

MATANUSKA-SUSITNA BOROUGH

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

BOROUGH MAYOR

Curtis D. Menard

BOROUGH CLERK

Lonnie R. McKechnie, CMC

BOROUGH MANAGER

John Duffy

BOROUGH ATTORNEY

Nicholas Spiropoulos



BOROUGH ASSEMBLY

Lynne Woods, District 1
Pete Houston, District 2
Michelle R. Church, District 3
Mark Ewing, District 4
Cindy L. Bettine, District 5
Robert F. Wells, District 6
Tom Kluberton, District 7

ASSEMBLY AGENDA

**ASSEMBLY CHAMBERS
350 E. DAHLIA AVENUE, PALMER**

REGULAR MEETING

6 P.M.

TUESDAY, FEBRUARY 17, 2009

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

A. Special Assembly Meeting: 01/20/09

B. Regular Assembly Meeting: 01/20/09

C. Regular Assembly Meeting: 02/03/09

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities
2. Matanuska-Susitna Borough School District
3. Mat-Su Convention and Visitors Bureau - Ms. Karen Harris

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues
2. Assembly Public Relations

C. MANAGER COMMENTS

1. State/Federal Legislation

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Animal Care and Regulation Board: 09/29/08, 11/17/08, 12/08/08, 01/12/09
 - b. Big Lake, Meadow Lakes, and Wasilla-Lakes Fire Service Area Joint Board of Supervisors: 10/13/08
 - c. Citizens Advisory Committee on the Goose Creek Correctional Facility: 12/03/08
 - d. Emergency Medical Services Board: 10/01/08
 - e. Local Emergency Planning Committee: 11/19/08
 - f. Platting Board: 12/18/08
2. Community Council Correspondence:
 - a. Chickaloon Community Council: 11/12/08
 - b. Glacier View Community Council: 09/23/08
 - c. North Lakes Community Council: 10/28/08
 - d. Trapper Creek Community Council: 12/18/08

G. INFORMATIONAL MEMORANDUMS

1. IM No. 09-048: AN INFORMATIONAL MEMORANDUM PROVIDING THE MONTHLY REPORTING OF AMENDED CONTRACTS AND NEW AWARDS UNDER \$100,000, ALONG WITH SOLE SOURCE PROCUREMENTS, FOR THE PERIOD OF JANUARY 1, 2009, TO JANUARY 31, 2009

VII. SPECIAL ORDERS (to begin at 7 p.m.)

- 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. 09-017: AN ORDINANCE ACCEPTING AND APPROPRIATING \$3,000,000 FROM THE UNITED STATES DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT ADMINISTRATION, FOR CONSTRUCTION OF A NEW REGIONAL RESOURCE RECOVERY AND TRAINING FACILITY, FUND 480, PROJECT NO. 47013.
 - a. Resolution Serial No. 09-011: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE CONSTRUCTION OF A NEW REGIONAL RESOURCE RECOVERY AND TRAINING FACILITY, PROJECT NO. 47013.
 - (1) IM No. 09-020
2. Ordinance Serial No. 09-018: AN ORDINANCE ACCEPTING AND APPROPRIATING \$100,000 FROM THE UNITED STATES FISH AND WILDLIFE SERVICE FOR THE BRYANT ROAD AT ANNA LAKE FISH PASSAGE IMPROVEMENT PROJECT, PROJECT NO. 30100, FUND 410.
 - a. Resolution Serial No. 09-012: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE BRYANT ROAD AT ANNA LAKE FISH PASSAGE IMPROVEMENT PROJECT, PROJECT NO. 30100.
 - (1) IM No. 09-025
3. Ordinance Serial No. 09-019: AN ORDINANCE ACCEPTING AND APPROPRIATING \$100,000 FROM THE UNITED STATES FISH AND WILDLIFE SERVICE FOR THE WASILLA CREEK AT GRANTHAM DRIVE FISH PASSAGE IMPROVEMENT PROJECT, PROJECT NO. 30101, FUND 410.
 - a. Resolution Serial No. 09-013: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE WASILLA CREEK AT GRANTHAM DRIVE FISH PASSAGE IMPROVEMENT PROJECT, PROJECT NO. 30101.
 - (1) IM No. 09-026
4. Ordinance Serial No. 09-020: AN ORDINANCE ACCEPTING AND APPROPRIATING \$50,000 FROM THE UNITED STATES FISH AND WILDLIFE SERVICE FOR THE LITTLE MEADOW CREEK AT WEST KAREN STREET FISH PASSAGE IMPROVEMENT PROJECT, PROJECT NO. 30085, FUND 410.

- a. Resolution Serial No. 09-014: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE LITTLE MEADOW CREEK AT WEST KAREN STREET FISH PASSAGE IMPROVEMENT PROJECT, PROJECT NO. 30085.
(1) IM No. 09-027
- 5. Ordinance Serial No. 09-021: AN ORDINANCE ACCEPTING AND APPROPRIATING \$50,000 FROM THE UNITED STATES FISH AND WILDLIFE SERVICE FOR THE WASILLA CREEK AT WELTIN WAY FISH PASSAGE IMPROVEMENT PROJECT, PROJECT NO. 30101, FUND 410.
 - a. Resolution Serial No. 09-015: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE WASILLA CREEK AT WELTIN WAY FISH PASSAGE IMPROVEMENT PROJECT, PROJECT NO. 30101.
(1) IM No. 09-028
- 6. Ordinance Serial No. 09-022: AN ORDINANCE AMENDING MSB 1.50.040, EXEMPTION OF PUBLIC RECORDS, TO INCLUDE THE EXEMPTION OF HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT (HIPAA) INFORMATION AND TO CHANGE THE LOCATION OF “CONFIDENTIAL” INFORMATION.
 - a. IM No. 09-030
- 7. Ordinance Serial No. 09-023: AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF \$1,107.50 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT, TO FUND 425, PROJECT NO. 45158.
 - a. Resolution Serial No. 09-016: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT, PROJECT NO. 45158, TO ALLOW FOR THE PAYMENT FOR INSTALLATION OF A TALKEETNA DOCKING STATION FOR THE MOBILE COMMAND/COMMUNICATIONS VAN (FIELD COMM. I).
(1) IM No. 09-037
- 8. Ordinance Serial No. 09-024: AN ORDINANCE AMENDING MSB 15.39.130, NOTICE OF APPEALS; FORM, TO CHANGE THE APPEAL FEE.

- a. IM No. 09-038
- 9. Ordinance Serial No. 09-025: AN ORDINANCE AMENDING MSB 2.12 AND MSB 15.04 TO PROVIDE AN UPDATED MECHANISM FOR PLANNING COMMISSION REVIEW OF ORDINANCES RELATED TO PLANNING.
(Sponsored by: Mayor Menard)
 - a. IM No. 09-041
- 10. Resolution Serial No. 09-022: A RESOLUTION ADOPTING THE MAT-SU COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY 2008 UPDATE.
 - a. IM No. 09-045
- C. AUDIENCE PARTICIPATION (Three minutes per person.)
- D. CONSENT AGENDA¹
 - 1. RESOLUTIONS
 - a. Resolution Serial No. 09-017: A RESOLUTION APPROVING THE AMENDED SCOPE OF WORK FOR THE FISCAL YEAR 2007 DESIGNATED LEGISLATIVE GRANT FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, FOR THE BOROUGHWIDE ROAD UPGRADE PROJECTS TO INCLUDE GRAVEL OVERLAYS TO VARIOUS ROADS WITHIN ROAD SERVICE AREA NO. 23, PROJECT NO. 30044.
(1) IM No. 09-034
 - b. Resolution Serial No. 09-018: A RESOLUTION APPROVING A LOAN FROM THE FIRE SERVICE AREA REVOLVING LOAN FUND, FUND 605, IN THE AMOUNT OF \$25,000, TO THE CASWELL LAKES FIRE SERVICE AREA NO. 135, FUND 248, TO PROVIDE THE FUNDS NECESSARY FOR FISCAL YEAR 2009 OPERATIONS.
(1) IM No. 09-042

¹ Resolution Serial Nos. 09-017 and 09-019 and AM No. 09-009 were pulled from the consent agenda and addressed separately.

- d. Resolution Serial No. 09-019: A RESOLUTION SUPPORTING THE NEED TO HIGHLIGHT BOROUGH PRIORITIES TO STATE AND FEDERAL LEGISLATORS.
(Sponsored by: Assemblymember Bettine)
(1) IM No. 09-050
- e. Resolution Serial No. 09-020: A RESOLUTION REQUESTING THAT THE STATE LEGISLATURE AND ADMINISTRATION ADOPT A FULLY FUNDED CAPITAL BUDGET IN ADDITION TO ACCEPTING AND APPROPRIATING FEDERAL ECONOMIC STIMULUS PROJECT AND PROGRAM FUNDS.
(1) IM No. 09-051

2. ASSEMBLY MEMORANDUMS

- a. AM No. 09-009: APPROVAL OF TOURISM INFRASTRUCTURE (BED TAX) ALLOCATION BREAKDOWN OF FUNDS RECEIVED BY THE END OF FISCAL YEAR 2009 AND AUTHORIZATION TO PROCEED WITH THE TOURISM INFRASTRUCTURE GRANT PROGRAM.
- b. AM No. 09-014: VACATION OF A PORTION OF EAST SKYHAWK CIRCLE CUL-DE-SAC WITHIN AERO SUBDIVISION ON WOLF LAKE, PHASE IV, PLAT NO. 93-82, LOCATED WITHIN SECTION 21, TOWNSHIP 18 NORTH, RANGE 1 EAST, SEWARD MERIDIAN, ALASKA.
- c. AM NO. 09-015: AUTHORIZING THE MANAGER TO ENTER INTO THE 2009 COOPERATIVE AGREEMENT WITH THE ALASKA STATE DEPARTMENT OF NATURAL RESOURCES, DIVISION OF FORESTRY, FOR WILDFIRE FUEL REDUCTION IN AN AMOUNT NOT TO EXCEED \$200,000 THROUGH DECEMBER 31, 2009.

VIII. UNFINISHED BUSINESS

IX. NEW BUSINESS

- A. INTRODUCTION (For public hearing - 03/03/09, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 09-026: AN ORDINANCE AMENDING MSB 5.25.145, TO ADOPT A NAME CHANGE FROM LAKES FIRE SERVICE AREA TO WEST LAKES FIRE SERVICE AREA AND ADOPTING A NAME CHANGE FROM LAKES FIRE SERVICE AREA BOARD OF SUPERVISORS TO WEST LAKES FIRE SERVICE AREA BOARD OF SUPERVISORS.
 - a. IM No. 09-036
2. Ordinance Serial No. 09-027: AN ORDINANCE APPROVING AN APPROPRIATION OF \$80,000 FROM THE WEST LAKES FIRE SERVICE AREA NO. 136 FUND BALANCE, FUND 249 TO FUND 405, PROJECT NO. 45244, FOR THE PURCHASE OF A REPLACEMENT VEHICLE FOR SUPPORT 81 AND A DUTY OFFICER COMMAND VEHICLE.
 - b. Resolution Serial No. 09-021: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 45244, TO ALLOW FOR THE PURCHASE OF A REPLACEMENT VEHICLE FOR SUPPORT 81 AND A DUTY OFFICER COMMAND VEHICLE FOR THE WEST LAKES FIRE SERVICE AREA.
 - (1) IM No. 09-011
3. Ordinance Serial No. 09-028: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$170,000 FROM THE UNRESTRICTED NET ASSETS IN THE SOLID WASTE ENTERPRISE FUND, FUND 510, TO THE FISCAL YEAR 2009 CENTRAL LANDFILL DIVISION OPERATING BUDGET, FUND 510.
 - a. IM No. 09-046

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

C. OTHER NEW BUSINESS

X. RECONSIDERATION

XI. VETO

XII. EXECUTIVE SESSION

XIII. MAYOR AND ASSEMBLY COMMENTS

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.