

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on March 17, 2009, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6:05 p.m. by Deputy Mayor Lynne Woods.

II. ROLL CALL

Assembly members present and establishing a quorum were:

- Ms. Lynne Woods, Assembly District No. 1
- Mr. Pete Houston, Assembly District No. 2
- Ms. Michelle R. Church, Assembly District No. 3
- Mr. Mark Ewing, Assembly District No. 4
- Ms. Cindy L. Bettine, Assembly District No. 5
- Mr. Robert Wells, Assembly District No. 6
- Mr. Tom Kluberton, Assembly District No. 7

Staff in attendance were:

- Ms. Lonnie R. McKechnie, Borough Clerk
- Mr. John Duffy, Borough Manager
- Ms. Elizabeth Gray, Assistant Borough Manager
- Mr. Nicholas Spiropoulos, Borough Attorney
- Ms. Brenda J. Henry, Executive Assistant to the Borough Clerk
- Ms. Tammy Clayton, Finance Director
- Mr. Dennis Brodigan, Emergency Services Director
- Ms. Linda Brenner, Community Development Director
- Mr. Mark Mayo, Planning and Land Use Director
- Ms. Patty Sullivan, Public Affairs Director
- Mr. Dave Hanson, Economic Development Director
- Ms. Bonnie Allen, Planner II
- Mr. Alex Strawn, Planner II
- Mr. Chuck Braun, Manager of Operations and Maintenance

III. APPROVAL OF AGENDA

Deputy Mayor Woods inquired if there were any changes to the agenda.

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

IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ms. Bonnie Quill, Mat-Su Convention and Visitors Bureau, Executive Director.

V. MINUTES OF PRECEDING MEETINGS

- A. Special Assembly Meeting: 02/17/09
- B. Regular Assembly Meeting: 02/17/09

Deputy Mayor Woods inquired if there were any changes to the special meeting minutes of February 17, 2009, and regular meeting minutes of February 17, 2009.

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

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 (MSCVB) – Ms. Bonnie Quill, MSCVB Executive Director.

Ms. Quill:

- provided an update regarding marketing campaigns for the Mat-Su Convention and Visitors Bureau;
- spoke to the need for conversion study research; and
- commented that the corporate tax sponsored by Senator Huggins and Senator Menard has been much appreciated by the MSCVB.

- 4. Small Business Development Center – Mr. Jason Dinneen, State Director

Mr. Dinneen:

- spoke to how new business plans are developed;
- advised that the Mat-Su Small Business Development Center is setting the standard for all statewide small business development centers;
- noted that community funding is extremely important in assisting clients in obtaining their individual goals;
- stated that the center has changed from a quantitative approach to a qualitative approach;
- commented that engaging with local communities is a necessity to provide appropriate client services; and
- praised the Borough for their continued support.

Mr. Dave Hanson spoke to the positive relationship the Borough has with the Small Business Development Center.

Assemblymember Church queried if the small business development center tracks new businesses that start up, in order to determine their success.

Mr. Dinneen:

- affirmed the query; and
- spoke to the voluntary comprehensive system that is used to track their success.

Assemblymember Kluberton queried if the center helped clients with incorporation and venture capital acquisition.

Mr. Dinneen:

- stated that the center does to a point; and
- stated that they recommend clients have an accountant and an attorney for proper advice.

Assemblymember Bettine queried if the Small Business Development Center had a class to instruct clients on how to deal with the government.

Mr. Dinneen:

- affirmed the query;
- spoke to the functions of the Procurement Technical Assistance Center (PTAC); and
- noted that Alaska's PTAC Program is one of the most successful in the nation.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

Assemblymember Church:

- stated that she was not able to attend the last meeting;
- advised that she feels she is not able to represent the Assembly very well at these meetings, as she is not able to attend all of the meetings ;
- commented that perhaps the Assembly might want to appoint someone else to attend.

Assemblymember Wells:

- noted that the March 2, 2009 meeting was informal; and
- spoke to the need to pursue funding for special education.

(There was no report provided.)

2. Assembly Public Relations

Assemblymember Bettine:

- noted that several realtors and home builders from the valley are going to Juneau for an industry statewide lobbying trip;
- stated that she contacted a couple of members from those groups and requested that they speak to the need for improved transportation;
- commented that it is always in the valleys best interest to promote the road bonds in order to improve transportation; and
- opined that perhaps something easy to understand should be put forward to their constituents regarding the road bonds.

Assemblymember Church:

- advised she attended a board meeting of the Alaska State Fair;
- spoke to the concerns of the Assembly in making agriculture in the Borough sustainable; and
- opined that the agriculture processing plant is receiving a lot of attention in Washington, D.C.

C. MANAGER COMMENTS

1. State/Federal Legislation

Mr. Duffy:

- noted that the Borough has received all the funding from Department of Environmental Conservation for the recycling center;
- stated that there is a vessel coming in the first of April to the Pt MacKenzie dock, with a shipment of several hundred metric tons of cement and metal mesh;
- further added that the dock is also expecting an export vessel for scrap metal;
- related that CH2M Hill, is now pursuing a lease for 100 acres at Port MacKenzie;
- advised that it is too soon to know the status of the capital budget in Juneau at this time; and
- spoke to the need for volunteers to be in Juneau the last two days of the legislative session, to represent the Borough.

Ms. Allen provided an update on the natural gas and production draft ordinance.

Assemblymember Bettine:

- requested the Assembly receive the draft ordinance and fact sheet to provide to their constituents; and
- queried if the draft ordinance had been sent out to community councils.

Ms. Allen confirmed the query.

Assemblymember Church:

- queried if the draft ordinance covered the different methods of transporting natural gas; and
- further asked if the draft ordinance was just regarding drilling.

Ms. Allen:

- advised that the draft ordinance specifically speaks to natural gas exploration and production; and
- noted that it does not address the transportation of natural gas.

Mr. Hanson provided an update regarding the American Recovery and Reinvestment Act efforts.

Assemblymember Church queried if there are stimulus funds for the Agriculture processing plant.

Mr. Duffy reported that the Agriculture Processing Plant did not meet the criteria for being “shovel ready.”

Assemblymember Bettine queried if the Agriculture Processing Plant would have an opportunity to move to the top of the wish list, now that the barge dock is so close to fruition.

Mr. Duffy:

- advised the Borough is hiring a grant writer to pursue this project;
- noted that the Borough is not going for Economic Development Administration funds, because they would be turned down; and
- advised that the Borough is currently reviewing all the competitive potential grants that would apply to the agriculture plant.

Mr. Hanson:

- advised that the Environmental Development Administration has very little funds;
- noted that the Borough could pursue a \$3 million dollar grant if the Borough could provide \$3 million dollars in material resources; and
- emphasized that each federal department has different criteria for grants.

Mr. Rick Koslerich, HDR Alaska, provided an update regarding Borough space issues.

Assemblymember Bettine queried if the request for proposal includes a method by which it will be open for public bidding.

Mr. Koslerich advised that it would be open for public comment at a later date.

Assemblymember Ewing:

- commented that he thought it had been previously advertised; and
- queried if there is a square footage break down on each place being reviewed.

Mr. Koslerich:

- advised that square footage will be included in the draft report; and
- noted that it has not been formally advertised.

Discussion ensued regarding space issues.

D. ATTORNEY COMMENTS

Mr. Nick Spiropoulos advised the owner of Fishheads Bar has filed an appeal with the Supreme Court.

E. CLERK COMMENTS

Ms. McKechnie spoke briefly regarding the upcoming meeting schedule.

Assemblymember Bettine requested to come back to the clerks report at the end of the meeting.

There was no objection noted.

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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. 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

Mr. Dennis Brodigan provided a staff report.

Deputy Mayor Woods 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. 09-026.

VOTE: The motion passed without objection.

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.

a. 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

Mr. Dennis Brodigan provided a staff report.

Deputy Mayor Woods 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. 09-027 and Resolution Serial No. 09-021.

VOTE: The motion passed without objection.

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

Mr. Braun provided a staff report.

Deputy Mayor Woods 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 Houston moved to adopt Ordinance Serial No. 09-028.

VOTE: The motion passed without objection.

4. Ordinance Serial No. 09-039: AN ORDINANCE CALLING FOR A SPECIAL ELECTION ON JUNE 2, 2009, TO FILL THE OFFICE OF MAYOR.

a. IM No. 09-080

Ms. McKechnie provided a staff report.

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. 09-028.

MOTION: Assemblymember Bettine moved a primary amendment to Ordinance Serial No. 09-039, to strike the date of "June 2" for the election date and insert in its place the date of "June 9."

VOTE: The primary amendment passed without objection.

VOTE: The main motion as amended passed without objection.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following person spoke regarding the Lazy Mountain Special Land Use District and requested that the Assembly provide direction to staff to move forward with the special land use district: Mr. Jim Sykes, President of Lazy Mountain Community Council.

The following person spoke regarding concerns with the Nelson Road extension and the South Palmer School site selection: Ms. Monica Swan

The following persons spoke regarding the Nana Management contract for janitorial services: Ms. Jill Showman, Mat-Su Education Association President and Mr. Rick Burns, Certified Employees Association President.

The following person spoke regarding concerns about property tax assessments: Mr. John Nolan.

The following person spoke regarding concerns about the Alaska State Fair's 40-acre parcel turning into an industrial complex: Mr. Bill Aube.

The following person spoke regarding the Susitna Valley High School boiler proposal: Mr. Arthur Mannix.

C. CONSENT AGENDA

1. RESOLUTIONS

a. Resolution Serial No. 09-025: A RESOLUTION SUPPORTING THE HUMAN SERVICES TRANSPORTATION COORDINATION PLAN, PHASE TWO.

(1) IM No. 09-076

2. ASSEMBLY MEMORANDUMS

a. AM No. 09-016: AUTHORIZING THE MANAGER TO ENTER INTO AN AGREEMENT FOR FIRE PROTECTION SERVICES WITH THE CITY OF PALMER FOR FISCAL YEAR 2009 IN THE AMOUNT OF \$283,506.50.

- b. AM No. 09-018: AWARD OF BID NO. 09-075 TO EMULSION PRODUCTS COMPANY FOR THE CONTRACT AMOUNT OF \$112,200 FOR THE SUPPLY OF BITUMINOUS MATERIAL.

Ms. McKechnie read the above legislation into the record.

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

VOTE: The motion passed without objection.

(The regular meeting recessed at 7:52 p.m. and reconvened at 8:03 p.m.)

E. CLERK COMMENTS *(continued from page 6)*

Ms. Clayton:

- provided a report regarding the budget review meeting schedule;
- advised that during budget season, there are generally two meetings a week;
- noted that May is graduation time in the valley; and
- stated that typically, members of the Assembly are often called upon to speak at graduations.

Assemblymember Ewing queried whether or not Saturday meetings were a viable option.

Assemblymember Bettine noted she would rather take a full day to complete the reviews, rather than over several days.

Discussion ensued regarding consolidating meeting dates.

Ms. McKechnie:

- noted that the overview of the departmental budget would take place on April 7, 2009, at 3:00 p.m. and April 9, 2009 at 10:00 a.m.;
- advised she will bring the joint Assembly/Municipality of Anchorage meeting back for scheduling to the Assembly in June; and
- related that the joint training session presented by the Law Department and the Clerks Office, for parliamentary procedure and the Open Meetings Act, was well received.

F. CITIZEN AND OTHER CORRESPONDENCE

MSB Board/Committee Minutes:

- a. Board of Ethics, 04/09/08, 04/30/08
- b. Big Lake, Meadow Lakes, and Wasilla-Lakes Fire Service Area Joint Board of Supervisors: 02/11/08, 06/09/08
- c. Big Lake, and Meadow Lakes Fire Service Area Joint Board of Supervisors: 03/10/08, 05/05/08
- d. Citizens Advisory Committee on the Goose Creek Correctional Center: 01/07/09
- e. Enhanced 911 Advisory Board: 11/12/08

- f. Greater Talkeetna RSA No. 29: 11/13/08
- g. Local Road Service Area Advisory Board: 08/21/08, 11/20/08
- h. Mayor's Blue Ribbon Sportsmen's Committee: 10/23/08
- i. Meadow Lakes FSA No. 34: 01/14/08, 02/04/08, 04/01/08, 06/03/08
- j. Planning Commission: 12/01/08, Resolution Serial No. 09-01(AM)
- k. Platting Board: 01/08/09
- l. Transportation Advisory Board: 11/18/08

Community Council Correspondence:

- a. Meadow Lakes Community Council: 12/10/08; 01/21/09
- b. North Lakes Community Council: 5/27/08, 11/25/08
- c. Trapper Creek Community Council: 01/22/09
- d. Willow Area Community Organization: 3/17/08; 12/1/08

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

G. INFORMATIONAL MEMORANDUMS

- 1. IM No. 09-075: MONTHLY REPORTING OF AMENDED CONTRACTS AND NEW AWARDS UNDER \$100,000, ALONG WITH THE SOLE SOURCE PROCUREMENTS, FOR THE PERIOD OF FEBRUARY 1, 2009, TO FEBRUARY 28, 2009.

The informational memorandum was presented and no comments were noted.

VIII. UNFINISHED BUSINESS

(There was no unfinished business presented.)

IX. NEW BUSINESS

A. INTRODUCTION (For public hearing – 03/31/09, 7 p.m., Borough Assembly Chambers)

- 1. Ordinance Serial No. 09-056: AN ORDINANCE AUTHORIZING THE MATANUSKA-SUSITNA BOROUGH TO ENACT AN AREA WIDE SALES TAX NOT EXCEEDING 3 PERCENT OF SALES, SERVICES, AND RENTALS WITHIN THE BOROUGH AND TO SUBMIT THE QUESTIONS TO THE QUALIFIED VOTERS OF THE BOROUGH AT THE JUNE 2, 2009, SPECIAL BOROUGH ELECTION.
 - a. Ordinance Serial No. 09-055: AN ORDINANCE ADOPTING MSB 3.35, A UNIFORM SALES TAX.
- (1) IM No. 09-083

B. INTRODUCTION (For public hearing – 04/07/09, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 09-033: AN ORDINANCE AMENDING MSB 2.12.070, MEETINGS; TO CHANGE THE TIME OF DAY THAT THE FIRST REGULAR MONTHLY MEETING OF THE ASSEMBLY BEGINS.
(Sponsored by: Assemblymembers Bettine and Houston)
 - a. IM No. 09-040

2. Ordinance Serial No. 09-034: AN ORDINANCE AMENDING MSB 27.20.045 TO ALLOW PROVISIONS TO EXEMPT THE SUBDIVISION OF CERTAIN AGRICULTURAL PARCELS FROM ROAD CONSTRUCTION REQUIREMENTS.
 - a. IM No. 09-047

3. Ordinance Serial No. 09-035: AN ORDINANCE AUTHORIZING THE BOROUGH TO ISSUE AREAWIDE GENERAL OBLIGATION BONDS, 2009 IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$19,030,000 TO FINANCE THE ACQUISITION, CONSTRUCTION, INSTALLATION, MAJOR RENOVATION AND RENEWAL OF EDUCATIONAL AND RELATED CAPITAL IMPROVEMENTS IN THE BOROUGH, FIXING CERTAIN DETAILS OF SUCH BONDS AND AUTHORIZING THEIR SALE.
 - a. IM No. 09-052

4. Ordinance Serial No. 09-036: AN ORDINANCE APPROVING AN APPROPRIATION OF \$377,055 FROM THE DISPATCH SERVICES RESERVE FUND, FUND 100, TO THE TELECOMMUNICATIONS FISCAL YEAR 2009 OPERATING BUDGET, FUND 100, TO PAY FOR FISCAL YEAR 2009 DISPATCH SERVICES FROM JANUARY 1, 2009, THROUGH JUNE 30, 2009.¹
 - a. IM No. 09-067

5. Ordinance Serial No. 09-037: AN ORDINANCE ACCEPTING AND APPROPRIATING AN \$800 DONATION FROM THE BIG LAKE COMMUNITY COUNCIL TO FUND 440, PROJECT NO. 15018, FOR FISH CREEK PARK PLAYGROUND EQUIPMENT.
 - a. Resolution Serial No. 09-023: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE FISH CREEK PARK PLAYGROUND EQUIPMENT.
 - (1) IM No. 09-069

6. Ordinance Serial No. 09-040: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$10,613 FROM THE ROAD SERVICE AREA GRID ROLLER MAINTENANCE FUND BALANCE, FUND 266, TO THE ROAD SERVICE AREA GRID ROLLER FISCAL YEAR 2009 OPERATING BUDGET, FUND 266.
 - a. IM No. 09-032

7. Ordinance Serial No. 09-041: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$15,000 FROM ALPINE ROAD SERVICE AREA NO. 31

¹ OR Serial No. 09-036 was introduced and set for public hearing on 03/31/09

- FUND BALANCE, FUND 285, TO THE ALPINE ROAD SERVICE AREA NO. 31 FISCAL YEAR 2009 OPERATING BUDGET, FUND 285.
- a. IM No. 09-055
8. Ordinance Serial No. 09-042: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$70,000 FROM FAIRVIEW ROAD SERVICE AREA NO.14 FUND BALANCE, FUND 271, TO THE FAIRVIEW ROAD SERVICE AREA NO. 14 FISCAL YEAR 2009 OPERATING BUDGET, FUND 271.
- a. IM No. 09-057
9. Ordinance Serial No. 09-043: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$25,000 FROM KNIK ROAD SERVICE AREA NO. 17 FUND BALANCE, FUND 274, TO THE KNIK ROAD SERVICE AREA NO. 17 FISCAL YEAR 2009 OPERATING BUDGET, FUND 274.
- a. IM No. 09-059
10. Ordinance Serial No. 09-044: AN ORDINANCE APPROVING SUPPLEMENTAL APPROPRIATION OF \$6,500 FROM NORTH COLONY ROAD SERVICE AREA NO. 23 FUND BALANCE, FUND 278, TO THE NORTH COLONY ROAD SERVICE AREA NO. 23 FISCAL YEAR 2009 OPERATING BUDGET, FUND 278.
- a. IM No. 09-060
11. Ordinance Serial No. 09-045: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$40,000 FROM MEADOW LAKES ROAD SERVICE AREA NO. 27 FUND BALANCE, FUND 281, TO MEADOW LAKES ROAD SERVICE AREA NO. 27 FISCAL YEAR 2009 OPERATING BUDGET, FUND 281.
- a. IM No. 09-062
12. Ordinance Serial No. 09-046: AN ORDINANCE APPROVING AN APPROPRIATION OF \$100,000 FROM MIDWAY ROAD SERVICE AREA NO. 9 FUND BALANCE, FUND 270, TO FUND 410, PROJECT NO. 30036, FOR MIDWAY ROAD SERVICE AREA NO. 9 CAPITAL PROJECTS.
- a. IM No. 09-064
13. Ordinance Serial No. 09-047: AN ORDINANCE APPROVING AN APPROPRIATION OF \$15,000 FROM ALPINE ROAD SERVICE AREA NO. 31 FUND BALANCE, FUND 285, TO FUND 410, PROJECT NO. 30051, FOR ALPINE ROAD SERVICE AREA NO. 31 CAPITAL PROJECTS.
- a. IM No. 09-065
14. Ordinance Serial No. 09-048: AN ORDINANCE AMENDING MSB 2.47.060(E) BOROUGHWIDE RECORDS MANAGEMENT PROGRAM.
- a. IM No. 09-066

15. Ordinance Serial No. 09-049: AN ORDINANCE APPROVING THE MODIFICATION OF THE SPECIFIC RESTRICTION WITHIN QUITCLAIM DEED SERIAL NO. 2002-001549-0, RECORDED OCTOBER 7, 2002, LIFTING THE RESTRICTION ON A SPECIFIC 20-ACRE AND A SPECIFIC 10-ACRE PARCEL WITHIN GREAT ALASKA COUNCIL PROPERTY THAT "ALL ACTIVITIES BE OPERATED BY AND FOR THE SOLE BENEFIT OF NOT-FOR-PROFIT ENTITIES" FOR THE PURPOSE OF ALLOWING LEGAL ACCESS ACROSS AND THROUGH DENALI SON-GLO TRUST LAND AND ALASKA HOTEL PROPERTIES LAND FROM THE PARKS HIGHWAY TO GREAT ALASKA COUNCIL, BOY SCOUTS OF AMERICA, PROPERTY.
 - a. IM No. 09-068

16. Ordinance Serial No. 09-050: AN ORDINANCE ACCEPTING AND APPROPRIATING \$114,000 FROM THE STATE OF ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES, TO FUND 475, PROJECT NO. 47016 FOR THE PURCHASE OF VANS FOR USE IN A REGIONAL VANPOOL PROGRAM.
 - a. Resolution Serial No. 09-026: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE PURCHASE OF VANS FOR USE IN A REGIONAL VANPOOL PROGRAM.
 - (1) IM No. 09-071

17. Ordinance Serial No. 09-051: AN ORDINANCE APPROVING AN APPROPRIATION OF \$360,000 FROM THE GREATER PALMER CONSOLIDATED FIRE SERVICE AREA FUND BALANCE, FUND 259, TO FUND 405, PROJECT NO. 45055, TO ALLOW FOR THE PURCHASE OF A NEW TANKER AND RELATED EQUIPMENT.
 - a. Resolution Serial No. 09-027: A RESOLUTION APPROVING THE SCOPE OF WORK AND AMENDED BUDGET FOR PROJECT NO. 45055, TO ALLOW FOR THE PURCHASE OF A NEW TANKER AND RELATED EQUIPMENT.
 - (1) IM No. 09-072

18. Ordinance Serial No. 09-052: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$60,000 FROM THE WEST LAKES FIRE SERVICE AREA NO. 136 FUND BALANCE, FUND 249, TO THE WEST LAKES FIRE SERVICE AREA NO. 136 FISCAL YEAR 2009 OPERATING BUDGET, FUND 249, TO PROVIDE FUNDING FOR PAYROLL EXPENSES FOR THE REMAINDER OF FISCAL YEAR 2009.
 - a. IM No. 09-073

19. Ordinance Serial No. 09-053: AN ORDINANCE ADOPTING MSB 1.55 EXEMPTION FROM PAYMENT OF FILING FEE AND CRITERIA FOR EVALUATION.
 - a. IM No. 09-081

- 20. Ordinance Serial No. 09-054: AN ORDINANCE AMENDING MSB 5.25.140, TO ANNEX PROPERTIES IN AND AROUND THE CARPENTER LAKE AREA INTO THE WASILLA-LAKES FIRE SERVICE AREA NO. 130 WITHOUT THE PLACEMENT OF THE QUESTION ON THE BALLOT, PER MSB 5.20.005(G), AND CORRECTING CLERICAL ERRORS IN THE LEGAL DESCRIPTION. *(Sponsored by: Assemblymember Bettine)*
 - a. Resolution Serial No. 09-028: A RESOLUTION FINDING THE ANNEXATION OF PROPERTIES IN AND AROUND THE CARPENTER LAKE AREA INTO THE WEST-LAKES FIRE SERVICE AREA NO. 130 SERVES THE PUBLIC INTEREST WITHOUT THE PLACEMENT OF THE QUESTION ON THE BALLOT.
 - (1) IM No. 09-082
- C. INTRODUCTION (For public hearing – 04/21/09, 7 p.m., Borough Assembly Chambers)
 - 1. Ordinance Serial No. 09-029: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE MOUNTAIN CREST DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 428 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.
 - a. Ordinance Serial No. 09-030: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$35,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE MOUNTAIN CREST DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 428, AND FIXING DETAILS OF SAID BONDS.
 - (1) IM No. 09-053
 - 2. Ordinance Serial No. 09-031: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE SHEENA MAY AND PINWYCK ESTATES ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 429 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.
 - a. Ordinance Serial No. 09-032: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$84,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE SHEENA MAY AND PINWYCK ESTATES ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 429, AND FIXING DETAILS OF SAID BONDS.
 - (1) IM No. 09-054

Ms. McKechnie read the above legislation into the record.

MOTION: Assemblymember Bettine moved to introduce the legislation as read into the record by the Clerk and set the public hearings for March 31, 2009, April 17, 2009, and April 21, 2009, respectively.

MOTION: Assemblymember Houston moved to divide the question and take the introduction of Ordinance Serial No. 09-036 separately.

VOTE: The motion to divide the question passed without objection.

MOTION: First segment. Assemblymember Bettine moved to introduce the legislation as read into the record by the clerk and set the public hearings for 03/31/09, 04/07/09, and 04/21/09, respectively, with the exception of Ordinance Serial No. 09-036.

VOTE: The motion passed without objection.

MOTION: Second segment. Assemblymember Houston moved to introduce Ordinance Serial No. 09-036 and set the public hearing for 03/31/09.

VOTE: The motion passed without objection.

D. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Deputy Mayor Woods requested the following confirmations:

Board of Adjustment and Appeals

Marian Elliot

Board of Equalization

Resignation of Brian Sullivan

Emergency Medical Services Board

Joseph Kiren

Library Board

Resignation of Julie Busch

Resignation of Linda Henning

Local Emergency Planning Committee

Resignation of Mark Peterson

Parks, Recreation, and Trails Advisory Board

Lorene Lynn

Platting Board

Yvonne Sumner

Deputy Mayor Woods made the following recommendations:

Board of Adjustment and Appeals

Timothy Anderson

Health and Social Services Board

Sammye Pokryfki

Library Board

Jeanne Troshynski

Sharon Scott

Local Emergency Planning Committee

Bill Costello

Caswell Lakes FSA No. 135
Cheryl Newsome
Fairview RSA No. 14
David Hopper

MOTION: Assemblymember Bettine moved to confirm the Deputy Mayor's recommendations and resignations up for confirmation this evening.

VOTE: The motion passed without objection.

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

1. Ordinance Serial No. 09-038: AN ORDINANCE REPEALING MSB 27.15.070, PUBLIC USE EASEMENT ACCEPTANCE PROCEDURE; AND AMENDING MSB 27.15.080, WAIVER SUBDIVISIONS AND MSB 27.15.090, ABBREVIATED PLATS; AND AMENDING THE LAND MANAGEMENT DIVISION POLICY AND PROCEDURE MANUAL RELATING TO THE DONATION OF PUBLIC USE EASEMENTS. *(Sponsored by: Assemblymember Church)*

a. IM No. 09-070

MOTION: Assemblymember Church moved to refer Ordinance Serial No. 09-038 to the Planning Commission for 90 days.

VOTE: The motion passed without objection.

MOTION: Assemblymember Bettine moved to direct the Manager to have planning staff move forward with the Lazy Mountain Community Council Special Land Use District.

VOTE: The motion passed without objection.

X. RECONSIDERATION

(There were no reconsiderations presented.)

XI. VETO

(There were no vetoes presented.)

XII. EXECUTIVE SESSION

A. Susitna Valley High School Insurance Claim Proposed Settlement and Potential Litigation Regarding the Fire.

MOTION: Assemblymember Bettine moved to enter into executive session for matters, immediately public knowledge of which would clearly have an adverse effect upon the finances of the Borough and matters, which by law, municipal charter, or ordinance are required to be confidential, specifically to discuss the Susitna Valley High School Insurance Claim Proposed Settlement and Potential Litigation Regarding the Fire. Those present during the executive session were: the Members of the Assembly, the Manager, the Attorney, the Clerk and the Finance Director.

VOTE: The motion passed without objection and the Assembly entered executive session at 8:29 p.m.

MOTION: Assemblymember Bettine moved to exit executive session.

VOTE: The motion passed without objection and the Assembly exited executive session at 9:10 p.m.

MOTION: Assemblymember Bettine moved to approve the settlement as discussed in executive session and to Direct the manager to execute the settlement.

VOTE: The motion passed without objection.

XIII. MAYOR AND ASSEMBLY COMMENTS

Assemblymember Ewing:

- provided a report regarding attending the National Association of Counties conference in Washington, D.C.; and
- spoke to the meetings he attended with the Federal Legislative Delegation.

Assemblymember Wells:

- spoke to the National Farmers Union Board of Directors meeting;
- stated that the farmers union is the voice of the family farms;
- commented that Americans are used to inexpensive food that is unhealthy;
- noted that healthy foods are more expensive;
- related the need for farms to be profitable; and
- provided a report regarding the meeting with the Federal Legislative Delegation.

Assemblymember Kluberton

- advised that the Manager and himself were invited to attend the Iditarod Restart Golf Tournament in Willow; and
- stated that he enjoyed the tournament.

Assemblymember Bettine requested that the Borough staff explain how they would get the sales tax ordinance of 2007 up for public hearing on March 31, 2009, instead of the ordinance that got introduced.

Mr. Duffy stated that he would make sure that the correct legislation be forwarded to Ms. McKechnie tomorrow.

Ms. McKechnie explained that it would come forward as a substitute ordinance attached to the ordinance that was introduced tonight.

Assemblymember Bettine:

- requested that the information be forwarded to the Assembly in order to address the correct ordinance when addressing their constituents; and
- queried the privatization of the prison.

Mr. Duffy:

- advised that there is \$20 million for utilities;
- noted the Governor Palin is putting the funds forward in small increments over three years;
- stated that there is only one more shot at this and it has to be before the end of the Legislative session;
- spoke to the effort by the State to cut this from the budget;
- further added that the State was unable to cut the prison from the budget, as the bonds had already been sold; and
- confirmed that there has been discussion of privatizing the prison.

Assemblymember Bettine:

- related that she had seen a commercial for fire training to be held at the Knik-Goose Bay Fire Training Center; and
- expressed her concerns about there being no public notice that there would be training at the facility with commercial jet fuel; and
- opined that the commercial made it sound as if the whole of Alaska could show up in the fire service area.

Mr. Duffy advised that the commercials have been stopped.

Assemblymember Bettine:

- opined that this type of issue should be addressed by the Assembly as a whole;
- reiterated that the commercial stated it would provide training for the whole of Alaska; and
- queried when it could be brought before the Assembly.

Mr. Duffy:

- advised that this issue was approved by a prior Assembly; and
- stated that it could be brought back to the Assembly at any time.

Assemblymember Bettine:

- requested that this issue be brought back before the Assembly by May 5, 2009;
- spoke to the Management Audit Report;
- commented that there are funds to do management audits; and
- related that she would like to speak to the auditor directly.

Discussion ensued regarding the Management Audit Review.

MOTION: Assemblymember Church moved to suspend the rules and extend the meeting past 10 p.m., not to exceed 10:15 p.m.

VOTE: The motion passed without objection.

Assemblymember Church:

- reported that the Agriculture Processing Center was well received in Washington, D.C.
- spoke to concerns with Enhanced 911 Dispatch request for proposal;
- queried if the Manager had looked into what the process would be and what would occur should the South Palmer Elementary School not be opened; and
- further queried what would occur should the School District's security bonds not sell.

Mr. Duffy:

- related that the bond market has stabilized;
- noted that the stimulus package does include funds for municipalities to support issuing bonds; and
- stated that there is a way to be sure that the first bond payment does not hit the budget in the incorrect year.

Assemblymember Church:

- related that she has been told by several Legislators, that they are not hearing from the farmers regarding the Agriculture Processing Center; and
- reported that the Legislators are only hearing from the Assembly.

Deputy Borough Mayor Woods provided a report on the recent trip to Washington, D.C.

XIV. ADJOURNMENT

The regular meeting adjourned at 10:04 p.m.


LYNNE WOODS, Deputy Borough Mayor

ATTEST:


LONNIE R. McKECHNIE, CMC, Borough Clerk

Minutes approved: 04/07/09