MATANUSKA-SUSITNA BOROUGH ASSEMBLY

REGULAR MEETING
NOVEMBER 7, 2000

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on November 7, 2000, at the Matanuska-Susitna Borough Assembly Chambers, Palmer, Alaska. The meeting was called to order at 6:05 p.m. by Mayor Timothy L. Anderson.

II. ROLL CALL

Assembly members present and establishing a quorum were:

Mr. Larry DeVilbiss, Assembly District No. 1
Ms. Sara Jansen, Assembly District No. 2
Mr. Talis J. Colberg, Assembly District No. 3 (entered at 6:06 p.m.)
Mr. Dan Kelly, Assembly District No. 4
Ms. Jody Simpson, Assembly District No. 5
Mr. Jim Colver, Assembly District No. 6
Ms. Kelly Lankford Ladere, Assembly District No. 7

Staff in attendance were:

Ms. Sandra Dillon, Borough Clerk
Mr. John Duffy, Acting Borough Manager
Mr. Michael Gatti, Borough Attorney
Ms. Elizabeth Manfred, Borough Deputy Clerk
Mr. Jim Swing, Public Works Director
Ms. Tammy Clayton, Finance Director
Mr. Karl Borglum, Borough Assessor
Ms. Cindy Gilder, Planning Director
Mr. Ron Swanson, Community Development Director
Mr. Kevin Koechlein, Public Safety Director

III. APPROVAL OF AGENDA

There was no objection to the agenda as presented.

IV. PLEDGE OF ALLEGIANCE

The pledge of allegiance was led by a member of the public, Eric Burkett.

V. MINUTES OF PRECEDING MEETINGS

A. Special Assembly Meeting: October 10, 2000
B. Special Assembly Meeting: October 13, 2000
C. Regular Assembly Meeting: October 17, 2000

D. Special Assembly Meeting: October 24, 2000
E. Special Joint Assembly Meeting: October 24, 2000

MOTION: Assemblymember Jansen moved for approval of the October 10, 2000, special assembly meeting minutes.

GENERAL CONSENT: The motion passed without objection and the minutes of the October 10, 2000, meeting were approved.

MOTION: Assemblymember Jansen moved for approval of the October 13, 2000, special assembly meeting minutes.

Assemblymember Simpson requested a clarification to her comments on page 3 of the October 13, 2000, minutes. *[After clerk's research, the following statement was added: "Discussion continued concerning the inability to obligate officers, employees, and others associated with the borough who did not participate in the executive session."]*

GENERAL CONSENT: The motion passed without objection and the October 13, 2000, were approved pending the clerk's research.

MOTION: Assemblymember Jansen moved for approval of the October 17, 2000, regular assembly meeting minutes.

Assemblymember Simpson noted a correction to page 17 of the October 17, 2000, minutes. *[After clerk's research, Assemblymember DeVilbiss' final comment was corrected to read: "requested that the clerk provide a copy of the South Knik Community Council letter to Mr. Mike Scott."]*

Assemblymember Colver requested clarification of his declaration of conflict of interest on page 8 of the October 17, 2000, minutes. *[After clerk's research, the minutes were corrected to read: "Assemblymember Colver declared a conflict of interest because although he is only a subcontractor for the project, he wanted to avoid any possible appearance of impropriety.]*

Assemblymember Colver requested clarification of the vote on page 12 of the October 17, 2000, minutes. *[After clerk's research, the minutes for the vote on Ordinance Serial No. 169 were corrected to read: "An LID may not proceed unless ballots approving the local improvement district are timely filed by owners of property bearing more than one-half of the estimated cost of the improvement. The LID received 50 percent approval."]*

Assemblymember Jansen requested to abstain from the vote for approval of the minutes as she did not attend the meeting of October 17, 2000.

VOTE: The motion passed with Assemblymember Jansen abstaining and the minutes of the October 17, 2000, meeting were approved pending clerk's research.

MOTION: Assemblymember Jansen moved for approval of the October 24, 2000, special assembly meeting minutes.

GENERAL CONSENT: The motion passed without objection and the minutes of the October 24, 2000, special meeting were approved.

MOTION: Assemblymember Jansen moved for approval of the October 24, 2000, special joint assembly/planning commission meeting minutes.

Assemblymember Colberg noted a correction on page 4 of the October 24, 2000, special joint assembly/planning commission meeting minutes. *[After clerk research, Assemblymember Colberg's comment was changed to read: " spoke in favor of zoning and proposed that a standard euclidian zoning ordinance be developed as an alternate plan."]*

GENERAL CONSENT: The motion passed without objection and the minutes of the October 24, 2000, special joint assembly/planning commission meeting were approved pending clerk's research.

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Report from Cities

Palmer Mayor Guinotte:
- reported that Palmer has initiated the budget process for the calendar year of 2001;
- stated that it was their intent to mandate some paving LIDs and explained that Palmer's charter allows enforced LID paving areas;
- commented that the 2001 budget will address several paving items;
- announced that Key Bank Plaza plans a construction expansion to include a Kentucky Fried Chicken and a laudromat;
- noted an increase in sales tax revenues received; and
- congratulated John Duffy on his appointment as borough manager.

2. Matanuska-Susitna Borough School District

Superintendent Chesbro:
- welcomed the new mayor and assembly members;
- reported that recent bench mark reports in the district were favorable; and
- stated that the district has initiated their budget preparation.

3. Mollie Boyer, Valley Community For Recycling Solutions: Request Borough Land for Recycling Purposes

Ms. Boyer:
- introduced Troy Smiley of the Upper Valley Recycling Solutions;
- requested that the assembly support a borough recycling development program;
- explained the economic potential of developing a recycling center; and
- announced that November 15, 2000, is national recycle day.

Mr. Duffy reported that the borough is researching transfer sites and methods to develop the Valley Community for Recycling requests.

4. Ed Brittingham, Director, Greater Wasilla Chamber: Review of Chamber's Strategic Plan and Major Priorities

Mr. Brittingham:
- thanked Mayor Anderson and Borough Manager Duffy for attending a meeting and giving a presentation of future borough economic development plans;
- stated that the chamber's priorities for economic development are (1) to facilitate the Point MacKenzie port development, and (2) to facilitate the Hatcher Pass development; and
- read the mission statement for the chamber.

Mr. Phil Lockwood, Vice President of the Greater Wasilla Chamber:
- stated that the board is 100 percent behind the Point MacKenzie and Hatcher Pass development projects.

B. COMMITTEE REPORTS

(The assembly currently has no committees.)

Assemblymember Jansen requested that the clerk prepare an AM to reactivate the Joint School Funding Committee.

C. MANAGER COMMENTS

Mr. Duffy:
- reported that the planning commission has adopted the recommendations for the Garvee Bond project;
- thanked Mr. Swanson and the land management department for successful borough land sales;
- remarked that Mr. Larry Crawford, Anchorage Economic Development Corporation will present an overview of strategic economic development on November 21, 2000;
- commented on the resolutions received from the Wasilla Chamber opposing the property tax initiative and supporting a bid to host the 2006 Arctic Winter Games;
- spoke to the monthly financial report and a plan to reformat this report;
- remarked that the revised financial report will include awards, contracts and change orders; and
- stated that the borough has received a $100,000 grant to design landfill expansion.

Assemblymember Kelly questioned the borough's associated costs for supporting the 2006 Arctic Winter Games.

Assemblymember Colver requested an assembly resolution supporting the 2006 Arctic Winter Games.

Assemblymember Jansen appreciated the new format for the borough manager's report.

D. ATTORNEY COMMENTS

(There were no attorney comments.)

E. CLERK COMMENTS

Ms. Dillon:
- shared the meeting schedule and noted that a work session is scheduled for November 21, 2000, regarding LID policies and procedures;
- noted that a work session on assembly goals and priorities is scheduled for November 28, 2000;
- commented that a joint meeting with the school board will be held in the Palmer High School library on December 12, 2000;
- requested that assembly members bring their code books to the clerk's office for the most recent supplements to be inserted;
- reminded the assembly of an invitation from the Anchorage assembly to attend a meeting with their legislators on December 8, 2000;
- shared the Mat-Su RC&D information concerning the annual economic development conference on November 16 and 17, 2000;
- commented on the travel arrangements to the AML conference in Juneau; and
- spoke to the attached tracking report and requested assembly members comments or suggestions concerning items on it.

Assemblymember Jansen presented Mayor Anderson with a resolution of appreciation from the planning commission for past service.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
a. Local Emergency Planning Committee - 09/20/00
b. Mat-Su Fire Chiefs Association - 09/27/00, 10/25/00
c. Platting Board - 10/05/00
d. Planning Commission - 10/02/00
e. Port Commission - 10/09/00
f. Transportation Advisory Board - 09/26/00

Assemblymember Kelly stressed the importance of remaining focused on a transportation study and questioned which Palmer-Wasilla Highway expansion DOT is recommending.

g. Trapper Creek Road Service Area No. 30 - 07/10/00

2. Community Council Correspondence:
a. Meadow Lakes Community Council - 09/13/00
b. Talkeetna Community Council - 08/07/00, 09/04/00
c. Trapper Creek Community Council - 10/12/00

3. Other:
a. City of Wasilla letter regarding United States Senate Bill S 1028, the Citizens Access to Justice Act (the "takings" bill).

The citizen and other correspondence were presented and no comments were given except where noted.

G. INFORMATIONAL MEMORANDUMS

1. IM No. 00-230: To memorialize the assembly action of October 17, 2000: Approval of letter of recommendation for Michael J. Scott.

(IM No. 00-230 was presented and no comments were given.)

VIII. UNFINISHED BUSINESS

A. IM No. 00-238: ASSEMBLY ACTION OF OCTOBER 24, 2000. *[Motion pending: To direct the planning commission to develop a euclidian zoning ordinance for the core area of the borough.]*

Discussion followed regarding development of a euclidian zoning ordinance as an alternative without halting the current flexible zoning proposed ordinance procedures and allowing the public to chose between flexible or euclidian zoning.

VOTE: The motion to direct the planning commission to develop a euclidian zoning ordinance for the core area was approved with Assemblymember DeVilbiss opposed.

The regular assembly meeting recessed at 6:56 p.m. and reconvened at 7:05 p.m.

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

A. PERSONS TO BE HEARD (Three minutes per person.)

(There were no persons to be heard.)

B. PUBLIC HEARINGS (Three minutes per person.)

1. Ordinance Serial No. 00-181: AN ORDINANCE AUTHORIZING THE MATANUSKA-SUSITNA BOROUGH TO ISSUE GENERAL OBLIGATION SCHOOL BONDS, 2000 SERIES B, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED $14,143,000 TO PROVIDE FUNDS FOR SCHOOL AND RELATED CAPITAL IMPROVEMENTS IN THE BOROUGH, FIXING CERTAIN DETAILS OF SUCH BONDS, AND AUTHORIZING THEIR SALE. IM No. 00-224

Ms. Clayton recommended postponement of action to November 21, 2000, because the results of the state tax cap initiative are a factor for borough bond sales.

Mayor Anderson opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Jansen moved for adoption of Ordinance Serial No. 00-181.

MOTION: Assemblymember Jansen moved to postpone to time certain of November 21, 2000.

GENERAL CONSENT: The motion, to postpone, passed without objection.

2. Ordinance Serial No. 00-182: AN ORDINANCE AUTHORIZING THE MATANUSKA-SUSITNA BOROUGH TO ISSUE GENERAL OBLIGATION PARK BONDS, 2000 SERIES C, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED $4,400,000 TO PROVIDE FUNDS FOR BALLPARKS, INDOOR AND OUTDOOR RECREATIONAL FACILITIES, TRAILS AND RELATED CAPITAL IMPROVEMENTS IN THE BOROUGH, FIXING CERTAIN DETAILS OF SUCH BONDS AND AUTHORIZING THEIR SALE. IM No. 00-225

Ms. Clayton recommended postponement of action to November 21, 2000, because the results of the state tax cap initiative are a factor for borough bond sales.

Mayor Anderson opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Jansen moved for adoption of Ordinance Serial No. 00-182.

MOTION: Assemblymember Jansen moved to postpone to time certain of November 21, 2000.

GENERAL CONSENT: The motion, to postpone, passed without objection.

3. Ordinance Serial No. 00-176: AN ORDINANCE ADOPTING MSB 15.24.030(C)(23), MARION LAKE, LAKE MANAGEMENT PLAN.

a. Ordinance Serial No. 00-177: AN ORDINANCE AMENDING MSB 17.59, LAKE MANAGEMENT PLAN IMPLEMENTATION. IM No. 00-219

Ms. Beth McKibben, Planner II gave a staff report concerning the development process for the Marion Lake Lake Management Plan.

Mayor Anderson opened the public hearing.

The following spoke in favor of the ordinances: Ms. Lyndeen Knapp, Mr. Mike Graves; Mr. Bud Hershbach, Mr. Tony Pfister, Ms. Jay Nolfi.

The following spoke in opposition to the ordinances: Ms. Lola Jensen, Mr. Todd Clark (Alaska Boating Association), Mr. Leonard M. Haire, Ms. Betty Vehrs, Mr. Cliff Judkins (Alaska Boating Association), Mr. Mike Boots.

There being no others wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Simpson moved for adoption of Ordinance Serial Nos. 00-176 and 177.

Assemblymember Simpson spoke to the concern that recommendations included in the above-referenced legislation are in opposition to the previously adopted lake management development guidelines.

Mr. Gatti defined the terms "may" as discretionary and "must" and "shall" as mandatory when used in legislation.

Discussion continued concerning the recommendations in the above-referenced legislation and the previously adopted guidelines.

MOTION: Assemblymember Simpson moved a primary amendment to Ordinance Serial No. 00-177, Section 4, the proposed MSB 17.59.060(D)(9) by striking the phrase "Sunday through Saturday on" and inserting the phrase "except on Thursday, Friday, Saturday, and all three-day weekends mandated by federal holiday (Memorial Day, Fourth of July, and Labor Day)."

GENERAL CONSENT: The primary amendment passed without objection.

MOTION: Assemblymember Simpson moved a primary amendment to Ordinance Serial No. 00-177, to amend subsection MSB17.59.060(C)(2) to add paragraph (c) Marion Lake.

Discussion continued on the merits of the amendment.

GENERAL CONSENT: The primary amendment passed without objection.

MOTION: Assemblymember Simpson moved to incorporate the guidelines established into the plan implemented with Ordinance Serial No. 00-176.

VOTE: The motion passed with Assemblymember Kelly opposed.

VOTE: The main motion as amended passed with Assemblymember Kelly opposed.

The regular assembly meeting recessed at 8:33 p.m. and reconvened at 8:40 p.m.

4. Ordinance Serial No. 00-178: AN ORDINANCE ACCEPTING AND APPROPRIATING $65,491 FROM THE ALASKA DEPARTMENT OF HEALTH AND SOCIAL SERVICES TO THE PUBLIC SAFETY RADIO TRANSMITTER SITES PROJECT, FUND 425, PROJECT 20319, FOR THE UPGRADE OF THE SYSTEM AND RELOCATION OF TRANSMITTER SITES.

a. Resolution Serial No. 00-071: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE PUBLIC SAFETY RADIO TRANSMITTER SITES PROJECT GRANT, FUND 425, PROJECT 20319. IM No. 00-220

Mayor Anderson opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Jansen moved for adoption of Ordinance Serial No. 00-178 and Resolution Serial No. 00-071.

GENERAL CONSENT: The motion passed without objection.

5. Ordinance Serial No. 00-179: AN ORDINANCE APPROPRIATING $76,400 FROM THE STATE OF ALASKA MUNICIPAL CAPITAL PROJECT MATCHING GRANT PROGRAM TO REPLACE AN AMBULANCE AND RELATED MEDICAL AND RESCUE EQUIPMENT.

a. Resolution Serial No. 00-072: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET AS ADOPTED IN RESOLUTION SERIAL NO. 98-006(SUB) AND RESOLUTION SERIAL NO. 00-007, WHICH SET THE SCOPE OF WORK AND BUDGET TO REPLACE, REFURBISH OR REMOUNT PUBLIC SAFETY EQUIPMENT, PROJECT 20308. IM No. 00-221

Mayor Anderson opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Jansen moved for adoption of Ordinance Serial No. 00-179 and Resolution Serial No. 00-072.

GENERAL CONSENT: The motion passed without objection.

6. Ordinance Serial No. 00-180: AN ORDINANCE APPROPRIATING $25,000 FROM THE WASILLA-LAKES FIRE SERVICE AREA FUND BALANCE, FUND 250, TO THE FIRE SERVICE CAPITAL PROJECT FUND 405, PROJECT 45065, TO PURCHASE A CLASS A FOAM SYSTEM.

a. Resolution Serial No. 00-073: A RESOLUTION REVISING THE SCOPE OF WORK AND BUDGET AS ADOPTED IN THE FISCAL YEAR 2001 BUDGET, CAPITAL PROJECTS FUND 405, FOR THE AMOUNT OF $240,000, SPECIFICALLY TO PURCHASE A NEW ENGINE AND EQUIPMENT PROJECT NO. 45065, AND APPROVING THE SCOPE OF WORK AND BUDGET FOR $25,000 FROM THE WASILLA-LAKES FIRE SERVICE AREA CAPITAL PROJECT FUND 405, PROJECT NO. 45065, TO PURCHASE FIRE APPARATUS AND RELATED EQUIPMENT. IM No. 00-223

Mayor Anderson opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Kelly moved for adoption of Ordinance Serial No. 00-180 and Resolution Serial No. 00-073.

GENERAL CONSENT: The motion passed without objection.

7. Ordinance Serial No. 00-183: AN ORDINANCE ACCEPTING AND APPROPRIATING $15,217 FROM WILDER CONSTRUCTION TO THE PORT MACKENZIE PROJECT FROM THE SALE OF SHEET PILE. IM No. 00-226

Mayor Anderson opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Simpson moved for adoption of Ordinance Serial No. 00-183.

Mr. Swing gave a staff report on the method of surplus sales and stated that the difficulty in finding a buyer for sheet pile did not make a surplus sale process necessary at this time.

GENERAL CONSENT: The motion passed without objection.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

Mr. Marc Masteller, President of Gateway Community Council:

- voiced concerns of groundwater contamination from unlined cells at the central landfill:
- suggested research on groundwater movements be conducted;
- requested that the landfill not accept materials that form leech;
- supported development of a composting operation; and
- stated support for the valley recycling efforts.

Ms. Pat Coyne and Ms. Adene Arthur:

- spoke to Avalanche awareness month and available avalanche education.

IX. NEW BUSINESS

A. INTRODUCTION (Suggested public hearing - 11/21/00)

1. Ordinance Serial No. 00-189: AN ORDINANCE AMENDING MSB 15.39.090 (MEETINGS; QUORUM), REQUIRING THAT ACTIONS OF THE BOARD OF ADJUSTMENT AND APPEALS BE ADOPTED BY A MAJORITY OF ITS AUTHORIZED MEMBERSHIP. (Sponsor: J. Simpson) IM No. 00-170

2. Ordinance Serial No. 00-190: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF $65,000 FROM THE MEADOW LAKES FIRE SERVICE AREA FUND BALANCE, FUND 257, TO THE MEADOW LAKES FIRE SERVICE AREA FISCAL YEAR 2001 OPERATING BUDGET, FUND 257, TO UPGRADE THE SELF CONTAINED BREATHING APPARATUS (SCBA) AND REPLACE A CASCADE SYSTEM AND FIRE FIGHTING PROTECTIVE GEAR. IM No. 00-234

3. Ordinance Serial No. 00-191: AN ORDINANCE AMENDING MSB 5.25.142(A), SERVICE AREA NO. 132: GREATER PALMER CONSOLIDATED FIRE SERVICE AREA, BY ADJUSTING THE BOUNDARY TO INCLUDE AN 80-ACRE PARCEL OF LAND ORIGINALLY IN THE WASILLA- LAKES FIRE SERVICE AREA.

a. Ordinance Serial No. 00-192: AN ORDINANCE AMENDING MSB 5.25.140(A), SERVICE AREA NO. 130: WASILLA-LAKES FIRE SERVICE AREA, BY ADJUSTING THE BOUNDARY TO REFLECT THE REMOVAL OF AN 80-ACRE PARCEL OF LAND AND INCLUDING IT IN THE GREATER PALMER CONSOLIDATED FIRE SERVICE AREA. IM No. 00-237

4. Ordinance Serial No. 00-193: AN ORDINANCE REAPPROPRIATING $19,230 FROM THE LAND MANAGEMENT FUND, COMMUNITY DEVELOPMENT FY 2001 OPERATING FUND, TO FUND 480, BOROUGHWIDE PARKS AND RECREATION (COMPREHENSIVE PLAN) ASSET MANAGEMENT PLAN AMENDING THE BUDGET AND SCOPE OF WORK..

a. Resolution Serial No. 00-076: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET FOR THE BOROUGHWIDE PARKS AND RECREATION PLAN.

(1) AM No. 00-136: AMENDMENT TO THE CONTRACT WITH LAND DESIGN NORTH REGARDING THE PARKS AND RECREATION ASSET MANAGEMENT PLAN TO INTEGRATE TRAIL MAPPING AND ATTRIBUTE INFORMATION.

Ms. Dillon read the above legislation into the record.

MOTION: Assemblymember Jansen moved for introduction of the above-referenced legislation and set the public hearing on November 21, 2000.

GENERAL CONSENT: The motion passed without objection.

B. INTRODUCTION (Suggested public hearing - 12/05/00)

1. Ordinance Serial No. 00-185: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE BEAVER LAKES AREA NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 313 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 00-186: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED $540,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE BEAVER LAKES AREA NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 313, AND FIXING DETAILS OF SAID BONDS. IM No. 00-231

2. Ordinance Serial No. 00-187: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE WILDERNESS ACRES NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 320 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.

a. Ordinance Serial No. 00-188: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED $21,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE WILDERNESS ACRES NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 320, AND FIXING DETAILS OF SAID BONDS. IM No. 00-232

Ms. Dillon read the above legislation into the record.

MOTION: Assemblymember Jansen moved for introduction of the above-referenced legislation and set the public hearing on December 5, 2000.

GENERAL CONSENT: The motion passed without objection.

C. CONSENT AGENDA

(Resolution Serial Nos. 00-077, 079 and AM Nos. 00-126, 130, 133, and 135 were pulled from the consent agenda, see pages 13,14, and 15 for assembly action.)

1. RESOLUTIONS

b. Resolution Serial No. 00-078: A RESOLUTION APPROVING A GRANT REQUEST FOR AN INTERPRETATIVE SIGNS PROJECT FOR THE MATANUSKA COLONY HISTORIC DISTRICT. IM No. 00-233

d. Resolution Serial No. 00-080: A RESOLUTION DESIGNATING THE MONTH OF NOVEMBER 2000 AS AVALANCHE AWARENESS MONTH. (Sponsor: L. DeVilbiss) IM No. 00-240

2. ACTION MEMORANDUMS

a. AM No. 00-125: RECONFIGURATION OF SANITARY WASTE WATER DISPOSAL EASEMENT WITHIN LOT 26, BLOCK 3 OF MIDTOWN ESTATES PHASE II, T18N, R01E, SECTION 35, SEWARD MERIDIAN, ALASKA, GATEWAY COMMUNITY COUNCIL AREA.

c. AM No. 00-127: ELIMINATION OF A PORTION OF UTILITY EASEMENT WITHIN EMERALD HILLS SUBDIVISION, LOT 18, BLOCK 3, T18N, R01W, SECTION 33, SEWARD MERIDIAN, ALASKA, TANAINA COMMUNITY COUNCIL AREA.

d. AM No. 00-128: VACATION OF ANY PUBLIC INTEREST IN THE FIFTEEN-FOOT WIDE BUFFER ZONE LOCATED WITHIN LOT 1, BLOCK 2, SHENANDOAH SUBDIVISION, DIVISIONS I AND II, SECTION 4, T17N, R01E, SEWARD MERIDIAN, ALASKA, SOUTH LAKES COMMUNITY COUNCIL AREA.

e. AM No. 00-129: VACATION OF ANY PUBLIC INTEREST IN THE THIRTY-FIVE FOOT SLOPE EASEMENT LOCATED WITHIN LOT 1, BLOCK 2, SHENANDOAH SUBDIVISION, DIVISIONS I AND II, SECTION 4, T17N, R01E, SEWARD MERIDIAN, ALASKA, SOUTH LAKES COMMUNITY COUNCIL AREA.

g. AM No. 00-131: VACATION OF A THIRTY-THREE FOOT SECTION LINE EASEMENT LOCATED WITHIN SECTION 28, T19N, R04W, SEWARD MERIDIAN, ALASKA, WILLOW COMMUNITY COUNCIL AREA.

h. AM No. 00-132: VACATION OF A PORTION OF SECTION LINE EASEMENTS LOCATED WITHIN SECTIONS 1 AND 2, T16N, R02W, SEWARD MERIDIAN, ALASKA, KNIK FAIRVIEW COMMUNITY COUNCIL AREA.

j. AM No. 00-134: APPROVAL OF DESTRUCTION OF BALLOTS FOR THE 1999 GENERAL ELECTION.

l. AM No. 00-139: AUTHORIZE THE SHERROD SCHOOL REPLACEMENT SITE SELECTION COMMITTEE.

Ms. Dillon read the above legislation into the record.

MOTION: Assemblymember Jansen moved for approval of the above-referenced consent agenda items.

GENERAL CONSENT: The motion passed without objection.

a. Resolution Serial No. 00-077: A RESOLUTION APPROVING THE BOROUGH EMERGENCY OPERATIONS PLAN (EOP) VOLUME 4, THE RESOURCE MANUAL, AND THE RECOVERY ANNEX. IM No. 00-176

MOTION: Assemblymember Lankford Ladere moved for approval of Resolution Serial No. 00-077.

MOTION: Assemblymember Lankford Ladere moved to postpone Resolution Serial No. 00-177 to time certain of December 5, 2000.

GENERAL CONSENT: The motion to postpone to time certain passed without objection.

c. Resolution Serial No. 00-079: A RESOLUTION SUPPORTING THE EFFORTS OF THE FRIENDS OF MAT-SU TO CONDUCT A VISUAL PREFERENCE SURVEY OF BOROUGH RESIDENTS. (Sponsor: D. Kelly) IM No. 00-239

MOTION: Assemblymember DeVilbiss moved for approval of Resolution Serial No. 00-079.

Discussion followed regarding use of borough staff time for a private interest survey.

VOTE: The motion passed with Assemblymember DeVilbiss opposed.

b. AM No. 00-126: APPROVAL OF CHANGE ORDER TO TEELAND MIDDLE SCHOOL PROJECT FOR CONTINUATION OF FIELD TESTING AND LABORATORY SERVICES.

MOTION: Assemblymember Colver moved for approval of AM No. 00-126.

Assemblymember Cover suggested fixed numbers on all proposals and that the borough hire an independent third party inspection service to tighten up quality control on borough proposals.

GENERAL CONSENT: The motion passed without objection.

f. AM No. 00-130: VACATION OF SECTION LINE EASEMENT LOCATED WITHIN LOT 1, BLOCK 3, SHERWOOD ESTATES, SECTION 34, T18N, R02W, SEWARD MERIDIAN, ALASKA, MEADOW LAKES COMMUNITY COUNCIL AREA.

MOTION: Assemblymember Lankford Ladere moved for approval of AM No. 00-130.

Discussion followed on the value of requiring community council input for vacation requests.

Mr. Duffy stated that future vacation requests will have a section added for community council comments.

GENERAL CONSENT: The motion passed without objection.

i. AM No. 00-133: AWARD OF PROPOSAL NO. 01-021, CONSULTANT SERVICES FOR THE MSB TRANSPORTATION STUDY.

MOTION: Assemblymember DeVilbiss moved for approval of AM No. 00-133.

Mr. Duffy:

- advised that the borough's long range transportation plan was adopted in 1997;
- stated that the plan discusses future transportation to be developed in a twenty-year time span;
- explained that the borough develops transportation proposals and then gathers input from citizens and boards; and
- remarked that with the addition of natural gas to the Butte area the plan requires change.

GENERAL CONSENT. The motion passed without objection.

k. AM No. 00-135: APPROVAL OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY SCHEDULE DATES FOR 2001.

MOTION: Assemblymember Colver moved for approval of AM No. 00-135.

MOTION: Assemblymember Colver moved a primary amendment to move the January 2 meeting to January 9, 2000.

RULING: Mayor Anderson rules the primary amendment out of order as it is not in compliance with borough code.

GENERAL CONSENT: The main motion passed without objection.

D. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Anderson made the following recommendations:

Animal Control Board
- Ms. Betty Vehrs

Emergency Medical Services Board
- Mr. Andrew F. Good, dispatch center position

Ethics Board
- Ms. Joan Hope
- Mr. Bill Siedler

Library Board
- Ms. Caroline McRoberts, Trapper Creek position
- Mr. Gregory Hope, Wasilla position

Local Emergency Planning Commission
Mr. Joseph LeBeau, Environmental/Business/Technical position
Parks, Recreation, and Trails Advisory Board
Mr. Ed Strabel, at-large position
Ms. Kathy Wells, Assembly District 3 position
Planning Commission
Mr. Terry L. Nicodemus, Assembly District 3 position
School Site Selection Committee, Academy Charter School
Ms. Sara Jansen, assembly member position
Mr. Larry DeVilbiss, assembly member position
Ms. Helene Antel Brooks, school board member position
Mr. Mike Chmielewski, school board member position
Ms. Cynthia Payne, planning commission member position
Ms. Mary Kvalheim, planning commission member position
Ms. Barbara Girard, general public position
Mr. Ed Zegzdryn, general public position
School Site Selection Committee, Sherrod replacement
Ms. Sara Jansen, assembly member position
Mr. Jim Colver, assembly member position
Mr. Dan Contini, school board member position
Mr. Rob Wells, school board member position
Ms. Cynthia Payne, planning commission member position
Mr. Steve Rowland, planning commission member position
Ms. Rhonda Stark, general public position
Ms. Jacqueline Whitstine, general public position

Mayor Anderson requested the following confirmations:
Assembly - Deputy Mayor
Ms. Sara Jansen

Mayor Anderson recommended acceptance of the following resignations:
Library Board
Mr. Shayne Holmes
Planning Commission
Mr. Tim Anderson

MOTION: Assemblymember Simpson moved to approve the mayor's recommendations, confirm the mayor's appointment of Ms. Jansen as Deputy Mayor and accept the resignations of Mr. Shayne Holmes and Mr. Tim Anderson.

GENERAL CONSENT: The motion passed without objection.

Assemblymember Lankford Ladere expressed appreciation of the mayor's attempts to appoint representatives from District 7 to boards and commissions.

Mr. Gatti addressed the mayor's ability to appoint members to boards and commission subject to assembly confirmation and stated that removal from boards and commissions must be for cause.

E. OTHER NEW BUSINESS

(There was no other new business.)

X. RECONSIDERATION

(There was no reconsideration pending.)

XI. VETO

(There was no veto pending.)

XII. EXECUTIVE SESSION

(There was no executive session.)

XIII. MAYOR AND ASSEMBLY COMMENTS

Assemblymember Kelly:
- expressed excitement with the accomplishments of this meeting;
- spoke to the resource development council breakfast in Anchorage on November 9, 2000; and
- requested support for attendance of a Resource Development Council meeting in Anchorage on November 16 and 17, 2000.

Assemblymember Lankford Ladere:
- announced that the mayor and manager will conduct a community meeting at Sheep Creek Lodge on December 6, 2000;
- remarked that the manager, a department head, and Assemblymember Lankford Ladere will hold a community meeting in Skwentna during December; and
- stated that the community response to open borough government is positive.

Mr. Duffy:
- spoke to plans to include Lake Louise as a remote site for a community meeting.

Assemblymember Simpson:
- requested that the administration prepare a resolution in support of valley recycling;
- thanked the clerk for arranging the joint assembly meeting with Anchorage; and
- congratulated Deputy Mayor Jansen for her appointment.

Deputy Mayor Jansen:
- thanked the mayor and the assembly for the appointment as deputy mayor.

Assemblymember Colver:

- spoke to the time period allowed for comments to DOT regarding the STIP:
- acknowledged the success of joint assembly meeting in Anchorage;
- asked that the clerk invite the Mat-Su legislative delegation to attend the December 8 meeting in Anchorage with their legislators;
- volunteered to serve on the liaison committee with the Anchorage assembly;
- expressed an interest in serving on the joint school funding committee;
- requested that the manager find an office space in the borough building to conduct business; and
- spoke to the safety issue of constructing a trail from Seldon/Lucille area to Alacantra.

Assemblymember DeVilbiss:

- voiced concern that borough staff had not visited Marion Lake prior to, or at any time, during the development of the Marion Lake Plan.

Mr. Duffy stated that staff will be required to do site visits prior to completion of future plans.

Mayor Anderson:

- announced that he will be absent from the November 21, 2000, meeting;
- spoke to borough proclamations awarded recently;
- stated that he and the manager gave a presentation to Wasilla Chamber regarding the continuation of development for Point MacKenzie and Hatcher Pass;
- appreciated the open meeting structure used to hire the manager; and
- encouraged the assembly to attend chamber meetings regularly.

XIV. ADJOURNMENT

The regular assembly meeting adjourned at 10:20 p.m.

TIMOTHY L. ANDERSON, Borough Mayor

ATTEST:

Sandra A Dillon

SANDRA A. DILLON, Borough Clerk

Minutes approved: November 21, 2000