

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on May 27, 2003, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6 p.m. by Mayor Timothy L. Anderson.

II. ROLL CALL

Assembly members present and establishing a quorum were:

- Mr. J. Bruce Bush, Assembly District No. 1
- Mr. Bill Allen, Assembly District No. 2
- Mr. Talis J. Colberg, Assembly District No. 3
- Ms. Mary Kvalheim, Assembly District No. 4
- Ms. Jody Simpson, Assembly District No. 5
- Mr. Jim Colver, Assembly District No. 6 (Deputy Mayor)
- Ms. Kelly Ladere, Assembly District No. 7

Staff in attendance were:

- Ms. Sandra A. Dillon, CMC, Borough Clerk
- Mr. John Duffy, Borough Manager
- Mr. David Germer, Assistant Borough Manager
- Ms. Teresa Williams, Borough Attorney
- Ms. Janice A. Case, Borough Clerk's Secretary
- Mr. Jim Swing, Public Works Director
- Ms. Tammy Clayton, Finance Director
- Mr. Jack Krill, Emergency Services Director
- Mr. Ron Swanson, Community Development Director
- Ms. Susan Dickinson, Interim Planning Director

III. APPROVAL OF AGENDA

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

GENERAL CONSENT: The agenda was approved as presented.

IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mr. Ron Rucker, a member of the audience.

V. MINUTES OF PRECEDING MEETINGS

Mayor Anderson referenced the minutes of the May 6, 2003, regular meeting; May 8, 2003, special meeting; May 13, 2003, special meetings; and May 16, 2003, special meeting, and asked if there were any corrections thereto.

No corrections were noted.

GENERAL CONSENT: The minutes of the May 6, 2003, regular meeting; May 8, 2003, special meeting; May 13, 2003, special meetings, and May 16, 2003, special meeting were approved as presented without objection.

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

Wasilla City

Councilmember Diana Straub:

- congratulated the Borough on the completion of the budget; and
- stated that the Wasilla City Council has met with the Borough regarding the animal control contract, and are looking at other options for their animal control needs.

2. Matanuska-Susitna Borough School District

(No reports were presented.)

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

Assemblymember Colver reported that no committee meetings have been held.

2. Regional Transportation Planning Organization (RTPO)

Mayor Anderson advised that the meeting of the RTPO originally scheduled for June 2, 2003, was cancelled pending the arrival of the new administration in Anchorage and will be rescheduled.

C. MANAGER COMMENTS

Mr. Duffy:

- congratulated Ms. Tammy Clayton, the finance director, who has been elected to serve on the executive board of the Government Financial Officers Association;

- noted that a copy of the sample police protection survey that is being considered for use in a survey of borough residents regarding interest in home security equipment and additional police protection is included in the manager's report;
- stated that he met with the Alaska State Department of Labor regarding the Workforce Investment Act (WIA) to discuss the state administration's new ideas on the WIA program;
- informed that over 200 junk vehicles were removed from the Willow area;
- commented that the federal lobbyist report for May 2003 is included in his report;
- explained that the current labor agreement between the Matanuska-Susitna Borough Employees Association and the Borough will expire on December 31, 2003;
- recommended that the Assembly schedule an executive session to give administration their goals and objectives for the new labor agreement;
- referred to the core area survey methodology included in his report;
- commented that the attached library brochure will be distributed to inform residents about borough libraries and the important role that they perform in the community;
- noted that IM 03-135 in the packet is to provide the Assembly with additional information on the performance measurement system; and
- stated that the Borough has received one proposal, from NPI, LLC., to develop, construct, and operate a bulk commodity load-out facility at the Borough's deep water dock.

Mayor Anderson asked the clerk to schedule an executive session on June 17, 2003, to discuss the labor agreement.

D. ATTORNEY COMMENTS

Ms. Williams:

- informed that she and the clerk have completed the rewrite of MSB Titles 1 and 4, and will be sending the rewrites to administration and the department heads for comments;
- stated that the Cascadia lawsuit was settled in favor of the Borough; and
- noted that the Borough prevailed in the decision regarding the testing times for the North Star Speedway case.

E. CLERK COMMENTS

Ms. Dillon:

- reviewed upcoming meetings for June and July;
- noted that the Borough was recently presented with a Certificate of Appreciation for our use of Job Corps students on election night; and
- commented that a brief summary of the time critical election dates are included in her report.

Discussion ensued regarding:

- completion of the Title 16 rewrite; and
- scheduling a work session regarding the parks and recreation bonds.

The clerk noted that she would schedule a special meeting for the parks and recreation bonds on June 10, 2003.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Animal Care and Regulation Board: 02/10/03, 03/31/03, 04/14/03, 04/28/03
 - b. Mat-Su Fire Chiefs Association: 03/26/03
 - c. Midway Road Service Area: 05/01/03
 - d. Parks, Recreation, and Trails Advisory Board: 03/25/03, 04/22/03
 - e. Planning Commission: 04/21/03, 05/05/03
 - f. Port Commission: 03/17/03
 - g. Senior Citizens Advisory Board: 04/21/03
2. Community Council Correspondence:
 - a. Gateway Community Council: 04/25/03
 - b. Willow Area Community Organization: 05/05/03
2. Other Correspondence:
 - a. Cook Inlet Aquaculture Association: 03/29/03

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

G. INFORMATIONAL MEMORANDUMS

1. IM No. 03-070: AN INFORMATION MEMORANDUM DISCUSSING THE ACKNOWLEDGEMENT OF EXISTING LAND USE REGULATIONS.
2. IM No. 03-136: AN INFORMATION MEMORANDUM TO REPORT THE MANAGER'S DECISION TO WAIVE FORMAL BIDDING PROCEDURES TO ALLOW PURCHASING ASPHALT MIX FOR PREPARATION OF THE SEWARD MERIDIAN PARKWAY REPAVING PROJECT.

The informational memorandums were presented and no comments other than noted were given.

Assemblymember Kvalheim inquired as to implementing IM No. 03-070 boroughwide.

VIII. UNFINISHED BUSINESS

- A. Resolution Serial No. 03-027: A RESOLUTION WHICH IDENTIFIES AN AREA IN THE POINT MACKENZIE AREA AS THE FUTURE SITE FOR THE EXPANSION AND RELOCATION OF THE TED STEVENS INTERNATIONAL AIRPORT.
(Referred to Planning Commission 03/18/03)
 1. IM No. 03-068
 2. IM No. 03-129

MOTION: Assemblymember Ladere moved to adopt Resolution Serial No. 03-027.
(Motion pending from March 18, 2003)

Mr. Duffy reported that the Planning Commission recommended postponing Resolution Serial No. 03-027 indefinitely, in order to allow the Federal Aviation Association (FAA) to complete a study to provide additional information.

Assemblymember Simpson asked when the FAA study would be complete.

Mr. Duffy replied that it would be completed within approximately one and a half years.

MOTION: Assemblymember Ladere moved to postpone Resolution Serial No. 03-027 indefinitely.

Assemblymember Ladere stated that this is a large issue with many ramifications, and merits waiting for the FAA to complete their study.

VOTE: The motion passed without objection.

IX. NEW BUSINESS

A. INTRODUCTION (For public hearing - 06/03/03, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 03-090: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$100,000 GRANT TO FUND 480, PROJECT NO. 20322, FROM THE ALASKA COASTAL IMPACT ASSISTANCE PROGRAM FOR PHASE II OF THE STREAM BANK RESTORATION AT WILLOW CREEK.

a. Resolution Serial No. 03-057: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR CONTINUING A STREAM BANK RESTORATION PROJECT ALONG WILLOW CREEK.

(1) IM No. 03-124

2. Ordinance Serial No. 03-091: AN ORDINANCE REAPPROPRIATING \$31,000 FROM FUND 203, LAND MANAGEMENT FUND, LAND MANAGEMENT DIVISION TO FUND 480, PROJECT NO. 45128 FOR THE BUTTE MASTER PLAN.

a. IM No. 03-127

3. Ordinance Serial No. 03-092: AN ORDINANCE ACCEPTING AND APPROPRIATING GRANT FUNDS IN THE AMOUNT OF \$250,000 FROM THE DENALI COMMISSION TO FUND 450, PROJECT NO. 70001, PORT MACKENZIE NATURAL GAS LINE DESIGN PROJECT.

a. Resolution Serial No. 03-058: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE DENALI COMMISSION GRANT, PROJECT NO. 70001, FOR THE PORT MACKENZIE GAS LINE PROJECT.

(1) IM No. 03-128

4. Ordinance Serial No. 03-093: AN ORDINANCE ACCEPTING AND APPROPRIATING \$994,000 FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE TO FUND 480, PROJECT NO. 45131, FOR SPRUCE BARK BEETLE WILDFIRE HAZARD MITIGATION.
 - a. Resolution Serial No. 03-059: 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.
 - (1) IM No. 03-134

- B. INTRODUCTION (For public hearing – 07/15/03, 7 p.m., Borough Assembly Chambers)
 1. Ordinance Serial No. 03-078: AN ORDINANCE CREATING OLD KNIK HARBOR AREA NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 370, APPROVING THE IMPROVEMENT PLAN FOR THE DISTRICT, AUTHORIZING THE MANAGER TO PROCEED WITH THE IMPROVEMENT, AND ASSESSING EQUALLY AMONG THE PROPERTIES WITHIN THE DISTRICT THE COSTS OF THE IMPROVEMENT.
 - a. IM No. 03-119
 2. Ordinance Serial No. 03-079: AN ORDINANCE CREATING BAR-BAR-A NO. 2 NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 378, APPROVING THE IMPROVEMENT PLAN FOR THE DISTRICT, AUTHORIZING THE MANAGER TO PROCEED WITH THE IMPROVEMENT, AND ASSESSING EQUALLY AMONG THE PROPERTIES WITHIN THE DISTRICT THE COSTS OF THE IMPROVEMENT.
 - a. IM No. 03-120
 3. Ordinance Serial No. 03-088: AN ORDINANCE CREATING JADE LAKE AREA NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 371, APPROVING THE IMPROVEMENT PLAN FOR THE DISTRICT, AUTHORIZING THE MANAGER TO PROCEED WITH THE IMPROVEMENT, AND ASSESSING EQUALLY AMONG THE PROPERTIES WITHIN THE DISTRICT THE COSTS OF THE IMPROVEMENT.
 - a. IM No. 03-125
 4. Ordinance Serial No. 03-089: AN ORDINANCE CREATING LUTHER AVENUE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 382, APPROVING THE IMPROVEMENT PLAN FOR THE DISTRICT, AUTHORIZING THE MANAGER TO PROCEED WITH THE IMPROVEMENT, AND ASSESSING EQUALLY AMONG THE PROPERTIES WITHIN THE DISTRICT THE COSTS OF THE IMPROVEMENT.
 - a. IM No. 03-126

Mayor Anderson read the introductions into the record.

MOTION: Assemblymember Colver moved to introduce the legislation as read into the record by the mayor and set the public hearings for June 3, 2003, and July 15, 2003, respectively.

VOTE: The motion passed without objection.

C. CONSENT AGENDA

(AM No. 03-102 and Resolution Serial Nos. 03-061 and 03-064 were pulled from the consent agenda and addressed separately. *See pp. 9-10 of 18*).

1. RESOLUTIONS

a. Resolution Serial No. 03-060: A RESOLUTION SETTING THE SURCHARGE FOR ENHANCED 911 SYSTEMS FOR THE PERIOD OF JULY 1, 2003, THROUGH JUNE 30, 2004.

(1) IM No. 03-131

c. Resolution Serial No. 03-062: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET FOR THE TALKEETNA LIBRARY RENOVATION, PROJECT NO. 10143.

(1) IM No. 03-133

d. Resolution Serial No. 03-063: A RESOLUTION APPROVING THE EVALUATION TEAM FOR THE HORIZON CHARTER SCHOOL.

(1) IM No. 03-139

f. Resolution Serial No. 03-065: A RESOLUTION SUPPORTING A SOUTH CENTRAL COMMUTER RAIL DEMONSTRATION PROJECT.

2. ACTION MEMORANDUMS

a. AM No. 03-085: APPROVAL OF THE ELIMINATION OF THE 20-FOOT GENERAL UTILITY EASEMENT WITHIN LOTS 8 AND 9, BLOCK 2, WILLOW LAKE, DEPICTED ON PLAT 62-21, LOCATED IN SECTION 17, TOWNSHIP 19 NORTH, RANGE 4 WEST, SEWARD MERIDIAN, ALASKA, LOCATED IN THE WILLOW COMMUNITY COUNCIL AREA.

b. AM No. 03-087: REQUEST FOR TEMPORARY DOUBLE STAFFING TO FILL CRITICAL POSITIONS OPEN DUE TO VACATING STAFF.

c. AM No. 03-088: AWARD OF PROPOSAL NO. 03-157, TO SWALLING CONSTRUCTION COMPANY INC. IN AN AMOUNT NOT TO EXCEED \$664,160 FOR 2003 PORT VIBRACOMPACTON.

- d. AM No. 03-089: APPROVAL OF CHANGE ORDER TO ASCG, INC. IN THE AMOUNT OF \$98,245 FOR THE TALKEETNA WATER AND SEWER UPGRADE PROJECT.
- e. AM No. 03-090: AWARD OF PROPOSAL NO. 03-158 TO ALASKA RIM ENGINEERING IN AN AMOUNT NOT TO EXCEED \$27,945 FOR PORT MACKENZIE TIDAL AND SUBMERGED LANDS SURVEY.
- f. AM No. 03-091: AWARD OF BID NO. 03-166 TO ROCKART, INC. IN AN AMOUNT NOT TO EXCEED \$17,637.85 FOR TRAIL MARKER KITS AND POSTS FOR TRAILS THROUGHOUT THE BOROUGH.
- g. AM No. 03-093: AWARD OF BID NO. 03-124 TO ALASKA SAFETY, INC. FOR AN AMOUNT ANTICIPATED TO EXCEED \$15,000 FOR SELF-CONTAINED BREATHING APPARATUS ITEMS.
- h. AM No. 03-094: APPROVAL OF CHANGE ORDERS FOR BID NO. 03-023 TO SNOWBALL EXPRESS, D&S ROAD SERVICES, AND MAT-SU TREE SERVICE FOR AN ADDITIONAL PERIOD OF ONE YEAR WITH THREE YEARS OF OPTIONS REMAINING AND WITH AN ANTICIPATED TOTAL LIFETIME CONTRACT VALUES EXCEEDING \$15,000 EACH.
- i. AM No. 03-098: APPROVAL OF CHANGE ORDER TO ALASKA ROADBUILDERS, INC. IN THE AMOUNT OF \$55,000 FOR THE 2003 PHASE I ROADS PAVING PROJECT TO EXTEND THE PAVING OF LUPINE LANE AND ADD THE PAVING OF PALMDALE DRIVE AND SAN DIEGO DRIVE.
- j. AM No. 03-101: AWARD OF PROPOSAL 03-165 TO FIT EQUIP FOR AN AMOUNT NOT TO EXCEED \$16,740 FOR EXERCISE EQUIPMENT FOR THE SUTTON FIRE SERVICE AREA.
- l. AM No. 03-103: AWARD OF PROPOSAL NO. 03-176 TO MONTGOMERY WATSON HARZA FOR AN AMOUNT NOT TO EXCEED \$30,725 FOR PUBLIC AND WATER SERVICES FOR THE PROPOSED TRIAD/VALLEY HOSPITAL.

The clerk read the legislation into the record.

MOTION: Assemblymember Colver moved to approve the consent agenda as read into the record by the clerk.

VOTE: The motion passed without objection.

- b. Resolution Serial No. 03-061: A RESOLUTION ESTABLISHING FEES FOR PARK AND RECREATIONAL FACILITIES FROM SEPTEMBER 1, 2003, THROUGH AUGUST 31, 2004.
- (1) IM No. 03-132

MOTION: Assemblymember Colver moved to adopt Resolution Serial No. 03-061.

MOTION: Assemblymember Colver moved to postpone Resolution Serial No. 03-061 to the June 17, 2003, regular meeting.

Assemblymember Colver spoke in favor of postponing in order to further research the increasing fees.

VOTE: The motion to postpone to a time certain passed without objection.

e. Resolution Serial No. 03-064: A RESOLUTION SUPPORTING THE CITY OF WASILLA'S REQUEST TO THE ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES FOR FUNDING TO UPGRADE LUCILLE STREET.
(Sponsored by: Assemblymember Kvalheim)

(2) IM No. 03-140

MOTION: Assemblymember Colver moved to adopt Resolution Serial No. 03-064.

Assemblymember Colver requested to be added as a sponsor of Resolution Serial No. 03-064.

VOTE: The motion passed without objection.

k. AM No. 03-102: AWARD OF PROPOSAL NO. 03-146 TO COLLINS CONSTRUCTION, INC., IN AN AMOUNT NOT TO EXCEED \$529,025 FOR THE DESIGN AND CONSTRUCTION OF THE MEADOW LAKES FIRE SERVICE AREA STATION 72.

CONFLICT OF INTEREST: Assemblymember Colver declared a conflict of interest because Collins Construction Inc., is a business client.

RULING: Mayor Anderson ruled that Assemblymember Colver had a conflict of interest and would be recused from voting on the issue.

(Assemblymember Colver exited the meeting.)

MOTION: Assemblymember Ladere moved to approve AM No. 03-102.

Assemblymember Ladere spoke to the need for the fire station.

CONFLICT OF INTEREST: Assemblymember Allen declared a conflict of interest because some of the funding for this project is from the United States Department of Agriculture.

RULING: Mayor Anderson ruled that Assemblymember Allen had a conflict of interest and would be recused from voting on the issue.

(Assemblymember Allen exited the meeting.)

VOTE: The motion passed without objection.

(Assemblymembers Allen and Colver returned to the meeting.)

(The regular meeting recessed at 6:50 p.m. and reconvened at 7 p.m.)

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. 03-080: AN ORDINANCE AMENDING MSB 4.48.030(B), REDUCING THE QUORUM REQUIREMENT FOR THE LOCAL ROAD SERVICE AREA ADVISORY BOARD. *(Sponsored by: Assemblymember Ladere)*
 - a. IM No. 03-023

Ms. Dillon stated that the Local Road Service Area Advisory Board requested this ordinance, as they have had difficulty establishing a quorum.

Mayor Anderson opened the public hearing.

The following persons spoke in favor of Ordinance Serial No. 03-080: Mr. Jim Norcross and Mr. Walter Williams.

The following persons spoke in opposition of Ordinance Serial No. 03-080 and discussed alternative solutions: Ms. Jay Nolfi and Mr. Penny Nixon.

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

MOTION: Assemblymember Ladere moved to adopt Ordinance Serial No. 03-080.

Assemblymember Ladere:

- stated that she sponsored the ordinance at the request of dedicated members who are unable to conduct meetings due to lack of attendance;
- noted that she has discussed possible solutions with the manager and clerk;
- spoke to board quorum requirements;
- discussed minority decisions on behalf of a full board; and
- stated that she is in favor of this ordinance with a great deal of reluctance.

Assemblymember Simpson stated that she has a fundamental objection to allowing boards to have a quorum with less than the majority of the total membership.

Assemblymember Colver:

- stated that this legislation comes from frustrated members of the board who have been unable to have a meeting; and
- supports those members who have put forth the effort to attend the meetings.

Assemblymember Allen expressed concerns about whether or not we are addressing the correct problem.

Mr. Swing:

- stated that there are no appointed members for this board and that the chair or designee from each road service area attends; and
- noted that board members are not required to attend these meetings.

MOTION: Assemblymember Allen moved to postpone Ordinance Serial No. 03-080 to the July 15, 2003, regular meeting.

Assemblymember Allen stated that he would like to look for alternative solutions.

VOTE: The motion passed without objection.

2. Ordinance Serial No. 03-081: AN ORDINANCE CLASSIFYING BOROUGH-OWNED LAND DESCRIBED AS GOVERNMENT LOTS 9 AND 16, SECTION 25, TOWNSHIP 26 NORTH, RANGE 05 WEST, SEWARD MERIDIAN, ALASKA, LYING BETWEEN THE SUSITNA RIVER AND THE OLD TALKEETNA AIRSTRIP, AS "PUBLIC RECREATION LAND."
 - a. IM No. 03-100

Mr. Duffy:

- reported that the Borough originally purchased lots 9 and 16 for the Talkeetna water and sewer project and that they are not needed for that project; and
- recommended that these lands be classified as public recreation lands.

Mayor Anderson opened the public hearing.

There being no one who wished to be heard, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Ladere moved to adopt Ordinance Serial No. 03-081.

VOTE: The motion passed without objection.

3. Ordinance Serial No. 03-082: AN ORDINANCE ACCEPTING AND APPROPRIATING \$10,672.07 FROM MATANUSKA TELEPHONE ASSOCIATION AND GCI COMMUNICATIONS TO A NON-LAPSING CAPITAL FUND 480, PROJECT 20312, FOR UPGRADING AND ENHANCING THE TELECOMMUNICATIONS AND INFORMATION SERVICES IN THE BOROUGH LIBRARIES.
 - a. IM No. 03-104

Mayor Anderson opened the public hearing.

There being no one who wished to be heard, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Colver moved to adopt Ordinance Serial No. 03-082.

VOTE: The motion passed without objection.

4. Ordinance Serial No. 03-083: AN ORDINANCE ACCEPTING AND APPROPRIATING \$4,000 FROM SOUTHCENTRAL FOUNDATION, SUNSHINE COMMUNITY HEALTH CENTER, VALLEY HOSPITAL ASSOCIATION, AND CHICKALOON VILLAGE, TO FUND 480, PROJECT NO. 20333, FOR THE RURAL HEALTH MAT-SU HEALTHCARE PROVIDERS NETWORK FOR PLANNING AND NEEDS ASSESSMENT OF RURAL HEALTHCARE SERVICES.
 - a. IM No. 03-106

Mayor Anderson opened the public hearing.

There being no one who wished to be heard, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Colver moved to adopt Ordinance Serial No. 03-083.

VOTE: The motion passed without objection.

5. Ordinance Serial No. 03-084: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$49,123 FROM THE MEADOW LAKES FIRE SERVICE AREA FUND BALANCE, FUND 257, TO PROJECT NO. 10132, FUND 405, TO SUPPLEMENT THE CONSTRUCTION COSTS OF THE MEADOW LAKES PUBLIC SAFETY BUILDING NO. 72.
 - a. Resolution Serial No. 03-046: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET FOR CAPITAL PROJECT NO. 10132, FUND 405, FOR THE AMOUNT OF \$529,026.42, TO CONSTRUCT THE MEADOW LAKES PUBLIC SAFETY BUILDING NO. 72.
 - (1) IM No. 03-115

Mr. Jack Krill:

- stated that this public safety building has been in the planning stages for the past four or five years;
- noted that the current facilities are very poor; and
- recommended adoption of legislation.

Mayor Anderson opened the public hearing.

The following persons spoke in favor of Ordinance Serial No. 03-084 and Resolution Serial No. 03-046: Ms. Betty Vehrs, Mr. Bill Gamble, and Mr. Bill Browne.

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

MOTION: Assemblymember Ladere moved to adopt Ordinance Serial No. 03-084 and Resolution Serial No. 03-046.

Assemblymember Ladere discussed the location of the new station and the increased growth in that area.

VOTE: The motion passed without objection.

6. Ordinance Serial No. 03-085: AN ORDINANCE ACCEPTING AND APPROPRIATING GRANT FUNDS IN THE AMOUNT OF \$80,000 FROM THE STATE OF ALASKA TO FUND 480, PROJECT NO. 20329, COASTAL IMPACT ASSISTANCE PROGRAM PROJECT.
 - a. Resolution Serial No. 03-047: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET FOR THE COASTAL IMPACT ASSISTANCE PROGRAM GRANT, PROJECT NO. 20329 AND AUTHORIZING THE MANAGER TO ENTER INTO AN ASSISTANCE AGREEMENT WITH THE STATE OF ALASKA.
 - (1) IM No. 03-117

Mr. Duffy explained that these funds will be used for the new geographical satellite imagery system.

Mayor Anderson opened the public hearing.

There being no one who wished to be heard, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Colver moved to adopt Ordinance Serial No. 03-085 and Resolution Serial No. 03-047.

VOTE: The motion passed without objection.

7. Ordinance Serial No. 03-086: AN ORDINANCE AMENDING MSB 15.08.110(F), MEETINGS/AGENDA/ORDER OF BUSINESS, RELATING TO THE PLANNING COMMISSION.
 - a. IM No. 03-118

Mr. Duffy stated that this ordinance was requested by the Planning Commission to refine their agenda format.

Mayor Anderson opened the public hearing.

There being no one who wished to be heard, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Colver moved to adopt Ordinance Serial No. 03-086.

VOTE: The motion passed without objection.

8. Ordinance Serial No. 03-087: AN ORDINANCE ACCEPTING AND APPROPRIATING \$50,000 FROM THE UNITED STATES DEPARTMENT OF THE INTERIOR, FISH AND WILDLIFE SERVICE, TO FUND 410, PROJECT NO. 30083, LOWER ROAD CULVERT RESTORATION.
 - a. Resolution Serial No. 03-048: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE LOWER ROAD CULVERT RESTORATION, PROJECT NO. 30083.
 - (1) IM No. 03-121

Assemblymember Ladere inquired as to the location of these culverts.

Mr. Swing explained the location of the culverts.

Mayor Anderson opened the public hearing.

There being no one who wished to be heard, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Colberg moved to adopt Ordinance Serial No. 03-087 and Resolution Serial No. 03-048.

Assemblymember Ladere spoke to the need for bridges instead of culverts.

VOTE: The motion passed without objection.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following persons spoke in opposition of Resolution Serial No. 03-027, which addressed the expansion and relocation of the Ted Stevens International Airport: Ms. Flora Vonfintel, Ms. Vicki Trytlen, and Mr. Jim Pitcher. (*Resolution Serial No. 03-027 was postponed indefinitely.*)

The following person spoke regarding the gas pipeline being input at Point MacKenzie: Mr. Jim Pitcher.

Mayor Anderson asked the manager to explain Resolution Serial No. 03-027.

Ms. Shelia Dickman introduced Mr. Ron Rucker, the new president of the Classified Employees Association, and thanked the Assembly for fully funding the schools.

Mr. Ron Rucker stated that he has previously served on the Parks and Recreation Advisory Board and thanked the Assembly for supporting education.

The following person discussed the ethics rewrite committee: Ms. Jean Woods.

The following person spoke in opposition of Ordinance Serial No. 03-091, regarding the use of public money: Ms. Lucille Frey.

The following person spoke in support of Ordinance Serial No. 03-080, regarding reducing the quorum requirement for the Local Road Service Area Advisory Board: Mr. Jim Norcross.

The following person spoke in opposition of Resolution Serial No. 03-065, regarding a south central commuter rail demonstration project: Mr. Penny Nixon.

D. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Anderson made the following recommendations:

Evaluation Team for Horizon Charter School

Bill Allen

Talis Colberg

Lebron McPhail

Scott Schwald

Yolanda Paez

Joy Vaughn

Historical Preservation Commission

Paul Dauphinais

Local Emergency Planning Committee

Marc Peterson

Site Selection Committee – Mid-Valley Pathways Alternative School

Jody Simpson

Kelly Ladere

Robert Johnson
Larry DeVilbiss
Rose Jenne
David Webster
Site Selection Committee – Nutrition Services Facility
Mary Kvalheim
Bruce Bush
Robert Wells
Mike Chmielewski
Lee Sharp
Gary Wolf
Lazy Mountain Road Service Area No. 19
Patrick W. Larrabee

Mayor Anderson requested the following confirmations:

Local Emergency Planning Committee
Resignation of JoAnne Fine
Port Commission
Archie Giddings
Transportation Advisory Board
Resignation of Bish Buckle
Greater Willow Road Service Area No. 20
Donald C. L'Huillier

MOTION: Assemblymember Colver moved to confirm the mayor's appointments and resignations up for confirmation this evening.

VOTE: The motion passed without objection.

E. OTHER NEW BUSINESS

X. RECONSIDERATION

- B. Ordinance Serial No. 03-077: AN ORDINANCE AMENDING MSB 2.20.030(A) TO MAKE MORE SPECIFIC THE PROVISIONS OF THE DUTIES OF THE MANAGER.
(Defeated on 05/06/03; Motion to Reconsider and Enter on the Minutes 05/06/03)
1. IM No. 03-102
 2. IM No. 03-135

MOTION: Assemblymember Allen called up the motion to reconsider Ordinance Serial No. 03-077.

VOTE: The motion to reconsider passed with Assemblymembers Bush and Colberg opposed.

Mr. Duffy explained the benefits of the performance measurement system.

Assemblymember Allen spoke in favor of Ordinance Serial No. 03-077.

Assemblymember Ladere stated that there should be more coordination within the departments and intends to support the ordinance.

Assemblymember Simpson opined that this strengthens the Boroughs accountability and gives the Assembly more information that is needed to justify the services that they fund.

Assemblymember Colberg:

- stated that he does not believe that the ordinance will accomplish its intended purpose; and
- opined that this is a very powerful tool for administration and could be used to manage the Assembly.

Assemblymember Bush spoke in opposition of Ordinance Serial No. 03-077.

(The regular meeting recessed at 8:40 p.m. and reconvened at 8:45 p.m.)

MOTION: Assemblymember Colver moved a primary amendment to add a sunset clause to read, "This ordinance shall sunset on July 1, 2005, unless otherwise extended."

VOTE: The primary amendment passed without objection.

VOTE: The main motion, to adopt Ordinance Serial No. 03-077, passed with Assemblymembers Bush and Colberg opposed.

XI. VETO

(There were no vetoes presented.)

XII. EXECUTIVE SESSION

(There was no executive session held.)

XIII. MAYOR AND ASSEMBLY COMMENTS

Assemblymember Ladere:

- stated that the Assembly did a great job on the budget;
- noted that she is happy to have achieved a portion of the budget analyst position through Ordinance Serial No. 03-077;
- commented that Meadow Lakes Public Safety Building No. 72 had a strong amount of support from the community and is happy that it passed; and
- thanked the Assembly for their support of AM No. 03-085.

Assemblymember Kvalheim clarified that Resolution Serial No. 03-064 was the result of Wasilla City Mayor Dianne Keller and the manager's efforts.

Assemblymember Allen:

- requested that the mayor write a letter on behalf of the Assembly to the Vietnam Veterans expressing the Assembly's gratitude for their memorial service; and
- stated that a task force would be appropriate to look at the entire situation with road service advisory boards.

Mayor Anderson advised Assemblymember Allen to discuss establishing a task force with administration.

Assemblymember Colver:

- stated that he looks believes the outcome of the performance measurements will be lessened on the federal level without a federal lobbyist; and
- asked the manager to follow up on the current projects with the lobbyist this year so we are aware of what is going on, and the status of projects once his contract is through.

Mayor Anderson:

- thanked Ms. Shelia Dickman for all the information she has provided to the Assembly and her time spent at Assembly meetings; and
- encouraged the Assembly to attend the upcoming graduations this week.

XIV. ADJOURNMENT

The regular meeting adjourned at 8:55 p.m.

TIMOTHY L. ANDERSON, Borough Mayor

ATTEST:

SANDRA A. DILLON, CMC, Borough Clerk

Minutes Approved: June 17, 2003