

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on November 20, 2007, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6:09 p.m. by Deputy Mayor Lynne Woods. (*Mayor Curtis D. Menard attended via teleconference.*)

II. ROLL CALL

Assembly members present and establishing a quorum were:

Ms. Lynne Woods, Assembly District No. 1 (*Deputy Mayor*)
Mr. Pete Houston, Assembly District No. 2
Ms. Michelle R. Church, Assembly District No. 3
Ms. Cindy L. Bettine, Assembly District No. 5
Mr. Tom Kluberton, Assembly District No. 7

Staff in attendance were:

Mr. John Duffy, Borough Manager
Mr. Nicholas Spiropoulos, Borough Attorney
Ms. Lonnie R. McKechnie, Deputy Borough Clerk
Ms. Amanda E. Charles, Executive Assistant to the Borough Clerk
Ms. Tammy Clayton, Finance Director
Ms. Marian Romano, Assistant Borough Manager
Mr. Keith Rountree, Public Works Director
Mr. Dennis Brodigan, Emergency Services Director
Ms. Linda Brenner, Community Development Director
Ms. Patty Sullivan, Public Information Manager
Mr. Dave Hanson, Economic Development Director
Ms. Eileen Probasco, Acting Chief of Planning
Mr. Russ Kraft, Purchasing Officer
Mr. Brad Sworts, Transportation and Environmental Manager

III. APPROVAL OF AGENDA

Deputy Mayor Woods inquired if there were any changes to the agenda.

Assemblymember Kluberton requested that "Blue Ribbon Sportsman's Committee" be added to the agenda under Committee Reports.

Assemblymember Church requested that Molly Boyer from Valley Community for Recycling Solutions be added to the agenda under Agency Reports.

Deputy Mayor Woods requested that a Proclamation in Recognition of Adoption Day be added to the agenda under Special Orders of the Day.

GENERAL CONSENT: The agenda was approved as amended without objection.

IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mr. Brad Swortz.

V. MINUTES OF PRECEDING MEETINGS

Deputy Mayor Woods inquired if there were any corrections to the special meeting minutes of October 30, 2007.

GENERAL CONSENT: The minutes were approved as presented without objection.

VI. SPECIAL ORDERS OF THE DAY

A. A Proclamation in Recognition of Glen Hamilton

Deputy Mayor Woods:

- read the proclamation into the record; and
- presented the proclamation to Glen Hamilton.

B. A Proclamation in Recognition of Adoption Day.

Deputy Mayor Woods:

- read the proclamation into the record; and
- presented the proclamation to Ms. Betsy Woodin.

VII. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

(There was no report provided.)

2. Matanuska-Susitna Borough School District

(There was no report provided.)

3. Ms. Molly Boyer - Valley Community for Recycling Solutions

Ms. Boyer:

- spoke to the accomplishments of the landfill over the past year;

- noted that they have gained the ability to sell their products;
- spoke regarding teaching the community about waste reduction through school field trips to the landfill and recycling center;
- explained changes in their capital appropriations; and
- added commentary regarding the future growth of the facility.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

(There was no report provided.)

2. Assembly Public Relations

(There were no reports provided.)

3. Mayor's Blue Ribbon Sportsman's Committee

Assemblymember Kluberton:

- stated that they will be meeting with the Commissioner of the State Department of Fish and Game regarding salmon escapements into the Northern Cook Inlet;
- provided highlights for the topics of discussion; and
- spoke regarding the need for healthy fish stocks.

C. MANAGER COMMENTS

1. State/Federal Legislation

Mr. Duffy spoke regarding a presentation on the Port MacKenzie Rail Extension Project update.

Mr. Joe Perkins, Perkins Consulting:

- noted that he was accompanied by Mr. Brian Lindamood, Project Manager for the Alaska Railroad;
- provided a timeline of project milestones;
- spoke to the public involvement process;
- noted areas of concern from the public;
- listed the corridors which are under consideration;
- discussed the evaluation matrix; and
- provided future areas of work for the project.

Assemblymember Bettine:

- spoke to concerns from her constituents; and
- stated that she would like to draft a resolution for the December 4, 2007, regular meeting that expresses the concerns of towns that border a railway.

Mr. Duffy:

- stated that administration is fully prepared to draft a resolution which states such areas of concern as social effects; and
- spoke to including in the resolution consideration of future traffic pattern growth.

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

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. 07-143: AN ORDINANCE CREATING MOUNTAIN CREST DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 428, 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. 07-287
 - b. IM No. 07-250

Ms. Clayton:

- provided a staff report;
- added that two lots needed to come out of this local improvement district;
- noted that this was discovered after the ballots were mailed out; and
- requested that no action be taken on this item until December 4, 2007, and that the public hearing be reopened at that time.

Deputy Mayor Woods opened the public hearing.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Bettine moved to adopt Ordinance Serial No. 07-143.

MOTION: Assemblymember Bettine requested that this item be postponed until a time certain of December 4, 2007, for a continued public hearing.

VOTE: The motion to postpone to a time certain passed without objection.

2. Ordinance Serial No. 07-167: AN ORDINANCE ACCEPTING AND APPROPRIATING \$85,761 GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC

DEVELOPMENT, TO FUND 400, PROJECT NO. 40161, HOLLYWOOD ROAD SAFETY IMPROVEMENTS AT THE KNIK-GOOSE BAY ELEMENTARY SCHOOL SITE.

- a. Resolution Serial No. 07-128: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE HOLLYWOOD ROAD SAFETY IMPROVEMENTS AT THE KNIK-GOOSE BAY ELEMENTARY SCHOOL SITE, FUND 400, PROJECT NO. 40161, AND AUTHORIZING THE MANAGER TO ENTER INTO A GRANT AGREEMENT WITH THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT.
- (1) IM No. 07-254

Mr. Rountree:

- provided a staff report;
- stated that they were not allowed to use bond funds on this project; and
- added that they found other areas of funding.

Assemblymember Church asked if the work had been completed.

Mr. Rountree stated that the project had been completed.

Deputy Mayor Woods opened the public hearing.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Bettine moved to adopt Ordinance Serial No. 07-167 and Resolution Serial No. 07-128

Assemblymember Bettine commended the staff from the department of Public Works for obtaining the grant money.

VOTE: The motion passed without objection.

3. Ordinance Serial No. 07-168: AN ORDINANCE REAPPROPRIATING \$10,000 FROM FUND 475, PROJECT NO. 20360, TO FUND 100, FISCAL YEAR 2008 PLANNING DIVISION OPERATING BUDGET FOR DISTRIBUTION AS A GRANT TO THE MID-VALLEY SENIORS.
- a. IM No. 07-265

Ms. Probasco:

- provided a staff report;
- explained that the application did not meet the criteria to obtain grant money; and
- noted that Fiscal Year 2006 contained unused funds that could be reappropriated at this time.

Assemblymember Bettine provided clarification regarding why the application did not meet the criteria for the grant.

Mr. Spiropoulos:

- spoke to concerns regarding what the grant money would be used for; and
- advised the Assembly to approve the ordinance provided that they knew what the grant money would be used for and that the purpose matched the verbiage within the ordinance.

Deputy Mayor Woods opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 07-168: Ms. Leslie Wheeler, Mr. George Dusek, and Ms. Diane Dusek.

There being no others present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Bettine moved to adopt Ordinance Serial No. 07-168.

Assemblymember Church asked if there was a legal problem with passing this ordinance.

Mr. Spiropoulos spoke to the purpose of the ordinance.

VOTE: The motion passed without objection.

4. Ordinance Serial No. 07-169: AN ORDINANCE CLASSIFYING LANDS AND APPROVING LANDS FOR SALE OR RETENTION OF ELEVEN BOROUGH-OWNED PARCELS IN THE BIG LAKE, CASWELL, COW LAKE, KASHWITNA, NANCY LAKE, AND PETERSVILLE AREAS.
 - a. IM No. 07-281

Ms. Brenner:

- provided a staff report; and
- noted the support from staff and citizens for this ordinance.

Deputy Mayor Woods opened the public hearing.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Kluberton moved to adopt Ordinance Serial No. 07-169.

Assemblymember Kluberton voiced his support for the ordinance.

VOTE: The motion passed without objection.

5. Ordinance Serial No. 07-170: AN ORDINANCE ADOPTING MSB 8.70, PROHIBITION AGAINST UNAUTHORIZED USE OF PARKING RESERVED FOR PERSONS WITH DISABILITIES AND PROVIDING FOR A PENALTY; AND AMENDING MSB 1.45.100, SCHEDULE OF FINES FOR INFRACTIONS. (*Sponsor: Assemblymember Kvalheim*)
- a. IM No. 07-283

Mr. Duffy:

- provided a staff report;
- noted communications with the State Department of Public Safety; and
- added that it is clear that Code Compliance will not be actively seeking these citations.

Mr. Spiropoulos noted that the division of Code Compliance is complaint-based.

Mr. Duffy added that this would include non-area-wide locations only.

Assemblymember Church noted her concerns with trying to enforce this ordinance since Code Compliance is complaint-based.

Deputy Mayor Woods opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 07-170: Mr. Ben Wattum and Mr. Mike Ragor.

Assemblymember Bettine requested that this item be added to the next joint Borough/City meeting.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Bettine moved to adopt Ordinance Serial No. 07-170.

Assemblymember Church:

- stated that she had reviewed the city of Wasilla's code; and
- noted areas for amendment.

MOTION: Assemblymember Church moved to postpone Ordinance Serial No. 07-170 to a time certain of December 4, 2007.

Assemblymember Bettine:

- noted concern for postponing this item; and
- explained that her concern stems from the public hearing process being closed when items are postponed and then the public cannot add additional input which could pertain to the amended areas.

Mr. Duffy:

- stated that it is better to move the ordinance forward correctly the first time; and
- noted that this item can come back under the public hearing portion of the agenda at the next regular meeting to allow for additional comments from the public.

Assemblymember Church spoke to her preference for the city of Wasilla's code verbiage.

Assemblymember Bettine withdrew her objection.

Assemblymember Houston opined his preference for working with the cities in amending this ordinance.

VOTE: The motion to postpone to a time certain of December 4, 2007, passed without objection.

6. Ordinance Serial No. 07-171: AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF \$26,054 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT, TO FUND 480, PROJECT NO. 45126, TO ALLOW FOR THE CONTINUATION OF THE CITIZEN CORPS PROGRAM.
 - a. Resolution Serial No. 07-129: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT, FUND 480, PROJECT NO. 45126, TO EMPLOY A CITIZEN CORPS COORDINATOR, PURCHASE EQUIPMENT AND SUPPLIES, AND CONDUCT TRAINING AND EXERCISES.
 - (1) IM No. 07-284

Mr. Brodigan provided a brief staff report.

Deputy Mayor Woods opened the public hearing.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Bettine moved to adopt Ordinance Serial No. 07-171 and Resolution Serial No. 07-129.

VOTE: The motion passed without objection.

7. Ordinance Serial No. 07-172: AN ORDINANCE ACCEPTING AND APPROPRIATING \$340,000 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT PROGRAM, TO FUND 425, PROJECT NO. 45158, FOR TRAINING AND EXERCISE EXPENSES AND TO PURCHASE INTEROPERABLE COMMUNICATIONS EQUIPMENT.
 - a. Resolution Serial No. 07-130: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF HOMELAND

SECURITY AND EMERGENCY MANAGEMENT, PROJECT NO. 45158, FUND 425,
FOR TRAINING AND EXERCISE EXPENSES AND TO PURCHASE
INTEROPERABLE COMMUNICATION EQUIPMENT.

(1) IM No. 07-285

Mr. Brodigan provided a staff report.

Deputy Mayor Woods opened the public hearing.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Bettine moved to adopt Ordinance Serial No. 07-172 and Resolution Serial No. 07-130.

VOTE: The motion passed without objection.

8. Ordinance Serial No. 07-173: AN ORDINANCE RECLASSIFYING TRACT A, A.S.C.S. 870354, CONTAINING APPROXIMATELY 320 ACRES FOR A DUAL CLASSIFICATION OF PUBLIC RECREATIONAL LANDS AND MATERIAL LANDS LOCATED AT APPROXIMATELY MILE 9 OF POINT MACKENZIE ROAD (MSB004971).

a. IM No. 07-286

Ms. Brenner:

- provided a staff report; and
- spoke to the importance of reserving the land for the intended purposes.

Assemblymember Bettine:

- queried if the Point MacKenzie Community Council was sent information;
- added that the community council only met once every other month; and
- asked if any comments were received.

Ms. Brenner responded that they had not received any comments from the Point MacKenzie Community Council.

Deputy Mayor Woods opened the public hearing.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Bettine moved to adopt Ordinance Serial No. 07-173.

Assemblymember Bettine:

- spoke to comments on page 143 and 145;

- noted that those comments reflected her own concerns; and
- opined her concern with proper gravel pit operations.

VOTE: The motion passed without objection.

9. Ordinance Serial No. 07-174: AN ORDINANCE AMENDING TITLE 15, COMPREHENSIVE PLAN AND PURPOSES, ADOPTING THE 2007 KNIK ARM BRIDGE AND TOLL AUTHORITY HISTORIC PRESERVATION PLAN INTO THE OVERALL BOROUGHWIDE COMPREHENSIVE PLAN.
 - a. IM No. 07-292

Ms. Probasco:

- provided a staff report;
- noted areas of consideration for future development;
- added that other areas of consideration will be coming forward; and
- spoke to the public involvement process.

Deputy Mayor Woods opened the public hearing.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Bettine moved to adopt Ordinance Serial No. 07-174.

VOTE: The motion passed without objection.

10. Ordinance Serial No. 07-175: AN ORDINANCE ACCEPTING AND APPROPRIATING \$20,000 FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, DIVISION OF COMMUNITY ADVOCACY, TO FUND 480, PROJECT NO. 45024, FOR REPAIRS AND RENOVATIONS TO THE CHICKALOON COMMUNITY HALL AND AUTHORIZING THE MANAGER TO ENTER INTO AN AGREEMENT WITH THE CHICKALOON COMMUNITY COUNCIL FOR THE COMPLETION OF THIS WORK.
 - a. IM No. 07-295

Deputy Mayor Woods opened the public hearing.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Bettine moved to adopt Ordinance Serial No. 07-175.

VOTE: The motion passed without objection.

11. Ordinance Serial No. 07-176: AN ORDINANCE APPROVING AN APPROPRIATION OF \$20,403 FROM THE AREAWIDE FUND BALANCE, FUND 100, TO FUND 410, FOR THE DUST CONTROL PROGRAM.
- a. IM No. 07-296

Ms. Clayton:

- provided a staff report; and
- noted that the \$20,403 is the excess amount from the amount previously appropriated.

Deputy Mayor Woods opened the public hearing.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Bettine moved to adopt Ordinance Serial No. 07-176.

VOTE: The motion passed without objection.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following persons spoke regarding the affects of the Port MacKenzie Rail Extension on Willow, AK: Ms. Linda Oxley, Chair of Willow Area Community Organization, and Mr. Ed McCain.

The following persons spoke regarding their lack of support for Ordinance Serial No. 07-114 and additional work that is scheduled in regards to Ordinance Serial No. 07-115: Mr. Bob Hales Mr. Trevor Edmondson.

The following person spoke regarding his lack of support in giving Mr. Bill Allen the Borough Seal and the affects of dredging within the water table: Mr. John Leiner.

The following person spoke regarding possible affects of the Port MacKenzie Rail Extension on the subsurface: Mr. Greg Strong.

The following person spoke regarding the impacts of the Bogard Road Extension routes: Mr. Dean Maxwell.

D. ATTORNEY COMMENTS

Mr. Spiropoulos:

- spoke to possible delays from the department of Law due to upcoming litigation; and
- noted his absence from the office beginning November 27, 2007.

E. MANAGER COMMENTS

Mr. Duffy:

- stated that administration has not received any information from the Boy Scouts of America;
- added that if the information is not received in administration by November 21, 2007, he will be calling the Boy Scouts of America to tell them the work session will be cancelled;
- noted that there is a meeting scheduled with industry and non-industry persons on November 29, 2007, regarding gravel extraction from the water table;
- spoke to the public process in regards to the Port MacKenzie Rail Extension;
- noted that the Environmental Impact Study (EIS) will consider all the possible routes for the railway; and
- opined that the Surface Transportation Board (STB) will most likely support the Assembly's choice of routes.

Assemblymember Bettine:

- stated her concerns with the expenditure of funds towards the EIS;
- added that it would be wise to have a work session before any preferences are sent to the STB; and
- spoke regarding long-term costs to the Borough.

Assemblymember Church offered her support for a work session on the Port MacKenzie Rail Extension.

Mr. Duffy explained that there is much work that has yet to be done before the EIS will occur.

Assemblymember Kluberton stated he would save his comments for the work session.

Mr. Duffy:

- spoke regarding an upcoming trip to Washington D.C. to speak about the Borough's projects; and
- discussed major infrastructure changes in China and how this country will soon see similar changes.

F. CLERK COMMENTS

Ms. McKechnie:

- spoke regarding the upcoming meeting schedule; and
- suggested December 4, 2007, or December 11, 2007, as an available date for a work session regarding the rail extension.

Mr. Duffy opined his support for December 11, 2007, due to the amount of paperwork that will be forwarded to the Assembly members.

Assemblymember Bettine requested a work session on December 11, 2007, at 3 p.m. to discuss the Port MacKenzie Railway.

Ms. McKechnie:

- spoke regarding the Assembly retreat; and
- requested direction on a date.

Mayor Menard:

- stated his preference for January 12, 2007; and
- requested to know how much Ms. Karen Kirk charges for her services.

Discussion ensued regarding Ms. Kirk's understanding of the Borough.

[CLERK'S NOTE: The decision was made to retain Ms. Kirk's services.]

E. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Enhanced 9-1-1 Advisory Board: 08/14/07
 - b. Parks, Recreation, and Trails Advisory Board: 08/27/07
 - c. Port Commission: 07/16/07

The citizen and other correspondence were presented and no comments were noted.

F. INFORMATIONAL MEMORANDUMS

1. IM No. 07-303: AN INFORMATIONAL MEMORANDUM ADVISING OF CONTRACT AWARDS AND AMENDMENTS IN THE AMOUNT OF \$100,000 OR LESS, AND SOLE SOURCE PROCUREMENTS, FOR THE PERIOD OF OCTOBER 1, 2007, TO OCTOBER 31, 2007.

Assemblymember Church requested clarification regarding what the \$100,000 contracts were for.

Mr. Kraft provided clarification regarding how they are over \$25,000 and under \$100,000, which do not require an Action Memorandum.

D. CONSENT AGENDA (AM No. 07-139 was pulled from the consent agenda and addressed separately. *See pp. 14*)

Assemblymember Bettine requested that AM No. 07-139 be removed from the consent agenda and addressed separately.

1. RESOLUTIONS

- a. Resolution Serial No. 07-131: A RESOLUTION REQUESTING THE STATE OF ALASKA, THROUGH THE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT'S REAL ESTATE COMMISSION, TO ADD DISCLOSURE OF EROSION HAZARDS TO THE RESIDENTIAL REAL PROPERTY TRANSFER DISCLOSURE STATEMENT.
(1) IM No. 07-297
2. ASSEMBLY MEMORANDUMS
 - a. AM No. 07-138: APPROVAL OF THE 2008 ASSEMBLY MEETING SCHEDULE.
 - c. AM No. 07-140: AUTHORIZATION TO PURCHASE COMMUNICATIONS EQUIPMENT FROM MOTOROLA IN THE AMOUNT NOT TO EXCEED \$117,858.20 FOR HOUSTON CITY IN ACCORDANCE WITH THE MEMORANDUM OF AGREEMENT AND GRANT AGREEMENT.

Ms. McKechnie read the above legislation into the record.

MOTION: Assemblymember Bettine moved to approve the consent agenda as read into the record by the Deputy Clerk.

VOTE: The motion passed without objection.

- b. AM No. 07-139: APPROVAL TO ISSUE A REQUEST FOR PROPOSAL TO HIRE AN OWNER'S REPRESENTATIVE TO EVALUATE CURRENT AND FUTURE BOROUGH SPACE NEEDS, WITH A PRIORITY BEING GIVEN TO UTILIZATION OF EXISTING SPACE.

MOTION: Assemblymember Bettine moved to approve AM No. 07-139.

Assemblymember Bettine:

- spoke regarding items that were not covered in previous discussions, such as satellite offices and telecommuting opportunities; and
- opined her want to send a letter to the city of Palmer regarding resolving the parking issues with the old administration building.

Mr. Duffy:

- mentioned hearing rumor that the city of Palmer is seeking bonds;
- offered his support for writing a letter to the city of Palmer regarding parking issues;
- noted that administration has been attempting to establish satellite offices that could accommodate different department officials at different times of the month;
- added that telecommuting is currently allowed as long as certain requirements are met; and
- explained that a decision needs to be made soon regarding how to best utilize the gymnasium space.

Assemblymember Bettine opined her concern that staff are allocated an appropriate amount of work space.

Assemblymember Kluberton:

- spoke to past concerns and obstacles that occurred when trying to find additional work space for Borough employees;
- noted concerns for the monetary expenditures in new construction versus old construction;
- opined that the Borough needs a concrete response from the city of Palmer regarding what can occur for the old administration building before the money is sent forward for the owner's representative;
- added that the gymnasium could be utilized appropriately as a long-term solution, not just a short-term solution; and
- spoke to unanswered concerns regarding what department would move first and/or together.

Assemblymember Houston stated that it was his belief that it was the owner's representative would be recommending the possible changes.

Discussion ensued regarding possible courses of action.

MOTION: Assemblymember Bettine moved to extend to 11 p.m.

VOTE: There was no objection noted.

MOTION: Assemblymember Bettine moved to postpone AM No. 07-139 indefinitely.

VOTE: There was no objection noted.

IX. UNFINISHED BUSINESS

- A. Ordinance Serial No. 07-114: AN ORDINANCE ESTABLISHING A TAX ON A NATURAL RESOURCE WHENEVER THE NATURAL RESOURCE IS SEVERED FROM PROPERTY WITHIN THE MATANUSKA-SUSITNA BOROUGH AND PROVIDING FOR PENALTIES FOR FAILURE TO PAY TAXES DUE BY ADOPTING MSB 3.55, NATURAL RESOURCE SEVERANCE TAX. *(Main motion pending from 8/7/07.)*
1. IM No. 07-186

MOTION: Assemblymember Bettine moved to postpone Ordinance Serial No. 07-114 indefinitely.

Assemblymember Bettine:

- stated that the summary report was great;
- spoke to page 211, collection and use of revenue, being weak;
- opined that the use of the revenue does not match the summary report; and

- requested that staff work on this document for a later meeting in March 2008.

Deputy Mayor Woods noted concerns from community councils on how to pay for roads.

Assemblymember Kluberton:

- stated that he would like to see a clear tie to the voting public and how the two would relate;
- added that it needs to be equal to all resource extraction; and
- opined that it needs to show that the severance tax will directly pay for infrastructure in the future.

Assemblymember Houston opined that the industries, and other interested parties, need to be involved in the construction of the next ordinance.

MOTION: Assemblymember Bettine called for the question (to stop debate).

VOTE: There was no objection noted to stopping debate.

VOTE: The motion to postpone indefinitely passed without objection.

[CLERK'S NOTE: Mayor Menard disconnected from the teleconference at 10 p.m.]

B. Ordinance Serial No. 07-115: AN ORDINANCE AMENDING MSB 17.28, INTERIM MATERIALS DISTRICT, TO INCLUDE PROVISIONS FOR REGULATING EXCAVATION INTO THE SEASONAL HIGH WATER TABLE. *(Main motion pending from 8/21/07.)*

1. IM No. 07-100

MOTION: Assemblymember Kluberton moved to postpone Ordinance Serial No. 07-115 to a time certain of January 16, 2008.

VOTE: The motion to postpone to a time certain passed without objection.

X. NEW BUSINESS

A. INTRODUCTION (For public hearing – 12/4/07, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 07-177: AN ORDINANCE ACCEPTING AND APPROPRIATING \$7,500 FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, FOR THE FISCAL YEAR 2008 DESIGNATED LEGISLATIVE GRANTS FOR SUSITNA VALLEY HIGH SCHOOL LIBRARY TECHNOLOGY UPGRADES, PROJECT NO. 40160, FUND 400.

a. Resolution Serial No. 07-132: A RESOLUTION APPROVING A SCOPE OF WORK AND BUDGET FOR THE FISCAL YEAR 2008 DESIGNATED LEGISLATIVE GRANT PROJECTS FROM THE ALASKA STATE DEPARTMENT OF

COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, FOR THE SUSITNA VALLEY HIGH SCHOOL LIBRARY TECHNOLOGY UPGRADES, PROJECT NO. 40160, FUND 400.

(1) IM No. 07-298

2. Ordinance Serial No. 07-178: AN ORDINANCE ACCEPTING AND APPROPRIATING \$20,000 FROM THE WILLOW AREA SENIORS INC., FOR CHIPSEAL AT THE WILLOW AREA SENIOR CENTER TO FUND 430, PROJECT NO. 35004.

a. Resolution Serial No. 07-133: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR CHIPSEALING AT THE WILLOW AREA SENIOR CENTER, PROJECT NO. 35004, AND AUTHORIZING THE MANAGER TO ENTER INTO AN AGREEMENT WITH THE WILLOW AREA SENIORS INC., FOR THE COMPLETION OF THIS WORK.

(1) IM No. 07-299

3. Ordinance Serial No. 07-179: AN ORDINANCE ACCEPTING AND APPROPRIATING \$685.26 FROM THE MATANUSKA TELEPHONE ASSOCIATION TO FUND 440, PROJECT NO. 20323, REAPPROPRIATE \$41,824 FROM FUND 480, PROJECT NO. 20312, TO FUND 440, PROJECT NO. 20323, FOR UPGRADING AND ENHANCING THE TELECOMMUNICATIONS AND INFORMATION SERVICES WITHIN THE MATANUSKA-SUSITNA LIBRARY NETWORK.

a. Resolutions Serial No. 07-134: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET IN THE AMOUNT OF \$72,680.05 FOR PROJECT NO. 20323 TO UPGRADE THE PUBLIC ACCESS COMPUTERS WITHIN THE MATANUSKA-SUSITNA LIBRARY NETWORK.

(1) IM No. 07-300

4. Ordinance Serial No. 07-180: AN ORDINANCE AMENDING MSB 17.73; MULTI-FAMILY DEVELOPMENT DESIGN STANDARDS.

a. IM No. 07-301

5. Ordinance Serial No. 07-181: AN ORDINANCE REAPPROPRIATING \$150,000 FROM THE AREAWIDE FUND, FUND 100, RESERVE FOR ADMINISTRATIVE OFFICE SPACE OR FOR TAX RELIEF IN FISCAL YEAR 2009, TO FUND 480, PROJECT NO. 47001, FOR AN ADMINISTRATIVE OFFICE SPACE ANALYSIS.

a. Resolution Serial No. 07-135: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR AN ADMINISTRATIVE OFFICE SPACE ANALYSIS, PROJECT NO. 47001.

(1) IM No. 07-302

Ms. McKechnie read the above legislation into the record.

MOTION: Assemblymember Bettine moved to introduce the legislation as read into the record by the Clerk and set the public hearings for December 4, 2007.

VOTE: The motion passed without objection.

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Menard requested the following confirmations:

Local Emergency Planning Commission

Mr. Patrick Malone

Ms. Diane Woodruff

Mayor's Blue Ribbon Task Force on Forming a Health and Social Services Board

Ms. Stephanie Allen

Wasilla-Lakes FSA # 130

Resignation of Mr. Art Scates

Big Lake RSA # 21

Mr. Houston Snyder

Greater Willow RSA # 20

Mr. Ralph Oakley

Midway RSA # 9

Ms. Carol Selkirk

Talkeetna Sewer and Water Service Area # 36

Mr. Paul Richards

Mayor Menard made the following recommendations:

Animal Care and Regulation Board

Mr. James Chesbro

Board of Equalization

Ms. DanaLyn Dalrymple

Board of Ethics

Mr. Ed Manning

Emergency Medical Services Board

Ms. Patricia Stewart

Ms. Lisa Behrens

Ms. Cheri Day

Mr. Christian Hartley

Enhanced 911 Advisory Board

Mr. Dennis Casanovas

Mr. A. Lee Himes

Historical Preservation Committee

Mr. John Stuart

Ms. Jill Reese

Library Board

Ms. Carmen Summerfield

Ms. Julia Ede
Local Emergency Planning Committee
Mr. David Harbour
Ms. Beatrice Adler
Mr. Randal Hahn
Mr. R. Scott Simmons
Office of Administrative Hearings
Mr. Ross Kopperud
Parks, Recreation and Trails Advisory Board
Mr. Jack Campbell
Mr. Daniel Elliott
Planning Commission
Mr. Mark Masteller
Mr. Mark Ewing
Mr. William Bruu
Mr. Dick Zobel
Wasilla-Lakes FSA # 130
Mr. George Boatright

MOTION: Assemblymember Bettine moved to confirm the Mayor's recommendations up for confirmation this evening.

VOTE: The motion passed without objection.

C. OTHER NEW BUSINESS

XI. RECONSIDERATION

(There were no reconsiderations presented.)

XII. VETO

(There were no vetoes presented.)

XIII. EXECUTIVE SESSION

(There was no executive session held.)

XIV. MAYOR AND ASSEMBLY COMMENTS

Assemblymember Houston:

- thanked the public for attending the meeting;
- requested further information regarding the Out and About Senior's Program; and
- opined his support for the Borough being a good model for future gravel pits.

Assemblymember Kluberton:

- spoke regarding public concerns with the gravel pit at mile 48; and
- spoke regarding reclamation plans for mining in the water table.

Assemblymember Church:

- noted that she had emailed the manager for an update on the agricultural land sales; and
- stated that Ms. Brenner stated that agricultural land sales were not a high priority.

Mr. Duffy stated he would follow up with staff and Assemblymember Church.

Assemblymember Church:

- spoke to Assessments recording the death of constituents and how the State Department of Vital Statistics will not share their information; and
- requested administration work with the Department of Vital Statistics to get that information.

Mr. Duffy:

- stated he would work on it; and
- offered that the Borough could send out letters to family members requesting death certificates of deceased family members upon their passing.

Assemblymember Church:

- requested that the Assembly members contact Ms. Boyer to become more informed regarding the recycling efforts on VCRS; and
- spoke to concerns with ADA signage requirements.

Mr. Spiropoulos spoke to appropriate notice (signage) being the requirement.

Assemblymember Church spoke regarding an earthquake awareness meeting she attended on November 19, 2007.

Assemblymember Bettine asked why the meeting regarding the ferry with Mr. Lou Madden has not yet been scheduled.

Mr. Duffy:

- responded that the model is being updated;
- added that other potential users of the vessel are being contacted; and
- offered that mid-December would be a good time for a meeting.

Assemblymember Bettine stated that the Borough needs to work on a cell tower ordinance.

Mr. Duffy stated that administration is currently working on that ordinance and will follow-up with the Assembly.

Assemblymember Bettine also requested an update on the community council issue to include an in-depth spreadsheet showing a status report.

Deputy Mayor Woods:

- stated that she has a reclamation form from the Department of Natural Resources;
- noted that she went to an Economic Development course at the Alaska Municipal League (AML);
- added that the Denali Commission gave a presentation at AML conference which was outstanding;
- spoke regarding noise problems throughout other parts of the country; and
- added that she is going to be on vacation starting November 21, 2007.

XV. ADJOURNMENT

The regular meeting adjourned at 10:40 p.m.

/ S /

CURTIS D. MENARD, Borough Mayor

ATTEST:

/ S /

MICHELLE M. MCGEHEE, CMC, Borough Clerk

Minutes approved: 12/04/07