

MATANUSKA-SUSITNA BOROUGH

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

BOROUGH MAYOR

Curtis D. Menard

BOROUGH CLERK

Lonnie R. McKechnie, CMC

BOROUGH MANAGER

John Duffy

BOROUGH ATTORNEY

Nicholas Spiropoulos



BOROUGH ASSEMBLY

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

ASSEMBLY AGENDA

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

(Teleconferenced to Talkeetna Elementary School; 13798 E. Veterans Way.)

REGULAR MEETING

6 P.M.

TUESDAY, JULY 15, 2008

- I. CALL TO ORDER
- II. ROLL CALL
- III. APPROVAL OF AGENDA
- IV. PLEDGE OF ALLEGIANCE
- V. MINUTES OF PRECEDING MEETINGS
 - A. Special Assembly Meeting: 06/10/08
 - B. Special Assembly Meeting: 06/17/08
 - C. Special Assembly Meeting: 06/17/08
 - D. Regular Assembly Meeting: 06/17/08
 - E. Special Assembly Meeting: 06/24/08
- VI. REPORTS/CORRESPONDENCE
 - A. AGENCY REPORTS

1. Reports from cities
2. Matanuska-Susitna Borough School District
3. Mat-Su Convention & Visitors Bureau – Ms. Bonnie Quill

B. COMMITTEE REPORTS

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

C. MANAGER COMMENTS

1. State/Federal Legislation

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Board of Equalization Minutes Summary: 2008
 - b. Enhanced 911 Advisory Board: 02/12/08, 04/08/08
 - c. Local Emergency Planning Committee: 03/19/08, 04/16/08
 - d. Local Road Service Area Advisory Board: 04/17/08
 - e. Planning Commission: 04/21/08, 05/05/08, Resolution Nos. 08-06, 08-15, 08-17(AM), 08-18, 08-20
 - f. Platting Board: 05/01/08, 05/15/08, 06/05/08
 - g. Real Property Asset Management Board: 03/19/08, Resolution Nos. 08-02, 08-03
 - h. Trapper Creek RSA No. 30: 02/14/08
2. Community Council Correspondence:
 - a. North Lakes Community Council: 04/29/08

G. INFORMATIONAL MEMORANDUMS

1. IM No. 08-171: NOTIFICATION OF CERTIFICATION OF THE 2008 REAL PROPERTY ASSESSMENT ROLL.
2. IM No. 08-186: AN INFORMATIONAL MEMORANDUM ADVISING OF CONTRACT AWARDS AND AMENDMENTS IN THE AMOUNT OF \$100,000 OR LESS, AND SOLE SOURCE PROCUREMENTS, FOR THE PERIOD OF JUNE 1, 2008, TO JUNE 30, 2008.

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

- A. PERSONS TO BE HEARD (MSB 2.12.081; Three minutes per person.)
(Requires 11 days advance notice and must otherwise be in compliance with the necessary code requirements. If no advance notice is given, persons wishing to speak may do so under the Audience Participation section of the agenda.)
- B. PUBLIC HEARINGS (Three minutes per person.)
1. Ordinance Serial No. 08-098: AN ORDINANCE AMENDING MSB 27.05, DEFINITION OF TERMS; MSB 27.15, PLAT APPROVAL, ABBREVIATED PLAT SUBDIVISIONS AND VACATIONS; MSB 27.20, SUBDIVISION DEVELOPMENT STANDARDS; AND MSB 27.35, SUBDIVISION AGREEMENTS
 - a. IM No. 08-095
 2. Ordinance Serial No. 08-099: AN ORDINANCE AMENDING MSB 17.28, INTERIM MATERIALS DISTRICT, BY REPEALING MSB 17.28.060(A)(5)(b) IN ITS ENTIRETY.
 - a. IM No. 08-152
 3. Ordinance Serial No. 08-100: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$60,000 FROM THE GREATER WILLOW ROAD SERVICE AREA NO. 20 FUND BALANCE, FUND 276, TO THE GREATER WILLOW ROAD SERVICE AREA NO. 20 FISCAL YEAR 2009 OPERATING BUDGET, FUND 276.
 - a. IM No. 08-156
 - b. AM No. 08-059: AWARD OF BID NO. 08-131 TO JA SPAIN & SONS IN THE ANNUAL CONTRACT AMOUNT NOT TO EXCEED \$339,627.20 FOR THE ANNUAL ROAD MAINTENANCE OF GREATER WILLOW ROAD SERVICE AREA NO. 20.
 4. Ordinance Serial No. 08-101: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$80,000 FROM THE GREATER TALKEETNA ROAD SERVICE AREA NO. 29 FUND BALANCE, FUND 283, TO THE GREATER TALKEETNA ROAD SERVICE AREA NO. 29 FISCAL YEAR 2009 OPERATING BUDGET, FUND 283.
 - a. IM No. 08-157
 - b. AM No. 08-061: AWARD OF BID NO. 08-133 TO D & S ROAD SERVICE IN THE ANNUAL AMOUNT NOT TO EXCEED \$317,169 FOR THE ANNUAL ROAD MAINTENANCE OF GREATER TALKEETNA ROAD SERVICE AREA NO. 29.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

D. CONSENT AGENDA

1. RESOLUTIONS

- a. Resolution Serial No. 08-076: A RESOLUTION AMENDING AND RECLASSIFYING THE SCHEDULE OF FEES AUTHORIZED UNDER MSB 27.05.030, FEES; FOR PLAT, VARIANCE, WAIVER, AND VACATION APPLICATIONS, AND FOR APPEALS UNDER TITLE 27.
(1) IM No. 08-145
- b. Resolution Serial No. 08-077: A RESOLUTION AMENDING THE SCOPE OF WORK FOR PROJECT NO. 10145 TO ALLOW FOR LANDSCAPING AT THE MAT-SU VISITORS AND CONVENTION BUREAU.
(1) IM No. 08-155
- c. Resolution Serial No. 08-078: A RESOLUTION AMENDING THE BUDGET FOR PROJECT NO. 35245, POINT MACKENZIE ROAD – BURMA TO PORT DISTRICT UPGRADES.
(1) IM No. 08-164
- d. Resolution Serial No. 08-079: A RESOLUTION ESTABLISHING FEES FOR PARK AND RECREATIONAL FACILITIES, LIBRARIES, AND COMMUNITY ENRICHMENT PROGRAMS.
(1) IM No. 08-169
- e. Resolution Serial No. 08-080: A RESOLUTION REVISING THE FEE SCHEDULE FOR AMBULANCE SERVICES TO INCLUDE A PER TRANSPORT FUEL INCREASE.
(1) IM No. 08-176
- f. Resolution Serial No. 08-081: A RESOLUTION SETTING THE SCOPE OF WORK AND BUDGET FOR FISCAL YEAR 2008 AREAWIDE CAPITAL APPROPRIATIONS FOR THE ALASKA FARMLAND TRUST, PROJECT NO. 20370.
(1) IM No. 08-178

- g. Resolution Serial No. 08-082: A RESOLUTION TO PROVIDE A MORE EFFICIENT OPTION FOR MASS TRANSIT THROUGH THE DEVELOPMENT OF A REGIONAL TRANSIT AUTHORITY. (*Sponsored by: Mayor Menard and Assemblymember Kvalheim*)
 - (1) IM No. 08-181

2. ASSEMBLY MEMORANDUMS

- a. AM No. 08-070: AWARD OF PROPOSAL NO. 08-127 TO ALASKA RIM ENGINEERING IN THE AMOUNT NOT TO EXCEED \$530,000 FOR RIGHT-OF-WAY, SURVEY AND ASSOCIATED ENGINEERING SERVICES.
- b. AM No. 08-074: VACATION OF THE RECORDED EASEMENT, DESCRIBED IN BOOK 82, PAGE 398, TALKEETNA RECORDING DISTRICT, LOCATED WITHIN THE NORTHWEST ¼ NORTHWEST ¼, SECTION 17, TOWNSHIP 24 NORTH, RANGE 4 WEST, SEWARD MERIDIAN.
- c. AM No. 08-075: APPROVAL OF CHANGE ORDER TO DOWL ENGINEERS IN THE AMOUNT OF \$1,303,642 FOR ADDITIONAL WORK ON PHASE TWO OF THE BOGARD ROAD EXTENSION EAST DESIGN SERVICES.
- d. AM No. 08-077: VACATION OF A 60 FOOT RIGHT-OF-WAY EASEMENT, RECORDED DOCUMENT NO. 2007-031956-0, PALMER RECORDING DISTRICT, LOCATED WITHIN THE NORTHEAST ¼ NORTHEAST ¼, SECTION 11, TOWNSHIP 17 NORTH, RANGE 2 EAST, SEWARD MERIDIAN.
- e. AM No. 08-078: AUTHORIZING THE PURCHASE OF TRIM LICENSES FROM TOWER SOFTWARE IN THE AMOUNT OF \$195,000.

VIII. UNFINISHED BUSINESS

IX. NEW BUSINESS

- A. INTRODUCTION (For public hearing - 08/05/08, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 08-102: AN ORDINANCE PROVIDING FOR THE SALE OF CERTAIN BOROUGHWIDE REAL PROPERTY ACQUIRED THROUGH TAX FORECLOSURE FOR DELINQUENT REAL PROPERTY TAXES YEAR 2002 AND PRIOR AND FOR DELINQUENT SPECIAL ASSESSMENTS FOR THE YEAR 2003 AND PRIOR AND NOT NEEDED FOR PUBLIC PURPOSE.
 - a. IM No. 08-167

2. Ordinance Serial No. 08-103: AN ORDINANCE REAPPROPRIATING \$90,714 FROM FUND 440, PROJECT NO. 10009, WILLOW COMMUNITY CENTER, TO FUND 435, PROJECT NO. 10060, WILLOW COMMUNITY CENTER IMPROVEMENTS.
 - a. Resolution Serial No. 08-083: A RESOLUTION AMENDING THE SCOPES OF WORK AND BUDGETS FOR PROJECT NOS. 10060 AND 10009 TO SUPPLEMENT THE FUNDING FOR WILLOW COMMUNITY CENTER IMPROVEMENTS.
 - (1) IM No. 08-154

3. Ordinance Serial No. 08-104: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$104,000 FROM THE BIG LAKE ROAD SERVICE AREA NO. 21 FUND BALANCE, FUND 277, TO THE BIG LAKE ROAD SERVICE AREA NO. 21 FISCAL YEAR 2009 OPERATING BUDGET, FUND 277.
 - a. IM No. 08-161

4. Ordinance Serial No. 08-106: AN ORDINANCE ACCEPTING AND APPROPRIATING \$40,000 FROM THE UNITED STATES FISH AND WILDLIFE SERVICE FOR THE RUSSETT ROAD AREA PROJECT CULVERT REPLACEMENTS, PROJECT NO. 30097, FUND 410.
 - a. Resolution Serial No. 08-084: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE RUSSETT ROAD AREA PROJECT CULVERT REPLACEMENT, PROJECT NO. 30097.
 - (1) IM No. 08-168

5. Ordinance Serial No. 08-107: AN ORDINANCE AMENDING MSB 17.25; TALKEETNA SPECIAL LAND USE DISTRICT, TO INCLUDE THE CHRISTIANSEN LAKE DISTRICT.
 - a. IM No. 08-173

6. Ordinance Serial No. 08-108: AN ORDINANCE AUTHORIZING THE MATANUSKA-SUSITNA BOROUGH TO ISSUE GENERAL OBLIGATION BONDS IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$19,030,000 TO FINANCE THE UPGRADES, MAJOR RENOVATION, AND RENEWAL OF SCHOOL AND RELATED CAPITAL IMPROVEMENTS, AND TO SUBMIT THE QUESTION OF THE ISSUANCE OF SUCH BONDS TO THE QUALIFIED VOTERS OF THE BOROUGH AT THE OCTOBER 7, 2008, BOROUGH ELECTION.
 - a. IM No. 08-174

7. Ordinance Serial No. 08-109: AN ORDINANCE APPROVING THE REQUEST BY THE AGRICULTURAL RIGHTS OWNERS OF THE 1983 FARM UNIT DESCRIBED AS GOVERNMENT LOTS 1, 2, AND THE NORTHEAST ¼, SECTION 36, TOWNSHIP 21 NORTH, RANGE 5 WEST, SEWARD MERIDIAN, TO RELOCATE THE 5 ACRE HOME/HEADQUARTERS SITE, RECLASSIFY AND DIVIDE IT FROM THE FARM UNIT, AND PURCHASE THE DEVELOPMENT RIGHTS FROM THE BOROUGH OF THE 5 ACRE SITE. SAID PROPERTY IS LOCATED WITH THE PALMER RECORDING DISTRICT AND THE WILLOW COMMUNITY COUNCIL AREA (MSB 001274 AND MSB 004967).
 - a. IM No. 08-175

8. Ordinance Serial No. 08-110: AN ORDINANCE ACCEPTING AND APPROPRIATING \$2,500,000 GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, TO FUND 495, PROJECT NO. 95002, POINT MACKENZIE PRISON.
 - a. Resolution Serial No. 08-085: A RESOLUTION APPROVING A SCOPE OF WORK AND BUDGET FOR THE FISCAL YEAR 2008 DESIGNATED LEGISLATIVE GRANT PROJECT FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, PROJECT NO. 95002, POINT MACKENZIE PRISON.
 - (1) IM No. 08-177

9. Ordinance Serial No. 08-111: AN ORDINANCE ESTABLISHING MSB 5.25.144, AND PLACING ON THE BALLOT OF THE OCTOBER 7, 2008, REGULAR ELECTION, THE UNIFICATION OF THE BIG LAKE FIRE SERVICE AREA NO. 33 AND THE MEADOW LAKES FIRE SERVICE AREA NO. 34. (*Sponsored by: Assemblymembers Bettine and Kluberton*)

- a. Resolution Serial No. 08-086: A RESOLUTION FINDING THE INCLUSION OF PROPERTIES IN AND AROUND THE BIG LAKE AND MEADOW LAKES COMMUNITIES INTO A SINGLE, UNIFIED SERVICE AREA NO. 136 SERVES THE PUBLIC INTEREST WITHOUT CIRCULATION OF PETITION AMONG THE RESIDENTS IN SAID AREAS, AS ALLOWED BY MSB. 5.10.015, INITIATION BY THE ASSEMBLY.
 - (1) IM No. 08-179

- 10. Ordinance Serial No. 08-112: AN ORDINANCE AMENDING MSB 2.20.030, DUTIES OF THE MANAGER, TO MAKE MORE SPECIFIC.
 - a. IM No. 08-180

- 11. Ordinance Serial No. 08-113: AN ORDINANCE ACCEPTING AND APPROPRIATING \$258,086 FROM THE ALASKA STATE DEPARTMENT OF HEALTH AND SOCIAL SERVICES, TO FUND 475, PROJECT NO. 20371, HUMAN SERVICES COMMUNITY MATCHING GRANT.
 - a. Resolution Serial No. 08-087: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PARTICIPATION IN THE HUMAN SERVICES COMMUNITY MATCHING GRANT PROGRAM.
 - (1) IM No. 08-182

- 12. Ordinance Serial No. 08-114: AN ORDINANCE ADOPTING MSB 4.46; COMMISSION ON SALARIES AND EMOLUMENTS.

(Sponsored by: Assemblymembers Woods and Wells)

 - a. IM No. 08-183

- 13. Resolution Serial No. 08-088: A RESOLUTION APPROVING AN APPLICATION TO RELOCATE THE DEAD DOG SALOON BEVERAGE DISPENSARY LIQUOR LICENSE TO EVANGELOS RESTAURANT.
 - a. IM No. 08-184

- 14. Ordinance Serial No. 08-115: AN ORDINANCE ADOPTING MSB 3.42, WORKERS' COMPENSATION INSURANCE FUND.
 - a. IM No. 08-185

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

C. OTHER NEW BUSINESS

X. RECONSIDERATION

A. Reconsideration of the Motion to Schedule a Public Hearing for August 5, 2008, on Ordinance Serial Nos. 08-003, 08-004, and 08-003(SUB). *(This motion passed on June 17, 2008) (Reconsideration filed by: Assemblymember Kvalheim)*

1 Ordinance Serial No. 08-003: AN ORDINANCE ADOPTING MSB 17.21, HATCHER PASS SPECIAL LAND USE DISTRICT, AND AMENDING MSB 17.125, DEFINITIONS. *(Main motion pending from: 03/04/08)*

a. Ordinance Serial No. 08-004: AN ORDINANCE PROVIDING POLICIES AND STANDARDS FOR THE HATCHER PASS SPECIAL LAND USE DISTRICT, MSB 17.21.

b. Ordinance Serial No. 08-003(SUB): AN ORDINANCE ADOPTING MSB 17.21, HATCHER PASS SPECIAL LAND USE DISTRICT, AND AMENDING 17.125, DEFINITIONS. *(Ordinance Serial No. 08-003(SUB) is a substitute and a combination for both Ordinance Serial Nos. 08-003 and 08-004.)*

(1) IM No. 08-158

(2) IM No. 08-005

XI. VETO

XII. EXECUTIVE SESSION

XIII. MAYOR AND ASSEMBLY COMMENTS

XIV. ADJOURNMENT