- i. AM No. 02-147: AWARD OF PROPOSAL NO. 02-207 TO E-TERRA, LLC, FOR AN AMOUNT NOT TO EXCEED \$38,200; ENTERPRISE PLAN FOR DATABASE DEVELOPMENT.
- j. AM No. 02-148: AWARD OF PROPOSAL NO. 02-161 TO TRYCK NYMAN HAYES, INC. FOR AN AMOUNT NOT TO EXCEED \$793,415; DESIGN AND PRELIMINARY ENGINEERING FERRY LANDINGS, TERMINAL BUILDINGS AND PARKING LOTS.
- k. AM No. 02-149: AWARD OF PROPOSAL NO. 02-108 TO TRYCK NYMAN HAYES, INC. FOR AN AMOUNT NOT TO EXCEED \$203,443; FERRY SYSTEM FEASIBILITY STUDY.
- l. AM No. 02-150: AWARD OF BID NO. 03-009 TO MILLER SERVICES, INC. IN THE AMOUNT OF \$26,729; SURFACE SEAL, REPAIR, AND STRIPE PARKING LOTS.
- m. AM No. 02-151: AWARD OF BID NO. 03-013 TO CAR KILLER FOR AN AMOUNT NOT TO EXCEED \$24,270; JUNK VEHICLE REMOVAL SERVICES, 2002 CLEAN UP.

C. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

D. OTHER NEW BUSINESS

X. RECONSIDERATION

XI. VETO

XII. EXECUTIVE SESSION

XIII. MAYOR AND ASSEMBLY COMMENTS

XIV. ADJOURNMENT