I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on March 15, 2011, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6 p.m. by Mayor Larry DeVilbiss.

II. ROLL CALL

Assembly members present and establishing a quorum were:

Mr. Warren Keogh, Assembly District No. 1
Mr. Noel Woods, Assembly District No. 2
Mr. Ronald Arvin, Assembly District No. 3 *(Deputy Mayor)*
Mr. Mark Ewing, Assembly District No. 4
Ms. Cindy L. Bettine, Assembly District No. 5
Mr. Jim Colver, Assembly District No. 6 *(arrived at 6:04 p.m.)*
Mr. Vern Halter, Assembly District No. 7

Staff in attendance were:

Ms. Lonnie R. McKechnie, Borough Clerk
Ms. Elizabeth Gray, Acting Borough Manager
Mr. Nicholas Spiropoulos, Borough Attorney
Ms. Brenda J. Henry, Executive Assistant to the Borough Clerk
Ms. Tammy Clayton, Finance Director
Mr. Chuck Braun, Acting Public Works Director
Ms. Christine Nelson, Planning and Land Use Director
Mr. Dennis Brodigan, Emergency Services Director
Ms. Patty Sullivan, Public Affairs Director
Mr. Dave Hanson, Economic Development Director
Mr. James King, Community Development Manager
Mr. Jeff Dillon, Acting Community Development Director
Ms. Shannon Post, Chief Information Officer
Mr. Alex Strawn, Planner II
Mr. Dave Dunivan, Borough Assessor

III. APPROVAL OF AGENDA

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

Ms. McKechnie stated that the introductions that state April 15, 2011, should have stated April 19, 2011.

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

There were no comments noted.

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

IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ms. Lynn Gattis, School Board Member.

V. MINUTES OF PRECEDING MEETINGS

A. Special Assembly Meeting: 02/01/11
B. Regular Assembly Meeting: 02/01/11
C. Special Assembly Meeting: 02/18/11

Mayor DeVilbiss inquired if there were any corrections to the special meeting minutes of February 1, 2011, and February 18, 2011, or the regular meeting minutes of February 1, 2011.

Assemblymember Keogh:
- stated that he has changes to the minutes of February 1, 2011, in his comments located on page 9 of 26;
- requested the second bullet be stricken and replaced with "stated that the community hall is the only public building in Chickaloon;" and
- requested that in bullet number three that the words "a one room structure was built to" be stricken and insert in its place "the community hall was recently completed and can" be inserted in their place.

Mayor DeVilbiss inquired if the Clerk could make those changes.

Ms. McKechnie advised that she had a copy of the requested changes and that they would be made.

Mayor DeVilbiss inquired if there were any additional corrections to the minutes.

There were no comments noted.

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

[Clerk's note: The changes to the February 1, 2011, regular meeting minutes were made.]

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

(There were no reports provided.)

2. Matanuska-Susitna Borough School District

(There was no report provided.)

3. Mat-Su Convention and Visitors Bureau – Ms. Bonnie Quill

Ms. Quill:

- advised that the Mat-Su Convention and Visitors Bureau (MSCVB) delivered the fiscal year 2012 budget last Monday to the Manager;
- related that there is a budget forecast of a five percent increase of bed tax collection with the MSCVB retaining 65 percent of the total collected;
- spoke to cruise ships returning to South Central Alaska in 2012, which will increase tourism in the Borough;
- stated that 50,000 of the 2011 Mat-Su Visitors Guides were direct mailed to high potential visitors, who had responded to the Alaska Travel Association Industry marketing efforts;
- related that the MSCVB has signed up to participate in the Mat-Su Valley Outdoorsman show, the Great Alaska Outdoorsman show in Anchorage, and the Fairbanks Outdoors Show;
- spoke to a new 8 foot by 10 foot pop-up that was recently purchased for display at trade shows;
- related that there will be a hand out to promote the Valley Values website, which was created 10 years ago;
- noted that there are numerous marketing tools being implemented, which are aimed at increasing Mat-Su tourism;
- related that international visitors remain longer within the Borough and spend more money while in Alaska;
- stated that the MSCVB is approaching its 25th anniversary;
- spoke to the annual fundraiser for the MSCVB, which is a wine tasting that has become very popular; and
- urged the Assembly to support trail development, as it helps to increase tourism within the Borough.

Assemblymember Halter queried how many jobs are created by tourism within the Borough.

Ms. Quill stated that it is approximately 3,000 direct jobs.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

(There was no report provided.)

2. Assembly Public Relations

Assemblymember Ewing:

- spoke to his attendance at the National Association of Counties (NACO) conference;
- noted his pride in representing the Borough;
- advised that he will be sending forward a resolution to the Assembly regarding the fate of the universal service fund;
- stated that county survival strategies in tough economic times was the subject of one of the seminars he attended; and
- noted that many of the seminars he attended were very informative and insightful.

Assemblymember Colver:

- spoke to attending the NACO legislative conference;
- stated that he is a member of the NACO Transportation Steering Committee;
- related that the committee worked on reauthorization of the Surface Transportation Act;
- stated that it is hoped that the act will be in place by September 30, 2011;
- stated that it was discussed that the funding process for federally funded projects could be streamlined by receiving public comments on how to do so;
- related that the highway trust fund is inadequately funded due to the economy;
- stated that there is a rail infrastructure fund and a port rail fund, which piqued his interest; and
- spoke to the importance of the Borough partnering with agencies in order to get projects funded.

3. Blue Ribbon Sportsmen's Committee

Assemblymember Colver:

- spoke to his attendance at the Alaska State Department, Board of Fisheries, Upper Cook Inlet Management conference;
- related that it is one of the most difficult political battles he has been involved in;
- stated that the Board has adopted major conservation measures;
- advised that the there was a conservation corridor established in western and middle Cook Inlet, which is the most significant measure ever taken to prevent fish escapement;
- related that the Board secured a sport management priority for sport fishing of sockeye and coho salmon in the northern district;
- spoke to the Board increasing some bag limits; and
- opined that membership on this committee needs careful consideration when filling vacancies for the Blue Ribbon Sportsmen's Committee.

C. MANAGER COMMENTS

1. State/Federal Legislation
2. Strategic Planning Issues
4. ~~Goose Creek Correctional Facility Update by the State of Alaska~~
5. Knik Arm Bridge and Toll Authority – Mr. Michael Foster

Ms. Gray:

- stated that she met with legislators and presented the priorities booklet;
- noted that the priorities booklet is being very well received;
- related that while visiting agencies, they provided a lot of different ideas for completing funding of the ferry landing;
- advised that after census data is received, that the Assembly will need to decide if the Borough will need to create a metropolitan planning organization;
- stated that the federal lobbyist is preparing a report on the meetings that were attended that will be presented to the Assembly;
- advised that there will be a State Finance committee meeting at the Legislative Information Office next week in order to receive public comment;
- further added that the Borough has many important issues that need to be promoted to the public in order to get the public to testify in support at the public hearing;
- related that Administration is working to disseminate the information throughout the State in order to garner public and municipal support;
- opined that focus has been lost regarding road needs within the Borough;
- advised that the presentation on the agenda regarding the Goose Creek Correctional Center report will be rescheduled; and
- spoke to the work session requested by the Assembly regarding assessment procedures.

Assemblymember Colver:
- stated that there has been a lot of feedback on assessed values within the Borough not being consistent;
- related that there has been discussion on perhaps hearing from realtors and private appraisers on what the market values are;
- opined that perhaps year-to-year comparisons could be helpful;
- noted that it would be a venue in which to allow the public to vent their frustrations; and
- stated that assessments seems to be a hot issue at this time.

Ms Gray stated that Knik Arm Bridge and Toll Authority (KABATA) is here to provide a report.

Mr. Andrew Niemiec, Executive Director provided an update regarding the status of the future Knik Arm Bridge project.

(The regular meeting recessed at 6:58 p.m. and reconvened at 7:09 pm.)

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

A. PERSONS TO BE HEARD (Three minutes per person.)

1. Mr. Byron Williams – Assessment Policies and Procedures.

Mr. Byron Williams spoke to concerns with Borough assessment policies and procedures.

B. PUBLIC HEARINGS (Three minutes per person.)

1. Ordinance Serial No. 11-001: AN ORDINANCE CREATING LEOTA STREET ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 445, 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. 11-005

Ms. Clayton provided a staff report.

Mayor DeVilbiss opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 11-001: Mr. Ron Nordquist and Ms. Freda Nordquist.

The following person spoke in opposition to Ordinance Serial No. 11-001: Ms. Lucy Klebesadel.

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

MOTION: Assemblymember Arvin moved to adopt Ordinance Serial No. 11-001.

Assemblymember Colver queried the full ballot count.

Ms Clayton:

- stated that there were 18 total ballots sent;
- related that there were 11 received back that were marked yes; and
- noted that 11 out of 18 ballots means that 61 percent of the votes were in favor of the project.

Assemblymember Colver queried if small lots pay the same costs as large lots.

Ms. Clayton affirmed the query.

Assemblymember Colver inquired if the city of Palmer charges by the lineal feet rather than equally per lot.

Ms. Clayton stated that she does not know.

Mayor DeVilbiss inquired if there was information on the development of the subdivision that indicates the developer failed to meet development standards.

Ms. Clayton stated that she is not aware of any information concerning that issue.

VOTE: The motion passed without objection.

2. Ordinance Serial No. 11-023: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE AVIATOR SUBDIVISION ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 437 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 11-024: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED $23,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE AVIATOR SUBDIVISION ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 437, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 11-039

There was no staff report provided.

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 Colver moved to adopt Ordinance Serial Nos. 11-023 and 11-024.

MOTION: Assemblymember Colver moved a primary amendment to Ordinance Serial No. 11-024, section 7, by striking the interest rate of “6.089” and inserting in its place “5.919.”

Mayor DeVilbiss inquired why there was a change in the interest rate.

Ms. Clayton:
- advised that there are often changes in interest rates, as they change daily; and
- further added that the initial estimates typically have to be amended as a result.

VOTE: The primary amendment passed without objection.

Assemblymember Ewing opined that the Borough should charge by the lineal foot.

Mayor DeVilbiss inquired if Mr. Spiropoulos was aware of why the Borough does not charge by the lineal foot.

Mr. Spiropoulos:
- stated that he does not know, but could research the issue; and
- noted that he is unaware of why the cities charge as they do.

Mayor DeVilbiss inquired if this is for work that has already been done.

Ms. Clayton affirmed the query.

VOTE: The main motion passed as amended without objection.

3. Ordinance Serial No. 11-025: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE ASHWOOD LOOP AREA ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 438 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 11-026: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED $47,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE ASHWOOD LOOP AREA ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 438, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 11-040

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 Colver moved to adopt Ordinance Serial Nos. 11-025 and 11-026.

MOTION: Assemblymember Colver moved a primary amendment to Ordinance Serial No. 11-026, section 7, by striking the interest rate of "6.089" and inserting in its place "5.919."

VOTE: The primary amendment passed without objection.

VOTE: The main motion passed as amended without objection.

4. Ordinance Serial No. 11-027: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE ALYESKA AND TAHOE DRIVES ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 440 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 11-028: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED $38,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE ALYESKA AND TAHOE DRIVES ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 440, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 11-041

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 Colver moved to adopt Ordinance Serial Nos. 11-027 and 11-028.

MOTION: Assemblymember Colver moved a primary amendment to Ordinance Serial No. 11-028, section 7, by striking the interest rate of "6.089" and inserting in its place "5.919."

VOTE: The primary amendment passed without objection.

VOTE: The main motion passed as amended without objection.

5. Ordinance Serial No. 11-030: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF $25,000 FROM THE WEST LAKES FIRE SERVICE AREA NO. 136 FUND BALANCE, FUND 249, TO THE WEST LAKES FIRE SERVICE AREA NO. 136 FISCAL YEAR 2011 OPERATING BUDGET, FUND 249, TO REIMBURSE FOR EXPENSES INCURRED IN THE PREPARATION OF AN INSURANCE SERVICES OFFICE, PUBLIC PROTECTION CLASSIFICATION AUDIT.

a. IM No. 11-035

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 Bettine moved to adopt Ordinance Serial No. 11-030.

Assemblymember Bettine queried what was being done to notify property owners within the fire service area about the change in the insurance ratings.

Mr. Brodigan:

- related that there is a form letter going out to 69 Alaska insurance agencies; and
- stated that as a follow-up, there is a postcard going to the residents of the West-Lakes Fire Service Area informing them to call their insurance companies to expedite the savings on their policies.

Assemblymember Halter queried if insurance companies are bound to honor the rating.

Mr. Brodigan:

- stated that they are not bound to honor rating;
- noted that insurance companies do take the information into consideration; and
- related that most companies use it as their primary means of adjusting homeowner insurance.

Assemblymember Woods queried the advantage in the change to a “5” rating.

Mr. Brodigan:
- advised that lower ratings refer to a location typically being rural with limited equipment and training;
- noted that a change in rating recognizes the upgrades made to the fire service area; and
- further added that it speaks to better fire protection services, which provides a substantial reduction in premiums for residents.

Mayor DeVilbiss queried if the change in rating is due to consolidation of two fire service areas.

Mr. Brodigan affirmed the query.

VOTE: The motion passed without objection.

6. Ordinance Serial No. 11-031: AN ORDINANCE APPROPRIATING FUNDS IN THE AMOUNT OF $60,000 FROM THE BUTTE FIRE SERVICE AREA NO. 2 FUND BALANCE, FUND 251, TO FUND 405, PROJECT NO. 45113, STATION 21 EXTERIOR REFINISHING, TO ALLOW FOR THE EXTERIOR REFINISHING OF STATION 21 AND ASSOCIATED BUILDINGS.

a. Resolution Serial No. 11-028: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET FOR BUTTE FIRE SERVICE AREA PROJECT NO. 45113, STATION 21 EXTERIOR REFINISHING.

(1) IM No. 11-042

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 Keogh moved to adopt Ordinance Serial No. 11-031 and Resolution Serial No. 11-028.

VOTE: The motion passed without objection.

7. Ordinance Serial No. 11-032: AN ORDINANCE REAPPROPRIATING $55,850 FROM THE TRAILS MANAGEMENT DIVISION FISCAL YEAR 2011 OPERATING BUDGET, FUND 100, AND $44,150 COMMUNITY DEVELOPMENT ADMINISTRATION DIVISION FISCAL YEAR 2011 OPERATING BUDGET, FUND 100, TO FUND 440, PROJECT NO. 15015, AUTHORIZING THE MANAGER TO ENTER INTO A GRANT AGREEMENT WITH THE MAT-SU TRAILS AND PARKS FOUNDATION FOR THE TRAILS MANAGEMENT AND PUBLIC ENGAGEMENT PROJECT.

a. Resolution Serial No. 11-029: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE TRAILS MANAGEMENT AND PUBLIC ENGAGEMENT PROJECT.

(1) IM No. 11-047

Ms. Gray provided a staff report.

Mayor DeVilbiss opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 11-032 and Resolution Serial No. 11-029: Mr. Don Zoerb III, Mat-Su Health Foundation Executive Director; Mr. Jeremiah Millen, Friends of Mat-Su Executive Director; Mr. Steve Charles, Willow Trail Committee Chair; Mr. Robert Howard; Ms. Dot Helm; Mr. Dave Hopper; Mr. Will Peabody; Ms. Mimi Peabody; Mr. Joe Nolting; Mr. Joe Irvine; Mr. Gary Wolf; and Ms. Susan Skvorc.

Mayor DeVilbiss inquired if there was any objection to breaking momentarily from audience participation in order for Ms. Gray to introduce the newly hired Community Development Manager.

There was no objection noted.

Ms. Gray introduced Mr. James King, Community Development Manager.

The following persons spoke in support of Ordinance Serial No. 11-032 and Resolution Serial No. 11-029: Ms. Jill Valrius; Mr. Scott Lepiene, Mat-Su Trails Council President; Ms. Kristin Wolf; Mr. Ed Kessler; Mr. Ed Strabel; Mr. Tony Berberich; Ms. Tracey Houser; Ms. Robin Turk; Ms. Diane Sullivan; Ms. Kaylene Johnson; Mr. Dave Musgrave; and Ms. Alys Culhane.

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

MOTION: Assemblymember Arvin moved to adopt Ordinance Serial No. 11-032 and Resolution Serial No. 11-029.

Assemblymember Woods queried how the funds will be distributed.

Mr. Dillon:

- stated that the funds will be distributed in two ways;
- related that one will be for the Borough to approve through capital budget; and
- stated that the Mat-Su Trails Foundation will provide matching funds.

Assemblymember Halter queried if the Assembly were to approve providing the funds, if there would then be required matching funds.

Mr. Dillon affirmed the query.

Assemblymember Ewing queried how volunteer contributions are calculated.

Mr. Dillon:

- stated that volunteer hours are calculated using an Internal Revenue Service recognized formula;
- related that professional services are calculated at $75 per hour; and
- noted that general citizen contributions are calculated at $19.50 per hour.

Discussion ensued regarding:

- the rate at which different volunteer hours are calculated;
- where funds for the project originated from;
- the grant agreement;
- projects listed within the legislation;
- liability to the Borough for volunteer injuries;
- grant requirements;
- future road access issues;
- reducing conflicts between user groups; and
- appreciation for those who have worked on the project.

VOTE: The motion passed without objection.

8. Ordinance Serial No. 11-033: AN ORDINANCE AMENDING MSB 18.02 TO CLARIFY DUTIES AND PROVIDE FOR A TIMEFRAME AND ASSEMBLY APPROVAL OF ALL LEASES IN THE PORT DISTRICT. *(Sponsored by Assemblymember Halter)*

a. IM No. 11-049

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 Halter moved to adopt Ordinance Serial No. 11-033.

MOTION: Assemblymember Halter moved to postpone Ordinance Serial No. 11-033 to a time certain of April 5, 2011.

Assemblymember Halter stated that he is requesting to postpone the legislation at the request of staff, who will be providing a full overview of how the process will work at the joint Assembly/Planning Commission meeting scheduled for March 22, 2011.

Assemblymember Keogh queried if there are any leases that could be affected if the Assembly postpones the legislation.

Ms. Gray stated that there were not.

Assemblymember Arvin:

- noted that he supports postponement to a time certain;
- related that he has some ideas for amendments he would like to make; and
- spoke to the value of hearing from staff.

Assemblymember Ewing stated that he is in favor of postponement as he would like to be more fully informed before moving ahead.

VOTE: The motion to postpone to a time certain of April 5, 2011, passed with Assemblymembers Keogh, Bettine and Colver opposed.

(The regular meeting recessed at 9:06 p.m. and reconvened at 9:17 p.m.)

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following persons spoke in opposition to Koppenburg Road extension being included in the Matanuska-Susitna Borough's Long Range Transportation Plan: Mr. Jim Sykes, Ms. Helen Munoz, and Mr. John Vinduska.

The following persons spoke to concerns with Ordinance Serial No. 11-038: Mr. Steve Labahn and Ms. Elsa Billingham.

The following persons spoke in support of Resolution Serial No. 11-033: Mr. Jeremiah Millen; Ms. Susan Skvorc, Colony High School Girls Ski Team Coach; Mr. Dave Musgrave; and Mr. Joe Irvine.

The following person spoke in support of the Koppenburg Road extension being included in the Matanuska-Susitna Borough's Long Range Transportation Plan: Mr. Mark Van Diest.

The following person spoke to concerns regarding quiet titles: Mr. Neil Snyder.

The following persons spoke in support of trail development within the Borough: Mr. Ed Strabel, Ms. Tracy Houser, and Ms. Jill Showman.

The following person spoke in support of continued economic development within the Borough: Mr. John Klapperich.

MOTION: Assemblymember Bettine moved to extend the meeting past 10 p.m. and not to exceed 11 p.m.

VOTE: The motion passed without objection.

The following person spoke to concerns with Iditarod Elementary School renovations: Mr. Randy Dellar.

D. CONSENT AGENDA (Resolution Serial Nos. 11-033, 11-035, 11-036, 11-038, 11-041 and AM Nos. 11-013 and 11-016 were pulled from the consent agenda and addressed separately. *See pp. 15-18 and 23-26)*

1. RESOLUTIONS

a. Resolution Serial No. 11-032: A RESOLUTION AMENDING THE SCOPE OF WORK FOR THE FISCAL YEAR 2007 DESIGNATED LEGISLATIVE GRANT FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, FOR THE EMERGENCY ACCESS ROADS GRANTS.

(1) IM No. 11-025

c. Resolution Serial No. 11-034: A RESOLUTION AMENDING THE BUDGETS FOR THE FISCAL YEAR 2009 CAPITAL PROJECTS: PUBLIC SHOWER AND LAVATORY ROOM REPAIRS, REPAIR DAMAGED TILE, REFINISH POOL FOR THE PALMER POOL, PROJECT NO. 15007, AND AMENDING THE BUDGET FOR THE FISCAL YEAR 2011 CAPITAL PROJECT, WASILLA POOL REMODEL, PROJECT NO. 15007.

(1) IM No. 11-055

(2) AM No. 11-021: AWARD OF BID NO. 11-056 TO HOWDIE, INC. FOR THE CONTRACT AMOUNT OF $518,110 FOR THE WASILLA POOL REMODEL.

f. Resolution Serial No. 11-037: A RESOLUTION SUPPORTING HOUSE BILL NO. 89 AND AN AMENDMENT TO HOUSE BILL NO. 89 AUTHORIZING THE COMMISSIONER OF NATURAL RESOURCES TO OFFER BEDLOAD MATERIAL FOR DISPOSAL FOR EROSION CONTROL PURPOSES IN ADDITION TO FLOOD CONTROL. *(Sponsored by Mayor DeVilbiss)*

(1) IM No. 11-061

i. Resolution Serial No. 11-040: A RESOLUTION SUPPORTING ADOPTION OF HOUSE BILL NO. 30 AND HOUSE BILL NO. 31 REGARDING A STATE TRANSPORTATION INFRASTRUCTURE FUND. *(Sponsored by Assemblymember Bettine)*

(1) IM No. 11-069

k. Resolution Serial No. 11-042: A RESOLUTION IN SUPPORT OF FUNDING THE PARKS HIGHWAY SEPARATED PATHWAY FROM WILLOW TO KASHWITNA AND PARKS HIGHWAY/TALKEETNA SPUR ROAD PEDESTRIAN IMPROVEMENT PROJECTS. *(Sponsored by Assemblymember Halter)*

(1) IM No. 11-072

l. Resolution Serial No. 11-043: A RESOLUTION IN SUPPORT OF FUNDING FAIRVIEW LOOP ROAD AND KNIK GOOSEBAY ROAD INTERSECTION REALIGNMENT AND SIGNAL, AND EAST SELDON ROAD PAVEMENT REHABILITATION MILE POST 0-2.3 PROJECTS. *(Sponsored by Assemblymember Bettine)*

(1) IM No. 11-073

2. ACTION MEMORANDUMS

b. AM No. 11-015: AWARD OF BID NO. 11-059 TO KLEBS MECHANICAL IN THE CONTRACT AMOUNT OF $120,069 FOR THE DOROTHY SWANDA JONES BUILDING HVAC UPGRADES, PHASE III.

d. AM No. 11-018: AWARD OF BID NO. 11-049 TO PIERCE MANUFACTURING IN THE AMOUNT OF $367,876 FOR THE PURCHASE OF A PRIMARY RESPONSE VEHICLE FOR THE GREATER PALMER FIRE SERVICE AREA.

e. AM No. 11-019: AWARD OF BID NO. 11-058 TO HOWDIE, INC. IN THE CONTRACT AMOUNT OF $1,392,680 FOR SAFETY AND SECURITY UPGRADES, PHYSICAL SECURITY PACKAGE FOR SCHOOLS THROUGHOUT THE BOROUGH.

f. AM No. 11-052: AUTHORIZING THE MANAGER TO ENTER INTO THE 2011 COOPERATIVE AGREEMENT WITH THE ALASKA STATE DEPARTMENT OF NATURAL RESOURCES, DIVISION OF FORESTRY, IN AN AMOUNT NOT TO EXCEED $200,000 FOR THE PURPOSE OF WILDFIRE FUEL REDUCTION.

Ms. McKechnie read the above legislation into the record.

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

VOTE: The motion passed without objection.

b. Resolution Serial No. 11-033: A RESOLUTION APPROVING GRANTS FOR TRAIL IMPROVEMENTS FROM THE HATCHER PASS SKI TRAILS, FUND 490, PROJECT NO. 75003, NOT TO EXCEED $180,000, TO THE MAT-SU SKI CLUB TO BUILD AND MAINTAIN NORDIC SKI TRAILS; AND FROM THE FISCAL YEAR 2009 TOURISM INFRASTRUCTURE, TOURISM DESTINATION TRAILHEAD REFURBISHMENT, FUND 480, PROJECT NO. 15035, NOT TO EXCEED $100,000, TO THE UPPER SUSITNA SOIL AND WATER CONSERVATION DISTRICT, TO CONSTRUCT FIVE KILOMETERS OF NORDIC SKI TRAILS IN THE TALKEETNA LAKES PARKS AREA.

(1) IM No. 11-048

MOTION: Assemblymember Ewing moved to adopt Resolution Serial No. 11-033.

Assemblymember Ewing

- spoke to concerns with the language that states “build and maintain buildings with Borough support;”
- noted his curiosity as to where the funds will continue to come from;
- queried when the road and parking lot would be complete; and
- further asked the amount of the funds that remain after the environmental impact study.

Mr. Dillon:

- stated that the Hatcher Pass funds are from the annual capital improvement project appropriation funds;
- stated that the intent of the grant was to fund the construction of the trails;
- related that because the trails would be on Borough land is the reason there is language that states with Borough support; and
- noted that it would be the Mat-Su Nordic ski club that would perform the maintenance.

Assemblymember Ewing queried if that maintenance would occur at zero cost to the Borough.

Mr. Dillon:

- stated that it would not be at zero cost; and
- noted that every year the Borough provides small grants to a variety of different user groups in order to defray the cost of fuel to perform the maintenance.

Discussion ensued regarding funding for maintenance of trails.

VOTE: The motion passed without objection.

d. Resolution Serial No. 11-035: A RESOLUTION SUPPORTING ADOPTION OF SENATE BILL NOS. 79 AND 80 REGARDING THE KNIK ARM BRIDGE AND TOLL AUTHORITY. *(Sponsored by Mayor DeVilbiss)*
   (1) IM No. 11-059

MOTION: Assemblymember Bettine moved to adopt Resolution Serial No. 11-035.

MOTION: Assemblymember Bettine moved a primary amendment to Resolution Serial No. 11-035, by inserting the words “with the condition that the state of Alaska fund and construct in advance of the opening of the Knik Arm Bridge the highway improvements for Point Mac Kenzie Road, Knik Goose Bay Road, South Big Lake Road, and any community town center traffic impacts” in the therefore be it resolved clause to read: “Now, therefore be it resolved, that the Matanuska-Susitna Borough Assembly supports adoption of Senate Bill Nos. 79 and 80 with the condition that the state of Alaska fund and construct in advance of the opening of the Knik Arm Bridge the highway improvements for Point Mac Kenzie Road, Knik Goose Bay Road, South Big Lake Road, and any community town center traffic impacts.”

Assemblymember Ewing:

- opined that the amendment would cause opposition from the Municipality of Anchorage; and
- noted opposition to the amendment.

Assemblymember Colver:
- spoke in support of the amendment;
- stated that the road cannot end where it does now;
- opined that it would require upgrades; and
- stated that the Assembly has to take a stand for the community, as it is the duty of elected officials to do so.

Assemblymember Halter:
- noted his support of the amendment;
- opined that the Legislature needs to know where the Assembly stands on this issue; and
- stated that he would like to insert a whereas clause.

Discussion ensued regarding:
- potential delays due to wording of the legislation;
- the KABATA study reflecting impacts on the area;
- the duty of the Assembly to represent their constituents; and
- traffic increases on Borough roads due to the bridge.

MOTION: Assemblymember Arvin moved a secondary amendment to strike the words “fund and construct in advance of the opening of the Knik Arm Bridge” and insert after the words State of Alaska, “Department of Transportation plan for and construct the needed highway improvements” to read: “Now, therefore, be it resolved, that the Matanuska-Susitna Borough Assembly supports adoption of Senate Bill Nos. 79 and 80, with the condition that the state of Alaska Department of Transportation plan for and construct the needed highway improvements for Point MacKenzie Road, Knik Goose Bay Road, South Big Lake Road, and any community town center traffic impacts.”

VOTE: The secondary amendment passed without objection.

MOTION: Assemblymember Ewing moved a secondary amendment to strike “and any community town center traffic impacts” to read: “Now, therefore, be it resolved, that the Matanuska-Susitna Borough Assembly supports adoption of Senate Bill Nos. 79 and 80, with the condition that the state of Alaska Department of Transportation plan for and construct the needed highway improvements for Point MacKenzie Road, Knik Goose Bay Road, South Big Lake Road.

Assemblymember Bettine stated that she is against the secondary amendment.

Assemblymember Arvin opined that it is wide-open to interpretation.

Assemblymember Bettine noted that she is not only concerned with potential impacts on the Big Lake Community, but other future communities as well.

VOTE: The secondary amendment passed with Assemblymembers Colver, Keogh, and Bettine opposed.

MOTION: Assemblymember Colver moved secondary amendment to insert the words “and Burma Road” after the words “South Big Lake Road” in the last whereas clause to read: “Now, therefore be it resolved, that the Matanuska-Susitna Borough Assembly supports adoption of Senate Bill Nos. 79 and 80, with the condition that the state of Alaska Department of Transportation plan for and construct the needed highway improvements for Point MacKenzie Road, Knik Goose Bay Road, South Big Lake Road, and Burma Road.”

VOTE: The secondary amendment passed without objection.

VOTE: The primary amendment passed without objection.

MOTION: Assemblymember Halter moved a primary amendment to Resolution Serial No. 11-035 by inserting a whereas clause before the last whereas clause to read: “Whereas, the Knik Arm Bridge would increase the traffic of Matanuska-Susitna Borough Roads;”

VOTE: The primary amendment passed without objection.

MOTION: Assemblymember Bettine moved a primary amendment to Resolution Serial No. 11-035, by striking the last further be it resolved clause in its entirety.

VOTE: The primary amendment passed without objection.

Assemblymember Keogh spoke to concerns that the Assembly is being distracted from doing the business of Borough constituents by putting forth so many resolutions in support of state legislation that is not on the Borough’s priority list.

Discussion ensued regarding remaining focused on the Borough’s top legislative priorities.

MOTION: Assemblymember Bettine moved a primary amendment to Resolution Serial No. 11-035, to insert a whereas clause before the now therefore be it resolved clause to read: “Whereas, the Port MacKenzie Rail Extension and the Bogard Road Extension remain the Borough’s two top priorities.”

VOTE: The primary amendment failed with Assemblymembers Colver, Keogh and Bettine in support.

VOTE: The main motion passed as amended with Assemblymembers Keogh and Woods opposed.

MOTION: Assemblymember Keogh moved to suspend the rules to extend the meeting past 11 p.m. and not to exceed 12 midnight.

VOTE: The motion failed with Assemblymembers Keogh, Woods, and Arvin in support.

MOTION: Assemblymember Ewing moved to suspend the rules to extend the meeting past 11 p.m. and not to exceed 11:30 p.m.

VOTE: The motion passed without objection.

Mayor DeVilbiss inquired if there was any objection to taking up the vacancy report next.

There was no objection noted.

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor DeVilbiss requested the following confirmations:

Animal Care and Regulation Board
Dr. Sabrieta Holland
Aviation Advisory Board
Eric Feige, resignation
Board of Adjustment and Appeals
Terry Nicodemus
Board of Equalization
Andrew Evans, resignation
Board of Ethics
Mary Kvalheim, resignation
Borough Area Schools Site Selection Committee
Patrick Johnson
David Cheezum
Health and Social Services Board
Herman Thompson
Sharon Scott
Historical Preservation Commission
Sonya Walden
Quentin Simeon
Local Emergency Planning Committee
Bruce Walden
Mayor's Blue Ribbon Sportsmen's Committee
Ben Allen
Parks, Recreation, and Trails Advisory Board
James Skinner
David Noland, resignation
Sonya Walden
Platting Board
Marty VanDiest
Greater Palmer Consolidated FSA No. 132
Jesse Werner

West Lakes FSA No. 136
Rae Arno
Greater Talkeetna RSA No. 29
John Strasenburgh
South Colony RSA No. 16
Andrew Weiland
Chase Trail Service Area No. 134
Kevin Foster

Mayor DeVilbiss made the following recommendations:

Board of Equalization
Traci Barickman
Borough Area Schools Site Selection Committee
Verne Rupright
Emergency Medical Services Board
Lisa Behrens
Jalan Van Nice
Kara Boothby
Health and Social Services Board
Stephanie Allen
Local Emergency Planning Committee
Kurt Soeder
James Littrell
Steven Adams
Planning Commission
John Klapperich
Platting Board
Katie Cruthers
Point MacKenzie Public Safety Building Naming Committee
Jeff Wendt
Marc Van Dongen
James Steele
Toby Riddell
Cindy Bettine
Willow FSA No. 35
Lori Wiertsema

Meadow Lakes RSA No. 27
Michael Fulton

MOTION: Assemblymember Arvin moved to approve the Mayor's recommendations for confirmation this evening.

MOTION: Assemblymember Halter moved to divide the question to take up the confirmation of Mr. James Skinner separately.

VOTE: The motion passed without objection.

MOTION: First Segment. Assemblymember Arvin moved to approve the Mayor's recommendations for confirmation this evening with the exception of Mr. James Skinner.

VOTE: The motion passed without objection.

MOTION: Second Segment. Assemblymember Arvin moved to approve the confirmation of Mr. James Skinner to the Parks, Recreation and Trails Advisory Board.

VOTE: The motion failed unanimously.

Mayor DeVilbiss inquired if there was an objection to taking up the introductions next.

There was no objection noted.

X. NEW BUSINESS

A. INTRODUCTIONS (For public hearing – 04/05/11, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 11-036: AN ORDINANCE AMENDING TITLE 27, SUBDIVISIONS; AND MSB 18.10, POINT MACKENZIE PORT DEVELOPMENT STANDARD DISTRICT, CONCERNING SUBDIVISION REQUIREMENTS WITHIN THE PORT DISTRICT AND OTHER AREAS.
a. IM No. 11-032

2. Ordinance Serial No. 11-037: AN ORDINANCE ACCEPTING AND APPROPRIATING $235,000, FROM THE UNITED STATES FISH AND WILDLIFE SERVICE FOR CULVERT REPLACEMENT IN LITTLE SUSITNA/BIG LAKE WATERSHEDS AND HYDROSEEDING OF PAST PROJECTS, PROJECT NO. 30107, FUND 410.
a. Resolution Serial No. 11-044: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR CULVERT REPLACEMENT, IN THE LITTLE SUSITNA/BIG LAKE WATERSHEDS AND HYDROSEEDING, PROJECT NO. 30107.
(1) IM No. 11-044

3. Ordinance Serial No. 11-038: AN ORDINANCE AMENDING MSB 17.28; DESIGNATING AN AREA NEAR MILEPOST 78.3 OF THE PARKS HIGHWAY AND INTERIM MATERIALS DISTRICT, WITHIN TOWNSHIP 20 NORTH, RANGE 4 WEST, SECTION 6, SEWARD MERIDIAN.
a. IM No. 11-056

4. Ordinance Serial No. 11-039: AN ORDINANCE ACCEPTING AND APPROPRIATING THE COOPERATIVE AGREEMENT BETWEEN THE ALASKA ENERGY AUTHORITY AND THE MATANUSKA-SUSITNA BOROUGH FOR $325,000 FROM THE ALASKA ENERGY AUTHORITY TO FUND 480, PROJECT NO. 47504, FOR LIDAR TOPOGRAPHIC DATA AND ORTHORECTIFIED AERIAL IMAGERY ACQUISITION FOR THE MAT-SU VALLEY.

a. Resolution Serial No. 11-045: A RESOLUTION ESTABLISHING THE SCOPE OF WORK AND BUDGET FOR THE COOPERATIVE AGREEMENT BETWEEN THE ALASKA ENERGY AUTHORITY AND THE MATANUSKA-SUSITNA BOROUGH FOR LIDAR TOPOGRAPHIC DATA AND ORTHORECTIFIED AERIAL IMAGERY ACQUISITION FOR THE MAT-SU VALLEY.

(1) IM No. 11-065

5. Ordinance Serial No. 11-040: AN ORDINANCE ACCEPTING AND APPROPRIATING UP TO $44,444 FROM THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION THROUGH THE NATURE CONSERVANCY TO FUND 480, PROJECT NO. 47504, FOR THE ACQUISITION OF HIGH RESOLUTION LIDAR AND AERIAL PHOTOGRAPHY DATA FOR A PORTION OF THE MATANUSKA-SUSITNA BOROUGH.

a. Resolution Serial No. 11-046: A RESOLUTION ESTABLISHING THE SCOPE OF WORK AND BUDGET FOR THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION SUBAWARD THROUGH THE NATURE CONSERVANCY FOR THE ACQUISITION OF HIGH RESOLUTION LIDAR AND AERIAL PHOTOGRAPHY DATA FOR A PORTION OF THE MATANUSKA-SUSITNA BOROUGH.

(1) IM No. 11-066

6. Ordinance Serial No. 11-041: AN ORDINANCE APPROPRIATING $34,854,678 TO FUND 400, SCHOOL PROJECTS, FOR THE ACQUISITION, CONSTRUCTION, AND INSTALLATION OF SCHOOL AND RELATED CAPITAL IMPROVEMENTS WITHIN THE BOROUGH AND FOR RELATED ISSUANCE COSTS FOR THE 2011 SERIES “A” GENERAL OBLIGATION SCHOOL BONDS.

a. IM No. 11-070

B. INTRODUCTIONS (For public hearing – 04/19/11, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 11-034: AN ORDINANCE CREATING TRIMOTOR STREET AND PORTION OF ALIX DRIVE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 450, 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. 11-057

2. Ordinance Serial No. 11-035: AN ORDINANCE CREATING APRYL LANE AND SOUTH FRANCE COURT ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 452, 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. 11-058

Ms. McKechnie read the above legislation into the record.

MOTION: Assemblymember Arvin moved to introduce the legislation as read into the record by the Clerk and set the public hearings for April 5, 2011, and April 19, 2011, respectively.

VOTE: The motion passed without objection.

(Consent agenda items were resumed.)

e. Resolution Serial No. 11-036: A RESOLUTION SUPPORTING ADOPTION OF SENATE BILL NO. 34 REGARDING ESTABLISHING THE ALASKA SMALL BUSINESS REVOLVING LOAN FUND FOR RESIDENTS OF THE STATE OF ALASKA. *(Sponsored by Mayor DeVilbiss)*

(1) IM No. 11-060

MOTION: Assemblymember Colver moved to adopt Resolution Serial No. 11-036.

Assemblymember Colver:

- stated that he pulled the legislation from the consent agenda as he did not have enough information on it; and
- spoke to concerns with state loan programs.

Mayor DeVilbiss stated that he brought this legislation forward at the request of a member of the public.

Assemblymember Arvin:

- stated that it is an interesting program;
- related that this program will allow micro-loans to be secured by a small business's inventory; and
- noted his support of the legislation.

VOTE: The motion failed with Assemblymembers Halter, Ewing, and Arvin in support.

f. Resolution Serial No. 11-038: A RESOLUTION RECOGNIZING THE SIGNIFICANCE OF COASTAL PLANNING AND SUPPORTING LEGISLATION THAT WILL CONTINUE THE ALASKA COASTAL MANAGEMENT PROGRAM. *(Sponsored by Mayor DeVilbiss)*

(1) IM No. 11-063

MOTION: Assemblymember Arvin moved to adopt Resolution Serial No. 11-038.

MOTION: Assemblymember Arvin moved to postpone Resolution Serial No. 11-038 to a time certain of May 3, 2011.

MOTION: Assemblymember Colver moved a primary amendment to strike "May 3, 2011," and insert in its place "April 5, 2011.

VOTE: The primary amendment passed without objection.

VOTE: The motion to postpone to a time certain of April 5, 2011, passed as amended without objection.

h. Resolution Serial No. 11-039: A RESOLUTION SUPPORTING THE SUSITNA HYDROELECTRIC PROJECT. *(Sponsored by Assemblymember Arvin)*

(1) IM No. 11-064

Mayor DeVilbiss advised that he had a conflict and would recuse himself.

(Mayor DeVilbiss exited the room at 11:11 p.m. and Assemblymember Arvin assumed the powers of the Chair.)

MOTION: Assemblymember Bettine moved to adopt Resolution Serial No. 11-039.

Assemblymember Arvin advised that he may have a conflict, as he is on the Alaska Industrial Development and Export Authority Board, which is to be merged with the Alaska Energy Board.

(The Assembly determined that Assemblymember Arvin did have a conflict and should recuse himself.)

(Deputy Mayor Arvin exited the room at 11:12 p.m. and Assemblymember Bettine assumed the powers of the Chair.)

Assemblymember Halter stated that he does not have enough information to support the legislation at this time.

Assemblymember Colver:

- noted that he also has many questions; and
- stated that this legislation is related to the merging of two entities.

Assemblymember Keogh stated that he requires additional information before he can support the legislation.

Assemblymember Woods opined that the legislation is insignificant in Juneau whether or not the Assembly supports it.

MOTION: Assemblymember Ewing moved to postpone Resolution Serial No. 11-039 indefinitely.

VOTE: The motion passed without objection.

(Mayor DeVilbiss and Assemblymember Arvin re-entered the meeting at 11:17 p.m.)

(Mayor DeVilbiss resumed the powers of the Chair at 11:17 p.m.)

j. Resolution Serial No. 11-041: A RESOLUTION RELATING TO SEEKING A DETERMINATION OF STATE LEGISLATIVE SUPPORT FOR A 2011 MATANUSKA-SUSITNA BOROUGH TRANSPORTATION BOND FOR CONSTRUCTION OF NEW ROADS, ROAD UPGRADES, AND IMPROVEMENTS.
   (1) IM No. 11-071

MOTION: Assemblymember Ewing moved to adopt Resolution Serial No. 11-041.

MOTION: Assemblymember Bettine moved to postpone Resolution Serial No. 11-041 to a time certain of March 22, 2011, at 5 p.m.

VOTE: The motion to postpone to a time certain of March 22, 2011, passed without objection.

a. AM NO. 11-013: REQUESTING ASSEMBLY APPROVAL TO CHANGE STAFF DESIGNATION OF MEDIA DESIGN SPECIALIST IN ADMINISTRATION FROM TEMPORARY TO PART-TIME PERMANENT.

MOTION: Assemblymember Bettine moved to adopt AM No. 11-013.

Assemblymember Bettine queried if the position would be lost if the legislation was postponed.

Ms. Gray stated that it would not.

MOTION: Assemblymember Bettine moved to postpone AM No. 11-013 to a time certain of to April 5, 2011.

MOTION: Assemblymember Colver moved primary amendment to strike “April 5, 2011” and insert in its place “March 29, 2011.”

VOTE: The primary amendment passed without objection.

VOTE: The motion to postpone to a time certain of March 29, 2011, passed as amended without objection.

b. AM No. 11-016: AUTHORIZING THE PURCHASE OF TWO AMBULANCES FROM BRAUN NORTHWEST, INC., IN THE AMOUNT OF $304,390 FOR THE CENTRAL AMBULANCE SERVICE.

MOTION: Assemblymember Bettine moved to adopt AM No. 11-016.

MOTION: Assemblymember Bettine moved to postpone AM No. 11-016 to a time certain of March 29, 2011.

VOTE: The motion to postpone to a time certain of March 29, 2011, passed without objection.

VII. UNFINISHED BUSINESS

A. MOTION TO AMEND SOMETHING PREVIOUSLY ADOPTED *(Requested by Assemblymember Halter)*

1. Resolution Serial No. 11-007: A RESOLUTION ADOPTING THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEAR 2012 THROUGH YEAR 2017. *(Amendment pending)*

a. IM No. 11-009

MOTION PENDING: Assemblymember Halter moved to amend Resolution Serial No. 11-007 as follows:

- Building/Structures, by inserting the following: "Agricultural Processing and Product Development Center – Phase I, the proposed processing center will freeze-process locally grown vegetables, such as broccoli, cauliflower, carrots, zucchini, and potatoes into high quality, fresh frozen, low pesticide residue, consumer friendly products, FY 2012 request: $8,000,000; State: $239,550, MSB: $50,000, and Federal: $447,075";
- FY – 2012 Capital Budget, Six-Year Capital Improvement Plan, Matanuska-Susitna Borough School District, by striking it in its entirety and inserting the following in its place:

District Priority	Project Location and Description	Primary Purpose	Year for which funding is being requested						Estimated Cost
			FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	
1	Mat-Su Day School	A	X						$13,235,348

2	Renovate HVAC Systems – 5 Schools, Butte/Pioneer Peak/Snowshoe/ Cottonwood/Big Lake Elementary	D	X						$23,345,733
3	Big Lake Elementary – Renovate Old Classroom Wing	D	X						$2,410,001
4	Renovate and upgrade Boiler Systems – 4 Buildings, Palmer Jr. Middle School/Palmer High School/ Administration Building/Willow Elementary School	C	X						$11,113,556
5	Butte, Cottonwood Creek, Pioneer Peak & Snowshoe Elementary Wash Fountain Replacements	C	X						$139,711
6	Administration Building – Replace Generator and Related Electrical	D	X						$742,048
7	District-Wide Energy and Lighting Upgrades	E	X						$2,738,809
District Priority	Project Location and Description	Primary Purpose	Year for which funding is being requested						Estimated Cost
			FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	
8	Pioneer Peak Playground Equipment Replacement	D	X						$68,081
9	Iditarod School Renovation – Convert Old	D	X						$8,697,757

	Central Kitchen to Classrooms/Gym floor / Bathrooms remodel								
10	Palmer Jr. Middle School – Replace Student Lockers	C	X						$299,355
11	Colony High School - Replace all Chalk Boards	A	X						$149,601
12	Houston Middle School – Replace Student Lockers	C	X						$217,714
13	Meadow Lakes Elementary School – Additional Playground Equipment	E	X						$121,121
14	Talkeetna Elementary School – Additional Playground Equipment	E	X						$121,121
15	New Knik Area High & Middle School	C		X					$176,000,000
16	New Vehicle Repair Shop	E		X					$1,256,867
17	New Valley Pathways High School	A		X					$18,853,025
18	Elementary School Flooring Replacements/ Rooms	D		X					$160,000
19	Administration Building – Replace windows	C		X					$ 35,000
20	Big Lake Elementary School Flooring Replacements/ Rooms	D		X					$ 120,000
District Priority	Project Location and Description	Primary Purpose	Year for which funding is being requested						Estimated Cost
			FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	
21	Colony High School Flooring Replacements	D		X					$ 250,000
22	Palmer High School Paving &	B			X				$ 57,000

	Sidewalk Improvements								
23	New Elementary School	A			X				$ 30,253,000
24	Tanaina Elementary School Add Entrance Canopies	A			X				$ 28,000
25	Pioneer Peak Elementary School Toilet Room Renovations	C			X				$ 45,000
26	Wasilla Middle School – Renovate Dust Collection System	D			X				$ 50,000
27	Wasilla Middle School – Renovate Boiler Room Pumps and Piping	D			X				$ 145,000
28	Tanaina Elementary School – Replace Flooring	B			X				$ 40,000
29	Administration Building – Replace Carpeting/rooms	B			X				$ 170,000
30	Career & Tech High School Addition	A			X				$ 19,536,000
31	District-Wide ADA Upgrades	B				X			$ 266,400
32	Iditarod Elementary School – Replace Windows	B				X			$ 40,000
33	New Mid-Valley High School	B				X			$ 16,372,362
34	Palmer High School – Replace Windows and Blinds	C				X			$ 75,000
District Priority	Project Location and Description	Primary Purpose	Year for which funding is being requested						Estimated Cost
			FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	
35	Houston High School Running Track and Athletic Facility Improvements	D				X			$ 845,000
36	Palmer Jr. Middle School – Replace	B				X			$ 120,000

	Flooring								
37	Butte Elementary School Renovation	F				X			$ 18,563,254
38	Su-Valley High School – Running Track	D				X			$ 345,000
39	Big Lake Elementary – Replace Moveable Walls	B				X			$ 40,000
40	Administration Building – Renovate Toilet Rooms	B					X		$ 48,000
41	Wasilla Middle School – Replace Student Lockers	B					X		$ 80,000
42	Palmer Jr. Middle School – Pave the Running Track	B					X		$ 65,000
43	Palmer Jr. Middle School Renovation	F					X		$32,794,628
44	Reroof Colony Middle School and High School	C					X		$ 9,663,586
45	Reroof Willow/Pioneer Peak Elementary Schools	C					X		$ 8,989,653
46	New Academy Charter	A					X		$ 18,653,025
47	New Middle School	A						X	$ 66,568,456
48	New Elementary School	A						X	$ 32,253,487

- Building/Structures Needs List (Un-Prioritized – Alphabetized), by striking the words “Natural Science and Education/Community Center” and inserting in its place “Palmer hay Flats Natural Science Center”;
- Highway Related Separated Trails and Enhancements, Fairview Loop Road (Snowshoe Elementary) Pedestrian/Bike Path, by striking the words “Funding not yet identified” and inserting the words “$4,300,000 received by Alaska State Department of Transportation and Public Facilities in 2010 for 2.4 miles of separated paved pathway along Fairview Loop Road roughly centered around Snowshoe Elementary.”
- MSB Recommended Emergency Services Projects and Infrastructure FY2012 – FY2017 ($,000), Facilities, by inserting the following as number one and renumbering

accordingly: "Caswell Lakes Fire Station 13-1, New fire station to serve Caswell Fire Service Area. Includes all aspects on constructing a structure on undeveloped land including site survey, geological study, architectural design of the building and landscape, water exploration and drilling, placement of a thirty-three thousand ($33,000) gallon water reservoir under the fire station, land preparation, and construction of a modern fire station. FY 2012 Request: $2,200,000; State: $2,000,000; MSB: $200,000";

- MSB Recommended Emergency Services Projects and Infrastructure
  FY2012 – FY2017 ($,000), Facilities, by inserting the following as number two and renumbering accordingly: "Willow Fire Station 12-1 Addition to Existing Apparatus Bay, Construction of an addition to our existing fire facility to accommodate the fire, rescue and EMS offices, combined meeting and training room, kitchen, rest rooms with showers, fire sprinkler system, and placement of a 33,000 gallon water reservoir. This project includes all aspects of constructing an addition to an existing building including site survey, geologic studies, architectural design of the building and landscape, land preparation, and the actual construction of the additional facility. FY2012 Request: $950,000; State: $800,000; MSB: $150,000.";
- MSB Recommended Emergency Services Projects and Infrastructure
  FY2012 – FY2017 ($,000), Equipment, by inserting the following as number one and renumbering accordingly: "Fire Engine – Caswell, New fire engine to meet all current Federal and State requirements for design and functionality. Will have compressed air foam system (CAFS) to improve the efficiency in which fires are extinguished. Will be housed in the newly constructed Caswell Fire Station. FY2012 Request: $550,000; State: $500,000; MSB: $50,000".

VOTE: The amendment passed without objection.

MOTION: Assemblymember Arvin moved to suspend the rules to extend the meeting past 11:30 p.m. and not to exceed 11:55 p.m.

VOTE: The motion passed with Assemblymembers Arvin and Ewing opposed.

B. Resolution Serial No. 11-024: A RESOLUTION AMENDING THE SCOPE OF WORK FOR THE SKWENTNA LAND ACQUISITION/PLATTING, PROJECT NO. 25030, SUBPROJECT NO. 2400.

1. IM No. 11-037

MOTION PENDING: Assemblymember Arvin moved to adopt Resolution Serial No. 11-024.

VOTE: The motion passed without objection.

C. Resolution Serial No. 11-027: A RESOLUTION ADDING TO THE POLICY AND PROCEDURES OF THE ASSEMBLY. *(Sponsored by Mayor DeVilbiss)*

1. IM No. 11-050

MOTION PENDING: Assemblymember Arvin moved to adopt Resolution Serial No. 11-027.

MOTION: Assemblymember Arvin moved a primary amendment to Resolution Serial No. 11-027, Communications, by inserting a new paragraph "C" to read: "In situations where Assembly Members and the Mayor receive emails addressed to the entire Assembly and Mayor, it is never appropriate to reply to all recipients or have further email communications amongst the recipients because the Open Meetings Act could be violated."

VOTE: The primary amendment passed with Assemblymember Halter opposed.

MOTION: Assemblymember Bettine moved to postpone Resolution Serial No. 11-027 to time certain of April 5, 2011.

VOTE: The motion to postpone to a time certain of April 5, 2011, passed with Assemblymembers Halter, Ewing, and Woods opposed.

Mayor DeVilbiss inquired if there was any objection to taking up attorney comments, clerk comments and then citizen and other correspondence.

There was no objection noted.

D. ATTORNEY COMMENTS

Mr. Spiropoulos:

- advised that if the Assembly decides to conduct the work session regarding assessments, that they may want to invite Mr. Steve Van Zant, state assessor to participate;
- related that the draft Environmental Impact Study for the Rail Extension project should be completed soon; and
- spoke to his potential travel schedule for April.

E. CLERK COMMENTS

Ms. McKechnie:

- spoke to the upcoming meeting schedule; and
- noted that the budget schedule is included.

Assemblymember Bettine requested to reschedule the 6 p.m. April 28, 2011, budget public hearing to May 4, 2011, at 6 p.m.

There was no objection noted.

Ms. Gray advised that the Finance Director would not have all of the appeals and tax information in time for the April 12, 2011, work session and that it should be rescheduled to April 18, 2011, at 9 a.m.

There was no objection noted.

Ms. McKechnie
- reported that it is anticipated that the state of Alaska census numbers will be released on March 16, 2011;
- asked if the Assembly would like to schedule a work session on March 29, 2011, at 4 p.m. to review the reapportionment process, as was requested;
- queried if the Assembly would like to schedule special meetings on April 5, 2011, and April 19, 2011, at 4 p.m. regarding reapportionment mapping.

There was no objection noted.

Ms. McKechnie:
- advised that the newly hired Manager had requested that the Assembly reschedule the Assembly planning session to a time he would be available; and
- queried if the Assembly would like to reschedule the Planning Session to June 4, 2011.

There was no objection noted.

Ms. McKechnie inquired if the Assembly would like to schedule a work session regarding assessment procedures and Borough space issues on May 4, 2011, at 4 p.m.

There was no objection noted.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
a. Borough Area Schools Site Selection Committee: 04/22/10
b. Emergency Medical Services Board: 12/01/10
c. Enhanced 911 Advisory Board: 11/09/10
d. Fairview RSA Board of Supervisors: 05/18/10, 08/24/10, 10/19/10
e. Greater Butte RSA Board of Supervisors: 11/11/10
f. Library Board: 10/16/10
g. Local Road Service Area Advisory Board: 11/18/10
h. Planning Commission: 11/15/10, 11/17/10, 12/06/10, Resolution Serial Nos. 10-34, 10-43, 10-44, 10-46
i. Platting Board: 12/16/10, 01/06/11

j. Port Commission: 12/20/10, Resolution Serial Nos.10-006(AM), 10-007
k. Real Property Asset Management Board: 09/13/10, 10/11/10, Resolution Serial Nos. 10-11, 10-12, 10-13
l. South Colony RSA Board of Supervisors: 08/04/10
m. West Lakes FSA Board of Supervisors: 11/01/10

2. Community Council Correspondence:
a. Chickaloon Community Council: 06/09/10
b. North Lakes Community Council: 11/30/10
c. Point MacKenzie Community Council: 12/09/10
d. South Knik River Community Council: 08/19/10
e. Sutton Community Council: 11/11/10, 12/09/10
f. Willow Area Community Organization: 11/01/10

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

G. INFORMATIONAL MEMORANDUM

1. IM No. 11-067: MONTHLY REPORTING OF AMENDED CONTRACTS AND NEW AWARDS UNDER $100,000, ALONG WITH SOLE SOURCE PROCUREMENTS, FOR THE PERIOD OF FEBRUARY 1, 2011, TO FEBRUARY 28, 2011.

The informational memorandum was presented and no comments were noted.

C. OTHER NEW BUSINESS

(There was no other new business.)

XI. RECONSIDERATION

(There was no reconsideration presented.)

XII. EXECUTIVE SESSION

(There was no executive session held.)

XIII. MAYOR AND ASSEMBLY COMMENTS

Assemblymember Bettine stated that for security reasons, she would like to the block entrance and exit of the public through the lower level conference room.

Assemblymember Halter:
- congratulated Mr. John Baker, who is the 2011 Iditarod Champion;
- related that Mr. Baker broke the record for time to complete the Iditarod; and
- stated that Mr. Ramey Smith of Willow also did a fine job while running the Iditarod.

Assemblymember Keogh:
- reiterated his concerns with the Assembly addressing so many resolutions in support of State legislation; and
- urged the Assembly to remain focused on Borough priorities.

Assemblymember Colver:
- noted that Emergency Services has a procurement request for additional office space;
- stated that he would like this issue to come before the Assembly;
- requested information as to why the Borough has to have a storm water protection plan;
- stated that he too has safety concerns with the public entering and exiting through the lower level conference room; and
- requested that Administration address that security issue.
-

Assemblymember Arvin:
- reiterated his request that the Assembly have vests embroidered with the Borough logo, their names and districts;
- noted his pleasure with the new chairs for the Assembly and how comfortable they are; and
- spoke to the dire situation in Japan.

Mayor DeVilbiss:
- related that the Acting Manager had presented the idea of possibly letting the Navy take the M/V Susitna to Japan;
- opined that this would be an excellent public relations opportunity; and
- stated that the lobbyist had requested that Assemblymember Arvin, Ms. Gray, and himself be present the first week of April to lobby on behalf of the Rail Extension project.

Assemblymember Bettine:
- inquired if there was a representative that was going to be present at the public hearings at the Legislative Information Office next week to speak to Bogard Road extension; and
- queried if Mr. Sworts could be present.

Mayor DeVilbiss inquired if there was legislation in Juneau regarding Bogard Road.

Ms. Gray:
- stated that Mr. Sworts could be present to speak to Bogard Road extension; and
- advised that there is no legislation in Juneau at this time.

Mayor DeVilbiss:
- spoke to his pleasure that combining two fire service areas improved the insurance rating for the area;
- opined that many more improvements could be made by further consolidating boards when it is feasible; and
- stated that it is important to know where the tax dollars are being utilized.

XIV. ADJOURNMENT

The regular meeting adjourned at 11:55 p.m.

Larry DeVilbiss

LARRY DeVILBISS, Borough Mayor

ATTEST:

Lonnie R McKechnie

LONNIE R. McKECHNIE, CMC, Borough Clerk

Minutes approved: 04/05/11