

MATANUSKA-SUSITNA BOROUGH

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

BOROUGH MAYOR

Timothy L. Anderson

BOROUGH CLERK

Michelle M. McGehee, CMC

BOROUGH MANAGER

John Duffy

BOROUGH ATTORNEY

Teresa S. Williams



BOROUGH ASSEMBLY

J. Bruce Bush, District 1
Bill Allen, District 2
Talis J. Colberg, District 3
Mary Kvalheim, District 4
Jody Simpson, District 5
Jim Colver, District 6
Betty Vehrs, District 7

ASSEMBLY AGENDA

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

REGULAR MEETING

6 P.M.

TUESDAY, AUGUST 17, 2004

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

A. Special Assembly Meeting: 07/27/04

B. Regular Assembly Meeting: 08/03/04

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities
2. Matanuska-Susitna Borough School District
3. Alaska State Fair – Joe Lawton

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

2. Regional Transportation Planning Organization

C. MANAGER COMMENTS

1. State/Federal Legislation

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Mat-Su Fire Chiefs Association: 05/26/04, 06/23/04, 07/28/04
 - b. Mayor's Blue Ribbon Task Force on Police Powers: 06/16/04
 - c. Planning Commission: 07/12/04, 07/19/04
 - d. Senior Citizen Advisory Board: 07/21/04
2. Community Council Correspondence:
 - a. Trapper Creek Community Council: 07/15/04

G. INFORMATIONAL MEMORANDUMS

1. IM No. 04-229: AN INFORMATIONAL MEMORANDUM REGARDING THE GRANT AGREEMENT WITH THE VALLEY COMMUNITY FOR RECYCLING SOLUTIONS.

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. 04-151: AN ORDINANCE APPROVING AN APPROPRIATION OF \$163,439 FROM THE AREAWIDE FUND BALANCE, FUND 100, TO FUND 410, FOR THE DUST CONTROL PROGRAM.
 - a. IM No. 04-219
2. Ordinance Serial No. 04-152: AN ORDINANCE ADOPTING AN AMENDMENT TO THE MATANUSKA-SUSITNA BOROUGH

RECREATIONAL TRAILS PLAN THAT ADDS TRAILS AND TRAIL SYSTEMS.

a. IM No. 04-220

3. Ordinance Serial No. 04-153: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$4,805.98 ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND REQUESTING AN APPROPRIATION OF \$4,805.98 FROM THE SUTTON FIRE SERVICE AREA FUND BALANCE, FUND 253, TO PROJECT NO. 20255, FUND 405, FOR FIRE, COMMUNICATION, AND PERSONAL PROTECTIVE EQUIPMENT AND SUPPLIES.

a. Resolution Serial No. 04-118: 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. 04-221

4. Ordinance Serial No. 04-154: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$5,000 ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT, AND REAPPROPRIATING \$5,000 FROM THE GREATER PALMER FIRE SERVICE AREA FISCAL YEAR 2005 OPERATING BUDGET, FUND 259, TO PROJECT NO. 20177, FUND 405, FOR PERSONAL FIRE PROTECTIVE EQUIPMENT.

a. Resolution Serial No. 04-119: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT, AND MATCHING FUNDS FOR GREATER PALMER FIRE SERVICE AREA, PROJECT NO. 20177, FUND 405.

(1) IM No. 04-222

5. Ordinance Serial No. 04-155: AN ORDINANCE ACCEPTING AND APPROPRIATING \$19,902 FROM THE ALASKA STATE DEPARTMENT OF NATURAL RESOURCES, DIVISION OF PARKS AND OUTDOOR RECREATION, TO FUND 480, PROJECT NO. 15015, FOR THE PLUMLEY-MAUD TRAIL ENHANCEMENT PROJECT.

a. Resolution Serial No. 04-120: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET

FOR THE PLUMLEY-MAUD TRAIL ENHANCEMENT
PROJECT FUNDED BY THE ALASKA STATE
DEPARTMENT OF NATURAL RESOURCES, DIVISION
OF PARKS AND OUTDOOR RECREATION.

(1) IM No. 04-223

6. Ordinance Serial No. 04-156: AN ORDINANCE AUTHORIZING A REAPPROPRIATION OF \$30,000 FROM THE DOROTHY SWANDA JONES REMODEL PROJECT, FUND 435, TO A RESCUE EQUIPMENT PROJECT, FUND 425, TO PURCHASE RESCUE EQUIPMENT. (*Sponsor: Assemblymember Colver*)
 - a. IM No. 04-228

C. AUDIENCE PARTICIPATION (Three minutes per person.)

VIII. UNFINISHED BUSINESS

- A. Ordinance Serial No. 04-131: AN ORDINANCE APPROVING REGULATIONS FOR THE REAL ESTATE TRANSFER FEE, MSB 3.37.
 1. Resolution Serial No. 04-117: A RESOLUTION AMENDING THE SCHEDULE OF FEES FOR REAL ESTATE TRANSFERS UNDER MSB 3.37, REAL ESTATE TRANSFER FEE. (*Sponsors: Assemblymembers Allen, Colver, and Vehrs*) (*Motion pending 07/20/04*)
 - a. IM No. 04-188
 - b. IM No. 04-224
- B. Resolution Serial No. 04-103: A RESOLUTION APPROVING THE AMENDED SCOPE OF WORK AND BUDGET FOR A PORTION OF THE 2004 SERIES B GENERAL OBLIGATION SCHOOL BOND PROJECTS FOR DISTRICTWIDE REPAIR AND RENOVATION. (*Motion pending 07/20/04*)
 1. IM No. 04-178
- C. Resolution Serial No. 04-114: A RESOLUTION AMENDING THE SCHEDULE FEES AUTHORIZED UNDER MSB 16.05.035, FEES; FOR PLAT, VARIANCE, WAIVER, AND VACATION APPLICATIONS AND FOR APPEALS UNDER TITLE 16. (*Motion pending 08/03/04*)
 1. IM No. 04-184
- D. Resolution Serial No. 04-123: A RESOLUTION ESTABLISHING A CITIZENS BUDGET REVIEW COMMITTEE. (*Sponsor: Assemblymember Allen*) (*Motion pending 08/03/04*)
 1. IM No. 04-218

- E. Resolution Serial No. 04-125: A RESOLUTION ESTABLISHING A POLICY ADDRESSING EMERGENCIES CAUSED BY FLOOD AND EROSION EVENTS IN THE MATANUSKA-SUSITNA BOROUGH.
(Sponsor: Assemblymember Bush) (Motion pending 08/03/04)
1. IM No. 04-232

IX. NEW BUSINESS

- A. INTRODUCTION (For public hearing - 09/07/04, 7 p.m., Borough Assembly Chambers)
1. Ordinance Serial No. 04-158: AN ORDINANCE REAPPROPRIATING \$24,322 FROM THE FY04 PLANNING DEPARTMENT'S OPERATING BUDGET (100-130-133-411-200) TO FUND 480, PROJECT NO. 45124, TO CONTINUE PHASE II OF THE ASSESSMENT AND AUDIT OF THE BOROUGHWIDE RECORDS MANAGEMENT PRACTICES IN THE PLANNING DEPARTMENT.
 - a. Resolution Serial No. 04-127: A RESOLUTION APPROVING THE REVISED SCOPE OF WORK AND BUDGET FOR THE INVENTORY AND PURGE OF RECORDS THAT HAVE MET THE REQUIREMENTS OF THE RETENTION SCHEDULE.
 - (1) IM No. 04-125
 2. Ordinance Serial No. 04-159: AN ORDINANCE RECLASSIFYING BOROUGH-OWNED LAND DESCRIBED AS GOVERNMENT LOT 1, SECTION 8, TOWNSHIP 18 NORTH, RANGE 3 EAST, SEWARD MERIDIAN, ALASKA, LOCATED AT THE NORTHEAST END OF WOLVERINE LAKE, AS PUBLIC RECREATION LANDS.
 - a. IM No. 04-225
 3. Ordinance Serial No. 04-160: AN ORDINANCE AMENDING MSB 23, TO CREATE THE ABILITY TO CONVEY LAND TO OTHER GOVERNMENT ENTITIES TO BE USED FOR PUBLIC PURPOSES AND TO CORRECT A TYPOGRAPHICAL ERROR.
 - a. IM No. 04-234
 4. Ordinance Serial No. 04-161: AN ORDINANCE AMENDING REFERENCES TO "DAYS" WITHIN MSB 15.39, BOARD OF ADJUSTMENT AND APPEALS.

- a. IM No. 04-236
- 5. Ordinance Serial No. 04-162: AN ORDINANCE CLASSIFYING AS INDUSTRIAL LANDS/WATERSHED LANDS AND APPROVING FOR SALE TO MATANUSKA ELECTRIC ASSOCIATION THROUGH THE APPLICATION PROCESS APPROXIMATELY 120 ACRES NEAR HOLLYWOOD ROAD TO EXPAND THE CURRENT GENERATION SITE.
 - a. IM No. 04-238
- 6. Ordinance Serial No. 04-163: AN ORDINANCE CLASSIFYING SIX PARCELS OF BOROUGH-OWNED LAND IN THE TRAPPER LAKE, WILLOW, GOOSE CREEK, AND PALMER AREAS.
 - a. IM No. 04-239
- 7. Ordinance Serial No. 04-164: AN ORDINANCE APPROVING AN APPROPRIATION OF \$15,000 FROM THE CIRCLE VIEW DEBT SERVICE FUND BALANCE, FUND 310, TO THE OPERATING BUDGET FOR CIRCLE VIEW AND STAMPEDE ESTATES FLOOD AND WATER EROSION CONTROL SERVICE AREA, FUND 295, AND CONTRACTUAL SERVICES.
 - a. IM No. 04-240
- 8. Ordinance Serial No. 04-165: AN ORDINANCE ACCEPTING AND APPROPRIATING \$20,000 FROM THE UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT TO FUND 480, PROJECT NO. 20330, MATANUSKA SUSITNA BOROUGH GEOGRAPHICAL INFORMATION SYSTEMS (GIS) PROPERTY WEBSITE PROJECT.
 - a. Resolution Serial No. 04-128: A RESOLUTION APPROVING THE REVISED SCOPE OF WORK AND BUDGET FOR THE MATANUSKA-SUSITNA BOROUGH GEOGRAPHICAL INFORMATION SYSTEMS (GIS) PROPERTY WEBSITE PROJECT, PROJECT NO. 20330 AND AUTHORIZING THE MANAGER TO MODIFY AN ASSISTANCE AGREEMENT WITH THE UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT FOR MANAGEMENT OF THE GRANT.
 - (1) IM No. 04-241

B. INTRODUCTION (For public hearing - 09/21/04, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 04-157: AN ORDINANCE CREATING FAIRVIEW ACRES AND LUPINE LANE ACRES AREA NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 391, 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. 04-233

C. CONSENT AGENDA¹

1. RESOLUTIONS

- a. Resolution Serial No. 04-129: A RESOLUTION AMENDING THE SCHEDULE OF FEES FOR THE PROCESSING AND ISSUANCE OF PERMIT APPLICATIONS WITHIN THE PUBLIC WORKS DEPARTMENT.
 - (1) IM No. 04-180
- b. Resolution Serial No. 04-130: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 25038, CENTRAL LANDFILL EXPANSION, TO ALLOW PAVING THE ACCESS ROAD TO THE NEW LINED CELL AND LITTER FENCING.
 - (1) IM No. 04-235
- c. Resolution Serial No. 04-131: A RESOLUTION PROVIDING FOR THE CONTINUANCE OF THE ANIMAL CARE AND REGULATION BOARD.
 - (1) IM No. 04-237
- d. Resolution Serial No. 04-126: A RESOLUTION SUPPORTING THE ALASKA ATTACHMENT AND BONDING ASSOCIATES' COMMUNITY RESPITE

¹ Resolution Serial No. 04-129 was pulled from the consent agenda and set for public hearing for the September 7, 2004, regular Assembly meeting. AM Nos. 04-159 and 04-160 were pulled from the consent agenda and addressed separately.

PROJECT AND THE PROJECT'S EFFORTS TO SECURE
AN AMERICORPS VISTA VOLUNTEER.

(Sponsor: Assemblymember Kvalheim)

(1) IM No. 04-242

2. ACTION MEMORANDUMS

- a. AM No. 04-150: TO VACATE ANY PUBLIC INTEREST IN THE "POSSIBLE" 33-FOOT WIDE SECTION LINE EASEMENT ALONG THE SOUTH BOUNDARY OF LOT 8, BLOCK 4, COLONIAL PARK, LOCATED WITHIN SECTION 5, TOWNSHIP 17 NORTH, RANGE 1 EAST, SEWARD MERIDIAN, ALASKA, IN THE SOUTH LAKES COMMUNITY COUNCIL AREA.
- b. AM No. 04-151: TO ELIMINATE THE SLOPE EASEMENT ON PROPOSED LOTS 4D TO 4H, BLOCK 12, MIDTOWN ESTATES PHASE I, LOCATED WITHIN SECTION 35, TOWNSHIP 18 NORTH, RANGE 1 EAST, SEWARD MERIDIAN, ALASKA, LOCATED IN THE GATEWAY COMMUNITY COUNCIL AREA.
- c. AM No. 04-158: APPROVAL OF \$53,790 TO FUND STREET LIGHT INSTALLATIONS IN THE FOLLOWING ROAD SERVICE AREAS: MIDWAY ROAD SERVICE AREA NO. 9, SOUTH COLONY ROAD SERVICE AREA NO. 16, KNIK ROAD SERVICE AREA NO. 17, LAZY MOUNTAIN ROAD SERVICE AREA NO. 19, BOGARD ROAD SERVICE AREA NO. 25, AND BUTTE ROAD SERVICE AREA NO. 26.
- d. AM No. 04-159: APPROVAL OF A CHANGE ORDER TO QUALITY ASPHALT PAVING IN THE AMOUNT OF \$160,000 FOR THE 2004 ROADS PAVING PROJECT TO ALLOW PAVING IN WILLOW AND THE ACCESS ROAD TO THE NEW LINED CELL AT THE CENTRAL LANDFILL.
- e. AM No. 04-160: APPROVAL OF A CHANGE ORDER TO QUALITY ASPHALT PAVING IN THE AMOUNT OF \$242,000 FOR THE 2004 ROADS PAVING PROJECT TO ALLOW PAVING OF SHOREWOOD DRIVE AND MISTY

LANE, KINGS RIDGE SUBDIVISION, AND SUN RIDGE
CIRCLE LOCAL IMPROVEMENT DISTRICTS.

- f. AM No. 04-162: AWARD OF BID NO. 05-028 TO NORTHSTAR SAND AND GRAVEL IN THE AMOUNT OF \$21,780 AND TO KNIK SAND AND GRAVEL IN THE AMOUNT OF \$91,670 FOR WINTER SAND AND CHIPS.
- g. AM No. 04-163: AWARD OF BID NO. 05-025 TO DOUBLE A CONSTRUCTION FOR THE AMOUNT OF \$16,785 FOR THE INSTALLATION OF A GUARDRAIL ON BIG LAKE ROAD FOR ROAD SAFETY.

D. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

E. OTHER NEW BUSINESS

X. RECONSIDERATION

XI. VETO

XII. EXECUTIVE SESSION *(matters which by law, municipal charter, or ordinance are required to be confidential; in particular, to discuss security issues for Borough facilities and computers.)*

XIII. MAYOR AND ASSEMBLY COMMENTS

XIV. ADJOURNMENT