

MATANUSKA-SUSITNA BOROUGH

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

BOROUGH MAYOR

Larry DeVilbiss

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, APRIL 19, 2011

- I. CALL TO ORDER
- II. ROLL CALL
- III. APPROVAL OF AGENDA
- IV. PLEDGE OF ALLEGIANCE
- V. MINUTES OF PRECEDING MEETINGS
 - A. Special Assembly Meeting: 03/22/11
 - B. Joint Assembly/Planning Commission Meeting: 03/22/11
 - C. Special Assembly Meeting: 03/29/11 (2)
 - D. Joint Assembly/School Board Meeting: 03/29/11
- VI. REPORTS/CORRESPONDENCE
 - A. AGENCY REPORTS (MSB 2.12.082; Seven minutes per person.)
 1. Reports from cities
 2. Matanuska-Susitna Borough School District
 3. Mat-Su Convention and Visitors Bureau – Ms. Dee Dee Kay, Board President

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues
2. Assembly Public Relations
3. Mayor's Blue Ribbon Sportsmen's Committee

C. MANAGER COMMENTS

1. State/Federal Legislation
2. Strategic Planning Issues
3. State Redistricting

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Borough Area Schools Site Selection Committee: 07/28/10
 - b. Greater Talkeetna RSA Board of Supervisors: 11/11/10, 12/09/10
 - c. Mayor's Blue Ribbon Sportsmen's Committee: 02/03/11, 02/10/11
 - d. Midway RSA Board of Supervisors: 04/14/10, 07/14/10, 10/13/10
 - e. Platting Board: 02/03/11
2. Community Council Correspondence:
 - a. Chickaloon Community Council: 12/08/10
 - b. North Lakes Community Council: 01/25/11
 - c. Willow Area Community Organization: 12/06/10

G. INFORMATIONAL MEMORANDUMS

1. IM No. 11-092: MONTHLY REPORTING OF AMENDED CONTRACTS AND NEW AWARDS UNDER \$100,000, ALONG WITH SOLE SOURCE PROCUREMENTS, FOR THE PERIOD OF MARCH 1, 2011, TO MARCH 31, 2011.

VII. UNFINISHED BUSINESS

- A. Ordinance Serial No. 11-036: AN ORDINANCE AMENDING TITLE 27, SUBDIVISIONS; AND MSB 18.10, POINT MACKENZIE PORT DEVELOPMENT STANDARD DISTRICT, CONCERNING

SUBDIVISION REQUIREMENTS WITHIN THE PORT DISTRICT
AND OTHER AREAS.

1. IM No. 11-032

VIII. VETO

IX. 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. 11-034: AN ORDINANCE CREATING TRIMOTOR STREET AND PORTION OF ALIX DRIVE NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 450, 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. 11-057

2. Ordinance Serial No. 11-035: AN ORDINANCE CREATING APRYL LANE AND SOUTH FRANCE COURT ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 452, 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. 11-058

3. Ordinance Serial No. 11-042: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$121,318 OF REVENUES FROM PUBLIC DONATIONS TO THE FISCAL YEAR 2011 ANIMAL CARE AND REGULATION DIVISION OPERATING BUDGET, 200.100.606, AND REAPPROPRIATING \$101,318 FROM THE FISCAL YEAR 2011 ANIMAL CARE AND REGULATION DIVISION OPERATING BUDGET, FUND 200, TO FUND 435, PROJECT NO. 10151, ANIMAL CONTROL BUILDING.

- a. Resolution Serial No. 11-052: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR A PORTION OF REVENUES FROM PUBLIC

DONATIONS, PROJECT NO. 10151, ANIMAL CONTROL BUILDING.

(1) IM No. 11-068

4. Ordinance Serial No. 11-043: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$36,000 UNITED STATES DEPARTMENT OF HOMELAND SECURITY ASSISTANCE TO FIREFIGHTERS GRANT AND REQUESTING A REAPPROPRIATION FOR THE REQUIRED MATCHING FUNDS IN THE AMOUNT OF \$4,000 FROM THE WASILLA LAKES FIRE SERVICE AREA FISCAL YEAR 2011 OPERATING BUDGET, FUND 250, TO PROJECT NO. 45157, FUND 405, TO PURCHASE A COMPRESSOR.

a. Resolution Serial No. 11-053: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY ASSISTANCE TO FIREFIGHTERS GRANT FOR THE WASILLA LAKES FIRE SERVICE AREA, PROJECT NO. 45157, FUND 405, TO PURCHASE A COMPRESSOR.

(1) IM No. 11-076

5. Ordinance Serial No. 11-044: AN ORDINANCE RECLASSIFYING PARCEL NO. 2 OF WAIVER SUBDIVISION SERIAL NO. 2004-020PWM, PALMER RECORDING DISTRICT, AND THE NORTH ONE HALF OF GOVERNMENT LOT 3, LOCATED WITHIN SECTION 31, TOWNSHIP 18 NORTH, RANGE 1 EAST, SEWARD MERIDIAN, ALASKA, CONTAINING AN APPROXIMATE COMBINED 33 ACRES, FROM PUBLIC RECREATION LANDS TO RESERVED USE LANDS. (MSB006557).

a. IM No. 11-080

6. Ordinance Serial No. 11-045: AN ORDINANCE AMENDING MSB 3.15.200, BOARD OF EQUALIZATION, APPEAL. *(Sponsored by Assemblymember Bettine)*

a. IM No. 11-081

7. Ordinance Serial No. 11-046: AN ORDINANCE APPROVING THE ACCEPTANCE AND APPROPRIATION OF COMMUNITY ECONOMIC STIMULUS GRANT (ARRA) FUNDS IN THE AMOUNT OF \$2,044,281, TO FUND 100.

a. IM No. 11-082

C. AUDIENCE PARTICIPATION (Three minutes per person.)

D. CONSENT AGENDA

1. RESOLUTIONS

- a. Resolution Serial No. 11-054: A RESOLUTION AMENDING THE BUDGETS FOR PROJECT NOS. 10172, 10175, AND 45254 TO ALLOW FOR THE WEST LAKES FIRE SERVICE AREA LAND PURCHASE FOR A NEW FIRE/AMBULANCE STATION NO. 73.
(1) IM No. 11-085
- b. Resolution Serial No. 11-055: A RESOLUTION TO REVISE THE SCHEDULE OF FEES FOR THE ABANDONED VEHICLE PROGRAM.
(1) IM No. 11-087
- c. Resolution Serial No. 11-056: A RESOLUTION ESTABLISHING THE MINIMUM LEVEL OF FUNDING FOR THE MATANUSKA-SUSITNA BOROUGH SCHOOL DISTRICT FOR THE FISCAL YEAR ENDING JUNE 30, 2012.
(1) IM No. 11-088
- d. Resolution Serial No. 11-057: A RESOLUTION RECOGNIZING THE NAME CHANGE OF THE BUFFALO/SOAPSTONE COMMUNITY COUNCIL TO THE MOOSE CREEK SOAPSTONE COMMUNITY COUNCIL.
(1) IM No. 11-094

2. ACTION MEMORANDUMS

- a. AM No. 11-033: AWARD OF BID NO. 11-083 TO HOWDIE, INC. IN THE CONTRACT AMOUNT OF \$213,428 FOR DOROTHY SWANDA JONES BUILDING DOOR HARDWARE AND SECURITY UPGRADES.

X. NEW BUSINESS

- A. INTRODUCTIONS (For public hearing – 05/03/11, 7 p.m., Borough Assembly Chambers)
 - 1. Ordinance Serial No. 11-047: AN ORDINANCE ACCEPTING AND APPROPRIATING \$19,720 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT PROGRAM, TO FUND 425, PROJECT

NO. 45158, FOR REIMBURSEMENT OF EMERGENCY PLANNING AND EXERCISE EXPENSES.

a. Resolution Serial No. 11-058: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT, PROJECT NO. 45158, FUND 425, FOR REIMBURSEMENT OF EMERGENCY PLANNING AND EXERCISE EXPENSES.

(1) IM No. 11-078.

2. Ordinance Serial No. 11-048: AN ORDINANCE APPROPRIATING \$50,000 FROM THE GREATER PALMER CONSOLIDATED FIRE SERVICE AREA FUND BALANCE, FUND 259, TO FUND 405, PROJECT NO. 45215, FOR THE PURCHASE OF FIRE ENGINE EQUIPMENT.

a. IM No. 11-083

3. Ordinance Serial No. 11-049: AN ORDINANCE APPROVING AN APPROPRIATION OF \$200,000 FROM THE WEST LAKES FIRE SERVICE AREA FUND BALANCE, FUND 249, TO FUND 405, PROJECT NO. 45260, TO ALLOW FOR FACILITY MODIFICATIONS TO INTERIM STATION NO. 73 ON SPRING ROAD.

a. Resolution Serial No. 11-059: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 45260, TO ALLOW FOR FACILITY MODIFICATIONS TO INTERIM STATION NO. 73 ON SPRING ROAD.

(1) IM No. 11-084

4. Ordinance Serial No. 11-050: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$95,000 UNITED STATES DEPARTMENT OF HOMELAND SECURITY ASSISTANCE TO FIREFIGHTERS GRANT AND REQUESTING A REAPPROPRIATION FOR THE REQUIRED MATCHING FUNDS IN THE AMOUNT OF \$5,000 FROM THE WEST LAKES FIRE SERVICE AREA FISCAL YEAR 2011 OPERATING BUDGET, FUND 249, TO PROJECT NO. 45260, FUND 405, FOR FACILITY SAFETY MODIFICATIONS AT INTERIM STATION NO. 73 ON SPRING ROAD.

a. Resolution Serial No. 11-060: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY ASSISTANCE TO FIREFIGHTERS GRANT FOR THE WEST LAKES

FIRE SERVICE AREA, PROJECT NO. 45260, FUND 405,
FOR FACILITY SAFETY MODIFICATIONS AT
INTERIM STATION NO. 73 ON SPRING ROAD.

(1) IM No. 11-086

5. Ordinance Serial No. 11-051: AN ORDINANCE ACCEPTING AND APPROPRIATING AN AMENDMENT TO THE COOPERATIVE AGREEMENT BETWEEN THE ALASKA ENERGY AUTHORITY AND THE MATANUSKA-SUSITNA BOROUGH FOR AN ADDITIONAL \$100,000 FROM THE ALASKA ENERGY AUTHORITY (AEA) TO FUND 480, PROJECT NO. 47504, FOR LIDAR TOPOGRAPHIC DATA AND ORTHORECTIFIED AERIAL IMAGERY ACQUISITION FOR THE MAT-SU VALLEY.
 - a. Resolution Serial No. 11-061: A RESOLUTION ESTABLISHING THE SCOPE OF WORK AND BUDGET FOR THE AMENDMENT TO THE COOPERATIVE AGREEMENT BETWEEN THE ALASKA ENERGY AUTHORITY AND THE MATANUSKA-SUSITNA BOROUGH FOR LIDAR TOPOGRAPHIC DATA AND ORTHORECTIFIED AERIAL IMAGERY ACQUISITION FOR THE MAT-SU VALLEY.
 - (1) IM No. 11-089
6. Ordinance Serial No. 11-052: AN ORDINANCE AMENDING MSB 15.24.030, ADOPTING THE POINT MACKENZIE COMPREHENSIVE PLAN.
 - a. IM No. 11-091
7. Ordinance Serial No. 11-053: AN ORDINANCE REMOVING PROPERTIES FROM THE LAZY MOUNTAIN ROAD SERVICE AREA AND AMENDING MSB 5.25.028. *(Sponsored by Assemblymember Keogh)*
 - a. IM No. 11-095
8. Ordinance Serial No. 11-054 AN ORDINANCE AMENDING MSB 2.12.075, JOINT MEETINGS ESTABLISHED, TO MAKE A CHANGE TO THE NUMBER OF JOINT MEETINGS THAT THE ASSEMBLY HOLDS WITH THE SCHOOL BOARD AND PLANNING COMMISSION. *(Sponsored by Assemblymember Bettine)*
 - a. IM No. 11-096

- B. INTRODUCTION (For public hearing – 05/04/11 and 05/05/11, 6 p.m., Central Mat-Su Public Safety Building)
 - 1. Ordinance Serial No. 11-011: AN ORDINANCE APPROPRIATING MONIES FROM THE CENTRAL TREASURY FOR THE BOROUGH OPERATING FUNDS, ENTERPRISE FUNDS, EDUCATION OPERATING FUND, AND CAPITAL FUNDS AND ESTABLISHING THE RATE OF LEVY FOR ALL BOROUGH FUNCTIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2011, AND ENDING JUNE 30, 2012.
 - C. MAYORAL NOMINATIONS AND APPOINTMENTS
 - 1. VACANCY REPORT
 - D. OTHER NEW BUSINESS
 - E. REFERRALS (For referral to the Planning Commission for 90 days or other date specified by the Assembly)
- XI. RECONSIDERATION
- XII. EXECUTIVE SESSION(*for matters, the immediate public knowledge of which would clearly have an adverse effect upon the finances of the borough and matters which by law, municipal charter, or ordinance are required to be confidential.*)
- A. LITIGATION STRATEGY AND POTENTIAL SETTLEMENT
 - 1. SCHUMACHER
 - 2. KRAUSE
 - 3. NASH
- 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.