

MATANUSKA-SUSITNA BOROUGH

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

BOROUGH MAYOR

Larry DeVilbiss

BOROUGH CLERK

Lonnie R. McKechnie, CMC

BOROUGH MANAGER

John Moosey

BOROUGH ATTORNEY

Nicholas Spiropoulos



BOROUGH ASSEMBLY

Warren Keogh, District 1
Noel Woods, District 2
Ronald Arvin, District 3
Steve Colligan, District 4
Darcie K. Salmon, District 5
Jim Colver, District 6
Vern Halter, District 7

ASSEMBLY AGENDA **ASSEMBLY CHAMBERS** **350 EAST DAHLIA AVENUE, PALMER**

REGULAR MEETING

6 P.M.

TUESDAY, OCTOBER 15, 2013

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

- A. Special Assembly Meeting: 09/05/13
- B. Joint Assembly/School Board Meeting: 09/10/13
- C. Regular Assembly Meeting: 09/17/13

VI. SPECIAL ORDERS OF THE DAY

- A. Invocation By Father Scott Joseph Garrett of Sacred Heart Catholic Church

VII. REPORTS/CORRESPONDENCE

- A. AGENCY REPORTS (MSB 2.12.082; Seven minutes per person.)
 - 1. Reports From Cities
 - 2. Matanuska-Susitna Borough School District
 - 3. Wastewater Septage Advisory Board – Mr. Tom Healy

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee On School Issues
2. Assembly Public Relations

C. MANAGER COMMENTS

1. State/Federal Legislation
2. Strategic Planning Issues
3. Unpaved Low Volume Roads – Ken Walch
4. M/V Susitna – Ferry Discussion And Direction To Manager

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Aviation Advisory Board: 01/10/13, 02/14/13, 04/11/13, Resolution Serial Nos. 13-2, 13-3, 13-4, 13-5, 13-6
 - b. Caswell FSA Board of Supervisors: 04/10/13
 - c. Enhanced 911 Advisory Board: 04/09/13
 - d. Greater Palmer Consolidated FSA Board of Supervisors: 07/16/13
 - e. Library Board: 03/09/13, 04/20/13
 - f. Local Emergency Planning Committee: 07/17/13
 - g. Local Road Service Area Advisory Board: 07/18/13
 - h. Parks, Recreation, and Trails Advisory Board: 06/24/13
 - i. Planning Commission: 06/03/13, 06/17/13, 07/01/13, 07/15/13, Resolution Serial No. 13-25(AM), 13-27, 13-30(AM), 13-31(AM), 13-32(AM)
 - j. Platting Board: 08/01/13
 - k. Port Commission: 06/17/13, Resolution Serial No. 13-004
 - l. Transportation Advisory Board: 06/26/13
 - m. Wastewater and Septage Advisory Board: 06/11/13
2. Community Council Minutes:
 - a. Chickaloon Community Council: 02/13/13, 03/13/13, 04/10/13, 06/12/13
 - b. Lake Louise Community Non-Profit Corporation: 04/27/13

G. INFORMATIONAL MEMORANDUMS

VIII. UNFINISHED BUSINESS

IX. VETO

- A. **AM No. 13-134:** Award Of Bid No. 14-037B To J.A. Spain And Sons, Inc. For The Contract Amount Of \$103,420.60 For Lazy Mountain Road Service Area No. 19 Annual Road Maintenance.
- B. **AM No. 13-135:** Award Of Bid No. 14-038B To J.A. Spain And Sons, Inc. For The Contract Amount Of \$145,046.16 For Alpine Road Service Area No. 31 Annual Road Maintenance.

X. SPECIAL ORDERS

- 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. 13-121:** An Ordinance Accepting And Appropriating \$6,000 From The Alaska State Department Of Education To Fund 480, Project No. 20364, For Continuing Education Grants At The Big Lake, Sutton, Talkeetna, Trapper Creek, And Willow Public Libraries.
 - a. **Resolution Serial No. 13-101:** A Resolution Approving The Scope Of Work And Budget For Continuing Education Grants For The Big Lake, Sutton, Talkeetna, Trapper Creek, And Willow Public Libraries.
 - (1) IM No. 13-205
 - 2. **Ordinance Serial No. 13-122:** An Ordinance Accepting And Appropriating \$5,780,000 For A Portion Of Grant Funds From The Alaska State Department Of Commerce, Community, And Economic Development For The Department Of Emergency Services Fiscal Year 2014 Designated Legislative Grant Projects.
 - a. **Resolution Serial No. 13-102:** A Resolution Approving The Scopes Of Work And Budgets For A Portion Of The Alaska State Department Of Commerce, Community, And Economic Development Grants For The Department Of Emergency Services Projects.
 - (1) IM No. 13-206

3. **Ordinance Serial No. 13-123:** An Ordinance Accepting And Appropriating \$18,783,000 For A Portion Of The Fiscal Year 2014 Designated Legislative Grant Projects From The Alaska State Department Of Commerce, Community, And Economic Development.
 - a. **Resolution Serial No. 13-103:** A Resolution Approving The Scope Of Work And Budget For A Portion Of The Fiscal Year 2014 Designated Legislative Grant Projects From The Alaska State Department Of Commerce, Community, And Economic Development.
 - (1) IM No. 13-207

4. **Ordinance Serial No. 13-124:** An Ordinance Accepting And Appropriating A Grant In An Amount Not To Exceed \$500,000 To Fund 435, Project No. 10170, From The Rasmuson Foundation For The Construction Of The Talkeetna Library And Community Resource Center.
 - a. **Resolution Serial No. 13-104:** A Resolution Approving The Scope Of Work And Amended Budget For The Talkeetna Library And Community Resource Center.
 - (1) IM No. 13-209

5. **Ordinance Serial No. 13-125:** An Ordinance Accepting and Appropriating \$20,000 From The Alaska State Department Of Natural Resources, Office Of History And Archaeology To Fund 480, Project No. 47011, For The Purpose Of Nominating An Archaeological District To The National Register Of Historic Places For The Cottonwood Creek Sites Located On Tribal And State Lands In Partnership With The Knikatu Incorporated And The Knik Tribal Council.
 - a. **Resolution Serial No. 13-105:** A Resolution Approving The Scope Of Work And Budget For Nominating An Archaeological District To The National Register Of Historic Places For The Cottonwood Creek Sites, Located On Tribal And State Lands In Partnership With Knikatu Incorporated And The Knik Tribal Council.
 - (1) IM No. 13-210

6. **Ordinance Serial No. 13-126:** An Ordinance Accepting And Appropriating \$350,000 For A Portion Of Grant Funds From The Alaska State Department Of Commerce, Community, And Economic Development For Willow Fire Service Area Fiscal Year 2014 Designated Legislative Grant Project And Appropriating The Required Matching Funds In The Amount Of \$150,000 From The Willow Fire Service Area Fund Balance, Fund 258, For Project No. 45273, Fund 405.

- a. **Resolution Serial No. 13-106:** A Resolution Approving The Scope Of Work And Budget For A Portion Of The Alaska State Department Of Commerce, Community, And Economic Development Grants For Willow Fire Service Area Project No. 45273, Fund 405.
 - (1) IM No. 13-211

- 7. **Ordinance Serial No. 13-127:** An Ordinance Accepting And Appropriating \$68,171 From The Alaska State Division Of Homeland Security And Emergency Management Grant Program, To Fund 425, Project No. 45158, For Communications Equipment.
 - a. **Resolution Serial No. 13-107:** A Resolution Approving The Amended Budget For The Alaska State Division Of Homeland Security And Emergency Management Grant, Project No. 45158, Fund 425, For Communications Equipment.
 - (1) IM No. 13-215

- 8. **Ordinance Serial No. 13-128:** An Ordinance Amending MSB 17.28.090(A), Adding An Interim Materials District, Known As Seven-Mile Ridge, Located At Block 3, Lots 1 Through 4 Of Seven-Mile Ridge Subdivision, Within Township 16 North, Range 4 West, Section 27, Seward Meridian.
 - a. IM No. 13-216

- 9. **Ordinance Serial No. 13-129:** An Ordinance Changing A Condition Contained In The Interim Material District For Development Of The Susitna Parkway Pit Located Within Township 16 North, Range 4 West, Section 6, On Parcel D-1, Seward Meridian.
 - a. IM No. 13-217

- 10. **Ordinance Serial No. 13-130:** An Ordinance Authorizing Amendment No. 6 Of The Current Lease At Port MacKenzie By And Between The Borough And Alutiiq Manufacturing Contractors, LLC. (MSB002946).
 - a. IM No. 13-218

- 11. **Ordinance Serial No. 13-131:** An Ordinance Annexing Portions Of The Hatcher Pass Government Peak Unit Into The South Colony Road Service Area No. 16 And The Greater Palmer Fire Service Area No. 132, Without The Placement Of The Question On The Ballot And Finding That It Serves The Public Interest.
 - a. **Resolution Serial No. 13-108:** A Resolution Finding The Annexation Of Portions Of The Hatcher Pass Government Peak Unit into the South Colony Road Service Area No. 16 And The Greater Palmer Fire Service Area No. 132 Serves

The Public Interest Without Circulation Of A Petition, As Allowed By MSB 5.10.015, Initiation By The Assembly.
(Sponsored by Assemblymember Colver)

(1) IM No. 13-182

C. AUDIENCE PARTICIPATION (Three Minutes Per Person.)

D. CONSENT AGENDA

1. RESOLUTIONS

a. **Resolution Serial No. 13-109:** A Resolution Amending The Budgets For Project No. 75005, Hatcher Pass Natural Gas Line, Little Susitna Crossing, And Hatcher Pass Real Estate Development Plan, To Supplement The Funding For The Natural Gas Line, Little Susitna Crossing.

(1) IM No. 13-224

b. **Resolution Serial No. 13-110:** A Resolution Approving The Scope Of Work For Project No. 47031, Fund 480, Five-Year Land Disposal And Retention Plan.

(1) IM No. 13-226

c. **Resolution Serial No. 13-111:** A Resolution In Support Of State Funding For The State Designated Aging And Disability Resource Center Serving The Matanuska-Susitna Borough.
(Sponsored by Mayor DeVilbiss)

(1) IM No. 13-228

d. **Resolution Serial No. 13-112:** A Resolution Approving The Financial Responsibility For The M/V Susitna For October, November, And December 2013.

(1) IM No. 13-229

e. **Resolution Serial No. 13-113:** 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 Subgrantee Agencies.

(1) IM No. 13-231

f. **Resolution Serial No. 13-114:** A Resolution Amending The Public Employees' Retirement System Participation Agreement.

(1) IM No. 13-240

- g. **Resolution Serial No. 13-115:** A Resolution Approving The Scope Of Work For A Federal Aviation Administration Grant Application Pertaining To A Regional Aviation System Plan, Phase II And Floatplane Facility Location Study Phase II.
(1) IM No. 13-244
- h. **Resolution Serial No. 13-116:** A Resolution Supporting Funding For The Seward Meridian Parkway Phase II, Four-Lane Project From The Palmer-Wasilla Highway To Seldon Road Acknowledging That The Borough Will Continue To Own And Maintain The Upgraded Highway Upon Completion Of Construction.
(1) IM No. 13-248
- i. **Resolution Serial No. 13-117:** A Resolution Opposing House Bill 77 Which Eliminates The Ability Of A “Person” To Obtain Water Reservations To Protect Salmon Fisheries.
(Sponsored by Assemblymember Keogh)
(1) IM No. 13-250

2. ACTION MEMORANDUMS

- a. **AM No. 13-148:** Request To Eliminate The Road Maintenance Superintendent II Position From Fiscal Year 2014 Budgets And Replace It With Another Road Maintenance Superintendent I Position Within The Fiscal Year 2014 Budgets.
- b. **AM No. 13-150:** Vacation Of The 30-Foot Wide Walkway And Vehicle Access Easement Located Within Proposed Lots B And C, Block 2, Finger Cover 2013, Located In Section 33, Township 18 North, Range 1 East, Seward Meridian.

XI. NEW BUSINESS

A. INTRODUCTIONS (For public hearing – 11/05/13, Assembly Chambers)

- 1. **Ordinance Serial No. 13-133:** An Ordinance Accepting And Appropriating A Fiscal Year 2014 Designated Legislative Grant From The Alaska State Department Of Commerce, Community, And Economic Development In The Amount Of \$2,500,000 To Fund 410, Project No. 30114, For Fisheries And Fish Protection.
 - a. **Resolution Serial No. 13-118:** A Resolution Approving The Scope Of Work And Budget For A Fiscal Year 2014 Designated Legislative Grant In The Amount Of \$2,500,000 From The Alaska State Department Of Commerce,

Community, And Economic Development For Fisheries And Fish Protection, Project No. 30114.

(1) IM No. 13-223

2. **Ordinance Serial No. 13-134:** An Ordinance Accepting A Late Filed And Retroactive Senior Citizen Real Property Tax Exemption Application. *(Sponsored by Assemblymember Keogh)*
 - a. IM No. 13-230

3. **Ordinance Serial No. 13-135:** An Ordinance Appropriating \$12,000 From The Greater Palmer Consolidated Fire Service Area Fund Balance, Fund 259, To Fund 405, Project No. 45215, For The Purchase Of Fire Tanker Auto Fill Equipment.
 - a. **Resolution Serial No. 13-119:** A Resolution Approving The Scope Of Work And Budget For Project No. 45215 For The Purchase Of Fire Tanker Auto Fill Equipment.
 - (1) IM No. 13-232

4. **Ordinance Serial No. 13-136:** An Ordinance Approving A Reappropriation Of \$65,000, From The School District Fiscal Year 2014 Education Operating Fund 204, To Fund 400, Project No. 40159, Academy Charter School, To Complete Construction Finishes Of Two Science Classrooms At The Academy Charter School.
 - a. **Resolution Serial No. 13-120:** A Resolution Approving The Scope Of Work And Budget For Project No. 40159, Academy Charter School, To Allow Completion Of Construction Finishes Of Two Science Classrooms At The Academy Charter School.
 - (1) IM No. 13-233

5. **Ordinance Serial No. 13-137:** An Ordinance Adopting The Matanuska-Susitna Borough Stormwater Management Plan And Amending MSB 15.24.030, Comprehensive Plan And Purposes.
 - a. IM No. 13-234

6. **Ordinance Serial No. 13-138:** An Ordinance Approving A Supplemental Appropriation Of \$33,000 From The Butte Fire Service Area Fund Balance, Fund 251, To The Butte Fire Service Area Fiscal Year 2014 Operating Budget, Fund 251, To Provide Adequate Funding For Firefighter Clothing And Equipment.
 - a. IM No. 13-235

7. **Ordinance Serial No. 13-139:** An Ordinance Approving A Supplemental Appropriation Of \$12,500 From Willow Road Service Area No. 20 Fund Balance, Fund 276, To Willow Road Service Area No. 20 Fiscal Year 2014 Operating Budget, Fund 276.
 - a. IM No. 13-236

8. **Ordinance Serial No. 13-140:** An Ordinance Approving A Supplemental Appropriation Of \$50,000 From Lazy Mountain Road Service Area No. 19 Fund Balance, Fund 275, To Lazy Mountain Road Service Area No. 19 Fiscal Year 2014 Operating Budget, Fund 275.
 - a. IM No. 13-238

9. **Ordinance Serial No. 13-141:** An Ordinance Approving An Appropriation Of \$150,000 From Big Lake Road Service Area No. 21 Fund Balance, Fund 277, To Fund 410, Project No. 30043, For Big Lake Road Service Area No. 21 Capital Projects.
 - a. IM No. 13-239

10. **Ordinance Serial No. 13-142:** An Ordinance Appropriating \$8,000,000 To Project No. 10181 And \$151,676 To Project No. 65004 For The Purpose Of Designing And Constructing A Public Safety Facility And Related Capital Improvements And Issuance Cost Of The Lease Certificates Of Participation, 2013.
 - a. IM No. 13-241

11. **Ordinance Serial No. 13-143:** An Ordinance Accepting And Appropriating \$100,000 From The Alaska State Department Of Transportation And Public Facilities For The Long Range Transportation Plan And The Official Streets And Highways Plan Update, Fund 480, Project No. 20280.
 - a. **Resolution Serial No. 13-121:** A Resolution Approving The Scope Of Work And Budget For The Long Range Transportation Plan And Official Streets And Highways Plan Updates, And Authorizing The Manager To Enter Into A Memorandum Of Agreement With The Alaska State Department Of Transportation And Public Facilities For This Project.
 - (1) IM No. 13-243

B. INTRODUCTIONS (For public hearing – 12/03/13, New Assembly Chambers)

1. **Ordinance Serial No. 13-132:** An Ordinance Creating East Pace Drive Road Paving Local Improvement District No. 522, 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. 13-227

C. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

D. OTHER NEW BUSINESS

E. REFERRALS (For Referral To The Planning Commission For 90 Days Or Other Date Specified By The Assembly)

1. **Ordinance Serial No. 13-144:** An Ordinance Amending MSB 17.63, Race Track Regulations. (*Sponsored by Assemblymember Salmon*)
 - a. IM No. 13-242

XII. RECONSIDERATION

XIII. MAYOR, ASSEMBLY, AND STAFF COMMENTS

XIV. EXECUTIVE SESSION(*For Matters, The Immediate Public Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The Borough And Matters Which By Law, Municipal Charter, Or Ordinance Are Required To Be Confidential.*)

- A. M/V Susitna Disposal Options and Federal Transportation Administration Liability

XV. ADJOURNMENT

Disabled Persons Needing Reasonable Accommodation In Order To Participate At An Assembly Meeting Should Contact The Borough ADA Coordinator At 746-7432 At Least One Week In Advance Of The Meeting.