

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on June 28, 2012, at the Borough School District Administration Building, 501 N. Gulkana Street, Palmer, Alaska. The meeting was called to order at 6 p.m. by Mayor Larry DeVilbiss.

II. ROLL CALL

Assembly members present and establishing a quorum were:

Mr. Warren Keogh, Assembly District No. 1
Mr. Noel Woods, Assembly District No. 2
Mr. Ronald Arvin, Assembly District No. 3 (*Deputy Mayor*) (*via teleconference at 6:25 p.m.*)
Mr. Steve Colligan, Assembly District No. 4
Mr. Darcie K. Salmon, Assembly District No. 5
Mr. Jim Colver, Assembly District No. 6 (*arrived at 6:23 p.m.*)
Mr. Vern Halter, Assembly District No. 7

Staff in attendance were:

Ms. Lonnie R. McKechnie, Borough Clerk
Mr. John Moosey, Borough Manager
Mr. Nicholas Spiropoulos, Borough Attorney
Ms. Jamie Newman, Deputy Borough Clerk
Ms. Tammy Clayton, Finance Director
Ms. Shaune O'Neil, Public Works Director
Ms. Eileen Probasco, Planning Chief
Mr. Dennis Brodigan, Emergency Services Director
Ms. Patty Sullivan, Public Affairs Director
Ms. Sonya Conant, Human Resources Director
Mr. Don Dyer, Economic Development Director
Mr. Eric Phillips, Community Development Director
Ms. Shannon Post, Chief Information Officer
Mr. Russ Kraft, Purchasing Officer

III. APPROVAL OF AGENDA

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

Assemblymember Keogh:

- requested to move Resolution Serial No. 12-075 as the first item of business under the consent agenda; and
- requested to move Resolution Serial Nos. 12-069, 12-073, and 12-076 from the consent agenda for further discussion.

Assemblymember Woods requested to move Resolution Serial Nos. 12-071 and 12-075 from the consent agenda for further discussion.

GENERAL CONSENT: The agenda was approved as amended without objection.

Mayor DeVilbiss:

- remarked that he expects the meeting to extend late into the evening as the agenda is long;
- requested that the Assembly limit debate to two turns, per assembly member, per motion; and
- requested that the Assembly exercise discipline when speaking in an effort to conclude all of the business this evening.

There was no objection noted.

IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mr. Ken Ross, Military Order of the Purple Heart, Chapter 663 Commander.

V. MINUTES OF PRECEDING MEETINGS

- A. Regular Assembly Meeting: 05/15/12
- B. Special Assembly Meeting: 06/05/12
- C. Regular Assembly Meeting: 06/05/12

Mayor DeVilbiss inquired if there were any corrections to the regular/special meeting minutes of May 15, 2012, June 5, 2012, or June 5, 2012.

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

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

Palmer City

Mr. Doug Griffin, City Manager:

- noted that the City has been working with the Borough on the Borough's flood plain development permit application as it relates to the City;
- remarked that the City hosted Governor Sean Parnell on June 18 for a series of bill signings; and
- reported that in the interest of safety, the City is now closing South Valley Way for "Friday Flings."

Wasilla City

Mr. Bert Cottle, Deputy City Administrator:

- stated the City will host a parade and a fireworks display on July 4;
- thanked the Administration, particularly former Acting Borough Manager Don Moore, for work on the Animal Control contract; and
- noted that the City has a few community garden beds available for use to those that are interested.

2. Matanuska-Susitna Borough School District

Mr. Ken Forrest, Chief Business Officer:

- welcomed the Assembly to the School District Administration Building; and
- noted that the facility was primarily constructed by students.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

(There was no report provided.)

2. Assembly Public Relations

Assemblymember Keogh:

- reported that he attended the ground breaking for the Matanuska Electric Association power plant in Eklutna;
- noted the power plant is expected to be complete in the summer of 2014;
- reported that he attended the grand opening of the Sutton Library; and
- remarked on the positive impact the library is to the community.

C. MANAGER COMMENTS

1. State/Federal Legislation

2. Strategic Planning Issues

Mr. Moosey:

- reported that LiDAR and Orthoimagery data is now available to the public via the Borough's website;
- reported on recent developments with regards to the Borough taking title of the M/V Susitna;
- spoke to grant requirements in which the Borough is obligated for operating the ferry; and
- spoke to options for the use or sale of the ferry to include putting the ferry on the federal surplus list.

Discussion ensued regarding options that are under consideration for the M/V Susitna.

D. ATTORNEY COMMENTS

Mr. Spiropoulos:

- spoke to various quasi-judicial cases that are pending as noted by Ms. McKechnie in the Clerk Report;
- reported that the Borough is working toward settlement in the Nash case;
- noted that the Clerk received an initiative petition, which is under review by Law; and
- reported he will not be in attendance at the August 7, Assembly meeting; however, Mr. Aschenbrenner will attend in his stead.

E. CLERK COMMENTS

Ms. McKechnie:

- spoke regarding the upcoming meeting schedule;
- noted pertinent election dates;
- announced her intent to run for a seat on the Executive Board for the Alaska Association of Municipal Clerks (AAMC);
- spoke to responsibilities of serving on the AAMC Executive Board; and
- queried if there was objection to her serving on the AAMC Executive Board.

There was no objection noted.

Assemblymember Colver expressed interest in recessing instead of adjourning should the meeting extend beyond 10 p.m.

Mayor DeVillbiss requested that the matter be addressed at 10 p.m. instead of at this time.

There was no objection noted.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Enhanced 911 Advisory Board: 02/14/12
 - b. Greater Talkeetna RSA Board of Supervisors: 04/12/12
 - c. Local Emergency Planning Committee: 01/18/12, 03/21/12
 - d. Local Road Service Area Advisory Board: 03/15/12, Resolution Serial No. 12-03
 - e. Planning Commission: 04/16/12, Resolution Serial No. 12-08
 - f. Port Commission: 02/16/12, Resolution Serial No. 12-003
 - g. Joint West Lakes and Wasilla-Lakes FSA Board of Supervisors: 02/27/12
2. Community Council Minutes:
 - a. Chickaloon Community Council: 02/08/12, 02/22/12, 04/11/12

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

G. INFORMATIONAL MEMORANDUMS

(There were no informational memorandums presented.)

VII. UNFINISHED BUSINESS

(There was no unfinished business.)

VIII. VETO

(There were no vetoes presented.)

IX. SPECIAL ORDERS

- A. PERSONS TO BE HEARD (Three minutes per person.)
- B. PUBLIC HEARINGS (Three minutes per person.)

- 1. Ordinance Serial No. 12-065: AN ORDINANCE CREATING PORTION OF WAGNER SUBDIVISION NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 455, 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. 12-102

Mayor DeVilbiss opened the public hearing.

The following persons spoke in opposition to Ordinance Serial No. 12-065: Mr. John Vinduska and Mr. Finn Rye.

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

MOTION: Assemblymember Keogh moved to adopt Ordinance Serial No. 12-065.

Assemblymember Keogh:

- spoke to his growing concern of the gas local improvement district process; and
- noted his intent to bring forward legislation to raise the majority vote for property owners within local improvement districts.

VOTE: The motion failed unanimously.

- 2. Ordinance Serial No. 12-066: AN ORDINANCE CREATING SOUTH LAURIE LANE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 468, 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. 12-103

Mayor DeVilbiss 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 Salmon moved to adopt Ordinance Serial No. 12-066.

Assemblymember Salmon spoke to the benefits of gas local improvement district projects.

VOTE: The motion passed without objection.

3. Ordinance Serial No. 12-071: AN ORDINANCE EXTENDING THE TIME LIMIT FOR COMPLETION OF BOROUGH CAPITAL PROJECTS.
 - a. IM No. 12-109

Mayor DeVilbiss 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 Salmon moved to adopt Ordinance Serial No. 12-071.

VOTE: The motion passed without objection.

4. Ordinance Serial No. 12-072: AN ORDINANCE ACCEPTING AND APPROPRIATING GRANT FUNDS IN THE AMOUNT OF \$5,000 FROM THE AMERICAN SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS FOR WEEKEND SPAY/NEUTER EVENTS FOR LOW INCOME RESIDENTS, FUND 480, PROJECT NO. 47028.
 - a. RESOLUTION SERIAL NO. 12-065: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 47028, TO ALLOW WEEKENDSPAY/NEUTER EVENTS FOR LOW INCOME RESIDENTS.
 - (1) IM No. 12-110

Mayor DeVilbiss 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. 12-072 and Resolution Serial No. 12-065

VOTE: The motion passed without objection.

5. Ordinance Serial No. 12-073: AN ORDINANCE REAPPROPRIATING \$95,000 FROM THE ECONOMIC DEVELOPMENT DEPARTMENT'S FISCAL YEAR 2012

OPERATING BUDGET FUND 200, TO FUND 480, PROJECT NO. 47029, FOR ECONOMIC DEVELOPMENT CULTIVATION.

- a. Resolution Serial No. 12-064: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 47029, ECONOMIC DEVELOPMENT CULTIVATION.
- (1) IM No. 12-112

Mayor DeVilbiss opened the public hearing.

Mr. Dyer presented a staff report.

The following persons spoke in support of Ordinance Serial No. 12-073 and Resolution Serial No. 12-064: Mr. Ken Moore; and Ms. Debbie Fowler, Alaska Small Business Development Center President.

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

MOTION: Assemblymember Salmon moved to adopt Ordinance Serial No. 12-073 and Resolution Serial No. 12-064.

VOTE: The motion passed without objection.

- 6. Ordinance Serial No. 12-074: AN ORDINANCE APPROPRIATING \$389,153 FROM THE SCHOOL SITE ACQUISITION RESERVE, FUND 100, TO FUND 400, PROJECT NO. 40191, FOR IDITAROD ELEMENTARY SCHOOL REPLACEMENT SITE AND AUTHORIZING REIMBURSEMENT OF THE FUNDS FROM THE 2013 GENERAL OBLIGATION SCHOOL CONSTRUCTION BONDS.
- a. Ordinance Serial No. 12-075: AN ORDINANCE APPROVING THE LAND ACQUISITION OF TRACT A, PJC SUBDIVISION AND ADJACENT MSB TAX PARCEL 17N01W03C021, LOCATED WITHIN THE CITY OF WASILLA, CONTAINING APPROXIMATELY 20.32 ACRES COMBINED, AND CLASSIFICATION OF SAID PARCELS AS RESERVED USE LANDS FOR THE FUTURE IDITAROD ELEMENTARY SCHOOL REPLACEMENT SITE (MSB006599).
- (1) IM No. 12-113

Mayor DeVilbiss 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 Colligan moved to adopt Ordinance Serial No. 12-074 and Ordinance Serial No. 12-075.

VOTE: The motion passed without objection.

(The meeting recessed at 7:08 p.m. and reconvened at 7:18 p.m.)

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following persons spoke in support of AM No. 12-103: Mr. Ken Walsh, Tew's Inc., Contract Administrator; Ms. Roberta Tew, Tew's Inc., Co-owner; Mr. Bob Teeling; Mr. Ed Mooney; Mr. Ken Brill; Mr. William Heairet; Mr. Chuck Kaucic; Mr. Leo Johansson; Ms. Robbie Wuitschick.

The following persons spoke in opposition to Resolution Serial No. 12-075: Mr. Russell Simkins, Alaska AV Club; Mr. Kenny Barber; Mr. Anthony Pambrum; Mr. Craig Saunders; Ms. Jeanine Erickson, Butte Community Council Member; Mr. Don Dreher, Butte Community Council President; Ms. Karen Lackey; and Mr. Scott Lapiene.

The following persons spoke in support of Resolution Serial No. 12-075: Ms. Elizabeth Friedman, Mr. Gregory Nilsson, Ms. Brit Lively, and Ms. Patricia Rosnel.

The following persons spoke in support of Resolution Serial No. 12-076: Ms. Jean Ehmann, Borough Fish and Wildlife Commission member, and Ms. Jean Holt.

The following persons spoke in opposition to the decision of the Borough to rebid annual road service maintenance contracts and the financial burden the decision has placed on their business: Mr. and Mrs. William and Mary Olday, WM Contracting Inc.

The following person thanked the Assembly for their support of libraries and their effort toward the new Wasilla library complex: Ms. Julian Ede, Friends of Wasilla Library Vice President.

The following person spoke in support of motorized and non-motorized uses in the Jim Creek parcel: Ms. Michelle Olson.

The following persons encouraged the Assembly to consider public safety when awarding road maintenance contracts: Ms. Terry Hone, and Mr. Andy Weiland, Road Service Area 16, Supervisor.

The following person spoke to the Tribal Law and Policy Act: Mr. Neil Snider.

The following persons spoke to concerns about the illegal trailer park development in their Hollywood Hills neighborhood: Mr. Patrick Martin, Mr. Robert Kazanowsky, Mr. Jarrett Carson, Mr. Kirk Hannah, and Mr. Shane Bergeron.

The following person spoke to the need for dust control measures on roads within the Jim Creek area that are affected by recreational motorized use: Ms. Jim Stocker.

The following persons spoke to the need for the Borough to enforce the provisions of its road service area contracts: Mr. Jim Norcross, Mr. Joe Spain, and Mr. James Ross.

The following persons spoke in favor of Resolution Serial No. 12-073: Mr. Ben Vanderweele and Mr. Don Berberich.

The following person spoke to concerns about AM No. 12-083 and encouraged the Assembly to carefully review the record before awarding the Big Lake Road Service Area No. 21 maintenance contract: Mr. Bill Stearn.

(The meeting recessed at 8:52 p.m. and reconvened at 9:05 p.m.)

D. CONSENT AGENDA

1. RESOLUTIONS

b. Resolution Serial No. 12-068: A RESOLUTION APPROVING A LOAN FROM THE FIRE SERVICE AREA REVOLVING LOAN FUND, FUND 605, IN THE AMOUNT OF \$25,000, TO THE WILLOW FIRE SERVICE AREA, FUND 258, TO PROVIDE THE FUNDS NECESSARY TO FULLY FUND THE FISCAL YEAR 2012 OPERATING EXPENSES.

(1) IM No. 12-138

d. Resolution Serial No. 12-070: A RESOLUTION IN SUPPORT OF PROVIDING A NEW FOUR-WAY, SIGNALIZED INTERSECTION WITH PEDESTRIAN CROSSWALKS AND CONTROLS, ON (NEW) TRUNK ROAD TO ALIGN WITH THE PROPOSED NEW ACCESS TO THE PIONEER PEAK ELEMENTARY SCHOOL PROPERTY TO ADDRESS STUDENT SAFETY AND DANGEROUS TRAFFIC CONGESTION ISSUES AT THE ENTRANCE AND THE EXIT. *(Sponsored by Assemblymembers, Colver, Colligan, and Arvin)*

(1) IM No. 12-141

f. Resolution Serial No. 12-072: A RESOLUTION IN SUPPORT OF PROVIDING A NEW FOUR-WAY SIGNALIZED INTERSECTION, WITH LEFT TURN LANES, PEDESTRIAN CROSSWALKS AND CONTROLS, AT COUNTRY FIELDS ROAD AND SEWARD-MERIDIAN PARKWAY TO ADDRESS STUDENT SAFETY AND DANGEROUS TRAFFIC CONGESTION ISSUES AT THE COTTONWOOD CREEK ELEMENTARY SCHOOL ENTRANCE AND EXIT. *(Sponsored by Assemblymembers Colver, Colligan, and Arvin)*

(1) IM No. 12-144

h. Resolution Serial No. 12-074: A RESOLUTION SUPPORTING THE NAMING OF THE MATANUSKA-SUSITNA BOROUGH A PURPLE HEART BOROUGH. *(Sponsored by Mayor DeVilbiss)*

(1) IM No. 12-146

2. ACTION MEMORANDUMS

a. AM No. 12-068: APPROVAL OF CHANGE ORDER NO. 2 TO CONTRACT NO. 11-118a WITH LOUNSBURY & ASSOCIATES, INC., IN THE AMOUNT OF \$200,000 FOR ENGINEERING AND SURVEY SERVICES.

- b. AM No. 12-069: APPROVAL OF CHANGE ORDER NO. 2 TO CONTRACT NO. 11-118b WITH USKH IN THE AMOUNT OF \$200,000 FOR ENGINEERING AND SURVEY SERVICES.
- c. AM NO. 12-070: APPROVAL OF CHANGE ORDER NO. 2 TO CONTRACT NO. 11-118c WITH HATTENBURG, DILLEY AND LINNELL, LLC. BY INCREASING THE ANNUAL MAXIMUM CONTRACT BY \$200,000 TO AN INDIVIDUAL ANNUAL MAXIMUM AMOUNT OF \$500,000 FOR FISCAL YEAR 2013 FOR ENGINEERING AND SURVEY SERVICES.
- d. AM No. 12-078: ACCEPTANCE OF LATE FILED AND RETROACTIVE SENIOR CITIZEN AND DISABLED VETERAN EXEMPTION APPLICATIONS.
- e. AM No. 12-079: AWARD OF PROPOSAL 12-113 TO SHEARER DESIGN, LLC. IN THE CONTRACT AMOUNT NOT TO EXCEED \$159,334 FOR SULLIVAN AVENUE BRIDGE 1956 DESIGN.
- f. AM No. 12-081: AWARD OF BID NO. 12-171 TO WESTERN CONSTRUCTION AND EQUIPMENT, LLC. IN THE AMOUNT OF \$655,403.10 FOR IMPROVEMENTS TO KIME LANE – ERICA DRIVE TO KIME WAY.
- g. AM No. 12-082: AWARD OF BID NO. 12-186 TO WESTERN CONSTRUCTION AND EQUIPMENT, LLC. IN THE AMOUNT OF \$165,349.40 FOR IMPROVEMENTS TO NORTH MICHIGAN STREET.
- h. AM No. 12-083: APPROVAL OF CHANGE ORDER NO. 2 TO SKOOKUM CONSTRUCTION AND TREE SERVICE IN THE AMOUNT OF \$19,169.50 TO ALLOW FOR ADDITIONAL WORK DUE TO HIGH WATERS IMPEDING THE ORIGINALLY PLANNED PUMPING DIVERSION FOR THE CASWELL CREEK AT HIDDEN HILLS ROAD CULVERT REPLACEMENT PROJECT, PROJECT NO. 30113.
- i. AM No. 12-084: APPROVAL OF A CONTRACT AMENDMENT TO LOUNSBURY & ASSOCIATES, INC., IN THE AMOUNT OF \$65,607 FOR THE TRUNK ROAD EXTENSION SOUTH DESIGN SERVICES, PROJECT NO. 35007.
- j. AM No. 12-085: AWARD OF PROPOSAL NO. 12-191 TO MIKUNDA COTTRELL & CO. IN THE AMOUNT OF \$876,000 FOR AUDIT SERVICES FOR THE MATANUSKA-SUSITNA BOROUGH AND SCHOOL DISTRICT.
- k. AM No. 12-086: APPROVAL OF CHANGE ORDER AUTHORITY TO CONTRACT NO 12-138 WITH PINNACLE CONSTRUCTION IN AN AMOUNT NOT TO EXCEED FOUR PERCENT OF THE TOTAL CONTRACT AMOUNT FOR THE

DOROTHY SWANDA JONES ADMINISTRATION BUILDING ADDITION
CONSTRUCTION PROJECT.

- l. AM No. 12-087: VACATION OF 269 SQUARE FEET OF THE 100 FOOT RIGHT-OF-WAY OF N. SITZE ROAD, RECORDED AT BOOK 144, PAGES 921 – 923, LOCATED IN SECTION 17, TOWNSHIP 18 NORTH, RANGE 1 WEST, SEWARD MERIDIAN, ALASKA.
- m. AM No. 12-088: VACATION OF A PORTION OF W. RODNEY CIRCLE WITHIN HOLLYWOOD HILLS H & K PHASE 2 TO ALLEVIATE A SETBACK VIOLATION ON BLOCK 3, LOT 6, LOCATED IN SECTION 21, TOWNSHIP 17 NORTH, RANGE 2 WEST, SEWARD MERIDIAN, ALASKA.
- n. AM No. 12-089: APPROVAL OF CHANGE ORDER AUTHORITY TO BID NO. 12-152 WITH AMES 1, LLC. IN AN AMOUNT NOT TO EXCEED FIVE PERCENT OF THE TOTAL CONTRACT AMOUNT FOR THE PALMER JUNIOR MIDDLE SCHOOL ROOF REPAIR/ REPLACEMENT CONSTRUCTION PROJECT.
- o. AM No. 12-090: AWARD OF BID NO. 12-172 TO D & S ROAD SERVICES IN THE ANNUAL AMOUNT NOT TO EXCEED \$187,212.50 FOR MIDWAY ROAD SERVICE AREA NO. 9 ANNUAL ROAD MAINTENANCE.
- p. AM NO. 12-091: AWARD OF BID NO. 12-173 TO D & S ROAD SERVICES IN THE ANNUAL AMOUNT NOT TO EXCEED \$211,206.50 FOR FAIRVIEW ROAD SERVICE AREA NO. 14 ANNUAL ROAD MAINTENANCE.
- q. AM NO. 12-092: AWARD OF BID NO. 12-174 TO D & S ROAD SERVICES IN THE CONTRACT AMOUNT NOT TO EXCEED \$324,572.50 FOR CASWELL ROAD SERVICE AREA NO. 15 ANNUAL ROAD MAINTENANCE.
- r. AM NO. 12-093: AWARD OF BID NO. 12-175 TO NORSE ALASKA, LLC. IN THE ANNUAL AMOUNT NOT TO EXCEED \$523,230.76 FOR SOUTH COLONY ROAD SERVICE AREA NO. 16 ANNUAL ROAD MAINTENANCE.
- s. AM NO. 12-094: AWARD OF BID NO. 12-176 TO NORTHERN ASPHALT CONSTRUCTION IN THE ANNUAL AMOUNT NOT TO EXCEED \$813,136.50 FOR KNIK ROAD SERVICE AREA NO. 17 ANNUAL ROAD MAINTENANCE.
- t. AM NO. 12-095: AWARD OF BID NO. 12-177 TO NORSE ALASKA, LLC. IN THE ANNUAL AMOUNT NOT TO EXCEED \$81,665.64 FOR LAZY MOUNTAIN ROAD SERVICE AREA NO. 19 ANNUAL ROAD MAINTENANCE.
- u. AM NO. 12-096: AWARD OF BID NO. 12-179 TO NORSE ALASKA, LLC. IN THE ANNUAL AMOUNT NOT TO EXCEED \$83,948.56 FOR NORTH COLONY ROAD SERVICE AREA NO. 23 ANNUAL ROAD MAINTENANCE.

- v. AM NO. 12-097: AWARD OF BID NO. 12-180 TO NORSE ALASKA, LLC. IN THE ANNUAL AMOUNT NOT TO EXCEED \$482,434.16 FOR BOGARD ROAD SERVICE AREA NO. 25 ANNUAL ROAD MAINTENANCE.
- w. AM NO. 12-098: AWARD OF BID NO. 12-181 TO J A SPAIN AND SONS, INC., IN THE ANNUAL AMOUNT NOT TO EXCEED \$221,098.30 FOR BUTTE ROAD SERVICE AREA NO. 26 ANNUAL ROAD MAINTENANCE.
- x. AM NO. 12-099: AWARD OF BID NO. 12-183 TO D & S ROAD SERVICES IN THE ANNUAL AMOUNT NOT TO EXCEED \$104,890.50 FOR TRAPPER CREEK ROAD SERVICE AREA NO. 30 ANNUAL ROAD MAINTENANCE.
- y. AM NO. 12-100: AWARD OF BID NO. 12-184 TO NORSE ALASKA, LLC. IN THE ANNUAL AMOUNT NOT TO EXCEED \$118,157.72 FOR ALPINE ROAD SERVICE AREA NO. 31 ANNUAL ROAD MAINTENANCE.
- z. AM NO. 12-101: AWARD OF BID NO. 12-192 TO WESTERN CONSTRUCTION AND EQUIPMENT, LLC. IN THE CONTRACT AMOUNT OF \$967,114.12 FOR 2012 ROADS PAVING.
- aa. AM NO. 12-102: AWARD OF BID NO. 12-182 TO NORTHERN ASPHALT CONSTRUCTION IN THE ANNUAL AMOUNT NOT TO EXCEED \$576,795.18 FOR GOLD TRAILS ROAD SERVICE AREA NO. 28 ANNUAL ROAD MAINTENANCE.
- cc. AM NO. 12-104: AWARD OF PROPOSAL NO. 12-086 TO PND ENGINEERS, INC., IN THE CONTRACT AMOUNT NOT TO EXCEED \$130,340 FOR BRIDGE SELECTION REPORT AND REPAIRS.

Assemblymember Colligan requested that both he and Assemblymember Arvin be added as co-sponsors to Resolution Serial Nos. 12-070 and 12-072.

There was no objection noted.

Ms. McKechnie read the above legislation into the record.

MOTION: Assemblymember Salmon moved to adopt the consent agenda as read into the record by the Clerk.

MOTION: Assemblymember Colver moved to divide the question to take AM No. 12-103 separately.

VOTE: The motion passed with Assemblymembers Arvin and Salmon opposed.

MOTION: First Segment. Assemblymember Salmon moved to adopt the consent agenda as read into the record by the Clerk with the exception of AM No. 12-103.

VOTE: The first segment passed without objection.

bb. AM NO. 12-103: AWARD OF BID NO. 12-178 TO TEW'S INC., IN THE ANNUAL AMOUNT NOT TO EXCEED \$501,221 FOR BIG LAKE ROAD SERVICE AREA NO. 21 ANNUAL ROAD MAINTENANCE.

MOTION: Second Segment. Assemblymember Salmon moved to adopt AM No. 12-103.

MOTION: Assemblymember Colver moved a primary amendment to AM No. 12-103 by awarding the Big Lake Road Service Area No. 21 annual road maintenance to Northern Asphalt in the amount of \$506,314.

Assemblymember Colver:

- stated that RSA contracts are performance based contracts;
- noted that in March 2012, the Borough terminated its road service area contract (RSA No. 31) with Tew's Inc. due to non compliance;
- spoke to documented non-compliance, which includes evidence of snow pack on roads, bus routes not timely plowed, and equipment not mobilized during snow storms; and
- opined that based on the record is it not in the best interest of the public or the Borough to award Bid No. 12-178 to Tew's Inc.; and
- stated that the bid should be awarded to Northern Asphalt.

Assemblymember Keogh:

- noted that in the previous years, Tew's Inc. held three different RSA contracts within Assembly District 1;
- opined that the quality of service performed by Tews's Inc. varied greatly among the contracts;
- added that many complaints were received in the South Cololy RSA;
- further added that some complaints were well founded and others not, and
- stated that because the Purchasing Officer recommends Tew's Inc. as the lowest responsive bidder, he will not object to the award of contract.

MOTION: Assemblymember Colligan moved to postpone AM No. 12-103 to a time certain of July 17, 2012.

Assemblymember Arvin noted his opposition to the postponement.

Assemblymember Salmon expressed his opposition to the postponement based on telephone calls, letters, and public testimony in support of Tew's Inc.

VOTE: The motion failed with Assemblymember Colligan in favor.

Assemblymember Halter noted that the Big Lake RSA Board of Supervisors wrote a letter to the Assembly expressing strong objection to awarding the maintenance contract to the apparent low bidder based on documented performance issues.

Mr. Spiropoulos recommended that the Assembly follow the recommendation of the Purchasing Office and adopt AM No. 12-103, in accordance with Borough code.

Discussion ensued regarding:

- the record snowfall last year;
- the impact of the snow fall on road maintenance contracts; and
- provisions of Borough code governing contracts.

VOTE: The primary amendment failed with Assemblymembers Colver and Halter in favor.

VOTE: Second Segment. The second segment passed with Assemblymembers Colligan, Colver, and Halter opposed.

- i. Resolution Serial No. 12-075: A RESOLUTION AMENDING THE SCOPE OF WORK FOR PROJECT NO. 45128, MOTORIZED MASTER PLAN FOR THE JIM CREEK PARCEL. *(Sponsored by Assemblymember Keogh)*
- (1) IM No. 12-147

MOTION: Assemblymember Woods moved to adopt Resolution Serial No. 12-075.

Mr. Phillips provided a staff report.

Assemblymember Keogh:

- noted that at the last regular meeting, the Assembly voted to change the title of the scope of work from the “Master Plan for the Jim Creek Parcel” to the “Motorized Master Plan for the Jim Creek Parcel” in an effort to plan for motorized access and use of the parcel;
- opined that changing the name and scope of work was unnecessary and ill advised because of the inevitable controversy the name change would cause; and
- added that in the interest of fairness and to clearly express that the plan represents all user groups, the name should be changed back to what it was or a title that clearly reflects no group is excluded.

Discussion ensued regarding:

- the intent of the amendment to change the name; and
- if the intent was not to exclude any user group.

MOTION: Assemblymember Woods moved a primary amendment to strike the 5th and the 6th “Whereas” clauses.

Assemblymember Arvin:

- opined that the Assembly’s intent was very clear when it amended the legislation on June 5;

- added that it was the intent of the Assembly that the plan be looked at from a motorized access view point, while considering multi-use and non-motorized access;
- further added that three “Whereas” clauses within the legislation clearly state what the Assembly expects the plan to look like when it comes back for approval; and
- affirmed his intent to accommodate non-motorized trails within the area.

VOTE: The primary amendment failed with Assemblymember Woods in favor.

VOTE: The main motion failed with Assemblymember Woods and Keogh in favor.

Mayor DeVilbiss noted for the record that he and the Assembly support non-motorized uses in the plan.

Assemblymember Colligan stated for the record that in the area there are non-motorized designated lots 17 North, 02 East, Section 35, Lots A22 (125 acres) and A23 (58 acres) that are designated non-motorized, which should be considered in the balance of the plan as non-motorized use.

- a. Resolution Serial No. 12-067: A RESOLUTION RECOMMENDING THE KNIK ARM BRIDGE AND TOLL AUTHORITY INCLUDE RAILROAD AND UTILITY CORRIDORS ALONG THE KNIK ARM BRIDGE ROUTE.
(Sponsored by Assemblymember Salmon)

(1) IM No. 12-126

MOTION: Assemblymember Salmon moved to adopt Resolution Serial No. 12-067.

VOTE: The motion passed without objection.

- b. Resolution Serial No. 12-069: A RESOLUTION SUPPORTING THE CONSTRUCTION OF THE KNIK ARM BRIDGE. *(Sponsored by Assemblymember Arvin)*

(1) IM No. 12-140

MOTION: Assemblymember Keogh moved to adopt Resolution Serial No. 12-069.

Assemblymember Keogh:

- opined that the legislation is redundant and unnecessary as it simply reiterates the Assembly’s support of the project as previously affirmed; and
- reported that he contacted the Alaska Municipal League and the staff conveyed that the organization did not request the legislation.

Mayor DeVilbiss:

- reported that the Mayors of Houston, Palmer, and Wasilla, support the legislation; and
- added the intent is to carry the legislation through AML.

MOTION: Assemblymember Colver called for the question (to stop debate).

VOTE: The motion passed without objection.

VOTE: The main motion passed with Assemblymember Keogh opposed.

- e. Resolution Serial No. 12-071: A RESOLUTION RECOGNIZING THE NAME CHANGE OF THE MOOSE CREEK SOAPSTONE COMMUNITY COUNCIL TO THE BUFFALO MINE/SOAPSTONE COMMUNITY COUNCIL.
(1) IM No. 12-142

MOTION: Assemblymember Woods moved to adopt Resolution Serial No. 12-071.

Assemblymember Keogh:

- noted that the Community Council does have bylaws that accord for the name change; and
- added he was in attendance when the vote was taken to change the name.

VOTE: The motion passed without objection.

MOTION: Assemblymember Salmon moved to extend the meeting past 10 p.m. and not to exceed 11 p.m.

VOTE: The motion passed with Assemblymember Colver and Halter opposed.

- g. Resolution Serial No. 12-073: A RESOLUTION SETTING A POLICY THAT THE ASSEMBLY SHOULD PRE-APPROVE CONCEPTUAL PLANS FOR BOROUGH PUBLIC IMPROVEMENTS WHICH MAY RESULT IN THE LOSS OF FARMLAND.
(Sponsored by Mayor DeVilbiss)
(1) IM No. 12-145

MOTION: Assemblymember Keogh moved to adopt Resolution Serial No. 12-073.

Assemblymember Keogh:

- spoke in support of avoiding areas that are prime farm lands for the construction of public facilities; and
- noted the Borough's Economic Development Plan of 2010 recognizes the importance of agricultural as an economic driver and the need to take care of agriculture land.

Assemblymember Woods:

- spoke in opposition to the legislation;
- noted he does not support further subsidizing an industry that is already subsidized; and
- added that he does not support reducing the ability of private property owners to sell their property at market value because the land happens to be on agricultural land.

Discussion ensued regarding:

- whether the legislation will reduce the ability of private owners to develop or sell their land as they wish; and
- whether the legislation would prevent future governing bodies from purchasing agricultural land if the land was selected as a suitable parcel for a publicly-owned facility.

Mr. Spiropoulos stated the legislation does not prohibit the Assembly from selecting agricultural land for a public purpose.

VOTE: The motion failed with Assemblymembers Keogh and Colver in favor.

- j. Resolution Serial No. 12-076: A RESOLUTION PROVIDING PUBLIC COMMENT ON THE MARCH 12, 2012, JOINT PACIFIC ALASKA RANGE COMPLEX ENVIRONMENTAL IMPACT STATEMENT REGARDING THE EXPANSION OF EXISTING MILITARY OPERATING AREAS WITHIN THE MATANUSKA-SUSITNA BOROUGH BOUNDARIES AND ADJACENT AREA, PARTICULARLY THE FOX 3 MILITARY OPERATING AREA AND THE PAXSON MILITARY OPERATING AREA. *(Sponsored by Assemblymember Keogh)*
(1) IM No. 12-148

MOTION: Assemblymember Keogh moved to adopt Resolution Serial No. 12-076.

Assemblymember Keogh noted that he has received considerable input from the Fish and Wildlife Commission, Talkeetna Community Council, and the Lake Louise Community Non-Profit Organization in support of the legislation.

MOTION: Assemblymember Keogh moved a primary amendment by inserting the following “Be It Further Resolved” clause directly after the “Now, Therefore, Be It Resolved” clause to read as follows: “be it further resolved, that if Alternative E is the selected alternative, an Overflight Avoidance Area be established twenty (20) nautical miles north of and parallel to the southern boundary of Alternative E, with flight altitude minimums of 5,000 feet AGL; and”

VOTE: The primary amendment passed without objection.

VOTE: The main motion as amended passed without objection.

X. NEW BUSINESS

- A. INTRODUCTIONS (For public hearing – 07/17/12, 7 p.m., Borough School District Administration Building)
1. Ordinance Serial No. 12-085: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$15,452.60 ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND REQUESTING A REAPPROPRIATION OF \$1,716.95 FROM THE SUTTON FIRE SERVICE AREA FISCAL YEAR 2013 OPERATING BUDGET, FUND 253, TO PROJECT NO. 20255, FUND 405, FOR FIRE TRAINING AND EQUIPMENT AND PREVENTION ACTIVITIES RELATED TO WILDLAND FIRE.
- a. Resolution Serial No. 12-077: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND MATCHING FUNDS FOR SUTTON FIRE SERVICE AREA, PROJECT NO. 20255, FUND 405.

- (1) IM No. 12-121
2. Ordinance Serial No. 12-086: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$20,000 ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND REQUESTING A REAPPROPRIATION \$2,222 FROM THE BUTTE FIRE SERVICE AREA FISCAL YEAR 2013 OPERATING BUDGET, FUND 251, TO PROJECT NO. 20144, FUND 405, FOR FIRE TRAINING AND EQUIPMENT AND PREVENTION ACTIVITIES RELATED TO WILDLAND FIRE.
- a. Resolution Serial No. 12-078: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND MATCHING FUNDS FOR BUTTE FIRE SERVICE AREA, PROJECT NO. 20144, FUND 405.
- (1) IM No. 12-122
3. Ordinance Serial No. 12-087: AN ORDINANCE ACCEPTING, APPROPRIATING, AND APPROVING THE SCOPE OF WORK AND BUDGET FOR A \$8,511.92 ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND REQUESTING A REAPPROPRIATION OF \$945.76 FROM THE CASWELL LAKES FIRE SERVICE AREA FISCAL YEAR 2013 OPERATING BUDGET, FUND 248, TO PROJECT NO. 20150, FUND 405, FOR FIRE TRAINING AND EQUIPMENT AND PREVENTION ACTIVITIES RELATED TO WILDLAND FIRE.
- a. Resolution Serial No. 12-079: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND MATCHING FUNDS FOR CASWELL LAKES FIRE SERVICE AREA, PROJECT NO. 20150, FUND 405.
- (1) IM No. 12-123
4. Ordinance Serial No. 12-088: AN ORDINANCE ACCEPTING, APPROPRIATING, AND APPROVING THE SCOPE OF WORK AND BUDGET FOR A \$11,873.51 ALASKA STATE DIVISION OF FOREST VOLUNTEER FIRE ASSISTANCE GRANT AND REQUESTING A REAPPROPRIATION OF \$1,319.27 FROM THE WILLOW FIRE SERVICE AREA FISCAL YEAR 2013 OPERATING BUDGET, FUND 258, TO PROJECT NO. 20146, FUND 405, FOR FIRE TRAINING AND EQUIPMENT AND PREVENTION ACTIVITIES RELATED TO WILDLAND FIRE.
- a. Resolution Serial No. 12-080: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND MATCHING FUNDS FOR WILLOW FIRE SERVICE AREA, PROJECT NO. 20146, FUND 405.
- (1) IM No. 12-124
5. Ordinance Serial No. 12-089: AN ORDINANCE PROVIDING FOR THE SALE OF CERTAIN BOROUGH-WIDE REAL PROPERTY ACQUIRED THROUGH TAX FORECLOSURE FOR DELINQUENT REAL PROPERTY TAXES YEARS 1993 AND PRIOR, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006,

2007, 2008, 2009, 2010, 2011, AND 2012 AND NOT NEEDED FOR PUBLIC PURPOSE.

- a. IM No. 12-129
6. Ordinance Serial No. 12-090: AN ORDINANCE ACCEPTING AND APPROPRIATING \$20,000 FROM THE FISHHOOK COMMUNITY COUNCIL TO FUND 430, PROJECT NO. 35187, HATCHER PASS ACCESS ROAD AND TRANSIT FACILITY, REAPPROPRIATING \$28,000 FROM FUND 440, PROJECT NO. 15040, \$100,000 FROM FUND 480, PROJECT NO. 20332, AND \$20,000 FROM FUND 475, PROJECT NO. 20343 TO FUND 430, PROJECT NO. 35187, HATCHER PASS ACCESS ROAD, TRANSIT AND COMMUNITY FACILITY.
 - a. IM No. 12-139
- B. INTRODUCTIONS (For public hearing - 08/07/12 Borough School District Administration Building)
 1. Ordinance Serial No. 12-077: AN ORDINANCE CREATING EAGLE'S BLUFF, BELLA HAVEN & BENCH VIEW NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 465, 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. 12-130
 2. Ordinance Serial No. 12-078: AN ORDINANCE CREATING NORTH CAROUSEL WAY NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 472, 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. 12-131
 3. Ordinance Serial No. 12-079: AN ORDINANCE CREATING SOUTH STARLIGHT LANE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 475, 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. 12-132
 4. Ordinance Serial No. 12-080: AN ORDINANCE CREATING PORTION OF GOLD RUSH ESTATES NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 479, 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. 12-133

5. Ordinance Serial No. 12-081: AN ORDINANCE CREATING SHADOWMERE EST PHASE I NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 481, 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. 12-134

6. Ordinance Serial No. 12-082: AN ORDINANCE CREATING NORTH MEADOW LAKES LOOP NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 485, 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. 12-135

7. Ordinance Serial No. 12-083: AN ORDINANCE CREATING SOUTH ALAN'S DR, WEST DAGG DR, & SOUTH ROLF CIR NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 471, 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. 12-136

8. Ordinance Serial No. 12-084: AN ORDINANCE CREATING PAMELA DR NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 482, 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. 12-137

Ms. McKechnie read the above legislation into the record.

MOTION: Assemblymember Salmon moved to introduce the legislation as read into the record by the Clerk and set the public hearings for July 17, 2012 and August 7, 2012, respectively.

VOTE: The motion passed without objection.

C. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor DeVilbiss requested the following confirmations:

Parks, Recreation, and Trails Advisory Board
George Brown
Midway RSA No. 9
Daniel Tucker
Talkeetna Sewer and Water Service Area No. 36
Karen Schapansky
James Okonek

Mayor DeVilbiss made the following recommendations:

Emergency Medical Services Board, Talkeetna Ambulance Alternate
Jennifer Hales

MOTION: Assemblymember Salmon moved to approve the Mayor's recommendations up for confirmation this evening.

VOTE: The motion passed without objection.

D. OTHER NEW BUSINESS

1. MOTION TO AMEND SOMETHING PREVIOUSLY ADOPTED

- a. Ordinance Serial No. 12-068: AN ORDINANCE REAPPROPRIATING \$40,000 FROM THE LAND AND RESOURCE MANAGEMENT DIVISION FISCAL YEAR 2012 OPERATING BUDGET, FUND 203, TO FUND 480, PROJECT NO. 45128, AND APPROVING THE SCOPE OF WORK AND BUDGET FOR MASTER PLAN FOR THE JIM CREEK PARCEL. *(Adopted May 5, 2012) (Requested by Assemblymember Halter)*
- (1) Resolution Serial No. 12-054: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE MASTER PLAN FOR THE JIM CREEK PARCEL.
- (a) IM No. 12-105

(No motion was made to amend Ordinance Serial No. 12-068.)

E. REFERRALS (For referral to the Planning Commission for 90 days or other date specified by the Assembly)

1. Ordinance Serial No. 12-091: AN ORDINANCE REPEALING MSB 17.73, MULTI-FAMILY DEVELOPMENT DESIGN STANDARDS. *(Sponsored By Assemblymember Salmon)*
- a. IM No. 12-128

MOTION: Assemblymember Salmon moved to refer Ordinance Serial No. 12-091 to the Planning Commission for 90 days.

Assemblymember Salmon:

- spoke to his support of the continued review of existing land use regulations within the Borough; and

- noted multi-family housing is in demand in the Borough.

VOTE: The motion passed without objection.

XI. RECONSIDERATION

(There was no reconsideration presented.)

XII. MAYOR, ASSEMBLY, AND STAFF COMMENTS

Assemblymember Colver

- expressed appreciation for the pace and brevity of meeting; and
- thanked the public for their participation.

Assemblymember Halter expressed concern with the Parks Highway upgrade.

Assemblymember Keogh thanked Borough staff for their responsiveness to flooding issues.

Assemblymember Arvin requested that the Manager take a thorough look at putting the M/V Susitna on the barge dock at Port MacKenzie.

XIII. EXECUTIVE SESSION *(for matters 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; direction may be given to the Attorney or labor negotiator regarding labor negotiations.)*

A. LABOR CONTRACT NEGOTIATIONS WITH THE MATANUSKA-SUSITNA BOROUGH EMPLOYEES ASSOCIATION.

MOTION: Assemblymember Salmon moved to enter executive session for matters 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; direction may be given to the attorney or labor negotiator regarding labor negotiations, in particular to discuss labor contract negotiations with the Matanuska-Susitna Borough Employees Association. Those present during the executive session will be the Mayor, the Members of the Assembly, the Clerk, the Attorney, the Finance Director, the Human Resources Director, and Mr. Thomas M. Daniel of Perkins Coie.

VOTE: The motion passed without objection and the Assembly moved into executive session at 10:25 p.m.

Mayor DeVilbiss asked if there was any objection to exiting the executive session.

There was no objection noted and the Assembly exited the executive session at 10:58 p.m.

XIV. ADJOURNMENT

The regular meeting adjourned at 10:59 p.m.

LARRY DeVILBISS, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

Minutes Approved: 08/07/12