

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on July 15, 2008, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6:05 p.m. by Mayor Curtis D. Menard.

II. ROLL CALL

Assembly members present and establishing a quorum were:

- Ms. Lynne Woods, Assembly District No. 1 (*Deputy Mayor*)
- Mr. Pete Houston, Assembly District No. 2 (arrived at 6:07 p.m.)
- Ms. Mary Kvalheim, Assembly District No. 4
- Ms. Cindy L. Bettine, Assembly District No. 5
- Mr. Robert Wells, Assembly District No. 6 (arrived 6:10 p.m. via teleconference)
- Mr. Tom Kluberton, Assembly District No. 7 (via teleconference)

Assembly member absent and excused was:

- Ms. Michelle Church, District No. 3

Staff in attendance were:

- Ms. Lonnie R. McKechnie, Borough Clerk
- Mr. John Duffy, Borough Manager
- Ms. Marian Romano, Assistant Borough Manager
- Mr. Nicholas Spiropoulos, Borough Attorney
- Ms. Cheryl Marino, Deputy Borough Clerk
- Ms. Tammy Clayton, Finance Director
- Mr. Keith Rountree, Public Works Director
- Mr. Dennis Brodigan, Emergency Services Director
- Ms. Linda Brenner, Community Development Director
- Mr. Mark Mayo, Planning and Land Use Director
- Ms. Patty Sullivan, Public Affairs Director
- Mr. Dave Hanson, Economic Development Director

III. APPROVAL OF AGENDA

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

Mr. Duffy :

- advised that Ordinance Serial Nos. 08-098 and 08-099 need to go back to the Planning Commission for review;
- suggested postponing the ordinances indefinitely after their respective public hearings; and
- stated that Ordinance Serial Nos. 08-003, 08-004, and 08-003(SUB) should be postponed indefinitely so that they may be forwarded to the Planning Commission for further review.

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

IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ms. Marian Romano, Assistant Borough Manager.

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

Mayor Menard inquired if there were any corrections to the special meeting minutes of June 10, 2008, June 17, 2008, June 24, 2008, and the regular meeting minutes of June 17, 2008.

Assemblymember Kvalheim requested clarification be added to the June 10, 2008, special meeting minutes as it relates to Abbey Boulevard and access to South Palmer Elementary School.

[CLERK'S NOTE: The minutes of June 10, 2008, were amended to reflect the requested changes.]

GENERAL CONSENT: The special meeting minutes of June 17, 2008, June 24, 2008, and the regular meeting minutes of June 17, 2008, were approved as presented without objection. The special meeting minutes of June 10, 2008, were approved as amended without objection.

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

(There were no reports provided.)

2. Matanuska-Susitna Borough School District

(There was no report provided.)

3. Mat-Su Convention & Visitors Bureau – Ms. Bonnie Quill

Ms. Bonnie Quill, Director:

- thanked the Assembly for their support during the budget process;

- noted that the overall support for Mat-Su Convention & Visitors Bureau (MSCVB) has increased;
- stated that the number of over-the-boarder travelers has decreased;
- commented on a decrease in RV travelers;
- advised that the bed tax revenue numbers for the second quarter will be available in August;
- stated that in April the bed tax collections had exceeded \$1 million for the first time;
- reported on the unique travel opportunities which are available in Alaska;
- spoke regarding a Tourism Infrastructure Study; and
- stated that MSCVB has applied for a \$147,000 National Scenic Byways grant.

Assemblymember Bettine thanked Ms. Quill for her presentation.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

(There was no report provided.)

2. Assembly Public Relations

(There were no reports provided.)

F. MANAGER COMMENTS

1. State/Federal Legislation

Mr. Duffy:

- stated that the Code Compliance Division staff had been trained on how to measure sound;
- spoke to a meeting between the Alaska Railroad, the Regional Transit Authority, and the Municipality of Anchorage;
- commented on a joint powers agreement between the providers which should be before the Assembly in September;
- provided updates on Susitna Valley High School and Port MacKenzie;
- noted that there was a watershed report provided for the Assembly;
- spoke to a response letter to Mr. Kevin Sorenson regarding the location of the South Palmer Elementary School;
- thanked Ms. Romano for her hard work during her tenure with the Borough;
- advised on the progress of the Management Audit Review; and
- stated that Mr. Brodigan has been working on a strategic plan and a master plan for each fire service area.

Mr. Brodigan provided an overview on the work that has been done in Emergency Services in response to the Management Review Audit.

G. ATTORNEY COMMENTS

Mr. Spiropoulos stated that he will soon be interviewing for the Assistant Attorney position that is open in his office.

H. CLERK COMMENTS

Ms. McKechnie:

- spoke regarding the upcoming meeting schedule;
- reported on the case load of the quasi-judicial boards; and
- noted that Administration had requested a special meeting regarding the Regional Aviation Plan and the Tourism Infrastructure Study.

Assemblymember Bettine requested the special meeting take place on July 29, 2008, at 6 p.m.

There was no objection noted.

I. 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

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

J. 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.

The informational memorandums were presented and no comments were noted.

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

A. PERSONS TO BE HEARD (Three minutes per person.)

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

Mr. Mark Mayo provided a staff report.

Assemblymember Woods queried the public use easement cancellation.

Mr. Mayo stated he would direct staff to forward an answer to that question.

Mayor Menard opened the public hearing.

The following person spoke regarding forwarding Ordinance Serial No. 08-098 to the Planning Commission: Mr. Gary LoRusso.

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

MOTION: Assemblymember Woods moved to adopt Ordinance Serial No. 08-098.

MOTION: Assemblymember Woods moved to postpone Ordinance Serial No. 08-098 indefinitely.

VOTE: The motion passed without objection.

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

Mr. Mayo provided a staff report.

Mayor Menard opened the public hearing.

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

MOTION: Assemblymember Woods moved to adopt Ordinance Serial No. 08-099.

MOTION: Assemblymember Woods moved to postpone Ordinance Serial No. 08-099 indefinitely.

VOTE: The motion passed without objection.

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.

Mr. Rountree provided a staff report.

Mayor Menard opened the public hearing.

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

MOTION: Assemblymember Kluberton moved to adopt Ordinance Serial No. 08-100 and AM No. 08-059.

VOTE: The motion passed without objection.

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.

Mr. Rountree provided a staff report.

Mayor Menard opened the public hearing.

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

MOTION: Assemblymember Kluberton moved to adopt Ordinance Serial No. 08-101 and AM No. 08-061.

Assemblymember Kluberton:

- stated that \$60,000 was needed to make up the contract balance; and
- noted that Public Works had recommended \$20,000 for capital budget reserves.

VOTE: The motion passed without objection.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following person spoke regarding the landfill contract bid and thanked the Assembly for their efforts: Mr. Mokie Tew.

The following person spoke regarding asbestos in the landfill: Mr. Raymond Rossiter.

The following persons spoke, via teleconference, regarding the lot size within the Talkeetna Special Land Use District: Mr. Larry Dearman and Mr. Stuart Rader.

The following person thanked the Assembly for providing funding for the Alaska Farm Lands: Ms. Kathy Wells, Director of Friends of Mat-Su.

The following person spoke regarding room for improvement within the Borough's building codes, specifically to buildings along the Castle Mountain Fault: Mr. Dodd Shay.

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 AREA WIDE 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 NORTH EAST 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.

Ms. McKechnie read the above legislation into the record.

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

VOTE: The motion passed without objection.

VIII. UNFINISHED BUSINESS

(There was no unfinished business presented.)

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

Ms. McKechnie read the above legislation into the record.

MOTION: Assemblymember Woods moved to introduce the legislation as read into the record by the Clerk and set the public hearings for August 5, 2008.

Assemblymember Wells noted a potential conflict with Ordinance Serial No. 08-016.

VOTE: The motion passed without objection.

Assemblymember Bettine requested that letters of support from Boards be provided when monies are moved, along with the corresponding legislation.

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Menard requested the following confirmations:

- Board of Adjustment and Appeals
 - Resignation of Glenn Price
- Board of Ethics
 - Resignation of Jon-Marc Petersen
- Citizens Advisory Committee on the Point Mackenzie Prison
 - Roger "Toby" Riddell
- Enhanced 911 Advisory Board
 - Resignation of John Rhyshek
- Health and Social Services Board
 - Jimmie Rogers
 - Kevin Munson
- Historical Preservation Commission
 - Resignation of Jill Reese
- Parks, Recreation, and Trails Advisory Board
 - Michelle Scott-Weber
- Chase Trail Service Area No. 134
 - Peg Foster

Mayor Menard made the following recommendations:

- Animal Care and Regulation Board
 - John Wood
- Board of Adjustment and Appeals
 - Alvah Buswell
- Board of Ethics
 - Frank Muncy
- Citizens Advisory on the Point Mackenzie Prison
 - Art Scates
 - Greg Bell
- Health and Social Services Board
 - Reba Brady
- Local Emergency Planning Committee
 - Timothy Nixon

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

VOTE: The motion passed without objection.

C. OTHER NEW BUSINESS

X. RECONSIDERATION

- 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

MOTION: Assemblymember Kvalheim moved to reconsider the setting of the public hearing on Ordinance Serial Nos. 08-003, 08-004, and 08-003(SUB).

VOTE: The motion passed without objection.

[CLERK'S NOTE: The motion directly before the Assembly is to set a public hearing date on Ordinance Serial Nos. 08-003, 08-004, and 08-003(SUB) for August 5, 2008.]

Assemblymember Wells asked the Attorney for clarification regarding the difference between postponing the legislation indefinitely and remanding the legislation back to the Planning Commission.

Mr. Spiropoulos:

- noted that the legislation went through many changes; and
- stated that it is the position of the Borough Attorney's Office that it be put before the Planning Commission for further review.

Mr. Duffy:

- stated that sending the legislation back to the Planning Commission would allow for further review; and
- noted that the next time the Assembly reviews the legislation it will be in a better form.

Assemblymember Bettine supported Mr. Duffy's statement.

MOTION: Assemblymember Woods moved to postpone Ordinance Serial Nos. 08-003, 08-004, and 08-003(SUB) indefinitely.

VOTE: The motion passed without objection.

XI. VETO

(There were no vetoes presented.)

XII. EXECUTIVE SESSION

(There was no executive session held.)

XIII. MAYOR AND ASSEMBLY COMMENTS

Assemblymember Kluberton requested that Administration provide an update on mining under the water table at the second meeting in August if the industry had not reported back to the Borough by that time.

Assemblymember Wells noted his pleasure with the technological advancements in the packet and meeting process.

Assemblymember Bettine:

- stated her concerns with the landfill contract;
- spoke to the need of a landfill working group;
- commented on a possible location for a Trapper Creek landfill facility; and
- requested that the Assembly keep abreast of the E-911 funding.

Assemblymember Woods:

- noted that she had attended the Economic Development Conference in Wasilla;
- thanked Ms. Sullivan for her work on the Borough's Annual Report; and
- spoke to Medicaid reimbursements.

Assemblymember Kvalheim:

- noted Ms. Romano's departure from the Borough; and
- stated that Ms. Romano will be missed.

Mayor Menard:

- spoke regarding his meeting with Mr. Trevor Edmund pertaining to gravel;
- thanked Ms. Sullivan for her work on the Borough's Annual Report; and
- noted his appreciation for the new format of the Borough page in the Frontiersman.

Ms. McKechnie

- spoke to the cancellation of the Boy Scouts meeting;
- stated that the Boy Scouts had requested that the meeting be rescheduled for September 2, 2008, at 4 p.m.; and
- noted that the meeting could take place in Talkeetna.

There was no objection noted.

Mr. Duffy:

- spoke to the gravel use at Point MacKenzie; and
- noted the new display cases outside of the Assembly Chambers.

XIV. ADJOURNMENT

The regular meeting adjourned at 8:21 p.m.

/ S /

CURTIS D. MENARD, Borough Mayor

ATTEST:

/ S /

LONNIE R. McKECHNIE, CMC, Borough Clerk

Minutes approved: 08/05/08