

**I. CALL TO ORDER**

The special meeting of the Matanuska-Susitna Borough Assembly was held on July 2, 2014, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6 p.m. by Mayor Larry DeVilbiss for the purpose of conducting a special meeting

**II. ROLL CALL**

Assembly members present and establishing a quorum were:

Mr. Jim Sykes, Assembly District No. 1 (*attended telephonically*)  
Mr. Matthew Beck, Assembly District No. 2  
Mr. Ronald Arvin, Assembly District No. 3 (*Deputy Mayor*)  
Mr. Steve Colligan, Assembly District No. 4  
Mr. Darcie K. Salmon, Assembly District No. 5  
Mr. Vern Halter, Assembly District No. 7

Assemblymembers absent and excused were:

Mr. Jim Colver, Assembly District No. 6

Staff in attendance were:

Ms. Lonnie R. McKechnie, Borough Clerk  
Mr. Nicholas Spiropoulos, Borough Attorney  
Mr. John Moosey, Borough Manager

**III. APPROVAL OF AGENDA**

Mayor DeVilbiss 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 Ms. Helen Woodings, a member of the audience.

Mayor DeVilbiss queried if there was any objection to having a moment of silence for Mr. John Riggs, Port Commission Chair who passed away recently; and Ms. Breanna Moore, who passed away tragically earlier in the week.

There was no objection noted.

*(The Assembly observed a moment of silence.)*

## V. NEW BUSINESS

### A. CONSENT AGENDA

1. **AM No. 14-074:** Authorizing The Manager To Enter Into An Agreement For Fire Protection Services With The City Of Palmer For The Contract Period Of July 1, 2014, To June 30, 2015, In The Amount Of \$331,053.
2. **AM No. 14-093:** Acceptance Of Late Filed And Retroactive Senior Citizen And Disabled Veteran Exemption Applications.
3. **AM No. 14-100:** Award Of Bid No. 14-153B To Northern Asphalt Construction, Inc., In The Contract Amount Of \$1,333,286 For 2014 Roads Paving.
4. **AM No. 14-101:** Award Of Bid No. 14-163B To ANCOR, Inc. In The Amount Of \$287,560 For Cell 2A Closure Grading Project.
5. **AM No. 14-103:** Award Of Bid No. 15-006B - West Little Su River Road Upgrade Project.
7. **AM No. 14-107:** Authorization To Amend The Utility Agreement With Enstar Natural Gas In An Amount Not To Exceed \$207,420 For Work Associated With The Gas Line Relocation Within The Vine Road Upgrade Project In The Vicinity Of Vine Road And Lucille Creek.
8. **AM No. 14-108:** Approval Of Contract Amendment To DOWL HKM In The Amount Of \$232,701 For The Bogard Road Extension East Project For Phase 2 Design Services From The Intersection Of 49th State Street West To Trunk Road.
9. **Resolution Serial No. 14-056:** A Resolution Approving The Amended Scope Of Work And Budget For Project No. 25046, Central Landfill Scale Replacement To Include Additional Funding From Compactor Unit, Project No. 25040, Truck Bed Sander, Project No. 25048, And Backhoe, Project. No. 25048.
  - a. IM No. 14-129
10. **Resolution Serial No. 14-057:** A Resolution Approving The Financial Responsibility For The M/V Susitna For July, August, And September 2014.
  - a. IM No. 14-143

**MOTION:** Assemblymember Arvin moved to approve the consent agenda as read into the record by the Clerk.

**MOTION:** Assemblymember Arvin moved to divide the question to take up Resolution Serial No. 14-057 separately.

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

MOTION: First segment. Assemblymember Arvin moved to approve the consent agenda as read into the record by the Clerk with the exception of Resolution Serial No. 14-057.

VOTE: The first segment passed without objection.

MOTION: Second segment. Assemblymember Arvin moved to adopt Resolution Serial No. 14-057.

VOTE: The second segment passed with Assemblymember Arvin opposed.

6. **AM No. 14-106:** Authorization To Amend Contract No. 14-119B With QAP In An Amount Not To Exceed \$100,000, Vine Road Upgrade, For Work Associated With Gas Line Relocation And The Culvert Replacement At Vine Road And Lucille Creek.

CONFLICT OF INTEREST: Assemblymember Arvin declared a conflict of interest as QAP is his client.

RULING: Mayor DeVilbiss ruled that Assemblymember Arvin had a conflict and would be recused from voting.

*(Assemblymember Arvin exited the meeting.)*

MOTION: Assemblymember Salmon moved to adopt AM No. 14-106.

VOTE: The motion passed without objection.

*(Assemblymember Arvin re-entered the meeting.)*

B. INTRODUCTIONS (For public hearing – 08/05/14, Assembly Chambers)

1. **Ordinance Serial No. 14-095:** An Ordinance Creating South Big Lake Road And West Susitna Parkway Natural Gas Local Improvement District No. 508, 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. 14-144
2. **Ordinance Serial No. 14-096:** An Ordinance Accepting And Appropriating Additional Funds For Revision No. 1 In The Amount Of \$249,000 For The Replacement Of Up To 17 Culverts As Part Of The Fish Passage Improvements Project, Project No. 30114.
  - a. **Resolution Serial No. 14-058:** A Resolution Amending The Scope Of Work And Budget For Revision No. 1, In The Amount Of \$249,000, For Replacement Of Up To 17 Culverts As Part Of The Fish Passage Improvements Project.
    - (1) IM No. 14-119

3. **Ordinance Serial No. 14-097:** An Ordinance Accepting And Appropriating \$32,550 From The Alaska State Department Of Natural Resources, Division Of Parks And Outdoor Recreation, To Fund 440, Project No. 15015, For The Construction Of 1.2 Miles Of New Trails In The Crevasse Moraine System.
  - a. **Resolution Serial No. 14-059:** A Resolution Approving The Scope Of Work And Budget For The Trails In The Crevasse Moraine System.
    - (1) IM No. 14-146

Ms. McKechnie read the above legislation into the record.

**MOTION:** Assemblymember Arvin moved to introduce the legislation as read into the record by the Clerk and set the public hearings for August 5, 2014.

**VOTE:** The motion passed without objection.

## **VI. AUDIENCE PARTICIPATION**

The following persons spoke to concerns with B & E's gravel extraction permit application and to concerns with them using their property for a monofill: Ms. Natasha Pope, Mr. Kenny Thompson, Ms. Nicolette Anderson, and Ms. Patricia Fisher.

The following person spoke regarding the 4<sup>th</sup> of July celebrations for the city of Wasilla: Mr. Bert Cottle.

## **VII. MAYOR, ASSEMBLY, AND STAFF COMMENTS**

Mr. Spiropoulos:

- stated that at the last regular Assembly meeting the Assembly had adopted a ballot proposition regarding senior and disabled veteran tax exemptions;
- noted that the legislation was amended on the floor;
- stated that he is working to revise the ballot language so that it will accomplish what is intended by the amendment;
- advised state law assumes that a figure for the exemption would be picked and be decided upon by the voters;
- stated that the legislation as currently amended would create a floating exemption that would change every year; and
- noted that it is unusual but that he is trying to make it work and that is why it would need to come back before the body as a motion to amend something previously adopted.

Mr. Moosey advised that Mr. John Riggs memorial service will be July 3, at Wasilla Bible Church.

Assemblymember Sykes:

- expressed his condolences to Mr. Riggs family for their loss;
- noted the public testimony in opposition to the gravel extraction permit application for B & E; and
- opined that there are likely other contractors who could take over the project in order to keep the Machen Road project moving forward.

Assemblymember Colligan:

- thanked Mayor DeVilbiss for observing a moment of Silence for Breanna Moore and John Riggs;
- spoke to his history with Mr. Riggs;
- expressed his sorrow that such a young lady as Ms. Moore passed so tragically;
- wished everyone a happy 4<sup>th</sup> of July; and
- spoke to the B & E gravel extraction permit.

Assemblymember Halter:

- stated that there is a Meadow Lakes Community Council meeting on July 7 regarding the B & E gravel extraction permit application;
- opined that the owners' integrity is called in to question when they did not even have a business license before they began work;
- spoke to concerns with Scarsella Brothers hiring a contractor who did not have the proper permits in place to do the job; and
- spoke in opposition of B & E securing a gravel extraction permit through the administrative process.

Assemblymember Beck:

- expressed his condolences to the Riggs family for their loss;
- thanked the public for their testimony; and
- agreed that other contractors should be considered for the Machen Road project.

Assemblymember Arvin:


- spoke to B & E going through the process to receive a gravel extraction permit;
- expressed his condolences for the Riggs family;
- spoke to his long time acquaintance with Mr. Riggs;
- expressed his condolences for Ms. Moore's family; and
- wished the body happy 4<sup>th</sup> of July.

Mayor DeVilbiss:

- spoke to looking forward to his participation in the Wasilla City 4<sup>th</sup> of July parade; and
- noted that the sunny weather is good for making hay.

**VIII. ADJOURNMENT**

The meeting adjourned at 6:35 p.m.

  
LARRY DeVILBISS, Borough Mayor

ATTEST:

  
LONNIE R. McKECHNIE, CMC, Borough Clerk

Minutes Approved: 08/05/14