

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

**MAT-SU BOROUGH SCHOOL DISTRICT
ADMINISTRATION BUILDING
501 N. GULKANA STREET, PALMER**

REGULAR MEETING

6 P.M.

TUESDAY, OCTOBER 16, 2012

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

- A. Assembly Planning Session: 09/11/12
- B. Joint Assembly/School Board Meeting: 09/11/12
- C. Regular Assembly Meeting: 09/18/12
- D. Emergency Assembly Meeting: 09/24/12

VI. REPORTS/CORRESPONDENCE

- A. AGENCY REPORTS (MSB 2.12.082; Seven minutes per person.)
 - 1. Reports from cities
 - 2. Matanuska-Susitna Borough School District

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

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Aviation Advisory Board: 07/12/12
 - b. Caswell FSA Board of Supervisors: 05/09/12
 - c. Greater Palmer Consolidated FSA Board of Supervisors: 02/16/12
 - d. Greater Talkeetna RSA Board of Supervisors: 07/12/12
 - e. MSB Fish and Wildlife Commission: 04/19/12, 05/12/12
 - f. Platting Board: 08/02/12
 - g. Port Commission: 07/16/12, Resolution Serial No. 12-006(AM)
2. Community Council Minutes:
 - a. Chickaloon Community Council: 06/13/12
 - b. Lake Louise Community Non-Profit Corporation: 06/23/12
 - c. Meadow Lakes Community Council: 05/09/12, 06/13/12

G. INFORMATIONAL MEMORANDUMS

1. IM No. 12-229: MONTHLY REPORTING OF AMENDED CONTRACTS AND NEW AWARDS UNDER \$100,000, ALONG WITH SOLE SOURCE PROCUREMENTS, FOR THE PERIOD OF SEPTEMBER 1, 2012, THROUGH SEPTEMBER 30, 2012.

VII. UNFINISHED BUSINESS

VIII. VETO

IX. 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. 12-113: AN ORDINANCE CREATING WEST CAROLINE'S CIRCLE NATURAL GAS IMPROVEMENT DISTRICT NO. 494, 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. 12-188
 2. Ordinance Serial No. 12-119: AN ORDINANCE APPROVING AN APPROPRIATION OF \$475,000 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. 12-161
 3. Ordinance Serial No. 12-120: AN ORDINANCE ACCEPTING AND APPROPRIATING \$32,200,000 FOR A PORTION OF THE FISCAL YEAR 2013 DESIGNATED LEGISLATIVE GRANT PROJECTS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT.
 - a. IM No. 12-170
 4. Ordinance Serial No. 12-121: AN ORDINANCE ACCEPTING AND APPROPRIATING \$4,704,774.57 FOR THE SOUTH BIG LAKE ROAD REALIGNMENT PROJECT CONSTRUCTION FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT.
 - a. Resolution Serial No. 12-109: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE SOUTH BIG LAKE ROAD REALIGNMENT PROJECT CONSTRUCTION, PROJECT NO. 30043, FUND 410, WITH GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT.
 - (1) IM No. 12-191

5. Ordinance Serial No. 12-122: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$27,840 FROM THE GREATER PALMER CONSOLIDATED FIRE SERVICE AREA FUND BALANCE, FUND 259, TO THE GREATER PALMER CONSOLIDATED FIRE SERVICE AREA FISCAL YEAR 2013 OPERATING BUDGET, FUND 259, TO PROVIDE REIMBURSEMENT FOR EMERGENCY SEPTIC REPAIR AND FUNDING FOR TANKER TIRES.
 - a. IM No. 12-192

6. Ordinance Serial No. 12-123: AN ORDINANCE APPROVING AN APPROPRIATION OF \$50,000 FROM NORTH COLONY ROAD SERVICE AREA NO. 23 FUND BALANCE, FUND 278, TO FUND 410, PROJECT NO. 30044, FOR NORTH COLONY ROAD SERVICE AREA NO. 23 CAPITAL PROJECTS.
 - a. IM No. 12-193

7. Ordinance Serial No. 12-124: AN ORDINANCE APPROVING AN APPROPRIATION OF \$150,000 FROM FAIRVIEW ROAD SERVICE AREA NO. 14 FUND BALANCE, FUND 271, TO FUND 410, PROJECT NO. 30037, FOR FAIRVIEW ROAD SERVICE AREA NO. 14 CAPITAL PROJECTS.
 - a. Ordinance Serial No. 12-125: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$125,000 FROM THE FAIRVIEW ROAD SERVICE AREA NO. 14 FISCAL YEAR 2013 OPERATING BUDGET, FUND 271, TO FUND 410, PROJECT NO. 30037, FOR FAIRVIEW ROAD SERVICE AREA NO. 14 CAPITAL PROJECTS.
 - (1) IM No. 12-194
 - (2) IM No. 12-201

8. Ordinance Serial No. 12-126: AN ORDINANCE APPROVING AN APPROPRIATION OF \$400,000 FROM GOLD TRAIL ROAD SERVICE AREA NO. 28 FUND BALANCE, FUND 282, TO FUND 410, PROJECT NO. 30048, FOR GOLD TRAIL ROAD SERVICE AREA NO. 28 CAPITAL PROJECTS.
 - a. Ordinance Serial No. 12-127: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$100,000 FROM THE GOLD TRAIL ROAD SERVICE AREA NO. 28 FISCAL YEAR 2013 OPERATING BUDGET, FUND 282, TO FUND 410, PROJECT NO. 30048, FOR GOLD TRAIL ROAD SERVICE AREA NO. 28 CAPITAL PROJECTS.
 - (1) IM No. 12-195
 - (2) IM No. 12-198

9. Ordinance Serial No. 12-128: AN ORDINANCE APPROVING AN APPROPRIATION OF \$300,000 FROM KNIK ROAD SERVICE AREA NO. 17 FUND BALANCE, FUND 274, TO FUND 410, PROJECT NO. 30040, FOR KNIK ROAD SERVICE AREA NO. 17 CAPITAL PROJECTS.
 - a. Ordinance Serial No. 12-129: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$325,000 FROM THE KNIK ROAD SERVICE AREA NO. 17 FISCAL YEAR 2013 OPERATING BUDGET, FUND 274, TO FUND 410, PROJECT NO. 30040, FOR KNIK ROAD SERVICE AREA NO. 17 CAPITAL PROJECTS.
 - (1) IM No. 12-196
 - (2) IM No. 12-200
10. Ordinance Serial No. 12-130: AN ORDINANCE AMENDING THE OPERATING RULES, RATES, AND PROCEDURES FOR THE SUPPLY OF PUBLIC SEWER AND WATER SYSTEMS IN TALKEETNA, ALASKA, BY INCREASING THE RATES FOR MONTHLY WATER AND SEWER CHARGES AND INTERRUPTED SERVICE FEES AND CHANGING SECTION 10, METERING, TO ADDRESS THE COST AND RESPONSIBILITY OF THE NEW METERS.
 - a. IM No. 12-197
11. Ordinance Serial No. 12-131: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$10,000 FROM NORTH COLONY ROAD SERVICE AREA NO. 23 FUND BALANCE, FUND 278, TO NORTH COLONY ROAD SERVICE AREA NO. 23 FISCAL YEAR 2013 OPERATING BUDGET, FUND 278.
 - a. IM No. 12-199
12. Ordinance Serial No. 12-132: AN ORDINANCE ADOPTING MSB 17.28.090(a)(6); DESIGNATING THE KOPCZENSKI PIT AN INTERIM MATERIALS DISTRICT, LOCATED WITHIN TOWNSHIP 21 NORTH, RANGE 4 WEST, SECTION 19, SEWARD MERIDIAN.
 - a. IM No. 12-202
13. Ordinance Serial No. 12-134: AN ORDINANCE ACCEPTING AND APPROPRIATING \$75,000 FOR THE SAFE ROUTES TO SCHOOLS PLANNING GRANT FROM THE ALASKA STATE DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES FOR THE SAFE ROUTES TO SCHOOLS PROGRAM, PROJECT NO. 47027.
 - a. Resolution Serial No. 12-110: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET,

AND AUTHORIZING THE MANAGER TO ENTER INTO THE GRANT AGREEMENT FOR A \$75,000 SAFE ROUTES TO SCHOOLS PLANNING GRANT FROM THE ALASKA STATE DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES FOR THE SAFE ROUTES TO SCHOOLS PROGRAM, PROJECT NO. 47027.

(1) IM No. 12-205

14. Ordinance Serial No. 12-135: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$50,000 FROM THE MIDWAY ROAD SERVICE AREA NO. 9 FISCAL YEAR 2013 OPERATING BUDGET, FUND 270, TO FUND 410, PROJECT NO. 30036, FOR MIDWAY ROAD SERVICE AREA NO. 9 CAPITAL PROJECTS.

a. Ordinance Serial No. 12-136: AN ORDINANCE APPROVING AN APPROPRIATION OF \$1,100,000 FROM MIDWAY ROAD SERVICE AREA NO. 9 FUND BALANCE, FUND 270, TO FUND 410, PROJECT NO. 30036, FOR MIDWAY ROAD SERVICE AREA NO. 9 CAPITAL PROJECTS.

(1) IM No. 12-206

(2) IM No. 12-207

15. Ordinance Serial No. 12-137: AN ORDINANCE APPROPRIATING \$50,000 FROM THE GREATER PALMER CONSOLIDATED FIRE SERVICE AREA FUND BALANCE, FUND 259, TO FUND 405, PROJECT NO. 45115, FOR SEPTIC AND LEACH FIELD REPAIR AT STATION 3-3.

a. Resolution Serial No. 12-111: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 45115 FOR SEPTIC AND LEACH FIELD REPAIR AT STATION 3-3.

(1) IM No. 12-209

C. AUDIENCE PARTICIPATION (Three minutes per person.)

D. CONSENT AGENDA

1. RESOLUTIONS

a. Resolution Serial No. 12-113: A RESOLUTION APPROVING FEDERAL LEGISLATIVE PRIORITIES FOR CALENDAR YEAR 2013.

(1) IM No. 12-222

- b. Resolution Serial No. 12-114: A RESOLUTION TEMPORARILY SUSPENDING THE FLOODPLAIN DEVELOPMENT PERMIT FEE FROM OCTOBER 17, 2012, UNTIL NOVEMBER 21, 2012.
(1) IM No. 12-227
- c. Resolution Serial No. 12-115: A RESOLUTION APPROVING STATE LEGISLATIVE PRIORITIES FOR CALENDAR YEAR 2013.
(1) IM No. 12-228
- d. Resolution Serial No. 12-116: A RESOLUTION AMENDING THE BUDGETS FOR FISCAL YEAR 2012 POOL PROJECTS AND THE 2012/2013 WINTER TRAIL GROOMING AND MAINTENANCE.
(1) IM No. 12-231
- e. Resolution Serial No. 12-117: A RESOLUTION APPROVING THE PENDING FINANCIAL RESPONSIBILITY FOR THE M/V SUSITNA FOR NOVEMBER 2012.
(1) IM No. 12-232
- f. Resolution Serial No. 12-118: A RESOLUTION ESTABLISHING A TALL TOWER ADVISORY COMMITTEE. *(Sponsored by Mayor DeVilbiss)*
(1) IM No. 12-234

2. ACTION MEMORANDUMS

- a. AM No. 12-129: AWARD OF BID NO. 13-030B TO WOLVERINE SUPPLY, INC. FOR A CONTRACT AMOUNT OF \$627,000 FOR PORT MACKENZIE HIGH MAST LIGHTING AND GUARD SHACK RELOCATION.
- b. AM No. 12-130: AUTHORIZATION TO PURCHASE PRECAST CONCRETE RESTROOM BUILDINGS FROM CTX, INC. FOR THE AMOUNT OF \$107,431.26.

X. NEW BUSINESS

- A. INTRODUCTIONS (For public hearing – 11/06/12 , Borough School District Administration Building)

1. Ordinance Serial No. 12-091: AN ORDINANCE REPEALING MSB 17.73; MULTIFAMILY DEVELOPMENT DESIGN STANDARDS. *(Sponsored by Assemblymember Salmon)*
 - a. IM No. 12-128

2. Ordinance Serial No. 12-138: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE EAGLE'S BLUFF, BELLA HAVEN, AND BENCH VIEW NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 465 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.
 - a. Ordinance Serial No. 12-139: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$74,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE EAGLE'S BLUFF, BELLA HAVEN, AND BENCH VIEW NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 465, AND FIXING DETAILS OF SAID BONDS.
 - (1) IM No. 12-216

3. Ordinance Serial No. 12-140: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE SOUTH LAURIE LANE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 468 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.
 - a. Ordinance Serial No. 12-141: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$33,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE SOUTH LAURIE LANE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 468, AND FIXING DETAILS OF SAID BONDS.
 - (1) IM No. 12-217

4. Ordinance Serial No. 12-142: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE SOUTH ALAN'S DRIVE, WEST DAGG DRIVE, AND SOUTH ROLF CIRCLE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 471 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.
 - a. Ordinance Serial No. 12-143: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$161,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE SOUTH ALAN'S DRIVE, WEST DAGG DRIVE, AND SOUTH

ROLF CIRCLE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 471, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 12-218

5. Ordinance Serial No. 12-144: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE NORTH CAROUSEL WAY NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 472 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 12-145: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$27,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE NORTH CAROUSEL WAY NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 472, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 12-219

6. Ordinance Serial No. 12-146: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE PORTION OF GOLD RUSH ESTATES NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 479 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 12-147: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$29,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE PORTION OF GOLD RUSH ESTATES NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 479, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 12-220

7. Ordinance Serial No. 12-148: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE PAMELA DRIVE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 482 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 12-149: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$53,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE PAMELA DRIVE

NATURAL GAS LOCAL IMPROVEMENT DISTRICT
NO. 482, AND FIXING DETAILS OF SAID BONDS.

(1) IM No. 12-221

8. Ordinance Serial No. 12-150: AN ORDINANCE ACCEPTING AND APPROPRIATING \$6,712.50 FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE, NATURAL RESOURCES CONSERVATION SERVICES, AND \$2,237.50 FROM A BOROUGH RESIDENT TO FUND 475, PROJECT NO. 20386 FOR THE EXPENSES ASSOCIATED WITH THE RELOCATION OF A HOME IN IMMINENT DANGER BY STREAMBANK EROSION.

a. IM No. 12-225

9. Ordinance Serial No. 12-151: AN ORDINANCE ACCEPTING AND APPROPRIATING \$19,018 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 2013 OPERATIONS.

a. Resolution Serial No. 12-119: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT, PROJECT NO. 20259, FUND 480, FOR THE BOROUGH LOCAL EMERGENCY PLANNING COMMITTEE.

(1) IM No. 12-226

10. Resolution Serial No. 12-120: A RESOLUTION ADOPTING THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEAR 2014 TO FISCAL YEAR 2019.

(1) IM No. 12-230

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

C. OTHER NEW BUSINESS

D. REFERRALS (For referral to the Planning Commission for 90 days or other date specified by the Assembly)

XI. RECONSIDERATION

XII. EXECUTIVE SESSION *(for matters 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; direction may be given to the Attorney or labor negotiator regarding labor negotiations.)*

A. LABOR CONTRACT NEGOTIATIONS WITH THE MATANUSKA-SUSITNA BOROUGH EMPLOYEES ASSOCIATION.

XIII. MAYOR, ASSEMBLY, AND STAFF COMMENTS

XIV. 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.