

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on November 20, 2012, at the Borough School District Administration Building, 501 N. Gulkana Street, Palmer, Alaska. The meeting was called to order at 6 p.m. by Mayor Larry DeVilbiss.

II. ROLL CALL

Assembly members present and establishing a quorum were:

Mr. Warren Keogh, Assembly District No. 1
Mr. Noel Woods, Assembly District No. 2
Mr. Ronald Arvin, Assembly District No. 3 (*Deputy Mayor*)(*entered telephonically at 6:07 p.m.*)
Mr. Steve Colligan, Assembly District No. 4
Mr. Darcie K. Salmon, Assembly District No. 5
Mr. Jim Colver, Assembly District No. 6
Mr. Vern Halter, Assembly District No. 7

Staff in attendance were:

Ms. Lonnie R. McKechnie, Borough Clerk
Mr. John Moosey, Borough Manager
Mr. George Hays, Assistant Borough Manager
Mr. Nicholas Spiropoulos, Borough Attorney
Ms. Brenda J. Henry, Assistant Clerk
Ms. Tammy Clayton, Finance Director
Ms. Eileen Probasco, Planning and Land Use Director
Mr. Dennis Brodigan, Emergency Services Director
Ms. Patty Sullivan, Public Affairs Director
Mr. Eric Phillips, Community Development Director
Mr. Raymond Nix, Resource Specialist
Ms. Holly Dubose, Administrative Assistant I
Ms. Nancy Cameron, Land Management Agent

III. APPROVAL OF AGENDA

Mayor DeVilbiss inquired if there were any changes to the agenda.

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

IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mr. Kenny Barber, a member of the audience.

V. MINUTES OF PRECEDING MEETINGS

A. Regular Assembly Meeting: 11/06/12

Mayor DeVilbiss inquired if there were any corrections to the regular meeting minutes of November 6, 2012.

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

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

Wasilla City

Mr. Bert Cottle, Deputy Administrator:

- thanked the body for allowing city participation in the Assembly Planning Session;
- requested a tri-city meeting with the Borough; and
- wished the body a happy Thanksgiving.

2. Matanuska-Susitna Borough School District

Mr. Luke Fult, Chief Business Official:

- thanked the Assembly for their ongoing support of education;
- related that the School District is working to ensure that the school bond projects are on schedule;
- stated that the School District is researching potential funding streams, such as the Impact Aid Program;
- spoke to Palmer High School hosting the 3A and 4A Volleyball tournaments, as well as the wrestling tournament in which Palmer High School took first place; and
- noted the revenue generated due to the tournaments.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

(There was no report provided.)

2. Assembly Public Relations

Assemblymember Keogh:

- spoke to having attended the Alaska Municipal League Conference;
- spoke to the recent Salmon Symposium and noted it was well attended;

- stated that he held a small public meeting regarding the creation of local improvement districts (LID's);
- noted that the purpose of the LID meeting was to determine if there should be changes to the way they are created;
- stated that the meeting was well attended by local representatives; and
- advised that he will be speaking with additional professionals before suggesting any legislative changes.

Assemblymember Salmon:

- noted that while the Alaska Municipal League Conference was being conducted, that the Resource Development Council conducted a trade fair in Anchorage;
- spoke to it being well attended by many participants as well as vendors; and
- advised that the Borough was represented by Mr. Dyer the Economic Development Director.

Mayor DeVilbiss:

- spoke to having attended the Alaska Municipal League Conference; and
- noted that there were mayors and elected officials from all over the state who were in attendance

C. MANAGER COMMENTS

1. State/Federal Legislation
2. Strategic Planning Issues

Mr. Moosey:

- stated that Mr. John Harris was able to arrange a telephonic meeting with Ms. Karen Rayfield of the Governor's office;
- noted that he is hopeful that the Borough's requests will be addressed in the Governor's budget; and
- requested that Ms. Probasco report on the Fairview Loop Rehabilitation Project.

Ms. Probasco provided an overview of the Fairview Loop Rehabilitation Project.

Assemblymember Colver:

- spoke to the expansion of the Dorothy Swanda Jones Building;
- noted that the project is moving along on schedule;
- stated that audio and video for the Assembly chambers is not in the project budget;
- related that now is the time to have the scope of work and budget prepared; and
- requested that the Manager work with the Clerk to put a committee together to start moving forward on the audio/visual component.

D. ATTORNEY COMMENTS

(There was no report provided.)

E. CLERK COMMENTS

Ms. McKechnie:

- spoke regarding the upcoming meeting schedule;
- noted that the planning session report is completed and in the red folders;
- stated that there is an open house being held by the Alaska State Department of Transportation and Public Facilities for the Knik Goose Bay Road Reconstruction Project on December 6, 2012, at 4:30 p.m.;
- requested that if any members will be attending the open house to please let her know so that she may advertise accordingly; and
- advised that AM 12-135 should read "15-foot by 139-foot" not 39-foot.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Animal Care and Regulation Board: 01/16/12, 02/13/12, 03/12/12, 04/09/12
 - b. Emergency Medical Services Board: 06/06/12
 - c. Local Emergency Planning Committee: 07/18/12
 - d. West Lakes FSA Board of Supervisors: 07/09/12

2. Community Council Minutes:
 - a. Glacier View Community Council: 05/24/12, 09/27/12
 - b. Point MacKenzie Community Council: 04/12/12
 - c. Trapper Creek Community Council: 08/16/12

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

G. INFORMATIONAL MEMORANDUMS

1. IM No. 12-254: MONTHLY REPORTING OF AMENDED CONTRACTS AND NEW AWARDS UNDER \$100,000, ALONG WITH SOLE SOURCE PROCUREMENTS, FOR THE PERIOD OF OCTOBER 1, 2012 THROUGH OCTOBER 31, 2012.

The informational memorandum was presented and no comments were noted.

VII. UNFINISHED BUSINESS

(There was no unfinished business.)

VIII. VETO

(There were no vetoes presented.)

IX. SPECIAL ORDERS

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. 12-133: AN ORDINANCE ADOPTING THE HATCHER PASS GOVERNMENT PEAK UNIT ASSET MANAGEMENT AND DEVELOPMENT PLAN, AUGUST 2012; ADOPTING PORTIONS OF THE ALASKA HATCHER PASS MANAGEMENT PLAN, 2010; AND AMENDING MSB 15.24.030, COMPREHENSIVE PLAN AND PURPOSES.
 - a. IM No. 12-203

Mayor DeVilbiss opened the public hearing.

The following persons spoke to the need for motorized corridors in the Hatcher Pass Government Peak Asset Management and Development Plan: Mr. Jim Turner; Ms. Karen Hurst; Mr. Brian Vaughn; Mr. Todd Clark; Mr. Kevin Hite, President of the Alaska State Snowmobile Club; and Mr. Melvin Grove.

The following persons spoke in opposition to motorized corridors in the Hatcher Pass Government Peak Asset Management and Development Plan: Mr. Barrie Willis, Mr. Rhett Buchanan, Mr. Jerry Hauser, Ms. Billie Haan, Mr. John Cox, Ms. Alice Ciostek, Mr. Tom Smayda, Mr. Mark Strabel, Ms. Sheila Bailey, Mr. Joe Irvine, Mr. Ed Kessler, Ms. Glynn Strabel, Mr. Norm Stout, Ms. April Lewis, Mr. Gary Wolf, Ms. Robin Turk, Mr. Ed Strabel, Mr. David Arthur, Ms. Carol Thompson, Mr. Bob Thompson, Ms. Aubrey Smith, Mr. Jeremiah Millen, Ms. Alys Culhane, and Ms. Cindy Bettine.

(The meeting recessed at 7:35 p.m. and reconvened at 7:45 p.m.)

The following persons spoke in support of motorized corridors in the Hatcher Pass Government Peak Asset Management and Development Plan: Mr. Al Plisousky and Mr. Eric Burney, President of the Anchorage Snowmobile Club.

The following person spoke to the need for multi-use corridors in the Hatcher Pass Government Peak Asset Management and Development Plan: Mr. Joshua Paniwozik.

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

Mr. Ron Swanson reported on the Hatcher Pass Asset Management and Development Plan.

Assemblymember Colver queried if there is right-of-way access from the new proposed Bald Mountain trail head.

Mr. Swanson:

- advised that the Public Works Department has researched that issue;
- stated that there is an Revised Statute 2477 right-of-way that is valid;
- related that there are also section line easements that can be considered for access;
- noted that the majority of the access where a logical parking lot would be built is within those legal rights-of-way; and
- opined that a corridor could be easily established.

Discussion ensued regarding:

- where the non-motorized areas are located;
- how enforcement is addressed to keep motorized users off non-motorized trails;
- the tri-party agreement with the state of Alaska for enforcement that is not being adhered to; and
- whether or not the Borough would take on additional enforcement responsibilities if the plan is adopted.

MOTION: Assemblymember Colver moved to adopt Ordinance Serial No. 12-133.

Assemblymember Colver:

- noted that there has been a lot of discussion regarding motorized versus nonmotorized uses;
- stated that the Hatcher Pass area has always been slated for development and its nearly ready to go;
- provided a history of how the Hatcher Pass Plan has developed over the years;
- noted that the legislation is adopting a sub-plan of the Hatcher Pass Management Plan (HPMP);
- spoke to the history of conflicts that the HPMP has resolved;
- noted that the legislation is the economic development plan in that area; and
- stated that he is in full support of the plan and that it should be adopted as written.

Assemblymember Keogh:

- thanked the public who provided testimony on the plan;
- spoke to his history of being a nonmotorized and motorized user; and
- stated that he is in support of the ordinance as written.

Discussion ensued regarding:

- the long process in developing the Hatcher Pass area; and
- the opinion that development of motorized access needs to be a priority.

VOTE: The motion passed without objection.

2. 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

Mayor DeVilbiss opened the public hearing.

The following person spoke in support of Ordinance Serial No. 12-153: Mr. Ken Slauson, Chair of Wasilla-Lakes Fire Service Area No. 130 Board of Supervisors.

MOTION: Assemblymember Salmon moved to adopt Ordinance Serial No. 12-153.

VOTE: The motion passed without objection.

3. 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

Mayor DeVilbiss opened the public hearing.

The following person spoke in support of Ordinance Serial No. 12-154: Mr. Neil Snider.

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

MOTION: Assemblymember Salmon moved to adopt Ordinance Serial No. 12-154.

Assemblymember Arvin queried why 103 acres were needed for two schools.

Mr. Moosey:

- advised that a certain size is needed for the school design;
- related that the land is being purchased from a single property owner and that the land is not subdivided; and
- stated that it is an excellent value for the cost and under budget.

VOTE: The motion passed without objection.

4. 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

Mayor DeVilbiss 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 Woods moved to adopt Ordinance Serial No. 12-155.

VOTE: The motion passed without objection.

5. 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

Mayor DeVilbiss 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 Colver moved to adopt Ordinance Serial No. 12-156.

VOTE: The motion passed without objection.

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

Mayor DeVilbiss opened the public hearing.

The following person spoke in support of Ordinance Serial No. 12-158: Ms. Patricia Rosnel.

The following persons spoke in opposition to Ordinance Serial No. 12-158: Mr. Mark Gordon, Ms. Alice Ciostek, Ms. Alys Culhane, and Ms. Cindy Bettine.

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

MOTION: Assemblymember Salmon moved to adopt Ordinance Serial No. 12-158.

Assemblymember Arvin:

- stated that he spoke to the Clerk earlier regarding this legislation;
- noted that the Clerk related that persons to be heard has only been used 3 times within the last 5 years;
- spoke to having used this mechanism in the past to address the Assembly;

- advised that he is in support of streamlining, but that removing this item from the agenda is not a good idea; and
- spoke in opposition to the legislation.

Discussion ensued regarding:

- that it appears as a more serious issue when it stands alone on the agenda rather than being melded in with audience participation;
- the different ways that the agenda provides opportunity for public comment besides persons to be heard;
- the narrow parameters under which a person would speak under persons to be heard;
- that persons to be heard provides a way for the Assembly to narrow in on a citizen's issue;
- that the time limit for speaking under persons to be heard is the same as audience participation; and
- that it is a credit to management that it is used so infrequently.

VOTE: The motion failed unanimously.

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

Mayor DeVilbiss opened the public hearing.

The following person spoke in support of Ordinance Serial No. 12-159: Mr. Neil Snider.

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

MOTION: Assemblymember Salmon moved to adopt Ordinance Serial No. 12-159.

Assemblymember Colver:

- queried if the legislation was amendable to allow the Manager the discretion to waive the permit fee; and
- stated that he would like the Manager to have that authority.

Mr. Spiropoulos:

- related that in order to give away a public asset for free, the body would have to give the Manager the authority;
- advised that the Manager would have to make a "best interests" finding to determine why it is in the public's best interest to give away property; and
- stated that there is a constitutional principal, that as stewards of municipal property, the body cannot just give it away.

Mr. Moosey:

- advised that the Borough is just back in the position to be able to offer timber sales;
- stated that he is hopeful to have the revenue in order to be able to open up more areas for timber sales;
- spoke to how the Land Management Division is working to streamline the process;
- advised that the fee does not appear to be a hindrance to the public; and
- noted that by requiring the permit, it provides a way to manage the resource.

Mr. Phillips provided a staff report.

Discussion ensued regarding:

- that code currently allows the Manager to waive the fee;
- the possibility of removing the fee;
- that by having the fee it provides a way for the Borough to manage the resource; and
- that by providing for additional wood, it assists the public in reducing heating costs.

VOTE: The motion passed without objection.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following persons spoke to concerns with the possible relocation of cabins currently located at Mile 49 Parks Highway and in opposition to repealing the multi-family ordinance: Mr. Darwin Fischer, Mr. Scott Mueller, Ms. Ina Mueller, Mr. Hermann Spiegel, Ms. Roberta Lewis, Mr. John Anderson, and Ms. Vivian Munson.

The following person spoke to concerns with the lack of tall structure regulation and in support of Ordinance Serial No. 12-157: Mr. Mark Gordon and Mr. Murph O'Brien.

The following person spoke to concerns with foreclosing on property and the high cost of heating oil: Mr. Neil Snider.

(The meeting recessed at 9:35 p.m. and reconvened at 9:40 p.m.)

D. CONSENT AGENDA

1. RESOLUTIONS

- a. Resolution Serial No. 12-127: A RESOLUTION APPROVING THE AMENDED SCOPE OF WORK FOR PROJECT NO. 30092, PURCHASE OF SURVEY GLOBAL POSITIONING SATELLITE EQUIPMENT, TO INCLUDE THE PURCHASE/REPLACEMENT OF TWO NEW COMPUTER SYSTEMS FOR EMPLOYEES IN THE OPERATIONS AND MAINTENANCE DIVISION.

(1) IM No. 12-249

- b. Resolution Serial No. 12-128: A RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE ALASKA STATE OFFICE OF HISTORY AND ARCHAEOLOGY FOR THE PURPOSE OF COMPLETING A SURVEY AND

INVENTORY OF THE COTTONWOOD CREEK SITES IN PARTNERSHIP WITH THE KNIKATNU CORPORATION AND THE KNIK TRIBAL COUNCIL.

- (1) IM No. 12-250
- d. Resolution Serial No. 12-130: A RESOLUTION ESTABLISHING DATES CERTAIN FOR PAYMENT, DELINQUENCY, PROTEST, AND APPEAL OF 2013 REGULAR ASSESSMENT AND TAX ROLLS, BUSINESS INVENTORY FILING, AND FOR THE COMMENCEMENT OF HEARINGS BEFORE THE BOARD OF EQUALIZATION.

(1) IM No. 12-252

2. ACTION MEMORANDUMS

- a. AM No. 12-135: VACATION OF A 15-FOOT BY 139-FOOT LONG PORTION OF A 40-FOOT WIDE RIGHT-OF-WAY DEDICATED ON PLAT NO. 66-36, LAKE SHORE ACRES NO. 2, LOCATED IN SECTION 26, TOWNSHIP 17 NORTH, RANGE 4 WEST, SEWARD MERIDIAN, ALASKA.
- b. AM No. 12-137: AWARD OF PROPOSAL NO. 13-025P TO HARRIS CONSULTING FOR STATE LOBBYIST SERVICES FOR THE CONTRACT AMOUNT OF \$80,400.

Ms. McKechnie read the above legislation into the record.

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

VOTE: The motion passed without objection.

- c. Resolution Serial No. 12-129: A RESOLUTION AUTHORIZING PARTICIPATION IN AND SUBMISSION OF AN APPLICATION UNDER THE FEDERAL FISCAL YEAR 2012 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR GRANT FUNDS IN AN AMOUNT NOT TO EXCEED \$850,000 TO DRAFT A WORKFORCE HOUSING ACTION PLAN.

(1) IM No. 12-251

MOTION: Assemblymember Colligan moved to adopt Resolution Serial No. 12-129.

Assemblymember Colligan requested a staff report.

Mr. Moosey provided a staff report.

MOTION: Assemblymember Colligan moved to postpone Resolution Serial No. 12-129 to a time certain of December 4, 2012.

VOTE: The motion passed without objection.

MOTION: Assemblymember Salmon to suspend the rules to extend the meeting past 10 p.m. not to exceed 10:30 p.m.

VOTE: The motion passed without objection.

- c. AM No. 12-142: AWARD OF BID NO. 13-053B TO CONSOLIDATED CONTRACTING AND ENGINEERING, LLC IN THE CONTRACT AMOUNT OF \$204,110 FOR PALMER AND WASILLA POOL HOT TUBS.

MOTION: Assemblymember Colver moved to adopt AM No. 12-142.

Assemblymember Colver:

- noted that the legislation is to improve handicap access;
- spoke to concerns with the many changes that have occurred at the pools in the last three years; and
- stated that he is hopeful the changes have been necessary and closely monitored so that time and resources are not being wasted.

VOTE: The motion passed without objection.

X. NEW BUSINESS

A. INTRODUCTIONS (For public hearing – 12/04/12, School District Administration Building)

1. 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
2. Ordinance Serial No. 12-164: AN ORDINANCE APPROVING CONVEYANCE WITH CERTAIN CONDITIONS, A FOUR ACRE PARCEL LEGALLY DESCRIBED AS TRACT B-1B, WASILLA MIDDLE SCHOOL, ACCORDING TO PLAT NO. 2012-88, TO THE CITY OF WASILLA FOR THE PURPOSE OF CONSTRUCTING A NEW CITY LIBRARY, AND LAND CLASSIFICATION OF TRACT B-1B AS RESERVED USE LANDS (MSB006663).
 - a. IM No. 12-236
3. Ordinance Serial No. 12-165: AN ORDINANCE ACCEPTING AND APPROPRIATING \$238,949 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT PROGRAM, TO FUND 425, PROJECT NO. 45158, FOR EQUIPMENT, TRAVEL, AND TRAINING.

- a. Resolution Serial No. 12-131: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT, PROJECT NO. 45158, FUND 425, FOR EQUIPMENT, TRAVEL, AND TRAINING; AND AUTHORIZING THE MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE STATE OF ALASKA FOR STATE SPONSORED RED CROSS TRAINING.
 - (1) IM No. 12-246
- 4. Ordinance Serial No. 12-166: AN ORDINANCE APPROVING AN APPROPRIATION OF \$100,000 FROM ALPINE ROAD SERVICE AREA NO. 31 FUND BALANCE, FUND 285, TO FUND 410, PROJECT NO. 30051, FOR ALPINE ROAD SERVICE AREA NO. 31 CAPITAL PROJECTS.
 - a. IM No. 12-253
- 5. Ordinance Serial No. 12-167: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$100,000 FROM THE MEADOW LAKES ROAD SERVICE AREA NO. 27 FISCAL YEAR 2013 OPERATING BUDGET, FUND 281, TO FUND 410, PROJECT NO. 30047, FOR MEADOW LAKES ROAD SERVICE AREA NO. 27 CAPITAL PROJECTS.
 - a. Ordinance Serial No. 12-168: AN ORDINANCE APPROVING AN APPROPRIATION OF \$950,000 FROM MEADOW LAKES ROAD SERVICE AREA NO. 27 FUND BALANCE, FUND 281, TO FUND 410, PROJECT NO. 30047, FOR MEADOW LAKES ROAD SERVICE AREA NO. 27 CAPITAL PROJECTS.
 - (1) IM No. 12-255
 - (2) IM No. 12-256
- 6. Ordinance Serial No. 12-170: AN ORDINANCE APPROVING THE ROAD SWAP MEMORANDUM OF AGREEMENT BETWEEN THE MATANUSKA-SUSITNA BOROUGH AND THE ALASKA STATE DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES. THE EXCHANGE INCLUDES THE RECONSTRUCTION AND TRANSFER OF LOCAL ROADS IN CONNECTION WITH SEWARD-MERIDIAN PARKWAY: PARKS HIGHWAY TO SELDON ROAD PROJECT NOS. 51184 AND 51221.
 - a. IM No. 12-262

Ms. McKechnie read the above legislation into the record.

MOTION: Assemblymember Salmon moved to introduce the legislation as read into the record by the Clerk and set the public hearings for December 4, 2012.

MOTION: Assemblymember Halter moved to divide the question to take up introduction of Ordinance Serial No. 12-170, separately.

VOTE: The motion passed without objection.

MOTION: First segment. Assemblymember Salmon moved to introduce the legislation as read into the record by the Clerk and set the public hearings for December 4, 2012, with the exception of Ordinance Serial No. 12-170.

VOTE: The first segment passed without objection.

MOTION: Second segment. Assemblymember Halter moved to introduce Ordinance Serial No. 12-170 as read into the record by the Clerk and set the public hearing for December 4, 2012.

Mayor DeVilbiss advised that there has been a new and better resolution to the issue that makes the legislation unnecessary.

Assemblymember Colver stated that he would like to know what the new solution is.

Assemblymember Halter:

- advised that if the legislation is introduced, it would limit the options of the Borough, which he is not in favor of; and
- stated that if the legislation is not adopted, it leaves open the original options that are in the agreement.

VOTE: The second segment failed unanimously.

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor DeVilbiss requested the following confirmations:

Borough Area Schools Site Selection Committee

Sarah Welton, resignation

Emergency Medical Services Board

Jalan Van Nice

Health and Social Services Board

Eddie Ezelle

Elsbeth (Betsy) Woodin

Historical Preservation Commission

Sonya Walden

Library Board

Melinda Dale

Local Emergency Planning Committee

Casey Cook

Parks, Recreation, and Trails Advisory Board

Sonya Walden

Greater Palmer Consolidated Fire Service Area No. 132

Charlie Akers
Bogard Road Service Area No. 25
Carol Christiansen
Circle View and Stampede Estates Flood and Water Erosion Control No. 131
Richard Jensen

Mayor DeVilbiss made the following recommendations:

Aviation Advisory Board
David Palmer
Board of Adjustment and Appeals
Claudia Roberts
Board of Ethics
Sarah Henkel
Joint Assembly/School Board Committee on School Issues
Noel Woods
Local Emergency Planning Committee
Kevin Munson
Office of Administrative Hearings
Karen Jennings
Port Commission
John Riggs
Transportation Advisory Board
Richard Besse
Ken Walch
Wasilla-Lakes Fire Service Area No. 130
Ken Slauson
West Lakes Fire Service Area
Cathi Kramer
Alpine Road Service Area No. 31
Steve Hudson
Midway Road Service Area No. 9
Carol Selkirk
North Colony Road Service Area No. 23
Barbara Gerard
South Colony Road Service Area No. 16
Edward Strabel

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

VOTE: The motion passed without objection.

C. OTHER NEW BUSINESS

(There was no other new business.)

D. REFERRALS (For referral to the Planning Commission for 90 days or other date specified by the Assembly)

1. Ordinance Serial No. 12-169: AN ORDINANCE AMENDING MSB 17.73, MULTIFAMILY DEVELOPMENT DESIGN STANDARDS, AND MSB 17.125.010, DEFINITIONS. *(Sponsored by Assemblymember Halter)*

a. IM No. 12-258

MOTION: Assemblymember Halter moved to refer Ordinance Serial No. 12-169 to the Planning Commission for 45 days.

Assemblymember Halter advised that Assemblymember Salmon would like to be the co-sponsor of the legislation.

VOTE: The motion passed without objection.

XI. RECONSIDERATION

(There were no reconsiderations presented.)

XII. MAYOR, ASSEMBLY, AND STAFF COMMENTS

Ms. McKechnie wished the Assembly a happy Thanksgiving.

Assemblymember Salmon:

- opined that he put the “cart before the horse” with his legislation proposing repeal of the multi-family ordinance;
- stated that he is happy to be the co-sponsor of Ordinance Serial No. 12-169; and
- wished the body a happy Thanksgiving.

Assemblymember Keogh:

- wished everyone a happy Thanksgiving; and
- opined that there is a lot to be thankful for.

Assemblymember Halter:

- stated that he is looking forward to a world class ski area at Hatcher Pass;
- noted that corridors and parking areas will be constructed in proper areas that will allow snowmachine access; and
- stated that he is looking forward to more development in that area.

Assemblymember Woods wished everyone a happy Thanksgiving.

Assemblymember Colligan opined it was interesting to listen to the dialogue on the Hatcher Pass plan.

Assemblymember Colver:

- thanked the Assembly for supporting the Hatcher Pass Plan;
- spoke to having done a site visit at Academy Charter School;
- opined that they are getting a good value for the money spent;
- spoke to having attended the seminar regarding the Alaska Stand Alone Pipeline Project;
- provided a brief status report on the project; and
- opined that it was a good meeting.

Assemblymember Arvin:

- noted that during audience participation there was a lady with a disability who spoke to accessing Hatcher Pass via a four-wheeler;
- stated that the body needs to be cognizant of that issue when crafting management plans; and
- thanked Assemblymember Halter for providing clarity on the road swap issue.

Mayor DeVilbiss:

- spoke to being troubled with the dialogue regarding low cost housing;
- opined that the issue is not the quality of buildings that are located on a parcel, but of the quantity;
- noted that the two issues are separate; and
- spoke to his support of providing low cost housing.

XIII. EXECUTIVE SESSION

(There was no executive session held.)

XIV. ADJOURNMENT

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


LARRY DEVILBISS, Borough Mayor

ATTEST:


LONNIE R. McKECHNIE, CMC, Borough Clerk

Minutes Approved: 01/15/13