

MATANUSKA-SUSITNA BOROUGH

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

BOROUGH MAYOR

Talis J. Colberg

BOROUGH CLERK

Lonnie R. McKechnie, CMC

BOROUGH MANAGER

Elizabeth Gray, Acting

BOROUGH ATTORNEY

Nicholas Spiropoulos



BOROUGH ASSEMBLY

Lynne Woods, District 1
Pete Houston, District 2
Ronald Arvin, District 3
Mark Ewing, District 4
Cindy L. Bettine, District 5
Jim Colver, District 6
Vern Halter, District 7

ASSEMBLY AGENDA

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

REGULAR MEETING

6 P.M.

TUESDAY, SEPTEMBER 7, 2010

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

A. Special Assembly Meeting: 08/12/10

B. Regular Assembly Meeting: 08/17/10

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS (MSB 2.12.082; Seven minutes per person.)

1. Reports from cities

2. Matanuska-Susitna Borough School District

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

2. Assembly Public Relations

C. MANAGER COMMENTS

1. State/Federal Legislation
2. Strategic Planning Issues

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Aviation Advisory Board: 04/08/10, Resolution Serial Nos. 10-02 and 10-03
 - b. Enhanced 911 Advisory Board: 02/09/10
 - c. Greater Talkeetna Board of Supervisors RSA: 05/13/10
 - d. Library Board: 05/15/10, Resolution Serial No. 10-01
 - e. Local Emergency Planning Committee: 06/16/10
 - f. Planning Commission: 02/01/10, 03/01/10, 03/15/10, 04/05/10, Resolution Serial Nos. 10-01, 10-03(AM), 10-06, 10-07, 10-15
 - g. Platting Board: 06/03/10, 07/01/10
 - h. Port Commission: 04/19/10, 06/21/10, Resolution Serial No. 10-001
 - i. South Colony Board of Supervisors RSA: 02/10/10
2. Community Council Correspondence:
 - a. Chase Community Council: 01/21/10
 - b. Gateway Community Council: 02/11/10, 04/22/10
 - c. South Knik River Community Council: 05/20/10

G. INFORMATIONAL MEMORANDUMS

1. IM No. 10-145: AN INFORMATIONAL MEMORANDUM PROVIDING NOTIFICATION OF CERTIFICATION OF THE 2010 REGULAR REAL PROPERTY ASSESSMENT ROLL.

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.)

1. Mr. Robert Friesen – NPI Lawsuit Settlement

- B. PUBLIC HEARINGS (Three minutes per person.)
1. Ordinance Serial No. 10-057: AN ORDINANCE CREATING LAWRENCE AIRFIELD PHASE 2 AREA NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 441, 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. 10-117

 2. Ordinance Serial No. 10-043: AN ORDINANCE ADOPTING MSB 8.35.060, AUTHORIZING FIREWORKS USE DECEMBER 31 THROUGH JANUARY 1. *(Sponsored by Assemblymember Houston)*
 - a. IM No. 10-077

 3. Ordinance Serial No. 10-078: AN ORDINANCE APPROVING ECONOMIC DEVELOPMENT INCENTIVES IN THE FORM OF A PARTIAL EXEMPTION OF PROPERTY TAXES FOR THREE YEARS AND A TAX DEFERRAL FOR MOD PLANT, LLC, RELATED TO THE CONSTRUCTION AND OPERATION OF AN ENGINEERED BUILDING PRODUCTS FACILITY.
 - a. IM No. 10-116

 4. Ordinance Serial No. 10-079: AN ORDINANCE ACCEPTING AND APPROPRIATING \$18,154 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT FOR THE BOROUGH LOCAL EMERGENCY PLANNING COMMITTEE, FUND 480, PROJECT NO. 20259, FOR FISCAL YEAR 2011 OPERATIONS.
 - a. Resolution Serial No. 10-070: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT, PROJECT NO. 20259, FUND 480, FOR THE BOROUGH LOCAL EMERGENCY PLANNING COMMITTEE.
 - (1) IM No. 10-136

 5. Ordinance Serial No. 10-080: AN ORDINANCE APPROVING THE RECLASSIFICATION OF BOROUGH-OWNED PARCEL 25N04W31D009, LOCATED AT APPROXIMATELY MILE 5.5

TALKEETNA SPUR ROAD (MSB006013) TO A DUAL CLASSIFICATION OF RESERVED USE LANDS-EMERGENCY SERVICES FACILITY (ESF) AND MATERIAL LANDS.

a. IM No. 10-140

C. AUDIENCE PARTICIPATION (Three minutes per person.)

D. CONSENT AGENDA

1. RESOLUTIONS

a. Resolution Serial No. 10-071: A RESOLUTION IN APPRECIATION OF THE PUBLIC SERVICES OF SENATOR THEODORE "TED" FULTON STEVENS.

b. Resolution Serial No. 10-072: A RESOLUTION APPROVING STATE LEGISLATIVE PRIORITIES FOR THE MATANUSKA-SUSITNA BOROUGH FOR THE YEAR 2011.

(1) IM No. 10-153

2. ASSEMBLY MEMORANDUMS

a. AM No. 10-084: APPROVING THE MANAGER TO ENTER INTO A PARTNERSHIP AGREEMENT WITH GREAT LAND TRUST FOR \$189,500 FOR THE MAT-SU WATER QUALITY PROTECTION PROJECT AS PART OF THE ENVIRONMENTAL PROTECTION GRANT, FUND 480, PROJECT NO. 20381.

b. AM No. 10-087: APPROVAL OF ELECTION OFFICIALS FOR THE OCTOBER 5, 2010, REGULAR BOROUGH ELECTION.

VIII. UNFINISHED BUSINESS

A. Ordinance Serial No. 10-071: AN ORDINANCE ACCEPTING AND APPROPRIATING \$57,552 FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE, TO FUND 480, PROJECT NO. 45131, FOR THE OLD GLENN HIGHWAY FOREST HEALTH PROTECTION PROJECT.

(1) Resolution Serial No. 10-063: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE UNITED STATES DEPARTMENT OF AGRICULTURE GRANT, PROJECT

NO. 45131, FUND 480, FOR THE OLD GLENN HIGHWAY
FOREST HEALTH PROTECTION PROJECT.

a. IM No. 10-118

B. Ordinance Serial No. 10-073: AN ORDINANCE ACCEPTING AND APPROPRIATING \$300,054 FROM THE ALASKA STATE DEPARTMENT OF HEALTH AND SOCIAL SERVICES, TO FUND 475, PROJECT NO. 20382, AND REAPPROPRIATING \$3,595 FROM THE PLANNING DIVISION'S FISCAL YEAR 2011 OPERATING BUDGET FUND 100, TO FUND 475, PROJECT NO. 20382, FOR THE HUMAN SERVICES COMMUNITY MATCHING GRANT.

(1) Resolution Serial No. 10-065: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PARTICIPATION IN THE HUMAN SERVICES COMMUNITY MATCHING GRANT PROGRAM.

(2) Resolution Serial No. 10-066: A RESOLUTION ALLOCATING HUMAN SERVICES COMMUNITY MATCHING GRANT FUNDS TO NON-PROFIT HUMAN SERVICE AGENCIES WITHIN THE COMMUNITY AND AUTHORIZING THE MANAGER TO ENTER INTO GRANT AGREEMENTS WITH THE SUB-GRANTEE AGENCIES.

a. IM No. 10-124

C. Resolution Serial No. 10-069: A RESOLUTION APPROVING THE AMENDED SCOPE OF WORK FOR PROJECT NO. 25038, LANDFILL EXPANSION, IN ORDER TO FACILITATE CELL 3 CONSTRUCTION.

(1) IM No. 10-139

IX. NEW BUSINESS

A. INTRODUCTIONS (For public hearing – 09/21/10, 7 p.m., Borough Assembly Chambers)

1. Ordinance Serial No. 10-083: AN ORDINANCE ADOPTING THE ASSET MANAGEMENT PLAN: NATURAL RESOURCE MANAGEMENT UNITS; AND MSB 15.24.030, COMPREHENSIVE PLAN AND PURPOSES.

a. Ordinance Serial No. 10-084: AN ORDINANCE ADOPTING CHANGES TO TITLE 23, REAL PROPERTY: MSB 23.05, GENERAL PROVISIONS; AND MSB 23.20, FOREST MANAGEMENT.

(1) IM No. 10-090

(2) IM No. 10-091

2. Ordinance Serial No. 10-085: AN ORDINANCE RECOMMENDING MODIFICATION OF DEED RESTRICTIONS WITHIN QUITCLAIM DEED SERIAL NO. 2004-001877-0, RECORDED JANUARY 23, 2004, WHICH STATES “THE DEVELOPMENT OF HABITABLE OR PERMANENT STRUCTURES IS PROHIBITED IN THAT PORTION OF THE PARCEL WHICH LIES 750 FEET OR MORE NORTH OF THE SOUTH BOUNDARY” FOR TAX PARCEL 18N01E33C008 (MSB006369).
 - a. IM No. 10-142

3. Ordinance Serial No. 10-086: AN ORDINANCE ACCEPTING AND APPROPRIATING \$8,905,000 FOR A PORTION OF THE FISCAL YEAR 2011 DESIGNATED LEGISLATIVE GRANT PROJECTS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT.
 - a. Resolution Serial No. 10-073: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR A PORTION OF THE FISCAL YEAR 2011 DESIGNATED LEGISLATIVE GRANT PROJECTS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT.
 - (1) IM No. 10-144

4. Ordinance Serial No. 10-087: AN ORDINANCE ACCEPTING AND APPROPRIATING \$25,000 FROM THE ALASKA STATE DEPARTMENT OF NATURAL RESOURCES, OFFICE OF HISTORY AND ARCHAEOLOGY, TO FUND 440, PROJECT NO. 15002, AND APPROVING THE SCOPE OF WORK AND BUDGET TO HIRE A CONTRACTOR TO REPAIR AND UPGRADE THE KNIK MUSEUM, IN ACCORDANCE WITH THE SECRETARY OF THE INTERIOR’S GUIDELINES FOR HISTORIC BUILDINGS.
 - a. Resolution Serial No. 10-074: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 15002, KNIK MUSEUM REPAIRS TO ALLOW THE BOROUGH TO HIRE A CONTRACTOR TO REPAIR AND UPGRADE THE KNIK MUSEUM IN ACCORDANCE WITH THE SECRETARY OF THE INTERIOR’S GUIDELINES FOR HISTORIC BUILDINGS.
 - (1) IM No. 10-146

5. Ordinance Serial No. 10-088: AN ORDINANCE ACCEPTING AND APPROPRIATING \$9,127 FROM THE ALASKA STATE DEPARTMENT OF NATURAL RESOURCES, OFFICE OF HISTORY AND ARCHAEOLOGY TO FUND 480, PROJECT NO. 47022, AND APPROVING THE SCOPE OF WORK AND BUDGET TO RESEARCH AND NOMINATE TO THE NATIONAL REGISTER OF HISTORIC PLACES, THE FORMER UNITED STATES DEPARTMENT OF AGRICULTURE STAFF HOUSING, CONSTRUCTED FOR THE AGRICULTURAL RESEARCH STATION, LOCATED IN PALMER.
 - a. Resolution Serial No. 10-075: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 47022, TO CONDUCT RESEARCH AND TO NOMINATE TO THE NATIONAL REGISTER OF HISTORIC PLACES, THE FORMER UNITED STATES DEPARTMENT OF AGRICULTURE STAFF HOUSING, CONSTRUCTED FOR THE AGRICULTURAL RESEARCH STATION, LOCATED IN PALMER.
 - (1) IM No. 10-147

6. Ordinance Serial No. 10-089: AN ORDINANCE ADOPTING THE MATANUSKA RIVER MANAGEMENT PLAN 2010 AND AMENDING MSB 15.24.030, COMPREHENSIVE PLAN AND PURPOSES.
 - a. IM No. 10-148

7. Ordinance Serial No. 10-090: AN ORDINANCE CALLING FOR A SPECIAL ELECTION ON JANUARY 11, 2011, TO FILL THE OFFICE OF THE MAYOR.
 - a. Ordinance Serial No. 10-091: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$10,000 FROM THE MAYOR'S FISCAL YEAR 2011 OPERATION BUDGET (FUND 100) TO THE FISCAL YEAR 2011 ELECTIONS DIVISION OPERATING BUDGET (FUND 100) FOR THE SPECIAL ELECTION.
 - (1) IM No. 10-151
 - (2) AM No. 10-085: APPROVING A TRANSFER OF \$40,000 FROM THE ASSEMBLY RESERVES (100.100.102) TO PROVIDE FUNDING FOR THE SPECIAL ELECTION TO FILL THE OFFICE OF THE MAYOR (100.100.105).

8. Ordinance Serial No. 10-092: AN ORDINANCE APPROVING AN APPROPRIATION OF \$250,000 FROM BIG LAKE ROAD SERVICE AREA NO. 21 FUND BALANCE, FUND 277, TO FUND 410, PROJECT NO. 30043, FOR BIG LAKE ROAD SERVICE AREA NO. 21 CAPITAL PROJECTS.
 - a. IM No. 10-152

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

C. OTHER NEW BUSINESS

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

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.