

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

Lynne Woods, District 1
Bill Allen, District 2
Talis J. Colberg, District 3
Mary Kvalheim, District 4
Cindy L. Bettine, 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, NOVEMBER 1, 2005

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

A. Regular Assembly Meeting: 09/20/05

B. Special Assembly Meeting: 10/17/02

C. Regular Assembly Meeting: 10/18/05

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities
2. Matanuska-Susitna Borough School District
3. Matanuska-Susitna Convention and Visitors Bureau – Bonnie Quill

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. Big Lake FSA No. 33 Board of Supervisors: 08/08/05, 09/12/05
 - b. Circle View and Stampede Estates Flood and Water Erosion Control Service Area No. 131: 08/23/05
 - c. Greater Talkeetna Road Service Area No. 29 Board of Supervisors: 04/14/05, 08/11/05, 09/08/05
 - d. Parks, Recreation, and Trails Advisory Board: 09/26/05, Resolution No. 05-12, Resolution No. 05-13
 - e. Platting Board: 08/04/05, 08/18/05, 09/15/05
 - f. Port Commission: 08/15/05, Resolution Serial No. 05-008
 - g. Talkeetna Sewer and Water Service Area No. 36: 08/25/05
 - h. Wasilla Lakes, Meadow-Lakes, and Big Lake FSA Board of Supervisors: 08/01/05

G. INFORMATIONAL MEMORANDUMS

1. IM No. 05-269: AN INFORMATIONAL MEMORANDUM REGARDING A PROPOSED PLAN OF ACTION FOR DEVELOPING SHORT AND LONG-TERM USE POLICIES AND LEGISLATION FOR REVISED PUBLIC NOTICE PROCEDURES RELATING TO THE DISPOSAL OF BOROUGH LAND AND RESOURCES, A COMMERCIAL TIMBER HARVEST PERMIT, AND A BOROUGH FOREST MANAGEMENT AND COMMERCIAL TIMBER HARVEST POLICY.

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. 05-174: AN ORDINANCE AMENDING MSB 15.24.030(B)(1), THE PUBLIC FACILITIES ELEMENT OF THE COMPREHENSIVE PLAN OF THE MATANUSKA-SUSITNA BOROUGH BY CHANGING THE LIBRARY ELEMENT OF THE PLAN.
 - a. IM No. 05-216

2. Ordinance Serial No. 05-175: AN ORDINANCE TO CLASSIFY LEASE LOT 1 AND TRACT A-1, REPLAT AND VACATION PLAT OF 74-22 AND 60-7, PLAT 80-138 (WASILLA JUNIOR AND SENIOR HIGH SCHOOL SUBDIVISION), RESERVE USE LANDS AND TO AUTHORIZE AT LESS THAN FAIR MARKET VALUE THE LEASE OF 1.2 PLUS ACRES OF TRACT A-1 AND LEASE LOT 1 FOR A PERIOD OF TWO YEARS UNTIL PLATTED TOGETHER, TO THEN BE CONVEYED TO THE CITY OF WASILLA FOR THE PUBLIC PURPOSE OF WATER UTILITIES, BEING LOCATED WITHIN THE CITY OF WASILLA (MSB003864 AND MSB001034).
 - a. Resolution Serial No. 05-133: A RESOLUTION APPROVING THE BEST INTEREST FINDING FOR 1.2 PLUS ACRES OF TRACT A-1 AND LEASE LOT 1, REPLAT AND VACATION PLAT OF 74-22 AND 60-7, ACCORDING TO PLAT 80-138, (WASILLA JUNIOR AND SENIOR HIGH SCHOOL SUBDIVISION), TO BE LEASED FOR TWO YEARS AT LESS THAN FAIR MARKET VALUE, TO BE COMBINED BY PLAT AND SOLD AT LESS THAN FAIR MARKET VALUE TO THE CITY OF WASILLA FOR THE PUBLIC PURPOSE OF WATER UTILITIES, ALL BEING WITHIN THE CITY OF WASILLA (MSB003864 AND MSB001034).
 - (1) IM No. 05-250

3. Ordinance Serial No. 05-176: AN ORDINANCE ACCEPTING AND APPROPRIATING \$3,886.08 FROM MATANUSKA TELEPHONE ASSOCIATION TO A NON-LAPSING CAPITAL FUND 440, PROJECT NO. 20312, FOR UPGRADING AND

ENHANCING THE TELECOMMUNICATIONS AND INFORMATION SERVICES IN THE BOROUGH LIBRARIES.

a. IM No. 05-254

4. Ordinance Serial No. 05-177: AN ORDINANCE ACCEPTING AND APPROPRIATING \$25,000 OF GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT FOR THE ANIMAL CARE FACILITY IMPROVEMENTS PROJECT.

a. Resolution Serial No. 05-134: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ANIMAL CARE FACILITY IMPROVEMENTS PROJECT.

(1) IM No. 05-255

5. Ordinance Serial No. 05-178: AN ORDINANCE ACCEPTING AND APPROPRIATING \$75,000 OF GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT FOR THE KNIK ROAD SERVICE AREA ROAD IMPROVEMENTS PROJECT.

a. Resolution Serial No. 05-135: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE KNIK ROAD SERVICE AREA ROAD IMPROVEMENTS PROJECT.

(1) IM No. 05-256

6. Ordinance Serial No. 05-179: AN ORDINANCE ACCEPTING AND APPROPRIATING \$15,000 OF GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT FOR THE WILLOW AREA SENIOR INC., CAPITAL NEEDS PROJECT.

a. Resolution Serial No. 05-136: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE WILLOW AREA SENIOR INC., CAPITAL NEEDS PROJECT.

(1) IM No. 05-257

7. Ordinance Serial No. 05-180: AN ORDINANCE ACCEPTING AND APPROPRIATING \$15,000 OF GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT FOR THE

UPPER SUSITNA SENIOR CENTER CAPITAL NEEDS PROJECT.

- a. Resolution Serial No. 05-137: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE UPPER SUSITNA SENIOR CENTER PROJECT.
(1) IM No. 05-258

8. Ordinance Serial No. 05-181: AN ORDINANCE ACCEPTING AND APPROPRIATING \$500,000 OF GRANT FUNDS FROM THE ALASKA DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT FOR THE HATCHER PASS ROAD IMPROVEMENTS PROJECT.

- a. Resolution Serial No. 05-138: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE HATCHER PASS ROAD IMPROVEMENTS PROJECT.
(1) IM No. 05-259

9. Ordinance Serial No. 05-182: AN ORDINANCE AMENDING MSB 17.90, REGULATION OF ADULT BUSINESSES AND MSB 17.125, DEFINITIONS, TO EXPAND THE DEFINITION OF ADULT BUSINESSES, MAKE THE ORDINANCE APPLICABLE BOROUGHWIDE, AND CLARIFY PROCEDURES FOR ESTABLISHING PREEXISTING LEGAL NONCONFORMING STATUS OF REGULATED ADULT BUSINESSES.

(Sponsor: Assemblymember Vehrs)

- a. IM No. 05-260

10. Ordinance Serial No. 05-183: AN ORDINANCE REAPPROPRIATING \$45,787 FROM FUND 400, SCHOOL CAPITAL PROJECTS, TO THE AREAWIDE FUND, FUND 100, PUBLIC WORKS MAINTENANCE OPERATING BUDGET, FOR SNOW REMOVAL SERVICES AND SNOW MONITORING EQUIPMENT FOR SU VALLEY HIGH SCHOOL.

- a. IM No. 05-263

11. Ordinance Serial No. 05-184: AN ORDINANCE ACCEPTING AND APPROPRIATING \$7,000,000 FROM THE FEDERAL HIGHWAY ADMINISTRATION FOR FEDERAL FISCAL YEAR 2006 SECTION 1702 EARMARK PROJECTS TO FUND 430, PROJECT NO. 35300, FOR FISH CREEK BRIDGE; FUND 430, PROJECT NO. 35187, FOR HATCHER PASS ROAD IMPROVEMENTS; FUND 410, PROJECT NO. 35245, FOR POINT

MACKENZIE ROAD IMPROVEMENTS; AND FUND 430, PROJECT NO. 35035, FOR SELDON ROAD EXTENSION WEST.

a. Resolution Serial No. 05-139: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE FEDERAL FISCAL YEAR 2006 SECTION 1702 EARMARK PROJECTS AND AUTHORIZING THE MANAGER TO ENTER INTO PROJECT AGREEMENTS WITH THE ALASKA STATE DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES.

(1) IM No. 05-266

12. Ordinance Serial No. 05-185: AN ORDINANCE ACCEPTING AND APPROPRIATING \$14,405,000 FROM THE ALASKA STATE GENERAL FUND TO FUND 430, PROJECT NO. 35299, FOR THE BOGARD ROAD EXTENSION EAST AND THE SELDON ROAD EXTENSION WEST HIGHWAY PROJECTS.

a. Resolution Serial No. 05-140: A RESOLUTION REQUESTING THE ASSUMPTION OF RESPONSIBILITIES RELATING TO THE PLANNING, DESIGN, RIGHT-OF-WAY ACQUISITION, AND CONSTRUCTION OF TWO HIGHWAY PROJECTS FROM THE ALASKA STATE DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES (ADOT&PF), AND AUTHORIZING THE MANAGER TO EXECUTE A TRANSFER OF RESPONSIBILITIES AGREEMENT BY AND BETWEEN THE MATANUSKA-SUSITNA BOROUGH AND ADOT&PF FOR THESE PROJECTS.

b. Resolution Serial No. 05-141: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE BOGARD ROAD EXTENSION EAST AND THE SELDON ROAD EXTENSION WEST HIGHWAY PROJECTS.

(1) IM No. 05-267

13. Ordinance Serial No. 05-186: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$31,200 FROM THE FISCAL YEAR 2006 OFFICE OF INFORMATION TECHNOLOGY DIVISION OPERATING BUDGET TO THE ACCOUNTING DIVISION FISCAL YEAR 2006 OPERATING BUDGET, TO FUND AN ACCOUNTING ASSISTANT I FOR ACCOUNTS PAYABLE, THROUGH JUNE 30, 2006.

a. IM No. 05-268

- C. AUDIENCE PARTICIPATION (Three minutes per person.)
- D. CONSENT AGENDA¹
 - 1. RESOLUTIONS
 - 2. ASSEMBLY MEMORANDUMS
 - a. AM No. 05-201: APPROVAL OF A PROPERTY TAX REFUND DUE TO A CLERICAL ERROR IN THE ASSESSMENTS DIVISION OF PROPERTY TAX ACCOUNT 647900T002 IN THE AMOUNT OF \$2,960.82 TO GWENDOLYN METHONEN.
 - b. AM No. 05-202: AUTHORIZATION TO INCREASE THE CONTRACT AMOUNT FOR EMERGENCY SERVICES STATION UNIFORMS AND ACCESSORIES FROM YOUNG'S FIREHOUSE IN AN AMOUNT NOT TO EXCEED \$150,000 FOR FISCAL YEAR 2006.
 - c. AM No. 05-206: ACCEPTANCE OF LATE FILED SENIOR CITIZEN PROPERTY TAX EXEMPTION APPLICATION FOR TAX YEAR 2005 FOR ALAN D. DUNTLEY.
 - d. AM No. 05-207: AWARD OF BID NO. 06-053 TO DENALI DRILLING, INC., IN THE AMOUNT OF \$39,750 TO DRILL, INSTALL, AND DEVELOP TWO GROUNDWATER MONITORING WELLS FOR THE CENTRAL LANDFILL WITHIN THE CREVASSE MORAINES TRAIL SYSTEM.
 - e. AM No. 05-208: AUTHORIZING THE MANAGER TO ENTER INTO A COOPERATIVE SERVICES AGREEMENT FOR THE PERIOD OF JANUARY 1, 2005, THROUGH DECEMBER 31, 2007, IN THE AMOUNT OF \$655,521 PER YEAR, WITH THE CITIES OF PALMER AND HOUSTON FOR DISPATCH SERVICES.

¹ AM No. 05-206 was pulled from the consent agenda and considered separately.

VIII. UNFINISHED BUSINESS

1. Ordinance Serial No. 05-168: AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY TO AUTHORIZE THE MATANUSKA-SUSITNA BOROUGH TO INCUR INDEBTEDNESS IN THE PRINCIPAL AMOUNT OF \$296,000 FROM THE ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION TO BUILD A COVERED STORAGE AREA FOR SALTED SAND. (*Motion pending: 09/20/05*)
 - a. IM No. 05-158

IX. NEW BUSINESS

A. INTRODUCTION (For public hearing - 11/15/05, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 05-187: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$16,355 GRANT TO FUND 440, PROJECT NO. 15015, FROM THE ALASKA STATE DEPARTMENT OF NATURAL RESOURCES, DIVISION OF PARKS AND OUTDOOR RECREATION FOR THE EAST-WEST EXPRESS TRAILHEAD PROJECT.
 - a. Resolution Serial No. 05-142: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE EAST-WEST EXPRESS TRAILHEAD PROJECT.
 - (1) IM No. 05-271
2. Ordinance Serial No. 05-188: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$12,176 GRANT TO FUND 440, PROJECT NO. 15015, FROM THE ALASKA STATE DEPARTMENT OF NATURAL RESOURCES, DIVISION OF PARKS AND OUTDOOR RECREATION FOR THE TALKEETNA LAKES PARK TRAILHEAD CONSTRUCTION PROJECT.
 - a. Resolution Serial No. 05-143: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE TALKEETNA LAKES PARK TRAILHEAD CONSTRUCTION PROJECT.
 - (1) IM No. 05-272

3. Ordinance Serial No. 05-189: AN ORDINANCE ACCEPTING AND APPROPRIATING AN ADDITIONAL \$36,531 TO FUND 440, PROJECT NO. 15032, FROM THE ALASKA STATE DEPARTMENT OF NATURAL RESOURCES, DIVISION OF PARKS AND OUTDOOR RECREATION FOR THE GOLD MINT TRAIL, INDEPENDENCE MINE-GOLD CORD LAKE TRAIL, AND THE SUMMIT LAKE-APRIL BOWL TRAIL.
 - a. Resolution Serial No. 05-144: A RESOLUTION APPROVING THE AMENDED SCOPE OF WORK AND BUDGET FOR THE GOLD MINT TRAIL, INDEPENDENCE MINE-GOLD CORD LAKE TRAIL, AND THE SUMMIT LAKE-APRIL BOWL TRAIL.
 - (1) IM No. 05-275

4. Ordinance Serial No. 05-190: AN ORDINANCE AMENDING MSB 3.30.080(A), TO REDUCE THE LICENSE FEE FOR DEALERS OF CIGARETTES AND TOBACCO PRODUCTS FOR 2005. (*Sponsor: Assemblymember Vehrs*)
 - a. IM No. 05-276

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

C. OTHER NEW BUSINESS

X. RECONSIDERATION

XI. VETO

XII. EXECUTIVE SESSION

XIII. MAYOR AND ASSEMBLY COMMENTS

XIV. ADJOURNMENT