

MATANUSKA-SUSITNA BOROUGH

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

BOROUGH MAYOR

Vacant

BOROUGH CLERK

Lonnie R. McKechnie, CMC

BOROUGH MANAGER

Elizabeth Gray, Acting

BOROUGH ATTORNEY

Nicholas Spiropoulos



BOROUGH ASSEMBLY

Warren Keogh, District 1
Noel Woods, 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, DECEMBER 7, 2010

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. SPECIAL ORDERS OF THE DAY

A. Animal Care and Regulation Shelter Volunteers¹

VI. MINUTES OF PRECEDING MEETINGS²

A. Special Assembly Meeting: 11/20/10

B. Regular Assembly Meeting: 11/23/10

VII. REPORTS/CORRESPONDENCE

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

1. Reports from cities

¹ Executive Session was heard immediately following Special Orders of the Day.

² Public Hearings were heard immediately following Minutes of Preceding Meetings

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
3. Hiring of the Borough Manager
4. Mr. John Lee – CEO Mat-Su Regional Hospital

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Greater Butte RSA Board of Supervisors: 07/08/10
 - b. Library Board: 06/30/10, 08/28/10, Resolution Serial Nos. 10-02, 10-03
 - c. Local Emergency Planning Committee: 09/15/10
 - d. Platting Board: 10/07/10
 - e. Port Commission: 09/20/10

G. INFORMATIONAL MEMORANDUMS

1. IM No. 10-193: DELEGATION OF PARKS AND RECREATIONAL POWERS TO THE CITY OF PALMER FOR CERTAIN PARKS AND RECREATIONAL ACTIVITIES FOR FAIRFIELD PARK, LOCATED WITHIN CITY BOUNDARIES AND MORE SPECIFICALLY DESCRIBED AS LOT NUMBER 55921000LOPP, FAIRFIELD PARK SUBDIVISION, ACCORDING TO PLAT NO. 2006-136, PALMER RECORDING DISTRICT, CONTAINING 16,264 SQUARE FEET (MSB 006525).

VIII. UNFINISHED BUSINESS³

- A. Ordinance Serial No. 10-018: AN ORDINANCE OF THE MATANUSKA-**

³ Unfinished Business was heard immediately following the Consent Agenda

SUSITNA BOROUGH ASSEMBLY REPEALING MSB 17.28, INTERIM MATERIALS DISTRICT; REPEALING MSB 17.30, CONDITIONAL USE PERMIT (CUP) FOR EARTH MATERIALS EXTRACTION ACTIVITIES; ADOPTING MSB 28.10.025 PUBLIC NOTIFICATION; AMENDING 28.100, DEFINITIONS; AND AMENDING MSB 28.30 EARTH MATERIALS EXTRACTION TO CREATE COMPREHENSIVE EARTH MATERIAL EXTRACTION REGULATIONS INCLUDING PROVISIONS FOR REGULATING EXCAVATION INTO THE SEASONAL HIGH WATER TABLE, RECLAMATION, AND PERFORMANCE SECURITIES.

1. Resolution Serial No. 10-010: A RESOLUTION ESTABLISHING FEES AUTHORIZED UNDER MSB 28.10.040, FEES; FOR EARTH MATERIAL EXTRACTION PERMIT APPLICATION PROCESSING AND INSPECTION UNDER MSB 28.30.
 - a. IM No. 10-030

IX. VETO

X. 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. 10-107: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$38,800 COASTAL MANAGEMENT (306 PROGRAM, REQUIRED TASKS) GRANT TO FUND 480, PROJECT NO. 20158, FOR FISCAL YEAR 2011 REQUIRED TASKS.
 - a. Resolution Serial No. 10-094: A RESOLUTION ESTABLISHING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA COASTAL MANAGEMENT (306 PROGRAM, REQUIRED TASKS) GRANT FOR FISCAL YEAR 2011.
 - (1) IM No. 10-133
2. Ordinance Serial No. 10-108: AN ORDINANCE AMENDING MSB 17.02 TO EXEMPT DEVELOPMENT IN THE PORT DISTRICT FROM THE REQUIREMENTS OF THE MANDATORY LAND USE PERMIT.
 - a. IM No. 10-172
3. Ordinance Serial No. 10-109: AN ORDINANCE ACCEPTING AND APPROPRIATING \$174,440 FROM THE ALASKA STATE

DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT PROGRAM, TO FUND 425, PROJECT NO. 45158, FOR EMERGENCY EQUIPMENT AND TRAINING EXPENSES.

a. Resolution Serial No. 10-095: 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 EMERGENCY EQUIPMENT AND TRAINING EXPENSES.

(1) IM No. 10-183

4. Ordinance Serial No. 10-110: AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF \$27,188 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT, TO FUND 480, PROJECT NO. 45126, TO ALLOW FOR THE CONTINUATION OF THE CITIZEN CORPS PROGRAM.

a. Resolution Serial No. 10-096: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT, FUND 480, PROJECT NO. 45126, TO ALLOW FOR THE CONTINUATION OF THE CITIZEN CORPS PROGRAM.

(1) IM No. 10-184

5. Ordinance Serial No. 10-111: AN ORDINANCE REPEALING MSB 4.45 AND MSB 23.60, REAL PROPERTY ASSET MANAGEMENT BOARD. *(Sponsored by Assemblymember Arvin)*

a. IM No. 10-187

C. AUDIENCE PARTICIPATION (Three minutes per person.)

D. CONSENT AGENDA

1. RESOLUTIONS

a. Resolution Serial No. 10-093: A RESOLUTION APPROVING AMENDMENTS TO THE BOROUGHWIDE RECORDS RETENTION SCHEDULE, REVISION NO. 10.

(1) IM No. 10-185

- b. Resolution Serial No. 10-097: A RESOLUTION ESTABLISHING FEES AT THE BRETT MEMORIAL ICE ARENA, THE PALMER AND WASILLA POOLS, THE BOROUGH LIBRARIES, BOROUGH GYM, PARK FACILITIES, AND THE COMMUNITY ENRICHMENT PROGRAM.
(1) IM No. 10-141
- c. Resolution Serial No. 10-098: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE 2010 TOURISM INFRASTRUCTURE SURVEY AND GROOMING POOL.
(1) IM No. 10-173
- d. Resolution Serial No. 10-099: A RESOLUTION CONSENTING TO THE GENERAL NATURE AND LOCATION OF THE SETTLER'S BAY SHOPPING CENTER PROJECT FUNDED THROUGH THE ALASKA INDUSTRIAL DEVELOPMENT AND EXPORT AUTHORITY.
(1) IM No. 10-191
- e. Resolution Serial No. 10-100: A RESOLUTION CONSENTING TO THE LOCATION AND GENERAL NATURE OF THE GOOSE CREEK CORRECTIONAL CENTER WASTEWATER FACILITY PROJECT FUNDED THROUGH THE ALASKA INDUSTRIAL DEVELOPMENT AND EXPORT AUTHORITY.
(1) IM No. 10-194
- f. Resolution Serial No. 10-101: A RESOLUTION APPROVING THE FEDERAL PRIORITIES FOR THE MATANUSKA-SUSITNA BOROUGH FOR THE YEAR 2011.
(1) IM No. 10-196
- g. Resolution Serial No. 10-102: A RESOLUTION PROVIDING FOR A POSSIBLE RUNOFF ELECTION FOR THE OFFICE OF MAYOR.
(1) IM No. 10-198

2. ACTION MEMORANDUMS

- a. AM No. 10-101: APPROVAL OF THE ROAD MAINTENANCE AND REPAIR CAPITAL PROJECTS FOR THE SUMMER OF 2011.
- b. AM No. 10-106: DESTRUCTION OF BALLOTS FROM THE OCTOBER 5, 2010, BOROUGH REGULAR ELECTION.
- c. AM No. 10-107: APPROVAL OF A CONTRACT AMENDMENT (CHANGE ORDER) TO DOWL HKM, IN THE AMOUNT OF \$315,205 FOR THE BOGARD ROAD EXTENSION EAST DESIGN SERVICES, PROJECT NO. 06-134.
- d. AM No. 10-109: APPROVAL OF ELECTION OFFICIALS FOR THE JANUARY 11, 2011, BOROUGH SPECIAL ELECTION AND POSSIBLE RUNOFF ELECTION.

XI. NEW BUSINESS

A. INTRODUCTIONS (For public hearing – 01/18/11, 7 p.m., Borough Assembly Chambers)⁴

- 1. Ordinance Serial No. 11-002: AN ORDINANCE AMENDING MSB 3.04.110, REPORTING AND LAPSE OF APPROPRIATIONS; TO PROVIDE FOR A TEMPORARY CHANGE TO THE SCHOOL DISTRICT'S LAPSING FUNDS. *(Sponsored by Assemblymembers Halter and Ewing)*
 - a. IM No. 11-002
- 2. Ordinance Serial No. 11-003: AN ORDINANCE AUTHORIZING THE ISSUANCE OF AREAWIDE GENERAL OBLIGATION BONDS IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$33,785,000, TO FINANCE THE MAJOR RENOVATION AND RENEWAL OF EDUCATIONAL CAPITAL IMPROVEMENTS AND RELATED CAPITAL IMPROVEMENTS IN THE BOROUGH, FIXING CERTAIN DETAILS OF SUCH BONDS AND AUTHORIZING THEIR SALE.
 - a. IM No. 11-004

B. MAYORAL NOMINATIONS AND APPOINTMENTS

- 1. VACANCY REPORT

⁴ Introductions were heard immediately following Unfinished Business

C. OTHER NEW BUSINESS

1. MOTION TO AMEND SOMETHING PREVIOUSLY ADOPTED

- a. Resolution Serial No. 10-078: A RESOLUTION APPROVING STATE PRIORITIES FOR THE MATANUSKA-SUSITNA BOROUGH FOR THE CALENDAR YEAR 2011. *(Adopted October 19, 2010)*
(1) IM No. 10-160

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

XII. RECONSIDERATION

XIII. EXECUTIVE SESSION *(for subjects that tend to prejudice the reputation and character of any person provided the person may request a public discussion or matters immediate public knowledge of which would clearly have an adverse impact upon the finances of the Borough.)*

A. INTERIM EVALUATION OF THE BOROUGH MANAGER

B. HIRING OF THE BOROUGH MANAGER

C. CONTRACT TERMS FOR THE BOROUGH MANAGER

XIV. MAYOR AND ASSEMBLY COMMENTS

XV. 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.