

MATANUSKA-SUSITNA BOROUGH

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

BOROUGH MAYOR

Talis J. Colberg

BOROUGH CLERK

Lonnie R. McKechnie, CMC

BOROUGH MANAGER

John Duffy

BOROUGH ATTORNEY

Nicholas Spiropoulos



BOROUGH ASSEMBLY

Lynne Woods, District 1
Pete Houston, District 2
Ronald Arvin, District 3
Mark Ewing, District 4
Cindy L. Bettine, District 5
Jim Colver, District 6
Vern Halter, District 7

ASSEMBLY AGENDA

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

REGULAR MEETING

6 P.M.

TUESDAY, APRIL 20, 2010

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

A. Joint Assembly/Planning Commission Meeting: 03/23/10

B. Regular Assembly Meeting: 04/06/10

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS (MSB 2.12.082; Seven minutes per person.)

1. Reports from cities

2. Matanuska-Susitna Borough School District

3. Mat-Su Convention and Visitors Bureau - Ms. Karen Harris

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

2. Assembly Public Relations

C. MANAGER COMMENTS

1. State/Federal Legislation
2. Strategic Planning Issues

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Animal Care and Regulation Board: 12/14/09, 01/11/10 (2), 02/08/10
 - b. Board of Ethics: 03/08/10
 - c. Greater Butte RSA No. 26: 11/12/09
 - d. Library Board: 09/19/09, 10/17/09
2. Community Council Correspondence:
 - a. Susitna Community Council: 10/01/09, 11/05/09, 11/19/09

G. INFORMATIONAL MEMORANDUMS

1. IM No. 10-073: AN INFORMATIONAL MEMORANDUM PROVIDING THE MONTHLY REPORTING OF AMENDED CONTRACTS AND NEW AWARDS UNDER \$100,000, ALONG WITH SOLE SOURCE PROCUREMENTS, FOR THE PERIOD OF MARCH 1, 2010, TO MARCH 31, 2010.

VII. SPECIAL ORDERS (to begin at 7 p.m.)

- A. PERSONS TO BE HEARD (MSB 2.12.081; Three minutes per person.)
(Requires 11 days advance notice and must otherwise be in compliance with the necessary code requirements. If no advance notice is given, persons wishing to speak may do so under the Audience Participation section of the agenda.)

- B. PUBLIC HEARINGS (Three minutes per person.)

1. Ordinance Serial No. 10-030: AN ORDINANCE APPROVING THE LEASE DISPOSAL AT LESS THAN FAIR MARKET VALUE OF THE REAL PROPERTY LEGALLY DESCRIBED AS TRACT 3, POINT MACK SUBDIVISION PHASE 1, FOR THE FUTURE CONSTRUCTION AND OPERATION OF A WATER AND WASTEWATER FACILITY SITE TO SERVICE GOOSE CREEK

CORRECTIONAL CENTER AND TO RECLASSIFY TRACT 3 AS RESERVED USE LANDS.

- a. IM No. 10-047
2. Ordinance Serial No. 10-033: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE GOLDEN CIRCLE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 435 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.
 - a. Ordinance Serial No. 10-034: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$14,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE GOLDEN CIRCLE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 435, AND FIXING DETAILS OF SAID BONDS.
 - (1) IM No. 10-062
 3. Ordinance Serial No. 10-035: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$1,254 OF REVENUES FROM PUBLIC DONATIONS TO THE FISCAL YEAR 2010 ANIMAL CARE AND REGULATION OPERATING BUDGET, 200-100-606, TO MODIFY EXISTING CAT CAGES TO MEET OR EXCEED THE HUMANE SOCIETY OF THE UNITED STATES STANDARDS FOR HOUSING CATS.
 - a. IM No. 10-045
 4. Ordinance Serial No. 10-036: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$6,891 OF REVENUES FROM PUBLIC DONATIONS TO THE FISCAL YEAR 2010 ANIMAL CARE AND REGULATION OPERATING BUDGET, 200-100-606, TO CONSTRUCT CAT CAGES, MODIFY THE EXOTICS ROOM TO SUPPORT THESE NEWLY CONSTRUCTED CAT CAGES, AND TO PURCHASE ROLL AWAY CAT CAGES FOR PUBLIC DISPLAY AND HOUSING.
 - a. IM No. 10-046
 5. Ordinance Serial No. 10-037: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$18,958,755 TO THE MATANUSKA-SUSITNA BOROUGH SCHOOL DISTRICT'S FISCAL YEAR 2010 OPERATING BUDGET.
 - a. IM No. 10-053

6. Ordinance Serial No. 10-038: AN ORDINANCE ADOPTING THE JOINT LAND USE STUDY, AND AMENDING MSB 15.24.030, COMPREHENSIVE PLAN AND PURPOSES.
 - a. IM No. 10-057

7. Ordinance Serial No. 10-039: AN ORDINANCE ADOPTING THE LAKE OF THE WOODS, LAKE MANAGEMENT PLAN, AND AMENDING MSB 15.24.030, COMPREHENSIVE PLAN AND PURPOSES, AND MSB 17.59, LAKE MANAGEMENT PLAN IMPLEMENTATION.
 - a. IM No. 10-058

C. AUDIENCE PARTICIPATION (Three minutes per person.)

D. CONSENT AGENDA

1. RESOLUTIONS

- a. Resolution Serial No. 10-031: A RESOLUTION AUTHORIZING PARTICIPATION IN AND SUBMISSION OF AN APPLICATION UNDER THE FEDERAL FISCAL YEAR 2009 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR GRANT FUNDS IN AN AMOUNT NOT TO EXCEED \$500,000 TO CONTINUE WITH THE HOME OWNER-OCCUPIED REHABILITATION PROGRAM.
 - (1) IM No. 10-052

- b. Resolution Serial No. 10-032: A RESOLUTION RENAMING THE FISH CREEK PARK TO THE JAY NOLFI – FISH CREEK PARK. *(Sponsored by Mayor Colberg)*
 - (1) IM No. 10-067

- c. Resolution Serial No. 10-033: A RESOLUTION FOR TOURISM INFRASTRUCTURE IMPROVEMENTS AND DESTINATION TRAILHEAD REFURBISHMENTS. *(Sponsored by Assemblymember Woods)*
 - (1) IM No. 10-068

- d. Resolution Serial No. 10-034: A RESOLUTION ESTABLISHING THE MINIMUM LEVEL OF FUNDING FOR THE MATANUSKA-SUSITNA BOROUGH SCHOOL DISTRICT FOR THE FISCAL YEAR ENDING JUNE 30, 2011.
 - (1) IM No. 10-074

2. ASSEMBLY MEMORANDUMS

- a. AM No. 10-030: AWARD OF BID NO. 10-059 TO MEGA WATT ELECTRIC IN THE AMOUNT OF \$173,964 FOR STANDBY GENERATORS AND AUTOMATIC TRANSFER SWITCHES FOR WEST LAKES PUBLIC SAFETY BUILDING NOS. 81 AND 72, AND PALMER AMBULANCE PUBLIC SAFETY BUILDING NO. 39.
- b. AM No. 10-032: AWARD OF PROPOSAL NO. 10-071 TO COLLINS CONSTRUCTION, INC., FOR A CONTRACT AMOUNT OF \$925,000 FOR THE LAKE LOUISE EMERGENCY RESPONSE BUILDING DESIGN-BUILD.

VIII. UNFINISHED BUSINESS

IX. NEW BUSINESS

A. INTRODUCTION (For public hearing - 05/04/10, 7 p.m., Borough Assembly Chambers)

- 1. Ordinance Serial No. 10-040: AN ORDINANCE APPROVING A 99-YEAR LEASE FOR BOTH LOT 4 AND LOT 5 HOMESTEADERS COMMUNITY CENTER SUBDIVISION ADDITION NO. 1 BETWEEN HOMESTEADER'S COMMUNITY CENTER, INC., AND MID-VALLEY SENIORS, INC., FOR THE PUBLIC PURPOSE OF DEVELOPMENT OF THE LEASEHOLD ESTATES FOR SENIOR HOUSING.
 - a. IM No. 10-071
- 2. Ordinance Serial No. 10-041: AN ORDINANCE APPROVING THE AUTHORIZATION OF THE BOROUGH MANAGER TO COMPLETE ALL DOCUMENTS AND AGREEMENTS IN ORDER TO SUBORDINATE THE MATANUSKA-SUSITNA BOROUGH'S INTEREST IN THE REAL PROPERTY MORE FULLY DESCRIBED AS LOT 5 HOMESTEADERS COMMUNITY CENTER SUBDIVISION ADDITION NO. 1, TO ALASKA HOUSING FINANCE CORPORATION (AHFC) INTEREST AS REQUIRED BY AHFC IN ORDER TO PROVIDE FINANCING TO THE DEVELOPER FOR THE PUBLIC PURPOSE OF SENIOR HOUSING TO BE LOCATED ON THE REAL PROPERTY, WHILE STILL REQUIRING THE USE OF

THE PROPERTY FOR A PUBLIC PURPOSE AND PRESERVING THE BOROUGH'S ABILITY TO ENSURE THE SAME.

a. IM No. 10-072

3. Ordinance Serial No. 10-042: AN ORDINANCE AUTHORIZING A FAIR MARKET VALUE LEASE OF BOROUGH-OWNED REAL PROPERTY TO PROVIDE LEGAL ACCESS TO USIBELLI COAL MINE, INC., FOR CONSTRUCTION OF AN ACCESS/COAL HAUL ROAD AND RELATED SAFETY STRUCTURES FOR FUTURE COAL EXTRACTION FROM THE WISHBONE HILL COAL MINE.

a. IM No. 10-075

B. INTRODUCTION (For public hearing - 04/27/10 and 05/06/10, 6 p.m., Central Mat-Su Public Safety Building)

1. Ordinance Serial No. 10-010: AN ORDINANCE APPROPRIATING MONIES FROM THE CENTRAL TREASURY FOR THE BOROUGH OPERATING FUNDS, ENTERPRISE FUNDS, AND CAPITAL FUNDS, AND ESTABLISHING THE RATE OF LEVY FOR ALL BOROUGH FUNCTIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2010, AND ENDING JUNE 30, 2011.

C. INTRODUCTION (For public hearing - 07/20/10, 6 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 10-018: AN ORDINANCE REPEALING MSB 17.28, INTERIM MATERIALS DISTRICT; REPEALING MSB 17.30, CONDITIONAL USE PERMIT FOR EARTH MATERIALS EXTRACTION ACTIVITIES; ADOPTING MSB 28.10.025, PUBLIC NOTIFICATION; AMENDING MSB 28.100, DEFINITIONS; AMENDING MSB 28.30, EARTH MATERIAL EXTRACTION, TO CREATE COMPREHENSIVE EARTH MATERIAL EXTRACTION REGULATIONS, INCLUDING PROVISIONS FOR REGULATING EXCAVATION INTO THE SEASONAL HIGH WATER TABLE, RECLAMATION, AND PERFORMANCE SECURITIES.

a. Resolution Serial No. 10-010: A RESOLUTION ESTABLISHING FEES AUTHORIZED UNDER MSB 28.10.040, FEES; FOR EARTH MATERIAL EXTRACTION PERMIT APPLICATION PROCESSING AND INSPECTION UNDER MSB 28.30.

(1) IM No. 10-030

- D. MAYORAL NOMINATIONS AND APPOINTMENTS
 - 1. VACANCY REPORT
- E. OTHER NEW BUSINESS
- F. REFERRALS (For referral to the Planning Commission for 90 days or other date specified by the Assembly)

- X. RECONSIDERATION
- XI. VETO
- XII. EXECUTIVE SESSION
- XIII. MAYOR AND ASSEMBLY COMMENTS
- XIV. ADJOURNMENT

Disabled persons needing reasonable accommodation in order to participate at an Assembly meeting should contact the Borough ADA Coordinator at 746-7432 at least one week in advance of the meeting.