

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on May 16, 2000, at the Matanuska-Susitna Borough Assembly Chambers, Palmer, Alaska. The meeting was called to order at 6 p.m. by Mayor Darcie K. Salmon.

II. ROLL CALL

Assembly members present and establishing a quorum were:

Mr. Larry DeVilbiss, Assembly District No. 1
Ms. Sara Jansen, Assembly District No. 2 (Excused)
Mr. James Colberg, Assembly District No. 3
Mr. Dan Kelly, Assembly District No. 4
Ms. Jody Simpson, Assembly District No. 5
Mr. Jim Turner, Assembly District No. 6
Mr. Doyle Holmes, Assembly District No. 7 (Deputy Mayor)

Staff in attendance were:

Ms. Sandra Dillon, Borough Clerk
Mr. Michael J. Scott, Borough Manager
Mr. John Duffy, Assistant Manager
Mr. Michael Gatti, Borough Attorney
Mr. Gary Lebowich, Human Resources Manager
Ms. Elizabeth Manfred, Borough Deputy Clerk
Mr. Jim Swing, Public Works Director
Ms. Tammy Clayton, Finance Director
Mr. Karl Borglum, Borough Assessor
Ms. Cindy Gilder, Planning Director
Mr. Ron Swanson, Community Development Director
Mr. Kevin Koechlein, Public Safety Director

III. APPROVAL OF AGENDA

There was no objection to the agenda as presented.

IV. PLEDGE OF ALLEGIANCE

The pledge of allegiance was led by Assemblymember Colberg.

V. MINUTES OF PRECEDING MEETINGS

A. Regular Assembly Meeting: May 2, 2000

MOTION: Assemblymember Simpson moved for approval of the May 2, 2000, regular assembly meeting minutes.

Assemblymember Simpson:

- Requested research regarding her statement made under assemblymember comments. *[After clerk's research, her comment was corrected to read: "requested that all correspondence pertaining to records review of the Port project received by the borough from DOT and/or Federal Highway Administration, including correspondence between the state and FHWA which have been copied to the borough, as well as any correspondence from the borough to either or both of the agencies be copied to the assembly and the port commission."]*

GENERAL CONSENT: The motion passed without objection and the May 2, 2000, regular assembly meeting minutes were approved pending clerk research.

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Report from cities

Palmer Mayor Guinotte:

- reported that 64 acres has been approved by the state for annexation into Palmer City limits;
- stated that the projected bid date for the Palmer Wasilla Highway upgrade is early August;
- commented that all paving contracts for this construction season have been awarded;
- questioned whether street lights along in the Palmer flats may be against the proposed zoning;
- thanked the borough assembly for the library grant;
- spoke to the potential traffic problem on Evergreen with the construction of Burger King;
- suggested the borough consider an extension of Bogard Road through to the Parks Hwy; and
- remarked that the Republican state convention would be held in the Mat-Su Valley this weekend.

Wasilla Council Member Keller:

- reported Wasilla passed the city FY01 budget for \$8,484,626; and
- appreciated receiving borough statistics regarding animal control issues.

2. Matanuska-Susitna Borough School District

(There was no school district representative present.)

3. Stuart Smith, Architects Alaska: Houston High School Schematic Design

Mr. Smith:

- stated the Houston High school occupancy is scheduled for 2002; and

- presented overheads of the school design.

B. COMMITTEE REPORTS

1. Joint Committee on School Funding

(There was no report given.)

C. MANAGER COMMENTS

Mr. Scott:

- introduced Mr. Dennis Nottingham of PN&D, contractor for the port project.

Mr. Nottingham:

- commented that the road access to the port is a pioneer access road only;
- remarked the contractor will return this summer and correct the road grade to 10 percent;
- spoke to the high quality of foundation materials at the dock site;
- stated the Port MacKenzie dock is designed for an unlimited load and will accept any size of working crane;
- explained that the dock is a membrane structure with an interlocking design to allow great flexibility; and
- addressed time frame for issuance of the notice to proceed.

The regular assembly meeting recessed at 6:58 p.m. and reconvened at 7:07 p.m. (see page 7 for continuation of reports/correspondence)

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

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

(There were no persons to be heard.)

B. PUBLIC HEARINGS (Three minutes per person.)

1. Ordinance Serial No. 00-064: AN ORDINANCE REQUESTING A SUPPLEMENTAL APPROPRIATION OF \$44,523 FROM THE BIG LAKE FIRE SERVICE AREA FUND BALANCE, FUND 256, TO THE BIG LAKE FIRE SERVICE AREA OPERATING FUND 256, FOR THE PURPOSE OF PAYING THE BALANCE ON THE REVOLVING LOAN USED TO CONSTRUCT THE HORSESHOE LAKE SUBSTATION. IM No. 00-083

Mayor Salmon opened the public hearing.

MOTION: Assemblymember Simpson moved for adoption of Ordinance Serial No. 00-064.

GENERAL CONSENT: The motion passed without objection.

2. Ordinance Serial No. 00-065: AN ORDINANCE TO CLASSIFY GLO LOTS 2, 3, 4, AND 11, AS "GENERAL PURPOSE LANDS" FOR DISPOSAL AT MARKET VALUE TO THE ADJACENT PROPERTY OWNER OR BY COMPETITIVE BID AND CLASSIFY GLO LOTS 1 AND 12, "WATERSHED LANDS" ALL BEING WITHIN SECTION 11, T17N, R4W, SEWARD MERIDIAN, ALASKA, WEST LAKE AREA, MSB002699. IM No. 00-086

Mayor Salmon opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Simpson moved for adoption of Ordinance Serial No. 00-065.

Assemblymember DeVilbiss requested clarification of "Watershed Lands" and location of GLO lots.

GENERAL CONSENT: The motion passed without objection.

3. Ordinance Serial No. 00-072: AN ORDINANCE ACCEPTING AND APPROPRIATING \$1,500 FROM LOCAL BUSINESSES TO FUND 480, FOR THE PURPOSE OF PROVIDING CASH PRIZES RANDOMLY SELECTED FROM RETURNED SURVEYS.
 - a. Resolution Serial No. 00-027: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE HOUSEHOLD COMMUNITY PLANNING SURVEY PRIZES. IM No. 00-095

Mayor Salmon opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Holmes moved for adoption of Ordinance Serial No. 00-072 and Resolution Serial No. 00-027.

Assemblymember Colberg spoke to the method of solicitation for prizes.

GENERAL CONSENT: The motion passed without objection.

4. Ordinance Serial No. 00-073: AN ORDINANCE APPROVING THE CLASSIFICATION OF "GENERAL PURPOSE LANDS", THE LAND DONATION TO THE ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES, AND DEDICATION OF A PUBLIC USE EASEMENT FOR BOROUGH-OWNED LANDS DESCRIBED AS WITHIN SECTION 1, T17N, R3W, SEWARD MERIDIAN, ALASKA, LOCATED IN THE WASILLA AREA. (MSB003256) IM No. 00-100

Mayor Salmon opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Kelly moved for adoption of Ordinance Serial No. 00-073.

MOTION: Assemblymember Kelly moved a primary motion to correct a typographical error by striking R3W and inserting R1W.

Mr. Gatti:

- stated the title for public notice was incorrect; and
- recommended postponing action and advertise with the correct legal description.

Mr. Swanson

- reported construction is scheduled to begin in late May;
- stated the correct information was noted on mailings, maps, and supporting documentation.

GENERAL CONSENT: The primary amendment without objection.

GENERAL CONSENT: The main motion as amended passed without objection.

5. Ordinance Serial No. 00-074: AN ORDINANCE APPROVING THE CLASSIFICATION OF "GENERAL PURPOSE LANDS" AND APPROVING AN AMENDMENT TO THE FISH CREEK MANAGEMENT PLAN TO ALLOW THE SALE OF BOROUGH-OWNED LAND DESCRIBED AS THE PORTION OF SECTION 20, T16N, R6W, SEWARD MERIDIAN, ALASKA, LOCATED IN THE FLAT HORN LAKE AREA. (MSB002236) IM No. 00-102

Mayor Salmon opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Simpson moved for adoption of Ordinance Serial No. 00-074.

GENERAL CONSENT: The motion passed without objection.

6. Ordinance Serial No. 00-075: AN ORDINANCE AMENDING MSB 2.70 (ETHICS BOARD) TO ADOPT MSB 2.70.045 (BOARD OF ETHICS; COMPENSATION). IM No. 00-107
7. Ordinance Serial No. 00-076: AN ORDINANCE AMENDING MSB 3.08.341 (BID REVIEW PANEL) TO ADOPT MSB 3.08.341(B)(3), (COMPENSATION). IM No. 00-107
8. Ordinance Serial No. 00-077: AN ORDINANCE AMENDING MSB 4.34 (HEALTH PLANNING COUNCIL) TO ADOPT MSB 4.34.040 (COMPENSATION). IM No. 00-107
9. Ordinance Serial No. 00-078: AN ORDINANCE AMENDING MSB 4.40 (LIBRARY BOARD) TO ADOPT MSB 4.40.025 (COMPENSATION). IM No. 00-107

10. Ordinance Serial No. 00-079: AN ORDINANCE AMENDING MSB 4.43 (TRANSPORTATION ADVISORY BOARD) TO ADOPT MSB 4.43. 040 (COMPENSATION). IM No. 00-107
11. Ordinance Serial No. 00-080: AN ORDINANCE AMENDING MSB 4.44 (AGRICULTURAL AND FORESTRY ADVISORY BOARD) TO ADOPT MSB 4.44.040 (COMPENSATION). IM No. 00-107
12. Ordinance Serial No. 00-081: AN ORDINANCE AMENDING MSB 4.46 (HISTORICAL PRESERVATION COMMISSION) TO ADOPT MSB 4.46.050 (COMPENSATION). IM No. 00-107
13. Ordinance Serial No. 00-082: AN ORDINANCE AMENDING MSB 4.48 (LOCAL ROAD SERVICE AREA ADVISORY BOARD) TO ADOPT MSB 4.48.025 (COMPENSATION). IM No. 00-107
14. Ordinance Serial No. 00-083: AN ORDINANCE AMENDING MSB 4.50 (LOCAL EMERGENCY PLANNING COMMISSION) TO ADOPT MSB 4.50.035 (COMPENSATION). IM No. 00-107
15. Ordinance Serial No. 00-084: AN ORDINANCE AMENDING MSB 5.15. (OPERATION OF SERVICE AREAS) TO ADOPT MSB 5.15.017 (COMPENSATION FOR BOARDS OF SUPERVISORS). IM No. 00-107
16. Ordinance Serial No. 00-085: AN ORDINANCE AMENDING MSB 18.03 (PORT COMMISSION) TO ADOPT MSB 18.03.040 (COMPENSATION). IM No. 00-107
17. Ordinance Serial No. 00-086: AN ORDINANCE AMENDING MSB 24.30 (ANIMAL CONTROL BOARD) TO ADOPT MSB 24.30.015 (COMPENSATION). IM 00-107

Mayor Salmon opened public hearing on Ordinance Serial Nos. 00-075, 076, 077, 078, 079, 080, 081, 082, 083, 084, 085, and 086.

Ms. Caroline McRoberts spoke in support of Ordinance Serial No. 00-078.

There being no one else wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Holmes moved for adoption of Ordinance Serial Nos. 00-075, 076, 077, 078, 079, 080, 081, 082, 083, 084, 085, and 086.

GENERAL CONSENT: The motion passed without objection.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

Ms. Lucille Frey:

- stated that the current junk/trash ordinance does not allow the public a reasonable time frame to respond after a violation is cited; and
- suggested the current junk/trash ordinance promotes dumping of old appliances after hours.

Mr. Larry Jacobson:

- requested assembly support for WACO building repairs; and
- distributed a citizen petition asking that the borough provide building maintenance for the Willow Community Center.

Ms. Kathleen Houston:

- referred to a maintenance agreement signed by the Mat-Su Borough; and
- asked for support from the borough for necessary repairs to the Willow Community Center.

Ms. Michelle Church:

- spoke to the recycling effort at Walmart recently; and
- voiced support for the current junk and trash ordinance.

Ms. Jay Nolfi:

- requested the assembly consider compensation for road supervisors responding to citizen complaints in their area.

D. ATTORNEY COMMENTS

Mr. Gatti:

- reported that the Talkeetna Incorporation comment period was rescheduled to July.

E. CLERK COMMENTS

Ms. Dillon:

- spoke to the assembly meeting schedule and noted it includes a meeting every Tuesday in June;
- shared the property tax cap information prepared by AML;
- commented on her planned attendance at the International Clerks Conference;
- asked that the assembly members notify the clerk's office if they plan to attend the incident command system training; and
- distributed the clerk's tracking report and asked for comments or suggestions.

F. CITIZEN AND OTHER CORRESPONDENCE

1 MSB Board/Committee Minutes:

- a. Local Road Service Advisory Board - 04/20/00
- b. Local Road Service Area Supervisory Board No. 17, Knik - 04/16/00
- c. Planning Commission - 04/25/00
- d. Senior Citizens Advisory Board - 04/18/00

- e. Talkeetna Flood Control Service Area No. 7 - 06/16/99, 07/09/99, 11/20/99
- f. Wasilla-Lakes Fire Service Area Board of Supervisors - 02/23/00

- 2. Community Council Correspondence:
 - a. Butte Community Council - 03/08/00
 - b. Meadow Lakes Community Council - 04/12/00
 - c. Point MacKenzie Community Council - 04/29/00
 - d. Talkeetna Community Council - 03/06/00, 04/03/00
 - e. Willow Area Community Organization - 04/10/00, 05/01/00
 - f. Y Community Council - 2/03/00, 03/02/00, 03/30/00

G. INFORMATIONAL MEMORANDUMS

(There were no informational memorandums presented.)

VIII. UNFINISHED BUSINESS

IX. NEW BUSINESS

A. INTRODUCTION (Suggested hearing - 06/06/00)

- 1. Ordinance Serial No. 00-087: AN ORDINANCE ACCEPTING AND APPROPRIATING AN ADDITIONAL \$1,107.40 FROM THE STATE OF ALASKA, DEPARTMENT OF NATURAL RESOURCES, OFFICE OF HISTORY AND ARCHAEOLOGY, TO FUND 480 FOR THE PURPOSE OF SURVEYING AND INVENTORY OF OLD KNIK TOWNSITE.

- a. Resolution Serial No. 00-035: A RESOLUTION APPROVING THE AMENDED SCOPE OF WORK AND BUDGET FOR PHASE II OF THE SURVEY, EVALUATION, AND INVENTORY OF THE RESIDENTIAL PORTION OF THE OLD KNIK TOWNSITE.
IM No. 00-096

- 2. Ordinance Serial No. 00-088: AN ORDINANCE AMENDING MSB 3.38.050(A) BY ADDING PARAGRAPH (5) WHICH EXPANDS THE DUTIES OF THE ENHANCED 911 ADVISORY BOARD. IM No. 00-117

- 3. Ordinance Serial No. 00-089: AN ORDINANCE AMENDING MSB 4.44.030(A), AGRICULTURAL AND FORESTRY ADVISORY BOARD COMPOSITION.
IM No. 00-118

- 4. Resolution Serial No. 00-036: A RESOLUTION APPROVING THE MULTIPLE USE MANAGEMENT PLAN PREPARED BY VALLEY SAWMILL UNDER TERMS OF THE MULTIPLE USE MANAGEMENT AGREEMENT, POINT MACKENZIE (MSB002273).
IM No. 00-119

Ms. Dillon read the above-referenced legislation into the record.

MOTION: Assemblymember Holmes moved for introduction of the above-referenced legislation and set for public hearing June 6, 2000.

Assemblymember Holmes requested the assembly be provided with a copy of the MUMA that was presented to the planning commission.

Mr. Scott advised that staff recommendations would be added and presented with Resolution Serial No. 00-036 for the public hearing of June 6, 2000.

GENERAL CONSENT: The motion passed without objection.

B. CONSENT AGENDA

1. RESOLUTIONS

- a. Resolution Serial No. 00-037: A RESOLUTION SUPPORTING THE ANNUAL RUNNING OF THE IDITAROD TRAIL SLED DOG RACE AND THE EFFORTS THE IDITAROD TRAIL SLED DOG RACE COMMITTEE HAS TAKEN TO ENSURE THE HUMANE TREATMENT OF THE CANINE PARTICIPANTS. IM No. 00-115

(AM No. 00-050 was pulled from the consent agenda, see page 9 for assembly action.

2. ACTION MEMORANDUMS

- b. AM No. 00-051: HOUSTON HIGH SCHOOL PROJECT SCHEMATIC DESIGN APPROVAL.

Ms. Dillon read the above-referenced consent agenda items into the record.

MOTION: Assemblymember Holmes moved for approval of the above-referenced consent agenda items.

GENERAL CONSENT: The motion passed without objection.

- a. AM No. 00-050: STREET LIGHT INSTALLATION IN ROAD SERVICE AREA NOS. 16, 19, 25, 26, AND 28.

MOTION: Assemblymember Holmes moved to adopt AM 00-050.

Mr. Swing:

- stated each road service area approved the street light installation as proposed;
- remarked that the cost for the street lights is budgeted; and,
- commented that school bus turnouts are a state responsibility.

GENERAL CONSENT: The motion passed without objection.

C. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Salmon made the following recommendations:

Local Emergency Planning Committee

Ms. Julianne McGinnis, Environmental/Business/Technical position

Mayor Salmon requested the following confirmations:

Butte Fire Service Area No. 2

Mr. Bernard Eberhardt

MOTION: Assemblymember Holmes moved to accept and confirm the Mayor's above-referenced confirmations.

GENERAL CONSENT: The motion passed without objection.

D. OTHER NEW BUSINESS

(There was no other new business.)

X. RECONSIDERATION

(There was no reconsideration pending.)

XI. VETO

(There was no veto pending.)

XII. EXECUTIVE SESSION

(There was no executive session.)

XIII. MAYOR AND ASSEMBLY COMMENTS

Assemblymember DeVilbiss:

- spoke to Ms. Albrech's recent funeral;
- reported that Mr. Homstad, Butte Elementary, received a Teacher of the Year Award;
- suggested a proclamation for the Teacher of the Year be presented to Mr. Homstad; and
- complimented the success of the Butte community cleanup day.

Assemblymember Holmes:

- asked that the assembly review the junk and trash ordinance in September;
- volunteered to work with administration in assessing repair needs for the Willow Community Center;
- advised of his planned participation in the incident command system training; and
- reiterated that the original documents supporting Resolution Serial No. 00-036 be provided to the assembly.

Assemblymember Simpson:

- expressed appreciation for an EMS life saving response in Big Lake;
- stated EMS personnel presented an excellent reenactment of a drunk driving accident as prevention training for Houston High School students; and
- commented that she plans to attend the incident command systems training;
- wished Ms. Dillon best of luck at IIMC attendance.

Assemblymember Colberg:

- requested the manager research LID payment procedures;
- stated he would like Mr. Koechlein to present report of department expenses for fire calls on June 6; and
- asked for an ordinance regarding compensation of mileage expenses for road supervisors responding to citizen complaints in their areas.

Assemblymember Kelly

- directed the manager to instruct the staff to use leniency in enforcement of the trash ordinance;
- questioned the Houston school plans;
- asked for research of WACO building maintenance needs;
- requested a copy of the original RFP for the MUMA be provided to the assembly;
- commented that school bus turnouts are necessary for student safety; and
- appreciated Mr. Nottingham's status report of the port project.

Mr. Scott:

- remarked that the assembly budgeted \$5,000 landfill charges in hardship cases;
- said the Department of Education determines school plan size and proposed occupancy;
- suggested the assembly address school bus turnouts in the next CIP plan;
- referred to DOT having responsibility for school bus turn outs; and
- stated that the contractor will bring new information regarding MUMA and stressed that forestry is a primary concern.

Mayor Salmon:

- commented that the Military Appreciation Week program at the armory was well attended;
- invited the public to attend the Memorial Day services which will be held at the wall of honor in Wasilla;
- reported that he spoke to the Governor's alcoholism and substance abuse council recently; and

- expressed appreciation of the assembly's efforts to pass the FY 2001 budget.

XIV. ADJOURNMENT

The regular assembly meeting adjourned at 8:25 p.m.

ATTEST:


DARCIE K. SALMON, Borough Mayor


SANDRA A. DILLON, Borough Clerk

Minutes approved June 6, 2000.