I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on April 4, 2006, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6 p.m. by Mayor Timothy L. Anderson.

II. ROLL CALL

Assembly members present and establishing a quorum were:

Ms. Lynne Woods, Assembly District No. 1
Mr. Bill Allen, Assembly District No. 2
Mr. Talis J. Colberg, Assembly District No. 3
Ms. Mary Kvalheim, Assembly District No. 4
Ms. Cindy L. Bettine, Assembly District No. 5
Mr. Jim Colver, Assembly District No. 6 *(Deputy Mayor)*
Ms. Betty Vehrs, Assembly District No. 7

Staff in attendance were:

Ms. Marian Romano, Acting Borough Manager
Ms. Michelle M. McGehee, CMC, Borough Clerk
Mr. Nicholas Spiropoulos, Assistant Borough Attorney
Ms. Lonnie R. McKechnie, Executive Assistant to the Borough Clerk
Ms. Tammy Clayton, Finance Director
Mr. Chuck Braun, Operations and Maintenance Division Manager
Mr. Dennis Brodigan, Emergency Services Director
Mr. Ron Swanson, Community Development Director
Mr. Murph O'Brien, Planning and Land Use Director
Mr. Dave Hanson, Economic Development Director
Ms. Eileen Probasco, Planner II
Mr. Marc Van Dongen, Port Director
Ms. Patty Sullivan, Public Affairs Manager

III. APPROVAL OF AGENDA

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

GENERAL CONSENT: The agenda was approved without objection.

IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mr. Ron Rucker, President of the Classified Employees Association.

V. MINUTES OF PRECEDING MEETINGS

A. Joint Assembly/School Board Meeting: 03/14/06

Mayor Anderson inquired if there were any corrections to the joint meeting minutes of March 14, 2006.

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

B. Regular Assembly Meeting: 03/21/06

Mayor Anderson inquired if there were any corrections to the regular meeting minutes of March 21, 2006.

Assemblymember Colver noted the following correction:

- page 26 of 26, requested that his comments reflect that he was speaking to tax exempt properties that are not on the tax rolls. *[This item was corrected accordingly.]*

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

VII. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

<u>Wasilla City</u>

Councilmember Menard:

- stated that the Wasilla City Council has not met since the last time he was before the Assembly;
- advised that the Wasilla City Council will be hiring a new contract attorney; and
- spoke regarding a grasshopper business that is trying to open on Wasilla Lake.

2. Matanuska-Susitna Borough School District

School Board President Welton:

- spoke regarding School District competitions and awards that have been received;
- advised that the School Board has sent letters to the State of Alaska requesting $4,000,000 in additional funding;
- spoke regarding the additional costs of running the School District;
- advised that she and School Board Member Wells will be attending the Alaska Association of School Boards Legislative Fly-In;

- advised that State testing is taking place this week which, will determine the School District's adequate yearly progress;
- noted that Palmer High School is staging a production of Footloose; and
- invited the Assembly to attend the graduation ceremonies that are approaching.

Assemblymember Allen:
- noted that the School District has stated that they are requesting the same amount of funding as last year; and
- queried the difference in the financial report.

School Board President Welton advised that the School District is requesting the same amount of funding that the Borough provided last year, with additional funds for an increase in students and the cost of living.

Discussion ensued regarding funding for the School District.

VI. SPECIAL ORDERS OF THE DAY

A. A Proclamation Recognizing the Month of April as Matanuska-Susitna Borough Donate Life Month

Mayor Anderson read the proclamation into the record.

Assemblymember Allen stated that he appreciates this proclamation, as there are two members from his church that are awaiting transplants.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

Assemblymember Colver:
- advised that the School District is projecting 16,000 students next year, which is an increase of 550 students;
- advised that the School District will be requesting a joint meeting on May 9, 2007, regarding the School District's budget; and
- spoke regarding the procurement of the portables for Susitna Valley High School.

Assemblymember Allen advised that the School District is going to study and report on students attending school in the 13th year to attend college.

2. Regional Transportation Planning Organization

Mayor Anderson advised that the Regional Transportation Planning Organization has not met since the last report.

3. Assembly Public Relations Committees

a. Chambers of Commerce *(Assemblymembers Vehrs and Bettine)*

(There was no report provided.)

b. School Board *(Assemblymembers Allen and Colver)*

(There was no report provided.)

c. Cities *(Assemblymembers Kvalheim, Allen, and Vehrs)*

(There was no report provided.)

d. Home Builders and Realtors Associations *(Assemblymembers Colver, Bettine, and Vehrs)*

Assemblymember Colver:
- advised that he attended a home builders meeting;
- advised that the home builders are interested in a work session with the Assembly regarding a presentation on the positive impacts of home building in the community;
- spoke regarding the home builders wanting to partner with the Borough on planning the community; and
- spoke regarding developers meeting with the Planning staff regarding the voluntary development permit.

Assemblymember Allen advised that the Mat-Su Home Builders Show was a big success.

e. Community Councils *(Mayor Anderson and Manager)*

(There was no report provided.)

f. Civic Clubs *(Mayor Anderson and Assemblymember Kvalheim)*

(There was no report provided.)

g. Non-Profit Organizations *(Mayor Anderson and Assemblymembers Kvalheim and Vehrs)*

(There was no report provided.)

C. MANAGER COMMENTS

1. Borough/State/Federal Legislative Issues

Ms. Romano:

- advised that Mr. Brodigan has met with the Alaska Equine rescue group;
- stated that they are waiting for Governor Murkowski to make a final decision regarding the prison; and
- advised that she has been working with the Alaska State Department of Corrections regarding site elimination for the location of the prison.

Assemblymember Kvalheim queried the status of the Hatcher Pass Special Land Use District (SPUD).

Mr. Swanson advised that the Hatcher Pass SPUD is being finalized to go out for public notice.

Discussion ensued regarding the Hatcher Pass SPUD.

Assemblymember Woods queried the access to the Academy Charter School Gymnasium.

Ms. Romano advised that city of Palmer's requirement of 97 parking spaces has been met; however, the traffic flow issue has not been solved as of yet.

Mr. Rountree:

- advised that the building occupancy is slated for approximately 1000 people;
- noted that the site cannot physically hold 1000 people; therefore, the Fire Marshal has downgraded the number of people to 350;
- stated that the Borough is abiding by the city of Palmer's regulations; and
- advised that he would need to speak to the project manager regarding the traffic flow issue.

Discussion ensued regarding the parking and traffic flow issue at the Academy Charter School Gymnasium.

Assemblymember Vehrs requested that the Fish Creek Bridge be placed back on the Manager's Report and be placed on the tracking report to receive updates.

Mayor Anderson, Assemblymembers Colberg, and Assemblymember Colver spoke regarding meeting with the Federal Delegation in Washington D.C.

Assemblymember Vehrs spoke regarding meeting with the State delegation in Juneau.

(The regular meeting recessed at 7:03 p.m. and reconvened at 7:15 p.m.)

Mayor Anderson advised that Mr. Norm Stevens from the Mat-Su Regional Medical Center would like to make a presentation to the Assembly.

Mr. Norm Stevens of the Mat-Su Regional Medical Center:

- spoke regarding the help that the Emergency Services Department provided to the hospital the day they moved to the new facility; and
- read a letter of appreciation into the record.

VIII. 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. 06-071: AN ORDINANCE AMENDING MSB 18.10.070, TERMINAL TARIFF, SETTING RATES, AND ESTABLISHING RULES AND REGULATIONS FOR THE OPERATION OF PORT MACKENZIE.
a. IM No. 06-058

Mr. Van Dongen provided a staff report.

Mayor Anderson 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. 06-071.

VOTE: The motion passed without objection.

2. Ordinance Serial No. 06-072: AN ORDINANCE AMENDING ASSEMBLY DISTRICT 5 AND ASSEMBLY DISTRICT 7, PORTIONS OF MSB 2.12.010, TO CORRECT AND CLARIFY THE LEGAL DESCRIPTIONS. *(Sponsor: Mayor Anderson)*
a. IM No. 06-105

Ms. McGehee provided a staff report.

Mayor Anderson 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 Vehrs moved to adopt Ordinance Serial No. 06-072.

VOTE: The motion passed without objection.

3. Ordinance Serial No. 06-073: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF $25,000 FROM KNIK ROAD SERVICE AREA NO. 17 FUND BALANCE, FUND 274, TO KNIK ROAD SERVICE AREA NO. 17 OPERATING BUDGET, FUND 274.
a. IM No. 06-107

Mr. Rountree provided a staff report.

Mayor Anderson 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. 06-073.

VOTE: The motion passed without objection.

4. Ordinance Serial No. 06-074: AN ORDINANCE ADOPTING THE SHIRLEY 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. 06-109

Ms. Probasco provided a staff report.

Mayor Anderson opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 06-074: Ms. Mary Reerden, Ms. Sigred Klein, and Mr. Jim Coulan.

The following person spoke regarding concerns on the lake management plan process: Mr. Penny Nixon.

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

MOTION: Assemblymember Vehrs moved to adopt Ordinance Serial No. 06-074.

Assemblymember Vehrs:

- spoke regarding the process to start a lake management plan;
- commended the people who worked on the Shirley Lake, Lake Management Plan for sticking to the process; and
- encouraged support of the plan.

MOTION: Assemblymember Vehrs moved to amend the Shirley Lake, Lake Management plan on page 119 of the packet to insert the following paragraph: "The establishment of quiet hours, between 10 p.m. and 8 a.m., Sunday through Saturday, is also recommended and to maintain the existing quiet nature and residential quality of the lake during all seasons," and on page 120 to insert the following paragraph: "Quiet Hours. To maintain the existing quiet nature, residential quality and low impact use of the lake, quiet hours are established between the hours of 10 p.m. and 8 a.m., Sunday through Saturday. Quiet hours apply to repetitive recreational activities such as water skiing and racing or high speed activities and not to moderate speed point to point transportation.

VOTE: The primary amendment passed without objection.

MOTION: Assemblymember Vehrs moved a primary amendment to Ordinance Serial No. 06-074 to insert a section to read: "Adoption of subparagraph. MSB 17.59.060(B)(2)(u) is hereby adopted to read as follows: (u) Shirley Lake."

VOTE: The primary amendment passed without objection.

VOTE: The main motion passed as amended without objection.

5. Ordinance Serial No. 06-075: AN ORDINANCE APPROVING AN APPROPRIATION OF $35,000 FROM THE UNRESTRICTED NET ASSETS IN THE SOLID WASTE ENTERPRISE FUND, FUND 510, TO FUND 420, PROJECT NO. 25038, CENTRAL LANDFILL EXPANSION, TO ALLOW FOR THE DESIGN OF THE HAZARDOUS WASTE COLLECTION FACILITY AT THE CENTRAL LANDFILL.

a. Resolution Serial No. 06-051: A RESOLUTION APPROVING THE AMENDED SCOPE OF WORK AND BUDGET FOR PROJECT NO. 25038, CENTRAL LANDFILL EXPANSION, TO ALLOW FOR THE DESIGN OF THE HAZARDOUS WASTE COLLECTION FACILITY AT THE CENTRAL LANDFILL.

(1) IM No. 06-110

Mr. Rountree provided a staff report.

Mayor Anderson 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 Allen moved to adopt Ordinance Serial No. 06-075 and Resolution Serial No. 06-051.

VOTE: The motion passed without objection.

CONFLICT OF INTEREST: Assemblymember Allen declared a conflict of interest on Ordinance Serial No. 06-076 and Resolution Serial No. 06-052.

RULING: Mayor Anderson ruled that Assembly Allen had a conflict of interest and would be recused from voting on the issue.

(Assemblymember Allen exited the meeting.)

6. Ordinance Serial No. 06-076: AN ORDINANCE ACCEPTING AND APPROPRIATING $1,084,000 FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE, TO FUND 480, PROJECT NO. 45131, FOR THE CONTINUATION OF THE SPRUCE BARK BEETLE WILDFIRE HAZARD MITIGATION PROJECT.

a. Resolution Serial No. 06-052: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE UNITED STATES DEPARTMENT OF AGRICULTURE APPROPRIATION, PROJECT NO. 45131, FUND 480, FOR CONTINUATION OF THE SPRUCE BARK BEETLE WILDFIRE HAZARD MITIGATION PROJECT.

(1) IM No. 06-113

Mr. Swanson provided a staff report.

Assemblymember Colver queried if the funding would continue the existing program.

Mr. Swanson:

- advised that the funding would continue the program; and
- advised that the appropriation will be added to the grant monies that are remaining.

Assemblymember Colver queried if there was a way to speed up the bid process.

Mr. Swanson:

- advised that several contracts have been done in the last couple of months;
- noted that the program has been moved from the Emergency Services Department to Community Development Department; and
- stated that they have greatly increased the contracts issued to the private contractors and are receiving very competitive bids.

Mayor Anderson 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 No. 06-076 and Resolution Serial No. 06-052:

Assemblymember Colver thanked Senator Stevens for providing the funding that may not be seen very much in the future.

VOTE: The motion passed without objection.

(Assemblymember Allen reentered the meeting.)

7. Ordinance Serial No. 06-077: AN ORDINANCE AMENDING MSB 4.32.010, TO ADD A SUBSECTION WAIVING RESIDENCY REQUIREMENTS FOR THE CENTRAL (WASILLA) AMBULANCE POSITION ON THE EMERGENCY MEDICAL SERVICES BOARD. *(Sponsor: Mayor Anderson)*

a. IM No. 06-114

Mr. Brodigan provided a staff report.

Mayor Anderson queried if the person needed to be employed by the Borough.

Mr. Brodigan clarified that the person needed to be employed within the Borough.

Assemblymember Woods queried if this was the only person qualified for the position on the Board.

Mr. Brodigan stated that it is the best suited person for the position on the Board.

Mayor Anderson 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 Kvalheim moved to adopt Ordinance Serial No. 06-077.

Assemblymember Colberg spoke in opposition to the ordinance.

Assemblymember Colver queried the precedence that would be set.

Ms. McGehee:
- advised that there are several boards where the members do no have to be Borough residents; however, they are usually on task forces; and
- spoke regarding a provision for a residency waiver for the E-911 Board previously passed by the Assembly.

VOTE: The motion failed with Assemblymembers Woods, Kvalheim, and Vehrs in support.

8. Ordinance Serial No. 06-078: AN ORDINANCE APPROPRIATING $288,240 FROM INTEREST EARNINGS ON THE LAND MANAGEMENT PERMANENT FUND, FUND 203, TO FUND 435, PROJECT NO. 10151, FOR CAPITAL IMPROVEMENTS AND UPGRADES TO THE ANIMAL CARE BUILDING.

a. Resolution Serial No. 06-053: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET FOR THE ANIMAL CARE BUILDING, PROJECT NO. 10151, TO COMPLETE CAPITAL IMPROVEMENTS AND UPGRADES.

(1) IM No. 06-115

Mr. Rountree provided a staff report.

Assemblymember Colver queried whether there were additional existing funds to cover the immediate needs for the $502,500 cost estimate.

Mr. Rountree:
- advised that they have the funding to address the immediate needs that are listed on the spreadsheet;
- advised that there are existing projects that have $214,000 in funds remaining that will be reappropriated for this project;
- spoke regarding the grant funding that has been received;
- advised that they suspect that the septic and leech field will fail at the Animal Care and Regulation Shelter; and
- spoke regarding the items that are listed on the spreadsheet.

Assemblymember Colver queried the issues with the design process.

Mr. Rountree:
- spoke regarding negotiations with the design agent;
- stated that knowing the quality of the design firm, the documents are adequate;
- spoke regarding the documents being sent out for a third party review; and
- advised that the fire brick in the crematory needs to be replaced.

Discussion ensued regarding improvements and upgrades to the Animal Care and Regulation Shelter.

Assemblymember Vehrs queried whether this legislation will solve the Occupational Safety and Health Administration (OSHA) issues at the Animal Shelter.

Mr. Brodigan:
- advised that it will take care of the air quality issues; and
- noted that the electrical upgrade will make it a safer environment.

Mayor Anderson opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 06-078 and Resolution Serial No. 06-053: Ms. Marci Schmidt, Ms. Delisa Renideo, Mr. John Milward, Ms. Ruth Hirsiger, Ms. Gail Landingham, Ms. Mary Ann Cockle, Ms. Monika Swan-Armitstead, and Ms. Teresa Swan-Armitstead.

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

MOTION: Assemblymember Allen moved to adopt Ordinance Serial No. 06-078 and Resolution Serial No. 06-053:

Assemblymember Allen:
- opined that it does not make much sense to put more funds into this facility; however, the facility is sorely in need of repair;
- noted that the voters did not pass the bonds for a new facility in the October election;

- commented that the problems are the result of deferred maintenance;
- spoke regarding the life safety issues at the Animal Shelter; and
- requested support for the legislation.

Assemblymember Vehrs:
- noted that she has always kept her compassion and concerns for the animals;
- stated that she does not know how the staff at the Animal Shelter work there everyday;
- spoke regarding the need for the funds to be appropriated to take care of the issues at the Animal Shelter;
- apologized and thanked the staff at the Animal Shelter;
- spoke to how the population growth in the Borough has affected the animal population; and
- spoke to the need to work as a group to solve the issues at the Animal Shelter.

Assemblymember Colver:
- thanked the staff from the Animal Shelter for being at the meeting;
- stated that this is like putting a finger in a dike to try and stop a flood; and
- spoke to the need to build public awareness.

VOTE: The motion passed without objection.

MOTION: Assemblymember Vehrs moved for reconsideration of Ordinance Serial No. 06-074.

VOTE: The motion to reconsider failed unanimously.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following person spoke regarding the need for additional training of the Animal Care and Regulation Officers and requested an independent investigation of the policies of the Animal Care and Regulation Division: Ms. Laura Culp-Elliott.

The following person spoke regarding the additional needs of the Animal Care and Regulation Shelter: Ms. Ruth Hursiger.

The following person spoke in support of Ordinance Serial No. 06-045: Mr. Penny Nixon.

(The regular meeting recessed at 8:42 p.m. and reconvened at 8:48 p.m.)

(Assemblymember Colver exited the meeting.)

D. CONSENT AGENDA (AM No. 06-058 was pulled from the consent agenda and addressed separately. *See pp. 13-14 of 20*)

1. RESOLUTIONS

2. ASSEMBLY MEMORANDUMS

a. AM No. 06-051: THE VACATION OF A PORTION OF THE RIGHTS-OF-WAY OF LESSER CANADA DRIVE AND BLUEBILL AVENUE AND ALL OF TRUMPETER DRIVE AND WOOD DUCK AVENUE WITHIN PROPOSED GOOSEBAY HEIGHTS ADDITION NO. 1, LOCATED IN SECTION 30, TOWNSHIP 16 NORTH, RANGE 3 WEST, SEWARD MERIDIAN, ALASKA, LOCATED IN THE POINT MACKENZIE COMMUNITY COUNCIL AREA.

b. AM No. 06-057: AUTHORIZE THE PURCHASE OF FIREFIGHTER TURNOUT GEAR (SOLE SOURCE) FROM L.N. CURTIS AND SONS, INC., IN THE AMOUNT NOT TO EXCEED $100,000.

d. AM No. 06-059: APPROVAL OF RECLASSIFICATION OF THE SOLID WASTE ENGINEER POSITION TO A PROJECT MANAGER I POSITION.

e. AM No. 06-060: AWARD OF BID NO. 06-115 TO DOUBLE A CONSTRUCTION, INC., FOR THE CONTRACT AMOUNT NOT TO EXCEED $32,372 FOR THE WILLOW CREEK VEGETATION AND RESTORATION PROJECT.

f. AM No. 06-061: APPROVAL OF ELECTION OFFICIALS FOR THE MAY 2, 2006, SPECIAL BOROUGH ELECTION.

g. AM No. 06-063: APPROVAL OF CONTRACT WITH COMPUCOM IN THE AMOUNT OF $28,360 TO PERFORM A SECURITY ASSESSMENT OF THE BOROUGH'S INFORMATION TECHNOLOGY NETWORK.

Ms. McKechnie read the above legislation into the record.

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

VOTE: The motion passed without objection.

c. AM No. 06-058: APPROVAL OF CHANGE ORDER TO MCCOOL CARLSON GREEN IN THE AMOUNT OF $129,806 TO COMPLETE DESIGN WORK, INCORPORATE ALTERNATE WORK IN THE FACILITY DESIGN, REDESIGN THE WATER WELL, AND COORDINATE WITH OTHER AGENCIES FOR THE CAREER CENTER – VOCATIONAL HIGH SCHOOL.

MOTION: Assemblymember Woods moved to approve AM No. 06-058.

Assemblymember Woods:
- voiced concern that this is the second change order; and
- queried the process for change orders.

Assemblymember Allen queried whether the $129,806 was built into the contingency.

Ms. Clayton advised that there is $129,000 in the architectural design line item remaining.

Mayor Anderson queried the reason for the change order, as the project design was included in the contract.

Mr. Rountree noted that the legislation speaks to alternates that were not included in the original legislation.

Discussion ensued regarding the change order to McCool Carlson Green.

MOTION: Assemblymember Allen moved to postpone AM No. 06-058 to a time certain of April 18, 2006.

VOTE: The motion to postpone to a time certain of April 18, 2006, passed without objection.

D. ATTORNEY COMMENTS

(There were no comments provided.)

E. CLERK COMMENTS

Ms. McGehee:
- spoke regarding the upcoming meeting schedule;
- advised that there will be additional costs for recording the May 18, 2006, attorney interviews if they are held at the Central Public Safety Building; and
- queried if there was any objection to holding the interviews for the Borough Attorney position at 3 p.m. on May 18, 2006, in the Assembly Chambers.

There was no objection noted.

Ms. McGehee:
- spoke regarding the request to incorporate language into the election pamphlet regarding the cost of the school bonds to each property owner; and
- noted that there is a code requirement that the Assembly approve any additional information being included in the election pamphlet.

Assemblymember Bettine:
- spoke regarding a 1994 bond being retired on May 1, 2006;
- queried whether there has been a determination whether or not language of the bond retirement can be placed in the election pamphlet; and
- advised that she would like to advise the voters in the pamphlet that they would pay and additional $34 per year for a home that is assessed at $200,000; and

- opined that it would be appropriate to show in the election pamphlet that the 1994 bond is being retired that would reduce the bonded indebtedness to each voter by $8.66 for a home that is assessed at $200,000.

Mr. Spiropoulos:
- advised that per State Stature and Borough Code you cannot spend funds advocating a position;
- opined that if information is being included regarding the retirement of one bond then information should be included regarding the status of all the bonds; and
- advised that the Assembly should wait and see what the bond council advises on the question and answer sheet.

Discussion ensued regarding language to be included in the election pamphlet.

MOTION: Assemblymember Allen moved to insert language into the election brochure advising the voters that each tax payer would pay an additional $34 per year for a home that is assessed at $200,000.

VOTE: The motion passed without objection.

Mayor Anderson:
- spoke regarding advertisements that the Municipality of Anchorage did for their bonds; and
- advised that you have to state that the State reimbursement is subject to annual appropriations from the Legislature as part of the disclosure.

Assemblymember Vehrs queried the status of the Meadow Lakes Public Safety Building naming committee.

Ms. McGehee spoke to the code requirements for naming committees.

Mayor Anderson requested that the Clerk bring the committee forward for the Meadow Lakes Public Safety Building under the vacancy report.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
a. Caswell Lakes Road Service Area No. 15: 02/13/06
b. Greater Butte Road Service Area No. 26: 03/09/06
c. Local Road Service Area Advisory Board: 02/16/06, 03/16/06, Resolution Serial No. 06-01
d. Parks, Recreation, and Trails Advisory Board: 03/27/06
e. Planning Commission: 03/06/06, 03/20/06
f. Port Commission: 01/16/06, Resolution Serial No. 06-02(AM)

2. Community Council Correspondence:
a. Big Lake Community Council: 02/08/06
b. Trapper Creek Community Council: 03/14/06
c. Willow Area Community Organization: 03/06/06

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

G. INFORMATIONAL MEMORANDUMS

1. IM No. 06-121: AN INFORMATIONAL MEMORANDUM NOTICING THAT TWO POSITIONS WITHIN THE PLANNING AND LAND USE DEPARTMENT HAVE BEEN RE- TITLED FROM WATERSHED COORDINATOR TO ENVIRONMENTAL PLANNER II AND THE TRANSPORTATION/ENVIRONMENTAL SPECIALIST TO TRANSPORTATION AND ENVIRONMENTAL MANAGER.

The informational memorandum was presented and no comments were noted.

IX. UNFINISHED BUSINESS

A. Ordinance Serial No. 06-045: AN ORDINANCE AMENDING MSB 4.05.050 TO REMOVE TERM LIMITS FOR BOROUGH BOARDS AND COMMISSIONS AND CHANGING VARIOUS OTHER CODES TO REMOVE CONFLICTING CODE PROVISIONS RELATED TO BOARDS THAT ALREADY WERE ESTABLISHED WITHOUT TERM LIMITS.
(Sponsor: Assemblymember Colberg)(Motion Pending: 02/21/06)
a. IM No. 06-064
b. Ordinance Serial No. 06-045(SUB-1): AN ORDINANCE AMENDING MSB 4.05.050 TO REMOVE TERM LIMITS FOR BOROUGH BOARDS AND COMMISSIONS; CHANGING VARIOUS OTHER CODES TO REMOVE CONFLICTING CODE PROVISIONS RELATED TO BOARDS THAT ALREADY WERE ESTABLISHED WITHOUT TERM LIMITS; AND SPECIFYING TERM LIMITS FOR ALL NON-ADVISORY ONLY BOARDS.
(1) IM No. 06-122

MOTION PENDING: Assemblymember Colberg moved to adopt Ordinance Serial No. 06-045.

MOTION: Assemblymember Colberg moved to amend Ordinance Serial No. 06-045 by substitute Ordinance Serial No. 06-045(SUB).

MOTION: Assemblymember Vehrs moved a primary amendment to Ordinance Serial No. 06-045(SUB), to delete the language throughout the ordinance regarding quasi-judicial boards that states the following: “from one year of the date of termination” and insert the following: “one full term.”

Assemblymember Vehrs:

- advised that she believes in term limits;
- spoke regarding the volunteers on the boards; and
- stated that she would like to continue term limits on all of the boards that already have term limits.

Discussion ensued regarding term limits on boards.

VOTE: The primary amendment passed without objection.

VOTE: The motion to amend by substitute passed without objection.

VOTE: The main motion as amended failed with Assemblymembers Allen, Colberg, and Kvalheim in support and Assemblymembers Vehrs, Bettine, and Woods opposed. (Tie vote)

B. Ordinance Serial No. 06-068: AN ORDINANCE ACCEPTING AND APPROPRIATING $1,479,965 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, COMMUNITY ORIENTED POLICING SERVICES GRANT, TO FUND 480, PROJECT NO. 20316, TO UPGRADE THE DISPATCH CENTERS AND FIELD UNITS TO MAKE THEM ALASKA LAND MOBILE RADIO COMPATIBLE.

a. Resolution Serial No. 06-048: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE UNITED STATES DEPARTMENT OF JUSTICE, COMMUNITY ORIENTED POLICING SERVICES GRANT, PROJECT NO. 20316, FUND 480, TO UPGRADE THE DISPATCH CENTERS AND FIELD UNITS TO MAKE THEM ALASKA LAND MOBILE RADIO COMPATIBLE. *(Motion Pending: 03/21/06)*

(1) IM No. 06-096

MOTION PENDING: Assemblymember Colver moved to adopt Ordinance Serial No. 06-068 and Resolution Serial No. 06-048.

Assemblymember Allen advised that Mr. Brodigan has requested additional time to research the questions that were asked of him at the March 21, 2006, Assembly meeting.

MOTION: Assemblymember Allen moved to postpone Ordinance Serial No. 06-068 and Resolution Serial No. 06-048 to a time certain of April 18, 2006

VOTE: The motion to postpone to a time certain of April 18, 2006, passed without objection.

X. NEW BUSINESS

A. INTRODUCTION (For public hearing - 04/18/06, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 06-079: AN ORDINANCE ADOPTING THE FLORENCE 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. 06-116

2. Ordinance Serial No. 06-080: AN ORDINANCE AMENDING THE LAND USE DISTRICT MAP OF THE CITY OF HOUSTON FOR MSB TAX ACCOUNT NO. 18N03W36B003; 12796 WEST CHERI LAKE DRIVE.

a. IM No. 06-117

3. Ordinance Serial No. 06-081: AN ORDINANCE CLASSIFYING NINE PARCELS OF BOROUGH OWNED LAND FOR RESERVE USE LANDS/EMERGENCY SERVICE FACILITY (ESF) FOR FUTURE BOROUGHWIDE EMERGENCY FACILITIES.

a. IM No. 06-119

Ms. McGehee read the above legislation into the record.

MOTION: Assemblymember Vehrs moved to introduce the legislation as read into the record by the Clerk and set the public hearings for April 18, 2006.

VOTE: The motion passed without objection.

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Anderson made the following recommendations:

Board of Equalization
James Hayes
Sean Riggan

Enhanced 911 Advisory Board
John Rhyshek

Mayor's Blue Ribbon Task Force on Forming a Health and Social Services Board
Patrick Gamble

Mayor Anderson requested the following confirmations:

Real Property Asset Management
Edward Strabel

Lazy Mountain RSA No. 19
Dennis Begen

MOTION: Assemblymember Vehrs moved to confirm the Mayor's appointments and resignations up for confirmation this evening.

VOTE: The motion passed without objection.

C. OTHER NEW BUSINESS

XI. RECONSIDERATION

(There were no reconsiderations presented.)

XII. VETO

(There were no vetoes presented.)

XIII. EXECUTIVE SESSION

(There was no executive session held.)

XIV. MAYOR AND ASSEMBLY COMMENTS

Assemblymember Bettine:
- spoke regarding property owners in the Big Lake area being concerned about the Insurance Services Office (ISO) rating; and
- advised that Mr. Brodigan will be contacting the ISO regarding this issue.

Assemblymember Woods:
- spoke regarding legislation for the Knik River Public Use Area; and
- stated that she hopes that the legislation passes so the Alaska State Department of Natural Resources will be provided with the funding to execute a plan.

MOTION: Assemblymember Kvalheim moved to waive the requirement that Ms. Teresa Williams, former Borough Attorney, to reimburse the Borough for certain expenses identified in her employment contract with the Borough for the total amount of $1,875.

Assemblymember Kvalheim:
- noted that no funds would be appropriated to waive Ms. Williams moving expenses; and
- stated that Ms. Williams deserves a reward for the job that she did for the Borough.

Assemblymember Colberg:
- advised that he opposes the motion;
- noted that the Ms. Williams agreed to the moving expenses in her contract; and
- spoke regarding Ms. Williams requesting that the Borough waive the moving expenses last year.

Discussion ensued regarding waiving the moving expenses of former Borough Attorney, Ms. Teresa Williams.

VOTE: The motion failed with Assemblymember Kvalheim in support.

Assemblymember Kvalheim spoke regarding having the League of Women Voters to prepare the election informational pamphlet next year.

Assemblymember Vehrs spoke regarding attending an Anchorage Chamber of Commerce Luncheon regarding gas and oil.

XV. ADJOURNMENT

The regular meeting adjourned at 9:42 p.m.

/ S /

TIMOTHY L. ANDERSON, Borough Mayor

ATTEST:

/ S /

MICHELLE M. MCGEHEE, CMC, Borough Clerk

Minutes approved: 04/18/06