

MATANUSKA-SUSITNA BOROUGH

350 East Dahlia Avenue, Palmer, Alaska 99645-6488 - 907-745-9683

BOROUGH MAYOR

Curtis D. Menard

BOROUGH CLERK

Lonnie R. McKechnie, CMC

BOROUGH MANAGER

John Duffy

BOROUGH ATTORNEY

Nicholas Spiropoulos



BOROUGH ASSEMBLY

Lynne Woods, District 1
Pete Houston, District 2
Michelle R. Church, District 3
Mark Ewing, District 4
Cindy L. Bettine, District 5
Robert F. Wells, District 6
Tom Kluberton, District 7

ASSEMBLY AGENDA

**ASSEMBLY CHAMBERS
350 E. DAHLIA AVENUE, PALMER**

REGULAR MEETING

6 P.M.

TUESDAY, JANUARY 20, 2009

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

A. Special Assembly Meeting: 12/30/08

B. Regular Assembly Meeting: 01/06/09

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities
2. Matanuska-Susitna Borough School District
3. United States Fish and Wildlife Service – Overview of 2008 Fish Passage Projects in the Borough – Mr. Bill Rice

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues
2. Assembly Public Relations

C. MANAGER COMMENTS

1. State/Federal Legislation

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Citizens Advisory Committee on the Goose Creek Correctional Facility: 11/05/08
 - b. Transportation Advisory Board: 08/27/08; 09/24/08
2. Community Council Correspondence:
 - a. Chickaloon Community Council: 10/08/08
 - b. Knik-Fairview Community Council: 01/16/08; 02/06/08; 03/19/08; 04/16/08; 05/21/08; 06/18/08; 07/16/08
 - c. Trapper Creek Community Council: 10/30/08; 11/20/08

G. INFORMATIONAL MEMORANDUMS

VII. 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. 09-010: AN ORDINANCE AMENDING MSB 24.05.090, CRUELTY TO ANIMALS; MSB 24.26.010, CLASSIFICATIONS OF ANIMALS; MSB 24.40.010, INFRACTIONS; MSB 24.40.030, FORFEITURE; AND MSB 24.40.050, FINES FOR INFRACTIONS.
 - a. IM No. 09-003

2. Resolution Serial No. 09-006: A RESOLUTION ADOPTING THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEAR 2010 THROUGH FISCAL YEAR 2015.
 - a. IM No. 09-013
3. Ordinance Serial No. 09-011: AN ORDINANCE AMENDING MSB 2.29, OFFICE OF ADMINISTRATIVE HEARINGS, TO ADD RELOCATION BENEFITS AND SERVICES APPEALS TO DUTIES OF ADMINISTRATIVE HEARING OFFICERS AND ESTABLISHING APPEAL PROCEDURES.
 - a. IM No. 09-016
4. Ordinance Serial No. 09-012: AN ORDINANCE APPROVING THE ACCEPTANCE AND APPROPRIATION OF FISCAL YEAR 2009 COMMUNITY REVENUE SHARING PROGRAM FUNDS IN THE AMOUNT OF \$424,200 TO FUND 475, PROJECT NO. 47014.
 - a. Resolution Serial No. 09-007: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE FISCAL YEAR 2009 COMMUNITY REVENUE SHARING PROGRAM, PROJECT NO. 47014.
 - (1) IM No. 09-017
5. Ordinance Serial No. 09-013: AN ORDINANCE APPROPRIATING \$239,848,150 TO FUND 495, PROJECT NO. 95002, FOR THE PURPOSE OF DESIGNING, CONSTRUCTING AND EQUIPPING THE GOOSE CREEK CORRECTIONAL CENTER AND RELATED CAPITAL IMPROVEMENTS AND ISSUANCE COSTS AND APPROPRIATING \$225,000 TO THE LAND MANAGEMENT FUND (FUND 203) FROM THE PROCEEDS OF THE SERIES 2008, LEASE REVENUE BONDS.
 - a. IM No. 09-019
 - b. AM No. 09-008: AWARD OF PROPOSAL NO. 09-001 TO NEESER CONSTRUCTION INC., IN THE AMOUNT NOT TO EXCEED \$216,000,000 WITH CONTRACT AMENDMENT AUTHORIZATION IN THE AMOUNT OF \$16,200,000 FOR THE GOOSE CREEK CORRECTIONAL CENTER DESIGN-BUILD PROJECT.
 - c. AM No. 09-010: AUTHORIZATION TO AMEND CONTRACT NO. 08-124 TO RISE ALASKA, INC., IN THE AMOUNT NOT TO EXCEED \$4,733,700 FOR PHASE III SERVICES OF THE GOOSE CREEK CORRECTIONAL CENTER OWNER'S REPRESENTATIVE.
 - d. AM No. 09-011: AUTHORIZATION TO AMEND CONTRACT NO. 08-092 TO ALASKA PLANNING AND ARCHITECTURE IN AN AMOUNT NOT TO EXCEED \$726,000 FOR PHASE III SERVICES ASSOCIATED WITH

THE DEVELOPMENT OF DESIGN-BUILD DOCUMENTS
FOR THE GOOSE CREEK CORRECTIONAL CENTER.

- C. AUDIENCE PARTICIPATION (Three minutes per person.)
- D. CONSENT AGENDA¹
1. RESOLUTIONS
- a. Resolution Serial No. 09-008: A RESOLUTION APPROVING THE AMENDED BUDGET FOR THE NATURE CONSERVANCY IN ALASKA GRANT FOR THE FISH PASSAGE CONSTRUCTION PROJECT, PROJECT NO. 30084.
(1) IM No. 09-015
- b. Resolution Serial No. 09-009: A RESOLUTION AMENDING THE SCOPE OF WORK FOR THE MAINTENANCE SHOP EQUIPMENT PROJECT NO. 47500, TO ALLOW FOR THE PURCHASE OF A FUEL INJECTOR CLEANER.
(1) IM No. 09-022
2. ASSEMBLY MEMORANDUMS
- a. AM No. 09-005: APPROVAL OF A CHANGE ORDER TO CAT'S EYE EXCAVATING INC., IN THE AMOUNT OF \$5,423 FOR THE GARDEN TERRACE ESTATES WATER SERVICE REPLACEMENT, PHASE II – LUPINE WAY.
- b. AM No. 09-007: AUTHORIZATION TO AMEND THE MEMORANDUM OF AGREEMENT WITH THE CITY OF WASILLA FOR AN ADDITIONAL \$24,239 FOR THE GARDEN TERRACE WATER UPGRADE/CONVERSION, TO ALLOW COMPLETION OF THE DESIGN AND ENGINEERING SERVICES TO IMPROVE THE DISTRIBUTION SYSTEM.
- c. AM No. 09-012: AUTHORIZATION TO AMEND CONTRACT NO. 07-059 TO DOWL ENGINEERS IN THE AMOUNT OF \$2,641,698 FOR THE HATCHER PASS SKI AREA DESIGN AND ENVIRONMENTAL STUDIES.

¹ AM No. 09-012 was pulled from the consent agenda and addressed separately.

VIII. UNFINISHED BUSINESS

- A. Resolution Serial No. 09-005: A RESOLUTION AMENDING THE BUDGET FOR THE JUNK VEHICLE COLLECTION AREA PROJECT NO. 45165 AND THE SCOPE OF WORK AND BUDGET FOR THE COMMUNITY CLEAN-UP AND BUMPER DRAG PROGRAMS, PROJECT NO. 25047. *(Main motion pending from: 01/06/09)*
 - 1. IM No. 09-012

IX. NEW BUSINESS

- A. INTRODUCTION (For public hearing - 02/03/09, 7 p.m., Borough Assembly Chambers)
 - 1. Ordinance Serial No. 09-014: AN ORDINANCE AMENDING MSB 17.20, KNIK SLED DOG AND RECREATION SPECIAL LAND USE DISTRICT, AND MSB 17.125, DEFINITIONS.
 - a. IM No. 09-018
 - 2. Ordinance Serial No. 09-015: AN ORDINANCE APPROPRIATING \$2,678,279 TO FUND 495, PROJECT NO. 95002, FOR THE PURPOSE OF DESIGNING, CONSTRUCTING, AND EQUIPPING THE GOOSE CREEK CORRECTIONAL CENTER AND RELATED CAPITAL IMPROVEMENTS FROM THE PROCEEDS OF THE SERIES 2008, LEASE REVENUE BONDS.
 - a. IM No. 09-024
 - 3. Ordinance Serial No. 09-016: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$5,100,000 TO THE MATANUSKA-SUSITNA BOROUGH SCHOOL DISTRICT'S FISCAL YEAR 2009 OPERATING BUDGET.
 - a. IM No. 09-029

B. MAYORAL NOMINATIONS AND APPOINTMENTS

- 1. VACANCY REPORT

C. OTHER NEW BUSINESS

X. RECONSIDERATION

XI. VETO

XII. EXECUTIVE SESSION

XIII. MAYOR AND ASSEMBLY COMMENTS

XIV. ADJOURNMENT

Disabled persons needing reasonable accommodation in order to participate at an Assembly meeting should contact the Borough ADA Coordinator at 746-7432 at least one week in advance of the meeting.