

MATANUSKA-SUSITNA BOROUGH

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

BOROUGH MAYOR

Timothy L. Anderson

BOROUGH CLERK

Michelle M. McGehee, CMC

BOROUGH MANAGER

John Duffy

BOROUGH ATTORNEY

John Aschenbrenner, Acting



BOROUGH ASSEMBLY

Lynne Woods, District 1
Bill Allen, District 2
Talis J. Colberg, District 3
Mary Kvalheim, District 4
Cindy L. Bettine, District 5
Jim Colver, District 6
Betty Vehrs, District 7

ASSEMBLY AGENDA

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

REGULAR MEETING

6 P.M.

TUESDAY, APRIL 18, 2006

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA¹

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

A. Special Assembly Meeting: 04/03/06

B. Special Assembly Meeting: 04/04/06

C. Regular Assembly Meeting: 04/04/06

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

¹ Resolution Serial No. 06-054 was pulled from the agenda at the request of Administration.

2. Regional Transportation Planning Organization
3. Assembly Public Relations Committees
 - a. Chambers of Commerce (*Assemblymembers Vehrs and Bettine*)
 - b. School Board (*Assemblymembers Allen and Colver*)
 - c. Cities (*Assemblymembers Kvalheim, Allen, and Vehrs*)
 - d. Home Builders and Realtors Associations (*Assemblymembers Colver, Bettine, and Vehrs*)
 - e. Community Councils (*Mayor Anderson and Manager*)
 - f. Civic Clubs (*Mayor Anderson and Assemblymember Kvalheim*)
 - g. Non-Profit Organizations (*Mayor Anderson and Assemblymembers Kvalheim and Vehrs*)

C. MANAGER COMMENTS

1. Borough/State/Federal Legislative Issues

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Animal Care and Regulation Board: 02/13/06, 02/17/06, 03/13/06, Resolution Serial No. 06-01
 - b. Greater Talkeetna Road Service Area No. 29: 02/09/06
 - c. Library Board: 01/21/06
 - d. Parks, Recreation, and Trails Advisory Board: 02/27/06, Resolution Serial Nos. 06-07 and 06-08
 - e. Platting Board: 02/16/06, 03/02/06
 - f. Talkeetna Sewer and Water Special Service Area No. 36: 02/23/06
 - g. Wasilla Lakes Fire Service Area No. 130: 02/13/06
 - h. Willow Fire Service Area No. 35: 01/12/06, 02/16/06
2. Community Council Correspondence:
 - a. Glacier View Community Council: 04/23/06
 - b. Knik-Fairview Community Council: 03/22/06 Letter
 - c. Point MacKenzie Community Council: 03/25/06
 - d. South Knik River Community Council: 02/04/06

G. INFORMATIONAL MEMORANDUMS

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. 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
- C. AUDIENCE PARTICIPATION (Three minutes per person.)
- D. CONSENT AGENDA²
 - 1. RESOLUTIONS
 - a. ~~Resolution Serial No. 06-054: A RESOLUTION ACCEPTING AND APPROVING A FIRE CODE DEFERMENT FROM THE ALASKA STATE FIRE MARSHAL'S OFFICE FOR THE WASILLA LAKES FIRE SERVICE AREA NO. 130, INCLUDING THE ADDITION OF TWO REGULAR FULL-TIME FIRE CODE OFFICIALS, FUNDED THROUGH THE WASILLA LAKES OPERATING BUDGET, FUND 250.~~
(Sponsor: Assemblymember Kvalheim)
(1) IM No. 06-124

² Resolution Serial Nos. 06-057 and 06-061 and AM Nos. 06-068 and 06-076 were pulled from the consent agenda and addressed separately.

- b. Resolution Serial No. 06-055: A RESOLUTION ESTABLISHING THE MINIMUM LEVEL OF FUNDING FOR THE MATANUSKA-SUSITNA BOROUGH SCHOOL DISTRICT FOR THE FISCAL YEAR ENDING JUNE 30, 2007.
(1) IM No. 06-126
- c. Resolution Serial No. 06-056: A RESOLUTION SUPPORTING CONSTRUCTION OF A PERMANENT RECYCLING FACILITY IN THE MATANUSKA-SUSITNA BOROUGH.
(1) IM No. 06-128
- d. Resolution Serial No. 06-057: A RESOLUTION SUPPORTING ADOPTION OF LEGISLATION TO EXPAND THE ALASKA INDUSTRIAL DEVELOPMENT AND EXPORT AUTHORITY'S (AIDEA) FINANCING AUTHORIZATION TO FULLY PARTICIPATE IN THE HATCHER PASS SKI AREA PROJECT.
(Sponsor: Assemblymember Colver)
(1) IM No. 06-140
- e. Resolution Serial No. 06-061: A RESOLUTION SUPPORTING THE "NO MOOSE COMMUTE" EFFORTS OF THE ALASKA MOOSE FEDERATION.
(Sponsor: Assemblymember Allen)
(1) IM No. 06-142

2. ASSEMBLY MEMORANDUMS

- a. AM No. 06-046: APPROVAL OF CHANGE ORDER NO. 10, CONTRACT NO. 02-161, TO TRYCK, NYMAN, HAYES, INC., IN THE AMOUNT OF \$29,800 FOR ARCHITECTURAL AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE PORT MACKENZIE FERRY TERMINAL BUILDING DESIGN.
- b. AM No. 06-055: THE VACATION OF WEST LOUISE CIRCLE LOCATED BETWEEN LOTS 4 AND 5, BLOCK 1, BIG MEADOW SHORES SUBDIVISION, LOCATED IN SECTION 33, TOWNSHIP 18 NORTH, RANGE 1 WEST, SEWARD MERIDIAN, ALASKA, LOCATED IN THE MEADOW LAKES COMMUNITY COUNCIL AREA.

- c. AM No.06-056: THE VACATION OF A PORTION OF RIGHT-OF-WAY ADJACENT TO VICTORIA ESTATES PHASE II, BLOCK 5, LOT 9, ALONG WEST LEOPOLD LOOP, LOCATED WITHIN SECTION 34, TOWNSHIP 17 NORTH, RANGE 2 WEST, SEWARD MERIDIAN, ALASKA, LOCATED IN THE KNIK-FAIRVIEW COMMUNITY COUNCIL AREA.
- d. AM No. 06-064: APPROVAL OF CHANGE ORDER NO. 4, TO BURKHART CROFT ARCHITECTS IN THE AMOUNT OF \$68,056 FOR ADDITIONAL DESIGN WORK FOR THE SUSITNA VALLEY HIGH SCHOOL ROOF REPLACEMENT DESIGN PROJECT, DERIVED FROM THE BUILDING AND CONDITION SURVEY REPORT.
- e. AM No. 06-065: AWARD OF BID NO. 06-119 TO WESTERN CONSTRUCTION AND EQUIPMENT IN THE AMOUNT OF \$94,091 TO SEAL AND STRIPE APPROXIMATELY 800,000 SQUARE FEET OF SCHOOL PARKING LOTS THROUGHOUT THE BOROUGH.
- f. AM No. 06-066: AWARD OF BID NO. 06-118 TO ALL WRIGHT CONSTRUCTION, INC. IN THE CONTRACT AMOUNT OF \$346,350 FOR THE HEATING, VENTILATION, AIR CONDITIONING, AND ELECTRICAL UPGRADES AT THE ANIMAL CARE AND REGULATION SHELTER.
- g. AM No. 06-067: APPROVAL OF CONTRACT AMENDMENT NO. 6, CONTRACT NO. 03-200, TO LOCKHEED MARTIN IN THE AMOUNT OF \$150,000 FOR A THIRD PARTY REVIEW OF THE NAVAL ARCHITECTURE DESIGN DOCUMENT FOR THE KNIK ARM PASSENGER AND CARGO STUDY.
- h. AM No. 06-068: AWARD OF BID NO. 06-114 TO F-E CONTRACTING INC., IN THE CONTRACT AMOUNT OF \$133,666 FOR THE ACADEMY CHARTER SCHOOL SEWER EXTENSION.
- i. AM No. 06-069: A REQUEST THAT THE EXISTING PLANNER I/GRANT WRITER POSITION WITHIN THE

PLANNING AND LAND USE DEPARTMENT BE CHANGED TO A PLANNER II POSITION.

- j. AM No. 06-070: APPROVAL OF CONTRACT NO. 06-143 TO PND INC., IN THE AMOUNT OF \$160,240 FOR FINAL DESIGN OF THE ACCESS ROAD IMPROVEMENTS TO THE PORT MACKENZIE DOCK AREA.
- k. AM No. 06-071: APPROVAL OF CONTRACT NO. 06-144 TO SIEMENS BUILDING TECHNOLOGIES, INC. IN THE AMOUNT OF \$77,010 FOR THE UPGRADE OF THE PALMER HIGH SCHOOL'S POOL HEATING, VENTILATING, AND AIR CONDITIONING CONTROLS.
- l. AM No. 06-072: AWARD OF BID NO. 06-117 TO NORTHSTAR ELECTRIC COMPANY IN THE CONTRACT AMOUNT OF \$339,323 FOR THE PALMER JUNIOR MIDDLE SCHOOL FIRE ALARM AND SECURITY UPGRADES.
- m. AM No. 06-074: APPROVAL OF CONTRACT NO. 06-145 TO ARCTIC IT IN THE AMOUNT OF \$29,430 FOR THE SQL SERVER MANAGEMENT AND CONSOLIDATION PROJECT.
- n. AM No. 06-075: APPROVAL TO PURCHASE PORTABLE DIGITAL RADIOS FROM PROCOMM ALASKA LLC IN THE AMOUNT OF \$81,555.96 FOR THE EMERGENCY SERVICE DEPARTMENT.
- o. AM No. 06-076: APPROVAL TO ENTER INTO AN AGREEMENT WITH A STATE AGENCY TO BUILD A TEMPORARY EARTHEN/GRAVEL EMBANKMENT CONSISTING OF RIVERINE GRAVEL TO DEFLECT THE RIVER FROM THE WEST BANK OF THE MATANUSKA RIVER, IN ORDER TO PROTECT EXISTING HOMES IN THE KINGS RIVER TO SUTTON AREAS. *(Sponsor: Assemblymember Woods)*

VIII. UNFINISHED BUSINESS

- A. Ordinance Serial No. 05-160: AN ORDINANCE REAPPROPRIATING \$432,000 OUT OF THE RESERVE FOR MAJOR REPAIR AND RENOVATION, FUND 100, TO FUND 400, SCHOOL DISTRICT PORTABLE CONSTRUCTION PROJECT, FOR THE PURPOSE OF ADDRESSING THE EMERGENCY SITUATION AT SUSITNA VALLEY SCHOOL. *(Sponsors: Mayor Anderson and Assemblymembers Colver and Vehrs) (Motion Pending: 10/18/05)*
1. Resolution Serial No. 05-120: A RESOLUTION AMENDING THE SCOPE OF WORK FOR PROJECT NO. 40158, FOR THE SUSITNA VALLEY HIGH SCHOOL, TO ALLOW CONSTRUCTION OF PORTABLE FACILITIES.
- a. IM No. 05-241
- b. IM No. 05-247
- c. AM No. 05-159: AUTHORIZING THE PURCHASE OF UP TO 6 PORTABLE CLASSROOM UNITS FOR THE AMOUNT OF \$482,000 TO PROVIDE HOUSING FOR STUDENTS DISPLACED BY THE UNSAFE CONDITIONS AT SU-VALLEY HIGH SCHOOL.
- 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
- 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 Pending: 04/04/06)*

IX. NEW BUSINESS

A. INTRODUCTION (For public hearing - 05/16/06, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 06-082: AN ORDINANCE APPROVING AN APPROPRIATION OF \$85,000 FROM GOLD TRAILS ROAD SERVICE AREA NO. 28 FUND BALANCE, FUND 282, TO GOLD TRAILS ROAD SERVICE AREA NO. 28 CAPITAL PROJECTS, FUND 410, PROJECT NO. 30048.
 - a. IM No. 06-028
2. Ordinance Serial No. 06-083: AN ORDINANCE APPROVING AN APPROPRIATION OF LOAN PROCEEDS IN THE AMOUNT OF \$224,500 FROM THE FIRE SERVICE AREA REVOLVING LOAN FUND, FUND 605, TO THE BUTTE FIRE SERVICE AREA, FUND 251, A REAPPROPRIATION OF \$224,500 FROM THE BUTTE FIRE SERVICE AREA, FUND 251, AN APPROPRIATION OF \$9,000 FROM THE BUTTE FIRE SERVICE AREA FUND BALANCE, FUND 251, AND A REAPPROPRIATION OF \$6,500 FROM THE BUTTE FIRE SERVICE AREA FISCAL YEAR 2006 OPERATING BUDGET, FUND 251, TO THE STATION 21 ANNEX PROJECT (45113), FUND 405, TO SUPPLEMENT THE CONSTRUCTION OF AN ANNEX BUILDING.
 - a. Resolution Serial No. 06-058: A RESOLUTION APPROVING A LOAN FROM THE FIRE SERVICE AREA REVOLVING LOAN FUND, FUND 605, IN THE AMOUNT OF \$224,500, TO THE BUTTE FIRE SERVICE AREA, TO SUPPLEMENT THE CONSTRUCTION OF THE STATION 21 ANNEX BUILDING.
 - (1) IM No. 06-118
3. Ordinance Serial No. 06-084: AN ORDINANCE CLASSIFYING AS RESERVE USE LANDS – PUBLIC PURPOSE AND RETAINING IN PUBLIC OWNERSHIP LOT 7, BLOCK 1, LOT 10, BLOCK 2, AND LOT 1, BLOCK 5, CIRCLE VIEW SUBDIVISION IN THE BUTTE AREA; TRACT A, FOOTHILL ESTATES SUBDIVISION IN THE LAZY MOUNTAIN AREA; AND TRACT A, GALA WOODS SUBDIVISION IN THE KNIK-GOOSE BAY AREA, WHICH WERE ACQUIRED THROUGH TAX AND LOCAL IMPROVEMENT DISTRICT SPECIAL ASSESSMENT FORECLOSURE AND APPROVING A SUPPLEMENTAL APPROPRIATION FOR \$21,248.02 FROM

THE LAND MANAGEMENT FUND, FUND 203, FUND BALANCE TO PAY ALL DELINQUENT TAXES, SPECIAL ASSESSMENT PRINCIPAL, PENALTIES, INTEREST, AND FORECLOSURE COSTS UP TO CLERK'S DEED AND ALL DELINQUENT TAXES, PENALTIES, AND INTEREST FOR PARCEL NO. 6360000T00A.

a. IM No. 06-120

4. Ordinance Serial No. 06-085: AN ORDINANCE ACCEPTING AND APPROPRIATING \$49,907.35 FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE, RURAL DEVELOPMENT, TO FUND 440, PROJECT NO. 20362, AND AUTHORIZING THE MANAGER TO ENTER INTO AN AGREEMENT FOR THE CONTINUED WORK ON THE "ALASKA FAR AWAY" FILM PROJECT.

a. Resolution Serial No. 06-059: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET TO CONTINUE THE CREATION OF A FILM DOCUMENTING THE ARRIVAL OF COLONIST TO ALASKA FOR FARMING AND SETTLEMENT IN THE MATANUSKA VALLEY.

(1) IM No. 06-127

5. Ordinance Serial No. 06-086: AN ORDINANCE REQUESTING A SUPPLEMENTAL APPROPRIATION OF \$24,000 FROM THE MEADOW LAKES FIRE SERVICE AREA FUND BALANCE, FUND 257, TO THE MEADOW LAKES FIRE SERVICE AREA FISCAL YEAR 2006 OPERATING BUDGET, FUND 257, TO PAY FOR COMPLETED LANDSCAPING.

a. IM No. 06-129

6. Ordinance Serial No. 06-087: AN ORDINANCE AUTHORIZING THE VOLUNTARY ACQUISITION OF PRIVATELY-OWNED REAL ESTATE BY THE MATANUSKA-SUSITNA BOROUGH IN COOPERATION WITH THE UNITED STATES DEPARTMENT OF AGRICULTURE, NATURAL RESOURCES CONSERVATION SERVICE, MATANUSKA RIVER TERRACE EROSION PILOT PROJECT, BEING LOCATED IN THE KINGS RIVER TO SUTTON AND TRIPLE CROWN ESTATES TO CIRCLE VIEW SUBDIVISION AREA.

a. IM No. 06-132

7. Ordinance Serial No. 06-088: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$594,000 GRANT FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE, NATURAL RESOURCES CONSERVATION SERVICE, TO FUND 445, PROJECT NO. 55008, FOR A LAND ACQUISITION PROJECT ALONG THE BANKS OF THE MATANUSKA RIVER.
 - a. Resolution Serial No. 06-060: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR A LAND ACQUISITION PROJECT ALONG THE BANKS OF THE MATANUSKA RIVER.
 - (1) IM No. 06-133
8. Ordinance Serial No. 06-089: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$10,000 FROM FAIRVIEW ROAD SERVICE AREA NO. 14 FUND BALANCE, FUND 271, TO FAIRVIEW ROAD SERVICE AREA NO. 14 OPERATING BUDGET, FUND 271.
 - a. IM No. 06-134
9. Ordinance Serial No. 06-090: AN ORDINANCE AMENDING MSB 5.25.016(A), MIDWAY ROAD SERVICE AREA NO. 9, BY ADJUSTING THE BOUNDARY TO REFLECT THE DELETION OF AN AREA OF LAND AND AMENDING MSB 5.25.018(A), FAIRVIEW ROAD SERVICE AREA NO. 14, BY ADJUSTING THE BOUNDARY TO REFLECT THE ADDITION OF LAND WHICH WOULD BE SPLIT BY A SERVICE AREA BOUNDARY.
 - a. IM No. 06-135
10. Ordinance Serial No. 06-091: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$200,000 FROM THE INFORMATION TECHNOLOGY DIVISION OPERATING BUDGET, FUND 100, TO FUND 480, FOR THE CUSTOMIZATION OF THE NEW ASSESSMENT/GIS/TAX/LAND SYSTEM PROJECT.
 - a. IM No. 06-136
11. Ordinance Serial No. 06-092: AN ORDINANCE APPROPRIATING AN ADDITIONAL AMOUNT OF \$1,692,842 FROM STATE FUNDS AND GRANTS TO FUND 204, EDUCATION OPERATING FUND, FOR FISCAL YEAR 2006.
 - a. IM No. 06-138

12. Ordinance Serial No. 06-093: AN ORDINANCE APPROPRIATING \$75,000 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. 06-139
- B. INTRODUCTION (For public hearing - 05/11/06 and 05/18/06, 6 p.m., Central Mat-Su Public Safety Building, 101 W. Swanson Avenue, Wasilla, Alaska)
 1. Ordinance Serial No. 06-006: AN ORDINANCE APPROPRIATING MONIES FROM THE CENTRAL TREASURY AND ESTABLISHING THE RATE OF LEVY FOR ALL BOROUGH FUNCTIONS FOR FISCAL YEAR BEGINNING JULY 1, 2006, AND ENDING JUNE 30, 2007.
- C. MAYORAL NOMINATIONS AND APPOINTMENTS
 1. VACANCY REPORT
- D. OTHER NEW BUSINESS
- X. RECONSIDERATION
- XI. VETO
- XII. EXECUTIVE SESSION
- XIII. MAYOR AND ASSEMBLY COMMENTS
- XIV. ADJOURNMENT