

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on September 7, 2010, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6 p.m. by Deputy Mayor Lynne Woods.

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
Mr. Mark Ewing, Assembly District No. 4
Ms. Cindy L. Bettine, Assembly District No. 5
Mr. Jim Colver, Assembly District No. 6
Mr. Vern Halter, Assembly District No. 7

Assembly members absent and excused:

Mr. Ronald Arvin, Assembly District No. 3

Staff in attendance were:

Ms. Lonnie R. McKechnie, Borough Clerk
Ms. Elizabeth Gray, Acting Borough Manager
Mr. John Aschenbrenner, Deputy Borough Attorney
Ms. Brenda J. Henry, Executive Assistant to the Borough Clerk
Ms. Tammy Clayton, Finance Director
Ms. Shaune O'Neil, Public Works Director
Ms. Christine Nelson, Planning and Land Use Director
Mr. Dennis Brodigan, Emergency Services Director
Ms. Patty Sullivan, Public Affairs Director
Mr. Dave Hanson, Economic Development Director
Ms. Pamela Graham, Grants and Projects Coordinator
Ms. Frankie Barker, Environmental Planner
Ms. Nancy Cameron, Land Management Agent

III. APPROVAL OF AGENDA

Deputy Mayor Woods 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 Ms. Kim Sollien, a member of the public.

V. MINUTES OF PRECEDING MEETINGS

- A. Special Assembly Meeting: 08/12/10
- B. Regular Assembly Meeting: 08/17/10

Deputy Mayor Woods inquired if there were any corrections to the special meeting minutes of August 12, 2010, or the regular meeting minutes of August 17, 2010.

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

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

- 1. Reports from cities

(There were no reports provided.)

- 2. Matanuska-Susitna Borough School District

Mr. Kenneth Burnley, Superintendent:

- spoke to attending the Alaska State Fair;
- spoke to the preparation for the beginning of the school year;
- stated that it was a nice compromise for students to have an in-service day last Friday, which was the last day of the Alaska State fair;
- stated that he spoke with the Mat-Su College Administration regarding a possible early college alliance program;
- related that three more schools have met Adequate Yearly Progress measures;
- spoke to how he will be publicly evaluated and what is expected of him from the School Board;
- noted that there is a structural deficit in the District;
- spoke to the need for the District to lower their expectations, which will mean belt tightening and reductions where possible;
- stated that they are working to reduce the surprises to the public and to invite their participation in public hearings; and
- noted that he is looking forward to a great year.

B. COMMITTEE REPORTS

- 1. Joint Assembly/School Board Committee on School Issues

Assemblymember Colver stated that the Committee next meets on September 13, 2010.

Assemblymember Bettine:

- advised that the School Site Selection Committee meets next week; and
- related that the Committee is excited to use the new build out analysis for site review.

2. Assembly Public Relations

Assemblymember Ewing provided a report for his attendance at the National Association of Counties Conference.

Assemblymember Halter reported that he attended the School Board Meeting last week.

C. MANAGER COMMENTS

1. State/Federal Legislation
2. Strategic Planning Issues

Ms. Gray:

- stated that staff had met with the Army Corp of Engineers regarding the ongoing Matanuska River erosion;
- spoke to the environmental audit that occurred on Borough land at Port MacKenzie;
- related that there are no additional reported spills and that the audit went well; and
- stated that the Human Resources Manager requested a second review of applicants to fill the Manager vacancy.

Assemblymember Bettine stated that October 6, 2010, would be a good date for her.

Assemblymember Ewing requested that should the strong Mayor form of government is passed by the voters that the meeting be cancelled.

There was no objection noted.

Discussion ensued setting a meeting to review the application to fill the vacancy of Manager.

MOTION: Assemblymember Bettine moved to schedule a meeting regarding filling the vacancy of the Manager on September 14, 2010, at 3 p.m.

VOTE: The motion passed with Assemblymember Ewing opposed.

Ms. Sullivan provided a report on the new M/V Susitna Ferry poster.

Ms. Linda Henning, poster artist:

- opined that the Borough poster project is a self-sustaining project;
- stated that she is pleased to have been the artist selected, as it inspires her; and
- showed the original acrylic artwork that the poster was produced from.

Assemblymember Bettine thanked Ms. Henning for her participation.

A. ATTORNEY COMMENTS

(There were no comments provided.)

B. CLERK COMMENTS

Ms. McKechnie:

- spoke regarding the upcoming meeting schedule;
- stated that the election brochure is attached to the Clerk's report for Assembly review; and
- queried if there were any comments regarding the brochure.

There were no comments noted.

Assemblymember Colver queried the reason that there is no regular Assembly meeting on the calendar for November 2, 2010.

Ms. McKechnie stated that it was cancelled when the Assembly schedule was set for 2010, due to the State election.

Assemblymember Ewing noted that he is not in favor of having a meeting on the State's election day.

Discussion ensued regarding setting an Assembly meeting on November 2, 2010.

MOTION: Assemblymember Colver moved to set a regular Assembly meeting for November 2, 2010, at 6 p.m.

VOTE: The motion passed without objection.

C. 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 RSA Board of Supervisors: 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 RSA Board of Supervisors: 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

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

D. INFORMATIONAL MEMORANDUMS

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

Assemblymember Ewing queried the personal property breakdown, which the Borough receives a large sum of funds from the city of Wasilla.

Ms. Clayton advised that the figure is for business inventory in excess of \$250,000, which is the value of business inventory within the city of Wasilla.

Assemblymember Ewing queried if it was taxable.

Ms. Clayton advised that it is taxable areawide and that the city of Wasilla does not tax it.

Assemblymember Ewing queried if the Fire Service Area (FSA) for the city of Wasilla was No. 130.

Ms. Clayton affirmed the query.

Assemblymember Ewing:

- opined that FSA No. 130 contributes the largest amount; and
- queried how many FSA's were listed under "Other."

Ms. Clayton stated that only those that are taxed are listed.

Assemblymember Bettine noted that District 5 and District 7 contribute greatly to the assessment roll and were in fact the two highest contributing districts.

Discussion ensued regarding the assessment roll.

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

MOTION PENDING: Assemblymember Woods moved to adopt Ordinance Serial No. 10-071 and Resolution Serial No. 10-063.

Ms. Gray:

- advised that the deadline for the grant has passed; and
- requested that the legislation be postponed indefinitely.

Assemblymember Woods spoke to her frustration with funding being lost due to Assembly postponement of the legislation.

MOTION: Assemblymember Bettine moved to postpone Ordinance Serial No. 10-071 and Resolution Serial No. 10-063 indefinitely.

VOTE: The motion passed without objection.

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

MOTION PENDING: Assemblymember Woods moved to adopt Ordinance Serial No. 10-073, Resolution Serial No. 10-065, and Resolution Serial No. 10-066.

Assemblymember Houston queried if the requested information that caused the legislation to be postponed was available.

Ms. Graham:

- stated that the Mid-Valley Seniors' application for this grant did not meet the criteria; and
- advised that she spoke with them to let them know what they could do in order to apply for funding next year.

Assemblymember Bettine queried if there were any leftover grant funds available for the Mid-Valley Seniors.

Ms. Graham stated that there are no leftover grant funds available.

Assemblymember Bettine opined there needs to be a process in place where staff asks questions of all of the organizations that apply for grants.

Ms. Graham:

- noted that she does offer her assistance; and
- stated that she does all that is possible to ensure that the applications are complete; however a lot of the applications are provided the day of the deadline.

Discussion ensued regarding staff review of grant applications.

MOTION: Assemblymember Ewing moved a primary amendment to strike \$15,000 from the Big Brothers/Big Sisters Program and transfer the funds to the Mid Valley Seniors for non-capital expenses.

Assemblymember Ewing:

- stated that he is in support of providing funding to the Mid-Valley Seniors; and
- opined that it is appropriate to remove funds from the Boys and Girls Club, as that program is not only for children in need.

Ms. Gray:

- stated that she has concerns with amending the awards; and
- related that there is a committee that goes through a rigorous process in order to make the awards.

Assemblymember Colver:

- stated that he is opposed to the amendment;
- stated that these are small grants and he is in favor of how they are spread out;
- stated that the notice of award has already been sent out and that it is unfair to change it at the last minute;
- opined that it is a disservice to the Assembly process to make amendments to grant awards at this late hour;
- further added that if the Assembly is not in favor of the process, they could look at changing it; and
- noted that if special concessions are made for one program that it would have to be made for all programs.

Assemblymember Bettine:

- stated that she believes in the grant process; and
- advised that she would like to find funds for tilling to be done this season.

(Discussion regarding Ordinance Serial No. 10-073, Resolution Serial No. 10-065, and Resolution Serial No. 10-066 was continued. See pp. 13)

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

A. PERSONS TO BE HEARD (Three minutes per person.)

1. Mr. Robert Friesen – NPI Lawsuit Settlement

Mr. Friesen:

- advised that he had previously discussed this issue with Mr. Duffy and Mr. Spiropoulos;
- advised that he showed them the pictures of the damage to his property caused by NPI equipment;
- noted that the equipment ended up at Port Mackenzie;
- stated that he also took pictures of the damage the equipment caused at the Port;
- spoke to the environmental Audit Report; and
- queried the rush to settle the lawsuit with NPI.

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

Ms. Clayton provided a staff report.

Deputy Mayor Woods opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 10-057: Mr. Mike Patterson, Mr. Allen Alligood, Mr. Ben Torkelson, Mr. David Payne, Ms. Susan Draveling, and Mr. Allen Adrian.

The following person spoke to concerns with Ordinance Serial No. 10-057: Mr. Dan Bardwell.

The following person spoke in opposition to Ordinance Serial No. 10-057: Ms. Niki Taysom.

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. 10-057.

Assemblymember Ewing spoke to concerns with the ballot counting process for local improvement districts (LID).

Assemblymember Bettine:

- stated that due to code, the Assembly could not adopt the legislation due to the ballot counts; and
- queried how the figures are calculated for each property owner's share.

Ms. Clayton:

- stated that when an LID is created, that maps are drawn;
- further added the maps are provided to Enstar, who estimates the construction costs;
- stated that the bonding institution requires a reserve;
- noted that there are also administrative, interim interest, and bond attorney costs; and
- stated that the total is calculated and the total estimate is divided among the properties.

Discussion ensued regarding:

- calculating the estimates for per lot costs; and
- the ballot count process.

VOTE: The motion failed with Assemblymembers Halter and Ewing in favor.

(The regular meeting recessed at 7:40 p.m. and reconvened at 7:47p.m.)

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

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 Houston moved to adopt Ordinance Serial No. 10-043.

Assemblymember Houston:

- stated that he sponsored the legislation in order to bring the Borough up to the same level as the cities concerning fireworks use on New Year's;
- opined that it would provide an opportunity to celebrate in a safe and legal manner; and
- asked for the support of the Assembly.

Assemblymember Halter queried the reason that the Fourth of July was not included.

Assemblymember Houston stated that there is significantly larger fire danger during July.

Assemblymember Ewing noted his support for the legislation.

MOTION: Assemblymember Bettine moved a primary amendment to Ordinance Serial No. 10-043, by striking (B)(4), which reads: "on or within fifty (50) feet of waterways within the Borough limit."

VOTE: The primary amendment passed without objection.

VOTE: The main motion passed as amended without objection.

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

Mr. Hanson provided a staff report.

Ms. Gray stated that staff is requesting that the legislation be postponed indefinitely.

The following person spoke in opposition to Ordinance Serial No. 10-078: Ms. Niki Taysom.

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. 10-078.

MOTION: Assemblymember Bettine moved to postpone Ordinance Serial No. 10-078 indefinitely.

VOTE: The motion passed without objection.

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

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. 10-079 and Resolution Serial No. 10-070.

Assemblymember Ewing noted his support for the legislation.

VOTE: The motion passed without objection.

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

Ms. Cameron 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 Halter moved to adopt Ordinance Serial No. 10-080.

VOTE: The motion passed without objection.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following person spoke to the property at Nugen's Ranch being taken due to eminent domain and to being short funding to create a new facility: Ms. Karen Nugen-Logan.

The following person spoke to concerns with the School District and the School District Unions: Ms. Niki Taysom.

The following persons spoke regarding the needs of the Mid-Valley Senior Center: Mr. Bill Frick, Mr. George Duczek, and Ms. Diane Duczek.

The following person spoke to concerns with oaths of office: Mr. Neil Snider.

The following person spoke to the improved relationship between the Borough and the School District: Ms. Jill Showman, Mat-Su Employees Association (MSEA) President.

The following person spoke to the need to correct a statement that was made and advised that MSEA and CEA are not in favor of the State's ballot measure no. 2: Mr. Rick Byrnes, Classified Employees Association (CEA) president.

- D. CONSENT AGENDA (Resolution Serial No. 10-072 and AM No. 10-084 were pulled from the consent agenda and addressed separately. *See pp. 12-14*)

1. RESOLUTIONS

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

2. ASSEMBLY MEMORANDUMS

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

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 Clerk.

VOTE: The motion passed without objection.

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

MOTION: Assemblymember Colver moved to adopt Resolution Serial No. 10-072.

Assemblymember Colver:

- opined that the format of the legislation requires change; and
- further added that the list should be cut back to two or three high priority items.

Deputy Mayor Woods:

- noted that she agreed with Assemblymember Colver; and
- opined that prioritizing the list would be appropriate for inclusion into the Governor’s budget.

Discussion ensued regarding prioritizing the priorities.

MOTION: Assemblymember Bettine moved a primary amendment to Resolution Serial No. 10-072 to list “Provision of \$55 Million to fund the continued construction of the rail extension to Port MacKenzie from the Alaska Railroad mainline” as priority number one.

VOTE: The primary amendment passed with Assemblymember Ewing opposed.

MOTION: Assemblymember Colver moved a primary amendment to Resolution Serial No. 10-072 to list “Construction funding of \$29 Million for the Bogard Road Extension project to complete the corridor between Palmer to Wasilla to relieve high levels of traffic congestion and lower fatal accident rates in the core area” as priority number two.

VOTE: The primary amendment passed without objection.

MOTION: Assemblymember Halter moved a primary amendment to Resolution Serial No. 10-072 to list “Funding of \$6 Million for substandard roads and bridges” as priority number three.

VOTE: The primary amendment failed with Assemblymembers Colver, Halter, and Ewing in favor and Houston, Bettine and Woods opposed (tie vote).

MOTION: Assemblymember Colver moved a primary amendment to Resolution Serial No. 10-072, by deleting everything in the resolution except those items with regards to priority nos. one and two and to have staff insert clauses of support of those priorities for the Governor’s budget.

MOTION: Assemblymember Bettine moved a secondary amendment to list “Provision of \$35 Million to match the 2008 voter approved road bonds” as priority number three.

VOTE: The secondary amendment failed with Assemblymembers Houston and Bettine in favor.

VOTE: The primary amendment passed without objection.

VOTE: The main motion passed as amended without objection.

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.

MOTION: Assemblymember Ewing moved to adopt AM No. 10-084.

Assemblymember Ewing stated that he could not support the legislation until he understood how the funding will be spent.

Ms. Nelson:

- stated that there is a scope of work and a memorandum of agreement; and
- further added that it breaks down how the funds will be spent.

Assemblymember Ewing queried if there are subcontractors for this project.

Ms. Nelson:

- stated that there are no subcontractors; and
- noted that there are two phases, which are mapping and then conservation.

Assemblymember Ewing reiterated his question with regards to there being no subcontractors for this contract.

Ms. Nelson:

- affirmed the query; and
- stated that Great Land Trust is the only agency within the State who can do conservation easements.

Discussion ensued regarding conservation easements.

VOTE: The motion passed with Assemblymember Ewing opposed.

(Discussion continued regarding Ordinance Serial No. 10-073, Resolution Serial No. 10-065, and Resolution Serial No. 10-066.)

MOTION PENDING: Assemblymember Ewing moved a primary amendment to strike \$15,000 from the Big Brothers/Big Sisters Program and transfer the funds to the Mid Valley Seniors for non-capital expenses.

Assemblymember Ewing:

- spoke to his support of his amendment;
- opined the application for the Mid-Valley Seniors was only denied because they filed an incomplete application; and
- stated that the Big Brothers/Big Sisters does not charge for services based on income, as people with big paying jobs use those services.

Assemblymember Colver:

- stated that he is opposed to the amendment;
- advised that Assemblymember Ewing may be confusing the Boys and Girls Club with Big Brothers/Big Sisters;
- stated that the Boys and Girls Club is for after school activities for all children; and
- noted that the Big Brothers/Big Sisters provides adult support to children in crisis;

Assemblymember Bettine noted that she is not in favor of the amendment.

MOTION: Assemblymember Ewing moved to withdraw the primary amendment.

There was no objection noted.

VOTE: The main motion passed without objection.

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

MOTION PENDING: Assemblymember Houston moved to adopt Resolution Serial No. 10-069.

Assemblymember Halter:

- stated that he is the one who requested that the legislation be postponed;
- related that he took a tour of the area;
- noted that this expansion does not affect the trailhead; and
- stated he is in favor of this legislation.

VOTE: the motion passed without objection.

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

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 September 21, 2010.

VOTE: The motion passed without objection.

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Colberg requested the following confirmations:

Parks, Recreation, and Trails Advisory Board
Karol Kolehmainen

Mayor Colberg made the following recommendations:

Board of Ethics
Mark Kvalheim
Labor Relations Board
Kathleen Streight
Local Emergency Planning Committee
James Littrell
Mayor's Blue Ribbon Sportsman's Committee
Howard Delo
Platting Board
David Robinson

MOTION: Assemblymember Bettine moved to approve the Mayor's recommendation for confirmation this evening.

VOTE: The motion passed without objection.

C. OTHER NEW BUSINESS

(There was no other new business.)

X. RECONSIDERATION

(There were no reconsiderations presented.)

XI. VETO

(There were no vetoes presented.)

XII. EXECUTIVE SESSION

(There was no executive session held.)

XIII. MAYOR AND ASSEMBLY COMMENTS

Deputy Mayor Woods:

- spoke to attending the summer Alaska Municipal League (AML) session in Kodiak;
- noted that she is the Chair of the Resource and Economic Development Committee;
- stated that they worked on legislation;
- stated that Anchorage Assembly Member Dick Traini brought a resolution forward calling for support of the Anchorage Port improvements, which they call the port of Alaska; and
- related that there was objection from many municipalities due to competition for port funding throughout the State.

XIV. ADJOURNMENT

The regular meeting adjourned at 9:40 p.m.


TALIS J. COLBERG, Borough Mayor

ATTEST:


LONNIE R. McKECHNIE, CMC, Borough Clerk

Minutes approved: 09/21/10