

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on May 27, 2015, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, 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. Jim Sykes, Assembly District No. 1
Mr. Matthew Beck, Assembly District No. 2
Mr. Ronald Arvin, Assembly District No. 3 (*Deputy Mayor*)
Mr. Steve Colligan, Assembly District No. 4
Mr. Dan Mayfield, Assembly District No. 5
Ms. Barbara Doty, Assembly District No. 6 (*attended telephonically*)
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
Mr. Brad Sworts, Acting Capital Projects Director
Mr. Terrance Dolan, Public Works Director
Ms. Eileen Probasco, Planning and Land Use Director
Mr. Bill Gamble, Emergency Services Director
Ms. Patty Sullivan, Public Affairs Director
Mr. Eric Phillips, Community Development Director
Mr. Brad Sworts, Acting Capital Projects Director
Mr. Eric Wyatt, Information Technology Director
Ms. Cheyenne Heindel, Financial Analyst

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. Mike Shields, Butte Road Service Area Board Member.

V. MINUTES OF PRECEDING MEETINGS

- A. Budget Public Hearing: 05/04/15
- B. Regular Assembly Meeting: 05/05/15
- C. Budget Public Hearing: 05/07/15

Mayor DeVilbiss inquired if there were any changes/corrections to the budget public hearing minutes of May 4, 2015, the regular Assembly meeting minutes of May 5, 2015, or the budget public hearing minutes of May 7, 2015

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

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

Wasilla City

Mayor Bert Cottle:

- spoke to the presentations that were provided to the Assembly by the Sexual Assault Response Team (SART) and Youth Court regarding their funding requests;
- stated that he hopes that the body does not forget what important programs they are;
- opined that these programs are not area specific; and
- requested that the Assembly override the Mayoral vetoes of the funding for those programs.

2. Matanuska-Susitna Borough School District

(There was no report provided.)

3. Wastewater and Septage Advisory Board – Mr. Tom Healy

Mr. Tom Healy, Wastewater and Septage Advisory Board Chair, reported on the recent activities of the Board.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

(There was no report provided.)

2. Joint MSB Assembly/MOA Assembly Transportation Subcommittee

(There was no report provided.)

3. Assembly Public Relations

(There were no reports provided.)

C. MANAGER COMMENTS

1. State/Federal Legislation
2. Strategic Planning Issues

Mr. Moosey:

- related that on May 28, 2015, the Borough is hosting the Alaska State Department of Labor and Work Force Development and United State Census Bureau at a workshop to be held at Station 6-1 to receive information on population estimation and other topics;
- stated that there would be more of these types of workshops conducted to keep the local business community involved;
- spoke to attending the Alaska Industrial Development and Export Authority Board meeting; and
- invited Mr. Doug Clegg to provide a presentation regarding an assisted living project to be located within the Borough.

Mr. Doug Clegg, Chief Executive Officer of Spring Creek Capital, LLC., spoke regarding a possible post-acute care assisted living home that would be located by the hospital.

D. ATTORNEY COMMENTS

Mr. Spiropoulos stated that he would be requesting an executive session in August regarding the two lawsuits he reported on.

E. CLERK COMMENTS

Ms. McKechnie spoke regarding the upcoming meeting schedule, pertinent election dates, and the quasi-judicial report.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:

- a. Alpine RSA Board of Supervisors: Resolution Serial No. 15-01
- b. Bogard RSA Board of Supervisors: 09/10/14
- c. Central Mat-Su FSA Board of Supervisors: 01/12/15
- d. MSB Fish and Wildlife Commission: 01/15/15, 02/19/15, 03/02/15
- e. Greater Butte RSA Board of Supervisors: Resolution Serial No. 15-01
- f. Greater Talkeetna RSA Board of Supervisors: 01/08/15
- g. Greater Willow RSA Board of Supervisors: 09/26/14, 11/03/14
- h. Midway RSA Board of Supervisors: 05/07/14, 08/14/14
- i. Parks, Recreation, and Trails Advisory Board: Resolution Serial Nos. 15-03, 15-04

- j. Planning Commission: 03/02/15, Resolution Serial No. 15-12(AM)
 - k. Talkeetna Sewer and Water Advisory Board: 02/05/14
 - l. Wastewater and Septage Advisory Board: 12/09/14, Resolution Serial No. 15-01
2. Community Council Minutes:
- a. Chickaloon Community Council: 10/08/14, 11/12/14, 12/10/14, 01/14/15, 03/11/15
 - b. Lake Louise Nonprofit Corporation: 03/16/14, 06/21/14, 07/15/14, 07/19/14, 10/04/14
 - c. Willow Area Community Organization: 09/08/14, 10/06/14, 11/03/14, 12/01/14, 01/05/15, 02/16/15

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

G. INFORMATIONAL MEMORANDUMS

- 1. **IM No. 15-126:** Reporting Of Conclusion Of Contract For Bid No. 12-032 To Angayuk Construction Enterprises, Inc. For The Hatcher Pass Access Road And Transit Facilities, For The Final Contract Amount Of \$3,013,796.73.
- 2. **IM No. 15-133:** Reporting Of Conclusion Of Contract For Bid No. 13-118B To FE Contracting, Inc. For Mat-Su Day School Construction For The Contract Amount Of \$9,112,000.

The informational memorandums were presented and no comments were noted.

VII. 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. 15-066:** An Ordinance Approving An Appropriation Of \$82,000 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.
 - a. IM No. 15-098

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 Halter moved to adopt Ordinance Serial No. 15-066.

VOTE: The motion passed without objection.

2. **Ordinance Serial No. 15-067:** An Ordinance Approving An Appropriation Of \$40,000 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. 15-110

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 Sykes moved to adopt Ordinance Serial No. 15-067.

VOTE: The motion passed without objection.

3. **Ordinance Serial No. 15-068:** An Ordinance Approving An Appropriation Of \$50,000 From Greater Butte Road Service Area No. 26 Fund Balance, Fund 280, To Fund 410, Project No. 30046, For Greater Butte Road Service Area No. 26 Capital Projects.
 - a. IM No. 15-111

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 Sykes moved to adopt Ordinance Serial No. 15-068.

VOTE: The motion passed without objection.

4. **Ordinance Serial No. 15-069:** An Ordinance Amending Title 25, Elections, By Repealing Provisions For A Runoff Election For The Office Of Mayor To Mirror The Way Assembly Members Are Elected. *(Sponsored By Assemblymember Mayfield)*
 - a. IM No. 15-116

Mayor DeVilbiss opened the public hearing.

The following person opined that there should be two public hearings for Ordinance Serial No. 15-069: Mr. Eugene Carl Haberman.

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

MOTION: Assemblymember Mayfield moved to adopt Ordinance Serial No. 15-069.

MOTION: Assemblymember Colligan moved to postpone Ordinance Serial No. 15-069 indefinitely.

VOTE: The motion failed with Assemblymembers Colligan and Arvin in support.

MOTION: Assemblymember Colligan moved to continue the public hearing to June 16, 2015.

VOTE: The motion passed with Assemblymembers Mayfield and Beck opposed.

5. **Ordinance Serial No. 15-070:** An Ordinance Adopting MSB 3.04.083 Whereby A Mayoral Veto Of Expenditures Results In A Corresponding Reduction In The Real Property Tax Mill Rate.
 - a. IM No. 15-118

Mayor DeVilbiss opened the public hearing.

The following person opined that there should be two public hearings for Ordinance Serial No. 15-070: Mr. Eugene Carl Haberman.

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

MOTION: Assemblymember Arvin moved to adopt Ordinance Serial No. 15-070.

VOTE: The motion failed unanimously.

6. **Ordinance Serial No. 15-071:** An Ordinance Amending MSB 3.15.035(C), Optional Exemptions, Changing Business Inventory Tax. *(Sponsored By Assemblymember Sykes)*
 - a. IM No. 15-119

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 Sykes moved to adopt Ordinance Serial No. 15-071.

MOTION: Assemblymember Colligan moved to postpone Ordinance Serial No. 15-071 to a time certain of August 4, 2015.

VOTE: The motion to postpone passed without objection.

(The meeting recessed at 6:55 p.m. and reconvened at 7:05 p.m.)

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following persons spoke in opposition to Ordinance Serial No. 15-061: Mr. Mike Shields, Butte Road Service Area Board Member; and Mr. Tom Idleman.

The following persons spoke in opposition to Ordinance Serial Nos. 15-042 and 15-043: Mr. Clarence Herschbach and Mr. Malcom McCone.

The following persons spoke in opposition to an increase in the mill rate for the Willow Fire Service Area: Mr. Hermann Spiegel and Ms. Roberta Lewis.

The following person spoke in opposition to Mayoral Veto No. 7: Mr. Randall Kowalke.

The following person spoke to concerns with the public process: Mr. Eugene Carl Haberman.

The following person spoke in opposition to Mayoral Veto No. 2: Mr. Neil Moss.

The following person spoke to the need for a wastewater and septage facility: Ms. Helen Munoz.

The following person spoke in support of the Mayoral vetoes: Ms. Patty Rosnel.

The following person spoke to concerns with the Willow Fire Service Area Board: Ms. Gail Just.

The following persons spoke in support of Mayoral Veto No. 2: Ms. Margie Kirby and Ms. Lee Renfrew.

D. CONSENT AGENDA

1. RESOLUTIONS

2. ACTION MEMORANDUMS

- a. **AM No. 15-062:** Approval Of A Contract Amendment For Purchase Order No. 2015-2788 With Matanuska Telephone Association In The Amount Of \$396,954 For The Big Lake Intersection Improvement Utility Relocation, Project No. 35404.
- b. **AM No. 15-063:** Assembly Approval For The Manager To Enter Into A Purchase Agreement With The Owner Of Tract 4, Nancy Lake Marina Subdivision, MSB Tax Parcel 5237000T004, To Purchase Land And The Improvements Thereon For The Nancy Lake Warm Storage Fire Station, Station 12-6, Not To Exceed \$200,000 (MSB006906).
- c. **AM No. 15-064:** Award Of Proposal No. 15-107P To B.C. Excavating, LLC. In The Contract Amount Of \$142,000 For Willow Area Community Center Geothermal Heating System Design-Build.
- d. **AM No. 15-065:** Award Of Bid No. 15-142B To Wirtanen Commercial, LLC. In The Contract Amount Of \$2,838,995 For Heating, Ventilation, And Air Conditioning Upgrades At Butte Elementary, Cottonwood Creek Elementary, Finger Lake Elementary,

Goose Bay Elementary, Pioneer Peak Elementary, Snowshoe Elementary, Tanaina Elementary, And Willow Elementary Schools.

- e. **AM No. 15-066:** Vacation Of Public Rights-Of-Way Recorded At Book 85, Page 85-86; Book 94, Page 886-888; Book 202, Pages 583-584; Book 203, Page 379-381; Book 795, Page 411-416; And South Way (Also Known As Hank's Circle); And Four Utility Easements Dedicated On Hank's Subdivision Plat No. 72-61; All The Above Lying Within The Proposed Granite Ridge Subdivision, Section 19, Township 18 North, Range 2 East, Seward Meridian, Alaska.
- f. **AM No. 15-067:** Award Of Bid No. 15-124B To Consolidated Enterprises, Inc. In The Contract Amount Of \$2,537,860 For Roof Replacements/Modifications For Palmer High, Cottonwood Creek Elementary, Palmer Junior Middle, And Pioneer Peak Elementary Schools.
- g. **AM No. 15-068:** Approval Of Contract Amendment For Purchase Order No. 2014-4340 To Matanuska Telephone Association In The Amount Of \$200,008.98 For The Bogard Road Extension East Utility Relocation, Project No. 35299.
- h. **AM No. 15-069:** Approval Of Contract Amendment For Purchase Order No. 2014-1773 With Matanuska Telephone Association In The Amount Of \$162,898.13 For The Trunk Road Extension South Project Utility Relocation, Project No. 35402.
- i. **AM No. 15-070:** Authorization For The Manager To Submit A Grant Application To The Alaska State Department Of Natural Resources, Division Of Parks And Outdoor Recreation For A Land And Water Conservation Fund Grant For Acquisition Of The Bodenbug Butte Summit.

Ms. McKechnie read the above legislation into the record.

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

VOTE: The motion passed without objection.

- a. **Resolution Serial No. 15-052:** A Resolution To Request Support From The Governor, State Legislators, And The Alaska State Department Of Environmental Conservation Regarding The Use Of Recycled Biosolids On Borough Farmlands. *(Sponsored By Mayor DeVilbiss)*

(1) IM No. 15-130

MOTION: Assemblymember Arvin moved to adopt Resolution Serial No. 15-052.

MOTION: Assemblymember Colligan moved to refer Resolution Serial No. 15-052 to the Agriculture and Advisory Board for 180 days.

VOTE: The motion passed without objection.

VIII. UNFINISHED BUSINESS

- A. **Ordinance Serial No. 15-039:** An Ordinance Placing A Moratorium On The Acceptance And Processing Of Applications To Dispose Of Fee Simple Interests Of Previously Disposed Borough Agricultural Property. *(Sponsored by Assemblymember Sykes)*
1. IM No. 15-073

MOTION PENDING: Assemblymember Halter moved to refer Ordinance Serial No. 15-039 to the Agriculture Advisory Board and Planning Commission for 120 days.

MOTION: Assemblymember Colligan moved a primary to strike “120 days” and insert “180 days.”

VOTE: The primary amendment passed without objection.

VOTE: The motion to refer passed without objection.

- B. **Ordinance Serial No. 15-040:** An Ordinance Confirming The Assessment Roll For The Field Of View Park Subdivision Community Water Local Improvement District No. 476 And Establishing The Method Of Terminating Assessments And Making Refunds To Property Owners.
1. **Ordinance Serial No. 15-041:** An Ordinance Providing For The Issuance And Sale Of Not To Exceed \$332,000 Principal Amount Of Special Assessment Bonds For The Field Of View Park Subdivision Community Water Local Improvement District No. 476, And Fixing Details Of Said Bonds.
 - a. IM No. 15-077

MOTION PENDING: Assemblymember Doty moved to adopt Ordinance Serial Nos. 15-040 and 15-041.

VOTE: The motion passed without objection.

- C. **Ordinance Serial No. 15-042:** An Ordinance Confirming The Assessment Roll For The South Big Lake Road And West Susitna Parkway Natural Gas Local Improvement District No. 508 And Establishing The Method Of Terminating Assessments And Making Refunds To Property Owners.
1. **Ordinance Serial No. 15-043:** An Ordinance Providing For The Issuance And Sale Of Not To Exceed \$867,000 Principal Amount Of Special Assessment Bonds For The South Big Lake Road And West Susitna Parkway Natural Gas Local Improvement District No. 508, And Fixing Details Of Said Bonds.
 - a. IM No. 15-078

MOTION PENDING: Assemblymember Mayfield moved a primary amendment to Ordinance Serial No. 15-042 to strike from Exhibit A, the

following properties: L007, Richard Bidasolo; L008, Bryan Seibold; L009 Richard Bidasolo; and L010, Malcolm McCone and that the assessment will remain the same for the remaining properties at \$4,893.90 with the Borough assuming financial liability for the amount of \$19,575.60.

MOTION: Assemblymember Mayfield moved a secondary amendment as follows:

- by inserting “Clarence Herschbach L004;” and
- by striking “\$19,575.60” and inserting in its place “\$24,469.50.”

VOTE: The secondary amendment passed without objection.

MOTION: Assemblymember Colligan moved a secondary amendment by striking the words “with the Borough assuming financial liability for the amount of \$19,575.60.”

VOTE: The secondary amendment passed without objection.

MOTION: Assemblymember Mayfield moved a secondary amendment by striking “\$4,893.90” and inserting in its place “\$5,031.22” throughout the legislation.

VOTE: The secondary amendment passed without objection.

VOTE: The primary amendment passed as amended without objection.

VOTE: The main motion passed as amended without objection.

D. **Ordinance Serial No. 15-061:** An Ordinance Repealing Permanent Registration Of Motor Vehicles Over Eight Years Old And Permanent Registration Of Non-Commercial Trailers And Repealing Changes To The Motor Vehicle Tax Distribution To Restore The Distribution To The Original Amounts. *(Sponsored By Assemblymember Sykes)*

1. IM No. 15-103

MOTION PENDING: Assemblymember Sykes moved to adopt Ordinance Serial No. 15-061.

MOTION: Assemblymember Sykes moved a primary amendment to Ordinance Serial No. 15-061, as follows:

- by reinstating the proposed repeal of MSB 3.15.035(B)(4); and
- by inserting a new MSB 3.15.035(B)(5) to read: “Effective May 27, 2015, permanent registration of motor vehicles as per Alaska Statute 28.10.155 is not allowed within the Matanuska-Susitna Borough.”

VOTE: The primary amendment passed without objection.

MOTION: Assemblymember Doty moved to postpone Ordinance Serial No. 15-061 to a time certain of August 4, 2015.

VOTE: The motion to postpone passed without objection.

(The meeting recessed at 8:55 p.m. and reconvened at 9:05 p.m.)

IX. VETO

1. Motion To Override Any Possible Mayoral Veto On Fiscal Year 2016 Budget Items (Ordinance Serial No. 15-015).

MOTION: Assemblymember Colligan moved to override Mayoral Veto No. 1 – Block grants to cities – city of Palmer, \$40,000; city of Wasilla, \$45,000; and city of Houston, \$21,000

VOTE: The motion to override passed without objection.

MOTION: Assemblymember Colligan moved to override Mayoral Veto No. 5 – Planning Grant – city of Wasilla, \$150,000 for Sexual Assault Response Team.

VOTE: The motion to override passed without objection.

MOTION: Assemblymember Colligan moved to override Mayoral Veto No. 6 – Youth Court, \$150,000.

VOTE: The motion to override passed without objection.

MOTION: Assemblymember Halter moved to override Mayoral Veto No. 7 - \$100,000 for principal payment of the revolving loan fund (Amendment No. 5).

VOTE: The motion to override passed without objection.

MOTION: Assemblymember Arvin moved to override Mayoral Veto No. 2. – Grant of \$150,000 for the Alaska Scholastic Clay Target Program.

VOTE: The motion to override failed with Assemblymembers Mayfield, Halter, Colligan and Arvin in support (five votes required).

MOTION: Assemblymember Mayfield moved to override the Mayoral Veto No. 4 - \$25,000 for Big Lake Lion’s Community Center.

VOTE: The motion to override passed with Assemblymembers Doty and Beck opposed.

MOTION: Assemblymember Halter moved to override the mayoral veto No. 3 – Block Grant city of Houston \$9,500 – paint fire hall.

VOTE: The motion to override passed without objection.

X. NEW BUSINESS

A. INTRODUCTIONS (For public hearing – 06/02/15/15 Assembly Chambers)

1. **Ordinance Serial No. 15-033:** An Ordinance Amending MSB 17.19.045, Sheep Mountain Sub District, To Allow For Three Acre Lots In Cases Where A Waterbody, Easement, Or Roadway Splits An Existing Parcel. *(Sponsored By Assemblymember Sykes)*
 - a. IM No. 15-055
2. **Ordinance Serial No. 15-076:** An Ordinance Reappropriating \$75,000 To A Sharepoint Development And Implementation Project Fund.
 - a. **Resolution Serial No. 15-053:** A Resolution Approving The Scope Of Work And Budget For A Sharepoint Development And Implementation Project.
 - (1) IM No. 15-120
3. **Ordinance Serial No. 15-077:** An Ordinance Reappropriating \$60,000 To An Information Technology Security Project Fund.
 - a. **Resolution Serial No. 15-054:** A Resolution Approving The Scope Of Work And Budget For An Information Technology Security Program Project.
 - (1) IM No. 15-121
4. **Ordinance Serial No. 15-078:** An Ordinance Reappropriating \$50,000 To An Aerial Imagery Acquisition Program Project Fund, Fund 47519.
 - a. **Resolution Serial No. 15-055:** A Resolution Approving The Scope Of Work And Budget For An Aerial Imagery Acquisition Program Project.
 - (1) IM No. 15-125
5. **Ordinance Serial No. 15-079:** An Ordinance Amending MSB 4.32.010, Emergency Services Board, Established.
 - a. IM No. 15-128
6. **Ordinance Serial No. 15-080:** An Ordinance Reappropriating \$150,000 From The Emergency Services Telecommunications Fiscal Year 2015 Operating Budget, Fund 100, To Project No. 47045, Fund 480, To Build A Microwave Network.
 - a. **Resolution Serial No. 15-056:** A Resolution Approving The Scope Of Work And Budget For Project No. 47045 For A Microwave Network.
 - (1) IM No. 15-129
7. **Ordinance Serial No. 15-081:** An Ordinance Reappropriating \$23,739 From Fund 480, Project No. 47509, Voice Over Internet Protocol To Fund 480, Project No. 45232, Emergency Medical Services Patient Care Reporting.
 - a. **Resolution Serial No. 15-057:** A Resolution Amending The Budget For The Emergency Medical Services Patient Care Reporting, Project No. 45232.
 - (1) IM No. 15-132

B. INTRODUCTIONS (For public hearing – 08/04/15, Assembly Chambers)

1. **Ordinance Serial No. 15-064:** An Ordinance Creating South Trench Circle Natural Gas Local Improvement District No. 552, 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. 15-122
2. **Ordinance Serial No. 15-065:** An Ordinance Creating Soapstone Area Noncontiguous Natural Gas Local Improvement District No. 558, 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. 15-123
3. **Ordinance Serial No. 15-073:** An Ordinance Creating Birch Hills Estates Noncontiguous Natural Gas Local Improvement District No. 560, 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. 15-124

Ms. McKechnie read the above legislation into the record.

MOTION: Assemblymember Arvin moved to introduce the legislation as read into the record by the Clerk and set the public hearing for June 2, 2015 and August 4, 2015, respectively.

VOTE: The motion passed without objection.

C. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor DeVilbiss requested the following appointments for confirmation:

Board of Adjustment and Appeals
Scott Sterling
Local Emergency Planning Committee
Joe Schmidt

MOTION: Assemblymember Arvin moved confirm the Mayor's appointments.

VOTE: The motion passed without objection.

D. 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. 15-082:** An Ordinance Amending MSB 17.61, Core Area Conditional Use Permit Requirements To Prohibit Private Landfills Within The Core Area. *(Sponsored By Assemblymember Beck)*

a. IM No. 15-107

MOTION: Assemblymember Beck moved to refer Ordinance Serial No. 15-082 to the Planning Commission for 90 days.

VOTE: The motion passed without objection.

XI. RECONSIDERATION

A. **Ordinance Serial No. 15-015:** An Ordinance Appropriating Monies From The Central Treasury For The Borough Operating Funds, Enterprise Funds, Education Operating Fund, And Capital Funds; Establishing The Rate Of Levy For All Borough Functions For The Fiscal Year Beginning July 1, 2015, And Ending June 30, 2016, And Setting The Surcharge Rate For The Wireline And Wireless Enhanced 911 Systems For The Period Of July 1, 2015, Through June 30, 2016. *(Reconsideration filed by Assemblymember Sykes 05/21/15)*

(The reconsideration was not moved.)

XII. MAYOR, ASSEMBLY, AND STAFF COMMENTS

Mr. Moosey:

- stated that it is an honor and a pleasure to work with the Assembly;
- noted that he pleased to work at the Borough; and
- thanked the body for their continued confidence in him.

Assemblymember Doty:

- thanked the body for their patience regarding her calling into the meeting;
- noted that it was a long time planned trip;
- opined that there were good deliberations this evening; and
- spoke to her appreciation of the public input and staff support.

Assemblymember Sykes:

- requested that the Manager bring forward a draft strategic plan by August 4;
- stated that he looks forward to more discussion regarding ways to increase revenue;
- opined that there were a lot of good questions raised through discussion; and
- thanked the body and staff for answering his questions.

Assemblymember Mayfield:

- congratulated Mr. Moosey for a positive evaluation and thanked him for his hard work;
- stated that he looks forward to a long working relationship;
- shared that his brother's family recently adopted two young ladies; and
- commented that it was a very joyous occasion for their family.

Assemblymember Halter:

- congratulated Mr. Moosey on a job well done;
- spoke to his pleasure the way the many bond projects are administrated and are on time;
- stated that he looks forward to a long working relationship with Mr. Moosey;
- spoke in support of the increase to the mill rate for the Willow Fire Service Area;
- spoke to his expectations that the funds will be utilized properly;
- noted that the mill rate increase was suggested by people who are familiar with the Willow Fire Service Area needs;
- stated that mill rates could be easily defeated if they had to be voted on; and
- noted that setting mill rates is the job of the Assembly.

Assemblymember Beck:

- thanked the public for their participation;
- thanked staff for their hard work;
- congratulated Mr. Moosey for a positive evaluation; and
- spoke to his appreciation of working with the body.

Assemblymember Colligan:

- thanked Mr. Moosey for his hard work;
- spoke in appreciation of the discussion this evening;
- thanked Finance for their hard work on the budget;
- opined that great strides have been made in how the budget cycle progresses;
- stated that he hopes that the public appreciates the hard work that staff and the Assembly do on their behalf; and
- opined that having an internal auditor is beneficial to the budget process.

Mayor DeVilbiss:

- opined that concerns that have been expressed regarding lost revenue are overblown;
- noted that growth has increased tax assessments;
- opined that revenue is not as big a problem as spending is;
- spoke in opposition to block grants to the cities;


- noted funding for any one entity could be justified;
- spoke to his disappointment that only one veto was supported;
- wished the Willow Fire Service Area well; and
- opined that the mill rate increase is too much too fast.

XIII. EXECUTIVE SESSION

(There was no executive session held.)

XIV. ADJOURNMENT

The regular meeting adjourned at 9:56 p.m.


LARRY DeVALBISS, Borough Mayor

ATTEST:


LONNIE R. McKECHNIE, CMC, Borough Clerk

Minutes Approved: 06/24/15