

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on May 6, 2008, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6 p.m. by Mayor Curtis D. Menard.

II. ROLL CALL

Assembly members present and establishing a quorum were:

Ms. Lynne Woods, Assembly District No. 1 (*Deputy Mayor*)
Ms. Michelle R. Church, Assembly District No. 3
Ms. Mary Kvalheim, 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

Assemblymember absent and excused was:

Mr. Pete Houston, Assembly District No. 2

Staff in attendance were:

Mr. John Duffy, Borough Manager
Mr. John Aschenbrenner, Deputy Borough Attorney
Ms. Amanda E. Charles, Executive Assistant to the Borough Clerk
Ms. Cheryl D. Marino, Deputy Borough Clerk
Mr. Keith Rountree, Public Works Director
Mr. Dennis Brodigan, Emergency Services Director
Mr. Mark Mayo, Planning and Land Use Director
Ms. Patty Sullivan, Public Affairs Director
Mr. Dave Hanson, Economic Development Director
Ms. Eileen Probasco, Planning Chief
Ms. Tammy Clayton, Finance Director
Ms. Linda Brenner, Community Development Director
Ms. Deborah Bronske, Community Development, Resource Specialist

III. APPROVAL OF AGENDA

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

Mr. Duffy requested that Resolution Serial No. 08-044 be removed from the agenda for further legislative review.

There was no objection noted.

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

IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ray Gillespie.

V. MINUTES OF PRECEDING MEETINGS

Mayor Menard inquired if there were any corrections to the regular meeting minutes of April 15, 2008, or both special meeting minutes of April 24, 2008.

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

VI. SPECIAL ORDERS OF THE DAY

A. A Proclamation in Recognition of the 50th Anniversary of the Mat-Su College

Mayor Menard:

- read the proclamation into the record;
- presented the proclamation to Mr. Dennis Clark, Director of the Mat-Su College; and
- congratulated the Mat-Su College for providing a growing, relevant college for the community.

B. A Proclamation in Recognition of Arbor Day

Mayor Menard:

- read the proclamation into the record;
- presented the proclamation to Mr. Rountree; and
- urged all citizens to celebrate Arbor Day and to support efforts to protect the trees and woodlands of the Borough.

VII. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

Wasilla City

Ms. Diane Wooduff:

- spoke to rumors of decreased funding for libraries and emphasized the importance of libraries;
- noted recent changes to the city of Wasilla's code of ethics; and
- commented on the city's growth.

2. Matanuska-Susitna Borough School District

Ms. Sarah Welton, School Board President:

- noted that two members of the School District attended the Homeland Security Training;
- stated that May 6, 2008, is Teacher Appreciation Day as well as Alaska Agriculture Day;
- advised that Mr. Myrl Thompson had been selected for Seat G of the School Board; and
- spoke to the School Board's strategic plan.

Assemblymember Woods queried the funds that the School District received from the State for energy relief.

Ms. Welton:

- stated that the School Board would be voting on how the funds would be used on May 7, 2008;
- spoke regarding the accounting for the "extra student count"; and
- noted purchases may include portables, text books, and extra paper.

Discussion ensued regarding the expenditure of the energy relief funds received by the School District.

3. Greater Wasilla Chamber of Commerce and Visitors Bureau – Cheryl Metiva

(There was no report provided.)

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

Assemblymember Wells:

- reported that the May 5, 2008, meeting covered discussions regarding the safety bond, the status of the Susitna Valley High School and South Palmer Elementary School; and
- spoke regarding the School District's budget.

Assemblymember Bettine requested that administration have Finance work with the School District's finance team before the May 8, 2008, Assembly special meeting regarding further deliberations on the fiscal year 2009 budget.

Mr. Duffy spoke regarding funding for basic needs.

Assemblymember Wells:

- requested that Ms. Munoz and Ms. Irwin take part in the School District's budget discussions;
- spoke regarding increases in funding; and
- advised that the School District is recommending funding at the enhanced level.

2. Assembly Public Relations

Assemblymember Bettine:

- spoke regarding the Mat-Su Convention and Visitor Bureau's meeting on May 14, 2008; and
- requested that the Borough be present for the three minute spotlight on membership businesses to provide a report to the visitor industry regarding the Borough's park and recreational opportunities.

C. MANAGER COMMENTS

Mr. Duffy:

- commented on the Manager's Report; and
- introduced Mr. Ray Gillespie, State Lobbyist.

1. State/Federal Legislation

Mr. Gillespie:

- reported on the 2008 Borough Legislative Program;
- thanked the Mayor and Assembly for successful meetings at the Legislative Session;
- highlighted the State Legislative Session;
- spoke to the capital budget;
- commented on the operations budget; and
- spoke regarding the Railbelt Energy Fund, which was totally expended.

Assemblymember Bettine requested that a copy of the resolution regarding Borough's support of a statewide energy plan be forwarded to the Matanuska Electric Association and Governor Palin.

Assemblymember Kluberton:

- spoke regarding local energy groups and plans;
- noted concerns with the price of energy in bush communities; and
- spoke to concerns with local energy.

Mr. Gillespie:

- spoke regarding funding for the next year;
- stated that the overall capital budget was at \$3,000,000 of which \$1,800,000 was for the general fund;
- spoke regarding the Governor's veto power, which expires on May 23, 2008; and
- complimented the local legislative delegation.

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. 08-064: AN ORDINANCE AMENDING MSB 17.60.140, CONDITIONAL USES, TO ADDRESS TALL STRUCTURES.
- (a) Resolution Serial No. 08-041: A RESOLUTION ESTABLISHING FEES FOR MSB 17.60, CONDITIONAL USES.
- (1) IM No. 08-111

Ms. Probasco provided a staff report.

Assemblymember Church queried the notification area.

Ms. Probasco noted that the area is one-half mile.

Assemblymember Bettine asked if “target area” was defined in code.

Ms. Probasco:

- responded that the industry has an idea of the center point for the parcel;
- opined the hope that the industry would approach the Borough before selecting a specific site; and
- added that there is not currently a definition for “target area” in Borough code.

Assemblymember Bettine queried the cost of a conditional use permit (CUP) application.

Ms. Probasco stated that the cost was \$500.

Assemblymember Bettine queried if the cost of the application covered the administrative costs.

Mr. Duffy responded that it did not cover the cost of the associated administrative fees.

Assemblymember Bettine queried how the working group was established.

Ms. Probasco:

- stated that members of the industry and public had requested to be part of a future group; and
- noted that the group is informal.

Discussion ensued regarding the working group.

Assemblymember Kvalheim queried if the Planning Commission had to approve the ordinance.

Ms. Probasco:

- stated that the Planning Commission was encouraged to understand the ordinance;
- explained that the Planning Commission was informed that the ordinance would be going before the Assembly; and
- advised that the Planning Commission was not required to pass the ordinance.

Assemblymember Kvalheim stated that she had heard concerns from the Planning Commission regarding the ordinance.

Ms. Probasco:

- explained that the current ordinance was to address public notice concerns; and
- added that further ordinances would be coming forward.

Assemblymember Church queried the deadline for a tower plan.

Ms. Probasco:

- stated that there was not a deadline for the Assembly;
- advised that the Planning Commission would like the tower plan passed as soon as possible; and
- explained that the Planning Commission believes that people who build towers under 100 feet should be required to apply for a land use permit.

Assemblymember Wells:

- opined that members from the aviation community should be part of the working group; and
- spoke regarding tall towers as it pertains to wind power generation.

Mayor Menard opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 08-064: Mr. Jim Faikes; Mr. Larry Kangas; Ms. Missy Michenier; Mr. Rod Ewing; Ms. Kathy Wells, Director of Friends of the Mat-Su; Ms. Janet Faiks; and Mr. Frank Knapp.

The following person spoke in support of postponing Ordinance Serial No. 08-064: Ms. Diane Woodruff.

The following person spoke in regarding taking part in a working group for the conditional use permit process for towers: Mr. David Rudolph.

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. 08-064 and Resolution Serial No. 08-041.

(The regular meeting recessed at 8:22 p.m. and reconvened at 8:41 p.m.)

Assemblymember Bettine:

- spoke in support of the ordinance; and
- spoke regarding discussions she had with several of the Planning Commission Members..

MOTION: Assemblymember Bettine moved a primary amendment to Ordinance Serial No. 08-064 to adopt the recommendations made by the Planning Commission in their entirety.

VOTE: The primary amendment passed without objection.

MOTION: Assemblymember Woods moved a primary amendment to Ordinance Serial No. 08-064, MSB 17.60.140(I)(1)(a), to strike “ensure that” and insert in its place “encourage” and to strike “and effective” to read as follows: “encourage applicants to pursue early citizen participation in conjunction with the application;”

VOTE: The primary amendment passed without objection

MOTION: Assemblymember Woods moved a primary amendment to Ordinance Serial No. 08-064, MSB 17.60.140(I)(1)(c), to strike “ensure that” and to insert in its place “offer” and to strike “have” to read as follows: “offer the nearby property owners and residents an adequate opportunity to learn about applications that may affect them; and”

VOTE: The primary amendment passed without objection.

MOTION: Assemblymember Woods moved a primary amendment to Ordinance Serial No. 08-064, MSB 17.60.140(I)(6) to insert after the word “application” and before the words “the applicant” the phrase “that is not designed to address community concerns” to read as follows: “If there is an increase in height, or a substantial change in the location, design, lighting, or potential access between the original notification and conditional use permit application, that is not designed to address community concerns, the applicant shall.”

Assemblymember Bettine queried the intent of the motion.

Assemblymember Woods responded that if it was a design change requested by the community another community meeting would not need to be held.

Assemblymember Bettine noted that the change which was requested by the community may actually move the tower to another community.

Assemblymember Wells:

- extended his appreciation for the intent of the motion; and
- spoke regarding meeting one group’s needs and adversely effecting another group unintentionally.

WITHDRAWAL: Assemblymember Woods requested to withdraw the primary amendment.

There was no objection noted.

Assemblymember Kluberton asked if MSB 17.60.140(I) could be enforced.

Mr. Aschenbrenner stated that it could be viewed as a public notice requirement prior to having the conditional use permit go before the Planning Commission.

Assemblymember Kluberton queried how the Planning Department would implement the process.

Mr. Aschenbrenner stated that it would be possible to layout the procedure in the Planning Department's policies and procedures.

Assemblymember Kluberton stated that he wanted the process to be consistent.

Mr. Duffy spoke regarding an implementation policy.

Assemblymember Kluberton queried if the staff would be involved in the public process.

Mr. Duffy:

- stated that staff would be in attendance at the meetings;
- clarified that staff would be observers, not leaders; and
- noted the importance for the Borough employees to remain neutral and to not be associated with the applicant.

Assemblymember Bettine queried the effective date and creation of administrative forms.

Mr. Duffy noted that staff would be ready to create a policy upon adoption of Ordinance Serial No. 08-064.

Assemblymember Wells:

- stated that he would like to see the Planning Commission minutes; and
- noted that he would not be able to support the ordinance until it went back to the Planning Commission and working group for further revisions.

Assemblymember Woods:

- spoke in favor of informing the public;
- noted concerns with section 6 of the ordinance;
- added that this ordinance explains the public process;
- stated that the biggest complaint she receives from her constituents is the fact that they are notified at the last moment;
- agreed that more work was needed for tall structures; and
- clarified that this was a good starting point.

Assemblymember Kvalheim:

- offered her support for notifying the public; and
- added that she could not support the ordinance until it received further review by the working group.

Assemblymember Kluberton:

- agreed that the community needs to be kept informed;
- recognized the fact that the working group and Planning Commission have requested more time to work on the document; and
- noted his concern with the term target area.

Ms. Probasco:

- stated that the working group meets again on May 7, 2008;
- added that the meeting is to look at sample tower plans;
- clarified that the working group could analyze the ordinance further at the meeting; and
- stated that the Planning Commission's next meeting is on May 19, 2008.

Mr. Duffy spoke regarding advertising requirements for the Planning Commission and Assembly meetings.

Assemblymember Bettine spoke in support of Ordinance Serial No. 08-064.

Assemblymember Woods:

- spoke regarding the conditional use permit process;
- commented on the appeal process; and
- offered her support of Ordinance Serial No. 08-064.

Assemblymember Church queried who determined the target area.

Mr. Duffy:

- responded that the parcel for the tower is the target area; and
- suggested defining "target area" within the ordinance.

Discussion ensued regarding the definition of "target area".

MOTION: Assemblymember Kluberton moved to strike the reference to "target area" throughout the ordinance and insert in its place "parcel, or parcels, within the coverage area under consideration for the tower site" throughout the ordinance.

VOTE: The motion passed without objection.

Assemblymember Wells:

- stated his support for the amendments passed; and
- spoke regarding sending Ordinance Serial No. 08-064 back to the working group and Planning Commission for needed changes.

MOTION: Assemblymember Church moved to postpone Ordinance Serial No. 08-064 and Resolution Serial No. 08-041 to a time certain of June 3, 2008.

Discussion ensued regarding postponement of Ordinance Serial No. 08-064.

MOTION: Assemblymember Woods called for the question (to stop debate).

VOTE: There was no objection noted.

VOTE: The motion to postpone failed with Assemblymembers Wells, Church, and Kvalheim in favor, and Assemblymembers Kluberton, Bettine, and Woods opposed. (Tie vote) The motion failed with Mayor Menard invoking his voting privilege in the negative.

VOTE: The main motion passed as amended with Assemblymember Wells in opposition.

MOTION: Assemblymember Wells moved to extend the meeting past 10 p.m. but not to exceed 11 p.m.

VOTE: There was no objection noted.

(The regular meeting recessed at 9:48 p.m. and reconvened at 9:55 p.m.)

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following person spoke regarding what the Matanuska-Susitna Borough Seal means to him: Mr. John Leiner.

The following person spoke in support of fully funding the School District's budget: Mr. Lief Johnson, and Ms. Anne Kilkenny.

The following persons spoke regarding the language of Ordinance Serial No. 08-067: Mr. Richard Best, Palmer City Councilman; Mr. Evangelos Lambermakis; and Ms. Diane Woodruff.

The following person spoke regarding the conditional use permit process and the public notice requirements: Mr. Rod Ewing.

The following person spoke regarding drainage issues within the conditional use permit process: Ms. Kathy Wells, Director of Friends of Mat-Su.

The following person spoke regarding the School District's budget: Mr. Mike Meleski, Palmer City Councilmember.

D. CONSENT AGENDA

1. RESOLUTIONS

- (a) Resolution Serial No. 08-042: A RESOLUTION CONFIRMING SUPPORT IN THE COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY FOR THE NEW RECYCLING CENTER.

(1) IM No. 08-104

- (b) Resolution Serial No. 08-043: A RESOLUTION AMENDING THE BUDGET FOR PROJECT NO. 10141, MAINTENANCE FACILITY (ROBERT VROMAN PUBLIC WORKS BUILDING), TO ALLOW FOR THE PURCHASE OF AN EMERGENCY GENERATOR AND TRANSFER SWITCH FOR THE MAINTENANCE FACILITY.

(1) IM No. 08-105

- ~~(c) Resolution Serial No. 08-044: A RESOLUTION AMENDING THE BUDGETS OF PROJECT NO. 35299, SELDON WEST TO CHURCH CONSTRUCTION, AND PROJECT NO. 35264, LITTLE SUSITNA RIVER ACCESS ROAD AND BRIDGE.~~

~~(1) IM No. 08-108~~

- (d) Resolution Serial No. 08-045: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET FOR TOURISM INFRASTRUCTURE (BED TAX), PROJECT NO. 15006, FUND 480; PROJECT NO. 15030, FUND 480, AND PROJECT NO. 15035, FUND 480.

(1) IM No. 08-113

- (e) Resolution Serial No. 08-046: A RESOLUTION AMENDING THE BUDGETS FOR PROJECT NOS. 40101, 40119, 40120, 40124, 40128, 40132, AND 40164 TO SUPPLEMENT THE CONSTRUCTION OF A CAFETERIA ADDITION TO THE WASILLA MIDDLE SCHOOL.

(1) IM No. 08-115

- (2) AM No. 08-043: AWARDING BID NO. 08-103 TO CYS MANAGEMENT SERVICES INC. IN THE AMOUNT OF \$1,692,122 FOR THE WASILLA MIDDLE SCHOOL CAFETERIA ADDITION.

2. ASSEMBLY MEMORANDUMS

- (a) AM No. 08-041: ACCEPTING LATE FILED AND RETROACTIVE SENIOR CITIZEN AND DISABLED VETERAN EXEMPTION APPLICATIONS.

- (b) AM No. 08-042: AWARDING BID NO. 08-118 TO ALASKA HOUSE MOVING AND CONSTRUCTION, LLC, IN THE AMOUNT OF \$181,580 FOR THE SHERROD ELEMENTARY SCHOOL PLAYGROUND WALKING PATH BRIDGE AND SEPTIC TANK INSTALLATION.

- (c) AM No. 08-044: AWARDING BID NO. 08-125 TO WESTERN CONSTRUCTION AND EQUIPMENT, LLC, IN THE CONTRACT AMOUNT OF \$165,661 FOR THE PAVING APPROACHES 2008 PROJECT.
- (d) AM No. 08-045: AWARDING BID NO. 08-047 TO ALASKA INTERSTATE CONSTRUCTION, LLC, IN THE AMOUNT OF \$12,544,491.25 FOR POINT MACKENZIE ROAD IMPROVEMENTS AND PAVING.

Ms. Charles read the above legislation into the record.

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

VOTE: The motion passed without objection.

IX. UNFINISHED BUSINESS

(There was no unfinished business presented.)

X. NEW BUSINESS

A. INTRODUCTION (For public hearing - 05/20/08, 7 p.m., Borough Assembly Chambers)

- 1. Ordinance Serial No. 08-065: AN ORDINANCE APPROVING THE PURCHASE OF APPROXIMATELY 3.52 ACRES OF LAND IN THE AMOUNT OF \$55,000 LOCATED ON WEST FAIRVIEW LOOP ROAD AND TO CLASSIFY THE PROPERTY AS RESERVED USE – EMERGENCY SERVICE FACILITY, FOR USE BY THE DEPARTMENT OF EMERGENCY SERVICES FOR A FUTURE FIRE STATION (MSB 004759).
 - (a) IM No. 08-094
- 2. Ordinance Serial No. 08-066: AN ORDINANCE ACCEPTING AND APPROPRIATING \$50,000 FROM THE UNITED STATES FISH AND WILDLIFE SERVICE FOR THE KIME LANE CULVERT REPLACEMENT PROJECT, PROJECT NO. 30095, FUND 410.
 - (a) Resolution Serial No. 08-047: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE KIME LANE ROAD CULVERT REPLACEMENT PROJECT, PROJECT NO. 30095.
 - (1) IM No. 08-101
- 3. Ordinance Serial No. 08-067: AN ORDINANCE AMENDING MSB 8.40, LIQUOR LICENSE REFERRALS, TO ESTABLISH A PROCESS FOR ASSEMBLY REVIEW OF APPLICATIONS TO RELOCATE A BEVERAGE DISPENSARY LIQUOR LICENSE FROM AN UNINCORPORATED AREA OF THE BOROUGH INTO AN INCORPORATED CITY.

- (a) Resolution Serial No. 08-048: A RESOLUTION ESTABLISHING FEES FOR APPLICATIONS UNDER MSB 8.40.060, REVIEW OF LIQUOR LICENSE REFERRAL FOR RELOCATION.
 - (1) IM No. 08-110
- 4. Ordinance Serial No. 08-068: AN ORDINANCE AUTHORIZING THE MATANUSKA-SUSITNA BOROUGH TO ENACT AN AREAWIDE SALES TAX NOT EXCEEDING 3 PERCENT OF SALES, SERVICES, AND RENTALS WITHIN THE BOROUGH AND TO SUBMIT THE QUESTIONS TO THE QUALIFIED VOTERS OF THE BOROUGH AT THE OCTOBER 7, 2008, REGULAR BOROUGH ELECTION.
 - (a) Ordinance Serial No. 08-069: AN ORDINANCE ADOPTING MSB 3.35, A UNIFORM SALES TAX.
 - (1) IM No. 08-114
- B. INTRODUCTION (For public hearing - 06/03/08, 7 p.m., Borough Assembly Chambers)
 - 1. Ordinance Serial No. 08-054: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE NORTHSORE DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 420 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.
 - (a) Ordinance Serial No. 08-055: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$36,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE NORTHSORE DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 420, AND FIXING DETAILS OF SAID BONDS.
 - (1) IM No. 08-096
 - 2. Ordinance Serial No. 08-056: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE HERMON HEIGHTS PHASE I AND II ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 421 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.
 - (a) Ordinance Serial No. 08-057: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$94,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE HERMON HEIGHTS PHASE I AND II ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 421, AND FIXING DETAILS OF SAID BONDS.
 - (1) IM No. 08-097
 - 3. Ordinance Serial No. 08-058: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE NORTHSTAR CIRCLE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 422 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.
 - (a) Ordinance Serial No. 08-059: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$26,000 PRINCIPAL AMOUNT OF SPECIAL

ASSESSMENT BONDS FOR THE NORTHSTAR CIRCLE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 422, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 08-098

4. Ordinance Serial No. 08-060: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE EAST SHORELINE CIRCLE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 423 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

(a) Ordinance Serial No. 08-061: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$26,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE EAST SHORELINE CIRCLE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 423, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 08-099

5. Ordinance Serial No. 08-062: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE MCDOWELL ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 424 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

(a) Ordinance Serial No. 08-063: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$68,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE MCDOWELL ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 424, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 08-100

Ms. Charles read the above legislation into the record.

MOTION: Assemblymember Woods moved to introduce the legislation as read into the record by the Clerk and set the public hearings for May 20, 2008, and June 3, 2008, respectively.

VOTE: The motion passed without objection.

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Menard requested the following confirmations:

Borough Area Schools Site Selection Committee

Ken Klunder

Fronteras Charter School Evaluation Team

Lebron McPhail

John Phillips

Robert Kalander

Lori Koutsky

Mary Kvalheim
Cindy Bettine
Local Emergency Planning Committee
Jimmie Rogers
Real Property Asset Management Board
Norman Harris

Mayor Menard made the following recommendations:
Talkeetna Sewer & Water Service Area # 36
Terry Mangione

MOTION: Assemblymember Woods moved to confirm the Mayor's recommendations up for confirmation this evening.

VOTE: The motion passed without objection.

D. ATTORNEY COMMENTS

(There was no report provided.)

E. CLERK COMMENTS

Ms. Charles:

- spoke regarding the upcoming meeting schedule; and
- noted that the annual evaluation of the Borough Attorney is due in June.

Assemblymember Woods requested that the Clerk address the meetings noted in the Clerk's Report at the May 8, 2008, special Assembly meeting.

There was no objection noted.

Ms. Charles:

- advised that Alaska Municipal League(AML), Communities Conference on Climate Change is scheduled for May 28–30, 2008, in Anchorage;
- noted that the AML Summer Legislative Meeting will be held August 27-28, 2008, in Wrangell; and
- stated that supplement 37 to the Borough code had arrived and was ready for distribution.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Emergency Medical Services Board: 01/02/08
 - b. Local Road Service Area Advisory Board: 02/21/08
 - c. Planning Commission: 01/21/08, 01/31/08, 02/04/08, 02/13/08, 02/20/08, 03/17/08; Resolution Serial Nos.: 08-02, 08-04, 08-05, 08-09(AM)
 - d. Platting Board: 03/20/08

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

G. INFORMATIONAL MEMORANDUMS

1. IM 08-102: AN INFORMATIONAL MEMORANDUM EXPLAINING THE STATUS OF THE MULTIPLE-USE FOREST MANAGEMENT PLAN DEVELOPMENT AND ADOPTION PROCESS.

The informational memorandum was presented and no comments were noted.

C. OTHER NEW BUSINESS

X. RECONSIDERATION

(There were no reconsiderations presented.)

XI. VETO

- A. MOTION TO OVERRIDE ANY POSSIBLE MAYORAL VETO ON FISCAL YEAR 2009 BUDGET ITEMS (ORDINANCE SERIAL NO. 08-008).

(There were no vetoes presented.)

XII. EXECUTIVE SESSION

(There was no executive session held.)

XIII. MAYOR AND ASSEMBLY COMMENTS

Assemblymember Bettine

- commented on the School District's budget; and
- requested that all public notice requirements for conditional use permits be fixed by June 17, 2008.

Assemblymember Wells spoke to farm land protection.

Assemblymember Kluberton spoke to education funding.

Assemblymember Kvalheim requested a copy of the documents regarding the Knik Public Service Area from the manager.

Assemblymember Church requested that an item "A" be added to the agenda of May 13, 2008, to address the Management Review Audit.

There was no objection noted.

XIV. ADJOURNMENT

The regular meeting adjourned at 11:00 p.m.

/ S /

CURTIS D. MENARD, Borough Mayor

ATTEST:

/ S /

LONNIE R. McKECHNIE, CMC, Borough Clerk

Minutes approved: 05/20/08