

**I. CALL TO ORDER**

The regular meeting of the Matanuska-Susitna Borough Assembly was held on August 15, 2006, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6 p.m. by Mayor Timothy L. Anderson.

**II. ROLL CALL**

Assembly members present and establishing a quorum were:

Ms. Lynne Woods, Assembly District No. 1  
Mr. Bill Allen, Assembly District No. 2  
Mr. Talis J. Colberg, Assembly District No. 3  
Ms. Mary Kvalheim, Assembly District No. 4  
Ms. Cindy L. Bettine, Assembly District No. 5 (*arrived at 6:05 p.m.*)  
Ms. Betty Vehrs, Assembly District No. 7

Assembly members absent and excused were:

Mr. Jim Colver, Assembly District No. 6 (*Deputy Mayor*)

Staff in attendance were:

Mr. John Duffy, Borough Manager  
Ms. Michelle M. McGehee, CMC, Borough Clerk  
Mr. Nicholas Spiropoulos, Borough Attorney  
Ms. Marian Romano, Assistant Borough Manager  
Ms. Lonnie McKechnie, Executive Assistant to the Borough Clerk  
Ms. Elizabeth Hartley, Comptroller  
Mr. Keith Rountree, Public Works Director  
Mr. Clint Vardeman, Deputy Director of Emergency Services  
Mr. Ron Swanson, Community Development Director  
Mr. Murph O'Brien, Planning Director  
Ms. Chris Drashner, Document Specialist

**III. APPROVAL OF AGENDA**

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

GENERAL CONSENT: The agenda was approved without objection.

Mayor Anderson provided his condolences to the Woods family for the loss of their grandson Shane Woods, in Iraq and requested a moment of silence in honor of Mr. Woods.

#### **IV. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Mr. Darryl Breese of the Frontiersman.

#### **V. MINUTES OF PRECEDING MEETINGS**

##### **A. Regular Assembly Meeting: 07/18/06**

Mayor Anderson inquired if there were any corrections to the regular meeting minutes of July 18, 2006.

GENERAL CONSENT: The minutes were approved as presented 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.)*

##### **B. COMMITTEE REPORTS**

###### **1. Joint Assembly/School Board Committee on School Issues**

Assemblymember Allen advised that the Joint Assembly/School Board Committee on School Issues has not met.

###### **2. Regional Transportation Planning Organization**

Mayor Anderson advised that the Regional Transportation Planning Organization has not met.

###### **3. Assembly Public Relations Committees**

###### **a. Chambers of Commerce *(Assemblymembers Vehrs and Bettine)***

*(There was no report provided.)*

###### **b. School Board *(Assemblymembers Allen and Colver)***

*(There was no report provided.)*

c. Cities (*Assemblymembers Kvalheim, Allen, and Vehrs*)

*(There was no report provided.)*

d. Home Builders and Realtors Associations (*Assemblymembers Colver, Bettine, and Vehrs*)

*(There was no report provided.)*

e. Community Councils (*Mayor Anderson and Manager*)

*(There was no report provided.)*

f. Civic Clubs (*Mayor Anderson and Assemblymember Kvalheim*)

*(There was no report provided.)*

g. Non-Profit Organizations (*Mayor Anderson and Assemblymembers Kvalheim and Vehrs*)

*(There was no report provided.)*

## C. MANAGER COMMENTS

### 1. State/Federal Legislation

Ms. Romano:

- spoke regarding the Planning Department's amendments on Title 16/27;
- spoke regarding the presentation that Stainback Public Private Real Estate will provide regarding the Hatcher Pass agreements between the Borough and JL Properties; and
- advised that Mr. Duffy's bond presentations went very well.

Assemblymember Kvalheim queried the band width on the website so that water quality items could be placed on the Borough's web site.

Ms. Romano:

- spoke regarding hosting sites; and
- advised that the Borough has increased band width.

Assemblymember Vehrs queried if the Borough could stream video on the website.

Ms. Romano:

- advised that there is not enough band width to stream line video on the web; and
- advised that there are nine other priority projects in front of putting video on the web.

#### D. ATTORNEY COMMENTS

Mr. Spiropoulos:

- advised that Judge Cutler ruled in favor of the Borough regarding the tobacco tax litigation; and
- advised that the deadline for appeal on the Judge Cutler's decision is September 11, 2006.

#### E. CLERK COMMENTS

Ms. McGehee:

- spoke regarding the upcoming meeting schedule;
- provided an election update; and
- introduced Ms. Theresa Taranto, the new Administrative Secretary in the Clerk's Office.

#### F. CITIZEN AND OTHER CORRESPONDENCE

##### 1. MSB Board/Committee Minutes:

- a. Knik Road Service Area No. 17 Board of Supervisors: 07/27/06
- b. Local Road Service Area Advisory Board: 05/18/06
- c. Parks, Recreation, and Trails Advisory Board: 05/22/06, Resolution Nos. 06-11(AM), 06-12
- d. Real Property Asset Management Board: 05/10/06, Resolution No. 06-07
- e. South Colony Road Service Area No. 16 Board of Supervisors: 05/10/06, 08/02/06
- f. Talkeetna Flood Control Service Area Board of Supervisors: 05/23/06
- g. Trapper Creek Road Service Area No. 30 Board of Supervisors: 07/25/06
- h. Wasilla-Lakes Fire Service Area Board of Supervisors: 05/08/06

##### 2. Community Council Correspondence:

- a. Sutton Community Council: 05/09/06

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

#### G. INFORMATIONAL MEMORANDUMS

1. IM No. 06-249: AN INFORMATIONAL MEMORANDUM REGARDING THE CAPITAL PROJECTS SUMMARY.

The informational memorandum was presented and no comments were noted.

### VIII. UNFINISHED BUSINESS

*(There was no unfinished business.)*

## IX. NEW BUSINESS

### A. INTRODUCTION (For public hearing - 09/05/06, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 06-167: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$7,500 ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND REQUESTING AN APPROPRIATION OF \$7,500 FROM THE BUTTE FIRE SERVICE AREA FUND BALANCE, FUND 251, TO PROJECT NO. 20144, FUND 405, FOR COMMUNICATION EQUIPMENT AND SUPPLIES.
  - a. Resolution Serial No. 06-113: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND MATCHING FUNDS FOR BUTTE FIRE SERVICE AREA, PROJECT NO. 20144, FUND 405.
    - (1) IM No. 06-234
2. Ordinance Serial No. 06-168: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$7,500 ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT, AND REAPPROPRIATING \$7,500 FROM THE MEADOW LAKES FIRE SERVICE AREA FISCAL YEAR 2007 OPERATING BUDGET, FUND 257, TO PROJECT NO. 20257, FUND 405, TO PURCHASE COMMUNICATION EQUIPMENT AND SUPPLIES.
  - a. Resolution Serial No. 06-114: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT, AND MATCHING FUNDS FOR MEADOW LAKES FIRE SERVICE AREA, PROJECT NO. 20257, FUND 406.
    - (1) IM No. 06-235
3. Ordinance Serial No. 06-169: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$5,412 ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND REQUESTING AN APPROPRIATION OF \$5,412 FROM THE SUTTON FIRE SERVICE AREA FUND BALANCE, FUND 253, TO PROJECT NO. 20255, FUND 405, FOR COMMUNICATION, EQUIPMENT AND SUPPLIES.
  - a. Resolution Serial No. 06-115: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND MATCHING FUNDS FOR SUTTON FIRE SERVICE AREA, PROJECT NO. 20255, FUND 405.
    - (1) IM No. 06-236
4. Ordinance Serial No. 06-170: AN ORDINANCE PROHIBITING POLITICAL FUNDRAISING ON OR BY THE USE OF BOROUGH PROPERTY AND THE USE OF BOROUGH PROPERTY FOR POLITICAL CAMPAIGN PURPOSES.  
*(Sponsored by: Assemblymember Kvalheim)*
  - a. IM No. 06-237

5. Ordinance Serial No. 06-171: AN ORDINANCE ACCEPTING AND APPROPRIATING \$25,000 OF GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT, TO FUND 405, PROJECT NO. 45050, TO PURCHASE A COMMAND VEHICLE AND RELATED EQUIPMENT FOR THE MEADOW LAKES FIRE SERVICE AREA.
  - a. Resolution Serial No. 06-116: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DEPARTMENT GRANT, PROJECT NO. 45050, FUND 405, TO PURCHASE A COMMAND VEHICLE AND RELATED EQUIPMENT FOR THE MEADOW LAKES FIRE SERVICE AREA.
    - (1) IM No. 06-238
6. Ordinance Serial No. 06-172: AN ORDINANCE ACCEPTING AND APPROPRIATING \$43,000 OF GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT, TO FUND 405, PROJECT NO. 45101, TO MAKE MODIFICATIONS TO THE CENTRAL MAT-SU TRAINING COMPLEX.
  - a. Resolution Serial No. 06-117: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT GRANT, PROJECT NO. 45101, FUND 405, TO MAKE MODIFICATIONS TO THE CENTRAL MAT-SU TRAINING COMPLEX.
    - (1) IM No. 06-239
7. Ordinance Serial No. 06-173: AN ORDINANCE ACCEPTING AND APPROPRIATING \$26,000 OF GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT, TO FUND 425, PROJECT NO. 45208, TO PURCHASE A CARDIAC DEFIBRILLATOR FOR THE SUTTON AMBULANCE.
  - a. Resolution Serial No. 06-118: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT GRANT, PROJECT NO. 45208, FUND 425, TO PURCHASE A CARDIAC DEFIBRILLATOR FOR THE SUTTON AMBULANCE.
    - (1) IM No. 06-240
8. Ordinance Serial No. 06-174: AN ORDINANCE ACCEPTING AND APPROPRIATING \$290,000 OF GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT, TO FUND 405, PROJECT NO. 45209, TO PURCHASE FIRE APPARATUS FOR THE BIG LAKE FIRE SERVICE AREA.
  - a. Resolution Serial No. 06-119: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT GRANT,

PROJECT NO. 45209, FUND 405, TO PURCHASE FIRE APPARATUS FOR THE BIG LAKE FIRE SERVICE AREA.

- (1) IM No. 06-241
  
9. Ordinance Serial No. 06-175: AN ORDINANCE ACCEPTING AND APPROPRIATING \$25,000 OF GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT, TO FUND 405, PROJECT NO. 45210, TO PURCHASE FIRE SERVICE EQUIPMENT FOR THE TALKEETNA (SUNSHINE) FIRE SERVICE AREA.
  - a. Resolution Serial No. 06-120: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT GRANT, PROJECT NO. 45210, FUND 405, TO PURCHASE FIRE SERVICE EQUIPMENT FOR THE TALKEETNA (SUNSHINE) FIRE SERVICE AREA.
    - (1) IM No. 06-242
  
10. Ordinance Serial No. 06-176: AN ORDINANCE ACCEPTING AND APPROPRIATING \$25,000 OF GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT, TO FUND 405, PROJECT NO. 45211, TO PURCHASE FIRE SERVICE EQUIPMENT FOR THE WILLOW FIRE SERVICE AREA.
  - a. Resolution Serial No. 06-121: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT GRANT, PROJECT NO. 45211, FUND 405, TO PURCHASE FIRE SERVICE EQUIPMENT FOR THE WILLOW FIRE SERVICE AREA.
    - (1) IM No. 06-243
  
11. Ordinance Serial No. 06-177: AN ORDINANCE ACCEPTING AND APPROPRIATING \$5,000 FROM KNIK INDUSTRIES TO FISCAL YEAR 2007, AREAWIDE FUND, FUND 100, CULTURAL RESOURCES OPERATING BUDGET FOR THE PURPOSE OF HIRING AN ARCHAEOLOGICAL SITE SUPERVISOR FOR THE KNIK TOWNSITE ARCHAEOLOGICAL EXCAVATION.
  - a. IM No. 06-244
  
12. Ordinance Serial No. 06-178: AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF \$38,500 FROM THE UNITED STATES FISH AND WILDLIFE SERVICE NATIONAL FISH HABITAT INITIATIVE PROGRAM TO FUND 410, PROJECT NO. 30083, TO SUPPORT THE LOWER ROAD CULVERT PROJECT.
  - a. Resolution Serial No. 06-122: A RESOLUTION APPROVING THE AMENDED BUDGET FOR THE LOWER ROAD CULVERT, PROJECT NO. 30083.
    - (1) IM No. 06-246

13. Ordinance Serial No. 06-179: AN ORDINANCE AMENDING PORTIONS OF MSB 3.08.260, COMPETITIVE SEALED PROPOSALS; NEGOTIATED. *(Sponsored by: Assemblymember Colberg)*
  - a. M No. 06-251
14. Ordinance Serial No. 06-180: AN ORDINANCE AMENDING PORTIONS OF MSB 3.36.020, RENEWAL AND DURATION OF BUSINESS LICENSES AND MSB 3.36.040, FEES FOR BUSINESS LICENSES. *(Sponsored by: Assemblymember Vehrs)*
  - a. IM No. 06-252
15. Ordinance Serial No. 06-181: AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF \$10,000 FROM THE UNITED STATES FISH AND WILDLIFE SERVICE TO FUND 410, PROJECT NO. 30084, TO SUPPORT THE WOLF ROAD AND TAMARACK COVE DRIVE CULVERT REPLACEMENT PROJECT.
  - a. Resolution Serial No. 06-123: A RESOLUTION APPROVING THE AMENDED SCOPE OF WORK AND BUDGET FOR THE WOLF ROAD AND TAMARACK COVE DRIVE CULVERT REPLACEMENT PROJECT, PROJECT NO. 30084.
    - (1) IM No. 06-219

Ms. McGehee read the above legislation into the record.

MOTION: Assemblymember Vehrs moved to introduce the legislation as read into the record by the Clerk and set the public hearings for September 5, 2006.

VOTE: The motion passed without objection.

## B. MAYORAL NOMINATIONS AND APPOINTMENTS

### 1. VACANCY REPORT

Mayor Anderson requested the following confirmations:

- Planning Commission
  - Resignation of Thomas Kluberton
- Platting Board
  - Resignation of John Abshire
- Real Property Asset Management Board
  - Resignation of Craig Seibert

Mayor Anderson made the following recommendations:

- Library Board
  - Linda Henning
- Planning Commission
  - Vern Halter

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

VOTE: The motion passed without objection.

C. OTHER NEW BUSINESS

Assemblymember Colberg, Woods, and Bettine provided reports regarding the Alaska Municipal League's conference they attended in Homer.

Mayor Anderson queried whether there was any objection to holding a work session on September 12, 2006, at 4 p.m., to discuss Borough and Alaska Municipal League Priorities and Strategies.

There was no objection noted.

*(The regular meeting recessed at 6:50 p.m. and reconvened at 7:06 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. 06-130: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE HORSESHOE/BOTTLE LAKE AREA NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 366 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 06-131: AN ORDINANCE APPROVING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$807,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE HORSESHOE/BOTTLE LAKE AREA NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 366, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 06-204

CONFLICT OF INTEREST: Assemblymember Allen stated he had a conflict of interest on Ordinance Serial Nos. 06-130 and 06-131.

RULING: Mayor Anderson ruled that Assemblymember Allen had a conflict of interest and would be recused from voting on the issue.

*(Assemblymember Allen exited the meeting at this time.)*

Ms. Hartley provided a staff report.

Mayor Anderson opened the public hearing.

The following person requested an exemption on one of her properties listed on the assessment roll for the local improvement district, as it is not a buildable lot: Ms. Bernice Schnell.

The following person spoke in support of exempting Ms. Schnell's property from the local improvement district: Ms. Jay Nolfi.

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

MOTION: Assemblymember Bettine moved to adopt Ordinance Serial No. 06-130 and Ordinance Serial No. 06-131.

MOTION: Assemblymember Bettine moved to amend to Ordinance Serial No. 06-131 by striking the interest rate of "7.625" and inserting "7.475" throughout the legislation.

Assemblymember Vehrs:

- spoke to other ways for property owners to have access to gas; and
- stated that it is wrong that a lot that is not buildable should have to pay for the local improvement district.

Discussion ensued regarding local improvement districts.

VOTE: The primary amendment passed without objection.

VOTE: The main motion failed as amended with Assemblymembers Vehrs and Kvalheim opposed and Assemblymembers Colberg, Bettine, and Woods in favor.

Ms. Drashner advised that the gas local improvement district has already been completed.

MOTION: Assemblymember Kvalheim moved to reconsider Ordinance Serial No. 06-130 and Ordinance Serial No. 06-131.

VOTE: The motion to reconsider passed without objection.

VOTE: The main motion as amended passed with Assemblymember Vehrs opposed.

*(Assemblymember Allen reentered the meeting at this time.)*

Assemblymember Bettine requested that Administration look into whether Ms. Schnell's lot is buildable or not.

2. Ordinance Serial No. 06-148: AN ORDINANCE APPROVING A REAPPROPRIATION IN THE AMOUNT OF \$13,765 FROM FUND 480, PROJECT NO. 45057, KNIK PUBLIC SAFETY BUILDING TRAINING TOWER, TO FUND 405, PROJECT NO. 45101, FOR THE GENERAL SITE WORK AND DEVELOPMENT AT THE STATION 62 TRAINING COMPLEX.
  - a. Resolution Serial No. 06-101: A RESOLUTION AMENDING THE BUDGETS FOR PROJECT NO. 10027, COTTONWOOD PUBLIC SAFETY BUILDING, PROJECT NO. 45101, WASILLA-LAKES FSA STATION 62, PROJECT NO. 10159, KNIK-GOOSE BAY PUBLIC SAFETY BUILDING UPGRADES, PROJECT NO. 45149, WASILLA-LAKES FSA STATION 52 IMPROVEMENTS, PROJECT NO. 45150, WASILLA-LAKES FSA STATION 61 REPLACEMENT BAY DOORS, AND PROJECT NO. 45057, KNIK PUBLIC SAFETY BUILDING TRAINING TOWER, AND APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 45101 TO ALLOW FOR GENERAL SITE WORK AND DEVELOPMENT OF THE STATION 62 TRAINING COMPLEX.
    - (1) IM No. 06-144

Mr. Ken Slauson provided a report.

Mayor Anderson 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 Bettine moved to adopt Ordinance Serial No. 06-148 and Resolution Serial No. 06-101.

VOTE: The motion passed without objection.

3. Ordinance Serial No. 06-149: AN ORDINANCE APPROPRIATING \$3,850,000 IN GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF EDUCATION AND EARLY DEVELOPMENT, TO FUND 400, PROJECT NO. 40160, FOR THE SUSITNA VALLEY HIGH SCHOOL ROOF REPLACEMENT.
  - a. Resolution Serial No. 06-102: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE SUSITNA VALLEY HIGH SCHOOL ROOF REPLACEMENT, PROJECT NO. 40160.
    - (1) IM No. 06-221

Mr. Rountree provided a staff report.

Mayor Anderson 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 Vehrs moved to adopt Ordinance Serial No. 06-149 and Resolution Serial No. 06-102.

VOTE: The motion passed without objection.

4. Ordinance Serial No. 06-150: AN ORDINANCE ACCEPTING AND APPROPRIATING \$22,125 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 2007 OPERATIONS.
  - a. Resolution Serial No. 06-103: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT, PROJECT NO. 20259, FUND 480, FOR THE BOROUGH LOCAL EMERGENCY PLANNING COMMITTEE.
    - (1) IM No. 06-222

Mr. Ken Slauson provided a report.

Mayor Anderson opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 06-150 and Resolution Serial No. 06-103: Mr. Ken Slauson.

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

MOTION: Assemblymember Vehrs moved to adopt Ordinance Serial No. 06-150 and Resolution Serial No. 06-103.

VOTE: The motion passed without objection.

5. Ordinance Serial No. 06-151: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$5,000 DONATION, FROM THE COLONY HIGH SCHOOL 2006 SENIOR CLASS, TO FUND 435, PROJECT NO. 10151, TO PURCHASE CAT KENNELS AND OTHER RELATED EQUIPMENT.
  - a. Resolution Serial No. 06-104: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 10151, FUND 435, TO PURCHASE CAT KENNELS AND RELATED EQUIPMENT.
    - (1) IM No. 06-223

Mayor Anderson provided a report.

Mayor Anderson 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 Allen moved to adopt Ordinance Serial No. 06-151 and Resolution Serial No. 06-104.

Assemblymember Allen requested that a letter be done thanking Colony High School for their donation to the Animal Shelter.

VOTE: The motion passed without objection.

6. Ordinance Serial No. 06-152: AN ORDINANCE ACCEPTING AND APPROPRIATING \$6,437,400 FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT FOR THE FISCAL YEAR 2007 DESIGNATED LEGISLATIVE GRANTS FOR VARIOUS ROAD AND FACILITY PROJECTS THROUGHOUT THE BOROUGH.
  - a. Resolution Serial No. 06-105: A RESOLUTION APPROVING A PARTIAL SCOPE OF WORK AND BUDGET FOR THE FISCAL YEAR 2007 DESIGNATED LEGISLATIVE GRANT PROJECTS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT FOR VARIOUS ROAD AND FACILITY PROJECTS THROUGHOUT THE BOROUGH.
    - (1) IM No. 06-225

Mr. Rountree provided a staff report.

Assemblymember Woods:

- spoke regarding the sand storage cost overage; and
- queried whether these funds could be used to subsidize the project.

Mr. Rountree advised that the Borough does have another proposal to rectify the sand storage overage.

Assemblymember Vehrs:

- advised that two of the road services areas in District 7 have already provided input on what projects they want done; and
- queried whether the road service area's requests would be part of the proposal that is brought forward to the Assembly.

Mr. Rountree:

- advised that the Borough wants to incorporate everything that the road service areas have requested in their lists;
- noted that there is a road service area that is now requesting more funding; and
- noted that the Borough is trying to apportion the funding as fairly as possible.

Discussion ensued regarding:

- road service areas receiving less money from the Borough when the road service area was awarded grant funds;
- the tax cap affecting road service area funds; and
- reexamining the way road service areas funds are earmarked.

Mayor Anderson opened the public hearing.

The following person spoke regarding the road improvement lists that are sent to the road service areas: Mr. Jim Norcross, Willow Road Service Area board of Supervisors.

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

MOTION: Assemblymember Vehrs moved to adopt Ordinance Serial No. 06-152 and Resolution Serial No. 06-105.

Assemblymember Vehrs:

- stated that she is glad that the Public Works Department requested the road service areas to provide input;
- spoke to being realistic with scopes of works and projects; and
- requested that the other assembly members be vigilant and work with their road service areas.

Assemblymember Allen:

- spoke to concerns that road service areas are being pitted against each other;
- noted that he believes that the funds should be distributed by need; and
- requested that the “need” component be determined in the evaluation when earmarking the funds.

Discussion ensued regarding the way funds are earmarked for the road service areas.

VOTE: The motion passed without objection.

7. Ordinance Serial No. 06-153: AN ORDINANCE CLASSIFYING NINE BOROUGH-OWNED PARCELS OF LAND FOR SALE OR RETENTION IN THE HOUSTON, BIG LAKE, AND BURMA ROAD AREAS.
  - a. IM No. 06-226

Mr. Swanson provided a staff report.

Assemblymember Woods queried the values placed on the properties.

Mr. Swanson advised that fair market value appraisals will be performed.

Mayor Anderson 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 Bettine moved to adopt Ordinance Serial No. 06-153:

VOTE: The motion passed without objection.

8. Ordinance Serial No. 06-154: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$25,000 GRANT TO FUND 440, PROJECT NO. 15020, FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT FOR THE SOUTH BIG LAKE BOAT LAUNCH IMPROVEMENTS.
  - a. Resolution Serial No. 06-106: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE SOUTH BIG LAKE BOAT LAUNCH IMPROVEMENTS.
    - (1) IM No. 06-228

Mr. Swanson provided a staff report.

Mayor Anderson opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 06-154 and Resolution Serial No. 06-106: Ms. Jay Nolfi.

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

MOTION: Assemblymember Bettine moved to adopt Ordinance Serial No. 06-154 and Resolution Serial No. 06-106.

VOTE: The motion passed without objection.

9. Ordinance Serial No. 06-155: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$50,000 GRANT TO FUND 435, PROJECT NO. 10168, FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT FOR THE SUTTON COMMUNITY FACILITY/LIBRARY PLANNING AND SITE DEVELOPMENT.
  - a. Resolution Serial No. 06-107: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE SUTTON COMMUNITY FACILITY/LIBRARY PLANNING AND SITE DEVELOPMENT.
    - (1) IM No. 06-230

Mr. Swanson provided a staff report.

Mayor Anderson 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. 06-155 and Resolution Serial No. 06-107.

VOTE: The motion passed without objection.

CONFLICT OF INTEREST: Mayor Anderson advised that he has a conflict of interest on Ordinance Serial No. 06-156 and Resolution Serial No. 06-108.  
(Mayor Anderson exited the meeting at this time.)

(Assemblymember Vehrs assumed the duties of the chair.)

10. Ordinance Serial No. 06-156: AN ORDINANCE APPROVING A LESS THAN FAIR MARKET VALUE PURCHASE BY WILLOW AREA SENIORS, INC., OF APPROXIMATELY 20 ACRES OF BOROUGH-OWNED LAND DESCRIBED AS PARCEL 2, WAIVER RESOLUTION 2005-196 PWM, BEING THE EAST ½ NORTHEAST ¼ NORTHWEST ¼, SECTION 12, TOWNSHIP 19 NORTH, RANGE 5 WEST, SEWARD MERIDIAN, ALASKA, FOR THE PUBLIC PURPOSE OF DEVELOPMENT AND OPERATION OF A SENIOR CENTER AND SENIOR HOUSING COMPLEX, LOCATED IN WILLOW AREA COMMUNITY ORGANIZATION AREA (MSB004633).
  - a. Resolution Serial No. 06-108: A RESOLUTION APPROVING THE BEST INTEREST FINDING FOR THE LESS THAN FAIR MARKET VALUE PURCHASE BY WILLOW AREA SENIORS, INC., OF APPROXIMATELY 20 ACRES OF BOROUGH-OWNED LAND DESCRIBED AS PARCEL 2, WAIVER RESOLUTION 2005-196 PWM, BEING THE EAST ½, NORTHEAST ¼ NORTHWEST ¼, SECTION 12, TOWNSHIP 19 NORTH, RANGE 5 WEST, SEWARD MERIDIAN, ALASKA, FOR THE PUBLIC PURPOSE OF DEVELOPMENT AND OPERATION OF A SENIOR CENTER AND SENIOR HOUSING COMPLEX, LOCATED IN THE WILLOW AREA COMMUNITY ORGANIZATION AREA (MSB004633).
    - (1) IM No. 06-231

Mr. Swanson provided a staff report.

Mayor Anderson opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 06-156 and Resolution Serial No. 06-108: Mr. Rich Pralle, Ms. Dee Pralle, Mr. Jim Norcross, Ms. Dorothea Taylor, Ms. Sandra DeLucia, and Mr. Tony DeLucia.

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

MOTION: Assemblymember Bettine moved to adopt Ordinance Serial No. 06-156 and Resolution Serial No. 06-108:

VOTE: The motion passed without objection.

(The regular meeting recessed at 8:27 p.m. and reconvened at 8:36 p.m.)

*(Mayor Anderson returned to the meeting at this time and resumed his duties as Mayor.)*

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following person invited the Assembly to attend the mayoral candidates forum on August 17, 2006, and spoke regarding how funds are dispersed to the road services areas, the need for the Assembly to support the priorities of the Borough rather than the Alaska Municipal League, and against the Borough subsidizing Enstar Natural Gas: Ms. Jay Nolfi.

D. CONSENT AGENDA (AM No. 06-164 was pulled from the consent agenda and addressed separately. *See pp. 18 of 19*)

1. RESOLUTIONS

a. Resolution Serial No. 06-110: A RESOLUTION ESTABLISHING FEES FOR PARK AND RECREATIONAL FACILITIES, LIBRARIES, AND THE COMMUNITY ENRICHMENT PROGRAMS.

(1) IM No. 06-245

b. Resolution Serial No. 06-111: A RESOLUTION ALLOCATING HUMAN SERVICES COMMUNITY MATCHING GRANT FUNDS TO NON-PROFIT HUMAN SERVICE AGENCIES WITHIN THE COMMUNITY AND AUTHORIZING THE MANAGER TO ENTER INTO GRANT AGREEMENTS WITH THE SUB-GRANTEE AGENCIES.

(1) IM No. 06-247

c. Resolution Serial No. 06-112: A RESOLUTION AMENDING THE SCOPE OF WORK FOR THE WOLF ROAD AND TAMARACK COVE DRIVE CULVERT REPLACEMENT PROJECT, PROJECT NO. 30084.

(1) IM No. 06-248

2. ASSEMBLY MEMORANDUMS

a. AM No. 06-163: THE VACATION OF A PORTION OF W. VERA DRIVE PUBLIC USE EASEMENT THAT RUNS THROUGH LOT 7, MORRISON'S SUBDIVISION, LOCATED IN TOWNSHIP 19 NORTH, RANGE 5 WEST, SECTION 23, SEWARD MERIDIAN, ALASKA, LOCATED IN THE WILLOW COMMUNITY COUNCIL AREA.

c. AM No. 06-166: AWARD OF BID NO. 06-183 TO ALUTIIQ MANUFACTURING CONTRACTORS, LLC, IN THE AMOUNT OF \$572,202 FOR THE SU VALLEY PORTABLE CLASSROOM SUPPLY/PURCHASE.

d. AM No. 06-169: AUTHORIZATION TO PURCHASE SODIUM CHLORIDE FROM BERING MARINE CORPORATION FOR THE AMOUNT UP TO \$70,800 FOR WINTER ROAD MAINTENANCE.

Ms. McGehee read the above legislation into the record.

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

VOTE: The motion passed without objection.

b. AM No. 06-164: THE VACATION OF THE 50-FOOT PUBLIC ACCESS EASEMENT LOCATED ALONG THE EAST BOUNDARY OF LOTS 2-5 OF MORRISON'S SUBDIVISION, LOCATED IN TOWNSHIP 19 NORTH, RANGE 5 WEST, SECTION 23, SEWARD MERIDIAN, ALASKA, LOCATED IN THE WILLOW COMMUNITY COUNCIL AREA.

MOTION: Assemblymember Vehrs moved to approve AM No. 06-164.

Ms. McGehee:

- noted that the appeal period to the Board of Adjustment and Appeals on this vacation has not lapsed; and
- stated that if the Assembly approves AM No. 06-164 at this meeting, it is conditional on no appeals being filed on August 15, 2006.

VOTE: The motion passed without objection.

## **X. RECONSIDERATION**

*(There were no reconsiderations presented.)*

## **XI. VETO**

*(There were no vetoes presented.)*

## **XII. EXECUTIVE SESSION**

*(There was no executive session held.)*

## **XIII. MAYOR AND ASSEMBLY COMMENTS**

Assemblymember Woods:

- spoke regarding the Borough's webpage being inadequate for doing business in the Borough; and
- spoke regarding the Alaska Municipal League reviewing the way that property taxes are being assessed.

Assemblymember Bettine:

- spoke regarding the Mid-Valley Senior's Flee Market;
- spoke regarding the Big Lake Chamber of Commerce meeting scheduled for August 16, 2006;
- advised that the School Board will be reviewing the site work for the new Knik Goose Bay Elementary School on August 16, 2006; and
- spoke regarding the traffic pattern at the Knik Goose Bay Elementary School.

Assemblymember Vehrs:

- spoke regarding the Mid-Valley Senior Flee Market; and
- advised that it is Founders Day in Houston on August 19, 2006.

Assemblymember Woods spoke regarding a family in Sutton that lost their home to fire on August, 11, 2006.

Mayor Anderson:

- noted that he is glad to hear that the Knik Goose Bay Elementary School issues are being resolved;
- spoke regarding a memorandum from Mr. Scott Schwald to the School Board regarding the new Knik Goose Bay Elementary School; and
- opined that only Borough-related business should be sent through the Clerk to the other members of the Assembly.

#### **XIV. ADJOURNMENT**

The regular meeting adjourned at 9 p.m.

**/ S /**

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CURTIS D. MENARD, Borough Mayor

ATTEST:

**/ S /**

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MICHELLE M. MCGEHEE, CMC, Borough Clerk

Minutes approved: 10/17/06