

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on June 15, 2004, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was also teleconferenced to the Talkeetna Elementary School, 13798 E. Veterans Way, Talkeetna, Alaska. The meeting was called to order at 6 p.m. by Mayor Timothy L. Anderson.

II. ROLL CALL

Assembly members present and establishing a quorum were:

Mr. J. Bruce Bush, Assembly District No. 1
Mr. Bill Allen, Assembly District No. 2
Mr. Talis J. Colberg, Assembly District No. 3
Ms. Mary Kvalheim, Assembly District No. 4
Ms. Jody Simpson, Assembly District No. 5
Mr. Jim Colver, Assembly District No. 7 (*Deputy Mayor*) (*via teleconference at 7:25 p.m.*)
Ms. Betty Vehrs, Assembly District No. 7

Staff in attendance were:

Ms. Michelle M. McGehee, CMC, Borough Clerk
Ms. Carrie Doughman, Administrative Secretary I
Mr. John Duffy, Borough Manager
Ms. Teresa S. Williams, Borough Attorney
Mr. Don Shiesl, Public Works Director
Mr. Dennis Brodigan, Emergency Services Director
Mr. Ron Swanson, Community Development Director
Ms. Susan Dickinson, Planning and Land Use Director
Mr. Alan Black, Assessor

III. APPROVAL OF AGENDA

Mayor Anderson 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 Mary Anderson, Mayor Anderson's spouse.

V. MINUTES OF PRECEDING MEETINGS

A. Special Assembly Meeting: 05/13/04

Mayor Anderson inquired if there were any corrections to the special meeting minutes of May 13, 2004.

No corrections were noted.

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

B. Regular Assembly Meeting: 05/18/04

Mayor Anderson inquired if there were any corrections to the regular meeting minutes of May 18, 2004.

Assemblymember Simpson noted the following correction:

- page 15 of 18, Ordinance Serial No. 04-099 and Resolution Serial No. 04-080, the first segment of the motion passed with Assemblymembers Colberg and Simpson in opposition. *[After Clerk's research, these items were corrected accordingly.]*

GENERAL CONSENT: The minutes were approved as amended pending Clerk's research.

C. Special Assembly Meeting: 05/26/04

Mayor Anderson inquired if there were any corrections to the special meeting minutes of May 26, 2004.

No corrections were noted.

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

D. Regular Assembly Meeting: 06/01/04

Mayor Anderson inquired if there were any corrections to the regular meeting minutes of June 1, 2004.

No corrections were noted.

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

VI. SPECIAL ORDERS OF THE DAY

A. Proclamation in Recognition of the AmeriCorps*National Civilian Community Corps “Green 3” Team

Mayor Anderson presented Carmen Claiborne, Abby Minor, Meg Ercegovac, Maureen Mulligan, Tim Farley, Carrie Taylor, Collin Flynn, Erin Van Ert, Philip Martin, and Peggy Wilson with a proclamation in appreciation of the AmeriCorps*National Civilian Community Corps “Green 3” Team for their hard work and productive service.

B. Proclamation in Honor of James Kracker, Jr.

Mayor Anderson presented Erika Kracker a proclamation in honor of James Kracker, Jr. for his years of dedication and service to the people of the Matanuska-Susitna Borough and for his actions that greatly enhanced the quality of life for past and future generations of Alaskans.

VII. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

City of Houston

Mayor Dale Adams reported that the city of Houston held a public hearing regarding a police force this month.

Mayor Anderson stated that he and the Manager had the first meeting with Mayor Adams last week and that it went well.

City of Wasilla

Councilmember Verdie Bowen thanked the Borough for the block grant for the library funding.

(Wasilla City report continued on pp. 16 of 27)

(The Honorable Governor Murkowski, First Lady Nancy Gore Murkowski, Representative Gatto, and Commissioner Blatchford arrived at this time)

The Honorable Governor Murkowski:

- reported that he signed the bill increasing the student per capita by approximately \$407 per student;
- stated that he is calling a special session to address (1) resolution of the fiscal gap; (2) the burden on small businesses, and (3) the tobacco tax;
- discussed the items to be addressed at the special session;

- discussed the bond issue and stated that the State must maintain a AA bond rating to prevent burdens to the taxpayer in the long run; and
- explained the proposition regarding changing the calculation for the Permanent Fund Dividend.

Commissioner Blatchford:

- reported that the economic impact would be over \$2 million annually if the demand remained at current levels; and
- emphasized the impacts on local government and education if the formula is defeated.

Assemblymember Kvalheim inquired regarding approving “Budget B” if the formula is not successful.

The Honorable Governor Murkowski:

- replied that the State has made numerous cuts, as have local governments and schools; and
- stated that the principal and dividends are protected in the proposed formula.

Assemblymember Allen:

- stated that there is great interest in the bond package; and
- queried if the bond package would be at risk if the Legislature did not support it.

The Honorable Governor Murkowski:

- replied that the bond package would be at risk;
- stated that the alternative at that point would be “Budget B”; and
- noted that the State’s bond ratings would drop, thereby increasing costs to issuing bonds.

Assemblymember Allen applauded the Governor for his efforts for attempting a better fiscal plan.

Assemblymember Bush inquired regarding the State’s stance on making State land available for individual purchase.

The Honorable Governor Murkowski:

- stated that an individual could request a written land allocation; and
- noted that he was supportive of private ownership.

Mayor Anderson:

- thanked the Governor and Commissioner Blatchford for the informative discussion; and
- asked how the Borough could assist the Governor in his efforts.

Governor Murkowski:

- asked the Assembly to help the public understand the objectives of the funding formula regarding the Permanent Fund Dividend and to ensure the public that their dividends will not be taken; and
- thanked the Assembly for their time.

(The regular meeting recessed at 6:55 p.m. and reconvened at 7 p.m.)

(Assemblymember Allen exited the meeting at this time.)

VIII. 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. 04-078: AN ORDINANCE CREATING NORTH WILLOW DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 393, 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. 04-121

Ms. Drashner recommended adopting Ordinance Serial No. 04-078, as it meets the requirements of code.

Mayor Anderson 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 Vehrs moved to adopt Ordinance Serial No. 04-078.

VOTE: The motion passed without objection.

2. Ordinance Serial No. 04-102: AN ORDINANCE CLASSIFYING TWELVE PARCELS OF LAND AND APPROVING LANDS FOR SALE IN THE KNIK, BIG LAKE, AND WILLOW AREAS.
 - a. IM No. 04-076

Mr. Swanson provided a staff report.

Mayor Anderson opened the public hearing.

The following person spoke in support of Ordinance Serial No. 04-102: Mr. Jerry Fine.

There being no others present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Simpson moved to adopt Ordinance Serial No. 04-102.

MOITON: Assemblymember Kvalheim moved a primary amendment to Ordinance Serial No. 04-102:

1. to the third whereas clause to insert after the word “WHEREAS”, to insert the phrase “except for a portion of parcel 03-077.”
2. to insert a new “WHEREAS” clause to read, “WHEREAS, lands classified as “reserved use lands” are those lands which have been transferred, assigned, or designated for present or future public use, or for use by a government or quasi-government agency, or for future development of new town sites, or for future expansion of existing public uses.”
3. to amend Parcel 03-077, to insert a primary classification of reserved use lands and to change the residential lands classification to a secondary classification.

Assemblymember Bush inquired if this could be used for residential or public use.

(Assemblymember Colver joined the meeting via teleconference at this time.)

Mr. Swanson replied it would primarily be designated as public use and if there were no plans for this serving as a school site that the parcel would be returned to residential use at the time of subdivision.

VOTE: The primary amendment passed without objection.

VOTE: The main motion passed as amended without objection.

3. Ordinance Serial No. 04-103: AN ORDINANCE AMENDING MSB TITLE 24 REGARDING ANIMAL CARE AND REGULATION CLARIFYING PROVISIONS FOR FORFEITURE OF ANIMALS; CREATING A NEW INFRACTION FOR VIOLATING A SUPERVISED QUARANTINE ORDER; AMENDING PROVISIONS CONCERNING PROTECTIVE CUSTODY OF ANIMALS; CREATING REQUIREMENTS FOR RESTRAINT OF ANIMALS; ADDING DEFINITIONS FOR ABANDONMENT OF ANIMALS; AND AMENDING MSB TITLE 2 TO EXPAND THE JURISDICTION OF HEARING OFFICERS TO ANIMAL FORFEITURE CASES.

(Sponsor: Assemblymember Vehrs)

- a. IM 04-137

Mr. Duffy reported that the Animal Care and Regulation Board has been working on revisions to Title 24.

Mayor Anderson 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 Vehrs moved to adopt Ordinance Serial No. 04-103.

Assemblymember Vehrs noted that the legislation is to resolve animal issues in an expeditious manner.

VOTE: The motion passed without objection.

4. Ordinance Serial No. 04-104: AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION OF \$26,685 FROM THE BIG LAKE FIRE SERVICE AREA FUND BALANCE, FUND 256, AND A TRANSFER OF \$18,962 FROM PROJECT NO. 45032, FUND 405, AND \$404 FROM PROJECT NO. 45069, FUND 405, TO PROJECT NO. 45104, FUND 405, TO ACCOMPLISH SEVERAL IMPROVEMENT PROJECTS TO THE THREE BIG LAKE PUBLIC SAFETY BUILDINGS.
 - a. Resolution Serial No. 04-081: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 45104, FUND 405, TO ACCOMPLISH SEVERAL IMPROVEMENT PROJECTS TO THE THREE BIG LAKE PUBLIC SAFETY BUILDINGS.
 - (1) IM No. 04-143

Mr. Duffy reported that the Big Lake Fire Service Area is requesting funding to make several improvements to their facilities.

Mayor Anderson 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 Simpson moved to adopt Ordinance Serial No. 04-104 and Resolution Serial No. 04-081.

VOTE: The motion passed without objection.

5. Ordinance Serial No. 04-105: AN ORDINANCE REAPPROPRIATING \$47,000 FROM THE FISCAL YEAR 2004 AREAWIDE RESCUE DIVISION OPERATING BUDGET, FUND 100, TO THE RESCUE CAPITAL PROJECT, FUND 425, PROJECT NO. 45084, TO PURCHASE HEAVY HYDRAULIC RESCUE EQUIPMENT.
 - a. Resolution Serial No. 04-082: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET FOR CAPITAL PROJECT NO. 45084, TO PURCHASE HEAVY HYDRAULIC RESCUE EQUIPMENT.
 - (1) IM No. 04-149

Mr. Duffy provided a staff report.

Mayor Anderson 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 Colver moved to adopt Ordinance Serial No. 04-105 and Resolution Serial No. 04-082.

VOTE: The motion passed without objection.

6. Ordinance Serial No. 04-106: AN ORDINANCE AMENDING MSB 3.04.095(C), RESERVE OF THE GENERAL FUND BALANCE FOR CAPITAL.
(Sponsor: Assemblymember Vehrs)
 - a. IM No. 04-152

Mr. Duffy provided a staff report.

Mayor Anderson 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 Vehrs moved to adopt Ordinance Serial No. 04-106.

Assemblymember Vehrs spoke in support of Ordinance Serial No. 04-106.

Assemblymember Colver spoke in opposition to Ordinance Serial No. 04-106.

VOTE: The motion passed with Assemblymember Colver opposed.

MOTION: Assemblymember Colberg moved to reconsider Ordinance Serial No. 04-106.

VOTE: The motion to reconsider failed unanimously.

7. Ordinance Serial No. 04-107: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$25,000 FROM THE FISCAL YEAR 2004 ANIMAL CARE AND REGULATION OPERATING BUDGET, FUND 200, TO PROJECT NO. 10156, FUND 480, TO PURCHASE OFFICE EQUIPMENT AND FURNITURE AT THE ANIMAL CARE SHELTER.
 - a. Resolution Serial No. 04-083: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 10156, FUND 480, TO PURCHASE OFFICE EQUIPMENT AND FURNITURE FOR THE ANIMAL CARE SHELTER.
 - (1) IM No. 04-153

Mr. Duffy reported that some of the office equipment at the Animal Shelter does not meet Occupational and Safety Health Administration (OSHA) requirements.

Mayor Anderson 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 Kvalheim moved to adopt Ordinance Serial No. 04-107 and Resolution Serial No. 04-083.

VOTE: The motion passed without objection.

8. Ordinance Serial No. 04-108: AN ORDINANCE ACCEPTING AND APPROPRIATING \$5,680 FROM THE ALASKA STATE DIVISION OF EMERGENCY SERVICES TO THE LOCAL EMERGENCY PLANNING COMMITTEE, FUND 480, PROJECT NO. 20259, FOR FISCAL YEAR 2004 OPERATIONS.
 - a. Resolution Serial No. 04-084: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 20259, FUND 480, FOR FISCAL YEAR 2004 LOCAL EMERGENCY PLANNING COMMITTEE OPERATIONS.
 - (1) IM No. 04-154

Mayor Anderson opened the public hearing.

The following person spoke in support of Ordinance Serial No. 04-108 and Resolution Serial No. 04-084: Mr. Ken Slauson.

There being no others present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Kvalheim moved to adopt Ordinance Serial No. 04-108 and Resolution Serial No. 04-084.

VOTE: The motion passed without objection.

9. Ordinance Serial No. 04-109: AN ORDINANCE ACCEPTING AND APPROPRIATING \$926,023 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT PROGRAM, TO FUND 425, PROJECT NO. 45158, FOR THE PURPOSE OF EQUIPPING RESPONDERS TO BETTER DEAL WITH EMERGENCY INCIDENTS.
 - a. Resolution Serial No. 04-085: 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 THE PURPOSE OF EQUIPPING RESPONDERS TO BETTER DEAL WITH EMERGENCY INCIDENTS AND AUTHORIZING THE MANAGER TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE CITIES OF PALMER AND WASILLA.
 - (1) IM No. 04-155

Mr. Duffy provided a staff report.

Mayor Anderson 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 Kvalheim moved to adopt Ordinance Serial No. 04-109 and Resolution Serial No. 04-085.

VOTE: The motion passed without objection.

10. Ordinance Serial No. 04-110: AN ORDINANCE ACCEPTING AND APPROPRIATING \$47,000 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT PROGRAM, TO FUND 480, PROJECT NO. 45126, FOR TRAINING, TO EMPLOY A CITIZEN CORPS COORDINATOR, AND PURCHASE EQUIPMENT AND SUPPLIES.
 - a. Resolution Serial No. 04-086: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT, PROJECT NO. 45126, FUND 480, FOR TRAINING, TO EMPLOY A CITIZEN CORPS COORDINATOR, AND PURCHASE EQUIPMENT AND SUPPLIES.
 - (1) IM No. 04-156

Mr. Duffy reported that this funding would be supportive of the neighborhood watch for a period of 18 months.

Mayor Anderson 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 Kvalheim moved to adopt Ordinance Serial No. 04-110 and Resolution Serial No. 04-086.

VOTE: The motion passed without objection.

11. Ordinance Serial No. 04-111: AN ORDINANCE REAPPROPRIATING \$47,699 FROM THE FISCAL YEAR 2004 AREAWIDE DIVISION OF OFFICE OF INFORMATION TECHNOLOGY OPERATING BUDGET AND REAPPROPRIATING \$4,502 FROM THE FISCAL YEAR 2004 NON-AREAWIDE DIVISION OF OFFICE OF INFORMATION TECHNOLOGY OPERATING BUDGET FOR A TOTAL OF \$52,201 TO FUND 480, PROJECT NO. 20348, FOR THE PROCUREMENT OF DELL NETWORK INFRASTRUCTURE SUPPORT HARDWARE TO INCLUDE SERVERS, RACKS, CABLES, AND CONSOLES.
 - a. Resolution Serial No. 04-087: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE PROCUREMENT OF DELL NETWORK INFRASTRUCTURE SUPPORT HARDWARE.
 - (1) IM No. 04-159

Mr. Duffy provided a staff report.

Mayor Anderson 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 Kvalheim moved to adopt Ordinance Serial No. 04-111 and Resolution Serial No. 04-087.

VOTE: The motion passed without objection.

12. Ordinance Serial No. 04-112: AN ORDINANCE EXTENDING THE TIME LIMIT FOR COMPLETION OF BOROUGH CAPITAL PROJECTS.
 - a. IM No. 04-161

Mr. Duffy provided a staff report.

Mayor Anderson 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 Kvalheim moved to adopt Ordinance Serial No. 04-112.

VOTE: The motion passed without objection.

13. Ordinance Serial No. 04-113: AN ORDINANCE APPROVING AN APPROPRIATION OF \$575,000 FROM THE LAND MANAGEMENT FUND BALANCE, FUND 203, AND A REAPPROPRIATION OF \$155,000 FROM THE ECONOMIC DEVELOPMENT OPERATING BUDGET, FUND 200, AND \$120,000 FROM THE PORT MACKENZIE OPERATING BUDGET, FUND 100, TO FUND 450 FOR A CONTINGENCY RESERVE FOR THE PORT MACKENZIE DEEP DRAFT DOCK CONSTRUCTION PROJECT.
 - a. Resolution Serial No. 04-088: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE 2004 SERIES C GENERAL OBLIGATION PORT CONSTRUCTION PROJECT.
 - (1) IM No. 04-162

Mr. Duffy:

- reported that the lowest bid was higher than the amount budgeted; and
- stated that approving the bonds would allow the completion of the project and a contingency fund.

Mayor Anderson 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 Simpson moved to adopt Ordinance Serial No. 04-113 and Resolution Serial No. 04-088.

Assemblymember Simpson noted that if the contingency funds were not used, they would be returned the land management.

MOTION: Assemblymember Colver moved to divide the question to address the appropriation of \$575,000 from the Land Management Fund Balance, fund 203, separately.

Assemblymember Colver:

- commented that he felt that there were delays and potential claims that could hamper the project; and
- stated that the Assembly needed to proceed with caution.

Discussion ensued regarding the funding for the project.

VOTE: The motion to divide the question failed with Assemblymembers Colberg and Colver in support and Assemblymembers Bush, Kvalheim, Simpson, and Vehrs opposed.

Assemblymember Colberg opined that this would be taking the expenditures out of the Assembly's oversight.

Mr. Duffy:

- replied that expenditures over \$15,000 would need Assembly approval; and
- noted that industry standards are much greater than \$15,000.

Assemblymember Simpson felt that having a contingency of ten percent is good business as we are committed to the project.

Discussion ensued regarding the funding of the project.

VOTE: The main motion passed with Assemblymember Colver opposed.

MOTION: Assemblymember Simpson moved to reconsider Ordinance Serial No. 04-113 and Resolution Serial No. 04-088.

VOTE: The motion to reconsider failed unanimously.

14. Ordinance Serial No. 04-114: AN ORDINANCE ACCEPTING AND APPROPRIATING \$10,635,729 FROM THE FEDERAL TRANSIT ADMINISTRATION, TO FUND 450, PROJECT NO. 70001, FOR THE PURPOSE OF DESIGN AND CONSTRUCTION OF FERRY TERMINALS, FERRY LANDINGS, AND ANCILLARY FACILITIES AND STUDIES.

- a. Resolution Serial No. 04-089: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE PORT MACKENZIE INTERMODAL FACILITY (COOK INLET FERRY SYSTEM) PROJECT NO. 70001, FUND 450, FOR THE PURPOSE OF DESIGNING AND CONSTRUCTING FERRY LANDINGS, TERMINALS, AND ANCILLARY FACILITIES AND STUDIES TO SUPPORT THE IMPLEMENTATION OF FERRY SERVICE.
- (1) IM No. 04-163

Mr. Duffy reported that the Borough received a grant from the Federal Transit Administration and the local match was received from the state of Alaska.

Mayor Anderson 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 Simpson moved to adopt Ordinance Serial No. 04-114 and Resolution Serial No. 04-089.

Assemblymember Colberg spoke in opposition to the legislation.

VOTE: The motion passed with Assemblymember Colberg in opposition.

- 15. Ordinance Serial No. 04-115: AN ORDINANCE APPROVING AN APPROPRIATION OF \$754,972 FROM THE AREA WIDE FUND BALANCE, FUND 100, OF WHICH \$108,852 IS FOR THE CITY OF PALMER BLOCK GRANT, \$150,076 IS FOR THE CITY OF WASILLA BLOCK GRANT AND \$496,044 IS FOR TRANSFER TO FUND 480 FOR THE FINANCIAL SYSTEM UPGRADE AND THE NEW ASSESSMENT SYSTEM.
- a. Ordinance Serial No. 04-116: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$55,000 FROM THE ACCOUNTING DIVISION OPERATING BUDGET, FUND 100, AND \$54,956 FROM THE ASSESSMENT DIVISION OPERATING BUDGET, FUND 100, TO FUND 480 FOR FINANCIAL SYSTEM UPGRADE AND THE NEW ASSESSMENT SYSTEM.
- (1) Resolution Serial No. 04-090: A RESOLUTION APPROVING THE TRANSFER OF \$54,000 FROM THE GOVERNMENTAL ACCOUNTING STANDARDS BOARD 34 IMPLEMENTATION PROJECT, FUND 480, TO THE FINANCIAL AND ASSESSMENT SYSTEM UPGRADE PROJECT, FUND 480, AND ADOPTING A CORRESPONDING SCOPE OF WORK FOR THE ENTIRE PROJECT. *(Sponsors: Assemblymembers Allen and Kvalheim)*
- (a) IM No. 04-164

Mr. Duffy advised the Assembly to postpone the legislation to the July 20, 2004, regular Assembly meeting.

Mayor Anderson opened the public hearing.

The following person spoke in support of funding for the libraries: Ms. Jeanne Troshynski.

The following person discussed the negative impact of having downtime at the libraries, specifically to the Wasilla Library: Mr. Verdie Bowen.

The following person spoke in support of funding for the libraries: Ms. Jean Woods and Ms. Brit Lively.

There being no others who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Kvalheim moved to adopt Ordinance Serial Nos. 04-115 and 04-116 and Resolution Serial No. 04-090.

MOTION: Assemblymember Kvalheim move to postpone Ordinance Serial Nos. 04-115 and 04-116 and Resolution Serial No. 04-090 to July 20, 2004.

VOTE: The motion to postpone passed without objection.

(The regular meeting recessed at 8:45 p.m. and 8:55 p.m.)

16. Ordinance Serial No. 04-117: AN ORDINANCE REAPPROPRIATING \$14,418 FROM FISCAL YEAR 2004 AREAWIDE OPERATING BUDGET, FUND 100, RECREATIONAL SERVICES DIVISION TO A NON-LAPSING PROJECT, PROJECT NO. 15007, FUND 480, FOR THE WASILLA POOL REFINISHING PROJECT.

a. Resolution Serial No. 04-091: A RESOLUTION APPROVING THE TRANSFER OF \$10,582 FROM THE FISCAL YEAR 2003 AND 2004 CAPITAL PROJECTS TO THE WASILLA COMMUNITY POOL REFINISHING PROJECT; AMENDING THE SCOPE OF WORK AND BUDGET FROM FISCAL YEAR 2003 AND 2004 CAPITAL PROJECTS, AND APPROVING A SCOPE OF WORK AND BUDGET FOR THE WASILLA POOL REFINISHING PROJECT.

(1) IM No. 04-166

Mayor Anderson 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 Kvalheim moved to adopt Ordinance Serial No. 04-117 and Resolution Serial No. 04-091.

VOTE: The motion passed without objection.

17. Ordinance Serial No. 04-118: AN ORDINANCE REAPPROPRIATING \$29,745 FROM LAND MANAGEMENT FUND 203, FISCAL YEAR 2004 ASSET MANAGEMENT

OPERATING BUDGET, TO A NON-LAPSING, NON-CAPITAL PROJECT NO. 45097, FUND 480 FOR THE ASSET MANAGEMENT PLAN.

- a. AM No. 04-094: AWARD OF PROPOSAL NO. 04-128 TO NORTHERN ECONOMICS, INC., FOR THE CONTRACT AMOUNT NOT TO EXCEED \$29,745 FOR THE DEVELOPMENT OF THE ASSET MANAGEMENT PLAN FOR BOROUGH-OWNED NATURAL RESOURCES.
 - (1) IM No. 04-167

Mayor Anderson 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 Kvalheim moved to adopt Ordinance Serial No. 04-118 and AM No. 04-094.

VOTE: The motion passed without objection.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following person spoke in support of the Midnight Sun Family Learning Center: Mr. Douglas Bushey.

The following person spoke to the abandoned cemeteries and burial areas in the Borough and requested that the Borough use modern technology to determine gravesites rather than digging: Ms. Nancy Sult.

The following person requested enforcement of the Borough Code with regard to fireworks activity within the Borough and presented a Butte video to the Assembly: Ms. Brit Lively.

The following person spoke in opposition to the real estate transfer fee and discussed the Open Meetings Act: Ms. Annette Harpster.

The following person spoke in support of a management plan for the Butte area: Mr. Gregory Nilsen.

The following person provided an update on the Midnight Sun Learning Center: Ms. Jeanne Troshynski.

The following person discussed diversifying the tax base: Ms. Jay Nolfi.

(Agency reports continued from pp. 3 of 27)

Councilmember Bowen:

- referred to a letter from the city of Wasilla to the Assembly regarding the Boroughwide sales tax;

- spoke regarding Resolution Serial No. 04-104; and
 - reported that the water extension at Garden Terrace should be completed by the end of July.
3. Matanuska-Susitna Borough School District

There was no reported provided.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

Mayor Anderson stated that no meetings have been held for the joint Assembly/School Board Committee on School Issues.

2. Regional Transportation Planning Organization

Mayor Anderson stated that no meetings have been held for the Regional Transportation Planning Organization.

C. MANAGER COMMENTS

1. State/Federal Legislation

Mr. Duffy:

- noted that Representative Young's Chief of Staff would be at the Borough on June 21, 2004;
- stated that the Borough is moving forward on a port facility security plan;
- commented that he met with Anchorage Mayor Mark Begich on June 14 regarding the ferry landing;
- noted that the ideal location for the ferry landing in Anchorage would be near the boat launch;
- noted that the Knik Arm Bridge and Toll authority would be providing a presentation to the Assembly at the July 20, 2004, regular Assembly meeting;
- provided an update on the Port MacKenzie deep water dock project;
- discussed a joint purchasing website for the Borough and the School District; and
- referred to the attached fiscal year 2005 spending ceilings for the 13 United States House Appropriations subcommittees.

Assemblymember Vehrs inquired when the joint Matanuska-Susitna Borough and Municipality of Anchorage meeting is scheduled.

Ms. McGehee stated that she would contact the Municipality of Anchorage to schedule a joint meeting.

D. ATTORNEY COMMENTS

Ms. Williams reviewed the current court cases.

E. CLERK COMMENTS

Ms. McGehee:

- reviewed the meeting schedule for June and July;
- noted that there is a special meeting on June 29, 2004, for a public hearing on the sales and severance tax legislation;
- reviewed upcoming election dates;
- discussed the importance of an effective records management program;
- noted that the tentative agenda for the Alaska Municipal League 2004 Summer Legislative Committee/Alaska Conference of Mayors Meeting was attached to the Clerk's report; and
- reported on the voting equipment replacement for the Assembly Chambers.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Borough Area School Site Selection Committee: 05/03/04
 - b. Library Board: 05/15/04
 - c. Parks, Recreation, and Trails Advisory Board: 05/24/04
2. Community Council Correspondence:
 - a. Glacier View Community Council: 05/20/04, 05/21/04, 05/21/04
 - b. Trapper Creek Community Council: 05/20/04
 - c. Willow Area Community Organization: 05/03/04
3. Other Correspondence:
 - a. Cook Inlet Aquaculture Association: 04/17/04

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

G. INFORMATIONAL MEMORANDUMS

(There were no informational memorandums presented.)

IX. UNFINISHED BUSINESS

- A. Resolution Serial No. 04-093: A RESOLUTION REVISING THE EMERGENCY MEDICAL SERVICES FEE SCHEDULE FOR AMBULANCE AND RESCUE SERVICES. *(Postponed from 06/01/04, Motion pending)*
1. IM No. 04-146

Mr. Brodigan:

- provided a synopsis of the rates and fees from several entities, both public and private;
- stated that the goal is to ensure that operation costs are covered by the rates; and
- commented that after reviewing the non-medical transport fee, he found there were only 112 transports and a base rate of \$150 plus \$5 a mile.

Assemblymember Colver opined that there should be a monetary cap.

MOTION: Assemblymember Colver moved a primary amendment to amend the rate to \$150 base rate, plus \$5 a mile, not to exceed \$250.

Assemblymember Vehrs inquired regarding outsourcing non-medical transports.

Mr. Brodigan reported they would continue to work on this in the future.

Assemblymember Kvalheim queried what Medicare or Medicaid would cover.

Mr. Brodigan said they would cover medically necessary transportation.

VOTE: The primary amendment passed without objection.

VOTE: The main motion passed as amended without objection.

X. NEW BUSINESS

- A. INTRODUCTION (For public hearing - 06/29/04, 7 p.m., Borough Assembly Chambers)
1. Ordinance Serial No. 04-122: AN ORDINANCE ADOPTING MSB 3.35, A UNIFORM SALES TAX.
- a. Ordinance Serial No. 04-132: AN ORDINANCE AUTHORIZING THE MATANUSKA-SUSITNA BOROUGH TO LEVY A SALES TAX NOT EXCEEDING 1 PERCENT OF SALES, SERVICES, AND RENTALS WITHIN THE BOROUGH, AND TO SUBMIT THE QUESTION OF THE LEVYING OF THE SALES TAX TO THE QUALIFIED VOTERS OF THE BOROUGH AT THE OCTOBER 5, 2004, BOROUGH ELECTION.
(Sponsor: Mayor Anderson)

- (1) IM No. 04-186
- 2. Ordinance Serial No. 04-123: AN ORDINANCE ESTABLISHING A TAX ON A NATURAL RESOURCE WHENEVER THE NATURAL RESOURCE IS SEVERED FROM PROPERTY WITHIN THE MATANUSKA-SUSITNA BOROUGH AND PROVIDING FOR PENALTIES FOR FAILURE TO PAY TAXES DUE BY ADOPTING MSB 3.55, NATURAL RESOURCE DEPLETION TAX.
 - a. Ordinance Serial No. 04-124: AN ORDINANCE AUTHORIZING THE MATANUSKA-SUSITNA BOROUGH TO LEVY A SEVERANCE TAX NOT EXCEEDING THE LESSER OF \$0.25 PER TON OR \$0.375 PER YARD OF SAND, GRAVEL, PEAT, GRAIN OR ROCK, \$0.25 PER TON OF COAL AND \$2.50 PER ACRE OF TIMBER, AND TO SUBMIT THE QUESTION OF LEVYING OF THE SEVERANCE TAX TO THE QUALIFIED VOTERS OF THE BOROUGH AT OCTOBER 5, 2004, BOROUGH ELECTION.
(Sponsor: Mayor Anderson)
- (1) IM No. 04-187
- B. INTRODUCTION (For public hearing - 07/20/04, 7 p.m., Borough Assembly Chambers)
 - 1. Ordinance Serial No. 04-100: AN ORDINANCE CREATING HEARTHSTONE DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 396, 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. 04-150
 - 2. Ordinance Serial No. 04-101: AN ORDINANCE CREATING SHOREWOOD DRIVE AND MISTY LANE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 395, 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. 04-151
 - 3. Ordinance Serial No. 04-119: AN ORDINANCE CREATING KINGS RIDGE SUBDIVISION ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 397, 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. 04-169
 - 4. Ordinance Serial No. 04-120: AN ORDINANCE CREATING SUN RIDGE CIRCLE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 400, 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. 04-170
5. Ordinance Serial No. 04-125: AN ORDINANCE ACCEPTING AND APPROPRIATING \$5,000 FROM KNIK INDUSTRIES TO FISCAL YEAR 2005 AREA WIDE FUND 100, CULTURAL RESOURCES OPERATING BUDGET FOR THE PURPOSE OF HIRING AN ARCHAEOLOGICAL SITE SUPERVISOR FOR THE KNIK TOWNSITE ARCHAEOLOGICAL EXCAVATION.
 - a. IM No. 04-168
6. Ordinance Serial No. 04-126: AN ORDINANCE ACCEPTING AND APPROPRIATING \$116,000 FROM THE ALASKA STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION, TO FUND 415, PROJECT NO. 30082, GARDEN TERRACE WATER SYSTEM UPGRADES.
 - a. IM No. 04-172
7. Ordinance Serial No. 04-127: AN ORDINANCE ACCEPTING AND APPROPRIATING \$100,000 FROM NATIVE ALASKA EQUITY GROUP, LLC, FUND 410, PROJECT NO. 35279, FOR PAVING STREETS IN KENNEDY LAKE TERRACE SUBDIVISION.
 - a. IM No. 04-174
8. Ordinance Serial No. 04-128: AN ORDINANCE ACCEPTING AND APPROPRIATING \$324,000 FROM THE NATIONAL PARK SERVICE FOR THE SOUTH DENALI IMPLEMENTATION PLAN, TO FUND 480, PROJECT NO. 20346.
 - a. Resolution Serial No. 04-097: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE SOUTH DENALI IMPLEMENTATION PLAN.
 - (1) IM No. 04-177
9. Ordinance Serial No. 04-129: AN ORDINANCE ACCEPTING AND APPROPRIATING \$184,618.53 FROM THE ALASKA STATE DEPARTMENT OF HEALTH AND SOCIAL SERVICES TO FUND 475, PROJECT NO. 20349, HUMAN SERVICES COMMUNITY MATCHING GRANT.
 - a. Resolution Serial No. 04-098: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PARTICIPATION IN THE HUMAN SERVICES COMMUNITY MATCHING GRANT PROGRAM AND ESTABLISHING THE HUMAN SERVICES CITIZENS ADVISORY COMMITTEE.
 - (1) IM No. 04-179
10. Ordinance Serial No. 04-130: AN ORDINANCE APPROPRIATING \$250,000 OF INTEREST EARNINGS ON THE 1999 SERIES A GENERAL OBLIGATION SCHOOL BONDS TO FUND 400, SCHOOL CAPITAL PROJECTS, PROJECT NO. 40131, FOR HOUSTON HIGH SCHOOL.
 - a. IM No. 04-181

11. Ordinance Serial No. 04-131: AN ORDINANCE APPROVING REGULATIONS FOR THE REAL ESTATE TRANSFER FEE, MSB 3.37.
 - a. IM No. 04-188

Ms. McGehee read the above legislation into the record.

MOTION: Assemblymember Kvalheim moved to introduce the legislation as read into the record by the Clerk and set the public hearings for June 29, 2004, and July 20, 2004, respectively.

MOTION: Assemblymember Bush moved to divide the question to address Ordinance Serial Nos. 04-122, 04-132, 04-123, and 04-124, separately

VOTE: The motion to divide passed without objection.

FIRST SEGMENT: To introduce the legislation as read into the record by the Clerk.

VOTE: The first segment, to introduce the remaining legislation as read into the record by the Clerk, passed without objection.

SECOND SEGMENT: To introduce Ordinance Serial Nos. 04-122, 04-132, 04-123, and 04-124 and set the public hearings for June 29, 2004.

MOTION: Assemblymember Bush moved to postpone introduction of the legislation to July 20, 2004, with the public hearing set for August 3, 2004.

Assemblymember Bush requested the postponement in order for the Borough to meet with the cities to address the sales tax.

Assemblymember Vehrs inquired if a multiple city meeting could be established due to the time constraints.

Mayor Anderson:

- replied that a multiple city meeting could be arranged; and
- noted that he did inform the city of Wasilla of the proposed legislation.

Discussion ensued regarding postponing the legislation.

VOTE: The motion to postpone failed with Assemblymembers Bush, Colberg, and Simpson in support and Assemblymembers Kvalheim, Colver, and Vehrs opposed. (Tie vote.)

VOTE: The second segment, to introduce Ordinance Serial Nos. 04-122, 04-132, 04-123, and 04-124 and set the public hearings for June 29, 2004, passed with Assemblymembers Bush and Colberg opposed.

C. CONSENT AGENDA (Resolution Serial Nos. 04-04-099, 04-100, and 04-103 and AM No. 04-115 was pulled from the consent agenda and addressed separately. See pp. 24 of 27)

1. RESOLUTIONS

c. Resolution Serial No. 04-101: A RESOLUTION ESTABLISHING A SITE FOR THE MID-VALLEY HIGH SCHOOL.

(1) IM No. 04-175

d. Resolution Serial No. 04-102: A RESOLUTION APPROVING A PRIORITY LIST OF PROPOSALS FOR A NEW SCHOOL FACILITY FOR MIDNIGHT SUN FAMILY LEARNING CENTER CHARTER SCHOOL.

(1) IM No. 04-176

f. Resolution Serial No. 04-104: A RESOLUTION REQUESTING THE GOVERNOR TO VETO HOUSE BILL NO. 275, RELATING TO CRUELTY TO ANIMALS DUE TO CONFLICTS WITH LOCAL GOVERNMENT PROCEDURES.

(1) IM No. 04-190

2. ACTION MEMORANDUMS

a. AM No. 04-100: THE VACATION OF ANY PUBLIC INTEREST ON THE EXISTING TRAIL LOCATED ON LOT 4A, UNITED STATES SURVEY 3519, FOR THE PROPOSED WEST LAKE SHORES SUBDIVISION, LOCATED IN SECTIONS 11 AND 12, TOWNSHIP 17 NORTH, RANGE 4 WEST, SEWARD MERIDIAN, ALASKA, IN THE BIG LAKE COMMUNITY COUNCIL AREA.

b. AM No. 04-102: AWARD OF BID NO. 04-150 TO MC COATINGS FOR THE CONTRACT AMOUNT NOT TO EXCEED \$34,258.29 TO PAINT PUBLIC SAFETY BUILDINGS.

c. AM No. 04-105: AMENDING THE ROAD MAINTENANCE AND REPAIR CAPITAL PROJECTS LIST FOR BOGARD ROAD SERVICE AREA NO. 25 TO INCLUDE PAVING PALMDALE DRIVE.

d. AM No. 04-106: AUTHORIZING THE MANAGER TO ENTER INTO AN AGREEMENT WITH THE UNITED STATES DEPARTMENT OF AGRICULTURE FARM SERVICE FOR THE SUPPLY OF ORTHO-RECTIFIED IMAGERY FOR AN AMOUNT NOT TO EXCEED \$200,000.

e. AM No. 04-107: AWARD OF BID NO. 04-161 TO D & S ROAD SERVICES FOR THE CONTRACT AMOUNT NOT TO EXCEED \$28,825 TO PROVIDE LABOR, EQUIPMENT, AND MATERIAL TO CONSTRUCT APPROXIMATELY 750 LINEAR FEET OF HASTY ROAD TO PIONEER ACCESS ROAD STANDARDS.

- f. AM No. 04-108: ALLOWING THE CONTINUED PURCHASE OF MEDICAL SUPPLIES FROM PROVIDENCE HEALTH SYSTEMS, ALASKA, FOR TOTAL PURCHASES ANTICIPATED TO EXCEED \$15,000 DURING FISCAL YEAR 2005 AND FISCAL YEAR 2006, BUT WILL NOT EXCEED \$20,000 PER FISCAL YEAR.
- g. AM No. 04-109: AUTHORIZATION FOR CHANGE ORDER NO. 1 TO CONTRACT 04-100 TO NETWORK BUSINESS SYSTEMS FOR AN AMOUNT NOT TO EXCEED \$12,000 FOR IT SUPPORT SERVICES.
- h. AM No. 04-110: AWARD OF BID NO. 04-144 TO L.N. CURTIS & SONS FOR THE AMOUNT NOT TO EXCEED \$46,362 FOR THE PURCHASE OF HYDRAULIC RESCUE EQUIPMENT.
- i. AM No. 04-111: AUTHORIZATION TO ADVERTISE THE BOROUGH PAGE IN THE FRONTIERSMAN FOR AN AMOUNT EXPECTED TO BE IN EXCESS OF \$75,000 FOR FISCAL YEAR 2005, BUT WILL NOT EXCEED \$100,000.
- j. AM No. 04-112: AUTHORIZING THE PURCHASE OF DELL COMPUTER HARDWARE AND SERVERS FROM DELL INCORPORATED IN AN AMOUNT EXPECTED TO EXCEED \$50,000 ANNUALLY, BUT WILL NOT EXCEED \$75,000.
- k. AM No. 04-113: AUTHORIZING THE PURCHASE OF PERSONAL AND LAPTOP COMPUTER SYSTEMS FROM GOVERNMENT COMPUTER SALES IN AN AMOUNT EXPECTED TO EXCEED \$50,000 ANNUALLY, BUT WILL NOT EXCEED \$80,000 ANNUALLY.
- m. AM No. 04-116: AWARD OF BID NO. 04-154 TO PIONEER DOOR, INC., FOR THE CONTRACT AMOUNT NOT TO EXCEED \$31,158 FOR PUBLIC SAFETY BUILDINGS OVERHEAD DOOR REPLACEMENTS.
- n. AM No. 04-117: AWARD OF BID NO. 04-167 TO WM CONTRACTING FOR THE YEARLY AMOUNT NOT TO EXCEED \$85,702.12 FOR FAIRVIEW ROAD SERVICE AREA NO. 14 MAINTENANCE.
- o. AM No. 04-118: AWARD OF BID NO. 04-168 TO TEW'S EXCAVATION, INC., FOR THE YEARLY AMOUNT NOT TO EXCEED \$251,906 FOR SOUTH COLONY ROAD SERVICE AREA NO. 16 ANNUAL ROAD MAINTENANCE.
- p. AM No. 04-119: AUTHORIZATION OF CHANGE ORDER NO. 1 TO CONTRACT 04-031, MEADOW LAKES COMPREHENSIVE PLAN, WITH AGNEW::BECK FOR THE AMOUNT OF \$40,000.
- q. AM No. 04-120: AWARD OF PROPOSAL 04-122, TO MCCOOL CARLSON GREEN FOR AN AMOUNT NOT TO EXCEED \$715,142 FOR THE WASILLA AREA ELEMENTARY SCHOOL DESIGN.

- r. AM No. 04-121: AWARD OF PROPOSAL 04-138, TO LOUNSBURY AND ASSOCIATES FOR AN AMOUNT NOT TO EXCEED \$2,100,000 FOR THE LITTLE SUSITNA RIVER ACCESS AND BRIDGE DESIGN.
- s. AM No. 04-122: AWARD OF BID NO. 04-152 TO ARROWHEAD ENVIRONMENTAL SERVICES, INC., FOR THE CONTRACT AMOUNT NOT TO EXCEED \$19,250 FOR THE BUTTE ELEMENTARY SCHOOL CEMENT ASBESTOS BOARD ABATEMENT.

Ms. McGehee read the above legislation into the record.

MOTION: Assemblymember Colver moved to approve the consent agenda as read into the record by the Clerk.

VOTE: The motion passed without objection.

- a. Resolution Serial No. 04-099: A RESOLUTION ESTABLISHING A POLICY OF THE MATANUSKA-SUSITNA BOROUGH ON HOW TO ADDRESS POTENTIAL OR ASSERTED REVISED STATUTE 2477 RIGHTS-OF-WAY.

(1) IM No. 04-171

MOTION: Assemblymember Vehrs moved to adopt Resolution Serial No. 04-099.

MOTION: Assemblymember Colver moved to postpone Resolution Serial No. 04-099 to the July 20, 2004, regular meeting.

VOTE: The motion to postpone passed with Assemblymembers Bush and Colberg opposed.

- b. Resolution Serial No. 04-100: A RESOLUTION EXTENDING THE TERM AND MEMBERSHIP OF THE CITIZENS ADVISORY COMMITTEE FOR THE TITLE 16 (SUBDIVISION) REWRITE.

(1) IM No. 04-173

MOTION: Assemblymember Simpson moved to adopt of Resolution Serial No. 04-100.

Assemblymember Simpson opined that the Citizens Advisory Committee for the Title 16 Rewrite should not be extended for an additional six months.

Assemblymember Vehrs spoke in support of the committee and the efforts put forth by the members of the committee.

Assemblymember Colberg spoke in opposition to the legislation.

Assemblymember Kvalheim spoke in support of the legislation.

VOTE: The motion failed with Assemblymembers Bush, Colberg, and Simpson opposed and Assemblymembers Kvalheim, Colver, and Vehrs in support. (Tie vote.) The motion **passed** with Mayor Anderson invoking his right to vote in the affirmative.

e. Resolution Serial No. 04-103: A RESOLUTION APPROVING THE AMENDED SCOPE OF WORK AND BUDGET FOR A PORTION OF THE 2004 SERIES B GENERAL OBLIGATION SCHOOL BOND PROJECTS FOR DISTRICTWIDE REPAIR AND RENOVATION.

(1) IM No. 04-178

MOTION: Assemblymember Colver moved to adopt Resolution Serial No. 04-103.

Assemblymember Colver;

- inquired which schools needed repairs; and
- discussed safety improvements.

MOTION: Assemblymember Colver moved to postpone Resolution Serial No. 04-103 to the July 20, 2004, regular meeting.

VOTE: The motion to postpone passed without objection.

(Assemblymember Colver and the Talkeetna teleconference site exited the meeting at this time.)

1. AM No. 04-115: AWARD OF BID NO. 04-156 TO QUALITY ASPHALT PAVING FOR THE CONTRACT AMOUNT NOT TO EXCEED \$1,271,425 FOR THE 2004 ROADS PAVING PROJECT.

MOTION: Assemblymember Kvalheim moved to approve AM No. 04-115.

VOTE: The motion passed without objection.

D. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Anderson made the following recommendations:

Emergency Medical Services Board

Roger Swingle

Enhanced 911 Advisory Board

Jerry Nelson

Railroad Planning, Platting, & Land Use Regulation Task Force

Tim Anderson

Mayor Anderson requested the following confirmations:

Parks, Recreation, and Trails Advisory Board

Kim Sollien

MOTION: Assemblymember Kvalheim moved to confirm the Mayor's appointments up for confirmation this evening.

VOTE: The motion passed without objection.

MOTION: Assemblymember Kvalheim moved to reconsider the introduction of Ordinance Serial Nos. 04-122, 04-132, 04-123, and 04-124.

VOTE: The motion to reconsider failed without objection.

E. OTHER NEW BUSINESS

(There was no other new business to present.)

X. RECONSIDERATION

(There was no reconsideration presented.)

XI. VETO

(There was no veto presented.)

XII. EXECUTIVE SESSION

(There was no executive session.)

XIII. MAYOR AND ASSEMBLY COMMENTS

Assemblymember Bush spoke regarding the Borough's relationship with the city of Wasilla.

Assemblymember Simpson:

- reminded the Assembly that the open house for the Big Lake Library is on June 17, 2004, at 5:30 p.m.; and
- encouraged the Assembly to confer with Mr. Swanson to gain a better understanding of Revised Statute 2477.

Assemblymember Vehrs:

- asked for a reminder for the Big Lake Library event;
- commented that there was a good discussion on Port MacKenzie and felt there was continued support at the Assembly level;
- addressed concerns regarding the digging of gravesites;
- discussed alternatives for researching cemeteries; and
- spoke to enforcing the Borough's laws regarding fireworks.

Assemblymember Kvalheim:

- thanked everyone for supporting the meeting with the cities on the sales tax; and
- thanked Emergency Services for their efforts.

Mayor Anderson:

- spoke to his sponsorship of the proposed sales tax legislation;
- noted that it was the intent to work with the cities on the proposed sales tax;
- stated that he will be attending Girls and Boys State, which teaches children about government;
- commented that he will be attending a ribbon cutting ceremony at the new Princess Lodge next week; and
- encouraged the Assembly to become involved in the 40th Anniversary events for the Borough.

XIV. ADJOURNMENT

The regular meeting adjourned at 10:51 p.m.

/s/

TIMOTHY L. ANDERSON, Borough Mayor

ATTEST:

/s/

MICHELLE M. MCGEHEE, CMC, Borough Clerk

Minutes approved: July 20, 2004