

MATANUSKA-SUSITNA BOROUGH

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

BOROUGH MAYOR

Curtis D. Menard

BOROUGH CLERK

Lonnie R. McKechnie, CMC

BOROUGH MANAGER

John Duffy

BOROUGH ATTORNEY

Nicholas Spiropoulos



BOROUGH ASSEMBLY

Lynne Woods, District 1
Pete Houston, District 2
Michelle R. Church, District 3
Mary Kvalheim, District 4
Cindy L. Bettine, District 5
Robert F. Wells, District 6
Tom Kluberton, District 7

ASSEMBLY AGENDA

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

REGULAR MEETING

6 P.M.

TUESDAY, APRIL 15, 2008

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

- A. Special Assembly Meeting: 03/18/08
- B. Regular Assembly Meeting: 03/18/08
- C. Special Assembly Meeting: 03/25/08
- D. Joint Assembly/Planning Commission Meeting: 03/25/08
- E. Regular Assembly Meeting: 04/01/08

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

- 1. Reports from cities
- 2. Matanuska-Susitna Borough School District
- 3. Greater Wasilla Chamber of Commerce and Visitors Bureau – Cheryl Metiva
- 4. Valley Community for Recycling Solutions (VCRS) – Mollie Boyer

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues
2. Assembly Public Relations

C. MANAGER COMMENTS

1. State/Federal Legislation

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Local Emergency Planning Committee: 01/23/08
 - b. Local Road Service Area Advisory Board: 09/20/07
 - c. Parks, Recreation, and Trails Advisory Board: 01/28/08
Resolution Serial Nos.: 08-01, 08-02
 - d. Planning Commission: Resolution Serial No. 07-47
 - e. Platting Board: 03/06/08
2. Community Council Correspondence:
 - a. North Lakes Community Council: 01/29/08

G. INFORMATIONAL MEMORANDUMS

1. IM NO. 08-093: APPROVING CONTRACT AWARDS AND AMENDMENTS IN THE AMOUNT OF \$100,000 OR LESS, AND SOLE SOURCE PROCUREMENTS, FOR THE PERIOD OF MARCH 1, 2008, TO MARCH 31, 2008.

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.)

B. PUBLIC HEARINGS (Three minutes per person.)

1. Ordinance Serial No. 08-028: AN ORDINANCE CREATING BRENNA'S WAY ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 431, 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. 08-053

2. Ordinance Serial No. 08-040: AN ORDINANCE AMENDING EXHIBIT “A” OF ORDINANCE SERIAL NO. 05-111, RELATING TO RAVEN DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 412.

a. IM No. 08-077

3. Ordinance Serial No. 08-041: AN ORDINANCE AMENDING EXHIBIT “A” OF ORDINANCE SERIAL NO. 06-036, RELATING TO ROSEMARY PLACE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 418.

a. IM No. 08-078

4. Ordinance Serial No. 08-042: AN ORDINANCE ADOPTING THE SUNBEAM AND SUNCREST LAKES, LAKE MANAGEMENT PLAN, AND AMENDING MSB 15.24.030, COMPREHENSIVE PLAN AND PURPOSES, AND MSB 17.59, LAKE MANAGEMENT PLAN IMPLEMENTATION.

a. IM No. 08-059

5. Ordinance Serial No. 08-043: AN ORDINANCE AMENDING MSB 17.30, CONDITIONAL USE PERMIT FOR EARTH MATERIALS EXTRACTION ACTIVITIES TO ADDRESS APPLICABILITY.

a. IM No. 08-068

6. Ordinance Serial No. 08-044: AN ORDINANCE ACCEPTING AND APPROPRIATING \$70,000 FROM THE UNITED STATES FISH AND WILDLIFE SERVICE FOR THE SCHWALD AND EAST COLES ROAD CULVERT REPLACEMENTS PROJECT, PROJECT NO. 30094, FUND 410.

a. Resolution Serial No. 08-027: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE SCHWALD AND EAST COLES ROAD CULVERT REPLACEMENTS PROJECT, PROJECT NO. 30094.

(1) IM No. 08-073

7. Ordinance Serial No. 08-045: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$118,000 FROM THE GREATER PALMER FIRE SERVICE AREA FUND BALANCE, FUND 259, TO THE GREATER PALMER FIRE SERVICE AREA FISCAL YEAR 2008 OPERATING BUDGET, FUND 259.
 - a. IM No. 08-076

8. Ordinance Serial No. 08-046: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$25,000 FROM FREEDOM HILLS SUBDIVISION ROAD FUND BALANCE, FUND 294, TO THE FREEDOM HILLS SUBDIVISION ROAD FISCAL YEAR 2008 OPERATING BUDGET, FUND 294.
 - a. IM No. 08-079

9. Ordinance Serial No. 08-047: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$10,000 FROM FAIRVIEW ROAD SERVICE AREA NO. 14 FISCAL YEAR 2008 OPERATING BUDGET, FUND 271, TO FAIRVIEW ROAD SERVICE AREA NO. 14 PAVING AND DUST CONTROL, PROJECT NO. 35344, FUND 410.
 - a. Resolution Serial No. 08-028: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET TO ALLOW FOR PAVING AND UPGRADES WITHIN FAIRVIEW ROAD SERVICE AREA NO.14, PROJECT NO. 35344.
 - (1) IM No. 08-080

10. Ordinance Serial No. 08-048: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$7,500 FROM GOLD TRAILS ROAD SERVICE AREA NO. 28 FISCAL YEAR 2008 OPERATING BUDGET, FUND 282, TO GOLD TRAILS ROAD SERVICE AREA NO. 28 PAVING AND DUST CONTROL, PROJECT NO. 35347, FUND 410.
 - a. Resolution Serial No. 08-029: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET

TO ALLOW FOR PAVING AND UPGRADES WITHIN GOLD TRAILS ROAD SERVICE AREA NO. 28, PROJECT NO. 35347.
 - (1) IM No. 08-081

11. Ordinance Serial No. 08-049: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$60,000 FROM KNIK ROAD SERVICE AREA NO. 17 FISCAL YEAR 2008 OPERATING BUDGET, FUND 274, TO KNIK ROAD SERVICE AREA NO. 17 PAVING AND DUST CONTROL, PROJECT NO. 35345, FUND 410.
 - a. Resolution Serial No. 08-030: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET TO ALLOW FOR PAVING AND UPGRADES WITHIN KNIK ROAD SERVICE AREA NO. 17, PROJECT NO. 35345.
 - (1) IM No. 08-082

12. Ordinance Serial No. 08-050: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$12,500 FROM MEADOW LAKES ROAD SERVICE AREA NO. 27 FISCAL YEAR 2008 OPERATING BUDGET, FUND 281, TO MEADOW LAKES ROAD SERVICE AREA NO. 27 PAVING AND DUST CONTROL, PROJECT NO. 35346, FUND 410.
 - a. Resolution Serial No. 08-031: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET TO ALLOW FOR PAVING AND UPGRADES WITHIN ROAD SERVICE AREA NO. 27, MEADOW LAKES, PROJECT NO. 35346.
 - (1) IM No. 08-083

13. Ordinance Serial No. 08-051: AN ORDINANCE APPROVING AN APPROPRIATION OF \$80,000 FROM GOLD TRAILS ROAD SERVICE AREA NO. 28 FUND BALANCE, FUND 282, TO FUND 410, PROJECT NO. 30048, FOR GOLD TRAILS ROAD SERVICE AREA NO. 28 CAPITAL PROJECTS.
 - a. IM No. 08-084

14. Ordinance Serial No. 08-052: AN ORDINANCE ACCEPTING AND APPROPRIATING \$500,000 FROM THE ALASKA STATE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT TO FUND 475, PROJECT NO. 20351, THE ALASKA COMMUNITY DEVELOPMENT CORPORATION HOME OWNER-OCCUPIED HOUSING REHABILITATION PROGRAM.
 - a. Resolution Serial No. 08-032: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA COMMUNITY DEVELOPMENT CORPORATION HOME OWNER-OCCUPIED REHABILITATION PROGRAM AND AUTHORIZING

THE MANAGER TO ENTER INTO AN AMENDED
TRANSFER OF RESPONSIBILITIES AGREEMENT.

(1) IM No. 08-085

15. Ordinance Serial No. 08-053: AN ORDINANCE ACCEPTING AND APPROPRIATING \$850,000 FROM THE ALASKA STATE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT TO FUND 425, PROJECT NO. 45230, LAKE LOUISE EMERGENCY RESPONSE FACILITY.

a. Resolution Serial No. 08-033: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR LAKE LOUISE EMERGENCY RESPONSE FACILITY AND AUTHORIZING THE MANAGER TO ENTER INTO THE NECESSARY GRANT AGREEMENTS.

(1) IM No. 08-086

C. AUDIENCE PARTICIPATION (Three minutes per person.)

D. CONSENT AGENDA¹

1. RESOLUTIONS

a. Resolution Serial No. 08-034: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR INFRASTRUCTURE PROJECTS USING THE FISCAL YEAR 2008 TRANSIENT ACCOMMODATION TAX (BED TAX) FUNDS IN AN AMOUNT NOT TO EXCEED \$217,500.

(1) IM No. 08-088

b. Resolution Serial No. 08-035: A RESOLUTION SUPPORTING REQUESTS BY THE PALMER, WASILLA AND UPPER SUSITNA SOIL AND WATER CONSERVATION DISTRICTS THAT THE UNITED STATES DEPARTMENT OF AGRICULTURE, NATURAL RESOURCE CONSERVATION SERVICE, RECOGNIZE THOSE FARMLANDS WITHIN THE BOROUGH BOUNDARY MEETING THE CRITERIA OF LAND CAPABILITY CLASSES 2, 3, AND 4C AS "FARMLANDS OF LOCAL IMPORTANCE".

¹ Resolution Serial No. 08-034 and AM Nos. 08-034, 08-035, 08-036, 08-037, and 08-039 were pulled from the consent agenda and addressed separately

(1) IM No. 08-089

c. Resolution Serial No. 08-036: A RESOLUTION REVISING THE EMERGENCY SERVICES FEE SCHEDULE FOR AMBULANCE AND RESCUE SERVICES.

(1) IM No. 08-091

d. Resolution Serial No. 08-037: A RESOLUTION ESTABLISHING THE MINIMUM LEVEL OF FUNDING FOR THE MATANUSKA-SUSITNA BOROUGH SCHOOL DISTRICT FOR THE FISCAL YEAR ENDING JUNE 30, 2009.

(1) IM No. 08-092

2. ASSEMBLY MEMORANDUMS

a. AM No. 08-032: AWARDING BID NO. 08-096 TO PIERCE MANUFACTURING, INC., IN THE AMOUNT OF \$923,922 FOR THE PURCHASE OF AN AERIAL LADDER PLATFORM APPARATUS FOR THE WASILLA-LAKES FIRE SERVICE AREA NO. 130.

b. AM No. 08-033: AWARDING BID NO. 08-097 TO PIERCE MANUFACTURING, INC., IN THE AMOUNT OF \$992,983 FOR THE PURCHASE OF TWO INTERFACE/WATER SUPPLY ENGINES FOR THE WASILLA-LAKES FIRE SERVICE AREA NO. 130.

c. AM No. 08-034: APPROVING THE FINAL DESIGN (95%) FOR THE SUSITNA VALLEY HIGH SCHOOL NEW CONSTRUCTION, PROJECT NO. 40167, AND AUTHORIZING MCCOOL CARLSON GREEN TO PROCEED WITH THE CONSTRUCTION DOCUMENTS PHASE.

d. AM No. 08-035: APPROVING A CHANGE ORDER TO MCCOOL CARLSON GREEN IN THE AMOUNT OF \$478,988 FOR ADDITIONAL DESIGN, BIDDING, AND CONSTRUCTION ADMINISTRATION SERVICES REQUIRED FOR SUSITNA VALLEY HIGH NEW CONSTRUCTION, PROJECT NO. 40167.

e. AM No. 08-036: AWARDING PROPOSAL NO. 08-100 TO COLLINS CONSTRUCTION, INC., IN THE AMOUNT

OF \$14,176,200 FOR THE SOUTH PALMER ELEMENTARY SCHOOL CONSTRUCTION.

- f. AM No. 08-037: AUTHORIZING THE PURCHASE OF FIVE AMBULANCES FOR THE TOTAL AMOUNT OF \$697,200 TO BRAUN NORTHWEST, INC.
- g. AM No. 08-038: AWARDING BID NO. 08-111 TO L & N VENTURES, IN THE CONTRACT AMOUNT OF \$271,084 FOR THE HAZEL AVENUE PROJECT PHASE II.
- h. AM No. 08-039: AUTHORIZING THE MANAGER TO COMPLETE A FEASIBILITY ANALYSIS OF A PROPOSED ADDITION TO NORTH COLONY ROAD SERVICE AREA NO. 23, TO PROVIDE ALTERNATE ACCESS TO THE SOAPSTONE ROAD AREA RESIDENTS.
- i. AM No. 08-040: APPROVING THE TRANSFER OF \$769 FROM ASSEMBLY RESERVES TO PROVIDE FOR A PORTION OF THE COST OF THE MAYOR'S BLUE RIBBON SPORTSMEN'S COMMITTEE'S ATTENDANCE AT THE ALASKA STATE BOARD OF FISHERIES CONFERENCE.

VIII. UNFINISHED BUSINESS

- A. Ordinance Serial No. 08-017: AN ORDINANCE AMENDING MSB 17.28, INTERIM MATERIALS DISTRICT, TO INCLUDE PROVISIONS FOR REGULATING EXCAVATION INTO THE SEASONAL HIGH WATER TABLE. *(Main motion pending from: 08/21/07)(Previously Ordinance Serial No. 07-115)*
 - 1. Ordinance Serial No. 08-017(SUB): AN ORDINANCE AMENDING MSB 17.28, INTERIM MATERIALS DISTRICT, TO INCLUDE PROVISIONS FOR REGULATING EXCAVATION INTO THE SEASONAL HIGH WATER TABLE.
 - a. IM No. 08-036
 - b. IM No. 08-065

IX. NEW BUSINESS

- A. INTRODUCTION (For public hearing - 04/24/08 and 04/29/08, 6 p.m., Central Mat-Su Public Safety Building)

1. Ordinance Serial No. 08-008: AN ORDINANCE APPROPRIATING MONIES FROM THE CENTRAL TREASURY FOR THE BOROUGH OPERATING FUNDS, ENTERPRISE FUNDS AND CAPITAL FUNDS AND ESTABLISHING THE RATE OF LEVY FOR ALL BOROUGH FUNCTIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2008, AND ENDING JUNE 30, 2009.

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

C. OTHER NEW BUSINESS

X. RECONSIDERATION

XI. VETO

XII. EXECUTIVE SESSION

XIII. MAYOR AND ASSEMBLY COMMENTS

XIV. ADJOURNMENT