

MATANUSKA-SUSITNA BOROUGH

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

BOROUGH MAYOR

Timothy L. Anderson

BOROUGH CLERK

Sandra A. Dillon, CMC

BOROUGH MANAGER

John Duffy

BOROUGH ATTORNEY

Teresa S. Williams



BOROUGH ASSEMBLY

J. Bruce Bush, District 1

Bill Allen, District 2

Talis J. Colberg, District 3

Mary Kvalheim, District 4

Jody Simpson, District 5

Jim Colver, District 6

Betty Vehrs, District 7

ASSEMBLY AGENDA

BOROUGH ASSEMBLY CHAMBERS

350 E. DAHLIA AVENUE, PALMER, ALASKA

WORK SESSION

3 P.M.

TUESDAY, APRIL 20, 2004

- I. PRESENTATION BY JL PROPERTIES RE: HATCHER PASS
- II. BUDGET OVERVIEW BY ADMINISTRATION

REGULAR MEETING

6 P.M.

TUESDAY, APRIL 20, 2004

Teleconferenced to the Talkeetna Elementary School Library
13798 E. Veterans Way, Talkeetna, Alaska

- I. CALL TO ORDER
- II. ROLL CALL
- III. APPROVAL OF AGENDA
- IV. PLEDGE OF ALLEGIANCE
- V. MINUTES OF PRECEDING MEETINGS
 - A. Special Assembly Meeting: 03/30/04
 - B. Regular Assembly Meeting: 04/06/04

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. Regional Transportation Planning Organization

C. MANAGER COMMENTS

1. State/Federal Legislation

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Borough Area Schools Site Selection Committee: 03/04/04
 - b. Mayor's Blue Ribbon Task Force on Police Powers: 02/25/04, 03/24/04
 - c. Parks, Recreation, and Trails Advisory Board: 02/23/04, 03/22/04
 - d. Planning Commission: 03/01/04, 03/15/04
 - e. Platting Board: 03/04/04, 03/18/04, 04/01/04
 - f. Port Commission: 01/19/04, 02/04/04, 02/23/04
 - g. Transportation Advisory Board: 01/07/04, 02/25/04
 - h. Wasilla-Lakes Fire Service Area Board of Supervisors: 01/12/04
2. Community Council Correspondence:
 - a. Glacier View Community Council: 03/18/04
 - b. Trapper Creek Community Council: 03/18/04

G. INFORMATIONAL MEMORANDUMS

1. IM No. 04-118: AN INFORMATIONAL MEMORANDUM REGARDING THE PROPOSED BUDGET LIST FOR LOCAL ROAD IMPROVEMENTS USING FEDERAL FUNDING.

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. 04-069: AN ORDINANCE ACCEPTING AND APPROPRIATING \$1,679,000 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. 04-053: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE UNITED STATES DEPARTMENT OF AGRICULTURE, PROJECT NO. 45131, FUND 480, FOR SPRUCE BARK BEETLE WILDFIRE HAZARD MITIGATION PROJECT.
 - (1) IM No. 04-065
2. Ordinance Serial No. 04-070: AN ORDINANCE REAPPROPRIATING \$68,500 FROM FUND 277, BIG LAKE ROAD SERVICE AREA, TO FUND 410, PROJECT NO. 35273, ROAD SERVICE AREA NO. 21 PAVING THE SUSITNA PARKWAY AND BEAVER LAKE ROAD.
 - a. IM No. 04-092
3. Ordinance Serial No. 04-071: AN ORDINANCE ADOPTING THE JORDAN LAKE PARCEL MANAGEMENT PLAN WHICH IS LOCATED IN THE BIG LAKE AREA.
 - a. IM No. 04-093
4. Ordinance Serial No. 04-072: AN ORDINANCE AMENDING MSB 24.30.040, ANIMAL CARE AND REGULATION BOARD HEARINGS. (*Sponsor: Assemblymember Vehrs*)
 - a. IM No. 04-094

5. Ordinance Serial No. 04-073: AN ORDINANCE ACCEPTING AND APPROPRIATING \$25,000 FROM THE UNITED STATES DEPARTMENT OF THE INTERIOR, FISH AND WILDLIFE SERVICE, AND \$13,000 FROM THE ALASKA STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION, DIVISION OF WATER, TO FUND 410, PROJECT NO. 30086, CULVERT INVENTORY AND ASSESSMENT PROJECT.
 - a. Resolution Serial No. 04-054: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE CULVERT INVENTORY AND ASSESSMENT PROJECT, PROJECT NO. 30086.
 - (1) IM No. 04-095

6. Ordinance Serial No. 04-074: AN ORDINANCE ACCEPTING AND APPROPRIATING \$96,945 FROM THE UNITED STATES DEPARTMENT OF COMMERCE, NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION, TO FUND 410, PROJECT NO. 30087, FISH PASSAGE CONSTRUCTION PHASE II PROJECT.
 - a. Resolution Serial No. 04-055: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE FISH PASSAGE CONSTRUCTION PHASE II PROJECT, PROJECT NO. 30087.
 - (1) IM No. 04-098

7. Ordinance Serial No. 04-075: AN ORDINANCE AMENDING MSB TITLE 25: ELECTIONS.
 - a. IM No. 04-099

8. Ordinance Serial No. 04-076: AN ORDINANCE REAPPROPRIATING \$35,000 FROM FUND 203, LAND MANAGEMENT FUND, ASSET MANAGEMENT DIVISION TO FUND 480, PROJECT NO. 45159 FOR THE STUDENT CONSERVATION ASSOCIATION AND AMERICORPS SUMMER 2004 WORK PROJECTS.
 - a. Resolution Serial No. 04-056: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE STUDENT CONSERVATION ASSOCIATION AND AMERICORPS CREWS FOR THE SUMMER 2004 WORK SEASON.
 - (1) IM No. 04-101
 - (2) AM No. 04-069: AUTHORIZING THE MANAGER TO ENTER INTO A CONTRACT IN THE AMOUNT OF \$20,485 WITH THE STUDENT

CONSERVATION ASSOCIATION FOR WORK
ON THE PIONEER RIDGE KNIK RIVER TRAIL
AND OTHER TRAIL PROJECTS WITHIN THE
BOROUGH AND INCLUDED IN THE
BOROUGH'S RECREATIONAL TRAILS PLAN.

- C. AUDIENCE PARTICIPATION (Three minutes per person.)

VIII. UNFINISHED BUSINESS

- A. Ordinance Serial No. 04-048: AN ORDINANCE AMENDING MSB 3.04.095 TO ESTABLISH A RESERVE WITHIN THE GENERAL FUND FOR MAJOR REPAIR AND RENOVATION.
1. AM No. 04-042: ESTABLISHING A RESERVE FOR MAJOR REPAIRS AND RENOVATION AND ESTABLISHING THE CRITERIA FOR QUALIFICATION OF SUCH PROJECTS.
(Sponsors: Assemblymembers Allen and Colver) (Postponed from 03/16/04, Motion pending)
- B. Ordinance Serial No. 04-034: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE WILLOW, CROWBERRY, AND BIRCH DRIVE AREA ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 377 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.
1. Ordinance Serial No. 04-035: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$170,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE WILLOW, CROWBERRY, AND BIRCH DRIVE AREA ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 377, AND FIXING DETAILS OF SAID BONDS. *(Postponed from 04/06/04, Motion pending)*
- a. IM No. 04-050

IX. NEW BUSINESS

- A. INTRODUCTION (For public hearing - 05/04/04, 7 p.m., Borough Assembly Chambers)
1. Ordinance Serial No. 04-079: AN ORDINANCE APPROVING AN APPROPRIATION OF \$67,000 FROM THE LAND MANAGEMENT FUND BALANCE, FUND 203, TO THE NON-LAPSING, NON-CAPITAL PROJECT NO. 45160, FUND 480, FOR DEMOLITION OF THE COLLAPSING BOROUGH-OWNED STORAGE BUILDING AND ABATEMENT AND DISPOSAL OF

HAZARDOUS MATERIALS AT TRACT 1, ALPINE HISTORICAL SITE, TAX PARCEL NO. 2810000T001, SUTTON COMMUNITY COUNCIL AREA.

a. Resolution Serial No. 04-058: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR DEMOLITION OF THE COLLAPSING BOROUGH-OWNED STORAGE BUILDING AND ABATEMENT AND DISPOSAL OF HAZARDOUS MATERIALS AT TRACT 1, ALPINE HISTORICAL SITE, TAX PARCEL NO. 2810000T001, SUTTON COMMUNITY COUNCIL AREA.

(1) IM No. 04-100

2. Ordinance Serial No. 04-080: AN OMNIBUS ORDINANCE AMENDING MSB TITLE 4, BOARDS AND COMMISSIONS; REPEALING MSB 3.38.050-.060, THE ENHANCED 911 ADVISORY BOARD, AND RE-ENACTING IT AS MSB 4.28.

a. IM No. 04-106

3. Ordinance Serial No. 04-081: AN OMNIBUS ORDINANCE AMENDING MSB TITLE 1, GENERAL PROVISIONS.

a. IM No. 04-107

4. Ordinance Serial No. 04-082: AN ORDINANCE ACCEPTING AND APPROPRIATING \$37,000 FROM THE CITY OF HOUSTON FOR ADDITIONAL PAVING OF KING ARTHUR DRIVE AND PAVING MILLER'S REACH ROAD TO FUND 410, ROAD SERVICE AREA CAPITAL PROJECT NO. 35283, CITY OF HOUSTON PAVING.

a. Resolution Serial No. 04-059: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PAVING KING ARTHUR DRIVE AND MILLER'S REACH ROAD IN THE CITY OF HOUSTON, PROJECT NO. 35283.

(1) IM No. 04-108

5. Ordinance Serial No. 04-083: AN ORDINANCE ACCEPTING AND APPROPRIATING \$3,144.32 FROM THE STATE OF ALASKA, DEPARTMENT OF NATURAL RESOURCES, OFFICE OF HISTORY AND ARCHAEOLOGY, TO THE NON-LAPSING/NON-CAPITAL FUND 480, PROJECT 20324, FOR REIMBURSEMENT FOR TRAVEL TO THE CERTIFIED LOCAL GOVERNMENT WORKSHOP BY THE HISTORIC PRESERVATION COMMISSION MEMBERS.

- a. Resolution Serial No. 04-060: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT 20324, FOR REIMBURSEMENT FOR TRAVEL TO THE CERTIFIED LOCAL GOVERNMENT WORKSHOP BY THE HISTORIC PRESERVATION COMMISSION MEMBERS.
(1) IM No. 04-109

- 6. Ordinance Serial No. 04-084: AN ORDINANCE RECLASSIFYING A BOROUGH-OWNED PARCEL LOCATED ALONG THE PETERSVILLE ROAD IN THE TRAPPER CREEK AREA FROM FOREST MANAGEMENT LANDS TO RESOURCE MANAGEMENT LANDS AND APPROVING THE DEVELOPMENT OF A GRAVEL SOURCE AND A RECREATIONAL VEHICLE PARKING LOT.
 - a. IM No. 04-114

B. INTRODUCTION (For public hearing - 05/06/04 and 05/11/04, 7 p.m., Borough Assembly Chambers)

- 1. Ordinance Serial No. 04-004: AN ORDINANCE APPROPRIATING MONIES FROM THE CENTRAL TREASURY AND ESTABLISHING THE RATE OF LEVY FOR ALL BOROUGH FUNCTIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2004, AND ENDING JUNE 30, 2005.

C. CONSENT AGENDA

1. RESOLUTIONS

- a. Resolution Serial No. 04-061: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR INFRASTRUCTURE PROJECTS USING THE FISCAL YEAR 2004 TRANSIENT ACCOMMODATION TAX (BED TAX) FUNDS IN AN AMOUNT NOT TO EXCEED \$237,000.
(1) IM No. 04-085

- b. Resolution Serial No. 04-062: A RESOLUTION APPROVING THE NUTRITIONAL SERVICES FACILITY SITE SELECTION, LOCATED AT 690 EAST COPE INDUSTRIAL WAY (PARCEL ID. NO. 17N02E04D013).

- (1) IM No. 04-096
- c. Resolution Serial No. 04-063: A RESOLUTION APPROVING THE MIDNIGHT SUN FAMILY LEARNING CENTER (CHARTER SCHOOL) PROPOSAL AND SITE SELECTION, LOCATED ON PITTMAN ROAD (PARCEL ID. NO. 17N02W04A011).
(1) IM No. 04-097
- d. Resolution Serial No. 04-064: A RESOLUTION EXTENDING THE TERM OF THE MAYOR'S BLUE RIBBON TASK FORCE ON POLICE POWERS TO DECEMBER 31, 2004.
(1) IM No. 04-110
- e. Resolution Serial No. 04-065: A RESOLUTION SUPPORTING SENATE BILL 382, RELATED TO THE METHOD USED TO PERFORM PROPERTY LINE CHANGES ASSOCIATED WITH RIGHTS-OF-WAY FOR NEW TRANSPORTATION PROJECTS.
(1) IM No. 04-115
- f. Resolution Serial No. 04-066: A RESOLUTION ESTABLISHING THE MINIMUM LEVEL OF FUNDING FOR THE MATANUSKA-SUSITNA BOROUGH SCHOOL DISTRICT FOR THE FISCAL YEAR ENDING JUNE 30, 2005.
(1) IM No. 04-116
- g. Resolution Serial No. 04-067: A RESOLUTION SUPPORTING HOUSE OF REPRESENTATIVES BILL 303, RETIRED PAY RESTORATION ACT OF 2003, AND REQUESTING THAT IT BE PASSED FROM COMMITTEE TO BE ACTED UPON BY THE UNITED STATES HOUSE OF REPRESENTATIVES AND FORWARDED TO THE UNITED STATES SENATE FOR CONSIDERATION.
(1) IM No. 04-117
- h. Resolution Serial No. 04-068: A RESOLUTION ESTABLISHING A POLICY REGARDING SCHEDULING AND USER ALLOCATION OF BOROUGH-OWNED OR OPERATED RECREATION FACILITIES.
(*Sponsor: Assemblymember Colver*)

(1) IM No. 04-119

2. ACTION MEMORANDUMS

- a. AM No. 04-059: APPROVING A REQUEST BY AGRICULTURAL RIGHTS FARM UNIT OWNERS TO OBTAIN APPROVAL TO DESIGNATE A TWO-ACRE HOME SITE WITHIN GOVERNMENT LAND OFFICE LOT 3, SECTION 7, TOWNSHIP 18 NORTH, RANGE 3 EAST, SEWARD MERIDIAN, ALASKA, AND OBTAIN APPROVAL TO DIVIDE GOVERNMENT LAND OFFICE LOT 3 FROM THE ORIGINAL FARM UNIT (MSB001957) AND CONVEY THE AGRICULTURAL RIGHTS THEREIN TO A NEW OWNER.
- b. AM No. 04-062: THE VACATION OF A PORTION OF SOUTH HAYFIELD ROAD IN THE PROPOSED TIDEWATER BLUFFS SUBDIVISION, LOCATED IN SECTION 2, TOWNSHIP 16 NORTH, RANGE 2 WEST, SEWARD MERIDIAN, ALASKA, LOCATED IN THE KNIK-FAIRVIEW COMMUNITY COUNCIL AREA.
- c. AM No. 04-063: RETROACTIVE APPROVAL OF SENIOR CITIZEN TAX EXEMPTION FOR SIDNEY G. SHELL, SR. ON TAX ACCOUNT NOS. 6001B03L010 AND 6001B03L011 FOR TAX YEARS 2002 AND 2003.
- d. AM No. 04-072: AWARD OF PROPOSAL NO. 04-119 TO ASSOCIATED POOL BUILDERS, INC. FOR A CONTRACT AMOUNT NOT TO EXCEED \$197,500 FOR THE PALMER POOL UPGRADE DESIGN AND BUILD.
- e. AM No. 04-073: AWARD OF PROPOSAL NO. 04-104 TO ALL-WRIGHT CONSTRUCTION, INC. FOR A CONTRACT AMOUNT NOT TO EXCEED \$80,000 FOR THE BIG LAKE TRANSFER SITE IMPROVEMENT DESIGN AND BUILD.
- f. AM No. 04-074: AUTHORIZING THE PURCHASE OF 1,190,400 LBS OF CALCIUM CHLORIDE FROM UNIVAR USA IN THE AMOUNT OF \$238,440 FOR SEASONAL OPERATIONS AND CAPITAL PROJECTS.

- g. AM No. 04-075: AUTHORIZING THE MANAGER TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE ALASKA STATE DEPARTMENT OF NATURAL RESOURCES, FORESTRY DIVISION, IN AN AMOUNT NOT TO EXCEED \$150,000 THROUGH JUNE 30, 2005, FOR WILDFIRE MITIGATION.
- h. AM No. 04-076: AUTHORIZING THE MANAGER TO ENTER INTO A COST SHARING AGREEMENT WITH JL PROPERTIES, INC. TO COMPLETE A PROJECT DEVELOPMENT DESIGN AND IDENTIFY COST ESTIMATE AND INFRASTRUCTURE NEEDS FOR THE HATCHER PASS SKI RESORT PROJECT.
- i. AM No. 04-077: APPROVING THE TRANSFER OF \$4,500 FROM ASSEMBLY RESERVES (100-100-102) TO PROVIDE FUNDS FOR DUAL-STAFFING OF THE BOROUGH CLERK'S POSITION (100-100-103-411-100).

D. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

E. OTHER NEW BUSINESS

X. RECONSIDERATION

XI. VETO

XII. EXECUTIVE SESSION

XIII. MAYOR AND ASSEMBLY COMMENTS

XIV. ADJOURNMENT