

MATANUSKA-SUSITNA BOROUGH

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

BOROUGH MAYOR

Curtis D. Menard

BOROUGH CLERK

Michelle M. McGehee, CMC

BOROUGH MANAGER

John Duffy

BOROUGH ATTORNEY

Nicholas Spiropoulos



BOROUGH ASSEMBLY

Lynne Woods, District 1
Bill Allen, District 2
Michelle R. Church, District 3
Mary Kvalheim, District 4
Cindy L. Bettine, District 5
Robert F. Wells, District 6
Tom Kluberton, District 7

ASSEMBLY AGENDA

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

REGULAR MEETING

6 P.M.

TUESDAY, APRIL 3, 2007

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

A. Special Assembly Meeting: 03/13/07

B. Regular Assembly Meeting: 03/20/07

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

2. Matanuska-Susitna Borough School District

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

2. Assembly Public Relations

C. MANAGER COMMENTS

1. State/Federal Legislation

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Greater Palmer Fire Service Area No. 132: 01/15/07
 - b. Library Advisory Board: Resolution Serial Nos. 07-01, 07-02
 - c. Meadow Lakes Public Safety Building Naming Committee: 11/06/06, 11/20/06, 01/15/07
 - d. Parks, Recreation, and Trails Advisory Board: Resolution Serial Nos. 06-18, 06-19, 06-20
 - e. Port Commission: 12/18/06, Resolution Serial No. 07-001
 - f. Real Property Asset Management Board: 01/10/07, Resolution Serial Nos. 06-09, 06-10, 06-11, 07-02, 07-03(SUB)
2. Community Council Correspondence:
 - a. South Knik River Community Council: 09/15/06

G. INFORMATIONAL MEMORANDUMS

1. IM No. 07-080: AN INFORMATIONAL MEMORANDUM ADVISING OF THE STATUS OF THE NEGOTIATIONS FOR THE SCHOOL SITE ON SPRINGER LOOP.

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. 07-014: AN ORDINANCE CREATING MCDOWELL ROAD ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 424, 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. *(Continued public hearing from
March 20, 2007)*

a. IM No. 07-035

2. Ordinance Serial No. 07-015: AN ORDINANCE CREATING WESLEY DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 425, 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. *(Continued public hearing from March 20, 2007)*

a. IM No. 07-036

3. Ordinance Serial No. 07-023: AN ORDINANCE AMENDING EXHIBIT "A" OF ORDINANCE SERIAL NO. 05-111, RELATING TO RAVEN DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 412.

a. IM No. 07-060

4. Ordinance Serial No. 07-029: AN ORDINANCE ADOPTING MSB 2.40, INFORMATION TECHNOLOGY DEPARTMENT.

a. IM No. 07-030

5. Ordinance Serial No. 07-030: AN ORDINANCE REAPPROPRIATING \$25,000 FROM LAND MANAGEMENT, FUND 203, COMMUNITY DEVELOPMENT ADMINISTRATIVE DIVISION FISCAL YEAR 2007 OPERATING BUDGET, TO FUND 480, FOR THE FRANCE ROAD 160 ASSET MANAGEMENT PLAN, PROJECT NO. 45097.

a. IM No. 07-068

6. Ordinance Serial No. 07-031: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$39,525 FROM THE LAND MANAGEMENT FUND BALANCE, FUND 203, TO THE FISCAL YEAR 2007 LAND AND RESOURCE MANAGEMENT DIVISION OPERATING BUDGET, FUND 203, TO PAY LOCAL IMPROVEMENT DISTRICT FEES ASSOCIATED WITH BOROUGH-OWNED PROPERTIES.

a. IM No. 07-071

7. Ordinance Serial No. 07-032: AN ORDINANCE AMENDING MSB 25.05.060, INITIATIVE, REFERENDUM, AND RECALL; MSB 25.15.020(B), DECLARATION OF CANDIDACY, MAYOR, ASSEMBLY, SCHOOL BOARD; MSB 25.15.030(D), DECLARATIONS OF CANDIDACY, PROCEDURE; MSB 25.15.050, NOMINATIONS, PUBLIC OFFICIAL FINANCIAL DISCLOSURE; MSB 25.30.020(A), PROHIBITION OF POLITICAL PERSUASION NEAR POLLS; AND MSB 25.35.015, WRITE-IN VOTES. (*Sponsor: Assemblymember Kluberton*)
 - a. IM No. 07-072

C. AUDIENCE PARTICIPATION (Three minutes per person.)

D. CONSENT AGENDA¹

1. RESOLUTIONS

- a. Resolution Serial No. 07-040: A RESOLUTION AMENDING THE BUDGET FOR PROJECT NO. 35245, POINT MACKENZIE ROAD – BURMA ROAD TO PORT DISTRICT UPGRADES.
 - (1) IM No. 07-079

2. ASSEMBLY MEMORANDUMS

- a. AM No. 07-037: VACATION OF A PORTION OF WEST PETIT CIRCLE AND ELIMINATE A 10 FOOT BY 30 FOOT POLE/ANCHOR EASEMENT AND 15 FOOT UTILITY EASEMENT ADJACENT TO WEST PETIT CIRCLE, WITHIN MONTCLAIRE PHASE I, BLOCK 1, LOTS 13 AND 14, LOCATED IN SECTION 23, TOWNSHIP 17 NORTH, RANGE 2 WEST, SEWARD MERIDIAN, ALASKA, IN THE KNIK-FAIRVIEW COMMUNITY COUNCIL AREA.
- b. AM No. 07-038: VACATION OF A 1 FOOT BY 55 FOOT PORTION OF RIGHT-OF-WAY WITHIN SOUTH VERMILLION CIRCLE, ADJACENT TO LOT 6, BLOCK 4, HEAVENLY MEADOWS SUBDIVISION, LOCATED IN

¹ Resolution Serial Nos. 07-040 and AM Nos. 07-054 and 07-055 were pulled from the consent agenda and addressed separately.

SECTION 18, TOWNSHIP 17 NORTH, RANGE 2 EAST,
SEWARD MERIDIAN, ALASKA.

- c. AM No. 07-054: APPROVAL OF CHANGE ORDER TO UNIT COMPANY IN AN AMOUNT NOT TO EXCEED \$3,000,000 FOR ADDITIONAL WORK TO THE KNIK-GOOSE BAY ELEMENTARY SCHOOL DESIGN/BUILD PROJECT, PROJECT NO. 40161.
- d. AM No. 07-055: AWARD OF PROPOSAL NO. 07-112 TO G.R. BROWN ENGINEERING SERVICES IN THE AMOUNT OF \$84,500 FOR THE TALKEETNA WATER AND WASTEWATER SYSTEM PHASE II DESIGN.

VIII. UNFINISHED BUSINESS

- A. Ordinance Serial No. 07-024: AN ORDINANCE ADOPTING THE STEVENS AND ORIANA LAKE, LAKE MANAGEMENT PLAN, AND AMENDING MSB 15.24.030, COMPREHENSIVE PLAN AND PURPOSES, AND MSB 17.59, LAKE MANAGEMENT PLAN IMPLEMENTATION. *(Main motion pending from March 20, 2007)*
 - 1. IM No. 07-033
 - 2. IM No. 07-082

IX. NEW BUSINESS

- A. INTRODUCTION (For public hearing – 04/17/07, 7 p.m., Borough Assembly Chambers)
 - 1. Ordinance Serial No. 07-034: AN ORDINANCE AMENDING MSB 3.08.161, ASSEMBLY APPROVAL OF CONTRACTS, AND MSB 3.08.270, OPEN MARKET PROCEDURE.
 - a. IM No. 07-004
 - 2. Ordinance Serial No. 07-035: AN ORDINANCE ADOPTING THE PARADISE LAKE, LAKE MANAGEMENT PLAN, AND AMENDING MSB 15.24.030, COMPREHENSIVE PLAN AND PURPOSES, AND MSB 17.59, LAKE MANAGEMENT PLAN IMPLEMENTATION.
 - a. IM No. 07-056
 - 3. Ordinance Serial No. 07-036: AN ORDINANCE APPROPRIATING \$451,777 TO FUND 300, SCHOOL DEBT SERVICE FUND, FOR

THE ISSUANCE COSTS FOR THE 2007 SERIES A, GENERAL OBLIGATION SCHOOL REFUNDING BONDS.

a. Ordinance Serial No. 07-037: AN ORDINANCE APPROPRIATING \$31,882 TO FUND 320, PARK BOND DEBT SERVICE, FOR THE ISSUANCE COSTS FOR THE 2007 SERIES B, GENERAL OBLIGATION PARK REFUNDING BONDS.

(1) IM No. 07-076

4. Ordinance Serial No. 07-038: AN ORDINANCE APPROPRIATING \$30,000 OF INTEREST EARNINGS ON THE 1999 SERIES A GENERAL OBLIGATION SCHOOL BONDS TO FUND 400, SCHOOL CAPITAL PROJECTS, PROJECT NO. 40131, FOR HOUSTON HIGH SCHOOL.

a. IM No. 07-077

5. Ordinance Serial No. 07-039: AN ORDINANCE AMENDING MSB 3.04.110(C), REPORTING AND LAPSE OF APPROPRIATIONS.

a. IM No. 07-078

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

C. OTHER NEW BUSINESS

X. RECONSIDERATION

XI. VETO

XII. EXECUTIVE SESSION *(for subjects that tend to prejudice the reputation and character of any person provided the person may request a public discussion, and matters, the immediate public knowledge of which would clearly have an adverse effect upon the finances of the Borough, particularly to discuss Borough Manager John Duffy's personnel investigation of Fire Chief Jack Krill Jr., and the process of investigation)*

XIII. MAYOR AND ASSEMBLY COMMENTS

XIV. ADJOURNMENT