

MATANUSKA-SUSITNA BOROUGH

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

BOROUGH MAYOR

Timothy L. Anderson

BOROUGH CLERK

Sandra A. Dillon, CMC

BOROUGH MANAGER

John Duffy

BOROUGH ATTORNEY

Teresa S. Williams



BOROUGH ASSEMBLY

J. Bruce Bush, District 1

Bill Allen, District 2

Talis J. Colberg, District 3

Mary Kvalheim, District 4

Jody Simpson, District 5

Jim Colver, District 6

Betty Vehrs, District 7

ASSEMBLY AGENDA

ASSEMBLY CHAMBERS

350 E. DAHLIA AVENUE, PALMER

REGULAR MEETING

6 P.M.

TUESDAY, MARCH 2, 2004

Teleconferenced to the Su-Valley High School Library

Mile 98.6 Parks Highway, Talkeetna, Alaska

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

A. Regular Assembly Meeting: February 17, 2004

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

2. Matanuska-Susitna Borough School District

3. Matanuska-Susitna Convention and Visitors Bureau –
Ms. Doreen Toller, Board of Directors President

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues
2. Regional Transportation Planning Organization

C. MANAGER COMMENTS

1. State/Federal Legislation

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Historical Preservation Commission: 12/19/03, 01/09/04
 - b. Planning Commission: 02/02/04
 - c. Platting Board: 01/15/04, 02/05/04
2. Community Council Correspondence:
 - a. North Lakes Community Council: 02/18/04
 - b. Trapper Creek Community Council: 02/18/04

G. INFORMATIONAL MEMORANDUMS

1. IM No. 04-070: AN INFORMATIONAL MEMORANDUM TO REPORT THE MANAGER'S WAIVER OF STANDARD PURCHASING REQUIREMENTS TO ALLOW FOR THE HIRING OF FORMER BOROUGH EMPLOYEE, DAVE CARROLL, IN THE AMOUNT NOT TO EXCEED \$47,790 FOR THE ASSISTANCE IN THE BOROUGH'S DEFENSE AGAINST WOLVERINE SUPPLY, INC.'S CLAIM FOR ADDITIONAL FUNDS IN THE HOUSTON HIGH SCHOOL CONSTRUCTION PROJECT.

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. 04-027: AN ORDINANCE ACCEPTING AND APPROPRIATING \$447,075 TO FUND 480, PROJECT NO. 20344, FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, TO STUDY THE FEASIBILITY OF AN AGRICULTURAL PROCESSING FACILITY.
 - a. Resolution Serial No. 04-028: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ECONOMIC DEVELOPMENT INITIATIVE GRANT TO STUDY THE FEASIBILITY OF AN AGRICULTURAL PROCESSING FACILITY, PROJECT NO. 20344, FUND 480.
 - (1) IM No. 04-041

2. Ordinance Serial No. 04-036: AN ORDINANCE APPROVING AN APPROPRIATION OF \$10,000 FROM THE MEADOW LAKES FIRE SERVICE AREA FUND BALANCE, FUND 257, TO PROJECT NO. 45123, FUND 405, TO PURCHASE PERSONAL PROTECTIVE EQUIPMENT.
 - a. Resolution Serial No. 04-031: A RESOLUTION SETTING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 45123, FUND 405, TO PURCHASE PERSONAL PROTECTIVE EQUIPMENT FOR THE MEADOW LAKES FIRE SERVICE AREA.
 - (1) IM No. 04-043

3. Ordinance Serial No. 04-037: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$68,540 FROM THE LAND MANAGEMENT FUND BALANCE TO THE FISCAL YEAR 2004 LAND MANAGEMENT OPERATING BUDGET 203-170-141 FOR THE PERFORMANCE BONDS REQUIRED TO ENTER INTO A SUBDIVISION AGREEMENT FOR THE CONSTRUCTION OF HASTEY ACRES ROAD.
 - a. IM 04-046

4. Ordinance Serial No. 04-038: AN ORDINANCE APPROPRIATING \$74,750 FROM THE LAND MANAGEMENT FUND BALANCE, FUND 203, AND REAPPROPRIATING \$75,000 FROM THE AREAWIDE PORT OPERATING BUDGET TO A NON-LAPSING, NON-CAPITAL PROJECT, PROJECT NO. 45005, FUND 480, FOR THE PORT MASTER PLAN REVIEW.

- a. Resolution Serial No. 04-032: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE PORT MASTER PLAN REVIEW.
 - (1) IM No. 04-052
 - (2) AM No. 04-035: AWARD OF PROPOSAL NO. 04-069 TO THE CORNELL GROUP, INC., IN AN AMOUNT NOT TO EXCEED \$149,750 FOR THE PORT MASTER PLAN UPDATE CONTRACT.

- 5. Ordinance Serial No. 04-039: AN ORDINANCE APPROPRIATING \$9,999,924 TO FUND 450, PORT/INFRASTRUCTURE CAPITAL PROJECTS, FOR THE PLANNING, DESIGNING, ACQUIRING PROPERTY FOR, EQUIPPING AND CONSTRUCTING CAPITAL IMPROVEMENTS FOR A DEEP DRAFT DOCK AND IMPROVEMENTS TO THE PORT MACKENZIE ROAD.
 - a. IM No. 04-053

- 6. Ordinance Serial No. 04-040: AN ORDINANCE APPROPRIATING \$22,583,904 TO FUND 400, SCHOOL PROJECTS, FOR THE ACQUISITION, CONSTRUCTION, INSTALLATION, AND MAJOR RENOVATION AND RENEWAL OF SCHOOL AND RELATED CAPITAL IMPROVEMENTS WITHIN THE BOROUGH.
 - a. Resolution Serial No. 04-033: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE 2004 SERIES A AND SERIES B GENERAL OBLIGATION SCHOOL BOND CONSTRUCTION PROJECTS.
 - (1) IM No. 04-054

- 7. Ordinance Serial No. 04-041: AN ORDINANCE FOR A SUPPLEMENTAL APPROPRIATION OF \$376,396 FROM THE AREAWIDE FUND BALANCE (FUND 100) TO THE FISCAL YEAR 2004 EDUCATING OPERATING BUDGET (FUND 204) FOR THE INCREASE IN STUDENT ENROLLMENT OVER PROJECTIONS.
 - a. IM No. 04-056

- 8. Ordinance Serial No. 04-042: AN ORDINANCE APPROPRIATING \$48,316 OF INTEREST EARNINGS ON THE 1998 SERIES A, GENERAL OBLIGATION SCHOOL BONDS TO FUND 400, SCHOOL CAPITAL PROJECTS, PROJECT NO. 40129 AND

\$35,135 INTEREST EARNINGS ON THE 1999 SERIES A, GENERAL OBLIGATION SCHOOL BONDS TO FUND 400, SCHOOL CAPITAL PROJECTS, PROJECT NO. 40133 TO ALLOW COMPLETION OF THE SELDON ROAD CHANNELIZATION PROJECT.

a. IM No. 04-057

9. Ordinance Serial No. 04-043: AN ORDINANCE APPROPRIATING \$500,000 FROM THE CAPITAL RESERVE (FUND 100) TO THE CITY OF PALMER ICE ARENA PROJECT (FUND 440).
(Sponsors: Assemblymembers Allen and Colver)

a. IM No. 04-061

C. AUDIENCE PARTICIPATION (Three minutes per person.)

VIII. UNFINISHED BUSINESS

- A. Resolution Serial No. 04-038: A RESOLUTION ESTABLISHING THE ASSEMBLY COMMITTEE ON EDUCATION TO CONSIDER METHODS OF ADEQUATELY FUNDING THE STATE'S EDUCATION SYSTEM.
(Postponed from 02/17/04, Motion pending)

1. IM No. 04-062

IX. NEW BUSINESS

- A. INTRODUCTION (For public hearing - 03/16/04, 7 p.m., Borough Assembly Chambers)

1. Resolution Serial No. 04-039: A RESOLUTION ADOPTING THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEAR 2004 TO FISCAL YEAR 2010.

a. IM No. 04-060

2. Ordinance Serial No. 04-044: AN ORDINANCE ADOPTING THE DESHKA RIVER RECREATION MANAGEMENT PLAN.

a. IM No. 04-063

3. Ordinance Serial No. 04-045: AN ORDINANCE ACCEPTING AND APPROPRIATING AN \$88,901 FEDERAL EMERGENCY MANAGEMENT AGENCY ASSISTANCE TO FIREFIGHTERS GRANT AND REQUESTING AN APPROPRIATION OF \$9,877 FROM THE WILLOW FIRE SERVICE AREA FUND BALANCE, FUND 258, TO PROJECT NO. 45094, FUND 405, TO PURCHASE

FIRE FIGHTING AND PERSONAL PROTECTIVE EQUIPMENT AND SUPPLIES.

a. Resolution Serial No. 04-040: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE FEDERAL EMERGENCY MANAGEMENT AGENCY ASSISTANCE TO FIREFIGHTERS GRANT FOR THE WILLOW FIRE SERVICE AREA, PROJECT NO. 45094, FUND 405, TO PURCHASE FIRE FIGHTING AND PERSONAL PROTECTIVE EQUIPMENT AND SUPPLIES.

(1) IM No. 04-064

4. Ordinance Serial No. 04-046: AN ORDINANCE REAPPROPRIATING \$6,000 FROM THE FISCAL YEAR 2004 AREAWIDE RECORDS DIVISION OPERATING BUDGET (100-100-106) TO FUND 480, PROJECT NO. 45124, TO CONTINUE PHASE II OF THE ASSESSMENT AND AUDIT OF THE BOROUGHWIDE RECORDS MANAGEMENT PRACTICES.

a. Resolution Serial No. 04-041: A RESOLUTION APPROVING THE AMENDED SCOPE OF WORK AND BUDGET FOR THE ASSESSMENT AND AUDIT OF THE BOROUGHWIDE RECORDS MANAGEMENT PRACTICES.

(1) IM No. 04-068

5. Ordinance Serial No. 04-048: AN ORDINANCE AMENDING MSB 3.04.095 TO ESTABLISH A RESERVE WITHIN THE GENERAL FUND FOR MAJOR REPAIR AND RENOVATION.

a. AM No. 04-042: ESTABLISHING A RESERVE FOR MAJOR REPAIRS AND RENOVATION AND ESTABLISHING THE CRITERIA FOR QUALIFICATION OF SUCH PROJECTS.

(Sponsors: Assemblymembers Allen and Colver)

B. INTRODUCTION (For public hearing - 04/06/04, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 04-028: AN ORDINANCE CREATING BARRA LOOP ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 390, 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. 04-042

2. Ordinance Serial No. 04-029: AN ORDINANCE CREATING COUNTRY FIELD CIRCLE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 392, 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. 04-047

3. Ordinance Serial No. 04-030: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE DISCOVERY BAY AREA ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 375 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 04-031: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$25,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE DISCOVERY BAY AREA ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 375, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 04-048

4. Ordinance Serial No. 04-032: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE WEATHERVANE CIRCLE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 376 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 04-033: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$35,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE WEATHERVANE CIRCLE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 376, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 04-049

5. Ordinance Serial No. 04-034: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE WILLOW, CROWBERRY, AND BIRCH DRIVE AREA ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 377 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.
 - a. Ordinance Serial No. 04-035: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$170,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE WILLOW, CROWBERRY, AND BIRCH DRIVE AREA ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 377, AND FIXING DETAILS OF SAID BONDS.
 - (1) IM No. 04-050

C. CONSENT AGENDA¹

1. RESOLUTIONS

- a. Resolution Serial No. 04-035: A RESOLUTION MAKING RECOMMENDATIONS TO THE GOVERNOR AND LEGISLATURE CONCERNING COAL BED METHANE LEGISLATION AND REGULATIONS.
(Sponsors: Assemblymembers Kvalheim and Colver)
 - (1) IM No. 04-058
- b. Resolution Serial No. 04-036: A RESOLUTION MAKING RECOMMENDATIONS TO THE GOVERNOR AND LEGISLATURE CONCERNING REFORM OF SHALLOW GAS LEASING FOR COAL BED METHANE.
(Sponsors: Assemblymembers Kvalheim and Colver)
 - (1) IM No. 04-059
- c. Resolution Serial No. 04-042: A RESOLUTION TO AMEND THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 40049, ASBESTOS ABATEMENT.
 - (1) IM No. 04-067
- d. Resolution Serial No. 04-043: A RESOLUTION SETTING FORTH ASSEMBLY RULES OF PROCEDURE AND POLICIES.

¹ Resolution Serial Nos. 04-035, 04-036, and 04-043 were pulled from the consent agenda and addressed separately.

(1) IM No. 04-071

2. ACTION MEMORANDUMS

- a. AM No. 04-039: AWARD OF BID NO. 04-088 TO YOUNG'S FIREHOUSE IN AN AMOUNT NOT TO EXCEED \$45,962.64 FOR THE PURCHASE OF FOUR SKID MOUNTED FOAM FIRE PUMPS.
- b. AM No. 04-041: APPROVAL OF CHANGE ORDER TO CENTRAL ENVIRONMENTAL INC., IN THE AMOUNT OF \$4,468 FOR THE COTTONWOOD PUBLIC SAFETY BUILDING RE-LOCATABLE ASBESTOS ABATEMENT PROJECT, PROJECT NO. 10152.

D. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

E. OTHER NEW BUSINESS

- 1. Invitation from Representative Harris to attend a meeting on coal bed methane development in the Mat-Su Borough

X. RECONSIDERATION

XI. VETO

XII. EXECUTIVE SESSION

XIII. MAYOR AND ASSEMBLY COMMENTS

XIV. ADJOURNMENT