

**I. CALL TO ORDER**

The regular meeting of the Matanuska-Susitna Borough Assembly was held on June 3, 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*)  
Mr. Pete Houston, Assembly District No. 2  
Ms. Michelle R. Church, Assembly District No. 3  
Ms. Mary Kvalheim, Assembly District No. 4  
Ms. Cindy Bettine, Assembly District No. 5  
Mr. Tom Kluberton, Assembly District No. 7

Assembly members absent and excused were:

Mr. Robert Wells, Assembly District No. 6

Staff in attendance were:

Ms. Lonnie R. McKechnie, Borough Clerk  
Mr. John Duffy, Borough Manager  
Mr. Nicholas Spiropoulos, Borough Attorney  
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  
Mr. Thomas Smayda, Emergency Manager

**III. APPROVAL OF AGENDA**

Mayor Menard 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 School Board President Welton.

**V. MINUTES OF PRECEDING MEETINGS**

- A. Special Assembly Meeting: 05/08/08
- B. Special Assembly Meeting: 05/13/08

C. Regular Assembly Meeting: 05/20/08

Mayor Menard inquired if there were any corrections to the special meeting minutes of May 8, 2008, the special meeting minutes of May 13, 2008, and the regular meeting minutes of May 20, 2008.

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

**VI. SPECIAL ORDERS OF THE DAY**

A. A Proclamation in Recognition of Read a Book in Public Week

Mayor Menard read the proclamation into the record.

**VII. REPORTS/CORRESPONDENCE**

A. AGENCY REPORTS

1. Reports from cities

*(There were no reports presented.)*

2. Matanuska-Susitna Borough School District

School Board President Welton:

- advised that the student testing results will not be available until August;
- noted that the School District's Annual Measurable Objectives have increased;
- spoke regarding the energy funds received from the state;
- reported that the portables that the School District has ordered will be delivered by June 30, 2008;
- commented that the curriculum teams have started meeting;
- advised that the School District is beginning to work on a turn lane for Cottonwood Creek Elementary School;
- provided an overview of the handout regarding how the School District is spending the energy fund received from the State;
- spoke in favor of the Borough allowing the School District to keep more of the funds that lapse back to the Borough;
- spoke regarding the Credit Recovery Program; and
- noted that the South Palmer Elementary School groundbreaking ceremony is scheduled for June 10, 2008.

Assemblymember Church queried the amount of funds that the School District will lapse back to the Borough.

School Board President Welton advised that she did not have those figures.

Assemblymember Church queried the turn lane for Cottonwood Creek Elementary School.

Mr. George Troxel, Superintendent:

- noted that the turn lane for Cottonwood Creek Elementary School is listed on the energy funds list;
- advised that the project is for the egress and ingress; and
- stated that \$1.5 million would provide another exit for the school onto the Palmer-Wasilla Highway.

Discussion ensued regarding:

- the Cottonwood Creek Elementary School road project;
- the energy funds the School District received from the State;
- the need for the Assembly to be provided more information from the School District; and
- the funding that the School District lapsed back to the Borough.

## B. COMMITTEE REPORTS

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

*(There was no report provided.)*

### 2. Assembly Public Relations

*(There were no reports provided.)*

## F. CITIZEN AND OTHER CORRESPONDENCE

### 1. MSB Board/Committee Minutes:

- a. Greater Butte RSA No. 26: 03/13/08
  - b. Greater Talkeetna RSA No. 29: 02/14/08
  - c. Local Emergency Planning Committee: 02/20/08
  - d. Local Road Service Area Advisory Board: 03/20/08
  - e. Planning Commission: 04/07/08
  - f. Platting Board: 04/17/08
  - g. Port Commission: 03/17/08
  - h. Real Property Asset Management Board: 02/13/08
- ### 2. Community Council Correspondence:
- a. Lazy Mountain Community Council: 02/14/08, 03/13/08
  - b. Sutton Community Council: 01/09/08

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

## G. INFORMATIONAL MEMORANDUMS

*(There were no informational memorandums presented.)*

## C. MANAGER COMMENTS

### 1. State/Federal Legislation

Mr. Duffy:

- spoke regarding the Animal Care and Regulation's adoption rates being higher than the national average and the euthanasia rate is lower than the national average;
- provided an update regarding the Susitna Valley High School construction;
- spoke regarding a Parks Highway Scenic By-way meeting that is scheduled for June 11, 2008; and
- advised that he would be out of the office Thursday and Friday.

Assemblymember Kvalheim requested that Administration provide the Assembly with monthly reports regarding the Steering Committee and the Leadership Council.

**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.)

Mayor Menard inquired if there was any objection to taking Ordinance Serial Nos. 08-054, 08-055, 08-056, 08-057, 08-058, 08-059, 08-060, 08-061, 08-062, and 08-063 together.

There was no objection noted.

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. Clayton provided a staff report.

Mayor Menard 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 Woods moved to adopt Ordinance Serial Nos. 08-054, 08-055, 08-056, 08-057, 08-058, 08-059, 08-060, 08-061, 08-062, and 08-063.

MOTION: Assemblymember Woods moved to amend Ordinance Serial Nos. 08-055, 08-057, 08-059, 08-061, and 08-063 by striking the interest rate of "5.789 percent" and insert "5.819 percent."

VOTE: The primary amendment passed without objection.

VOTE: The main motion passed as amended without objection.

6. Ordinance Serial No. 08-071: AN ORDINANCE REAPPROPRIATING FUNDS IN THE AMOUNT OF \$127,000 FROM THE NON-AREAWIDE FUND, FUND 200, AND \$13,690 FROM THE MISCELLANEOUS CAPITAL PROJECTS FUND, FUND 480, PROJECT NOS. 45064, 45164, AND 45168, TO THE BOROUGH FACILITIES CAPITAL PROJECT FUND, FUND 435, PROJECT NO. 10176, ANIMAL CARE BUILDING.
  - a. Resolution Serial No. 08-052: A RESOLUTION AMENDING THE BUDGETS FOR PROJECT NOS. 10146, 10147, 10148, 10151, 45064, 45164, AND 45168, AND APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 10176, ANIMAL CARE BUILDING.
    - (1) IM No. 08-103

Ms. Romano provided a staff report

Mayor Menard 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 Houston moved to adopt Ordinance Serial No. 08-071 and Resolution Serial No. 08-052.

VOTE: The motion passed with Assemblymember Bettine opposed.

7. Ordinance Serial No. 08-072: AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF \$9,000 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT, TO FUND 425, PROJECT NO. 45158.
  - a. Resolution Serial No. 08-053: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT, PROJECT NO. 45158, TO ALLOW FOR THE PAYMENT OF STORAGE FACILITY FEES ON THE MOBILE COMMAND/COMMUNICATIONS VAN (FIELD COMM. I).
    - (1) IM No. 08-106

Mr. Brodigan provided a staff report.

Mayor Menard 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 Woods moved to adopt Ordinance Serial No. 08-072 and Resolution Serial No. 08-053.

VOTE: The motion passed without objection.

8. Resolution Serial No. 08-054: A RESOLUTION APPROVING THE MAY 2008 REWRITE OF THE BOROUGH EMERGENCY OPERATIONS PLAN.
  - a. IM No. 08-118

Mr. Smayda provided a staff report.

Mayor Menard 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 Woods moved to adopt Resolution Serial No. 08-054.

VOTE: The motion passed without objection

9. Ordinance Serial No. 08-073: AN ORDINANCE ADOPTING THE LITTLE BEAVER LAKE, LAKE MANAGEMENT PLAN, AND AMENDING MSB 15.24.030, COMPREHENSIVE PLAN AND PURPOSES, AND MSB 17.59, LAKE MANAGEMENT PLAN IMPLEMENTATION.
  - a. IM No. 08-125

Mr. Mayo provided a staff report.

Mayor Menard 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 Bettine moved to adopt Ordinance Serial No. 08-073.

VOTE: The motion passed without objection.

10. Ordinance Serial No. 08-074: AN ORDINANCE APPROPRIATING \$225,000 FROM INTEREST EARNINGS ON THE LAND MANAGEMENT PERMANENT FUND, FUND 203, TO FUND 495, POINT MACKENZIE CORRECTIONAL CENTER PROJECT, FOR THE OWNER'S REPRESENTATIVE CONTRACT.
  - a. IM No. 08-126

Ms. Clayton provided a staff report.

Mayor Menard opened the public hearing.

The following person spoke to additional language that should be added to the legislation, the need for the prison site to not only meet the needs of the prisoners but also the residents, and spoke to the effects on the wildlife in the area: Mr. Garvin Bucaria.

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. 08-074.

MOTION: Assemblymember Bettine moved a primary amendment to Ordinance Serial No. 08-074, in the second "Whereas" clause, to insert the following language "and concerns raised by the Point MacKenzie Community Council, local property owners, and residents specified in Resolution Serial No. 07-002(AM), adopted January 15, 2007" to read as follows: Whereas, The Owner's Representative will be responsible for agency coordination and concerns raised by the Point MacKenzie Community Council, local property owners, and residents specified in Resolution Serial No. 07-002(AM), adopted January 15, 2007, throughout the design phase and construction and will act on behalf of the Borough in coordinating utility extensions, design review, agency coordination, contract compliance, budget monitoring, and overall project management.

MOTION: Assemblymember Houston moved a secondary amendment to insert the word "addressing" in between the words "and" and "concerns" to read as follows: Whereas, The Owner's Representative will be responsible for agency coordination and addressing concerns raised by the Point MacKenzie Community Council, local property owners, and residents specified in Resolution Serial No. 07-002(AM), adopted January 15, 2007, throughout the design phase and construction and will act on behalf of the Borough in coordinating utility extensions, design review, agency coordination, contract compliance, budget monitoring, and overall project management.

VOTE: The secondary amendment passed without objection.

VOTE: The primary amendment passed as amended without objection.

VOTE: The main motion passed as amended.

*(The regular meeting recess at 7:50 p.m. and reconvened at 7:59 p.m.)*

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following person requested the Assembly's continued support for community transit, provided an update of the busses that MASCOT purchased with the Borough's support; and spoke in support of Resolution Serial No. 08-057: Mr. Louis Friend, Executive Director of Mat-Su Transit.

The following person spoke regarding a platting action that was scheduled to take place on June 5, 2008, regarding a recommended changed to the preliminary platting on Point MacKenzie Subdivision: Mr. Garvin Bucaria.

The following person spoke regarding the energy funding that the School District received from the State, and supporting a one time exemption for the School District's lapsed funds to the Borough: School Board Member Thompson.

The following person spoke regarding the Borough and the School District's budget: Mr. Ron Rucker, President of the Certified Employees Association.

D. CONSENT AGENDA (*Resolution Serial No. 08-055 was pulled from the consent agenda and addressed separately. See pp. 10*)

1. RESOLUTIONS

b. Resolution Serial No. 08-056: A RESOLUTION AMENDING THE BUDGETS FOR ADA COMPLIANT PLUMBING FIXTURES, REFURBISH ELECTRICAL SYSTEM – PALMER POOL, DOOR REPLACEMENT - FIRST AID ROOM WASILLA POOL, AND CARBON DIOXIDE DETECTORS FOR PALMER AND WASILLA POOLS, PROJECT NO. 15007, FUND 480, PAVEMENT VACUUM SWEEPER, PROJECT NO. 15004, FUND 480, AND FORD F350 REGULAR CAB FOUR-WHEEL DRIVE WITH SNOW PLOW, PROJECT NO. 20266, FUND 480, AND APPROVING THE SCOPE OF WORK AND BUDGET FOR THE POINT OF SALE SYSTEM AT THE PALMER AND WASILLA POOLS, PROJECT NO. 15005, FUND 480.

(1) IM No. 08-121

c. Resolution Serial No. 08-057: A RESOLUTION SETTING THE SCOPE OF WORK AND BUDGET FOR FISCAL YEAR 2009 AREAWIDE CAPITAL APPROPRIATIONS FOR MASCOT FEDERAL TRANSIT ADMINISTRATION OPERATING GRANT, PROJECT NO. 20343.

(1) IM No. 08-150

2. ASSEMBLY MEMORANDUMS

a. AM No. 08-050: AUTHORIZING SOLICITATION PROCEDURES FOR THE POINT MACKENZIE CORRECTIONAL CENTER THAT INCLUDES THE PAYMENT OF STIPENDS IN AN AMOUNT NOT TO EXCEED \$400,000 EACH.

b. AM No. 08-051: AWARDING SOLICITATION NO. 08-124, POINT MACKENZIE CORRECTIONAL CENTER OWNER'S REPRESENTATIVE TO RISE ALASKA, INC., IN THE AMOUNT NOT TO EXCEED \$223,645 FOR PHASE I AND II SERVICES.

c. AM No. 08-052: AUTHORIZING THE MANAGER TO ENTER INTO A GRANT AGREEMENT WITH THE MATANUSKA-SUSITNA CONVENTION AND VISITORS BUREAU FOR ONE YEAR ENDING ON JUNE 30, 2009, AND PROVIDING FUNDING IN THE AMOUNT OF \$700,000.

- d. AM No. 08-053: ACCEPTANCE OF LATE FILED AND RETROACTIVE SENIOR CITIZEN AND DISABLED VETERAN EXEMPTION APPLICATIONS.
- e. AM No. 08-054: AWARDING BID NO. 08-140, TO GRANITE CONSTRUCTION COMPANY, DBA WILDER CONSTRUCTION COMPANY, FOR THE CONTRACT AMOUNT OF \$1,974,036 FOR THE 2008 ROADS PAVING.

Ms. McKechnie 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.

- a. Resolution Serial No. 08-055: A RESOLUTION AMENDING THE BUDGETS FOR PROJECT NOS. 10060, 10154, 10143, 10155, AND 10168, IN ORDER TO SUPPLEMENT THE FUNDING FOR THE SUTTON LIBRARY/COMMUNITY CENTER CONSTRUCTION PROJECT.
  - (1) IM NO. 08-120

MOTION: Assemblymember Bettine moved to adopt Resolution Serial No. 08-055.

Assemblymember Bettine spoke to concerns that areawide funding is being used for a library when library funding is non-areawide.

Assemblymember Kvalheim queried the last time the Library Board met.

Ms. Brenner:

- noted that the Library Board has vacancies; and
- advised that the Library Board has not had a quorum since October 2007.

Discussion ensued regarding funding the Sutton Library/Community with areawide funds.

VOTE: The motion passed with Assemblymember Bettine opposed.

#### D. ATTORNEY COMMENTS

*(There was no report provided.)*

#### E. CLERK COMMENTS

Ms. McKechnie:

- spoke regarding the upcoming meeting schedule;
- advised that the Joint Assembly/School Board agenda scheduled for June 10, 2008, is attached;
- noted that the Manager's and the Clerk's evaluations are due in July; and
- commented that the evaluations could take place in August instead of July.

Assemblymember Bettine requested that the Manager's and the Clerk's evaluations take place on August 19, 2008, at 4 p.m.

There was no objection noted.

## **IX. UNFINISHED BUSINESS**

- A. Ordinance Serial No. 08-065: AN ORDINANCE PURCHASING 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. (MSB004759)
1. IM No. 08-094

Ms. Brenner provided a staff report.

Assemblymember Bettine queried the refilling of the tanks.

Mr. Brodigan:

- advised that there would be 11 tankers with 33,000 gallons of water;
- noted that the tankers would arrive at a fire already full; and
- stated that they have surpassed the gallons needed at a fire should five tankers show up at a normal structure fire.

MOTION PENDING: Assemblymember Bettine moved to adopt Ordinance Serial No. 08-065.

MOTION PENDING: Assemblymember Kluberton moved a primary amendment to Ordinance Serial No 08-065, by inserting a "Whereas" clause to read as follows: The seller shall drill the test hold to the Borough's specifications. Should the Borough not purchase the property the Borough will reimburse the seller for the cost of drilling the test hole.

WITHDRAW: Assemblymember Kluberton requested to withdraw the primary amendment.

There was no objection noted.

VOTE: The main motion passed without objection.

## **X. NEW BUSINESS**

A. INTRODUCTION (For public hearing - 06/17/08, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 08-076: AN ORDINANCE ACCEPTING AND APPROPRIATING \$5,000 FROM KNIK INDUSTRIES TO FUND 480, PROJECT NO.





- 47010, FOR THE PURPOSE OF HIRING AN ARCHAEOLOGICAL SITE SUPERVISOR FOR THE KNIK TOWNSITE ARCHAEOLOGICAL EXCAVATION.
- a. Resolution Serial No. 08-058: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR AN ARCHAEOLOGICAL SITE SUPERVISOR TO CARRYOUT ARCHAEOLOGICAL EXCAVATIONS FOR THE KNIK TOWNSITE ARCHAEOLOGICAL EXCAVATION.
    - (1) IM No. 08-117
  3. Ordinance Serial No. 08-077: AN ORDINANCE REAPPROPRIATING \$235,000 FROM THE PLANNING DIVISION'S FISCAL YEAR 2008 OPERATING BUDGET, FUND 100, TO FUND 480, PROJECT NOS. 47006, 47007, 47008, AND 47009; AND \$46,000 FROM THE WATER AND AIR QUALITY DIVISION'S FISCAL YEAR 2008 OPERATING BUDGET, FUND 100, TO FUND 480, PROJECT NOS. 47007 AND 45022, FOR PLANNING AND ENVIRONMENTAL STUDY SERVICES.
    - a. Resolution Serial No. 08-059: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 47006, MSB SHORT RANGE TRANSIT PLAN, PROJECT NO. 47007, TRUNK ROAD CONNECTOR STUDY; PROJECT NO. 47008, TOWER MASTER PLAN; PROJECT NO. 47009, MSB LAND BUILD OUT ANALYSIS; AND PROJECT NO. 45022, MATANUSKA RIVER WATERSHED STUDY.
      - (1) IM No. 08-119
    4. Ordinance Serial No. 08-078: AN ORDINANCE REAPPROPRIATING \$25,000 FROM FUND 203, LAND AND RESOURCE MANAGEMENT FISCAL YEAR 2008 OPERATING BUDGET, TO FUND 490, PROJECT NO. 75002, FOR STATE REVIEW OF THE ENVIRONMENTAL SCOPE, PHASE I, FOR HATCHER PASS DEVELOPMENT.
      - b. Resolution Serial No. 08-060: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE STATE REVIEW OF THE ENVIRONMENTAL SCOPE, PHASE I, FOR THE HATCHER PASS DEVELOPMENT PROJECT.
        - (1) IM No. 08-124
      5. Ordinance Serial No. 08-079: AN ORDINANCE ACCEPTING AND APPROPRIATING \$50,000 FROM THE UNITED STATES FISH AND WILDLIFE SERVICE FOR THE CRABB CIRCLE/WELTIN WAY/EDGERTON PARK ROAD CULVERT UPGRADES PROJECT, PROJECT NO. 30096, FUND 410.
        - a. Resolution Serial No. 08-061: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE CRABB CIRCLE/WELTIN WAY/EDGERTON PARK ROAD CULVERT UPGRADES PROJECT, PROJECT NO. 30096.
          - (1) IM No. 08-129
        6. Ordinance Serial No. 08-080: AN ORDINANCE ADOPTING AN AMENDMENT TO THE MATANUSKA-SUSITNA BOROUGH RECREATIONAL TRAILS PLAN COMPONENT OF THE BOROUGH'S COMPREHENSIVE PLAN THAT ADDS TRAILS AND TRAIL SYSTEMS, MSB 15.24.030(B)(16).
          - a. IM No. 08-130

7. Ordinance Serial No. 08-081: AN ORDINANCE ACCEPTING AND APPROPRIATING \$185,000 FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, TO FUND 400, PROJECT NO. 40112 AND PROJECT NO. 40045, FOR THE FISCAL YEAR 2009 DESIGNATED LEGISLATIVE GRANTS FOR VARIOUS FACILITY PROJECTS THROUGHOUT THE BOROUGH.
  - a. Resolution Serial No. 08-062: A RESOLUTION APPROVING A SCOPE OF WORK AND BUDGET FOR THE FISCAL YEAR 2009 DESIGNATED LEGISLATIVE GRANT PROJECTS FROM THE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT, TO FUND 400, PROJECT NO. 40112 AND PROJECT NO. 40045, FOR VARIOUS FACILITY PROJECTS THROUGHOUT THE BOROUGH.
    - (1) IM No. 08-131
8. Ordinance Serial No. 08-082: AN ORDINANCE AMENDING MSB 2.30.020(A)(2) AND MSB 2.20.030(A), TO REFLECT THE TRANSFER OF SUPERVISION OF ANIMAL CARE AND REGULATION FROM THE DEPARTMENT OF EMERGENCY SERVICES TO THE DEPARTMENT OF ADMINISTRATION, AS PER IM NO. 07-257.
  - a. IM No. 08-132
9. Ordinance Serial No. 08-083: AN ORDINANCE APPROVING AN APPROPRIATION OF \$85,500 FROM KNIK ROAD SERVICE AREA NO. 17 FUND BALANCE, FUND 274, TO FUND 410, PROJECT NO. 35016, FOR KNIK ROAD SERVICE AREA NO. 17 EMERGENCY ROAD REPAIRS.
  - a. IM No. 08-133
10. Ordinance Serial No. 08-084: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$5,183 OF REVENUES FROM PUBLIC DONATIONS TO THE FISCAL YEAR 2008 ANIMAL CARE AND REGULATION DIVISION'S OPERATING BUDGET, 200.160.606, AND REAPPROPRIATING \$5,183 FROM THE FISCAL YEAR 2008 ANIMAL CARE AND REGULATION DIVISION'S OPERATING BUDGET, FUND 200, TO FUND 435, PROJECT NO. 10176, TO PURCHASE FURNITURE, FIXTURES, AND EQUIPMENT FOR THE EXPANDED ANIMAL SHELTER.
  - a. Resolution Serial No. 08-063: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 10176, FUND 435, TO PURCHASE FIXTURES, FURNITURE, AND EQUIPMENT FOR THE EXPANDED ANIMAL SHELTER.
    - (1) IM No. 08-135
11. Ordinance Serial No. 08-085: AN ORDINANCE REAPPROPRIATING \$12,000 FROM CULTURAL RESOURCES DIVISION'S FISCAL YEAR 2008 OPERATING BUDGET, FUND 100, TO FUND 480, PROJECT NO. 47011, TO CONTINUE ARCHAEOLOGICAL SURVEYS AS AN OUTCOME OF TRANSPORTATION, PLATTING, AND LAND USE PROJECTS.

- a. Resolution Serial No. 08-064: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE CULTURAL RESOURCE ARCHAEOLOGICAL SURVEYS AS AN OUTCOME OF TRANSPORTATION, PLATTING, AND LAND USE ACTIVITIES.
- (1) IM No. 08-136
- 12. Ordinance Serial No. 08-086: AN ORDINANCE EXTENDING THE TIME LIMIT FOR COMPLETION OF BOROUGH CAPITAL PROJECTS.
- a. IM No. 08-137
- 13. Ordinance Serial No. 08-087: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$60,000 FROM THE EDUCATION OPERATING FUND 204, TO BIG LAKE ELEMENTARY SCHOOL RE-ROOF PROJECT, PROJECT NO. 40042, FUND 400.
- a. Resolution Serial No. 08-065: A RESOLUTION AMENDING THE BUDGET FOR PROJECT NO. 40042, TO ALLOW FOR BIG LAKE ELEMENTARY SCHOOL RE-ROOF PROJECT.
- (1) IM No. 08-139
- 14. Ordinance Serial No. 08-088: AN ORDINANCE REAPPROPRIATING \$52,000 FROM THE GEOGRAPHIC INFORMATION SYSTEMS DIVISION'S FISCAL YEAR 2008 OPERATING BUDGET, FUND 100, TO FUND 480, PROJECT NO. 47504, FOR THE PROCUREMENT OF GEOSPATIAL DATA.
- a. Resolution Serial No. 08-066: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR ACQUISITION OF GEOSPATIAL DATA.
- (1) IM No. 08-140
- 15. Ordinance Serial No. 08-089: AN ORDINANCE AMENDING MSB 15.24.030(B), TO INCLUDE THE REGIONAL AVIATION SYSTEMS PLAN AND AIRPORT LOCATION STUDY.
- a. IM No. 08-141
- 16. Ordinance Serial No. 08-090: AN ORDINANCE REAPPROPRIATING \$50,000 FROM ECONOMIC DEVELOPMENT DEPARTMENT, FUND 200, FISCAL YEAR 2008 OPERATING BUDGET, TO FUND 480, FOR ECONOMIC DEVELOPMENT PLANNING, PROJECT NO. 47012.
- a. IM No. 08-143
- 17. Ordinance Serial No. 08-091: AN ORDINANCE WAIVING THE PROVISIONS OF MSB 3.04.110(C), FOR THE FISCAL YEAR ENDING JUNE 30, 2008, TO ALLOW THE SCHOOL DISTRICT TO RETAIN 100 PERCENT OF THEIR ENDING FUND BALANCE. *(Sponsor: Assemblymember Wells)*
- a. IM No. 08-142
- 18. Ordinance Serial No. 08-092: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$41,000 FROM SCHOOL DISTRICT EDUCATION OPERATING FUND 204, TO FUND 400, PROJECT NO. 40108, COTTONWOOD

- CREEK ELEMENTARY SCHOOL, FOR THE CONSTRUCTION OF THE SOUTH ENTRANCE DRIVEWAY EXTENSION.
- a. Resolution Serial No. 08-067: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 40108, TO ALLOW FOR COTTONWOOD CREEK ELEMENTARY SCHOOL SOUTH ENTRANCE DRIVEWAY EXTENSION.
    - (1) IM No. 08-144
19. Ordinance Serial No. 08-093: AN ORDINANCE REAPPROPRIATING \$106,772 FROM THE LAND AND RESOURCE MANAGEMENT DIVISION'S FISCAL YEAR 2008 OPERATING BUDGET, FUND 203, TO FUND 480, PROJECT NO. 15031, FOR PHASE II OF THE FOREST MANAGEMENT PLAN.
    - a. Resolution Serial No. 08-068: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO . 15031, PHASE II OF THE FOREST MANAGEMENT PLAN.
      - (1) IM No. 08-146
  20. Ordinance Serial No. 08-094: AN ORDINANCE AMENDING MSB 5.25.036(A), AND PLACING ON THE BALLOT OF THE OCTOBER 7, 2008, REGULAR ELECTION, THE ANNEXATION OF CERTAIN PROPERTY IN AND AROUND THE EAST JENSEN AND KOENEN ROAD AREAS INTO THE NORTH COLONY ROAD SERVICE AREA NO. 23. (*Sponsor: Assemblymember Woods*)
    - a. Resolution Serial No. 08-069: A RESOLUTION FINDING THE ANNEXATION OF PROPERTY IN AND AROUND THE EAST JENSEN AND KOENEN ROAD AREAS INTO THE NORTH COLONY ROAD SERVICE AREA NO. 23 SERVES THE PUBLIC INTEREST WITHOUT CIRCULATION OF A PETITION AMONG THE RESIDENTS IN SAID AREA, AS ALLOWED BY MSB 5.10.015, INITIATION BY THE ASSEMBLY.
      - (1) IM No. 08-148
  21. Ordinance Serial No. 08-095: AN ORDINANCE ESTABLISHING MSB 5.25.144, AND PLACING ON THE BALLOT OF THE OCTOBER 7, 2008, REGULAR ELECTION, THE FORMATION OF THE CASWELL LAKES FIRE SERVICE AREA NO. 135. (*Sponsor: Assemblymember Kluberton*)
    - a. Resolution Serial No. 08-070: A RESOLUTION FINDING THAT THE FORMATION OF THE CASWELL LAKES FIRE SERVICE AREA NO. 135 SERVES THE PUBLIC INTEREST WITHOUT CIRCULATION OF A PETITION AMONG RESIDENTS IN SAID AREA, AS ALLOWED BY MSB 5.10.015, INITIATION BY THE ASSEMBLY.
      - (1) IM No. 08-149
  22. Ordinance Serial No. 08-096: AN ORDINANCE REAPPROPRIATING FUNDS IN THE AMOUNT OF \$44,442 FROM FUND 425, PROJECT NOS. 45122, 45167, AND 45212, TO FUND 480, PROJECT NO. 20266, DEPARTMENT OF EMERGENCY SERVICES FLEET SERVICE REPLACEMENT VEHICLE.
    - a. Resolution Serial No. 08-071: A RESOLUTION AMENDING THE BUDGETS FOR PROJECT NOS. 20266, 45122, 45167, 45181, AND 45212, AND SETTING THE SCOPE OF WORK AND BUDGET FOR PROJECT

NO. 20266 TO ALLOW FOR THE PURCHASE OF DEPARTMENT OF  
EMERGENCY SERVICES FLEET SERVICE REPLACEMENT VEHICLE.

(1) IM No. 08-151

Ms. McKechnie 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 June 17, 2008.

MOTION: Assemblymember Woods moved to divide the question and take Ordinance Serial No. 08-089 separately.

VOTE: The motion to divide the question passed without objection.

VOTE: First segment. The motion to introduce and set the public hearing for June 17, 2008, passed without objection.

MOTION: Assemblymember Woods moved to introduced Ordinance Serial No. 08-089 and set the public hearing for August 5, 2008.

VOTE: Second segment. The motion to introduce Ordinance Serial No. 08-089 and set the public hearing for August 5, 2008, passed without objection.

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Menard requested the following confirmations:

Borough Area School Site Selection Committee

Kevin Sorensen

Emergency Medical Services Board

Resignation of Lisa Behrens

Mayor's Blue Ribbon Sportsmen's Committee

Brian Winnestaffer

Trapper Creek RSA No. 30

Resignation of Gary Baker

Mayor Menard made the following recommendations:

Borough Area Schools Site Selection Committee

Michelle Church

Mark Masteller

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

VOTE: The motion passed without objection.

C. OTHER NEW BUSINESS

**XI. RECONSIDERATION**

*(There were no reconsiderations presented.)*

**XII. VETO**

**XIII. EXECUTIVE SESSION** *(for matters, the 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.)*

A. NPI LITIGATION

**MOTION:** Assemblymember Woods moved to enter executive session for matters, immediately 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 the NPI Litigation. Those present during the executive session will be: the Members of the Assembly, the Mayor, the Attorney, the Manager, the Clerk; and Mr. Christopher Slottee,

**VOTE:** The motion passed without objection and the Assembly entered the executive session at 9:21 p.m.

**MOTION:** Assemblymember Woods moved to exit executive session.

**VOTE:** The motion passed and the Assembly exited the executive session at 9:55 p.m.

**XIV. MAYOR AND ASSEMBLY COMMENTS**

**XV. ADJOURNMENT**

The regular meeting adjourned at 9:55 p.m.

  
CURTIS D. MENARD, Borough Mayor

ATTEST:

  
LONNIE R. McKECHNIE, CMC, Borough Clerk

Minutes approved: 06/17/08

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