

MATANUSKA-SUSITNA BOROUGH

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

BOROUGH MAYOR

Vacant

BOROUGH CLERK

Lonnie R. McKechnie, CMC

BOROUGH MANAGER

John Duffy

BOROUGH ATTORNEY

Nicholas Spiropoulos



BOROUGH ASSEMBLY

Lynne Woods, District 1
Pete Houston, District 2
Michelle R. Church, District 3
Mark Ewing, District 4
Cindy L. Bettine, District 5
Robert F. Wells, District 6
Tom Kluberton, District 7

ASSEMBLY AGENDA

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

REGULAR MEETING

6 P.M.

TUESDAY, JUNE 2, 2009

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

- A. Special Assembly Meeting: 04/21/09
- B. Regular Assembly Meeting: 04/21/09
- C. Special Assembly Meeting: 04/30/09

VI. SPECIAL ORDERS OF THE DAY

- A. A Proclamation in Recognition of Beverly W. Cutler, for her years of service as a Superior Court Judge.
- B. A Proclamation in Recognition of Leif Kilkenny Johnson, as being selected as a National Presidential Scholar.

VII. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities
2. Matanuska-Susitna Borough School District

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues
2. Assembly Public Relations

C. MANAGER COMMENTS

1. State/Federal Legislation

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Citizens Advisory Committee on the Goose Creek Correctional Center: 03/04/09
 - b. Emergency Medical Services Board: 12/03/08
 - c. Enhanced 911 Advisory Board: 02/10/09
 - d. Greater Butte Road Service Advisory Board: 01/08/09
 - e. Historical Preservation Commission: 01/04/08, 02/01/08, 03/07/08, 04/04/08, 05/09/08, 06/06/08, 08/15/08, 10/03/08
 - f. Library Board: 01/17/09
 - g. Planning Commission: Resolution Serial No. 09-21
 - h. Real Property Asset Management Board: 03/11/09
 - i. Wasilla - Lakes Fire Service Area Board of Supervisors: 01/12/09, 02/23/09 (2)
 - j. Wasilla - Lakes and West Lakes Joint Board of Supervisors: 03/31/09
2. Community Council Correspondence:
 - a. Sutton Community Council: 01/14/09
 - b. Talkeetna Community Council: 03/02/09
 - c. Trapper Creek Community Council: 03/19/09

G. INFORMATIONAL MEMORANDUMS

1. IM No. 09-114: MONTHLY REPORTING OF AMENDED CONTRACTS AND NEW AWARDS UNDER \$100,000 ALONG

WITH SOLE SOURCE PROCUREMENTS FOR THE PERIOD OF
APRIL 1, 2009, TO APRIL 30, 2009.

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

- A. PERSONS TO BE HEARD (MSB 2.12.081; Three minutes per person.)
(Requires 11 days advance notice and must otherwise be in compliance with the necessary code requirements. If no advance notice is given, persons wishing to speak may do so under the Audience Participation section of the agenda.)
- B. PUBLIC HEARINGS (Three minutes per person.)
1. Ordinance Serial No. 09-066: AN ORDINANCE ACCEPTING AND APPROPRIATING \$150,000 FROM ALASKA STATE DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES TO PROJECT NO. 35359, FUND 430, FOR SHIRLEY TOWN DRIVE IMPROVEMENTS.
 - a. Resolution Serial No. 09-042: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE SHIRLEY TOWN DRIVE IMPROVEMENTS, PROJECT NO. 35359, FUND 430.
 - (1) IM No. 09-101
 2. Ordinance Serial No. 09-067: AN ORDINANCE REAPPROPRIATING \$75,000 FROM THE ECONOMIC DEVELOPMENT DEPARTMENT, FUND 200, FISCAL YEAR 2009 OPERATING BUDGET, TO FUND 480, FOR ECONOMIC DEVELOPMENT PLANNING, PROJECT NO. 47012.
 - a. IM No. 09-107
 - b. AM No. 09-034: AWARD OF PROPOSAL NO. 09-091 TO TIP STRATEGIES, INC., FOR THE MATANUSKA-SUSITNA BOROUGH ECONOMIC DEVELOPMENT PLAN IN THE AMOUNT NOT TO EXCEED \$125,000.
 3. Ordinance Serial No. 09-068: AN ORDINANCE AMENDING MSB 3.04.110 TO CHANGE THE MANNER IN WHICH UNEXPENDED SCHOOL DISTRICT FUNDS LAPSE. *(Sponsored by Assemblymember Wells)*
 - a. IM No. 09-108
- C. AUDIENCE PARTICIPATION (Three minutes per person.)
- D. CONSENT AGENDA

1. RESOLUTIONS

- a. Resolution Serial No. 09-044: A RESOLUTION APPROVING CERTAIN UNINCORPORATED COMMUNITIES AND THEIR RESPECTIVE NATIVE VILLAGE COUNCIL AND/OR INCORPORATED NONPROFIT ENTITY FOR PARTICIPATION IN THE FISCAL YEAR 2010 COMMUNITY REVENUE SHARING PROGRAM.
(1) IM No. 09-074
- b. Resolution Serial No. 09-045: A RESOLUTION ADOPTING THE BOROUGH'S EMERGENCY SERVICES FEE SCHEDULE FOR FIRE RESPONSES RELATED TO FALSE ALARMS, ILLEGAL OR UNATTENDED FIRES, UNCONTROLLED SPREAD OF FIRES, AND/OR VEHICLE AND HAZMAT FIRES.¹
(1) IM No. 09-113
- c. Resolution Serial No. 09-046: A RESOLUTION APPROVING AMENDMENTS TO THE BOROUGHWIDE RECORDS RETENTION SCHEDULE, REVISION NO. 9.
(1) IM No. 09-116
- d. Resolution Serial No. 09-047: A RESOLUTION AMENDING THE BUDGET AND REVISING THE SCOPE OF WORK FOR THE UPGRADE PARK PAVILION PROJECT, PROJECT NO. 15897, FUND 480, AND APPROVING THE SCOPE OF WORK AND BUDGET FOR PARKS AND OUTDOOR RECREATION EQUIPMENT, PROJECT 15004, FUND 480.
(1) IM No. 09-117
- e. Resolution Serial No. 09-049: A RESOLUTION REVISING THE EMERGENCY SERVICES FEE SCHEDULE FOR AMBULANCE SERVICES.²
(1) IM No. 09-112
- f. Resolution Serial No. 09-050: A RESOLUTION ADOPTING THE REVISED EMERGENCY SERVICES FEE SCHEDULE FOR RESCUE SERVICES.³

1 Resolution Serial No. 09-045 was pulled from the consent agenda and addressed separately.

2 Resolution Serial No. 09-049 was pulled from the consent agenda and addressed separately.

3 Resolution Serial No. 09-050 was pulled from the consent agenda and addressed separately.

(1) IM No. 09-121

- g. Resolution Serial No. 09-051: A RESOLUTION APPROVING THE SCOPES OF WORK AND BUDGETS FOR THE TOURISM INFRASTRUCTURE GRANT PROGRAM ALLOCATION BREAKDOWN PROJECT NO. 15035.

(1) IM No. 09-129

- h. Resolution Serial No. 09-052: A RESOLUTION SETTING THE SURCHARGE FOR WIRELINE AND WIRELESS ENHANCED 911 SYSTEMS FOR THE PERIOD OF JULY 1, 2009, THROUGH JUNE 30, 2010.⁴

(1) IM No. 09-133

2. ASSEMBLY MEMORANDUMS

- a. AM No. 09-037: ACCEPTANCE OF LATE FILED AND RETROACTIVE SENIOR CITIZEN AND DISABLED VETERAN EXEMPTION APPLICATIONS.
- b. AM No. 09-038: AWARD OF BID NO. 09-108 TO PACIFIC ASPHALT PRODUCTS IN THE CONTRACT AMOUNT OF \$134,500 FOR CRACK SEALING IN THE MIDWAY, SOUTH COLONY, AND MEADOW LAKES ROAD SERVICE AREAS AND POINT MACKENZIE ROAD.
- c. AM No. 09-039: AWARD OF PROPOSAL NO. 09-079 TO PND ENGINEERS, INC. IN THE AMOUNT NOT TO EXCEED \$548,798 FOR BRIDGE REPLACEMENT PROJECTS DESIGN.
- d. AM No. 09-040: AWARD OF BID NO. 09-112 TO McLIN CONTRACTORS, INC. IN THE CONTRACT AMOUNT OF \$137,500 FOR GARDEN TERRACE ESTATES WATER SERVICE REPLACEMENTS PHASE III - ABBY BOULEVARD.
- e. AM No. 09-041: AWARD OF BID NO. 09-115 TO WESTERN CONSTRUCTION AND EQUIPMENT IN

⁴ Resolution Serial No. 09-052 was pulled from the consent agenda and addressed separately.

THE CONTRACT AMOUNT OF \$330,996, FOR PALMER FISHHOOK CULVERT REPLACEMENT.

- f. AM No. 09-042: APPROVING THE ELECTION OFFICIALS FOR THE JUNE 9, 2009, SPECIAL BOROUGH ELECTION.
- g. AM No. 09-043: AWARD OF BID NO. 09-120, TO QUALITY ASPHALT PAVING, IN THE CONTRACT AMOUNT OF \$2,099,235, WITH A CONTRACT AMENDMENT AUTHORIZATION LIMIT SET AT \$100,000, FOR THE 2009 ROADS PAVING PROJECT.⁵
- h. AM No. 09-045: AWARD OF PROPOSAL 09-087 TO THE CITY OF PALMER FOR 911 DISPATCH SERVICES FOR AN AMOUNT NOT TO EXCEED \$754,111, FOR FISCAL YEAR 2010.⁶
- i. AM No. 09-048: APPROVAL OF THE MATANUSKA-SUSITNA CONVENTION AND VISITORS BUREAU GRANT AGREEMENT FOR FISCAL YEAR 2010.⁷
- j. AM No. 09-049: AWARD OF BID NO. 09-124 TO D & S ROAD SERVICES IN THE ANNUAL AMOUNT NOT TO EXCEED \$264,068.21 FOR THE CASWELL LAKES ROAD SERVICE AREA NO. 15 ANNUAL ROAD MAINTENANCE.
- k. AM No. 09-050: AWARD OF BID NO. 09-127 TO JA SPAIN AND SONS IN THE ANNUAL AMOUNT NOT TO EXCEED \$380,039.49 FOR THE BIG LAKE ROAD SERVICE AREA NO. 21 ANNUAL MAINTENANCE.
- l. AM No. 09-051: AWARD OF BID NO. 09-129 TO JA SPAIN AND SONS IN THE ANNUAL AMOUNT NOT TO EXCEED \$155,096.54 FOR THE GREATER BUTTE ROAD SERVICE AREA NO. 26 ANNUAL MAINTENANCE.

⁵ AM No. 09-043 was pulled from the consent agenda and addressed separately.

⁶ AM No. 09-045 was pulled from the consent agenda and addressed separately.

⁷ AM No. 09-048 was pulled from the consent agenda and addressed separately.

- m. AM No. 09-052: AWARD OF BID NO. 09-130 TO TEELING AND SONS, LLC. IN THE ANNUAL AMOUNT NOT TO EXCEED \$468,000.33, FOR THE GOLD TRAILS ROAD SERVICE AREA NO. 28 ANNUAL ROAD SERVICE MAINTENANCE.
- n. AM No. 09-053: AWARD OF BID NO. 09-125 TO KOPPERUD TRANSPORTATION, INC., IN THE ANNUAL AMOUNT NOT TO EXCEED \$609,645.40 FOR THE KNIK ROAD SERVICE AREA NO. 17 ANNUAL ROAD MAINTENANCE.
- o. AM No. 09-056: AUTHORIZING THE MANAGER TO COMPLETE ALL DOCUMENTS AND AGREEMENTS IN ORDER TO SUBORDINATE THE MATANUSKA-SUSITNA BOROUGH'S INTEREST IN THE REAL PROPERTY TO THE ALASKA HOUSING FINANCE CORPORATION'S INTEREST AS REQUIRED BY ALASKA HOUSING FINANCE CORPORATION TO PROVIDE FINANCING TO THE DEVELOPER FOR THE MEADOW LAKES SENIOR CENTER, A SUBDIVISION OF PARCEL ONE, NOTICE OF 40 ACRE EXEMPTION 2004-219-EXM, RECORDED AS 2004-029153-0 LOCATED WITHIN NORTHEAST ¼ SOUTHWEST ¼ SECTION 2, TOWNSHIP 17 NORTH, RANGE 2 WEST, SEWARD MERIDIAN, PALMER RECORDING DISTRICT, THIRD JUDICIAL DISTRICT, STATE OF ALASKA, CREATING TRACT A, TRACT B, AND LOT 1, CONTAINING 40.03 ACRES, MORE OR LESS WHILE STILL REQUIRING THE USE OF THE PROPERTY FOR A PUBLIC PURPOSE AND PRESERVING THE BOROUGH'S ABILITY TO ENSURE THE SAME.

IX. UNFINISHED BUSINESS

X. NEW BUSINESS

- A. INTRODUCTIONS (For public hearing – 06/16/09, 7 p.m., Borough Assembly Chambers)
 - 1. Resolution Serial No. 09-048: A RESOLUTION SUPPORTING AND APPROVING THE RECOMMENDATIONS OF THE HUMAN SERVICES TRANSPORTATION COORDINATION PLAN, PHASE II.

- a. IM No. 09-115
- 2. Ordinance Serial No. 09-070: AN ORDINANCE APPROVING AN APPROPRIATION OF \$80,000 FROM FAIRVIEW ROAD SERVICE AREA NO. 14 FUND BALANCE, FUND 271, TO FUND 410, PROJECT NO. 35019, FOR FAIRVIEW ROAD SERVICE AREA NO. 14, ABBY BOULEVARD RAILROAD ROADWAY CROSSING.
 - a. IM No. 09-105
- 3. Ordinance Serial No. 09-071: AN ORDINANCE AMENDING MSB 3.38, ENHANCED 911 SERVICES, TO DESIGNATE THE TWO BOROUGH PUBLIC SAFETY ANSWERING POINTS WITH SELECTIVE ROUTERS, AS DEMARCATION POINTS FOR DELIVERY OF 911 CALLS BY CARRIERS.
 - a. IM No. 09-111
- 4. Ordinance Serial No. 09-072: AN ORDINANCE CREATING GOLDEN CIRCLE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 435, 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. 09-123
- 5. Ordinance Serial No. 09-073: AN ORDINANCE REAPPROPRIATING \$82,450 FROM THE INFORMATION TECHNOLOGY DEPARTMENT, FUND 100, TO FUND 480 PROJECT NO. 45171, FOR A GOVERN PROJECT EMPLOYEE.
 - a. IM No. 09-127
- 6. Ordinance Serial No. 09-075: AN ORDINANCE REAPPROPRIATING \$60,051 FROM FISCAL YEAR 2009, PUBLIC WORKS ADMINISTRATION OPERATING BUDGET, FUND 100, TO THE EMERGENCY MATERIAL STORAGE ENCLOSURES CAPITAL PROJECT, FUND 480, PROJECT NO. 47503.
 - a. IM No. 09-122
- 7. Ordinance Serial No. 09-076: AN ORDINANCE REAPPROPRIATING \$100,656 FROM PLANNING DIVISION'S FISCAL YEAR 2009 OPERATING BUDGET, FUND 100, TO FUND 480, PROJECT NO. 47008, FOR THE TOWER MASTER PLAN;

PLAN; PROJECT NO. 47017, FOR THE TITLE 17 AMENDMENTS; PROJECT NO. 20346, FOR THE PARKS HIGHWAY SCENIC CORRIDOR STUDY; \$19,720 FROM PLANNING DIVISION'S FISCAL YEAR 2009 OPERATING BUDGET, FUND 100, TO FUND 425, PROJECT NO. 45159, FOR THE BOROUGH CONTINUITY OF OPERATIONS PLAN/CONTINUITY OF GOVERNMENT PLAN; \$91,585 FROM ENVIRONMENTAL DIVISION'S FISCAL YEAR 2009 OPERATING BUDGET, FUND 100, TO FUND 480, PROJECT

NO. 47018, MATANUSKA RIVER MANAGEMENT PLAN; \$15,000 FROM CULTURAL RESOURCE DIVISION'S FISCAL YEAR 2009 OPERATING BUDGET, FUND 100, TO FUND 480, PROJECT NO. 20369, FOR THE HISTORIC PRESERVATION PLAN FOR NORTHERN ALASKA RAILROAD/PARKS HIGHWAY; AND \$102,000 FROM THE TRANSPORTATION DIVISION FISCAL YEAR 2009 OPERATING BUDGET, FUND 100, TO FUND 480, PROJECT NO. 45005, PORT MACKENZIE MASTER PLAN UPDATE; PROJECT NO. 20346, SOUTH DENALI VISITOR CENTER TRAFFIC STUDY; AND PROJECT NO. 45179, PUBLIC FACILITIES PLAN.

a. Resolution Serial No. 09-053: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE TOWER MASTER PLAN, THE TITLE 17 AMENDMENTS, THE PARKS HIGHWAY SCENIC CORRIDOR STUDY, THE MATANUSKA RIVER MANAGEMENT PLAN; THE HISTORIC PRESERVATION PLAN FOR NORTHERN ALASKA RAILROAD PARKS HIGHWAY, THE PORT MACKENZIE MASTER PLAN UPDATE, THE SOUTH DENALI VISITOR CENTER TRAFFIC STUDY, THE PUBLIC FACILITIES PLAN, AND THE BOROUGH CONTINUITY OF OPERATIONS PLAN/CONTINUITY OF GOVERNMENT PLAN.

(1) IM No. 09-125

8. Ordinance Serial No. 09-077: AN ORDINANCE EXTENDING THE TIME LIMIT FOR COMPLETION OF BOROUGH CAPITAL PROJECTS.

a. IM No. 09-126

9. Ordinance Serial No. 09-079: AN ORDINANCE REAPPROPRIATING \$18,500 FROM FUND 203, LAND AND RESOURCE MANAGEMENT DIVISION FISCAL YEAR 2009 OPERATING BUDGET, TO A NON-LAPSING, CAPITAL PROJECT NO. 47109, FUND 480, FOR CONDUCTING A

REGENERATION SURVEY AND REPORT ON THE CHIJUK CREEK TIMBER SALE AREA.

a. Resolution Serial No. 09-054: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 47109, REGENERATION SURVEY AND REPORT FOR THE CHIJUK CREEK TIMBER SALE AREA.

(1) IM No. 09-131

10. Ordinance Serial No. 09-080: AN ORDINANCE APPROPRIATING \$19,255,000 TO FUND 400, SCHOOL PROJECTS, FOR THE ACQUISITION, CONSTRUCTION, AND INSTALLATION OF SCHOOL AND RELATED CAPITAL IMPROVEMENTS WITHIN THE BOROUGH AND FOR RELATED ISSUANCE COSTS FOR THE 2009 SERIES "A" GENERAL OBLIGATION SCHOOL BONDS.

a. IM No. 09-132

11. Ordinance Serial No. 09-081: AN ORDINANCE APPROPRIATING \$98,500 OF INTEREST EARNINGS ON THE 2006 SERIES "A" GENERAL OBLIGATION BONDS TO FUND 400, SCHOOL CAPITAL PROJECTS, PROJECT NO. 40164, FOR WASILLA HIGH SCHOOL REMODEL PROJECT.

a. IM No. 09-134

12. Ordinance Serial No. 09-082: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$20,000 FROM THE FISCAL YEAR 2009 ADMINISTRATION DEPARTMENT OPERATING BUDGET, FUND 100, TO FUND 490, PROJECT NO. 75002, FOR CONTRACTUAL SERVICES RELATED TO THE HATCHER PASS SKI AREA PROJECT.

a. IM No. 09-135

13. Ordinance Serial No. 09-083: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$25,000 FROM THE FISCAL YEAR 2009 ADMINISTRATION DEPARTMENT OPERATING BUDGET, FUND 100, TO FUND 450, PROJECT NO. 70001, FOR A LIFE CYCLE COST ANALYSIS OF THE M/V SUSITNA.

a. IM No. 09-136

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

- C. OTHER NEW BUSINESS
- D. REFERRALS (For referral to the Planning Commission for 90 days or other date specified by the Assembly)
- X. RECONSIDERATION
- XI. VETO
- XII. EXECUTIVE SESSION
- XIII. MAYOR AND ASSEMBLY COMMENTS
- XIV. ADJOURNMENT

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