

**I. CALL TO ORDER**

The regular meeting of the Matanuska-Susitna Borough Assembly was held on April 21, 2009, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6:12 p.m. by Deputy Mayor Lynne Woods.

**II. ROLL CALL**

Assembly members present and establishing a quorum were:

Ms. Lynne Woods, Assembly District No. 1 (*Deputy Mayor*)  
Mr. Pete Houston, Assembly District No. 2  
Ms. Michelle R. Church, Assembly District No. 3  
Mr. Mark Ewing, Assembly District No. 4  
Ms. Cindy L. Bettine, Assembly District No. 5  
Mr. Robert Wells, Assembly District No. 6  
Mr. Tom Kluberton, Assembly District No. 7

Staff in attendance were:

Ms. Lonnie R. McKechnie, Borough Clerk  
Mr. John Duffy, Borough Manager  
Ms. Elizabeth Gray, Assistant Borough Manager  
Mr. Nicholas Spiropoulos, Borough Attorney  
Ms. Brenda J. Henry, Executive Assistant to the Borough Clerk  
Ms. Tammy Clayton, Finance Director  
Mr. Keith Rountree, Public Works Director  
Mr. Dennis Brodigan, Emergency Services Director  
Ms. Linda Brenner, Community Development Director  
Mr. Mark Mayo, Planning and Land Use Director  
Ms. Patty Sullivan, Public Affairs Director  
Mr. Dave Hanson, Economic Development Director  
Ms. Deborah Selman, Micrographics Specialist

**III. APPROVAL OF AGENDA**

Deputy Mayor Woods inquired if there were any changes to the agenda.

GENERAL CONSENT: The agenda was approved as presented without objection.

**IV. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Mr. Randy Dellar, a member of the audience.

## **V. MINUTES OF PRECEDING MEETINGS**

### **A. Joint Assembly/Planning Commission: 03/24/09**

Deputy Mayor Woods inquired if there were any corrections to the special meeting minutes of March 24, 2009.

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

### **B. Special Assembly Meeting: 03/31/09**

Deputy Mayor Woods inquired if there were any corrections to the special meeting minutes of March 31, 2009.

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

## **VI. REPORTS/CORRESPONDENCE**

### **A. AGENCY REPORTS**

#### **1. Reports from cities**

*(There were no reports provided.)*

#### **2. Matanuska-Susitna Borough School District**

*(There was no report provided.)*

#### **3. Mat-Su Convention and Visitors Bureau**

Ms. Cheryl Metiva, Board of Directors Vice-President Board of Directors:

- stated that the MSCVB is currently working to educate community leaders regarding their role in the community;
- noted that there has been a 20 to 40 percent decline reported by tourism companies over the last year;
- spoke to the Valleys Values Program, which is being directed at in-state residents for marketing and advertising;
- related that there has been an amazing response from the community regarding this new advertising campaign;
- stated that one of the focuses of this campaign is to promote valley trails and hiking opportunities to in-state residents;
- spoke to their budget request, which is a four percent increase from fiscal year 2009;
- stated that due to increasing costs for maintaining MSCVB, financial support from the Borough is crucial; and
- thanked the Assembly for their support.

Deputy Mayor Woods queried if the MSCVB is looking at a reduction in the bed tax.

Ms. Metiva:

- stated that the MSCVB did not intend to look at reducing the bed tax; and
- related that the MSCVB would like to maintain the budget as it is presented.

Deputy Mayor Woods queried if the MSCVB thought that bed tax revenues would go down.

Ms. Metiva:

- opined that there could be a slight reduction;
- noted that in-state tourism is beginning to pick up with the warmer weather; and
- stated that it is possible that bed tax funds could be affected by less visitors that reside outside of the state.

Assemblymember Bettine queried the if the MSCVB had an approach for marketing should out-of-state tourism pick up.

Ms. Metiva:

- noted that the MSCVB is working with the Alaska Cruise Ship Association; and
- related that they are confident that they are prepared for an influx of out-of-state tourism.

## B. COMMITTEE REPORTS

### 1. Joint Assembly/School Board Committee on School Issues

Assemblymember Wells:

- stated that the last meeting was cancelled; and
- noted that the next meeting is currently scheduled for the first Monday in May.

### 2. Assembly Public Relations

Deputy Mayor Woods:

- spoke to a conversation she had with Ms. Elizabeth Ripley from the Mat-Su Health Foundation;
- noted that Ms. Ripley had asked her to help coordinate the economic stimulus forum;
- thanked Ms. Patty Sullivan, Public Affairs Director; Mr. Dave Hanson, Economic Development Director; and Ms. Elizabeth Gray, Assistant Borough Manager for their participation in this forum;
- advised that the Foraker Group presented the facts about the stimulus; and
- stated that the Borough worked with the Health Foundation to bring this forum together.

## C. MANAGER COMMENTS

### 1. State/Federal Legislation

Mr. Duffy:

- spoke to the summary of the legislative session that was provided by Mr. Ray Gillespie, who is the state lobbyist for the Borough;
- noted that it is an extremely lean capital budget;
- noted that the Seward-Meridian project was put back in the capital budget; and
- Introduced Mr. Lewis Madden, Owners Representative for the M/V Susitna.

Mr. Lewis Madden, Owner, Lewis D. Madden and Associates, provided an update regarding the M/V Susitna.

Assemblymember Ewing queried if the funds required to complete the ship are in place.

Mr. Madden noted that the Borough has their portion of the funds in place.

Assemblymember Kluberton queried the speed of the M/V Susitna as compared to existing high speed ferries.

Mr. Madden:

- stated that if the M/V Susitna were a car, it would be comparable to a solid and reliable vehicle; and
- further added that the existing high speed ferries would be comparable to a high end sports car.

Discussion ensued regarding the completion of the M/V Susitna.

Assemblymember Bettine:

- noted that it was a constituent in District No. 5 who posed the questions that are in the referenced memo regarding the revenue cap calculation;
- stated that she is requesting further clarification; and
- queried the final multiplier that was used to determine the revenue cap calculation in item no. three of the memorandum.

Ms. Clayton advised that it is the sum of the 4.63 percent and 4.19 percent.

Assemblymember Bettine queried if any bonds were retired during the current fiscal year.

Ms. Clayton:

- stated that no bonds were retired; and
- related that the Borough is at annual level debt service payments.

Assemblymember Bettine queried the amount of the annual level debt service payments.

Ms. Clayton stated that the payments are approximately \$16 million per year.

Assemblymember Church queried if the Assembly had received the Owner's Representation Report regarding the Borough space issues.

Mr. Duffy:

- advised that he just received a draft report from the owners representative; and
- noted that he wanted to review it prior to distribution at next regular meeting.

Assemblymember Kluberton queried if there had been any progress with determining who is responsible for maintenance of Hawk Road in Houston.

Mr. Rountree stated that the right-of-way officer is working to determine who is supposed to maintain the road.

Mr. Duffy:

- noted that the issue is with road service area boundaries;
- related that when the Borough transferred the legal description as it relates to township range and section, it caused some confusion; and
- advised that they are looking at them very closely to determine where other issues may arise.

Assemblymember Ewing queried if Mr. Duffy was aware of a letter that was received regarding a nine dollar tax oversight issue.

Assemblymember Church:

- stated that she also received the letter;
- noted that the writer misread the description that stated what the taxes were for; and
- opined that the form is misleading.

Mr. Duffy stated that he will look into the matter.

Assemblymember Church queried when Garden Terrace Estates was scheduled for water line replacements.

Mr. Klebesadel:

- stated that there will be a public information hearing to notify the residents of Garden Terrace Estates of the maintenance that is scheduled;
- advised that the city of Wasilla is replacing a main water line and a number of service lines on Abby Road;
- noted that the railroad is upgrading the crossing in front of Garden Terrace Estates;
- stated that the crossing will be shut down for 12 hours; and
- further added that the residents will be informed of all the scheduled maintenance at the public hearing in order to reduce confusion.

Assemblymember Church queried if the Garden Terrace residents will be paying the city of Wasilla for water bills.

Mr. Klebesadel affirmed the query.

Assemblymember Church queried if all of Abby Road will be shut down during the scheduled maintenance.

Mr. Klebesadel:

- noted that traffic will be re-routed, but not shut down; and
- stated that the only complete closure he is aware of, will be due to the Alaska Railroad shutting down the crossing.

Discussion ensued regarding Abby Road safety and maintenance.

**D. ATTORNEY COMMENTS**

*(There was no report provided.)*

**E. CLERK COMMENTS**

Ms. McKechnie spoke regarding the upcoming meeting and election schedules.

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

**A. PERSONS TO BE HEARD (Three minutes per person.)**

*(There were no persons signed up in advance to be heard.)*

**B. PUBLIC HEARINGS (to begin at 7 p.m.)**

1. Ordinance Serial No. 09-029: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE MOUNTAIN CREST DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 428 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.
  - a. Ordinance Serial No. 09-030: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$35,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE MOUNTAIN CREST DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 428, AND FIXING DETAILS OF SAID BONDS.
    - (1) IM No. 09-053

Ms. Tammy Clayton provided a staff report.

Deputy Mayor Woods 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 Wells moved to adopt Ordinance Serial Nos. 09-029 and 09-030.

MOTION: Assemblymember Wells moved a primary amendment to Ordinance Serial No. 09-030, Section 7, second paragraph, by striking the interest rate of “5.409 percent” and inserting in its place “5.669 percent.”

VOTE: The primary amendment passed without objection.

VOTE: The main motion as amended passed without objection.

2. Ordinance Serial No. 09-031: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE SHEENA MAY AND PINWYCK ESTATES ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 429 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 09-032: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$84,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE SHEENA MAY AND PINWYCK ESTATES ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 429, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 09-054

Ms. Tammy Clayton provided a staff report.

Deputy Mayor Woods 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 Wells moved to adopt Ordinance Serial Nos. 09-031 and 09-032.

MOTION: Assemblymember Wells moved a primary amendment to Ordinance Serial No. 09-032, Section 7, second paragraph, by striking the interest rate of “5.40 percent” and inserting in its place “5.66 percent.”

VOTE: The primary amendment passed without objection.

VOTE: The primary motion as amended passed without objection.

3. Ordinance Serial No. 09-057: AN ORDINANCE AMENDING MSB 2.08.060, COMPENSATION AND REIMBURSEMENT, FOR THE MAYOR; AND AMENDING MSB 2.12.060, COMPENSATION AND REIMBURSEMENT, FOR THE ASSEMBLY; TO INCLUDE THE ALLOTTED EXPENSE REIMBURSEMENTS

INTO THE MAYORS, DEPUTY MAYORS, AND ASSEMBLY YEARLY COMPENSATION. *(Sponsored by Assemblymember Bettine.)*

a. IM No. 09-084

Ms. McKechnie provided a staff report.

Assemblymember Ewing queried the fiscal impact that this will have on the Public Employee Retirement System.

Ms. McKechnie stated that this information is reflected within the fiscal note.

Assemblymember Ewing queried where on the fiscal note does it detail what assembly members will be paid per year.

Ms. Clayton:

- stated the information is shown per year within the fiscal note;
- noted that if the ordinance is adopted tonight, that the amount remaining for this fiscal year would be \$3,300; and
- further added that next fiscal year would be \$13,300.

Assemblymember Ewing queried if that was for the entire Assembly.

Ms. Clayton advised that it was for the entire Assembly.

Assemblymember Kluberton queried what the recusal quotient on this would be.

Mr. Spiropoulos advised that the rule of necessity would dictate that the Assembly would have to vote on the ordinance.

Deputy Mayor Woods opened the public hearing.

The following persons spoke in opposition to Ordinance Serial No. 09-057: Ms. Jay Nolfi, Mr. Penny Nixon, and Mr. Frank Shor.

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

MOTION: Assemblymember Bettine moved to adopt Ordinance Serial No. 09-057.

Assemblymember Bettine:

- opined that because assembly members work during the day, and sacrifice their vacation and family time to serve on the assembly, that this is a fair thing to do; and
- stated that the timing of the legislation may not be perfect, but the amount is not very much.

Assemblymember Church:

- noted her support of the legislation;
- related that many of her constituents are appalled that the Assembly members are compensated so little;
- noted that the Borough cannot rely only on people who are retired to be on the Assembly;
- commented that the Borough cannot rely only on people who work jobs that afford them a schedule, that does not conflict with Assembly duties; and
- opined that with a slightly higher wage, it will encourage more people to run for the Assembly.

Assemblymember Houston:

- noted his agreement with Assemblymembers Bettine and Church;
- stated in the last election, there were two Assembly seats that were unopposed; and
- opined that perhaps a slightly higher income will encourage more competition for Assembly seats.

Deputy Mayor Woods:

- related that she was asked about the different types of compensation that the Assembly receives;
- further added that the constituent queried why Assembly funds were not received in one payment;
- noted that this change categorizes all compensation into a single payment; and
- related that she is in favor of this increase.

Assemblymember Ewing:

- stated that he ran for the Assembly to help his community;
- noted that he understands the point of view of those in favor;
- related that he wanted to be an example; and
- stated his opposition to the legislation.

MOTION: Assemblymember Wells moved to postpone Ordinance Serial No. 09-057 to a time certain of October 20, 2009.

Assemblymember Wells:

- spoke in favor of postponement;
- noted that the Assembly created the Commission on Salaries and Emoluments in order to address public servant salaries; and
- opined that it is important to follow the independent guidelines that the Assembly has in place.

Assemblymember Church:

- noted her opposition to postponement;
- agreed that the Commission on Salaries and Emoluments vacancies need to be filled; and
- noted should the commission believe that the Assembly is being over compensated, they can recommend lowering the Assembly's salary.

MOTION: Assemblymember Houston moved a primary amendment by striking “October 20, 2009” and inserting in its place “August 18, 2009.”

Assemblymember Bettine:

- stated her opposition to any postponements; and
- related that she is opposed to anything other than moving forward tonight.

VOTE: The primary amendment failed with Assemblymember Houston in favor.

VOTE: The motion to postpone to October 20, 2009 failed with Assemblymember Wells in favor.

VOTE: The primary motion passed with Assemblymembers Ewing, Wells, and Kluberton opposed.

4. Ordinance Serial No. 09-058: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$10,000 FROM CASWELL LAKES ROAD SERVICE AREA NO. 15 FUND BALANCE, FUND 272, TO CASWELL LAKES ROAD SERVICE AREA NO. 15 FISCAL YEAR 2009 OPERATING BUDGET, FUND 272.
  - a. IM No. 09-056

Mr. Keith Rountree provided a staff report.

Assemblymember Kluberton queried the capital budget for the Caswell Lakes Road Service Area over the last few years.

Mr. Rountree:

- related that he is unsure of the exact amount; and
- noted that he is sure it has not been very high.

Deputy Mayor Woods 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 Kluberton moved to adopt Ordinance Serial No. 09-058.

VOTE: The motion passed without objection.

5. Ordinance Serial No. 09-059: AN ORDINANCE APPROVING AN APPROPRIATION OF \$220,000 FROM GOLD TRAIL ROAD SERVICE AREA NO. 28 FUND BALANCE, FUND 282, TO FUND 410, PROJECT NO. 30048, FOR GOLD TRAIL ROAD SERVICE AREA NO. 28 CAPITAL PROJECTS.
  - a. IM No. 09-063

Mr. Rountree provided a staff report.

Assemblymember Ewing queried if there was a per foot charge or if it was covered within the road service area funds.

Mr. Rountree stated that it was covered within the road service area's capital budget.

Deputy Mayor Woods 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 Wells moved to adopt Ordinance Serial No. 09-059.

VOTE: The motion passed without objection.

*(This regular meeting recessed at 7:42 p.m. and reconvened at 7:52 p.m.)*

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following person spoke regarding budget funds addressed by the consent agenda: Mr. Penny Nixon.

The following person spoke in support of increased compensation for Assembly members and Nelson Road Extension access: Ms. Monica Swan.

The following person spoke in opposition of increased compensation for Assembly members: Ms. Jay Nolfi.

D. CONSENT AGENDA (AM Nos. 09-029 and 09-030 were pulled from the consent agenda and addressed separately. *See pp. 13-14*)

1. RESOLUTIONS

a. Resolution Serial No. 09-034: A RESOLUTION REVISING THE SCOPE OF WORK FOR THE PUBLIC SHOWERS AND LAVATORY REPAIRS TO PALMER POOL UPGRADES.

(1) IM No. 09-078

(2) AM No. 09-028: AWARD OF BID NO. 09-102, TO HOWDIE, INC. FOR THE CONTRACT AMOUNT OF \$172,463 FOR PALMER POOL UPGRADES.

b. Resolution Serial No. 09-035: A RESOLUTION AMENDING THE BUDGET FOR PROJECT NO. 35245, POINT MACKENZIE ROAD - BURMA TO PORT DISTRICT UPGRADES.

(1) IM No. 09-097

c. Resolution Serial No. 09-036: A RESOLUTION ESTABLISHING THE MINIMUM LEVEL OF FUNDING FOR THE SCHOOL DISTRICT FOR THE FISCAL YEAR ENDING JUNE 30, 2010.

(1) IM No. 09-100

2. ASSEMBLY MEMORANDUMS

c. AM No. 09-032: AUTHORIZATION TO MODIFY OTHER TRANSACTION AGREEMENT (OTA) N00014-05-0001 BETWEEN THE UNITED STATES OF AMERICA OFFICE OF NAVAL RESEARCH, MATANUSKA-SUSITNA BOROUGH AND ALASKA SHIP AND DRYDOCK FOR OUTFITTING SERVICES IN THE AMOUNT NOT TO EXCEED \$900,000.

Ms. McKechnie read the above legislation into the record.

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

VOTE: The motion passed without objection.

a. AM No. 09-029: AWARD OF PROPOSAL 09-068B TO LOUNSBURY AND ASSOCIATES, INC. IN THE AMOUNT NOT TO EXCEED \$380,000 FOR THE PARKS HIGHWAY CONNECTIONS ENGINEERING SERVICES, MACHEN ROAD EXTENSION.

MOTION: Assemblymember Ewing moved to approve AM No. 09-029.

Assemblymember Ewing:

- related that he was excited that something is happening within his district; and
- spoke in favor of the legislation.

VOTE: The motion passed without objection.

b. AM No. 09-030: AWARD OF PROPOSAL 09-068A TO HATTENBURG DILLEY AND LINNELL IN THE AMOUNT NOT TO EXCEED \$619,114 FOR THE PARKS HIGHWAY CONNECTIONS ENGINEERING SERVICES, MUSEUM DRIVE EXTENSION.

MOTION: Assemblymember Ewing moved to approve the AM No. 09-030 as read into the record.

Assemblymember Ewing queried the direction of the Museum Drive extension.

Mr. Rountree stated that the extension is going west to Sylvan Road.

VOTE: The motion passed without objection.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
  - a. Animal Care and Regulation Board: 02/09/09
  - b. Board of Ethics: 03/13/08, 03/26/08, 05/21/08, 06/18/08, 08/27/08, 10/01/08, 10/15/08, 10/29/08,11/13/08, 12/03/08, 12/10/08, 01/14/09
  - c. Citizens Advisory Committee on the Goose Creek Correctional Center: 02/04/09
  - d. Enhanced 911 Advisory Board: 01/13/09
  - e. Greater Butte RSA No. 26: 10/09/08
  - f. Greater Talkeetna RSA No.29: 12/11/08
  - g. Greater Willow RSA No. 20: 03/27/08
  - h. Knik RSA No. 17: 10/22/08
  - i. Local RSA Advisory Board: 01/15/09
  - j. Mayors Blue Ribbon Sportsmen Committee: 12/04/08
  - k. Transportation Advisory Board: 12/17/08, 01/28/09, Resolution Serial
  - l. No. 09-02, Resolution Serial No. 09-03, Resolution Serial No. 09-04
2. Community Council Correspondence:
  - a. Big Lake Community Council:12/10/08, 01/14/09 (2)
  - b. Talkeetna Community Council: 10/06/08, 11/03/08, 12/01/08
  - c. Trapper Creek Community Council: 02/19/09

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

G. INFORMATIONAL MEMORANDUMS

1. IM No. 09-094: MONTHLY REPORTING OF AMENDED CONTRACTS AND NEW AWARDS UNDER \$100,000 ALONG WITH SOLE SOURCE PROCUREMENTS FOR THE PERIOD OF MARCH 1, 2009, TO MARCH 31, 2009.

The informational memorandum was presented and no comments were noted.

**VIII. UNFINISHED BUSINESS**

- A. Ordinance Serial No. 09-024: AN ORDINANCE AMENDING MSB 15.39.130, NOTICE OF APPEALS; FORM, TO CHANGE THE APPEAL FEE.
  1. IM No. 09-038

Ms. McKechnie provided a staff report.

MOTION PENDING: Assemblymember Bettine moved to adopt Ordinance Serial No. 09-024.

MOTION: Assemblymember Kluberton moved a primary amendment to Ordinance Serial No. 09-024, MSB 15.39.130, a subsection to read: "C. In the event the appellant prevails, the filing fees and transcription fees shall be refunded."

VOTE: The primary amendment passed without objection.

VOTE: The main motion as amended passed without objection.

## **IX. NEW BUSINESS**

### **A. INTRODUCTION (For public hearing – 05/05/09, 7 p.m., Borough Assembly Chambers)**

1. Ordinance Serial No. 09-062: AN ORDINANCE ADOPTING AN AMENDMENT TO MSB 17.28.090(A)(3), DESIGNATING GOVERNMENT LOTS 1 AND 2, WITHIN TOWNSHIP 18 NORTH, RANGE 2 EAST, SECTION 31, SEWARD MERIDIAN, AS AN INTERIM MATERIALS DISTRICT.

a. IM No. 09-085

2. Ordinance Serial No. 09-063: AN ORDINANCE ADOPTING AN AMENDMENT TO THE RECREATIONAL TRAILS PLAN COMPONENT OF THE BOROUGH COMPREHENSIVE PLAN TO ADD/DELETE TRAILS AND TRAIL SYSTEM.

a. IM No. 09-093

3. Ordinance Serial No. 09-064: AN ORDINANCE APPROPRIATING THE LOAN PROCEEDS IN THE AMOUNT OF \$2,500,000 FROM THE ALASKA STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION, CLEAN WATER FUND, TO THE SOLID WASTE ENTERPRISE FUND, FUND 510, AND REAPPROPRIATING \$2,500,000 FROM FUND 510, SOLID WASTE ENTERPRISE FUND, AND \$3,000,000 FROM FUND 480, MISCELLANEOUS CAPITAL PROJECTS FUND, TO FUND 420, PROJECT NO. 25051, VALLEY COMMUNITY FOR RECYCLING SOLUTIONS.

a. Resolution Serial No. 09-037: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 25051 TO ALLOW FOR THE CONSTRUCTION OF A NEW REGIONAL RESOURCE RECOVERY AND TRAINING FACILITY.

(1) IM No. 09-095

4. Ordinance Serial No. 09-065: AN ORDINANCE APPROPRIATING \$56,000 OF INTEREST EARNINGS FROM THE ANIMAL CARE FACILITY LEASE CERTIFICATES OF PARTICIPATION TO FUND 435, PROJECT NO. 65007, FOR

TELEPHONE AND IP SWITCH INSTALLATION AND PAVING AT THE NEW ANIMAL CARE FACILITY.

a. IM No. 09-099

### **B. INTRODUCTION (For public hearing - 04/30/09 and 05/07/09, 6 p.m., Borough Assembly Chambers)**

1. Ordinance Serial No. 09-009 AN ORDINANCE APPROPRIATING MONIES FROM THE CENTRAL TREASURY FOR THE BOROUGH OPERATING FUNDS, ENTERPRISE FUND, AND CAPITAL FUNDS, AND ESTABLISHING THE RATE OF LEVY FOR ALL BOROUGH FUNCTIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2009 AND ENDING JUNE 30, 2010.

Ms. McKechnie read the above legislation into the record.

MOTION: Assemblymember Bettine moved to introduce the legislation as read into the record by the Clerk and set the public hearings for April 30, 2009 and May 5, 2009, and May 7, 2009, respectively.

VOTE: The motion passed without objection.

## B. MAYORAL NOMINATIONS AND APPOINTMENTS

### 1. VACANCY REPORT

Deputy Mayor Woods requested the following confirmations:

Board of Equalization

Tammy Bickel, Resignation

Board of Ethics

Sherry Whitstine

Health and Social Services Board

Susan McCauley

Parks, Recreation, and Trails Advisory Board

George Shelton

Real Property Asset Management Board

Daniel Elliott

Caswell Lakes FSA No. 135

Terrance Shanigan

Deputy Mayor Woods made the following recommendations:

Trapper Creek RSA No. 30

Darlene Rich

MOTION: Assemblymember Bettine moved to confirm the Deputy Mayor's recommendations and resignations up for confirmation this evening.

VOTE: The motion passed without objection.

## C. OTHER NEW BUSINESS

*(There was no other new business presented.)*

D. REFERRALS (For referral to the Planning Commission for 90 days or other date specified by the Assembly)

*(There were no referrals presented.)*

**X. RECONSIDERATION**

*(There were no reconsiderations presented.)*

**XI. VETO**

*(There were no vetoes presented.)*

**XII. EXECUTIVE SESSION**

A. Potential Negotiations for Developing Borough Real Property Assets

MOTION: Assemblymember Bettine moved to enter into executive session for matters, immediate public knowledge of which would clearly have an adverse effect upon the finances of the Borough and matters, which by law, municipal charter, or ordinance are required to be confidential, specifically to discuss potential negotiations for developing Borough real property assets. Those present during the executive session were: the members of the Assembly, the Manager, the Attorney, the Clerk, the Economic Development Director, and the Finance Director.

GENERAL CONSENT: The motion passed and the Assembly moved into executive session at 8:16 p.m.

MOTION: Assemblymember Bettine moved to exit executive session.

VOTE: The motion passed and the Assembly exited executive session at 8:44 p.m.

MOTION: Assemblymember Bettine moved to direct the Manager to investigate the development of Borough real property as discussed in executive session.

VOTE: The motion passed without objection.

**XIII. MAYOR AND ASSEMBLY COMMENTS**

Assemblymember Wells:

- spoke to the review of the Hatcher's Pass Management Plan;
- noted there have been meetings held, which included motorized users and non-motorized users;

- related that the State initiated this process in order to simplify the plan;
- stated that this is a normal process that the State goes through after a plan has been in effect for over 20 years; and
- requested that Borough staff monitor this plan closely.

Assemblymember Ewing:

- stated that he addressed a group of veterans last Sunday; and
- spoke to being proud that the Borough has the largest per capita population of veterans than anywhere in the State.

Assemblymember Church queried the time of the city of Wasilla meeting on May 23, 2009, that is regarding Abby Road.

Mr. Duffy advised that the meeting would start at 7 p.m. at Wasilla City Hall.

Assemblymember Bettine:

- stated that if the Assembly has not driven by the South Palmer Elementary School or driven on the roads in the surrounding neighborhoods, that they should;
- opined that when the school opens now instead of later, that the Assembly will take the brunt of the public dissatisfaction;
- commented that the South Palmer Elementary School site preparation is rather minimal; and
- expressed her concern regarding the lack of ditches and drainage near the roads in the area.

Discussion ensued regarding road improvements within the Borough.

#### XIV. ADJOURNMENT

The regular meeting adjourned at 9:04 p.m.

  
LYNNE WOODS, Deputy Borough Mayor

ATTEST:

  
LONNIE R. McKECHNIE, CMC, Borough Clerk

Minutes approved: 06/02/09