

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on August 15, 2000, at the Matanuska-Susitna Borough Assembly Chambers, Palmer, Alaska. The meeting was called to order at 6 p.m. by Mayor Darcie K. Salmon.

II. ROLL CALL

Assembly members present and establishing a quorum were:

Mr. Larry DeVilbiss, Assembly District No. 1
Ms. Sara Jansen, Assembly District No. 2
Mr. James Colberg, Assembly District No. 3
Mr. Dan Kelly, Assembly District No. 4
Ms. Jody Simpson, Assembly District No. 5
Mr. Jim Turner, Assembly District No. 6
Mr. Doyle Holmes, Assembly District No. 7 (Deputy Mayor)

Staff in attendance were:

Ms. Sandra Dillon, Borough Clerk
Mr. Michael J. Scott, Borough Manager
Mr. John Duffy, Assistant Manager
Mr. Michael Gatti, Borough Attorney
Ms. Elizabeth Manfred, Borough Deputy Clerk
Mr. Jim Swing, Public Works Director
Ms. Tammy Clayton, Finance Director
Mr. Karl Borglum, Borough Assessor
Ms. Cindy Gilder, Planning Director
Mr. Ron Swanson, Community Development Director
Mr. Kevin Koechlein, Public Safety Director

III. APPROVAL OF AGENDA

Mayor Salmon noted the following changes to the agenda:

- Assemblymember Kelly requested Ordinance Serial No. 00-139 (Natural Resource Depletion Tax) be pulled from introductions.

There was no objection to the agenda as amended.

IV. PLEDGE OF ALLEGIANCE

The pledge of allegiance was led by Assemblymember Turner.

V. MINUTES OF PRECEDING MEETINGS

A. Regular Assembly Meeting: August 1, 2000

MOTION: Assemblymember Simpson moved for approval of the regular assembly meeting minutes of August 1, 2000.

Mr. Gatti requested research regarding his attorney comments on page 4 concerning the proposed Talkeetna incorporation. *[After clerk's research, the statement was corrected to read: "stated that the borough supports the concept of incorporation and recognizes that several serious issues regarding public services still need to be addressed.]*

Assemblymember DeVilbiss requested research regarding his comments on page 15 concerning Clark Wolverine Road. *[After clerk's research, the statement was corrected to read: "remarked that the process of adding Clark Wolverine road on the transfer program has been initiated and thanked the public works director for information concerning this issue."]*

GENERAL CONSENT: The motion passed without objection and the August 1, 2000, minutes were approved pending the clerk's research.

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Report from cities

Palmer Mayor Guinotte:

- spoke to the issue of Department of Transportation requesting Garvey bonds from the legislature to accelerate road construction projects;
- recommended the borough and cities of Wasilla and Palmer request that the state upgrade the Palmer Wasilla highway;
- reported that the state has proposed a four-lane highway renovation on Glen Highway from the Parks Highway turnoff to Palmer;
- announced the paving project near the high school is near completion;
- stated a building permit has been issued for a senior citizen apartment complex; and
- commented that there has been no police activity or traffic problems due to the Burger King opening.

Wasilla Council Member Cottle:

- announced that Mayors Guinotte and Palin are featured on the cover of Alaska business monthly; and
- shared that a building permit has been issued for construction of an office building on Bogard Road.

Mr. Scott remarked that the borough has contacted DOT and requested an interchange plan be developed for Seward Meridian from the Parks Highway and that a four lane road up to Sullivan be accelerated.

2. Matanuska-Susitna Borough School District

(There was no school district representative present.)

3. Architects Alaska: Houston High School Design (AM 00-088)

Mr. Stewart Smith gave a presentation on the design and construction proposed for the Houston High School.

Assemblymember Jansen queried the cost factor concerning the redesign after soil testing results required the building plans be changed.

Mr. Smith:

- responded that Architects Alaska accepted responsibility for the redesign costs associated with the soil testing results;
- remarked that future expansion to the school will be possible;
- stated that the water table is approximately ten to twelve feet under the building site;
- commented that the assembly and public were provided with copies of the new site plans and school design.

B. COMMITTEE REPORTS

(The assembly currently has no committees.)

C. MANAGER COMMENTS

Mr. Scott:

- invited the public to a Port MacKenzie ribbon cutting ceremony September 6, 2000;
- shared information concerning the Wasilla Public Safety building bond sale;
- spoke to a letter from Alaska North Slope LNG Project and their commercial focus plan;
- acknowledged a letter from DOT regarding speed limits on Bogard Road;
- presented estimated totals of trash hauled for Clean-Up 2000;
- commented on the status of Hatcher Pass Road improvements;
- discussed the information provided by Mr. Borglum regarding the projected impact to the borough tax base and the tax cap proposition;
- shared the Alaska State report of offenders incarcerated at the Port MacKenzie Rehabilitation Program;
- stated that Anchorage Water and Wastewater Utility will continue to accept valley septage;
- reported that the borough employees' association has signed a labor contract;

- presented a proposed economic development plan between the Anchorage Economic Development Corporation (AEDC) and the borough for marketing for Anchorage and Mat-Su areas;
- stated that the previous marketing brochures and CD Rom were not the same thing as the present AEDC proposal;
- commented that the borough will be responsible for approximately \$30,000 of the AEDC proposal with some funding to come from contractual areas;
- remarked that RC&D would become a part of the AEDC effort as a review source but did not have the funding available to participate as a contributor;
- spoke to the Port MacKenzie project update;
- shared a memo received from the school district regarding the school bond proposition;
- presented a memo from the school district referencing the tax cap initiative;
- explained the DOT proposal for proving lighting on the Glenn Highway across the Palmer Hay Flats and that DOT will assume responsibility for expenses of lighting after three years;
- commented on recent high wind velocity in the borough;
- acknowledged a community development memo inviting comments to a draft land use plan for the South Goose Bay area;
- noted the draft agenda for AML Legislative Committee meeting in Fairbanks;
- mentioned a thank you note received for road maintenance;
- commented on the preliminary results of the community survey;
- anticipated holding a work session on the community survey results in the near future; and
- proposed a work session at 4 p.m., September 5, to discuss a joint venture agreement regarding Hatcher Pass development. *[rescheduled to September 19, 2000, at 4 p.m.]*

The regular meeting recessed at 6:55 p.m. and reconvened at 7:08 p.m.

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

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

(There were no persons to be heard.)

B. PUBLIC HEARINGS (Three minutes per person.)

1. Ordinance Serial No. 00-117: AN ORDINANCE AMENDING TITLE 8, HEALTH AND WELFARE, BY ADDING CHAPTER 8.55, SPECIAL EVENTS. (08/01/00:Public Hearing continued to 08/15/00) IM No. 00-161 and IM No. 00-189

Mayor Salmon opened the public hearing.

The following spoke in favor of the ordinance as presented: Mr. Marty Quass, Ms. Agnes Quass, Ms. Brenda Layton, Mr. Art Scates, Mr. Michael Shields, Ms. Mary Ann DePriest, Mr. Ron Keller, Alaska State Trooper Don Savage, Mr. Donald Henry, and Ms. Carole Henry.

Mr. Mark Simpson supported Ordinance Serial No. 00-117 with a proposal to require bonded and licensed security personnel.

The following spoke in opposition of the ordinance as presented: Ms. Heather Carlson, Mr. Jay Sipes, and Ms. Serafina Smith.

There being no others wishing to be heard, the public hearing was closed and discussion moved to the assembly.

PREVIOUS MOTION: Assemblymember Colberg moved to postpone action on Ordinance Serial No. 00-117 until August 15, 2000, and reopen public hearing on that date. *[The motion to adopt Ordinance Serial No. 00-117 remains on the floor from the August 1, 2000, regular assembly meeting.]*

MOTION: Assemblymember Holmes moved to amend Ordinance Serial No. 00-117 by substitution.

Assemblymember Jansen stated for the record that she had previously declared a conflict of interest regarding this ordinance and noted that the mayor ruled there was no conflict of interest.

Ms. Dillon explained the procedures for amending an ordinance by substitution. *[See also IM No. 00-189.]*

Mr. Koechlein testified that:

- EMS calls increase when special events occur;
- Trapper Creek and Talkeetna ambulance calls require four to five hours each run;
- public safety is an issue 24 hours a day;
- opportunity to preplan public safety issues is a benefit;
- responses to sports activities are for participant injuries only;
- ordinance allows borough staff to preplan with state agencies for a special event;

Mr. Scott stated the required special events bond provides for borough expenses if an operator fails to comply with the permit.

Ms. Gilder:

- explained the differences between the original ordinance and the substitute ordinance;
- spoke to the time requirement of 24 hours;
- stated the bond requirements are consistent with other areas of the borough code;
- commented the appeal process is simplified;
- remarked that sports events for schools are exempt;
- explained that events not requiring an admission price are unregulated;
- announced that the ordinance does not apply to cities.

Mayor Salmon asked for amendments to the original ordinance. Hearing none, he opened amendments to the substitute ordinance.

Ms. Garley:

- stated that licensed, bonded security officials for special events would be cost prohibitive;
- remarked that the ordinance does not have an exception for events held within a secured area;
- explained that the proposed ordinance is not a land use ordinance;
- commented that public safety officials requested the language referencing motorized events, as participants at such events often require EMS responses; and
- explained that fixed, scheduled facilities are not included in the special events ordinance.

Mr. Gatti:

- restated the definition of “mass outdoor gathering” ;
- spoke to the ordinance promoting the borough’s ability to regulate nuisance type events; and
- revealed that the ordinance is designed to provide for public safety type activity.

Mr. Scott clarified the differences between established areas and special events.

Mr. Gatti stated that a sectional analysis is a tool to ascertain the intent of the assembly in passing an ordinance.

Ms. Garley:

- stated she is unaware of an acceptable noise level being determined for the community for a continued, sustained sound;
- restated that the ordinance intent is to cover a special event that is not recognized as a vested interest or in existence.

Discussion continued on the differences between vested rights, enclosed facilities, and activities not covered.

Mr. Gatti suggested an amendment be made to include a general law that would apply to certain types of facilities that are pre-existing that provide for a mitigation of the impacts that this ordinance is designed to address.

Ms. Clayton related that the cost of the bond required is approximately \$20 per \$1000.

Mr. Scott expressed a concern that the appeals going to BOAA are getting out of their realm of expertise.

Mr. Gatti recommended that the appellant process be assigned to the manager.

Discussion continued regarding the 90-day transition period for this ordinance.

Mr. Scott:

- reiterated that if no admission is charged for the titled event, this ordinance does not apply;

- stated parking charges will be researched as to application of the ordinance.

MOTION: Assemblymember Jansen moved a secondary amendment to Ordinance Serial No. 00-117(SUB) on page 70, item 5, to strike [THE TERM "OPERATOR" IS INTERCHANGEABLE WITH THE TERM "SPONSOR" WITHIN THE DEFINITIONS OF THIS ORDINANCE].

GENERAL CONSENT: The secondary amendment passed without objection.

Ms. Garley stated that each event requires a permit.

MOTION: Assemblymember Holmes moved a secondary amendment to page 75, eighth line, to insert **defend and** making the sentence read: "The operator agrees to hold harmless from all claims and **defend and** indemnify the Borough, its agents, officers and employees from all claims, which arise out of, or in any way are connected with the operator's event."

GENERAL CONSENT: The secondary amendment passed without objection.

MOTION: Assemblymember Holmes moved a secondary amendment to page 76, line 7, to strike the word [WHATEVER] and insert the word **whatsoever**.

GENERAL CONSENT: The secondary amendment passed without objection.

MOTION: Assemblymember Holmes moved a secondary amendment to page 83, to insert the word "operator" in the final sentence to read: "An appeal from the decision of the borough manager may be taken within the time prescribed in the Alaska Rules of Appellate Procedure, part 600, by an **operator** when it is alleged there is an error in any requirement, decision, or determination made by the manager in the implementation, or enforcement of this chapter.

GENERAL CONSENT: The secondary amendment passed without objection.

MOTION: Assemblymember Holmes moved a secondary to page 84, line 11, to strike [PER VIOLATION PER DAY].

GENERAL CONSENT: The secondary amendment passed without objection.

MOTION: Assemblymember Holmes moved a secondary amendment to page 84, line 16 to strike [PER VIOLATION PER DAY].

GENERAL CONSENT: The secondary amendment passed without objection.

The regular meeting recessed at 8:53 p.m. and reconvened at 9:03 p.m.

MOTION: Assemblymember Jansen moved a secondary amendment to page 73, line 6, to strike [24] and insert **48**.

GENERAL CONSENT: The secondary amendment passed without objection.

MOTION: Assemblymember Jansen moved a secondary amendment to page 77, to strike subsection (B) and insert it as a non-code subsection.

GENERAL CONSENT: The secondary amendment passed without objection.

MOTION: Assemblymember Jansen moved a secondary amendment to page 75 to strike MSB 8.55.040(I)(2) concerning the requirements for a bond.

Discussion regarding bond requirements and liability insurance versus a performance bond continued.

MOTION: Assemblymember Holmes moved the previous question.

VOTE: The motion, to stop debate, failed with Assemblymembers Holmes, Colberg, and Simpson in support.

MOTION Assemblymember Jansen moved to postpone the secondary amendment to page 75 to strike paragraph (2) until immediately prior to the vote on the main motion.

VOTE: The motion passed with Assemblymembers Holmes and Colberg opposed.

MOTION: Assemblymember DeVilbiss moved a secondary amendment to page 69, line 9, to strike [500] and insert **1000**.

Discussion continued on the preference and applicability of 500 or 1000 people.

VOTE: The secondary amendment failed with Assemblymembers DeVilbiss and Holmes in favor.

MOTION: Assemblymember Kelly moved a secondary amendment to page 69, line 9, to insert **“however, groups of less than 500 may be found in violation of this ordinance if, in the discretion of the borough manager, the group gathering is considered by the official to be a health, welfare, safety, or public nuisance problem.”**

VOTE: The secondary amendment failed with Assemblymember Kelly in favor.

Assemblymember Kelly requested administration define a motorized event and include the definition in this ordinance.

MOTION: Assemblymember Holmes moved a secondary amendment to page 72 to strike MSB 8.55.040(B)(2).

Mr. Koechlein spoke in opposition to the amendment stating it would increase EMT response times.

VOTE: The secondary amendment failed with Assemblymembers Holmes, DeVilbiss and Turner in favor.

The regular meeting recessed at 9:55 p.m. and reconvened at 10 p.m.

MOTION: Assemblymember Colberg moved to postpone Ordinance Serial No. 00-117(SUB) until 10:35 p.m. to address the other public hearings.

GENERAL CONSENT: The secondary amendment passed without objection.

2. Ordinance Serial No. 00-127: AN ORDINANCE AMENDING MSB 4.40.020-.040, RELATING TO MEMBERSHIP, ORGANIZATION, MEETINGS, AND DUTIES OF THE LIBRARY BOARD. IM No. 00-160

Mayor Salmon opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Holmes moved for adoption of Ordinance Serial No. 00-127.

Mr. Scott:

- stated that Trapper Creek Library service is within the Community Development budget;
- reported that the Trapper Creek Library is scheduled to join the borough dynex system; and
- proposed to analyze and evaluate the Trapper Creek library activities annually.

GENERAL CONSENT: The motion passed without objection.

3. Ordinance Serial No. 00-128: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$5,000 RURAL COMMUNITY FIRE PROTECTION (RCFP) GRANT RECEIVED FROM THE SOUTH-CENTRAL REGION OF THE STATE OF ALASKA DIVISION OF FORESTRY AND REAPPROPRIATING \$5,000 FROM THE TALKEETNA FIRE SERVICE AREA OPERATING BUDGET TO FUND 405, PROJECT 20145.

- a. Resolution Serial No. 00-054: A RESOLUTION ESTABLISHING THE SCOPE OF WORK AND BUDGET FOR THE RURAL COMMUNITY FIRE PROTECTION GRANT, FOR TALKEETNA FIRE SERVICE AREA, PROJECT 20145. IM No. 00-165

Mayor Salmon opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Holmes moved for adoption of Ordinance Serial No. 00-128 and Resolution Serial No. 00-054.

GENERAL CONSENT: The motion passed without objection.

4. Ordinance Serial No. 00-129: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$5,000 RURAL COMMUNITY FIRE PROTECTION (RCFP) GRANT RECEIVED FROM THE SOUTH-CENTRAL REGION OF THE STATE OF ALASKA DIVISION OF FORESTRY AND REAPPROPRIATING \$5,000 FROM THE WILLOW FIRE SERVICE AREA FY01 OPERATING BUDGET TO FUND 405, PROJECT 20146.
 - a. Resolution Serial No. 00-055: A RESOLUTION ESTABLISHING THE SCOPE OF WORK AND BUDGET FOR THE RURAL COMMUNITY FIRE PROTECTION GRANT FOR WILLOW FIRE SERVICE AREA,. PROJECT 20146. IM No. 00-166

Mayor Salmon opened the public hearing. There being no one wishing to be heard the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Holmes moved for adoption of Ordinance Serial No. 00-129 and Resolution Serial No. 00-055.

GENERAL CONSENT: The motion passed without objection.

5. Ordinance Serial No. 00-130: AN ORDINANCE ACCEPTING AND APPROPRIATING \$127,506 FROM THE ALASKA STATE LIBRARY FOR THE CONSTRUCTION OF THE NEW BIG LAKE LIBRARY.
 - a. Resolution Serial 00-056: A RESOLUTION IDENTIFYING THE SCOPE OF WORK AND BUDGET FOR THE CONSTRUCTION OF THE NEW BIG LAKE LIBRARY FUNDED IN PART BY A LIBRARY CONSTRUCTION GRANT FROM THE ALASKA STATE LIBRARY. IM No. 00-167

Mayor Salmon opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Simpson moved for adoption of Ordinance Serial No. 00-130 and Resolution Serial No. 00-056.

GENERAL CONSENT: The motion passed without objection.

6. Ordinance Serial No. 00-131: AN ORDINANCE ACCEPTING AND APPROPRIATING \$15,000 FROM THE ALASKA DIVISION OF EMERGENCY SERVICES (ADES) TO THE BOROUGH LOCAL EMERGENCY PLANNING COMMITTEE (LEPC) FUND 480, PROJECT 20259, FOR FY01 OPERATIONS. IM No. 00-172

Mayor Salmon opened the public hearing. There being no one wishing to be heard the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Holmes moved for adoption of Ordinance Serial No. 00-131.

GENERAL CONSENT: The motion was passed without objection.

7. Ordinance Serial No. 00-132: AN ORDINANCE APPROPRIATING \$40,000 FROM THE ADDITIONAL SOLID WASTE REVENUES RECEIVED IN FISCAL YEAR 2000 TO THE NON-AREAWIDE FISCAL YEAR 2000 OPERATING BUDGET, FOR SOLID WASTE AND HAZARDOUS WASTE OPERATIONS. IM No. 00-173

Mayor Salmon opened the public hearing. There being no one wishing to be heard the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Holmes moved for adoption of Ordinance Serial No. 00-132.

Assemblymember Colberg questioned the current fees assigned to hazardous waste disposal.

Mr. Swing:

- stated that a rate change ordinance is being prepared;
- reported that consultants are designing a new cell for the landfill;
- commented that construction and demolition waste receive a lower fee rate;
- remarked that fee changes are a result of unfunded mandates by DEC; and
- commented that the borough code does not prohibit development of a hazardous waste site private enterprise.

GENERAL CONSENT: The motion passed without objection.

8. Ordinance Serial No. 00-133: AN ORDINANCE ACCEPTING AND APPROPRIATING \$7,200 FROM THE CITY OF HOUSTON FOR ADDITIONAL PAVING OF CHERI LAKE ROAD.
 - a. Resolution Serial No. 00-057: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR ADDITIONAL PAVING OF CHERI LAKE ROAD. IM No. 00-175

Mayor Salmon opened the public hearing. There being no one wishing to be heard the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Holmes moved for adoption of Ordinance Serial No. 00-133 and approval of Resolution Serial No. 00-057.

Mr. Swing reported that the city of Houston has complied with the previous agreement for paving Cheri Lake Road and requested additional paving.

GENERAL CONSENT: The motion passed without objection.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

(There was no audience participation.)

D. ATTORNEY COMMENTS (Continued from page 4)

(The attorney had no comments.)

E. CLERK COMMENTS

Ms. Dillon:

- scheduled a work session on September 5, 2000, at 4 p.m. to discuss the Hatcher Pass joint venture agreement; *[Rescheduled to September 19, 2000]*
- noted that there is no regular assembly meeting for October 3, 2000, due to the borough election and reported a special meeting will be held October 10, 2000, to certify the election;
- spoke to the September 12, 2000, joint assembly/school board meeting;
- asked assembly members attending the AML meetings in Fairbanks to check with clerk's staff regarding travel arrangements; and
- stated current code supplements have been received.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:

- a. Agricultural and Forestry Advisory Board - 07/10/2000
- b. Planning Commission - 07/17/00
- c. Wasilla-Lakes Fire Service Area Board of Supervisors - 04/10/00

2. Community Council Correspondence:

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

G. INFORMATIONAL MEMORANDUMS

(There were no informational memorandums.)

VIII. UNFINISHED BUSINESS

(There was no unfinished business.)

IX. NEW BUSINESS

A. INTRODUCTION (Suggested public hearing - 09/05/00)

1. Ordinance Serial No. 00-140: AN ORDINANCE CREATING DECAMP CIRCLE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 330, 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.
IM No. 00-182
 2. Ordinance Serial No. 00-137: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE INNER SPRINGER NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 287 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.
 - a. Ordinance Serial No. 00-138: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$40,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE INNER SPRINGER NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 287, AND FIXING DETAILS OF SAID BONDS.
IM No. 00-183
 3. Ordinance Serial No. 00-141: AN ORDINANCE ACCEPTING AND APPROPRIATING \$793,282 FROM THE STATE OF ALASKA, DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT, SENATE BILL 192, FOR THE CONSTRUCTION OF THE BIG LAKE LIBRARY.
 - a. Resolution Serial No. 00-058: A RESOLUTION IDENTIFYING THE SCOPE OF WORK AND BUDGET FOR THE CONSTRUCTION OF THE NEW BIG LAKE LIBRARY FUNDED IN PART BY A MUNICIPAL CAPITAL PROJECT MATCHING GRANT FROM THE STATE OF ALASKA. IM No. 00-184
 4. Ordinance Serial No. 00-142: AN ORDINANCE APPROPRIATING \$20,000 FROM THE LAND MANAGEMENT FUND BALANCE, FUND 203, TO TALKEETNA BUS PARKING LOT, CAPITAL PROJECT NO. 35210, FUND 440.
 - a. Resolution Serial No. 00-059: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE TALKEETNA BUS PARKING LOT, FUND 440.
IM No. 00-187
 5. Ordinance Serial No. 00-143: AN ORDINANCE ACCEPTING AND APPROPRIATING GRANT MONIES IN THE AMOUNT OF \$48,900.05 FROM FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FOR THE 1999-2000 WINTER STORM DISASTER.
IM No. 00-188
- B. INTRODUCTION (Suggested public hearing - 10/17/00)
1. Ordinance Serial No. 00-144: AN ORDINANCE CREATING LEATHERLEAF LOOP ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 321, 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.
IM No. 00-179

2. Ordinance Serial No. 00-145: AN ORDINANCE CREATING SPRINGWOOD DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 323, 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.
IM No. 00-180
3. Ordinance Serial No. 00-146: AN ORDINANCE CREATING WALDRON COVE DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 329, 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.
IM No. 00-081

Ms. Dillon read the above legislation into the record.

MOTION: Assemblymember Holmes moved for introduction of the above-referenced legislation and set for public hearing September 5, and October 17, 2000, respectively.

GENERAL CONSENT: The motion for introduction passed without objection.

C. CONSENT AGENDA

(AM Nos. 00-088, 00-090 and 00-092 were pulled from the consent agenda, see pages 14 and 15 for assembly action.

1. RESOLUTIONS
2. ACTION MEMORANDUMS
- c. AM NO. 00-091: APPROVE BURCHELL HIGH SCHOOL SEWER SYSTEM EXTENSION AGREEMENT.

Ms. Dillon read the above-referenced consent agenda item into the record.

MOTION: Assemblymember Holmes moved for approval of the above-referenced consent agenda item.

GENERAL CONSENT: The motion passed without objection.

- a. AM No. 00-088: APPROVE THE DESIGN DEVELOPMENT DOCUMENTS FOR THE HOUSTON HIGH SCHOOL PROJECT.

MOTION: Assemblymember Holmes moved to adopt AM No. 00-088.

Assemblymember Holmes spoke to the water table issue in the Houston High School project site.

GENERAL CONSENT: The motion passed without objection.

- b. AM NO. 00-090: APPROVE CHANGE ORDER TO PRUHS CORPORATION FOR THE 2000 ROADS PAVING PROJECT PHASE I, TO ADD EXTRA WORK IN THE MEADOW LAKES ROAD SERVICE AREA NO. 27.

MOTION: Assemblymember Holmes moved to adopt AM No. 00-090.

GENERAL CONSENT: The motion passed without objection.

- d. AM NO. 00-092: WASILLA PUBLIC SAFETY BUILDING CHANGE ORDER APPROVAL

MOTION: Assemblymember Holmes moved to adopt AM No. 00-092.

Mr. Scott stated the change order amount requested was within the budgeted amount.

GENERAL CONSENT: The motion passed without objection.

D. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

(There were no nominations or appointments.)

E. OTHER NEW BUSINESS

(There was no other new business.)

X. RECONSIDERATION

(There was no reconsideration pending.)

XI. VETO

(There was no veto pending.)

XII. EXECUTIVE SESSION

(There was no executive session.)

B. PUBLIC HEARINGS [Continued from page 9]

1. Ordinance Serial No. 00-117(SUB): AN ORDINANCE AMENDING TITLE 8, HEALTH AND WELFARE, BY ADDING CHAPTER 8.55, SPECIAL EVENTS. IM No. 00-161 and IM No. 00-189

MOTION: Assemblymember Jansen requested to withdraw the secondary amendment to page 75 to strike paragraph (2) concerning the requirements for a bond.

VOTE: The motion to withdraw passed with Assemblymembers Holmes and Colberg opposed.

MOTION: Assemblymember Kelly moved a secondary amendment to page 70 to insert a definition for "motorized event" at item (4) to read "**Motorized event means an event where vehicles powered or propelled by a force other than human or animal muscular power, gravity, or wind, are held for sport, entertainment, display, amusement, or other exhibition.**"

VOTE: The secondary amendment passed with Assemblymember Holmes opposed.

MOTION: Assemblymember Holmes moved a secondary amendment to page 69, line 8, to insert "**that is conducted entirely or partially between the hours of 8 p.m. and 8 a.m.**"

VOTE: The secondary amendment failed with Assemblymember Holmes, DeVilbiss, and Kelly in favor.

MOTION: Assemblymember Holmes moved to postpone Ordinance Serial No. 00-117(SUB) until next meeting with approved amendments prepared and presented.

VOTE: The motion, to postpone, failed with Assemblymember Holmes in favor.

MOTION: Assemblymember DeVilbiss moved a secondary amendment to page 69, line 21, to insert **or open air** permanent structure.

MOTION: Assemblymember Holmes moved to extend the meeting past 11 p.m.

GENERAL CONSENT: The motion, to extend the meeting, passed without objection.

The regular meeting was recessed at 10:55 p.m. and reconvened at 11:01 p.m.

MOTION: Assemblymember Colberg moved to postpone Ordinance Serial No. 00-117(SUB) until September 5, 2000, as unfinished business, and all proposed amendments be required in writing and submitted to administration by 4 p.m., August 18, 2000.

GENERAL CONSENT: The motion, to postpone, passed without objection.

XIII. MAYOR AND ASSEMBLY COMMENTS

Assemblymember Simpson:

- thanked all participants of Clean-up 2000;
- thanked the assembly for approving the Big Lake Library grant; and
- questioned the time line for core water ways to the Port MacKenzie dock.

Assemblymember Turner:

- questioned the projected time line for paving the road to the Motherlode;
- objected to delay in paving the road to Independence Mine; and
- thanked Mr. Borglum for information received concerning the effects of a 2 percent limit.

Assemblymember Holmes:

- suggested that construction dates for gas LIDS be scheduled annually; and
- commented on the development plan for the Goose Bay area as presented in the manager's report.


Assemblymember Colberg thanked the manager and Mr. Swing for their efforts regarding guard rails installed in his district.

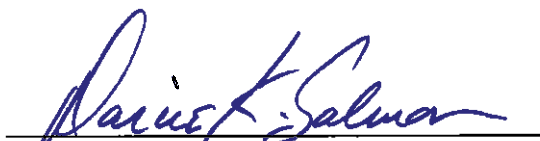
Mayor Salmon thanked the public for input in the public hearings.

XIV. ADJOURNMENT

The regular meeting adjourned at 11:12 p.m.

ATTEST:


SANDRA A. DILLON, Borough Clerk


DARCIE K. SALMON, Borough Mayor

Minutes approved September 5, 2000.