

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on October 16, 2007, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6 p.m. by Deputy Mayor Woods. (*Mayor Menard attended via teleconference*)

II. ROLL CALL

Assembly members present and establishing a quorum were:

Ms. Lynne Woods, Assembly District No. 1 (*Deputy Mayor*)
Mr. Pete Houston, Assembly District No. 2
Ms. Michelle R. Church, Assembly District No. 3
Ms. Mary Kvalheim, Assembly District No. 4
Ms. Cindy L. Bettine, Assembly District No. 5
Mr. Robert Wells, Assembly District No. 6
Mr. Tom Kluberton, Assembly District No. 7

Staff in attendance were:

Ms. Michelle M. McGehee, CMC, Borough Clerk
Mr. John Duffy, Borough Manager
Mr. Nicholas Spiropoulos, Borough Attorney
Ms. Lonnie R. McKechnie, Deputy Borough Clerk
Ms. Tammy Clayton, Finance Director
Ms. Marian Romano, Assistant Borough Manager
Mr. Keith Rountree, Public Works Director
Mr. Dennis Brodigan, Emergency Services Director
Mr. Sev Jones, Acting Planning and Land Use Director
Mr. Dave Hanson, Economic Development Director
Ms. Linda Brenner, Acting Community Development Director

III. APPROVAL OF AGENDA

Deputy Mayor Woods inquired if there were any changes to the agenda.

Assemblymember Bettine requested that the Executive Session be moved prior to the public hearings.

There was no objection noted.

GENERAL CONSENT: The agenda was approved as amended without objection.

IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ms. Bonnie Quill of the Mat-Su Convention and Visitors Bureau.

V. MINUTES OF PRECEDING MEETINGS

A. Special Assembly Meeting: 05/22/07

Deputy Mayor Woods inquired if there were any corrections to the special meeting minutes of May 22, 2007.

GENERAL CONSENT: The minutes were approved without objection.

B. Joint Assembly/School Board Special Meeting: 09/11/07

Deputy Mayor Woods inquired if there were any corrections to the special meeting minutes of September 11, 2007.

GENERAL CONSENT: The minutes were approved as presented without objection.

C. Regular Assembly Meeting: 09/18/07

Deputy Mayor Woods inquired if there were any corrections to the regular meeting minutes of September 19, 2007.

GENERAL CONSENT: The minutes were approved as presented without objection.

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

(There were not reports provided.)

2. Matanuska-Susitna Borough School District

Mr. George Troxel, Superintendent of the Matanuska-Susitna Borough School District:

- spoke regarding performance-based budgeting;
- noted that the School Board will be welcoming three new School Board members at the meeting on October 17, 2007;
- thanked the Borough Attorney for his advice on the Open Meetings Act; and
- advised that the Palmer High School football team will be playing against Juneau-Douglas High School for the State Championship.

3. Mat-Su Convention and Visitors Bureau – Ms. Bonnie Quill

Ms. Bonnie Quill:

- spoke regarding the 2008 Visitor’s Guide;
- advised that MSCVB is increasing the investment in marketing their website;
- advised that MSCVB was awarded one of the “Best Idea” awards for their partnership and participation in the Mat-Su on-line vacancy report from the Western Association of Convention and Visitors Bureau;
- noted that the MSCVB FY07 Annual Report has been provided;
- stated that the MSCVB Board of Directors passed a resolution in support of a new destination gateway visitor’s center for the Borough; and
- invited the Assembly to attend the annual luncheon at Settlers Bay Resort.

4. United Way of Mat-Su – Mr. Justice Brooks

Mr. David Parks:

- advised that the United Way is celebrating its 20th anniversary in the Borough;
- spoke regarding the vision that United Way has for the Borough; and
- thanked the Assembly for supporting the United Way.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

Assemblymember Wells advised that the committee spoke to the school enrollment numbers, performance-based budgeting, and the joint legislative priorities of the Assembly and School Board.

2. Assembly Public Relations

Deputy Mayor Woods:

- advised that she made the opening address at a community forum in Anchorage regarding developing an education program on methamphetamine use;
- noted that she attended a legislative forum at the Mat-Su College; and
- spoke to working with the Alaska Municipal League and the Conference of Mayors.

C. MANAGER COMMENTS

1. State/Federal Legislation

Mr. Duffy:

- provided an update regarding the rail extension; and
- noted that the prison project is moving ahead and bonds will be issued sometime in the spring.

Assemblymember Bettine queried the prison operating agreement.

Mr. Duffy:

- spoke regarding the operating agreement for the prison that will need to be signed with the State;
- spoke regarding the effort that has been put into improving customer service within the Borough;
- provided an update regarding the Bogard Road Extension; and
- spoke regarding the Borough's webpage update.

Assemblymember Bettine:

- queried the date the Assembly will be working on the legislative priority list; and
- spoke in favor of holding a work session to discuss legislative priorities.

Mr. Duffy:

- suggested that the work session take place in late November; and
- noted that he has been working with the directors on legislative priorities.

Deputy Mayor Woods suggested a work session to discuss legislative priorities on November 20, 2007, at 4 p.m.

There was no objection noted.

Mayor Menard requested a summary on the Bogard Road Extension.

Mr. Duffy:

- advised that a sufficient amount of money is needed to complete the Bogard Road Extension; and
- spoke regarding performing a charette.

D. ATTORNEY COMMENTS

Mr. Spiropoulos:

- noted that since Proposition No. 1 on the ballot did not pass, it has freed up resources in his office; and
- spoke regarding the injunctions that the Borough will be filing.

E. CLERK COMMENTS

Ms. McGehee:

- spoke regarding the upcoming meeting schedule;
- noted that it has been requested that the regular meeting scheduled for November 6, 2007, be rescheduled to November 13, 2007, due to Alaska Municipal League Conference; and
- queried if there was any objection to rescheduling the meeting.

Assemblymember Bettine spoke to her objections to rescheduling a regular meeting.

Deputy Mayor Woods queried whether there were any other objections.

There were no other objections noted.

Ms. McGehee queried if the Assembly would like to schedule a joint meeting with the Denali Borough on November 27, 2007.

There was no objection noted.

Ms. McGehee:

- noted that the agendas for the October 23, 2007, and October 26, 2007, meetings are attached to the Clerk's Report;
- spoke regarding the quasi-judicial report and records management report;
- advised that the Clerk's office has decided to no longer use the Accumen contractor for records inventory and purge; therefore, the funds will be moved from the contractor to a temporary employee, which will provide a cost savings to the Borough;
- noted that she, Lonnie McKechnie, and Amanda Charles will be out of the office November 3, 2007, through November 7, 2007, attending the Alaska Association of Municipal Clerk's Conference; and
- spoke regarding a letter that was received from a member of the public thanking the Borough for the election pamphlet.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Greater Talkeetna Road Serve Area Board of Supervisors: 06/14/07, 07/12/07
 - b. Planning Commission: 06/04/07, 08/06/07
 - c. Platting Board: 08/16/07, 09/06/07
 - d. Port Commission: 05/21/07
 - e. Port Commission Resolution Serial No. 07-005
 - f. Real Property Asset Management Board: 07/11/07
 - g. Real Property Asset Management Board Resolution Serial Nos.: 07-13, 07-14
 - h. Wasilla-Lakes Fire Service Area Board of Supervisors: 04/09/07 (*amended*), 07/09/07
2. Community Council Correspondence:
 - a. Y Community Council: 03/01/07, 04/05/07, 07/05/07

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

G. INFORMATIONAL MEMORANDUMS

1. IM No. 07-257: AN INFORMATIONAL MEMORANDUM REGARDING THE TRANSFER OF SUPERVISION FOR THE DIVISION OF ANIMAL CARE AND

REGULATION FROM THE DEPARTMENT OF EMERGENCY SERVICES TO THE DEPARTMENT OF ADMINISTRATION.

2. IM No. 07-271: AN INFORMATIONAL MEMORANDUM EXPLAINING THE CONTRACT AWARDS AND AMENDMENTS IN THE AMOUNT OF \$100,000 OR LESS, AND SOLE SOURCE PROCUREMENTS, FOR THE PERIOD OF SEPTEMBER 1, 2007, TO SEPTEMBER 30, 2007.
3. IM No. 07-274: AN INFORMATIONAL MEMORANDUM INFORMING THE ASSEMBLY, PURSUANT TO MSB 23.10.020(B), THAT THE MANAGER INTENDS TO SELL A PORTION OF FIVE PARCELS BY A RIGHT-OF-WAY ACQUISITION PLAT AND REFERRED TO AS PARCELS NO. 34, 36, 37, 47, AND 52 ON THE OLD GLENN HIGHWAY TO THE STATE OF ALASKA, DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES FOR THE REALIGNMENT OF OLD GLENN HIGHWAY, MILE POST 11.5-18, PLUMLEY TO PALMER, PROJECT NO. 56571 (MSB 004878).

Assemblymember Wells queried the change order to Central Landfill in IM No. 07-271.

Mr. Rountree:

- advised that the design agent designed the cell incorrectly; and
- noted that the design agent did the redesign at his own expense; however, the increase in the cost is due to equipment operation and the need to dig up 31,000 cubic yards of soil.

Discussion ensued regarding the change order to Central Landfill.

Deputy Mayor Woods advised that the Executive Session could be held after the public hearings.

MOTION: Assemblymember Kluberton moved to suspend the rules to take up the Executive Session after special orders have been heard.

VOTE: The motion passed without objection.

(The regular meeting recessed at 6:57 p.m. and reconvened at 7:06 p.m.)

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

- A. PERSONS TO BE HEARD (MSB 2.12.081; Three minutes per person.) *(Requires 11 days advance notice and must otherwise be in compliance with the necessary code requirements. If no advance notice is given, persons wishing to speak may do so under the Audience Participation section of the agenda.)*

(There were no persons to be heard.)

- B. PUBLIC HEARINGS (Three minutes per person.)

1. Ordinance Serial No. 07-134: AN ORDINANCE APPROVING AN ECONOMIC DEVELOPMENT INCENTIVE IN THE FORM OF A PARTIAL EXEMPTION OF PROPERTY TAXES FOR THREE YEARS, FOR THE DOUBLE B, LLC, VALLEY SPORTS CENTER.
 - a. IM No. 07-203

Mr. Hanson provided a staff report.

Assemblymember Wells queried if the basketball and volleyball courts use the same space.

Mr. Hanson advised that the courts use the same spaces.

Discussion ensued regarding:

- the non-profit meeting space;
- the property tax exemption; and
- a feasibility study.

Deputy Mayor Woods opened the public hearing.

The following person spoke in support of Ordinance Serial No. 07-134: Mr. Scott Johannes.

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

MOTION: Assemblymember Church moved to adopt Ordinance Serial No. 07-134.

Assemblymember Houston:

- noted that he is the president of the Matanuska Soccer Club that may benefit by using the sports center; and
- queried whether he would need to be recused from voting on the issue.

Mr. Spiropoulos requested an at-ease to speak with Assemblymember Houston

There was no objection noted.

Mr. Spiropoulos:

- noted that Assemblymember Houston does not have a conflict of interest; and
- provided the reasons that he believes Assemblymember Houston does not have a conflict of interest on this issue.

Deputy Mayor Woods queried whether there was any objection to Assemblymember Houston voting on this issue.

There was no objection noted.

Assemblymember Wells:

- noted that the project is positive to the public;
- spoke to the economic development incentives; and
- congratulated Mr. Hanson on a job well done.

VOTE: The motion passed without objection.

Deputy Mayor Woods inquired if there was any objection to moving Ordinance Serial No. 07-135, Resolution Serial No. 07-105, Ordinance Serial No. 07-136, Resolution Serial No. 07-106, Ordinance Serial No. 07-137, Resolution Serial No. 07-107, Ordinance Serial No. 07-138, Resolution Serial No. 07-108, Ordinance Serial No. 07-139, Resolution Serial No. 07-109, Ordinance Serial No. 07-141, and Resolution Serial No. 07-110 together.

There was no objection noted.

2. Ordinance Serial No. 07-135: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$118,817 U.S. DEPARTMENT OF HOMELAND SECURITY, ASSISTANCE TO FIREFIGHTERS GRANT AND REQUESTING AN APPROPRIATION OF \$6,253 FROM THE MEADOW LAKES FIRE SERVICE AREA FUND BALANCE, FUND 257, TO PROJECT NO. 45123, FUND 405, TO PURCHASE SELF-CONTAINED BREATHING APPARATUS AND RELATED SUPPLIES.
 - a. Resolution Serial No. 07-105: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE U.S. DEPARTMENT OF HOMELAND SECURITY ASSISTANCE TO FIREFIGHTERS GRANT FOR THE MEADOW LAKES FIRE SERVICE AREA, PROJECT NO. 45123, FUND 405, TO PURCHASE SELF-CONTAINED BREATHING APPARATUS AND RELATED SUPPLIES.
 - (1) IM No. 07-234
3. Ordinance Serial No. 07-136: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$208,764 U.S. DEPARTMENT OF HOMELAND SECURITY, ASSISTANCE TO FIREFIGHTERS GRANT AND REQUESTING AN APPROPRIATION OF \$23,196 FROM THE WASILLA-LAKES FIRE SERVICE AREA FUND BALANCE, FUND 250, TO PROJECT NO. 45157, FUND 405, TO PURCHASE PERSONAL PROTECTIVE EQUIPMENT.
 - a. Resolution Serial No. 07-106: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE U.S. DEPARTMENT OF HOMELAND SECURITY ASSISTANCE TO A FIREFIGHTERS GRANT FOR THE WASILLA-LAKES FIRE SERVICE AREA, PROJECT NO. 45157, FUND 405, TO PURCHASE COMMUNICATION EQUIPMENT AND RELATED SUPPLIES.
 - (1) IM No. 07-235
4. Ordinance Serial No. 07-137: 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, TO PURCHASE FIRE SHELTERS AND PERSONAL PROTECTIVE EQUIPMENT.

- a. Resolution Serial No. 07-107: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND MATCHING FUNDS FOR THE BUTTE FIRE SERVICE AREA, PROJECT NO. 20144, FUND 405.
(1) IM No. 07-242

5. Ordinance Serial No. 07-138: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$6,000 ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND REQUESTING AN APPROPRIATION OF \$6,000 FROM THE SUTTON FIRE SERVICE AREA FUND BALANCE, FUND 253, TO PROJECT NO. 20255, FUND 405, TO PURCHASE PERSONAL PROTECTIVE EQUIPMENT AND FIRE FIGHTING SUPPLIES.
 - a. Resolution Serial No. 07-108: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND MATCHING FUNDS FOR THE SUTTON FIRE SERVICE AREA, PROJECT NO. 20255, FUND 405.
(1) IM No. 07-243

6. Ordinance Serial No. 07-139: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$5,400 ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND REQUESTING AN APPROPRIATION OF \$5,400 FROM THE WILLOW FIRE SERVICE AREA FUND BALANCE, FUND 258, TO PROJECT NO. 20146, FUND 405, TO PURCHASE COMMUNICATION EQUIPMENT AND SUPPLIES.
 - a. Resolution Serial No. 07-109: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND MATCHING FUNDS FOR THE WILLOW FIRE SERVICE AREA, PROJECT NO. 20146, FUND 405.
(1) IM No. 07-244

8. Ordinance Serial No. 07-141: 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 BIG LAKE FIRE SERVICE AREA FUND BALANCE, FUND 256, TO PROJECT NO. 20277, FUND 405, TO PURCHASE PERSONAL PROTECTIVE AND COMMUNICATION EQUIPMENT AND SUPPLIES.
 - a. Resolution Serial No. 07-110: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND MATCHING FUNDS FOR THE BIG LAKE FIRE SERVICE AREA, PROJECT NO. 20277, FUND 405.
(1) IM No. 07-247

Mr. Brodigan provided a staff report.

Deputy Mayor Woods opened the public hearings.

The following person spoke in support of Ordinance Serial No. 07-135 and Resolution Serial No. 07-105: Mr. William Browne.

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

MOTION: Assemblymember Kvalheim moved to adopt Ordinance Serial No. 07-135, Resolution Serial No. 07-105, Ordinance Serial No. 07-136, Resolution Serial No. 07-106, Ordinance Serial No. 07-137, Resolution Serial No. 07-107, Ordinance Serial No. 07-138, Resolution Serial No. 07-108, Ordinance Serial No. 07-139, Resolution Serial No. 07-109, Ordinance Serial No. 07-141, and Resolution Serial No. 07-110.

VOTE: The motion passed without objection.

7. Ordinance Serial No. 07-140: AN ORDINANCE AMENDING THE LAND USE DISTRICT MAP OF THE CITY OF HOUSTON FOR MSB TAX ACCOUNT NO. 17N03W11A013; 12303 W. LARAE ROAD.
 - a. IM No. 07-246

Ms. Lauren Kruer provided a staff report.

Deputy Mayor Woods opened the public hearing.

The following person spoke in support of Ordinance Serial No. 07-140: Mr. Butch Moore.

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

MOTION: Assemblymember Kluberton moved to adopt Ordinance Serial No. 07-140.

VOTE: The motion passed without objection.

9. Ordinance Serial No. 07-142: AN ORDINANCE AMENDING MSB 8.32.010-020, ELECTRICAL GENERATION FACILITY OR POWER PLANT, TO REMOVE THE APPLICABILITY OF THE ORDINANCE WITHIN THE CITIES. *(Sponsored by: Assemblymember Kvalheim)*
 - a. IM No. 07-249

Deputy Mayor Woods 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 Kvalheim moved to adopt Ordinance Serial No. 07-142:

Assemblymember Church noted her objection to the ordinance.

Assemblymember Bettine:

- requested that the Assembly defeat the ordinance; and
- stated that she would like to keep the ordinance the same as previously adopted by the Assembly.

VOTE: The motion failed with Assemblymember Wells in support.

MOTION: Assemblymember Church moved to reconsider Ordinance Serial No. 07-142.

VOTE: The motion to reconsider failed with Assemblymembers Houston and Kluberton in support.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following person spoke regarding concerns with Resolution No. 07-045: Ms. Joy Cypra.

The following person requested that the Borough restore the grants to the Wasilla Library: Ms. Cathy Webb.

XII. EXECUTIVE SESSION *(To discuss subjects that tend to prejudice the reputation and character of any person provided the person may request a public discussion, specifically to conduct an interim evaluation of the Borough Manager regarding supervision and appointment of employees.)*

MOTION: Assemblymember Church moved to enter executive session discuss subjects that tend to prejudice the reputation and character of any person provided the person may request a public discussion, specifically to conduct an interim evaluation of the Borough Manager regarding supervision and appointment of employees.

VOTE: The motion passed without objection and the Assembly entered the executive session at 7:56 p.m. Those present during the executive session were the members of the Assembly, the Mayor, Mr. Spiropoulos, and Mr. Duffy.

MOTION: Assemblymember Church moved exit executive session at 8:56 p.m.

VOTE: The motion passed without objection.

(Assemblymember Wells exited the regular meeting at 8:28 p.m.)

MOTION: Assemblymember Bettine moved to suspend the rules to take unfinished business prior to the consent agenda.

VOTE: The motion passed without objection.

VIII. UNFINISHED BUSINESS

- A. Resolution Serial No. 07-045: A RESOLUTION ESTABLISHING FEES FOR MANDATORY LAND USE PERMIT, TITLE 17, ZONING. (*Main motion pending from: 01/16/07; postponed from: 09/18/07*)
1. IM No. 07-112

MOTION PENDING: Assemblymember Kvalheim moved to adopt Resolution Serial No. 07-045 (*previously Resolution Serial No. 06-139*).

MOTION: Assemblymember Bettine moved a primary amendment to Resolution Serial No. 07-045, Table of Fees, to make the following changes:

- Residential Permit, Cabin, by striking the fee amount of “\$50” and inserting in its place “\$25;”
- Residential Permit, Additions to any residential building as defined in 17.01.020(A)(2), by striking the fee amount of “\$100” and inserting in its place “\$50;”
- Residential Permit, Construction or placement of any residential building, other than a cabin, of up to four dwelling, by striking the word “four” and inserting in its place “two” and striking the fee amount of \$150” and inserting in its place “\$50;”
- by striking in its entirety the following category and associated fees: “Residential Permit, Construction or placement of any residential building of more than two dwelling units: (for every dwelling unit beyond three: additional \$25);”
- Commercial/Industrial Permit, Additions to any commercial or industrial building as defined in 17.01.020(A)(2), by striking the fee amount of \$200” and inserting in its place “\$150;”
- Commercial/Industrial Permit, New construction or placement of any commercial or industrial building, by striking the fee amounts of “\$350,” “\$500,” and “\$250” and inserting in their place the amount of “\$150;”
- Commercial/Industrial Permit, Non-habitable accessory building, by striking the fee amount of “\$250” and inserting in its place “\$150;”
- by striking in its entirety the following category and associated fees: “Commercial/Industrial Permit, Change of Use;” and
- Commercial/Industrial Permit, Permit Time Extension, per twelve month time extension, by striking the fee amount of “\$25” and inserting in its place “\$0.”

Assemblymember Bettine:

- spoke to public testimony being against the land use ordinance;
- stated that the fees should be low during implementation; and
- opined that commercial fees should cost the same as the residential fees.

Assemblymember Kvalheim:

- noted that the fees were to pay for the staff implementing the program; and
- queried how Assemblymember Bettine would propose paying for the staff.

Assemblymember Bettine:

- advised that she would like to see the program rolled out in order to ascertain the exact cost;
- commented that administration has advised that the program would not increase the staff; and
- noted that the people who would be paying the fees are already paying for planning through paying property tax.

Deputy Mayor Woods:

- stated that this is to make sure that the existing land use regulations are being followed;
- commented that this will provide information on whether roads or schools need to be built in certain areas; and
- noted that she would like to encourage the public to get surveys done of their property prior to coming into the Borough.

Discussion ensued regarding:

- certified site plans;
- more than four dwellings requiring a multi-family permit;
- where the Planning staff originated the fees;
- fees being reviewed during the budget cycle yearly;
- how the Borough will be accessing the accuracy of the site plans; and
- the change of use issue.

VOTE: The primary amendment passed without objection.

VOTE: The main motion passed as amended without objection.

B. Ordinance Serial No. 07-109: AN ORDINANCE AMENDING MSB 5.15.010, OPERATION OF SERVICE AREAS; ORGANIZATION OF BOARDS OF SUPERVISORS. *(Sponsored by: Assemblymember Bettine; main motion pending from: 08/07/07; postponed from: 08/07/07)*

1. IM No. 07-181

MOTION PENDING: Assemblymember Allen moved to adopt Ordinance Serial No. 07-109.

MOTION: Assemblymember Bettine moved to postpone Ordinance Serial No. 07-109 to a time certain of January 15, 2008.

VOTE: The motion to postpone to a time certain of January 15, 2008, passed without objection.

D. CONSENT AGENDA

1. RESOLUTIONS

- a. Resolution Serial No. 07-111: A RESOLUTION AMENDING THE SCOPE OF WORK FOR THE FISCAL YEAR 2007 DESIGNATED LEGISLATIVE GRANT FROM THE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT FOR THE EMERGENCY ACCESS ROADS GRANT.
(1) IM No. 07-256
- b. Resolution Serial No. 07-112: A RESOLUTION AUTHORIZING THE ACQUISITION OF THE NORTH 250 FEET OF LOT ONE A (1A), REPLAT OF MCPHERSON SUBDIVISION, PLAT NO. 18-226, RECORDED IN THE PALMER RECORDING DISTRICT, AS THE SITE OF THE NEW SUTTON LIBRARY/COMMUNITY CENTER WITHIN THE SUTTON COMMUNITY COUNCIL AREA (MSB 004159).
(1) IM No. 07-268
- c. Resolution Serial No. 07-113: A RESOLUTION AMENDING THE SCOPE OF WORK FOR THE ADMINISTRATION BUILDING REPAIRS HARDWARE REPLACEMENT, INTERIOR AND EXTERIOR, PROJECT NO. 10057, TO ALLOW FOR FUNDING TO REPLACE WINDOWS IN THE ADMINISTRATION BUILDING.
(1) IM No. 07-269
- d. Resolution Serial No. 07-114: A RESOLUTION AMENDING THE SCOPE OF WORK FOR THE PALMER HAY FLATS LIGHTING PROJECT, PROJECT NO. 35243.
(1) IM No. 07-275

2. ASSEMBLY MEMORANDUMS

- a. AM No. 07-123: AN ACTION MEMORANDUM APPROVING CHANGE ORDER NO.1 TO CONTRACT NO. 07-196, TO PERKINS CONSULTING IN THE AMOUNT OF \$95,000 FOR THE SOUTH CENTRAL RAIL EXTENSION, IMPLEMENTATION OF PHASE ONE SUB PHASE TWO.
- b. AM No. 07-129: AN ACTION MEMORANDUM APPROVING A CHANGE ORDER FOR PROJECT NO. 25050 TO STEPPERS CONSTRUCTION, INC., IN THE AMOUNT OF \$217,000 FOR THE ADDITIONAL EXCAVATION OF CELL 3 AT THE CENTRAL LANDFILL.
- c. AM No. 07-130: AN ACTION MEMORANDUM APPROVING A CHANGE ORDER TO PROJECT NO. 30043, TO WESTERN CONSTRUCTION AND EQUIPMENT IN THE AMOUNT OF \$2,860 TO REDUCE THE VERTICAL ALIGNMENT FOR BEAVER LAKE ROADS UPGRADE.
- d. AM No. 07-132: AN ACTION MEMORANDUM AUTHORIZING THE PURCHASE OF A NEW PUMPER/TANKER FROM H&W EMERGENCY VEHICLES IN THE AMOUNT OF \$333,295 FOR THE MEADOW LAKES FIRE SERVICE AREA

Ms. McGehee read the above legislation into the record.

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

VOTE: The motion passed without objection.

IX. NEW BUSINESS

A. INTRODUCTION (For public hearing – ~~11/06/07~~ 11/13/07, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 07-144: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$65,000 FROM THE FAIRVIEW ROAD SERVICE AREA NO. 14 FISCAL YEAR 2008 OPERATING BUDGET, FUND 271, TO THE FAIRVIEW ROAD SERVICE AREA NO. 14 CAPITAL PROJECTS, FUND 410, PROJECT NO. 30037.
 - a. IM No. 07-219
2. Ordinance Serial No. 07-145: AN ORDINANCE APPROVING AN APPROPRIATION OF \$27,000 FROM THE FAIRVIEW ROAD SERVICE AREA NO. 14 FUND BALANCE, FUND 271, TO FUND 410, PROJECT NO. 30037, FOR THE FAIRVIEW ROAD SERVICE AREA NO. 14 CAPITAL PROJECTS.
 - a. IM No. 07-220
3. Ordinance Serial No. 07-146: AN ORDINANCE APPROVING AN APPROPRIATION OF \$88,000 FROM KNIK ROAD SERVICE AREA NO. 17 FUND BALANCE, FUND 274, TO FUND 410, PROJECT NO. 30040, FOR THE KNIK ROAD SERVICE AREA NO. 17 CAPITAL PROJECTS.
 - a. IM No. 07-221
4. Ordinance Serial No. 07-147: AN ORDINANCE APPROVING AN APPROPRIATION OF \$194,000 FROM THE MEADOW LAKES ROAD SERVICE AREA NO. 27 FUND BALANCE, FUND 281, TO FUND 410, PROJECT NO. 30047, FOR THE MEADOW LAKES ROAD SERVICE AREA NO. 27 CAPITAL PROJECTS.
 - a. IM No. 07-222
5. Ordinance Serial No. 07-148: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$67,000 FROM THE GOLD TRAILS ROAD SERVICE AREA NO. 28 FUND BALANCE, FUND 282, TO THE GOLD TRAILS ROAD SERVICE AREA NO. 28 FISCAL YEAR 2008 OPERATING BUDGET, FUND 282.
 - a. IM No. 07-223
6. Ordinance Serial No. 07-149: AN ORDINANCE ACCEPTING AND APPROPRIATING GRANTS IN THE AMOUNT OF \$1,395,000 FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND

ECONOMIC DEVELOPMENT, TO FUND 405, PROJECT NOS. 45226, 45227, 45228, 45210, 45066, AND 45211 FOR PURCHASE OF VARIOUS FIREFIGHTING AND COMMUNICATION EQUIPMENT, APPARATUS, SHELTERS AND BUILDING REPAIRS.

- a. Resolution Serial No. 07-115: A RESOLUTION APPROVING THE SCOPES OF WORK AND BUDGETS FOR GRANTS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, FUND 405, PROJECT NOS. 45226, 45227, 45228, 45210, 45066, AND 45211 FOR THE PURCHASE OF VARIOUS FIREFIGHTING AND COMMUNICATION EQUIPMENT, APPARATUS, SHELTERS, AND BUILDING REPAIRS.
 - (1) IM No. 07-236

7. Ordinance Serial No. 07-150: AN ORDINANCE ACCEPTING AND APPROPRIATING AN ADDITIONAL \$12,773 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT, TO FUND 480, PROJECT NO. 20259, TO HIRE A CONTRACTOR TO REWRITE, DUPLICATE AND DISTRIBUTE THE BOROUGH EMERGENCY OPERATIONS PLAN.
 - a. Resolution Serial No. 07-116: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 20259, FUND 480, TO INCLUDE THE HIRING OF A CONTRACTOR TO REWRITE, DUPLICATE AND DISTRIBUTE THE BOROUGH EMERGENCY OPERATIONS PLAN.
 - (1) IM No. 07-237

8. Ordinance Serial No. 07-151: AN ORDINANCE APPROVING AN APPROPRIATION OF \$150,000 FROM FUND 203, LAND MANAGEMENT FUND BALANCE, TO FUND 430, FOR THE DESIGN AND CONSTRUCTION TO REPLACE THE COTTONWOOD CREEK AND TWINS II BRIDGES ON OILWELL ROAD IN TRAPPER CREEK, PROJECT NO. 35014.
 - a. Resolution Serial No. 07-117: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE COTTONWOOD CREEK AND TWINS II REPLACEMENT BRIDGES, PROJECT NO. 35014.
 - (1) IM No. 07-253

9. Ordinance Serial No. 07-152: AN ORDINANCE AMENDING MSB 4.56.030(A), SENIOR CITIZEN ADVISORY BOARD, TO DELETE THE AGE REQUIREMENT.
 - a. IM No. 07-255

10. Ordinance Serial No. 07-153: AN ORDINANCE AMENDING MSB 19.08.023, SITE APPROVAL PROCESS FOR LEASE OF CHARTER SCHOOL FACILITIES, SPECIFICALLY TO AMEND CHARTER SCHOOL APPLICATION DEADLINES.
 - a. IM No. 07-258

11. Ordinance Serial No. 07-154: AN ORDINANCE ACCEPTING AND APPROPRIATING \$606,435 FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT FOR THE FISCAL YEAR 2008 DESIGNATED LEGISLATIVE GRANTS FOR VARIOUS ROAD AND FACILITY PROJECTS THROUGHOUT THE BOROUGH.
 - a. Resolution Serial No. 07-118: A RESOLUTION APPROVING A SCOPE OF WORK AND BUDGET FOR THE FISCAL YEAR 2008 DESIGNATED LEGISLATIVE GRANT PROJECTS FROM THE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT FOR VARIOUS ROAD AND FACILITY PROJECTS THROUGHOUT THE BOROUGH.
 - (1) IM No. 07-259
12. Ordinance Serial No. 07-155: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$28,000 FROM THE LAZY MOUNTAIN ROAD SERVICE AREA NO. 19 FUND BALANCE, FUND 275, TO THE LAZY MOUNTAIN ROAD SERVICE AREA NO. 19 FISCAL YEAR 2008 OPERATING BUDGET, FUND 275.
 - a. IM No. 07-260
13. Ordinance Serial No. 07-156: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$50,000 FROM THE KNIK ROAD SERVICE AREA NO. 17 FUND BALANCE, FUND 274, TO THE KNIK ROAD SERVICE AREA NO. 17 FISCAL YEAR 2008 OPERATING BUDGET, FUND 274.
 - a. IM No. 07-261
14. Ordinance Serial No. 07-157: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$30,000 FROM THE GREATER BUTTE ROAD SERVICE AREA NO. 26 FUND BALANCE, FUND 280, TO THE GREATER BUTTE ROAD SERVICE AREA NO. 26 FISCAL YEAR 2008 OPERATING BUDGET, FUND 280.
 - a. IM No. 07-262
15. Ordinance Serial No. 07-158: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$34,000 FROM THE MIDWAY ROAD SERVICE AREA NO. 9 FUND BALANCE, FUND 270, TO THE MIDWAY ROAD SERVICE AREA NO. 9 FISCAL YEAR 2008 OPERATING BUDGET, FUND 270.
 - a. IM No. 07-263
16. Ordinance Serial No. 07-159: AN ORDINANCE APPROVING AN APPROPRIATION OF \$75,000 FROM THE MEADOW LAKES FIRE SERVICE AREA FUND BALANCE, FUND 257, TO PROJECT NO. 45152, FUND 405, TO SUPPLEMENT THE PURCHASE OF FIRE APPARATUS AND RELATED EQUIPMENT.
 - a. Resolution Serial No. 07-119: A RESOLUTION AMENDING THE BUDGET OF PROJECT NO. 45152, FUND 405, TO SUPPLEMENT THE PURCHASE OF A FIRE APPARATUS AND RELATED EQUIPMENT FOR THE MEADOW LAKES FIRE SERVICE AREA.
 - (1) IM No. 07-264

17. Ordinance Serial No. 07-160: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$91,093 UNITED STATES DEPARTMENT OF HOMELAND SECURITY, ASSISTANCE TO FIREFIGHTERS GRANT AND REQUESTING AN APPROPRIATION OF \$4,794 FROM THE BIG LAKE FIRE SERVICE AREA FUND BALANCE, FUND 256, TO PROJECT NO. 45141, FUND 405, TO PURCHASE SELF-CONTAINED BREATHING APPARATUS AND RELATED EQUIPMENT.
 - a. Resolution Serial No. 07-120: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY ASSISTANCE TO FIREFIGHTERS GRANT FOR THE BIG LAKE FIRE SERVICE AREA, PROJECT NO. 45141, FUND 405, TO PURCHASE SELF-CONTAINED BREATHING APPARATUS AND RELATED EQUIPMENT.
 - (1) IM No. 07-266
18. Ordinance Serial No. 07-161: AN ORDINANCE AMENDING MSB 4.46.030, HISTORICAL PRESERVATION COMMISSION, SPECIFICALLY TO CHANGE THE NUMBER OF MEMBERS.
 - a. IM No. 07-267
19. Ordinance Serial No. 07-162: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$4,400 GRANT TO FUND 435, PROJECT NO. 10155, FROM THE RASMUSON FOUNDATION TO UPGRADE THE MULTIMEDIA COLLECTION AND EQUIPMENT AT THE SUTTON PUBLIC LIBRARY.
 - a. Resolution Serial No. 07-121: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE MULTIMEDIA COLLECTION AND EQUIPMENT UPGRADES AT THE SUTTON PUBLIC LIBRARY.
 - (1) IM No. 07-270
20. Ordinance Serial No. 07-163: AN ORDINANCE APPROPRIATING \$30,000 OF INTEREST EARNINGS ON THE 1999 SERIES A GENERAL OBLIGATION SCHOOL BONDS TO FUND 400, SCHOOL CAPITAL PROJECTS, PROJECT NO. 40131, FOR HOUSTON HIGH SCHOOL.
 - a. IM No. 07-272
- B. INTRODUCTION (For public hearing - 11/20/2007, 7 p.m., Borough Assembly Chambers)
 1. Ordinance Serial No. 07-143: AN ORDINANCE CREATING MOUNTAIN CREST DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 428, 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. 07-250

Ms. McGehee read the above legislation into the record.

MOTION: Assemblymember Kvalheim moved to introduce the legislation as read into the record by the Clerk and set the public hearings for November 13, 2007, and November 20, 2007, respectively.

VOTE: The motion passed without objection.

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Menard requested the following confirmations:

Board of Ethics

Kathy Wells

Platting Board

Removal of Evelyn Goughnour

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

VOTE: The motion passed without objection.

C. OTHER NEW BUSINESS

X. RECONSIDERATION

(There were no reconsiderations presented.)

XI. VETO

(There were no vetoes presented.)

XIII. MAYOR AND ASSEMBLY COMMENTS

Mayor Menard:

- thanked Deputy Mayor Woods for conducting the meeting; and
- provided an update regarding his stem cell transplant.

Assemblymember Kluberton:

- provided a status update on the Mayor's Blue Ribbon Sportsmen's Committee; and
- welcomed Assemblymember Houston.

Assemblymember Kvalheim:

- spoke regarding the volunteers who have been cleaning up the Hatcher Pass area; and
- requested that the Assembly Members sign an appreciation letter to the volunteers.

Ms. McGehee:

- stated that the use of letter head is not permitted for individual members to use;
- noted that any letter would need to come at the direction of a quorum of the body; and
- commented that direction can also be given to administration.

Assemblymember Kvalheim requested that administration send out a thank you letter to the volunteers who have been cleaning up the Hatcher Pass area.

Assemblymember Church:

- welcomed Assemblymember Houston; and
- spoke to the need to show support to the Palmer High School football team while they are playing for the State Championship.

Deputy Mayor Woods:

- spoke to attending the dedication of the new Vocational High School; and
- welcomed Assemblymember Houston to the Assembly.

XIV. ADJOURNMENT

The regular meeting adjourned at 9:51 p.m.

/ S /

LYNNE WOODS, Deputy Borough Mayor

ATTEST:

/ S /

MICHELLE M. MCGEHEE, CMC, Borough Clerk

Minutes approved: 11/13/07