

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, NOVEMBER 6, 2012

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

- A. Special Assembly Meeting: 10/16/12
- B. Regular Assembly Meeting: 10/16/12
- C. Joint Assembly/Planning Commission Meeting: 10/23/12

VI. SPECIAL ORDERS OF THE DAY

- 1. Invocation by Mr. David Dahms - Senior Pastor of Lazy Mountain Bible Church
- 2. Proclamation in Recognition of Mr. Henry Guinotte
- 3. Appointment of Deputy Mayor – Mr. Ron Arvin

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. Transportation Advisory Board – Mr. Ken Walch
 - 4. Waste Water and Septage Advisory Board – Mr. Tom Healy
 - 5. Aviation Advisory Board – Mr. Archie Giddings

- 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: 08/01/12, Resolution Serial Nos. 12-06, 12-07, 12-08, 12-09, 12-10
 - b. Greater Butte RSA Board of Supervisors: 04/05/12, 05/03/12
 - c. Greater Palmer Consolidated FSA Board of Supervisors: 04/10/12, 06/12/12
 - d. Greater Talkeetna RSA Board of Supervisors: 08/09/12
 - e. Local Road Service Area Board of Supervisors: 06/21/12, Resolution Serial Nos. 12-06, 12-07
 - f. Parks, Recreation, and Trails Advisory Board: Resolution Serial No. 12-04
 - g. Planning Commission: 09/17/12
 - h. Platting Board: 08/16/12, 09/06/12
 - i. Port Commission: 08/20/12, Resolution Serial No. 12-007
 - j. Wastewater and Septage Advisory Board: 04/10/12, 05/08/12, Resolution Serial No. 12-02

 - 2. Community Council Minutes:
 - a. Chickaloon Community Council: 07/11/12
 - b. Trapper Creek Community Council: 07/19/12

G. INFORMATIONAL MEMORANDUMS

VIII. UNFINISHED BUSINESS

IX. VETO

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. 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

2. 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

3. 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

4. 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

5. 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

6. 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
7. 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
8. 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
9. Resolution Serial No. 12-120: A RESOLUTION ADOPTING THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEAR 2014 TO FISCAL YEAR 2019.
 - a. IM No. 12-230

C. AUDIENCE PARTICIPATION (Three minutes per person.)

D. CONSENT AGENDA

1. RESOLUTIONS

- a. Resolution Serial No. 12-121: A RESOLUTION AUTHORIZING EMINENT DOMAIN AND USE OF DECLARATION OF TAKING PROCEDURES TO ACQUIRE PROPERTY INTERESTS NEEDED FOR THE MACHEN ROAD EXTENSION PROJECT.
(1) IM No. 12-208
- b. Resolution Serial No. 12-122: A RESOLUTION APPROVING THE AMENDED SCOPE OF WORK FOR PROJECT NO. 30092, PURCHASE OF NEW BACKHOE, TO INCLUDE THE PURCHASE AND REPLACEMENT OF OVERHEAD LIGHTS IN THE OPERATIONS AND MAINTENANCE SHOP.
(1) IM No. 12-239
- c. Resolution Serial No. 12-123: A RESOLUTION AMENDING THE SCOPE OF WORK FOR THE FISCAL YEAR 2013 CAPITAL PROJECT, HATCHER PASS RESTROOM MAINTENANCE, PROJECT NO. 75005.
(1) IM No. 12-242
- d. Resolution Serial No. 12-124: A RESOLUTION ESTABLISHING A POLICY THAT THE EMERGENCY RESPONSE RESERVE FUND BE FUNDED AT \$1,250,000, EFFECTIVE JULY 1, 2013. *(Sponsored by Assemblymember Keogh)*
(1) IM No. 12-244
- e. Resolution Serial No. 12-125: A RESOLUTION SUPPORTING THE REQUEST OF VALLEY PERFORMING ARTS TO RECEIVE FUNDING FROM THE STATE OF ALASKA IN THE AMOUNT OF \$4,600,000 FOR A NEW FACILITY. *(Sponsored by Mayor DeVilbiss)*
(1) IM No. 12-245
- f. Resolution Serial No. 12-126: A RESOLUTION APPROVING THE AMENDED BUDGETS FOR PROJECT NO. 25035, TRANSFER SITE AND LANDFILL IMPROVEMENTS, AND PROJECT NO. 25048, SKID STEER LOADER AND LIGHT PLANT, AND APPROVING THE SCOPE OF WORK AND

BUDGET FOR PROJECT NO. 25046, TO ALLOW FOR
CENTRAL LANDFILL SCALE REPLACEMENT
AND IMPROVEMENTS.

(1) IM No. 12-247

2. ACTION MEMORANDUMS

- a. AM No. 12-131: AUTHORIZATION TO PURCHASE RURAL EMERGENCY MEDICAL SERVICES COMMUNICATION EQUIPMENT FROM MOTOROLA IN AN AMOUNT NOT TO EXCEED \$298,393.60.
- b. AM No. 12-132: APPROVING A VACATION OF A PORTION OF 60-FOOT WIDE RIGHT-OF-WAY OF SOUTH FAIRWEATHER LANE, PLAT NO. 63-17, MCKECHNIE SUBDIVISION NO. 2, LOCATED IN SECTION 26, TOWNSHIP 17 NORTH, RANGE 2 EAST, SEWARD MERIDIAN, ALASKA.
- c. AM No. 12-133: APPROVING A VACATION OF HOCK CIRCLE, RAVENCREST COURT AND PORTIONS OF SWEETIE PIE STREET AND PADDOCK DRIVE ALONG WITH UTILITY AND SLOPE MAINTENANCE EASEMENTS WITHIN LOTS 17-20, BLOCK 11 AND LOTS 6-15, BLOCK 12, THE RANCH PHASE 4 AND WITHIN LOTS 30, 31 AND 34 - 40, CREEKSIDE PRESERVE NO. 3, LOCATED WITHIN SECTIONS 17, 20 AND 21, TOWNSHIP 17 NORTH, RANGE 1 EAST, SEWARD MERIDIAN, ALASKA.
- d. AM No. 12-134: AWARD OF BID NO. 13-022B TO DIRTWORKS, INC. FOR A CONTRACT AMOUNT OF \$139,525 FOR CREVASSE MORAINES TRAILHEAD PARKING LOT IMPROVEMENTS.
- e. AM No. 12-136: REQUEST TO ELIMINATE A WATER SAFETY INSTRUCTOR II FROM THE AREAWIDE COMMUNITY POOLS FISCAL YEAR 2013 OPERATING BUDGET AND REPLACE IT WITH A LAND AND RESOURCE MANAGEMENT TECHNICIAN POSITION WITHIN THE COMMUNITY DEVELOPMENT AREAWIDE ADMINISTRATIVE FISCAL YEAR 2013 OPERATING BUDGET.

- f. AM No. 12-140: APPROVING THE MATANUSKA-SUSITNA BOROUGH REGULAR ASSEMBLY MEETING SCHEDULE FOR 2013.
- g. AM No. 12-141: DESTRUCTION OF BALLOTS FROM THE OCTOBER 2, 2012, REGULAR BOROUGH ELECTION.

XI. NEW BUSINESS

A. INTRODUCTIONS (For public hearing – 11/20/12 , Borough School District Administration Building)

- 1. Ordinance Serial No. 12-153: AN ORDINANCE APPROVING THE LAND ACQUISITION OF MSB TAX PARCEL 17N01E16C014 CONTAINING APPROXIMATELY FOUR ACRES, AND CLASSIFICATION OF SAID PARCEL AS RESERVED USE LANDS, FOR FUTURE PURPOSE OF CONSTRUCTING STATION 5-1 PUBLIC SAFETY BUILDING IN ORDER TO PROVIDE RECOMMENDED EMERGENCY RESPONSE TO MAT-SU REGIONAL HOSPITAL AND THE SURROUNDING FIRE SERVICE AREA (MSB006726).
 - a. IM No. 12-235
- 2. Ordinance Serial No. 12-154: AN ORDINANCE APPROVING THE LAND ACQUISITION OF TRACT A, KNIK HEIGHTS WEST SUBDIVISION, CONTAINING 103.49 ACRES ACCORDING TO PLAT NO. 2005-165, PALMER RECORDING DISTRICT, AND CLASSIFICATION OF SAID PARCEL AS RESERVED USE LANDS FOR THE KNIK-GOOSEBAY AREA COMBINED MIDDLE/HIGH SCHOOL (MSB006740).
 - a. IM No. 12-237
- 3. Ordinance Serial No. 12-155: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$1,200 FROM PUBLIC DONATIONS TO THE FISCAL YEAR 2013 ANIMAL CARE AND REGULATION DIVISION OPERATING BUDGET FOR PUBLIC AWARENESS OF THE MOBILE ANIMAL SPAY/NEUTER HOSPITAL.
 - a. IM No. 12-238
- 4. Ordinance Serial No. 12-156: AN ORDINANCE APPROVING AN APPROPRIATION OF \$1,000,000 FROM 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. 12-240

5. Ordinance Serial No. 12-157: AN ORDINANCE AMENDING MSB 17.125, DEFINITIONS; AND ADOPTING MSB 17.66, TALL STRUCTURES, INCLUDING TELECOMMUNICATION FACILITIES, WIND ENERGY CONVERSION SYSTEMS, AND OTHER TALL STRUCTURES. *(Sponsored by Assemblymember Keogh)*

a. IM No. 12-241

6. Ordinance Serial No. 12-158: AN ORDINANCE AMENDING MSB 2.12.090, AGENDA; NOTICE OF MEETING; ORDER OF BUSINESS; AND REPEALING MSB 2.12.081, PERSONS TO BE HEARD. *(Sponsored by Mayor DeVilbiss)*

a. IM No. 12-243

7. Ordinance Serial No. 12-159: AN ORDINANCE AMENDING MSB 23.20, FOREST MANAGEMENT, TO AMEND MSB 23.20.170, NON-COMMERCIAL PERSONAL USE OF FOREST PRODUCTS TO INCREASE THE ANNUAL LIMIT OF THREE CORDS PER YEAR TO SIX CORDS PER YEAR.

a. IM No. 12-248

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)

XII. RECONSIDERATION

XIII. MAYOR, ASSEMBLY, AND STAFF COMMENTS

XIV. EXECUTIVE SESSION

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.