

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

Jim Sykes, District 1
Matthew Beck, 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, NOVEMBER 5, 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: 10/15/13
- B. Regular Assembly Meeting: 10/15/13
- C. Joint Assembly/Planning Commission Meeting: 10/22/13

VI. REPORTS/CORRESPONDENCE

- A. AGENCY REPORTS (MSB 2.12.082; Seven minutes per person.)
 - 1. Reports From Cities
 - 2. Matanuska-Susitna Borough School District
 - 3. Transportation Advisory Board - Mr. Rick Besse, Chair
- 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. Career and Technical High School Addition Design Presentation - McCool Carlson Green

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Aviation Advisory Board: 07/23/13
 - b. Caswell FSA Board of Supervisors: 05/08/13
 - c. Emergency Medical Services Board: 06/05/13
 - d. Greater Butte RSA Board of Supervisors: 04/11/13, 05/02/13
 - e. Greater Talkeetna RSA Board of Supervisors: 07/11/13
 - f. Historical Preservation Commission: 03/07/13
 - g. Local Emergency Planning Committee: 08/21/13
 - h. Local Road Service Area Advisory Board: 08/15/13
 - i. MSB Fish and Wildlife Commission: 02/28/13, 03/21/13, 04/25/13
 - j. MSB 8.32 Review Commission: 08/28/13
 - k. Platting Board: 08/15/13, 09/05/13
 - l. South Colony RSA Board of Supervisors: 05/08/13, Resolution dated 05/08/13
 - m. Transportation Advisory Board: 07/24/13
2. Community Council Minutes:
 - a. Chickaloon Community Council: 07/10/13
 - b. Point MacKenzie Community Council: 04/25/13, 07/10/13

G. INFORMATIONAL MEMORANDUMS

1. **IM No. 13-272:** Update And Clarification Of The Conveyance Of Lake Lucille Park Property From The Matanuska-Susitna Borough To The City Of Wasilla (MSB 006279).

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. 13-119:** An Ordinance Amending MSB 17.25.005(B), 17.25.070(C)(5) And (F)(2), Talkeetna Special Land Use District, To Allow For Community Civic Use Building Footprints To Exceed 6,000 Square Feet Within The Spur Road South District.
 - a. IM No. 13-199
 2. **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
 3. **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
 4. **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
 5. **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

(2) **AM No. 13-154:** Academy Charter School Classrooms Contract Modification To F-E Contracting, Project No. 40159, To Complete Construction Finishes Of Two Science Classrooms, Science Storage Room And Art Classroom.

6. **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

7. **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

8. **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

9. **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

10. **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

11. **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
 - b. **AM No. 13-156:** Award Of Proposal 14-036 P (Phase II) To Howdie, Inc. In A Contract Amount Not To Exceed \$8,000,000, For The Station 5-1 Design - Build.

12. **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

13. **Ordinance Serial No. 13-145:** An Ordinance Accepting And Appropriating \$300,000 From The Alaska State Department of Transportation And Public Facilities To Fund 430, Project No. 35426, For The Trunk Road Connector Project.
 - a. **Resolution Serial No. 13-122:** A Resolution Approving The Scope of Work And Budget For The Trunk Road Connector, Project No. 35426.
 - (1) IM No. 13-245

14. **Ordinance Serial No. 13-146:** An Ordinance Accepting and Appropriating \$3,395,000 From The City of Palmer to Fund 430, Project No. 35299, For The Bogard Road Extension Water Main Project.
 - a. **Resolution Serial No. 13-123:** A Resolution Approving The Scope of Work And Budget For The Bogard Road Extension Water Main, Project No. 35299.
 - (1) IM No. 13-246
 - (2) **AM No. 13-152:** Approval Of A Contract Amendment (Change Order) In The Amount Of \$1,760,717 To DOWL HKM For The Bogard Road East Design Services, Project No. 06-134, For The

Water Line Design, Construction Administrative Services, And Additional Design Services.

C. AUDIENCE PARTICIPATION (Three Minutes Per Person.)

D. CONSENT AGENDA

1. RESOLUTIONS

- a. **Resolution Serial 13-124:** A Resolution Approving The Amended Scope Of Work For Project No. 30092, Purchase Skid Steer With Attachments, To Replace The Original Proposed Skid Steer With The Purchase Of A Dual-Axle Trailer Mounted 4-Ton Asphalt Processor/Reclaimer, Dual Drum Roller Compactor And Trailer.
(1) IM No. 13-247
- b. **Resolution Serial No. 13-125:** A Resolution Amending The Scope Of Work For The Fiscal Year 2012 Capital Project Hatcher Pass Management Area Snow Machine Trailhead, Project No. 15032.
(1) IM No. 13-252
- c. **Resolution Serial No. 13-126:** A Resolution Directing The Manager To Research, Plan, And Prepare For The Creation Of An Economic Development Corporation With Implementation To Begin July 1, 2014.
(1) IM No. 13-253
- d. **Resolution Serial No. 13-127:** A Resolution Supporting An Amendment To The Alaska Rules Of Minor Offense Procedure Allowing Service Of Citations By Methods Described In Rule 4 Of The Alaska Rules Of Civil Procedure.
(1) IM No. 13-257
- e. **Resolution Serial No. 13-128:** A Resolution Amending The Budget For Project No. 45167 To Allow For The Purchase Of An Areawide Water Rescue Response Vehicle.
(1) IM No. 13-269
- f. **Resolution Serial No. 13-129:** A Resolution Establishing Dates Certain For Payment, Delinquency, Protest, And Appeal Of 2014 Regular Assessment And Tax Rolls, Business Inventory Filing, And For The Commencement Of Hearings Before The Board Of Equalization.
(1) IM No. 13-273

- g. **Resolution Serial No. 13-130:** A Resolution Supporting The Matanuska Susitna Borough Division Of Parks And Outdoor Recreation's Grant Request To Construct Approximately 1.2 Miles Of Single Track Trails In The Crevasse Moraine Trail System.
(1) IM No. 13-276

2. ACTION MEMORANDUMS

- a. **AM No. 13-146:** Approval Of Change Order 1 To Contract No. 13-123P, To Shannon And Wilson Inc. In An Amount Not To Exceed \$34,641 for MSB Landfill Monitoring Wells Sampling And Analysis Installation Of Landfill Gas Probes.
- b. **AM No. 13-147:** Acceptance Of Retroactive And Late Filed Senior Citizen Disabled Veteran Exemption Applications, Which The Assessment Department Does Not Recommend Approval Of These Requests.
- c. **AM No. 13-151:** Acceptance Of Late Filed And Retroactive Senior Citizen And Disabled Veteran Exemption Applications, Which The Assessment Department Recommends Approval Of These Requests.
- d. **AM No. 13-153:** Authorization To Renew A Enterprise License Agreement For GIS Software With Environmental Systems Research Institute, Inc. (ESRI) In The Amount Of \$170,959, To Cover January 29, 2014 Through June 30, 2017.
- e. **AM No. 13-155:** Destruction Of The Ballots From The October 1, 2013, Regular Borough Election.
- f. **AM No. 13-157:** Award Of Proposal 14-025P, To Bettisworth North Architects And Planners In The Contract Amount Of \$1,404,060, For The New Knik Elementary School Design.
- g. **AM No. 13-158:** Matanuska-Susitna Borough Assembly Meeting Schedule For 2014.

X. NEW BUSINESS

- A. INTRODUCTIONS (For public hearing – 12/03/13, Borough Assembly Chambers)

1. **Ordinance Serial No. 12-169:** An Ordinance Amending MSB 17.73, Multifamily Development Design Standards, And MSB 17.125.010, Definitions. (*Motion Pending, Amending MSB 17.73.040*)
 - a. IM No. 12-258

2. **Ordinance Serial No. 13-147:** An Ordinance Approving The Acquisition Of Land, Containing Approximately 15 Acres, Lying Adjacent To The New Joe Reddington, Sr. Junior/Senior High School Site Which Is Located Off Knik Goose Bay Road At Milepost 10, And Classification Of Said Parcels As Reserved Use Lands, For Purpose Of School Site And Internal School Access For The New Knik-Goose Bay Area Elementary School (MSB006823).
 - a. IM No. 13-225

3. **Ordinance Serial No. 13-148:** An Ordinance Authorizing The Matanuska-Susitna Borough To Issue Areawide General Obligation Bonds, In The Principal Amount Not To Exceed \$19,265,000, In One Or More Series, To Finance The Construction, Additions, Improvements, Betterments, Repair, Reconstruction, Or Acquisition Of Public Roads And Facilities Related Thereto In The Matanuska-Susitna Borough, Together With All Necessary Equipment And Transportation Facilities, And The Acquisition Of Lands Or Rights In Lands In Connection Therewith; Fixing Certain Details Of Such Bonds; And Authorizing Their Sale.
 - a. IM No. 13-251

4. **Ordinance Serial No. 13-149:** An Ordinance Approving The Fair Market Value Sale Of Borough-Owned Land To The Knik Arm Bridge And Toll Authority (KABATA) For Purpose Of Public Right-Of-Way Within The Port MacKenzie District As Part Of The Proposed Connection Between The Matanuska-Susitna Borough And The Municipality Of Anchorage In Association With The Proposed Toll Bridge Across Knik Arm (MSB 004964).
 - a. IM No. 13-254

5. **Ordinance Serial No. 13-150:** An Ordinance Accepting And Appropriating A Fiscal Year 2014 Designated Legislative Grant From The State Of Alaska Department Of Commerce, Community And Economic Development In The Amount Of \$150,000 To Fund 410, Project 30047, For Gunflint Trail Upgrade.
 - a. **Resolution Serial No. 13-131:** A Resolution Approving The Scope Of Work And Budget For A Fiscal Year 2014 Designated Legislative Grant In The Amount Of \$150,000 From The State Of Alaska Department Of Commerce,

Community And Economic For The Gunflint Trail Upgrade,
Project No. 30047.

(1) IM No. 13-258

6. **Ordinance Serial No. 13-151:** An Ordinance Approving A Supplemental Appropriation Of \$30,000 From Alpine Road Service Area No. 31 Fund Balance, Fund 285 To Alpine Road Service Area No. 31 Fiscal Year 2014 Operating Budget, Fund 285.
 - a. IM No. 13-259
7. **Ordinance Serial No. 13-152:** An Ordinance Approving A Reappropriation Of \$50,000 From The Knik Road Service Area No. 17 Fiscal Year 2014 Operating Budget, Fund 274, To Fund 410, Project No. 30040, For Knik Road Service Area No. 17 Capital Projects.
 - a. IM No. 13-260
8. **Ordinance Serial No. 13-153:** An Ordinance Approving An Appropriation Of \$50,000 From The South Colony Road Service Area No. 16 Fund Balance, Fund 273, To Fund 410, Project No. 30039, For South Colony Road Service Area No. 16 Capital Projects.
 - a. IM No. 13-261
9. **Ordinance Serial No. 13-154:** An Ordinance Approving An Appropriation Of \$60,000 From The Greater Talkeetna Road Service Area No. 29 Fund Balance, Fund 283, To Fund 410, Project No. 30049, For The Greater Talkeetna Road Service Area No. 29 Capital Projects.
 - a. IM No. 13-262
10. **Ordinance Serial No. 13-155:** An Ordinance Approving A Supplemental Appropriation Of \$20,000 From The Greater Talkeetna Road Service Area No. 29 Fund Balance, Fund 283 To The Greater Talkeetna Road Service Area No. 29 Fiscal Year 2014 Operating Budget, Fund 283.
 - a. IM No. 13-263
11. **Ordinance Serial No. 13-156:** An Ordinance Retaining For Public Purpose Property Acquired Through Tax Foreclosure Described As Lot 1, Block 2, Garden Terrace Estates Subdivision, Identified As Tax Parcel 51114B02L001, Located In The Wasilla Area; Last Record Owners Timothy Patrick And Winfred G. Lucas (MSB006852).
 - a. IM No. 13-265

12. **Ordinance Serial No. 13-157:** An Ordinance Approving Conveyance To The City Of Wasilla, Lot 1, Block 2, Garden Terrace Estates Subdivision, Identified As Borough Tax Parcel 51114N02L001, And The Community Water Distribution System Located On Said Lot For The Public Purpose Of Transferring To The City All Operations And Maintenance Of The Community Water System Which Serves Garden Terrace Estates Residents (MSB006437).
 - a. IM No. 13-266

13. **Ordinance Serial No. 13-158:** An Ordinance Accepting And Appropriating \$87,667 From The Alaska State Division Of Homeland Security And Emergency Management Grant Program, To Fund 425, Project Number 45158, For Emergency And Communications Equipment, Hazmat Training, And Alaska Shield 2014.
 - a. **Resolution Serial No. 13-132:** A Resolution Approving The Scope Of Work And Budget For The Alaska State Division Of Homeland Security And Emergency Management Grant, Project Number 45158, Fund 425, For Emergency And Communications Equipment, Hazmat Training, And Alaska Shield 2014.
 - (1) IM No. 13-268

14. **Ordinance Serial No. 13-159:** An Ordinance Approving An Appropriation Of \$5,000 From The Greater Palmer Consolidated Fire Service Area Fund Balance, Fund 259 To Fund 405, Project No. 10166 For Plumbing Upgrades At Palmer Fire Station 3-5.
 - a. **Resolution Serial No. 13-133:** A Resolution Amending The Budget For Project No. 10166 For Plumbing Upgrades At Palmer Fire Station 3-5.
 - (1) IM No. 13-270

15. **Ordinance Serial No. 13-160:** An Ordinance Approving The Request By Agricultural Rights Owners Of The 1977 Sale Farm Unit, To Divide His 80-Acre Parcel Into Two 40-Acre Parcels, Southeast 1/4, Southwest 1/4 And Southwest 1/4, Southeast 1/4 Of Section 10, Township 24 North, Range 4 West, Seward Meridian, According To Notice Of Forty-Acre Exemption Recorded In The Talkeetna Recording District On November 27, 2007, As Plat 2007-173-EXM; To Provide Platted Driveway Access Through The Original Home Site To Previously Subdivided Parcel; To Sell The Southeast 1/4, Southwest 1/4, 40-Acre Parcel Containing The Original 5-Acre Home Site; To Approve A 2-Acre AG Rights Only Home Site On The 40-Acre Subdivided Parcel Southwest 1/4, Southeast 1/4; And To

Sell The Southwest 1/4, Southeast 1/4 Subdivided Parcel (MSB004879).

a. IM No. 13-271

16. **Ordinance Serial No. 13-161:** An Ordinance Approving A Supplemental Appropriation Of \$30,000 From The Caswell Fire Service Area Fund Balance, Fund 248, To The Caswell Fire Service Area Fiscal Year 2014 Operating Budget, Fund 248, To Reimburse For The Caswell Fire Service Area's Warm Storage Building Water System And Restroom Facilities Project.

a. IM No. 13-274

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. MAYOR, ASSEMBLY, AND STAFF COMMENTS

XIII. EXECUTIVE SESSION

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.**