

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on June 6, 2000, at the Matanuska-Susitna Borough Assembly Chambers, Palmer, Alaska. The meeting was called to order at 6 p.m. by Mayor Darcie K. Salmon.

II. ROLL CALL

Assembly members present and establishing a quorum were:

Mr. Larry DeVilbiss, Assembly District No. 1
Ms. Sara Jansen, Assembly District No. 2
Mr. James Colberg, Assembly District No. 3
Mr. Dan Kelly, Assembly District No. 4
Ms. Jody Simpson, Assembly District No. 5
Mr. Jim Turner, Assembly District No. 6
Mr. Doyle Holmes, Assembly District No. 7 (Deputy Mayor)

Staff in attendance were:

Ms. Sandra Dillon, Borough Clerk
Mr. Michael J. Scott, Borough Manager
Mr. John Duffy, Assistant Manager
Mr. Michael Gatti, Borough Attorney
Mr. Gary Lebowich, Human Resources Manager
Ms. Elizabeth Manfred, Borough Deputy Clerk
Mr. Jim Swing, Public Works Director
Ms. Tammy Clayton, Finance Director
Mr. Karl Borglum, Borough Assessor
Ms. Cindy Gilder, Planning Director
Mr. Ron Swanson, Community Development Director
Mr. Kevin Koechlein, Public Safety Director

III. APPROVAL OF AGENDA

Mayor Salmon noted the following changes to the agenda:

- Under Agency Reports No. 4, Kevin Koechlein, Director, Department of Public Safety: Fire service statistics, is rescheduled for June 20, 2000.

There was no objection to the agenda as amended.

IV. PLEDGE OF ALLEGIANCE

The pledge of allegiance was led by Assemblymember Kelly.

V. MINUTES OF PRECEDING MEETINGS

- A. Special Assembly Meeting: May 4, 2000
- B. Special Assembly Meeting: May 9, 2000
- C. Regular Assembly Meeting: May 16, 2000

MOTION: Assemblymember Simpson moved for approval of the special assembly meeting minutes of May 4 and May 9, 2000, and regular assembly meeting minutes of May 16, 2000.

GENERAL CONSENT: The motion passed without objection and the special assembly meeting minutes of May 4 and May 9, 2000, and the regular assembly meeting minutes of May 16, 2000, were approved as presented.

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Report from cities

Palmer Mayor Guinotte:

- reported a scheduled road closure on Evergreen Street for sewer and water installation to Burger King;
- announced Colony Days will be held June 9 through 11, 2000, in Palmer;
- stated that a planned development for market value senior housing will be on a 23-acre site south of Palmer Middle School;
- remarked that the new alternative school site will be on the Palmer-Wasilla Highway; and
- spoke to the Palmer City dispatch contract;

Wasilla Council Member Colleen Cottle:

- expressed concern for traffic patterns and suggested the borough extend Seward Meridian;
- commented that the Walmart parking area should be enlarged; and
- supported naming a school for Ron Larson.

2. Matanuska-Susitna Borough School District

Mr. Scott Warren, Executive Director for Instruction and Assessment:

- agreed that a future school should honor Ron Larson;
- spoke to the alternative school plan site;
- announced that a summer literacy program will be offered;
- stated the district will sponsor a quality schools institute this summer for teacher development;
- thanked the local legislators for securing funding for local schools; and
- acknowledged the assembly efforts in providing quality education funding.

Assemblymembers DeVilbiss and Jansen expressed appreciation of receiving school board minutes and stated the desire to continue receiving them in a timely manner.

3. Representative Scott Ogan: Legislative overview/session wrap-up:
 - addressed his departure from the majority and stated his belief that he has more influence as a minority member;
 - reported the \$14 million coal car money was divided equally between Port MacKenzie development and the railroad;
 - acknowledged Senator Green's efforts in securing funding for Sherrod Elementary and areawide technology;
 - stated his position of non-support for the Permanent Fund Advisory vote;
 - related that he will not cut revenue sharing or support added taxes until a basic budget is adopted;
 - complimented the borough lobbyist Ray Gillespie;
 - spoke to funding for borough road construction;
 - described the legislation effort that allows ACS to purchase MTA; and
 - supported naming a school after Ron Larson;

Assemblymember Simpson thanked Representative Ogan for supporting the Big Lake Library funding.

Mr. Scott:

- spoke to Representative Ogan's active participation in the promotion of Hatcher Pass and Port MacKenzie development; and
- acknowledged Representative Ogan's opposition to cutting revenue sharing and municipal assistance.

Mayor Salmon asked if legislators plan to revisit moving the capitol to the Anchorage area.

Representative Ogan stated that moving the capitol will be a primary issue in his campaign.

B. COMMITTEE REPORTS

(The assembly currently has no committees)

C. MANAGER COMMENTS

Mr. Scott:

- advised a status report from the federal lobbyist Steve Silver was attached;
- referred to a newspaper article concerning the NMFS decision on Beluga whales and stated this item will be addressed in an executive session;
- stated port construction memos and a monthly expense report were included in the manager's report;
- advised the manager's report included a LB Foster settlement letter;
- disclosed that the Anchorage Chamber of Commerce passed a resolution in support of the Alaska North Slope Natural Gas Pipeline with a Terminus on Cook Inlet;
- shared the land management fund revenue information;
- spoke to a letter regarding planned use of the former Humane Society facility;
- shared an e-mail received from the Wasilla Middle School thanking a borough employee;
- summarized the junk and trash clean-up expenses on the borough foreclosed properties;

- referred to a status report on the animal control operation recommendations;
- explained implementation costs for the core area land use regulations;
- mentioned an annual report received from the Department of Natural Resources which commended Fran Seager-Boss and the Historic Preservation Commission;
- recounted a memorandum outlining proposed water line developments for Wasilla;
- reported a contract extension was awarded to Gillespie and Associates;
- disclosed grant applications for the Bodenbug Creek new bridge and Willow fire equipment;
- provided an update to the Port MacKenzie project;
- spoke to a memorandum concerning the local improvement districts and invited assembly comments; and
- related that a grant application has been made for the central landfill closure of cell 2A.

The regular assembly meeting recessed at 6:55 and reconvened at 7:05 p.m.

(Attorney comments continue on page 10)

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

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. 00-034: AN ORDINANCE CONFIRMING THE ASSESSMENT ROLL FOR THE WELLINGFIELD WEST ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 250 AND ESTABLISHING THE METHOD OF TERMINATING ASSESSMENTS AND MAKING REFUNDS TO PROPERTY OWNERS.
 - a. Ordinance Serial No. 00-035: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$90,000 PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT BONDS FOR THE WELLINGFIELD WEST ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 250, AND FIXING DETAILS OF SAID BONDS.
IM No. 00-057

Mayor Salmon opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Colberg moved for adoption of Ordinance Serial Nos. 00-034 and 035.

MOTION: Assemblymember Holmes moved a primary amendment to make a technical correction to pages 85-86 of Ordinance Serial No. 00-034, to strike the total assessed value per lot of \$1,564.70 and insert a total assessed value of \$1,589.79 per lot.

GENERAL CONSENT: The primary amendment passed without objection.

MOTION: Assemblymember Holmes moved a primary amendment to remove pages 89, 90, 91, 92, and 93 and replace with the Exhibit A as provided by the finance department.

GENERAL CONSENT: The primary amendment passed without objection.

MOTION: Assemblymember Holmes moved a primary amendment to make a technical correction to page 97 of Ordinance Serial No. 00-035, to strike the interest rate of 8.127 percent and insert the interest rate of 8.579 percent.

GENERAL CONSENT: The primary amendment passed without objection.

GENERAL CONSENT: The main motion, as amended, passed without objection.

2. Ordinance Serial No. 00-058: AN ORDINANCE CREATING DONOVAN ESTATES ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 303, 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.
IM No. 00-077, IM No. 00-130

Mayor Salmon opened the public hearing.

The following spoke in favor of the ordinance as presented: Ms. Kathy Strupp, Mr. Tim Krug, Ms. Judith Wallender, Mr. Peter Shelley.

Mr. Harold McNelly requested 50 percent matching funds for road paving.

There being no others wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Simpson moved for adoption of Ordinance Serial No. 00-058.

MOTION: Assemblymember Holmes moved a primary amendment to remove page 124 of Ordinance Serial No. 00-058 and to insert Exhibit A with corrected legal descriptions as provided by the finance department.

Mr. Swing reported that all the local improvement paving projects completed this year are not eligible for a 50 percent matching grant.

GENERAL CONSENT: The primary amendment passed without objection.

GENERAL CONSENT: The main motion, as amended, passed without objection.

3. Ordinance Serial No. 00-059: AN ORDINANCE CREATING COLONY EAST ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 305, 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.
IM No. 00-078

Mayor Salmon opened the public hearing.

The following spoke in favor of the ordinance as presented: Mr. John Cramer, Mr. Chris Kepler, Ms. Debbie Richards, Ms. Kelly Carr.

Mr. Garth Grover requested exclusion of lot B9 from the ordinance.

There being no others wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Jansen moved for adoption of Ordinance Serial No. 00-059.

GENERAL CONSENT: The motion passed without objection

4. Ordinance Serial No. 00-060: AN ORDINANCE CREATING NORTHERN COLONIAL PARK ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 307, 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.
IM No. 00-079

Mayor Salmon opened the public hearing.

The following spoke in favor of the ordinance as presented: Mr. Michael Coon, Mr. Mick DeGregorio, Mr. Patrick Murray, Ms. Ulrike Johnson, Ms. Judy Bronson.

There being no others wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Colberg moved for adoption of Ordinance Serial No. 00-060.

GENERAL CONSENT: The motion passed without objection.

5. Ordinance Serial No. 00-061: AN ORDINANCE CREATING NORTHERN BRENTWOOD ESTATES ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 308, 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.
IM No. 00-080

Mayor Salmon opened the public hearing.

The following spoke in favor of the ordinance as presented: Ms. Trisha Lewis and Mr. Michael Coon.

There being no others wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Colberg moved for adoption of Ordinance Serial No. 00-061.

Mr. Swing reported that the 25 percent dust control grant is eligible for paving only.

GENERAL CONSENT: The motion passed without objection.

6. Ordinance Serial No. 00-062: AN ORDINANCE CREATING BROOKE HAVEN ESTATES ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 310, 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.
IM No. 00-081

Mayor Salmon opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Jansen moved for adoption of Ordinance Serial No. 00-062.

GENERAL CONSENT: The motion passed without objection

7. Ordinance Serial No. 00-063: AN ORDINANCE CREATING HORSESHOE DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 311, 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.
IM No. 00-082

Mayor Salmon opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Simpson moved for adoption of Ordinance Serial No. 00-063.

GENERAL CONSENT: The motion passed without objection.

8. Ordinance Serial No. 00-087: AN ORDINANCE ACCEPTING AND APPROPRIATING AN ADDITIONAL \$1,107.40 FROM THE STATE OF ALASKA, DEPARTMENT OF NATURAL RESOURCES, OFFICE OF HISTORY AND ARCHAEOLOGY, TO FUND 480 FOR THE PURPOSE OF SURVEYING AND INVENTORY OF OLD KNIK TOWNSITE.

- a. Resolution Serial No. 00-035: A RESOLUTION APPROVING THE AMENDED SCOPE OF WORK AND BUDGET FOR PHASE II OF THE SURVEY, EVALUATION, AND INVENTORY OF THE RESIDENTIAL PORTION OF THE OLD KNIK TOWNSITE.
IM No. 00-096

Mayor Salmon opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Holmes moved for adoption of Ordinance Serial No. 00-087 and Resolution Serial No. 00-035.

GENERAL CONSENT: The motion passed without objection.

9. Ordinance Serial No. 00-088: AN ORDINANCE AMENDING MSB 3.38.050(A) BY ADDING PARAGRAPH (5) WHICH EXPANDS THE DUTIES OF THE ENHANCED 911 ADVISORY BOARD. IM No. 00-117

Mayor Salmon opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Holmes moved for adoption of Ordinance Serial No. 00-088.

GENERAL CONSENT: The motion passed without objection.

10. Ordinance Serial No. 00-089: AN ORDINANCE AMENDING MSB 4.44.030(A), AGRICULTURAL AND FORESTRY ADVISORY BOARD COMPOSITION.
IM No. 00-118

Mayor Salmon opened the public hearing. There being no one wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Holmes moved for adoption of Ordinance Serial No. 00-089.

GENERAL CONSENT: The motion passed without objection.

The regular assembly meeting recessed at 8:05 p.m. and reconvened at 8:25 p.m.

11. Resolution Serial No. 00-036: A RESOLUTION APPROVING THE MULTIPLE USE MANAGEMENT PLAN PREPARED BY VALLEY SAWMILL UNDER TERMS OF THE MULTIPLE USE MANAGEMENT AGREEMENT, POINT MACKENZIE (MSB002273).
IM No. 00-119

Mayor Salmon opened the public hearing;

The following spoke in favor of Resolution Serial No. 00-036: Mr. Greg Bell and Mr. Jack Olive.

The following spoke in opposition to the ordinance: Mr. Garvin Bucaria, Mr. Tom Pine, Ms. Jean Woods, Mr. Noel Woods, Ms. Betty Faeo; Mr. Roy Syren Jr., Ms. Kris Pine, Ms. Colleen Hamblen.

There being no others wishing to be heard, the public hearing was closed and discussion moved to the assembly.

MOTION: Assemblymember Holmes moved for adoption of Resolution Serial No. 00-036.

Assemblymember Holmes stated that he felt the terms of the original Multiple Use Management Agreement (MUMA) had been changed significantly to the point that it was no longer a valid proposal.

MOTION: Assemblymember Turner moved to postpone Resolution Serial No. 00-036 indefinitely.

Assemblymember Turner stated the planning commission needed more time to review the MUMA.

MOTION: Assemblymember Simpson moved the previous question.

VOTE: The motion, to move the previous question, failed.

Mr. Gatti:

- commented the MUMA states the assembly must consider the agreement as presented; and
- remarked that if the assembly does not accept the agreement, the MUMA is null and void.

VOTE: The motion, to postpone indefinitely, failed with Assemblymember Turner in favor.

Mr. Gatti:

- recommended that the assembly state their reasons for the record as to whether to adopt or not adopt the MUMA;
- referred to the public testimony presented; and
- mentioned the need for a traffic study of the area in question.

Assembly discussion continued concerning the original MUMA being advertised as a forestry management plan and the current plan proposing land development and sale.

MOTION: Assemblymember Simpson moved the previous question to stop debate and vote on the main motion.

VOTE: The motion, to move the previous question, passed with Assemblymember Turner opposed.

VOTE: The main motion passed with Assemblymember Turner opposed.

MOTION: Assemblymember Simpson moved for immediate reconsideration of Resolution Serial No. 00-036.

GENERAL CONSENT: The motion, to reconsider, failed without objection.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

Mr. Fred Denton, Ms. Betty Gibson, and Mr. Jim Stewart spoke to the poor quality of paving in the Westwood Subdivison.

Ms. Jutta Kernke and mr. Charlie Akers requested that the assembly support proposed changes to community council membership and voting requirements.

Mr. Jesse Watts spoke to a forfeiture process concerning his property.

The regular assembly meeting recessed at 9:55 p.m. and reconvened at 10:05 p.m.

D. ATTORNEY COMMENTS

Mr. Gatti:

(There were no attorney comments.)

E. CLERK COMMENTS

Ms. Dillon:

- shared the June meetings schedule;
- commented on the joint meetings in June and requested assembly comments for additions to the joint assembly/planning commission meeting;
- mentioned that the school superintendent has invited assembly members to attend a reeingineering school finance conference; and
- announced that the tracking report is attached to the clerk's written report.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:

- a. Agricultural and Forestry Advisory Board - 04/10/00
- b. Emergency Medical Services Advisory Board - 04/05/00
- c. Greater Willow Road Service Area No. 28 - 03/23/00
- d. Library Board - 04/22/00
- e. Local Emergency Planning Committee - 03/15/00, 04/26/00
- f. Local Road Service Advisory Board - 05/18/00
- g. Parks, Recreation, and Trails Advisory Board - 04/25/00
- h. School Board - 02/02/00, 02/16/00, 03/01/00, 03/15/00, 03/21/00, 04/19/00
- i. Senior Citizens Advisory Board - 05/16/00

2. Community Council Correspondence:

- a. Big Lake Community Council - 04/12/00
- b. Gateway Community Council - 01/26/00, 04/26/00
- c. Meadow Lakes Community Council - 05/10/00

Assemblymember DeVilbiss reiterated that school board minutes are appreciated and hopes to continue to receive them in a timely manner.

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

G. INFORMATIONAL MEMORANDUMS

1. IM No. 00-134: COMPENSATION FOR CODE RELATED BOARDS AND COMMISSIONS.

IM No. 00-134 was presented and no comments were given.

VIII. UNFINISHED BUSINESS

(There was no unfinished business.)

IX. NEW BUSINESS

A. INTRODUCTION (Suggested hearing - 06/20/00)

1. Ordinance Serial No. 00-090: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF PAYMENTS RECEIVED FROM THE ALASKA RAILROAD IN THE AMOUNT OF \$18,949 TO THE FY00 AMBULANCE OPERATING BUDGET.
IM No. 00-068
2. Ordinance Serial No. 00-091: AN ORDINANCE APPROVING THE RETENTION AND CLASSIFICATION OF "PUBLIC RECREATION LANDS" FOR BOROUGH-OWNED LAND DESCRIBED AS NE1/4 SE1/4, SECTION 22, T17N, R2E, SEWARD MERIDIAN, ALASKA, AND LOCATED IN THE BUTTE AREA. (MSB002684 AND 002693)
IM No. 00-116
3. Ordinance Serial No. 00-092: AN ORDINANCE EXTENDING THE TIME LIMIT FOR COMPLETION OF BOROUGH CAPITAL PROJECTS.
IM No. 00-121
4. Ordinance Serial No. 00-093: AN ORDINANCE AUTHORIZING THE CLASSIFICATION AS "GENERAL PURPOSE LANDS" AND SALE BY GAMING LOTTERY OF GLO LOT 23, SECTION 28, T19N, R4W, SEWARD MERIDIAN, ALASKA, LOCATED NORTH OF THE PARKS HIGHWAY ON KELLY LAKE IN THE WILLOW AREA (MSB003265).
IM No. 00-127
5. Ordinance Serial No. 00-094: AN ORDINANCE TO AUTHORIZE THE SALE OF BOROUGH-OWNED PROPERTY LOCATED IN THE Y COMMUNITY AREA, DESCRIBED AS GLO LOTS 1, 2, 5, AND 6, OF SECTION 31, T24N, R4W, SEWARD MERIDIAN, ALASKA, (LOCATED APPROXIMATELY ONE MILE WEST OF THE

PARKS HIGHWAY AND TALKEETNA SPUR INTERSECTION) TO THE APPLICANT (MSB002918). IM No. 00-128

6. Ordinance Serial No. 00-095: AN ORDINANCE AMENDING ORDINANCE SERIAL NO. 99-080(AM), AS AMENDED BY ORDINANCE SERIAL NO. 00-019(AM), TO CONFORM ORDINANCE SERIAL NO. 00-019 TO THE REQUIREMENTS OF THE SALE AND PURCHASE AGREEMENT PERTAINING TO THE DEVELOPMENT OF THE RECREATIONAL DEVELOPMENT AT THE COMMONLY CALLED ALCANTRA SITE.
 - a. Ordinance Serial No. 00-096: AN ORDINANCE APPROPRIATING ADDITIONAL LAND SALE REVENUES TO THE LAND MANAGEMENT FUND, FUND 203, FISCAL YEAR 2000 OPERATING BUDGET, ACCOUNT 446-700, FOR TRANSFER TO THE ALCANTRA RECREATIONAL FACILITY PROJECT, FUND 440, PROJECT 20317.
 - b. Resolution Serial No. 00-038: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALCANTRA SITE RECREATIONAL FACILITIES. IM No. 00-129
 - c. AM No. 00- 057: APPROVING A CHANGE ORDER TO COLLINS CONSTRUCTION INC. FOR ADDING CONSTRUCTION OF TRAILS AT THE ALCANTRA RECREATIONAL SITE.
7. Ordinance Serial No. 00-097: AN ORDINANCE PROVIDING FOR THE SALE OF CERTAIN BOROUGH-WIDE REAL PROPERTY ACQUIRED THROUGH TAX FORECLOSURE FOR DELINQUENT REAL PROPERTY TAXES YEARS 1989, 1990, 1993, 1994, 1995, 1996, AND PRIOR AND FOR DELINQUENT SPECIAL ASSESSMENTS YEARS 1990, 1991, 1992, 1994, 1995, 1997, AND PRIOR, AND NOT NEEDED FOR PUBLIC PURPOSE. IM No. 00-131
8. Ordinance Serial No. 00-098: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$26,446 FROM THE AREA WIDE FUND BALANCE, FUND 100, TO THE FISCAL YEAR 2001 TELECOMMUNICATIONS OPERATING BUDGET, 100-160-126. IM No. 00-133
9. Ordinance Serial No. 00-102: AN ORDINANCE AMENDING MSB 4.05.030(B), VACANCIES ON BOARDS, ADDING A PROVISION THAT A VACANCY OCCURS ON THE DATE A LETTER OF INTENT TO RUN OR A DECLARATION OF CANDIDACY IS FILED BY A BOARD MEMBER. IM No. 00-135

B. INTRODUCTION (Suggested hearing - 07/18/00)

1. Ordinance Serial No. 00-099: AN ORDINANCE CREATING ROCKY LAKE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 301, 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. IM No. 00-093
2. Ordinance Serial No. 00-100: AN ORDINANCE CREATING BAUDER SUBDIVISION AND PORTION OF OLD GLENN HIGHWAY NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 306, 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. IM No. 00-094
3. Ordinance Serial No. 00-101: AN ORDINANCE CREATING GALLOWAY/EAST RIDGEVIEW DRIVE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 297, 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. IM No. 00-126

Ms. Dillon read the above-referenced legislation into the record.

MOTION: Assemblymember Holmes moved for introduction of the above-referenced legislation and set for public hearing June 20, 2000, and July 18, 2000 respectively.

MOTION: Assemblymember Colberg moved to divide the question to consider Ordinance Serial No. 00-102 separately.

GENERAL CONSENT: The motion, to divide the question, passed without objection.

GENERAL CONSENT: The motion, for introduction, passed without objection.

Mr. Gatti:

- remarked that Ordinance Serial No. 00-102 would not apply to current board or commission members; and
- suggested that first amendment rights be reviewed in relation to this proposed ordinance.

VOTE: The motion, to introduce Ordinance Serial No. 00-102, failed with Assemblymembers Holmes, DeVilbiss, and Turner in favor.

C. CONSENT AGENDA

(Resolutions Serial Nos. 00-039, 041, 043, and AM No. 00-052 were pulled from the consent agenda, see page 15-16 for assembly action.)

1. RESOLUTIONS

- b. Resolution Serial No. 00-040: A RESOLUTION AUTHORIZING THE BOROUGH MANAGER TO EXECUTE A TRANSFER OF RESPONSIBILITY AGREEMENT WITH THE PALMER SOIL AND WATER CONSERVATION DISTRICT IN THE AMOUNT OF \$20,000 FOR EROSION REPAIR AND RIVER CHANNELIZATION OF THE MATANUSKA RIVER NEAR SUTTON. IM No. 00-122
- d. Resolution Serial No. 00-042: A RESOLUTION REQUESTING FISCAL YEAR 2001 SAFE COMMUNITIES FUNDING FROM THE STATE OF ALASKA, DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT. IM No. 00-125

2. ACTION MEMORANDUMS

- a. AM 00-015: PURCHASE OF COMPUTER NETWORK SECURITY HARDWARE AND SOFTWARE.
- b. AM No. 00-031: AWARD OF PROPOSAL NO. 00-090, FIELD TESTING SERVICES FOR TEELAND MIDDLE/GREATER CORE ELEMENTARY SCHOOLS.
- d. AM No. 00-053: AWARD OF BID NO. 00-118, TESTING AND ANALYSIS FOR MATANUSKA SUSITNA BOROUGH VOLUNTEER WATER QUALITY MONITORING PROGRAM.
- e. AM No. 00-054: AWARD OF PROPOSAL NO. 00-110, REQUEST FOR VETERINARY SERVICES.
- f. AM No. 00-055: APPROVAL OF TALKEETNA ELEMENTARY SCHOOL ADDITION AND RENOVATION CHANGE ORDER.
- g. AM No. 00-056: ELIMINATION OF A PORTION OF DRAINAGE EASEMENT WITHIN LOT 9, BLOCK 3 OF SHERWOOD ESTATES, T18N, R2W, SECTION 34, SEWARD MERIDIAN, ALASKA, MEADOW LAKES COMMUNITY COUNCIL AREA.
- h. AM No. 00-058: AWARD OF BID NO. 00-127, CORE AREA ROADS UPGRADE PROJECT.
- i. AM No. 00-059: APPROVAL OF CHANGE ORDER TO MEADOW LAKES ELEMENTARY SCHOOL CONSTRUCTION DUE TO HEIGHT DISCREPANCY.

Ms. Dillon read the above-referenced consent agenda items into the record.

MOTION: Assemblymember Holmes moved for approval of the above-referenced consent agenda items.

GENERAL CONSENT: The motion passed without objection.

- a. Resolution Serial No. 00-039: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR WASILLA HIGH SCHOOL REMODEL. IM No. 00-120

MOTION: Assemblymember Holmes moved for approval of Resolution Serial No. 00-039.

GENERAL CONSENT: The motion passed without objection.

- c. Resolution Serial No. 00-041: A RESOLUTION WAIVING SPECIFIED BOROUGH PERMIT APPLICATION FEES NORMALLY CHARGED TO OTHER GOVERNMENTAL AGENCIES, IF THOSE AGENCIES HAVE AGREED TO A RECIPROCAL WAIVER OF PERMIT APPLICATION FEES CHARGED TO THE MATANUSKA-SUSITNA BOROUGH. IM No. 00-124

MOTION: Assemblymember Holmes moved for approval of Resolution Serial No. 00-041.

Mr. Scott stated that borough fees would be waived only if the requesting governmental agency had a written reciprocal waiver agreement for the borough.

GENERAL CONSENT: The motion passed without objection.

- e. Resolution Serial No. 00-043: A RESOLUTION REQUESTING THAT THE STATE OF ALASKA TAKE THE NECESSARY ACTIONS TO INITIATE THE CONSTRUCTION OF THE SUSITNA DAM HYDROELECTRIC PROJECT. IM No. 00-132

Mr. Garvin Bucaria spoke in opposition to Resolution Serial No. 00-043.

MOTION: Assemblymember Kelly moved for approval of Resolution Serial No. 00-043.

MOTION: Assemblymember Kelly moved a primary amendment to the resolved clause to strike the word "complete" and insert the word "initiate," and add the phrase "if economically feasible" to the end of the sentence.

MOTION: Assemblymember Holmes moved to extend the meeting past 11 p.m.

GENERAL CONSENT: The motion, to extend the meeting, passed without objection.

GENERAL CONSENT: The primary amendment passed without objection.

VOTE: The motion, as amended, passed with Assemblymembers Holmes, Jansen, and Simpson opposed.

- c. AM No. 00-052: AWARD OF PROPOSAL NO. 00-123, OWNERS PROJECT REPRESENTATIVE 2000 ROADS PAVING PROJECTS.

MOTION: Assemblymember Holmes moved for approval of AM No. 00-052.

GENERAL CONSENT: The motion passed without objection.

D. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Salmon requested the following confirmations:

Local Emergency Planning Committee

Ms. Julianne McGinnis, Environmental/Business/Technical position

MOTION: Assemblymember Holmes moved to accept and confirm the Mayor's above-referenced confirmations.

GENERAL CONSENT: The motion passed without objection.

E. OTHER NEW BUSINESS

(There was no other new business.)

X. RECONSIDERATION

(There was no reconsideration pending.)

XI. VETO

(There was no veto pending.)

XII. EXECUTIVE SESSION

MOTION: Assemblymember Holmes moved to enter executive session to discuss matters which by law, municipal charter, or ordinance are required to be confidential; labor negotiations with an employee bargaining unit; potential or pending litigation to which the Matanuska-Susitna Borough may become or is a party; matters the immediate public knowledge of which would clearly have an adverse effect upon the finances of the borough; and to receive attorney client information and give a direction to the attorney. specifically to address the Matanuska-Susitna Borough Employees Association, and the litigation case of Cook Inlet Beluga Whale, et al., (plaintiffs) vs. Daley and National Marine Fisheries (defendants).

GENERAL CONSENT: The motion passed without objection and the assembly entered executive session at 10:55 p.m. with the mayor, assembly, manager, attorney, clerk, and negotiating team in attendance.


GENERAL CONSENT: Assemblymember Holmes moved to exit executive session, and the motion passed without objection. The assembly existed executive session at 11:58 p.m.

XIII. MAYOR AND ASSEMBLY COMMENTS

The assembly and mayor made several very brief comments before the mandatory adjournment time.

XIV. ADJOURNMENT

The regular assembly meeting adjourned at 12 midnight.


DARCIE K. SALMON, Borough Mayor

ATTEST:


SANDRA A. DILLON, Borough Clerk

Minutes approved: June 20, 2000