

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, AUGUST 5, 2008

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

A. Regular Assembly Meeting: 07/15/08

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities
2. Matanuska-Susitna Borough School District

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. Greater Butte RSA No. 26: 03/13/08, 05/01/08
 - b. Greater Talkeetna RSA Board or Supervisors: 04/10/08, 05/08/08
 - c. Port Commission: 04/21/08
 - d. Transportation Advisory Board: 02/27/08, Resolution Serial Nos. 08-01, 08-02, 08-03, 08-04
2. Community Council Correspondence:
 - a. Lazy Mountain Community Council: 04/10/08, 05/08/08
 - b. Talkeetna Community Council: 03/03/08, 04/07/08, 04/24/08

G. INFORMATIONAL MEMORANDUMS

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. 08-089: AN ORDINANCE AMENDING MSB 15.24.030(B), TO INCLUDE THE REGIONAL AVIATION SYSTEMS PLAN AND AIRPORT LOCATION STUDY.
 - a. IM No. 08-141
2. Ordinance Serial No. 08-075: AN ORDINANCE RELATING TO THE CONSTRUCTION, ADDITIONS, IMPROVEMENTS, BETTERMENTS, REPAIR, RECONSTRUCTION, OR ACQUISITION OF PUBLIC ROADS AND FACILITIES RELATED THERETO IN THE MATANUSKA-SUSITNA BOROUGH, TOGETHER WITH ALL NECESSARY EQUIPMENT AND TRANSPORTATION FACILITIES, AND THE ACQUISITION OF LANDS OR RIGHTS IN LANDS IN

CONNECTION THEREWITH, AND A DEBT OF SAID BOROUGH, AUTHORIZING THE ISSUANCE OF AREAWIDE GENERAL OBLIGATION BONDS OF SAID BOROUGH IN AN AMOUNT NOT TO EXCEED THE SUM OF FIFTEEN MILLION DOLLARS (\$15,000,000) TO FINANCE THE COST, IN WHOLE OR IN PART, OF SUCH PUBLIC ROADS AND APPURTENANCES, AND PROVIDING FOR THE SUBMISSION TO THE VOTERS OF SAID BOROUGH OF A PROPOSITION RATIFYING THE AUTHORIZATION OF SAID BONDS AT THE OCTOBER 7, 2008 REGULAR BOROUGH ELECTION.

a. IM No. 08-147

3. 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

4. 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

5. 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

6. 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
- 7. 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
- 8. 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
- 9. 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
- 10. 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

11. 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
12. 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
13. 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
14. 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

15. 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
16. Ordinance Serial No. 08-115: AN ORDINANCE ADOPTING MSB 3.42, WORKERS' COMPENSATION INSURANCE FUND.
 - a. IM No. 08-185

C. AUDIENCE PARTICIPATION (Three minutes per person.)

D. CONSENT AGENDA

1. RESOLUTIONS

- a. Resolution Serial No. 08-089: A RESOLUTION AMENDING THE BUDGETS FOR PROJECT NOS. 40128, 40133, AND 40164 TO SUPPLEMENT THE CONSTRUCTION OF A CAFETERIA ADDITION TO THE WASILLA MIDDLE SCHOOL.
 - (1) IM No. 08-115
- b. Resolution Serial No. 08-090: A RESOLUTION ADOPTING THE NATIONAL INCIDENT MANAGEMENT SYSTEM AS THE STANDARD IN THE MATANUSKA-SUSITNA BOROUGH FOR INCIDENT MANAGEMENT DURING EMERGENCIES OR DISASTERS.
 - (1) IM No. 08-192
- c. Resolution Serial No. 08-091: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR FISH AND WILDLIFE FISH PASSAGE PROJECT MANAGEMENT, PROJECT NO. 30093.
 - (1) IM No. 08-195
- d. Resolution Serial No. 08-092: A RESOLUTION SUPPORTING THE GOALS AND IDEALS OF THE UNITED STATES CENSUS BUREAU FOR THE 2010 CENSUS.
 - (1) IM No. 08-203

2. ASSEMBLY MEMORANDUMS

- a. AM No. 08-080: AUTHORIZING THE PURCHASE OF SODIUM CHLORIDE FROM BERING MARINE CORPORATION FOR AN AMOUNT NOT TO EXCEED \$191,769, UTILIZING THE STATE OF ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITY CONTRACT NO. 258024-1.
- b. AM No. 08-081: APPROVING A CHANGE ORDER TO VALLEY GENERAL CONSTRUCTION IN THE AMOUNT OF \$18,930 FOR ADDITIONAL EXCAVATION WORK ON KAREN STREET EXTENSION PROJECT, PROJECT NO. 30047.
- c. AM No. 08-082: APPROVING THE REQUEST FOR AN ADDITIONAL PERMANENT FULL TIME ENVIRONMENTAL TECHNICIAN TO ASSIST WITH THE OPERATIONS OF THE HAZARDOUS WASTE FACILITY AND ENVIRONMENTAL PROGRAMS.
- d. AM No. 08-083: AUTHORIZING THE AMENDMENT OF CONTRACT NO. 08-092 WITH ALASKA PLANNING AND ARCHITECTURE FOR AN AMOUNT NOT TO EXCEED \$200,000 FOR PHASE II SERVICES ASSOCIATED WITH THE DEVELOPMENT OF DESIGN-BUILD DOCUMENTS FOR THE POINT MACKENZIE CORRECTIONAL CENTER.
- e. AM No. 08-084: AWARD OF BID NO. 08-142 TO H & W EMERGENCY VEHICLES IN THE AMOUNT OF \$315,643 FOR THE PURCHASE OF A SUTTON RESCUE APPARATUS.
- f. AM No. 08-085: AWARD OF PROPOSAL NO. 09-003 TO RBC CAPITAL MARKETS, MERRILL LYNCH, AND MORGAN STANLEY FOR A SHARED TOTAL ESTIMATED FEE OF \$766,062 FOR UNDERWRITING SERVICES.
- g. AM No. 08-086: AWARD OF PROPOSAL NO. 09-017 TO COLLINS CONSTRUCTION, INC., FOR THE AMOUNT OF \$17,701,214, WITH A CONTRACT AMENDMENT LIMIT OF \$500,000, FOR THE CONSTRUCTION OF SUSITNA VALLEY JUNIOR/SENIOR HIGH SCHOOL.

- h. AM No. 08-087: AWARD OF QUOTE NO. Q09-003 TO E & E CONSTRUCTION IN THE AMOUNT OF \$264,812 FOR THE COMPLETION OF CELL 3, PHASE NO. 1, AT THE CENTRAL LANDFILL.

VIII. UNFINISHED BUSINESS

IX. NEW BUSINESS

A. INTRODUCTION (For public hearing - 08/19/08, 7 p.m., Borough Assembly Chambers)

- 1. Ordinance Serial No. 08-120: AN ORDINANCE AMENDING THE MATANUSKA-SUSITNA BOROUGH SCHOOL DISTRICT'S FISCAL YEAR 2008 OPERATING BUDGET FROM \$223,960,344 TO \$218,630,714.
 - a. IM No. 08-170
- 2. Ordinance Serial No. 08-121: AN ORDINANCE REAPPROPRIATING \$934,374 FROM FUND 410, PROJECT NO. 35245, POINT MACKENZIE ROAD IMPROVEMENTS, TO FUND 430, PROJECT NO. 35187, HATCHER PASS SKI DEVELOPMENT ROAD.
 - a. Resolution Serial No. 08-093: A RESOLUTION APPROVING THE AMENDED BUDGETS FOR PROJECT NO. 35245, POINT MACKENZIE ROAD IMPROVEMENTS AND PROJECT NO. 35035, SELDON ROAD EXTENSION WEST, AMENDING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 35187, HATCHER PASS SKI DEVELOPMENT ROAD, AND AUTHORIZING THE BOROUGH MANAGER TO ENTER INTO A TRANSFER OF RESPONSIBILITY AGREEMENT WITH THE STATE OF ALASKA, DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES FOR THE HATCHER PASS SKI DEVELOPMENT ROAD PROJECT.
 - (1) IM No. 08-191
- 3. Ordinance Serial No. 08-122: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$38,500 COASTAL MANAGEMENT (306 PROGRAM, REQUIRED TASKS) GRANT TO FUND 480, PROJECT NO. 20158, FOR FISCAL YEAR 2009 REQUIRED TASKS.
 - a. Resolution Serial No. 08-094: A RESOLUTION ESTABLISHING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA COASTAL MANAGEMENT (306

PROGRAM, REQUIRED TASKS) GRANT FOR FISCAL YEAR 2009.

(1) IM No. 08-197

4. Ordinance Serial No. 08-123: AN ORDINANCE ACCEPTING AND APPROPRIATING \$20,180 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT FOR THE BOROUGH LOCAL EMERGENCY PLANNING COMMITTEE, FUND 480, PROJECT NO. 20259, FOR FISCAL YEAR 2009 OPERATIONS.

a. Resolution Serial No. 08-095: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT, PROJECT NO. 20259, FUND 480, FOR THE BOROUGH LOCAL EMERGENCY PLANNING COMMITTEE.

(1) IM No. 08-198

5. Ordinance Serial No. 08-124: AN ORDINANCE APPROPRIATING \$120,000 OF INTEREST EARNINGS ON THE 2006 SERIES B, GENERAL OBLIGATION SCHOOL BONDS TO FUND 400, SCHOOL CAPITAL PROJECTS, PROJECT NO. 40162, FOR LEED CERTIFICATION OF SOUTH PALMER ELEMENTARY SCHOOL.

a. IM No. 08-202

6. Ordinance Serial No. 08-125: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$328,956 FROM THE UNRESTRICTED NET ASSETS IN THE SOLID WASTE ENTERPRISE FUND, FUND 510, TO FUND 510, FISCAL YEAR 2009 SOLID WASTE TRANSFER SITES OPERATING BUDGET, TO ALLOW FOR WAGE AND BENEFIT FUNDING FOR FIVE TRANSFER SITE POSITIONS FROM OCTOBER 1, 2008, TO JUNE 30, 2009.

a. IM No. 08-205

7. Ordinance Serial No. 08-126: AN ORDINANCE APPROPRIATING \$120,000 OF INTEREST EARNINGS ON THE 2006 SERIES B, GENERAL OBLIGATION SCHOOL BONDS TO FUND 400, SCHOOL CAPITAL PROJECTS, PROJECT NO. 40164, FOR ASBESTOS ABATEMENT AND ASSOCIATED CONSTRUCTION COSTS FOR THE WASILLA MIDDLE SCHOOL UPGRADE PROJECT.

a. IM No. 08-206

8. Ordinance Serial No. 08-127: AN ORDINANCE APPROPRIATING \$157,674 OF INTEREST EARNINGS ON THE 2006 SERIES B, GENERAL OBLIGATION SCHOOL BONDS TO FUND 400, SCHOOL CAPITAL PROJECTS, PROJECT NO. 40162, FOR THE UPGRADE AND PAVING OF THE ACCESS ROAD TO SOUTH PALMER ELEMENTARY SCHOOL AND THE PARKING AREAS.
 - a. IM No. 08-207

B. INTRODUCTION (For public hearing - 09/16/08, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 08-116: AN ORDINANCE CREATING CHISANA WOODS AREA NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 430, 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. 08-188
2. Ordinance Serial No. 08-117: AN ORDINANCE CREATING BRADLEY LAKE AVENUE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 432, 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. 08-189

C. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

D. OTHER NEW BUSINESS

X. RECONSIDERATION

XI. VETO

XII. EXECUTIVE SESSION

XIII. MAYOR AND ASSEMBLY COMMENTS

XIV. ADJOURNMENT