

**MATANUSKA-SUSITNA BOROUGH
ASSEMBLY**

**REGULAR MEETING
JUNE 20, 2000**

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on June 20, 2000, at the Matanuska-Susitna Borough Assembly Chambers, Palmer, Alaska. The meeting was called to order at 6:04 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
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 Jansen.

V. MINUTES OF PRECEDING MEETINGS

A. Regular Assembly Meeting: June 6, 2000

MOTION: Assemblymember Kelly moved for approval of the regular assembly meeting minutes of June 6, 2000.

GENERAL CONSENT: The motion passed without objection and the regular assembly minutes of June 6, 2000, were approved.

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Report from cities

Palmer Mayor Guinotte:

- reported 66 condos for senior housing will be constructed south of Palmer Middle School;
- stated that the scheduled work on the Palmer Wasilla/Glenn Highway intersection is an eight-week process and is scheduled for this year;
- announced that the Salvation Army thrift store opened in the Pioneer Square mall;
- remarked that Bishop's Attic received a building permit to add space;
- commented that McDonalds will add a playroom to their present site;
- acknowledged that traffic in Palmer continues to be a problem; and
- reported that 20 Palmer citizens will travel to the sister city in Japan.

Wasilla Council Member Cottle:

- commented about borough traffic problems on the Palmer/Wasilla Highway;
- enjoyed the recent borough joint luncheon with FEMA;
- spoke to the home rule issue currently under discussion; and
- stated that capital projects will be on the next city agenda.

Discussion followed on the merits of adopting home rule.

2. Matanuska-Susitna Borough School District

(There was no school district representative present.)

3. Kevin Koechlein, Director, Department of Public Safety: Fire Service Statistics:

- reported working with Assemblymember Colberg to compile a cost analysis of fire services available;
- stated replacement costs of apparatus were based on ISO recommendation;
- spoke to the report on stations and construction costs;
- revealed standards that apply to fire service personnel and equipment;
- stated that the borough has not adopted NSF fire standards but adheres to them for legal reasons;
- acknowledged that nationwide, volunteer fire service has a high mortality rate;
- commented that the training expenses provided allow basic mandatory fire training;
- related that fire service data provided was based on 1999 statistics; and

- reported that EMS was audited and the results should be provided at the next assembly meeting.

Assemblymember Colberg:

- requested a continuation of reports for fire call expenses;
- stated a cost analysis of fire services should be provided so the assembly can make decisions based on fact; and
- thanked the manager and Director Koechlein for the report.

Assemblymember Turner spoke to the need for increased fire service in his district.

B. COMMITTEE REPORTS

(The assembly currently has no committees.)

C. MANAGER COMMENTS

Mr. Scott:

- shared the final FY2001 budget ordinance (OR 00-033) as adopted;
- spoke to the revised timetable for construction of a Wasilla Public Safety Building;
- addressed the landfill and transfer site fee schedule;
- reported that the school district will vacate the 553 E. Auklet site and allow the borough to continue using it as a maintenance facility;
- advised that the 2000 roads paving-Phase II bid has been advertised;
- shared code compliance comments regarding the proposed Lakeland Shooting Range;
- reviewed information received from Mat-Su RC&D concerning a Houston Waste Treatment Facility Engineering Study and Site Assessment;
- commented about a National Park Service news release for snow machine regulations;
- reported that nominations are being accepted for NACo steering committee members;
- advised that the MSB Monthly report was included in the managers report;
- shared the Port Mackenzie project update;
- spoke to a press release regarding the Port MacKenzie intermodel facility;
- disclosed a letter received from the Agricultural and Forestry Board regarding the Port MacKenzie MUMA;
- discussed a Wasilla Chamber of Commerce resolution supporting the Alaska North Slope Natural Pipeline with a terminus on Cook Inlet;
- shared an e-mail received concerning the Butte raceway;
- spoke to a memo on school construction funding; and
- disclosed funding received for a FY01 Alaska Coastal Management Program Grant.

Assemblymember Colberg:

- spoke to the Code Compliance report of existing land use permits;
- requested the word "permit" be changed to land use "regulations"; and
- suggested that the assembly needs to address land use regulations.

Assemblymember Kelly questioned if administration had drafted a letter to Greg Bell about the MUMA and the RFP.

Mr. Scott stated a letter will be drafted by land management.

Assemblymember Jansen questioned review of port design criteria for the port by the Corps of Engineers.

Mr. Scott said the review was an independent study of port costs and design criteria.

(Manager's comments continued on page 12.)

The regular meeting recessed at 6:48 p.m. and reconvened at 7:02 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. 00-066: AN ORDINANCE CREATING BUTLER SUBDIVISION NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 304, 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.
IM No. 00-087

Mayor Salmon opened the public hearing.

Ms. Pam Strahan voiced concerns toward the current LID process but was not opposed to the ordinance.

The following spoke in favor of the ordinance as presented: Mr. Al Casqueira, Mr. Bob Urger, and Mr. Raymond Battey.

The following spoke in opposition to the ordinance: Ms. Florence Bowen.

There being no others 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. 00-066.

Assemblymember Simpson spoke in opposition to the ordinance.

Assemblymember Holmes inquired about the prepayment process.

Ms. Clayton:

- stated that the payment schedule is set by ordinance;
- revealed that options are set for payments; and
- discussed the borough policy regarding prepayments.

Mr. Gatti commented that the borough would not foreclose on an prepaid LID.

Discussion continued on borough prepayments and removal of liens on LID property.

VOTE: The motion passed with Assemblymembers DeVilbiss and Simpson opposed.

2. Ordinance Serial No. 00-067: AN ORDINANCE CREATING CHERRY HILL SUBDIVISION NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 295, 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. IM No. 00-088

Mayor Salmon opened the public hearing.

The following spoke in favor of the ordinance as presented: Mr. William Schulz.

There being no others 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. 00-067.

VOTE: The motion passed with Assemblymembers DeVilbiss and Simpson opposed.

3. Ordinance Serial No. 00-068: AN ORDINANCE CREATING FLITE SIDE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 309, 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. IM No. 00-089

Mayor Salmon opened the public hearing.

The following spoke in favor of the ordinance as presented: Ms. Beverly Stephens.

There being no others 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. 00-068.

VOTE: The motion passed with Assemblymembers DeVilbiss and Simpson opposed.

4. Ordinance Serial No. 00-069: AN ORDINANCE CREATING BIG ROCK ROAD NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 292, 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.
IM No. 00-090

Mayor Salmon opened the public hearing.

The following spoke in favor of the ordinance as presented: Mr. Greg Vance and Mr. Charles West.

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

MOTION: Assemblymember Turner moved for adoption of Ordinance Serial No. 00-069.

VOTE: The motion passed with Assemblymembers DeVilbiss and Simpson opposed.

5. Ordinance Serial No. 00-070: AN ORDINANCE CREATING WITHERSPOON ESTATES ADDITION NO. 1 NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 300, 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. IM No. 00-091

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 DeVilbiss moved for adoption of Ordinance Serial No. 00-070.

VOTE: The motion failed unanimously. *(The assembly may not proceed with the improvement unless ballots approving the local improvement district are timely filed by owners of the property bearing more than one-half of the estimated cost of the improvement. The LID received 12.5 percent in favor.)*

6. Ordinance Serial No. 00-071: AN ORDINANCE CREATING CARRIAGE LANE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 294, 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.
IM No. 00-092

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. 00-071.

VOTE: The motion failed unanimously. *(The assembly may not proceed with the improvement unless ballots approving the local improvement district are timely filed by owners of the property bearing more than one-half of the estimated cost of the improvement. The LID received 17 percent in favor.)*

7. Ordinance Serial No. 00-090: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF PAYMENTS RECEIVED FROM THE ALASKA RAILROAD IN THE AMOUNT OF \$18,949 TO THE FY00 AMBULANCE OPERATING BUDGET. IM No. 00-068

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. 00-090.

GENERAL CONSENT: The motion passed without objection.

8. Ordinance Serial No. 00-091: AN ORDINANCE APPROVING THE RETENTION AND CLASSIFICATION OF "PUBLIC RECREATION LANDS" FOR BOROUGH-OWNED LAND DESCRIBED AS NE1/4 SE1/4, SECTION 22, T17N, R2E, SEWARD MERIDIAN, ALASKA, AND LOCATED IN THE BUTTE AREA. (MSB002684 AND 002693) IM No. 00-116

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 DeVilbiss moved for adoption of Ordinance Serial No. 00-091.

Discussion followed concerning legal, easy access to the top of the butte.

GENERAL CONSENT: The motion passed without objection.

9. Ordinance Serial No. 00-092: AN ORDINANCE EXTENDING THE TIME LIMIT FOR COMPLETION OF BOROUGH CAPITAL PROJECTS. IM No. 00-121

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. 00-092.

Discussion followed regarding use of funds or transferring funds for additional projects.

GENERAL CONSENT: The motion passed without objection.

10. Ordinance Serial No. 00-093: AN ORDINANCE AUTHORIZING THE CLASSIFICATION AS "GENERAL PURPOSE LANDS" AND SALE BY GAMING LOTTERY OF GLO LOT 23, SECTION 28, T19N, R4W, SEWARD MERIDIAN, ALASKA, LOCATED NORTH OF THE PARKS HIGHWAY ON KELLY LAKE IN THE WILLOW AREA (MSB003265). IM No. 00-127

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. 00-093.

VOTE: The motion passed with Assemblymembers DeVilbiss and Kelly opposed.

11. Ordinance Serial No. 00-094: AN ORDINANCE TO AUTHORIZE THE SALE OF BOROUGH-OWNED PROPERTY LOCATED IN THE Y COMMUNITY AREA, DESCRIBED AS GLO LOTS 1, 2, 5, AND 6, OF SECTION 31, T24N, R4W, SEWARD MERIDIAN, ALASKA, (LOCATED APPROXIMATELY ONE MILE WEST OF THE PARKS HIGHWAY AND TALKEETNA SPUR INTERSECTION) TO THE APPLICANT (MSB002918). IM No. 00-128

Mayor Salmon opened the public hearing.

The following spoke in favor of the ordinance as presented: Mr. Kevin Curtis.

There being no others 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. 00-094.

Discussion followed on assessment of improvements.

Mr. Borglum:

- stated the land will be sold for fair market value;
- commented that improvements put on the land after purchased will be included in future assessments; and
- reported that property is exempt from taxes based on its use; exemption is determined by use specified on application.

Assemblymember Jansen commended the YMCA for involving local residents in day programs.

GENERAL CONSENT: The motion passed without objection.

12. Ordinance Serial No. 00-095: AN ORDINANCE AMENDING ORDINANCE SERIAL NO. 99-080(AM), AS AMENDED BY ORDINANCE SERIAL NO. 00-019(AM), TO CONFORM ORDINANCE SERIAL NO. 00-019 TO THE REQUIREMENTS OF THE SALE AND PURCHASE AGREEMENT PERTAINING TO THE DEVELOPMENT OF THE RECREATIONAL DEVELOPMENT AT THE COMMONLY CALLED ALCANTRA SITE.
 - a. Ordinance Serial No. 00-096: AN ORDINANCE APPROPRIATING ADDITIONAL LAND SALE REVENUES TO THE LAND MANAGEMENT FUND, FUND 203, FISCAL YEAR 2000 OPERATING BUDGET, ACCOUNT 446-700, FOR TRANSFER TO THE ALCANTRA RECREATIONAL FACILITY PROJECT, FUND 440, PROJECT 20317.
 - b. Resolution Serial No. 00-038: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALCANTRA SITE RECREATIONAL FACILITIES.
IM No. 00-129
 - c. AM No. 00- 057: APPROVING A CHANGE ORDER TO COLLINS CONSTRUCTION INC. FOR ADDING CONSTRUCTION OF TRAILS AT THE ALCANTRA RECREATIONAL SITE.

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 Turner moved for adoption of Ordinance Serial Nos. 00-095, 096, and Resolution Serial No. 00-038.

Mr. Scott:

- stated that the contract ensured the borough does not plan to provide water and sewer to the Alcantra site;
- advised that there is no performance time line in the contract;
- spoke to the escrow agreement which commits the borough to putting funds received back into the property; and
- disclosed that the additional 160 acres adjacent mentioned in the agreement is the proposed water development site.

Discussion continued on proposed water services to the development site.

Assemblymember Holmes requests future land sales be fee simple purchases.

Assemblymember Jansen asked for assurance that the total purchase price of \$315,000 will be used for recreational facilities.

Assemblymember Simpson:

- clarified that the borough shall have no obligation to appropriate more than \$315,000 to develop recreational facilities; and

- requested that the manager not execute agreements prior to assembly approval.

Discussion continues regarding fee simple sale and borough plan to sell land for fair market value.

MOTION: Assemblymember Simpson moved the previous question.

VOTE: The motion, to move the previous question, passed with Assemblymembers DeVilbiss and Turner opposed.

GENERAL CONSENT: The main motion passed without objection.

MOTION: Assemblymember Holmes moved for immediate reconsideration of Ordinance Serial Nos. 00-095, 00-096, Resolution Serial No. 00-038, and AM No. 00-057.

GENERAL CONSENT: The motion, to reconsider, failed unanimously.

The regular meeting recessed at 8:30 p.m. and reconvened at 8:47 p.m.

13. Ordinance Serial No. 00-097: AN ORDINANCE PROVIDING FOR THE SALE OF CERTAIN BOROUGH-WIDE REAL PROPERTY ACQUIRED THROUGH TAX FORECLOSURE FOR DELINQUENT REAL PROPERTY TAXES YEARS 1989, 1990, 1993, 1994, 1995, 1996, AND PRIOR AND FOR DELINQUENT SPECIAL ASSESSMENTS YEARS 1990, 1991, 1992, 1994, 1995, 1997, AND PRIOR, AND NOT NEEDED FOR PUBLIC PURPOSE. IM No. 00-131

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. 00-097.

MOTION: Assemblymember DeVilbiss moved a primary amendment to delete those parcels that have gas LID liens on them.

Discussion followed on LID lien processes.

Mr. Gatti:

- cautioned the assembly to consider the amount of work the amendment would create in land management and assessment;
- mentioned the total tax collectable amount would decrease; and
- stated the property listed is foreclosed and the borough holds a clerk's deed; and
- discussed the process to object to the LID prior to foreclosure.

Mr. Scott spoke against the amendment.

Discussion continued concerning foreclosed property sales.

VOTE: The primary amendment failed with Assemblymembers Holmes and DeVilbiss in support.

VOTE: The main motion passed with Assemblymembers Holmes and DeVilbiss opposed.

14. Ordinance Serial No. 00-098: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$26,446 FROM THE AREAWIDE FUND BALANCE, FUND 100, TO THE FISCAL YEAR 2001 TELECOMMUNICATIONS OPERATING BUDGET, 100-160-126. IM No. 00-133

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. 00-098.

GENERAL CONSENT: The motion passed without objection.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

Ms. Lucille Frey:

- provided additional information concerning junk and trash site inspections;
- requested the assembly develop new procedures for site inspections of complaints; and
- spoke against the junk and trash ordinance.

Ms. Mary Psenek:

- asked for borough assistance in the junk car clean-up process; and
- announced that the National Guard is scheduled to assist junk and trash clean-up during the first week of August.

Mr. Scott:

- spoke to the code compliance enforcement issues;
- stated if a public nuisance order is issued, code compliance may conduct a junk car abatement; and
- discussed the difference between junk car and solid waste issues.

Ms. Michelle Church:

- announced a volunteer task force was created to assist with the junk car clean up.

C. MANAGER COMMENTS (continued from page 4)

Mr. Scott:

- spoke to the legislation concerning school construction funding;
- commented that the DOE has twice denied the proposal to replace Sherrod;

- remarked that the DOE suggested a renovation of Sherrod with expansion for additional classrooms;
- stated that Sherrod is structurally not obsolete.
- disclosed that renovation costs must exceed 75 percent of new construction costs for DOE approval to fund new construction.

Mr. Swing reported that the renovation of Swanson School was less than the proposed new construction of Sherrod.

Mayor Salmon presented NACo Achievement Awards, recognized at state and national levels, to the borough for:

- Cheap Dirt Lottery
- Digital Tax Maps
- Lake Management Planning

D. ATTORNEY COMMENTS

(There were no attorney comments.)

E. CLERK COMMENTS

Ms. Dillon:

- discussed the meeting schedule for June and July 2000;
- shared the projected borough election dates;
- noted the AML annual conference date changes; and
- announced that the tracking report is attached to the clerk's written report.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Planning Commission - 05/08/00, 05/15/00, 05/22/00
2. Community Council Correspondence:
 - a. Big Lake Community Council - 05/10/00
 - b. South Knik River Community Council - 03/18/00, 05/20/00
 - c. Trapper Creek Community Council - 05/11/00

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

G. INFORMATIONAL MEMORANDUMS

(There were no informational memorandums.)

VIII. UNFINISHED BUSINESS

(There was no unfinished business.)

IX. NEW BUSINESS

A. INTRODUCTION (Suggested hearing - 7/18/00)

1. Ordinance Serial No. 00-103: AN ORDINANCE ACCEPTING AND APPROPRIATING \$14,255 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 THE OLD KNIK TOWNSITE.
- a. Resolution Serial No. 00-044: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PHASE III OF THE SURVEY, EVALUATION, AND INVENTORY OF THE RESIDENTIAL PORTION OF THE OLD KNIK TOWNSITE. IM No. 00-113
2. Ordinance Serial No. 00-104: AN ORDINANCE REVISING MSB 2.76, COMMUNITY COUNCILS, RELATING TO DUES AND VOTING ELIGIBILITY. IM No. 00-123
3. Ordinance Serial No. 00-105: AN ORDINANCE ACCEPTING AND APPROPRIATING \$50,000 FROM THE UNITED STATES DEPARTMENT OF THE INTERIOR, FISH AND WILDLIFE SERVICE, FOR REMOVAL AND REPLACEMENT OF A BRIDGE ACROSS BODENBURG CREEK.
- a. Resolution Serial No. 00-045: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE REMOVAL AND REPLACEMENT OF A BRIDGE ACROSS BODENBURG CREEK. IM No. 00-137
4. Ordinance Serial No. 00-106: AN ORDINANCE ACCEPTING AND APPROPRIATING \$134,887.42 FROM THE STATE OF ALASKA SENATE BILL 32, REAPPROPRIATION FOR HATCHER PASS.
- a. Resolution Serial No. 00-046: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR HATCHER PASS INFRASTRUCTURE. IM No. 00-138
5. Ordinance Serial No. 00-107: AN ORDINANCE AUTHORIZING THE MATANUSKA-SUSITNA BOROUGH TO ISSUE AND SELL NOT TO EXCEED \$6,250,000 WASILLA PUBLIC SAFETY BUILDING LEASE CERTIFICATES OF PARTICIPATION, 2000; THE EXECUTION AND DELIVERY OF A LEASE AND A LEASE PURCHASE AGREEMENT AND TRUST INDENTURE TO SECURE THE CERTIFICATES; THE EXECUTION OF A CERTIFICATE PURCHASE AGREEMENT; AND PROVIDING FOR RELATED MATTERS. IM No. 00-139

6. Ordinance Serial No. 00-108: AN ORDINANCE ACCEPTING AND APPROPRIATING \$90,970 GRANT FROM THE STATE OF ALASKA, DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES FOR THE MATANUSKA-SUSITNA BOROUGH LONG RANGE TRANSPORTATION PLAN.
 - a. Resolution Serial No. 00-047: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR TRANSPORTATION PLANNING GRANT. IM No. 00-142
7. Ordinance Serial No. 00-109: AN ORDINANCE AMENDING MSB 4.05.030(B), VACANCIES ON BOARDS, ADDING A PROVISION THAT A VACANCY OCCURS ON THE DATE A LETTER OF INTENT TO RUN OR A DECLARATION OF CANDIDACY IS FILED BY A BOARD MEMBER. (Sponsors: D. Holmes, D. Kelly)

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

MOTION: Assemblymember Holmes moved for introduction of the above legislation and set for public hearing on July 18, 2000.

GENERAL CONSENT: The motion was passed without objection.

B. CONSENT AGENDA

(Resolution Serial No. 00-048 and AM No. 00-067 were pulled from the consent agenda, see page for assembly action.)

1. RESOLUTIONS
2. ACTION MEMORANDUMS
 - a. AM No. 00-062: AWARD OF CONTRACT FOR SOFTWARE INTERFACE TO MERGE MATANUSKA-SUSITNA BOROUGH GIS DATA WITH E-911 DATA.
 - b. AM No. 00-063: VACATION OF RIGHTS-OF-WAY LOCATED WITHIN THE LEISUREWOOD SUBDIVISION UNITS 1 AND 3, TOWNSHIP 18 NORTH, RANGE 02 WEST, SECTION 28, SEWARD MERIDIAN, ALASKA, MEADOW LAKES COMMUNITY COUNCIL AREA.
 - c. AM No. 00-064: AWARD OF BID NO. 00-132, NORTHERN AREA ROADS UPGRADE PROJECT.
 - d. AM No. 00-065: AWARD OF CONTRACT TO LIFEWATER ENGINEERING COMPANY FOR COLONY MIDDLE SCHOOL WASTEWATER IMPROVEMENTS.
 - e. AM No. 00-066: AWARD OF BID NO. 00-135, ROAD SERVICE AREA NO. 25 ROADS PROJECT.

- g. AM No. 00-068: AWARD OF BID NO. 00-126, WILLOW ELEMENTARY SCHOOL ADDITIONAL FIRE SPRINKLERS, MATANUSKA-SUSITNA BOROUGH PROJECT NO. 40135-02.

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

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

GENERAL CONSENT: The motion passed without objection.

- a. Resolution Serial No. 00-048: A RESOLUTION RECOMMENDING A CONSTITUTIONAL AMENDMENT TO ALLOW SCHOOL DISTRICT BOARDS TO SET THE EDUCATIONAL MILL RATE OF THEIR COMMUNITY. (Sponsor: D. Kelly)
(1) IM No. 00-136

MOTION: Assemblymember Kelly moved for adoption of Resolution Serial No. 00-048.

Assemblymember Simpson spoke against Resolution Serial No. 00-048.

Assemblymembers DeVilbiss, Kelly, Turner, Colberg, and Jansen spoke in favor of Resolution Serial No. 00-048.

VOTE: The motion passed with Assemblymember Simpson opposed.

- f. AM No. 00-067: APPROVE A CONTRACT EXTENSION OF TWO YEARS FOR BANKING SERVICES.

MOTION: Assemblymember Holmes moved for adoption of AM No. 00-067.

CONFLICT OF INTEREST: Assemblymember Jansen declared a conflict of interest; she is a local advisory board member for NBA.

RULING: Mayor Salmon ruled that Assemblymember Jansen had a conflict of interest and would be recused from voting on the issue. (Assemblymember Jansen left the room.)

Mr. Scott:

- recommended that the banking services contract be extended for a two-year term;
- stated a cost benefit analysis will be conducted to determine whether issuance of an RFP is in the best interest of the borough; and
- commented that both the school district and the borough currently use NBA services.

Ms. Clayton:

- noted that the RFP for banking services was issued approximately four and one-half years previously; and
- stated that this is the first extension requested.

GENERAL CONSENT: The main motion passed without objection. (Assemblymember Jansen returned to the assembly chambers.)

C. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

(There were no nominations or appointments presented.)

Mayor Salmon requested nominations from the assembly to vacancies on various borough boards and stressed the importance of information received from these positions.

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

MOTION: Assemblymember Holmes moved to enter executive session to discuss matters the immediate public knowledge of which would clearly have an adverse effect upon the finances of the borough; labor negotiations with an employee bargaining unit or its representative; and confidential attorney client communications made for the purpose of facilitating the rendition of professional legal services to the borough, specifically to discuss the labor negotiations with the Matanuska-Susitna Borough Employee Association.

GENERAL CONSENT: The motion passed without objection and the assembly entered executive session at 9:55 p.m. with the mayor, assembly, manager, attorney, clerk, and negotiating team in attendance.

GENERAL CONSENT: Assemblymember Holmes moved to exit executive session, and the motion passed without objection. The assembly exited executive session at 10:35 p.m.

XIII. MAYOR AND ASSEMBLY COMMENTS

Assemblymember Simpson:

- complimented the borough employees on receiving the NACo awards;
- spoke to the water quality program and volunteers who assist it;
- appreciated employee Beth McKibben for her work with the water quality program; and
- expressed pleasure in the FEMA project.

Assemblymember Kelly:

- appreciated the Project Impact ceremony;
- applauded the job corps facility;
- recognized the borough employees for receiving the NACo awards; and
- commented regarding the recent MUMA action taken.

Assemblymember Turner:

- spoke to the issue of single assembly members directing the manager's actions.

Assemblymember Jansen:

- concerned with how the borough promotes economic development;
- enjoyed the FEMA presentation; and
- congratulated the borough employees for receiving NACo awards.

Assemblymember DeVilbiss

- encouraged the assembly to schedule a work session regarding the LID process;
- requested copies of LID information from the manager's report;
- commented on the need for a special events ordinance; and
- spoke to the water quality program.

Assemblymember Holmes:

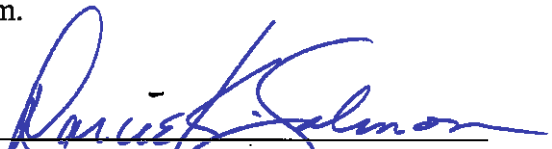
- requested agenda for special meetings allow audience participation;
- asked that the administration not contact Mr. Greg Bell regarding the MUMA; and
- commented that the DOT is asking the borough to enter a long-term agreement to pay for maintenance and lighting on the Glen Highway in the Palmer Hay Flats area.

Mayor Salmon:

- enjoyed the FEMA presentation; and
- acknowledged the borough employees for the NACo awards.

XIV. ADJOURNMENT

The regular assembly meeting was adjourned at 10:56 p.m.


DARCIE K. SALMON, Borough Mayor

ATTEST:


SANDRA A. DILLON, Borough Clerk

Minutes approved: July 18, 2000