

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on September 2, 2003, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, 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. 6 (Deputy Mayor)
- Ms. Kelly Ladere, Assembly District No. 7

Staff in attendance were:

- Ms. Sandra A. Dillon, CMC, Borough Clerk
- Mr. John Duffy, Borough Manager
- Ms. Teresa S. Williams, Borough Attorney
- Mr. David Germer, Assistant Borough Manager
- Ms. Janice Case, Borough Clerk's Secretary
- Mr. Daniel Graham, Public Works Director
- Ms. Tammy Clayton, Finance Director
- Mr. Jack Krill, Emergency Services Director
- Mr. Ron Swanson, Community Development Director
- Ms. Susan Dickinson, Planning Director

III. APPROVAL OF AGENDA

Mayor Anderson inquired if there were any changes to the agenda.

GENERAL CONSENT: The agenda was approved as presented.

IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ms. Betty Vehrs, a member of the audience.

V. MINUTES OF PRECEDING MEETINGS

Mayor Anderson referenced the minutes of the August 19, 2003, regular meeting and asked if there were any corrections thereto.

GENERAL CONSENT: The minutes of the August 19, 2003, regular meeting were approved as presented without objection.

Mayor Anderson referenced the minutes of the August 21, 2003, special meeting and asked if there were any corrections thereto.

Assemblymember Simpson noted a correction to p. 4 of 5, under Assemblymember Allen's comment, to strike "the legislation" and insert the words "Ordinance Serial No. 03-143(SUB), Ordinance Serial No. 03-144, and AM No. 03-152" to read: "Assemblymember Allen asked that the record reflect Assemblymember Simpson as the sponsor of Ordinance Serial No. 03-143(SUB), Ordinance Serial No. 03-144, and AM No. 03-152." *[After Clerk's research, these items were corrected accordingly.]*

Assemblymember Colberg noted a correction to p. 4 of 5, under Assemblymember Bush's comments, to strike "Ripple" and insert "Rempel", to read: "noted that the Assembly was invited to a reception for the Farm Family of the Year, Mark Rempel and his family; and". *[After Clerk's research, these items were corrected accordingly.]*

GENERAL CONSENT: The minutes of the August 21, 2003, special meeting were approved as amended pending Clerk's research.

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

Wasilla City

Councilmember Rob Sande:

- reported that the city of Wasilla is coming closer to a resolution for access to Lake Lucille; and
- noted that the city of Wasilla will be charging a fee for use of the boat launch.

2. Matanuska-Susitna Borough School District

(There was no report presented.)

3. Matanuska-Susitna Convention and Visitors Bureau (MSCVB) – Bonnie Quill

Ms. Bonnie Quill, MSCVB Executive Director:

- stated that the bed tax collections have been increasing over the past few years, and this year they are also expected to increase;
- noted that in November the MSCVB will receive a report from the McDowell Group to better target and market information;
- reported that the 2004 visitors guide will be completed at the end of September;
- informed that the MSCVB exceeded their sales goal of advertisements for the visitors guide;
- noted that they have increased in-state marketing and radio campaigns;
- reported that they have filed for the "Yahoo Mat-Su" patent; and
- discussed the trade shows that the MSCVB is scheduled to attend this fall.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

Mayor Anderson noted that there have been no meetings.

2. Regional Transportation Planning Organization (RTPO)

Mayor Anderson:

- stated that the purpose of the August 25, 2003, meeting was to discuss allowing the Knik Arm Bridge and Toll Authority to enter the RTPO as a member;
- noted that the Knik Arm Bridge and Toll Authority was admitted as a member of the RTPO;
- informed that the Alaska State Department of Transportation would not have any available funds for the Dowl Engineers, which organizes the RTPO meetings; and
- stated that they are currently looking for funding.

C. MANAGER COMMENTS

Mr. Duffy:

- noted that a representative from Lockheed Martin will be at the Borough next week;
- requested that the Assembly add a brief presentation from Lockheed Martin to the joint Assembly/School Board meeting scheduled for September 9, 2003, to discuss a scholarship program;
- commented that a representative from the Federal Transit Administration will be in the Borough on September 23, 2003;
- reported that the Borough has received the utility permit to install the water line and infiltration gallery for the Hatcher Ski Resort's snowmaking needs;
- stated that between November 17 and 20, the Borough will be participating in a regional tabletop exercise on a scenario consisting of a severe earthquake impacting Anchorage on a winter weekday morning;
- noted that the purpose of the exercise is to test agency and jurisdictional communications;
- informed that a letter from Senator Murkowski is included in the Manager's report, advising of the nine percent increase in Payment in Lieu of Taxes that is scheduled for 2003;
- updated the Assembly regarding the employee's health insurance program;

- stated that the Borough has placed many of the GIS maps on the Borough Intranet, and after testing, it will be placed on the Internet; and
- noted that he and Ms. Clayton have met with agency and financial representatives regarding a revolving loan fund for local improvement districts and are pursuing an alternative that would include local utilities and result in significant interest rate reductions.

D. ATTORNEY COMMENTS

(There were no comments presented.)

E. CLERK COMMENTS

Ms. Dillon:

- stated that the election is currently the top priority;
- noted that she is scheduled to give several presentations throughout the borough regarding the election;
- reported that the new election brochure is expected to be in households by September 8, 2003;
- discussed absentee voting on election day;
- noted that the agenda for the September 9, 2003, joint Assembly/School Board meeting has been included in the Clerk's report; and
- asked that the Assembly inform her of any agenda items for the September 18, 2003, joint meeting with the Municipality of Anchorage.

Assemblymember Colver requested that the Clerk add transportation planning and coordinating to the September 18, 2003, joint meeting agenda.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Board of Ethics: 07/30/03, 08/07/03
 - b. Local Road Service Area Advisory Board: 06/17/03
 - c. Matanuska-Susitna Borough School Board: 05/21/03, 06/11/03
2. Community Council Correspondence:
 - a. Meadow Lakes Community Council Meeting, General Membership Meeting: 07/09/03
 - b. Meadow Lakes Community Council Meeting, Executive Meeting: 07/09/03
 - c. Willow Area Community Organization: 08/04/03

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

A. INFORMATIONAL MEMORANDUMS

VIII. UNFINISHED BUSINESS

- A. Ordinance Serial No. 03-132(AM): AN ORDINANCE AMENDING THE BOROUGH CODE TITLE 18 RELATING TO THE PORT COMMISSION CHANGING REGULAR MEETINGS TO BE HELD MONTHLY, SETTING PROCEDURES FOR ADOPTING A YEARLY MEETING SCHEDULE, AND PROVIDING FOR CALLING A SPECIAL MEETING. *(Referred to Port Commission 08/05/03)(Main motion pending from 08/05/03)*
- 1. IM No. 03-186

MOTION: Assemblymember Colver moved a primary amendment to Ordinance Serial No. 03-132(AM) to strike “by the port director” in the second sentence of subsection (A) to read, “Special meetings may be called by the port commission chairperson or upon the request of at least three port commission members.”

VOTE: The primary amendment passed without objection.

VOTE: The main motion to adopt Ordinance Serial No. 03-132 passed as amended without objection.

IX. NEW BUSINESS

- A. INTRODUCTION (For public hearing - 09/16/03, 7 p.m., Borough Assembly Chambers)
- 1. Ordinance Serial No. 03-153: AN ORDINANCE CLASSIFYING PARCEL NO. 3, WAIVER NO. 80-101W LOCATED IN SECTION 25, TOWNSHIP 26 NORTH, RANGE 5 WEST, SEWARD MERIDIAN, ALASKA, NEAR TALKEETNA ELEMENTARY SCHOOL AS “PUBLIC RECREATION LANDS.”
- a. IM No. 03-215

Ms. Dillon read the above legislation into the record.

MOTION: Assemblymember Colver moved to introduce the legislation as read into the record by the Clerk, and set the public hearing for September 16, 2003.

VOTE: The motion passed without objection.

B. CONSENT AGENDA

(Resolution Serial No. 03-098 was pulled from the consent agenda and addressed separately. See pp. 7 of 17)

1. RESOLUTIONS

- b. Resolution Serial No. 03-099: A RESOLUTION SETTING THE SURCHARGE FOR WIRELESS ENHANCED 911 SYSTEMS FOR THE PERIOD OF OCTOBER 1, 2003, THROUGH JUNE 30, 2004.

(1) IM No. 03-228

2. ACTION MEMORANDUMS

- a. AM No. 03-159: AUTHORIZATION FOR CONTRACT AMENDMENT NO. 2, OF CONTRACT 03-093, FOR THE BOROUGH PUBLIC LAND PLAN IN THE BUTTE AREA, TO LAND DESIGN NORTH IN AN AMOUNT NOT TO EXCEED \$29,900.
- b. AM No. 03-170: AUTHORIZING THE MANAGER TO ENTER INTO AN AGREEMENT WITH THE UNIVERSITY OF ALASKA FAIRBANKS FOR THE PURCHASE OF A NEW LIBRARY AUTOMATION SYSTEM IN THE AMOUNT OF \$189,012.
- c. AM No. 03-176: RETROACTIVE APPROVAL OF DISABLED VETERAN EXEMPTION FOR HARLAN FLIM, ON TAX ACCOUNT NO. 9998016U0003B, FOR TAX YEARS 2000, 2001, AND 2002.
- d. AM No. 03-179: AWARD OF BID NO. 04-022 TO ALCO CONSTRUCTION IN THE AMOUNT OF \$44,600 FOR THE LAKE LOUISE ROADS PROJECT.
- e. AM No. 03-180: CHANGE ORDER TO HME ALASKA IN THE AMOUNT OF \$53,975 FOR THE PURCHASE OF AN ADDITIONAL TRANSFER TRAILER FOR THE SOLID WASTE DIVISION.
- f. AM No. 03-181: AWARD OF BID NO. 04-412 TO NYE FORD IN THE AMOUNT OF \$25,688.41 FOR THE PURCHASE OF A NEW VEHICLE FOR THE ANIMAL CARE AND REGULATION DIVISION.
- g. AM No. 03-182: AWARD OF BID NO. 04-014 TO ALASKA SALES AND SERVICE IN THE AMOUNT OF \$23,070 FOR THE PURCHASE OF A NEW VEHICLE FOR EMERGENCY SERVICES.
- h. AM No. 03-183: AWARD OF BID NO. 04-019 TO NYE FORD IN THE AMOUNT OF \$31,855 FOR THE PURCHASE OF A FACILITY MAINTENANCE VEHICLE.

Ms. Dillon read the consent agenda 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. 03-098: A RESOLUTION SUPPORTING SENATE CONCURRENT RESOLUTION NO. 12, A RESOLUTION REQUESTING THE LOCAL BOUNDARY

COMMISSION TO CONSIDER BOROUGH INCORPORATION FOR CERTAIN UNORGANIZED AREAS.

(1) IM No. 03-227

MOTION: Assemblymember Kvalheim moved to adopt Resolution Serial No. 03-098.

Assemblymember Kvalheim spoke in opposition to the legislation.

Assemblymember Colver stated that the decision to become a borough should be left up to the individual communities.

Assemblymember Colberg:

- spoke in support of the legislation; and
- discussed individual communities paying for at least part of their school funding.

Assemblymember Ladere:

- stated that in 1964 the citizens of the Borough voted against incorporating into a borough and the state still chose to incorporate; and
- noted that other areas of Alaska have exceeded the population that our Borough had in 1964.

(Resolution Serial No. 03-098 continued on p. 14 of 17)

(The regular meeting recessed at 6:50 p.m. and reconvened at 7 p.m.)

VII. SPECIAL ORDERS (to begin at 7 p.m.) *(The special orders will be teleconferenced from the Talkeetna Elementary School, 13798 E. Veterans Way, Talkeetna, Alaska)*

A. PERSONS TO BE HEARD (Three minutes per person.)

1. Mick Nolan Re: Title 16 Rewrite

Mr. Mick Nolan:

- opined that the only taxpayers that have had input into the rewrite of Title 16 are a select group of surveyors and developers;
- stated that no public notice was given for the meeting on July 2, 2003;
- discussed the importance of public notification and input; and
- requested that a balanced citizen advisory board be formed to ensure that all taxpayers are fully represented.

Assemblymember Ladere requested that administration make available to the public the draft copy of Title 16 before and after it was reviewed by the surveyors.

Assemblymember Colver inquired as to how the current board working on Title 16 is functioning.

Mr. Duffy:

- noted that there is currently a working group that is suggesting recommendations to Title 16;
- stated that administration provided a copy of some changes made to Title 16 to surveyors and other people who work with Title 16 for suggestions;
- commented that the suggestions then went back to administration to review; and
- informed that the working group is currently working to finalize the document, which will then go out for public comments.

Assemblymember Kvalheim spoke in favor of forming a citizen advisory board to review Title 16.

B. PUBLIC HEARINGS (Three minutes per person.)

1. Ordinance Serial No. 03-123: AN ORDINANCE CREATING EVE'S DRIVE AND RIB ROAD ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 385, 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.
(Public Hearing continued from 08/19/03.)
 - a. IM No. 03-185
 - b. IM No. 03-216

Ms. Clayton recommended approval of Ordinance Serial No. 03-123.

Mayor Anderson reopened the public hearing.

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

MOTION: Assemblymember Bush moved to adopt Ordinance Serial No. 03-123.

VOTE: The motion passed without objection.

2. Ordinance Serial No. 03-145: AN ORDINANCE CLASSIFYING LANDS AND APPROVING LANDS FOR SALE OR RETENTION OF 20 BOROUGH-OWNED TRACTS OF LAND BETWEEN THE AREA OF SUTTON AND HOUSTON.
 - a. IM No. 03-213

Mr. Swanson explained the different classifications of the tracts of land for sale or retention.

Mayor Anderson opened the public hearing.

The following persons spoke regarding the price of parcel 03-018: Mr. Carl Clark and Mr. Michael Brown.

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

MOTION: Assemblymember Colver moved to adopt Ordinance Serial No. 03-145.

VOTE: The motion passed without objection.

3. Ordinance Serial No. 03-146: AN ORDINANCE CLASSIFYING LANDS AND APPROVING LANDS FOR SALE OR RETENTION OF 15 BOROUGH-OWNED TRACTS OF LAND BETWEEN THE AREA OF HOUSTON AND MONTANA CREEK.
 - a. IM No. 03-214

Mr. Swanson explained the different classifications of the tracts of land for sale or retention.

Mayor Anderson opened the public hearing.

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

MOTION: Assemblymember Ladere moved to adopt Ordinance Serial No. 03-146.

VOTE: The motion passed without objection.

4. Ordinance Serial No. 03-147: AN ORDINANCE ACCEPTING AND APPROPRIATING \$14,320 FROM THE ALASKA STATE DIVISION OF EMERGENCY SERVICES TO THE BOROUGH LOCAL EMERGENCY PLANNING COMMITTEE FUND 480, PROJECT NO. 20259, FOR FISCAL YEAR 2004 OPERATIONS.
 - a. IM No. 03-217

Mr. Duffy reported that these funds will be used to support the operations and functions of the Local Emergency Planning Committee

Mayor Anderson opened the public hearing.

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

MOTION: Assemblymember Colver moved to adopt Ordinance Serial No. 03-147.

VOTE: The motion passed without objection.

5. Ordinance Serial No. 03-148: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$47,893 FEDERAL EMERGENCY MANAGEMENT AGENCY ASSISTANCE TO FIREFIGHTERS GRANT AND REQUESTING AN APPROPRIATION OF \$10,321 FROM THE BIG LAKE FIRE SERVICE AREA FUND BALANCE, FUND 256, TO

PROJECT NO. 45141, FUND 405, TO DEVELOP A FIREFIGHTER PHYSICAL FITNESS AND WELLNESS PROGRAM.

- a. Resolution Serial No. 03-092: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE FEDERAL EMERGENCY MANAGEMENT AGENCY ASSISTANCE TO FIREFIGHTERS GRANT FOR THE BIG LAKE FIRE SERVICE AREA, PROJECT NO. 45141, FUND 405, TO DEVELOP A FIREFIGHTER PHYSICAL FITNESS AND WELLNESS PROGRAM.
- (1) IM No. 03-218

Mr. Gamble:

- reported that this grant will help meet Occupational Safety and Health Administration requirements; and
- stated that it is incumbent upon the Borough to keep the firefighters fit and healthy.

Mayor Anderson opened the public hearing.

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

MOTION: Assemblymember Simpson moved to adopt Ordinance Serial No. 03-148 and Resolution Serial No. 03-092.

VOTE: The motion passed without objection.

6. Ordinance Serial No. 03-149: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$42,000 GRANT TO FUND 440, PROJECT NO. 20340, FROM THE STATE OF ALASKA, DEPARTMENT OF EDUCATION AND EARLY DEVELOPMENT, DIVISION OF LIBRARIES, ARCHIVES AND MUSEUMS, FOR PHASE II OF THE MATANUSKA-SUSITNA LIBRARY CONSORTIUM AUTOMATION CONVERSION.
- a. Resolution Serial No. 03-093: A RESOLUTION IDENTIFYING THE SCOPE OF WORK AND BUDGET FOR THE STATE OF ALASKA, DEPARTMENT OF EDUCATION AND EARLY DEVELOPMENT, DIVISION OF LIBRARIES, ARCHIVES AND MUSEUMS INTERLIBRARY COOPERATION GRANT FOR PHASE II OF THE MATANUSKA-SUSITNA LIBRARY CONSORTIUM AUTOMATION CONVERSION.
- (1) IM No. 03-219

Mr. Duffy reported that this grant will provide additional funds to upgrade the library automation conversion, which will greatly increase the capabilities of the automation system.

Mayor Anderson opened the public hearing.

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

MOTION: Assemblymember Colver moved to adopt Ordinance Serial No. 03-149 and Resolution Serial No. 03-093.

VOTE: The motion passed without objection.

7. Ordinance Serial No. 03-150: AN ORDINANCE REAPPROPRIATING \$50,000 FROM THE TALKEETNA SEWER AND WATER OPERATING BUDGET (FUND 293) TO FUND 415 FOR TALKEETNA SEWER AND WATER REPAIRS, UPGRADE AND EXPANSION, PROJECT NO. 25037.
 - a. Resolution Serial No. 03-094: A RESOLUTION APPROVING A LOAN FROM THE REVOLVING LOAN FUND (FUND 600) IN THE AMOUNT OF \$50,000 TO THE TALKEETNA SEWER AND WATER SERVICE AREA, FUND 293, FOR REPAIRS, UPGRADE, AND EXPANSION.
 - b. Resolution Serial No. 03-095: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE TALKEETNA SEWER AND WATER REPAIRS, UPGRADE, AND EXPANSION PROJECT, PROJECT NO. 25037.
- (1) IM No. 03-220

Mr. Duffy reported that the funds will be used to make the system compliant with Alaska State Department of Environmental Conservation regulations.

CONFLICT OF INTEREST: Assemblymember Allen declared of conflict of interest.

RULING: Mayor Anderson declared Assemblymember Allen did have a conflict on interest and would be recused from voting on the issue.

(Assemblymember Allen exited the meeting at this time.)

Mayor Anderson opened the public hearing.

The following person spoke in support of Ordinance Serial No. 03-150, Resolution Serial No. 03-094, and Resolution Serial No. 03-095: Ms. Elizabeth Camera.

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

MOTION: Assemblymember Ladere moved to adopt Ordinance Serial No. 03-150, Resolution Serial No. 03-094, and Resolution Serial No. 03-095.

VOTE: The motion passed without objection.

(Assemblymember Allen returned to the meeting at this time.)

8. Ordinance Serial No. 03-151: AN ORDINANCE ACCEPTING AND APPROPRIATING \$55,000 FROM THE UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT TO FUND 480, PROJECT NO. 20330, MATANUSKA-SUSITNA BOROUGH GIS PROPERTY WEB SITE PROJECT.

- a. Resolution Serial No. 03-096: A RESOLUTION APPROVING THE REVISED SCOPE OF WORK AND BUDGET FOR THE MATANUSKA-SUSITNA BOROUGH GIS PROPERTY WEB SITE PROJECT, PROJECT NO. 20330 AND AUTHORIZING THE MANAGER TO MODIFY AN ASSISTANCE AGREEMENT WITH THE UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT, FOR MANAGEMENT OF THE GRANT.
- (1) IM No. 03-221

Mr. Duffy reported that the funds will be used to hire a project employee to help with some of the related tax maps and put them on the Internet.

Assemblymember Colver inquired as to a time frame of placing the maps on the Internet.

Mr. Germer stated that the maps are anticipated to be on the Internet in three to six months.

Mayor Anderson opened the public hearing.

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

MOTION: Assemblymember Colver moved to adopt Ordinance Serial No. 03-151 and Resolution Serial No. 03-096.

VOTE: The motion passed without objection.

9. Ordinance Serial No. 03-152: AN ORDINANCE AUTHORIZING THE CLASSIFICATION OF LOTS 1 THROUGH 6, BLOCK 2, AND LOTS 9 THROUGH 12, BLOCK 3, TALKEETNA TOWNSITE, ACCORDING TO UNITED STATES SURVEY 1260 AS "PUBLIC RECREATION LANDS" AND TO APPROVE THE LESS THAN FAIR MARKET VALUE PURCHASE OF THE LOTS BY THE TALKEETNA HISTORICAL SOCIETY, INC. FOR THE PUBLIC PURPOSE OF HISTORICAL PRESERVATION WITH INTERPRETATION AND IMPROVED OPEN SPACE WITH GARDENS, PATHWAYS, AND BENCHES LOCATED IN THE TALKEETNA COMMUNITY COUNCIL AREA (MSB003767).
- a. Resolution Serial No. 03-097: A RESOLUTION APPROVING THE BEST INTEREST FINDING FOR THE LESS THAN FAIR MARKET VALUE SALE OF LOTS 1 THROUGH 6, BLOCK 2, AND LOTS 9 THROUGH 12, BLOCK 3, TALKEETNA TOWNSITE, ACCORDING TO UNITED STATES SURVEY 1260, TO THE TALKEETNA HISTORICAL SOCIETY, INC. (MSB003767).
- (1) IM No. 03-223

Mayor Anderson opened the public hearing.

The following person spoke in support of Ordinance Serial No. 03-152 and Resolution Serial No. 03-097: Ms. Elizabeth Camera, Ms. Laura Wright, Ms. Betty Vehrs, Ms. Ruth Wood, and Ms. Jeanna Rice.

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

MOTION: Assemblymember Ladere moved to adopt Ordinance Serial No. 03-152 and Resolution Serial No. 03-097.

Assemblymember Ladere spoke in support of the legislation and the importance of this project.

VOTE: The motion passed without objection.

(The regular meeting recessed at 8:10 p.m. and reconvened at 8:23 p.m.)

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following person spoke regarding the Borough providing funds for the Talkeetna Community Schools Program and asked the Assembly to authorize funds in the amount of \$12,000 for this program: Ms. Kathleen Fleming.

Assemblymember Ladere requested administration draft a resolution or proposal regarding the Community Schools Program for the September 16, 2003, regular meeting.

The following person spoke in support of the Community Schools Program: Mr. Jim Sykes.

The following persons spoke regarding a Settlement Agreement dated July 3, 2003, between the Borough and Jean and Richard Krause: Mr. Curt Christensen and Ms. Jeanette Perdu.

The following person spoke regarding planning and zoning: Ms. Lucille Frey, Chair of Mat-Su Property Owners Education Committee.

The following person spoke in support of Resolution Serial No. 03-098 and the Community Schools Program: Ms. Konnie Shuey.

The following persons spoke regarding coal bed methane: Mr. Mark Masteller, representative of the Gateway Community Council; Ms. Robin McLean, representative of the Sutton Community Council; Ms. Michelle Church; Ms. Dori McDannold; Mr. Jeral Vinduska; Mr. Chris Whittington-Evans, Friends of Mat-Su; Mr. Chris Rose; and Mr. Jim Sykes.

The following person informed the Assembly that she is the new Friends of Mat-Su Executive Director: Ms. Kathy Wells.

Mr. Duffy stated that there are two upcoming informational meetings regarding coal bed methane with the Alaska State Department of Natural Resources:

- on September 8, 2003, at 6 p.m. at the Big Lake Elementary School; and
- on September 10, 2003, at 6 p.m. at the Palmer Junior Middle School.

Mayor Anderson requested that administration draft an ordinance regarding coal bed methane.

Assemblymember Kvalheim asked that administration look into a methane seep study and include the cost and process of the study with the draft ordinance.

Assemblymember Simpson requested that administration obtain the Alaska State Department of Natural Resource's official public notification process.

Assemblymember Allen requested that administration contact local communities throughout the nation with previous experience regarding coal bed methane.

(Resolution Serial No. 03-098 continued from p. 7 of 17)

a. Resolution Serial No. 03-098: A RESOLUTION SUPPORTING SENATE CONCURRENT RESOLUTION NO. 12, A RESOLUTION REQUESTING THE LOCAL BOUNDARY COMMISSION TO CONSIDER BOROUGH INCORPORATION FOR CERTAIN UNORGANIZED AREAS.

(1) IM No. 03-227

Assemblymember Allen:

- commented that currently more than 80 percent of Alaskans live in mandatory boroughs; and
- spoke in support of Resolution Serial No. 03-098.

VOTE: The motion to adopt Resolution Serial No. 03-098 passed with Assemblymembers Kvalheim and Colver in opposition.

MOTION: Assemblymember Colberg moved to reconsider Resolution Serial No. 03-098.

VOTE: The motion to reconsider failed unanimously.

C. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Anderson made the following recommendations

Mayor's Blue Ribbon Task Force on Police Powers

Doyle Currier

Gerald Rexrode

Richard Roberts

Cynthia Payne

Ted Cox

Diane LoRusso

Janey Wineinger

Port Commission

Paul Campbell

Bogard Road Service Area No. 25

Carol Christiansen
South Colony Road Service Area No. 16
Edward Strabel
Talkeetna Sewer and Water Service Area No. 36
Robert Denny

Mayor Anderson requested the following confirmations:

Intergovernmental Liaison Committee

Susan Dickinson

Port Commission

Resignation of John Perkins

Gold Trails Road Service Area No. 28

Kenny Moss

South Colony Road Service Area No. 16

Resignation of Brian O'Neill

Talkeetna Road Service Area No. 29

John Strassenburgh

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

VOTE: The motion passed without objection.

D. OTHER NEW BUSINESS

X. RECONSIDERATION

(There were no reconsiderations.)

XI. VETO

(There were no vetoes.)

XIII. MAYOR AND ASSEMBLY COMMENTS

Assemblymember Ladere:

- commented that she is always surprised to hear the misconceptions about the location of the north area of the Borough; and
- discussed the complexities of the gas and energy issues.

Assemblymember Colberg:

- asked administration to draft a proposal for an ad hoc committee to revise Title 16; and

- stated that the committee should consists of seven members, one from each district, that would review and propose changes to Title 16 and replace the existing committee.

Assemblymember Bush:

- expressed his surprised to find out that his land was leased by shallow gas well;
- addressed concern regarding the water issues on Lazy Mountain; and
- recommended a water quality study of Lazy Mountain be performed.

Assemblymember Allen:

- stated that he attended the Wasilla Chamber of Commerce meeting today where the Clerk was the key note speaker;
- commented that Ms. Dillon gave an excellent presentation regarding the upcoming election;
- asked that in the future, people provide their name and address when they testify at Assembly meetings.

Assemblymember Kvalheim:

- stated that a water quality study is important for the entire Borough; and
- discussed the Borough schools being over capacity.

Assemblymember Colver:

- thanked the public for coming to the meeting to address the coal bed methane issue; and
- discussed the coal bed methane issue and the importance of protecting the Borough.

Mayor Anderson:

- encouraged other communities to use the teleconference capability; and
- inquired as to how the core area conditional use permit would help to protect the Borough.

Mr. Duffy replied that the core area conditional use permit would address the noise that would be caused by a compressor plant.

Mayor Anderson noted that he attended many events at the Alaska State Fair this year, such as Children's Day and the Farm Family of the Year ceremony.

XII. EXECUTIVE SESSION *(matters, the immediate public knowledge of which would clearly have an adverse effect upon the finances of the borough; in particular, to discuss the employee's labor contract negotiations.)*

MOTION: Assemblymember Colver moved to enter into executive session to discuss the employee's labor contract negotiations.

VOTE: The motion passed without objection and the Assembly entered the executive session at 10 p.m. Those present during the executive session were: Mayor Anderson, members of the Assembly, Mr. Duffy, Ms. Williams, Ms. Dillon, and Ms. Clayton.

MOTION: Assemblymember Colver moved to exit from executive session.

VOTE: The motion passed and the Assembly exited the executive session at 10:25 p.m.

XIV. ADJOURNMENT

The regular meeting adjourned at 10:27 p.m.

TIMOTHY L. ANDERSON, Borough Mayor

ATTEST:

SANDRA A. DILLON, CMC, Borough Clerk

Minutes Approved: September 16, 2003