

**I. CALL TO ORDER**

The regular meeting of the Matanuska-Susitna Borough Assembly was held on September 21, 2004, 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  
Ms. Betty Vehrs, Assembly District No. 7

Staff in attendance were:

Ms. Michelle M. McGehee, CMC, Borough Clerk  
Mr. John Duffy, Borough Manager  
Ms. Lonnie McKechnie, Borough Clerk's Secretary  
Ms. Tammy Clayton, Finance Director  
Ms. Teresa S. Williams, Borough Attorney  
Mr. Don Shiesl, Public Works Director  
Mr. Dennis Brodigan, Emergency Services Director  
Mr. Ron Swanson, Community Development Director  
Mr. Murph O'Brian, Acting Planning and Land Use Director  
Ms. Bea Adler, Project Impact  
Mr. Mark Jaqua, Planning Department

**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 Ms. Sammye Pokryfki.

**V. MINUTES OF PRECEDING MEETINGS**

A. Special Assembly Meeting: 09/07/04

Mayor Anderson inquired if there were any corrections to the special meeting minutes of September 7, 2004.

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

B. Regular Assembly Meeting: 09/07/04

Mayor Anderson inquired if there were any corrections to the regular meeting minutes of September 7, 2004.

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

## **VI. SPECIAL ORDERS**

A. Proclamation in Honor of Mr. Ferman Strickland's Community Involvement within the Borough

Mayor Anderson presented a proclamation to Mr. Ferman Strickland in recognition of his long-standing community involvement in the Borough.

Mr. Strickland expressed his appreciation in receiving the proclamation.

## **VII. REPORTS/CORRESPONDENCE**

A. AGENCY REPORTS

1. Report from cities

*(There were no reports presented.)*

2. Matanuska-Susitna Borough School District

*(There was no report presented.)*

3. Mat-Su Agency Partnership – Sammye Pokryfki Re: Update on Health and Human Service Non-Profit Sector

Ms. Pokryfki:

- advised that the Mat-Su Agency Partnership is a coalition of health and human service agencies;
- spoke to the human services matching grant program; and
- addressed projects in which the Mat-Su Agency Partnership is involved.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

Deputy Mayor Colver

- reported that the committee discussed the need to designate future school sites within the Borough; and
- addressed growth within the Borough.

2. Regional Transportation Planning Organization

Mayor Anderson advised that the next meeting will be held on September 27, 2004.

C. MANAGER COMMENTS.

1. State/Federal Legislation

Mr. Duffy:

- spoke to the trail dedications in the Petersville area;
- advised that Senator Ted Stevens is working to secure funding for the Matanuska River erosion;
- advised that the federal transit administration language the Borough has been asking for has been placed in the Senate Transportation Bill;
- advised that administration has been conducting briefings on Port MacKenzie;
- spoke to the expansion of the Port of Anchorage;
- advised that the Knik Arm Bridge and Toll Authority will be having an open house on October 14, 2004; and
- referenced the information sheet that administration put together on the proposed 1 percent sales tax.

D. ATTORNEY COMMENTS

*(Ms. Williams had no comments to present.)*

E. CLERK COMMENTS

Ms. McGehee:

- reviewed the Assembly meeting schedule through December, 2004;
- spoke to the special assembly meeting scheduled on October 19, 2004, for the Clerk evaluation; and
- advised that the October 19, 2004, regular meeting in Talkeetna has been changed to November 2, 2004.

Assemblymember Colberg queried the meeting scheduled for November 2, 2004, which is the night of the federal election.

MOTION: Assemblymember Colberg moved to cancel the November 2, 2004, regular meeting.

VOTE: The motion passed unanimously.

Ms. McGehee:

- advised that the regular meeting scheduled in Talkeetna for November 2, 2004, has now been changed to November 16, 2004;
- spoke to the cancellation of the December 21, 2004, regular meeting;
- spoke to the requested goal setting meeting and policies and procedures meeting;
- spoke to the coordination for the Joint Assembly/Municipality of Anchorage meeting;
- spoke to the joint meeting with the city councils in reference to transportation issues;
- addressed absentee voting and election official training;
- provided an overview of the records management program; and
- referenced the agenda for the special Assembly meeting scheduled for September 23, 2004.

#### F. CITIZEN AND OTHER CORRESPONDENCE

##### 1. MSB Board/Committee Minutes:

- a. Greater Butte Road Service Area No. 26 Board of Supervisors: 09/06/04
- b. Local Road Service Area Advisory Board: 08/19/04
- c. Parks, Recreation, and Trails Advisory Board: 07/26/04
- d. Planning Commission: 08/16/04
- e. Talkeetna Water and Sewer Special Service Area No. 36 Board of Supervisors: Resolution Nos. 04-01, 04-02, 04-03, 04-04, 04-05,

##### 2. Community Council Correspondence:

- a. Glacier View Community Council: 08/17/04

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

#### G. INFORMATIONAL MEMORANDUMS

1. IM No. 04-261: THE PURCHASE OF SODIUM CHLORIDE FOR WINTER ROAD MAINTENANCE

The informational memorandum was presented and no comments were noted.

#### IX. UNFINISHED BUSINESS

- A. Resolution Serial No. 04-123: A RESOLUTION ESTABLISHING A CITIZENS BUDGET REVIEW COMMITTEE. (*Sponsor: Assemblymember Allen*) (*Motion pending 08/03/04*)
  1. IM No. 04-218

MOTION PENDING: Assemblymember Simpson moved to adopt Resolution Serial No. 04-123.

MOTION: Assemblymember Allen moved a primary amendment to Resolution Serial No. 04-123 by striking the second “Be It Further Resolved” clause and inserting a “Be It Further Resolved” clause to read as follows: Be It Further Resolved, that the membership of the Citizens Budget Review Committee shall consist of the following membership: one member from each of the respective Assembly districts and two at-large members.

VOTE: The primary amendment passed with Assemblymember Vehrs in opposition.

Assemblymember Allen:

- stated that a large part of constituents are not informed as well as they could be on the budget process;
- spoke to the public’s perception that the Borough has excess funds;
- commented that a draft of the Borough budget that shows the source of revenue and the application of the funds should be provided to the media;
- spoke to the need for communication between the Borough and the cities; and
- remarked on the need for citizens to feel that the Borough government belongs to everyone.

Assemblymember Vehrs:

- commented on the challenges of involving the public in the budget process; and
- spoke to the need of including the board and commission members in the Assembly budget process.

Discussion ensued regarding the Citizens Budget Review Committee.

VOTE: The main motion as amended failed with Assemblymembers Allen and Simpson in support.

*(The regular meeting recessed at 6:58 p.m. and reconvened at 7:08 p.m.)*

### **VIII. SPECIAL ORDERS (to begin at 7 p.m.)**

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

B. PUBLIC HEARINGS (Three minutes per person.)

1. Ordinance Serial No. 04-157: AN ORDINANCE CREATING FAIRVIEW ACRES AND LUPINE LANE ACRES AREA NATURAL GAS LOCAL IMPROVEMENT DISTRICT NO. 391, 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. 04-233

Ms. Clayton provided a staff report and recommended denial of the legislation, as it did not meet code requirements for passage.

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. 04-157.

VOTE: The motion failed unanimously.

2. Ordinance Serial No. 04-166: AN ORDINANCE REPEALING THE LAND MANAGEMENT DIVISION POLICY AND PROCEDURE MANUAL, FEE SCHEDULE.
  - a. Resolution Serial No. 04-132: A RESOLUTION ESTABLISHING FEES FOR THE LAND AND RESOURCE MANAGEMENT DIVISION.
    - (1) IM No. 04-226

Mr. Swanson:

- explained that Land Management fees have not been reviewed in ten years; and
- advised that the fees are in line with other municipalities.

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. 04-166 and Resolution Serial No. 04-132.

VOTE: The motion passed without objection.

3. Ordinance Serial No. 04-167: AN ORDINANCE APPROVING THE REQUEST OF THE MEADOW LAKES COMMUNITY COUNCIL AND BOROUGH DEPARTMENT OF PUBLIC WORKS CLASSIFYING THE NORTHEAST 1/4 SOUTHWEST 1/4, SECTION 2, TOWNSHIP 17 NORTH, RANGE 2 WEST, SEWARD MERIDIAN, ALASKA, AS RESERVED USE LAND, AND THE SOUTH 1/2, SOUTHWEST 1/4, NORTHWEST 1/4, SECTION 2, TOWNSHIP 17 NORTH, RANGE 2 WEST, SEWARD MERIDIAN, ALASKA, AS MATERIAL LAND AND RESERVED USE LAND, AND APPROVING THE SALE AT LESS THAN FAIR MARKET VALUE OF 40 ACRES TO THE MEADOW LAKES COMMUNITY COUNCIL, INC. LOCATED IN THE MEADOW LAKES AREA (MSB4050).
  - a. IM No. 04-243

CONFLICT OF INTEREST: Assemblymember Vehrs requested a conflict of interest ruling, due to her previous involvement in the project.

RULING: Mayor Anderson ruled that Assemblymember Vehrs had a conflict of interest and would be recused from voting.

*(Assemblymember Vehrs exited the chambers at this time.)*

Mr. Swanson provided a staff report.

Assemblymember Colver queried regarding the deed restrictions on the property set aside for the Meadow Lakes Community Council.

Discussion ensued regarding the deed restrictions.

Mayor Anderson opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 04-167: Ms. Talyne Belka, Ms. Donna Reece, Mr. Denis Lazarus, Mr. Steve Johnson, Mr. Freeman Strickland, Mr. William Browne, Ms. Rose Johnson, Mr. David Schacht, Ms. Amanda Browne, Mr. Rod Ewing, Ms. Linda Page, Ms. Arlene Stoelting, Ms. Kim Robinson, Mr. Doyle Holmes, and Mr. Mryl Thompson.

MOTION: Assemblymember Colver moved to adopt Ordinance Serial No. 04-167.

VOTE: The motion passed without objection.

*(Assemblymember Vehrs returned to the chambers at this time.)*

4. Ordinance Serial No. 04-168: AN ORDINANCE ACCEPTING AND APPROPRIATING \$100,000 FROM THE STATE OF ALASKA, SENATE BILL 283, FOR THE PALMER ACADEMY CHARTER SCHOOL SEWER PROJECT NO. 40159.
  - a. Resolution Serial No. 04-133: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR PROJECT NO. 40159, PALMER ACADEMY CHARTER SCHOOL SEWER PROJECT AND AUTHORIZING THE MANAGER TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE CITY OF PALMER.
    - (1) IM No. 04-246

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.

Assemblymember Allen:

- advised that he lobbied in support of Senate Bill 283; and
- queried if he had a conflict of interest.

Ms. Williams advised that there appeared to be no conflict of interest.

MOTION: Assemblymember Allen moved to adopt Ordinance Serial No. 04-168.

VOTE: The motion passed without objection.

5. Ordinance Serial No. 04-169: AN ORDINANCE ACCEPTING AND APPROPRIATING \$100,000 FROM THE DENALI COMMISSION TO FUND 480, PROJECT NO. 20333, FOR PHASE II OF THE NEEDS ASSESSMENT OF RURAL HEALTHCARE SERVICES AND FACILITIES IN THE MATANUSKA-SUSITNA BOROUGH.
  - a. Resolution Serial No. 04-134: A RESOLUTION AMENDING THE SCOPE OF WORK AND BUDGET AND AUTHORIZING THE EXTENSION OF THE MEMORANDUM OF AGREEMENT FOR PHASE II OF THE CONCEPTUAL PLANNING AND HEALTH CARE NEEDS ASSESSMENT PROJECT FOR THE RURAL MAT-SU HEALTHCARE PROVIDERS NETWORK.
    - (1) IM No. 04-247

Mr. O'Brien provided a staff report.

Mayor Anderson opened the public hearing.

The following person spoke in support of Ordinance Serial No. 04-169 and Resolution Serial No. 04-134: Ms. Ellen Ganley.

MOTION: Assemblymember Colver moved to adopt Ordinance Serial No. 04-169 and Resolution Serial No. 04-134.

VOTE: The motion passed without objection.

6. Resolution Serial No. 04-135: A RESOLUTION APPROVING THE BOROUGH HAZARD MITIGATION PLAN.
  - a. IM No. 04-248

Ms. Adler 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 Resolution Serial No. 04-135.

VOTE: The motion passed without objection.

7. Ordinance Serial No. 04-170: AN ORDINANCE ACCEPTING AND APPROPRIATING \$18,000 FROM THE ALASKA STATE DIVISION OF EMERGENCY SERVICES FOR THE MATANUSKA-SUSITNA BOROUGH'S LOCAL EMERGENCY PLANNING COMMITTEE, FUND 480, PROJECT NO. 20259, FOR FISCAL YEAR 2005 OPERATIONS.
  - a. IM No. 04-249

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. 04-170.

VOTE: The motion passed without objection.

Mayor Anderson queried if there was any objection to moving item numbers 8, 9, 10, and 11 together.

No objection was noted.

8. Ordinance Serial No. 04-171: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$29,598 FEDERAL EMERGENCY MANAGEMENT AGENCY ASSISTANCE TO FIREFIGHTERS GRANT AND REQUESTING AN APPROPRIATION OF \$3,288 FROM THE BIG LAKE FIRE SERVICE AREA FUND BALANCE, FUND 256, TO PROJECT NO. 45141, FUND 405, FOR PERSONAL PROTECTIVE EQUIPMENT AND SUPPLIES.
  - a. Resolution Serial No. 04-136: 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 PURCHASE PERSONAL PROTECTIVE EQUIPMENT AND SUPPLIES.
    - (1) IM No. 04-250
9. Ordinance Serial No. 04-172: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$92,408 FEDERAL EMERGENCY MANAGEMENT AGENCY ASSISTANCE TO FIREFIGHTERS GRANT AND REQUESTING AN APPROPRIATION OF \$10,267 FROM THE SUTTON FIRE SERVICE AREA FUND BALANCE, FUND 253, TO PROJECT NO. 45093, FUND 405, FOR FIREFIGHTING AND PERSONAL PROTECTIVE EQUIPMENT AND SUPPLIES.

- a. Resolution Serial No. 04-137: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE FEDERAL EMERGENCY MANAGEMENT AGENCY ASSISTANCE TO FIREFIGHTERS GRANT FOR THE SUTTON FIRE SERVICE AREA, PROJECT NO. 45093, FUND 405, TO PURCHASE FIREFIGHTING AND PERSONAL PROTECTIVE EQUIPMENT AND SUPPLIES.  
(1) IM No. 04-251
10. Ordinance Serial No. 04-173: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$4,509.85 ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND REQUESTING AN APPROPRIATION OF \$4,509.85 FROM THE WILLOW FIRE SERVICE AREA FUND BALANCE, FUND 258, TO PROJECT NO. 20146, FUND 405, FOR FIRE, COMMUNICATION, AND PERSONAL PROTECTIVE EQUIPMENT AND SUPPLIES.
- a. Resolution Serial No. 04-138: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND MATCHING FUNDS FOR WILLOW FIRE SERVICE AREA, PROJECT NO. 20146, FUND 405.  
(1) IM No. 04-254
11. Ordinance Serial No. 04-174: AN ORDINANCE ACCEPTING AND APPROPRIATING A \$4,937.50 ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND REQUESTING AN APPROPRIATION OF \$4,937.50 FROM THE BUTTE FIRE SERVICE AREA FUND BALANCE, FUND 251, TO PROJECT NO. 20144, FUND 405, FOR FIRE AND COMMUNICATION EQUIPMENT AND SUPPLIES.
- a. Resolution Serial No. 04-139: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF FORESTRY VOLUNTEER FIRE ASSISTANCE GRANT AND MATCHING FUNDS FOR BUTTE FIRE SERVICE AREA, PROJECT NO. 20144, FUND 405.  
(1) IM No. 04-255

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 Bush moved to adopt Ordinance Serial Nos. 04-171, 04-172, 04-173, 04-174 and Resolution Serial No. 04-136, 04-137, 04-138, and 04-139.

VOTE: The motion passed without objection.

12. Ordinance Serial No. 04-176: AN ORDINANCE AMENDING THE MATANUSKA-SUSITNA BOROUGH RECREATIONAL TRAILS PLAN, SPECIFICALLY TO RENAME THE "PIONEER RIDGE TRAIL" THE "AUSTIN HELMERS – PIONEER RIDGE TRAIL."

a. IM No. 04-258

Mr. Swanson:

- advised that Mr. Helmers is well known for his work on trails in the Borough and for his community involvement; and
- stated that the Parks, Recreation, and Trails Advisory Board unanimously requested the change to the name of the trail in honor of Mr. Helmers.

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 Bush moved to adopt Ordinance Serial No. 04-176.

VOTE: The motion passed without objection.

*(The regular meeting recessed at 8:09 p.m. and reconvened at 8:20 p.m.)*

13. Ordinance Serial No. 04-175: AN ORDINANCE CREATING MSB 17.62. ESTABLISHING AN AREAWIDE CONDITIONAL USE PERMIT FOR COAL BED METHANE EXPLORATION AND DEVELOPMENT.

*(Sponsor: Mayor Anderson and Deputy Mayor Colver)*

a. IM No. 04-256

Mr. O'Brien summarized the public's involvement in establishing the ordinance.

Mr. Mark Jaqua:

- spoke to the process of the conditional use permit for coal bed methane;
- commented on the public's concerns regarding coal bed methane; and
- spoke to the regulation and mitigation of coal bed methane.

Discussion ensued regarding:

- the public process in establishing the conditional use permit;
- staff recommendations for amendments;
- the criteria used to establish setbacks and variance procedures; and
- the enforcement of the guidelines set out in the ordinance.

Mayor Anderson opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 04-175: Mr. Tom Marshall, Mr. Dan Elliott, Ms. Marian Elliott, Mr. Dave Werner, Ms. Katie Hurley, Ms. Maureen Campbell, Mr. Roy Wahl, Mr. Jim Sykes, Ms. Esther Huddleston, Ms. Llys Culhane, Mr. Pete Praetorius, Mr. Paul Twardlock, Mr. Scott Haan, Mr. Mike Chmielewski, Mr. Josh Klauer, Mr. Arnold Hartman, Mr. Merle Thompson, Ms. Ellen Vandmass, Ms. Gini King-Taylor, and Ms. Alexandra Papisavas.

The following person spoke in opposition of Ordinance Serial No. 04-175: Ms. Lucille Frey.

*[Mayor Anderson noted at this time that the public hearing on Ordinance Serial No. 04-175 would be continued on September 23, 2004, at 6 p.m. in the Borough Assembly Chambers.]*

*(The regular meeting recessed at 9:55 p.m. and reconvened at 10:04 p.m.)*

**C. AUDIENCE PARTICIPATION**

*(There was no one present who wished to testify.)*

**X. NEW BUSINESS**

**A. INTRODUCTION (For public hearing - 10/19/04, 7 p.m., Borough Assembly Chambers)**

1. Ordinance Serial No. 04-177: AN ORDINANCE APPROVING A REAPPROPRIATION OF \$30,000 FROM THE FISCAL YEAR 2005 CAPITAL PROJECTS, FUND 435, TO THE ANIMAL CARE AND REGULATION DIVISION OPERATING BUDGET, 200-160-606, FOR EMPLOYEE COMPENSATION AND PROFESSIONAL CHARGES.

a. IM No. 04-253

2. Ordinance Serial No. 04-178: AN ORDINANCE ACCEPTING AND APPROPRIATING \$46,000 FROM THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, REGION 10, TO FUND 480, PROJECT NO. 20353, FOR THE BIG LAKE WATERSHED ASSESSMENT AND PLANNING.

a. Resolution Serial No. 04-140: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE BIG LAKE WATERSHED ASSESSMENT AND PLANNING, AS FUNDED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, REGION 10.

(1) IM No. 04-259

3. Ordinance Serial No. 04-179: AN ORDINANCE ACCEPTING AND APPROPRIATING \$49,000 FROM THE ALASKA COASTAL MANAGEMENT GRANT TO FUND 480, PROJECT NO. 20158.

a. Resolution Serial No. 04-141: A RESOLUTION ESTABLISHING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA COASTAL MANAGEMENT GRANT FOR FISCAL YEAR 2005, FOR THE AMENDMENT TO THE MATANUSKA-SUSITNA BOROUGH COASTAL MANAGEMENT PLAN (MSB CMP).

(1) IM No. 04-260

Ms. McGehee 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 hearings for October 19, 2004.

VOTE: The motion passed without objection.

B. CONSENT AGENDA

1. RESOLUTIONS

2. ACTION MEMORANDUMS

- a. AM No. 04-147: AUTHORIZING THE MANAGER TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE CITY OF WASILLA AND AUTHORIZING THE PAYMENT TO THE CITY OF WASILLA IN ACCORDANCE WITH THE MEMORANDUM OF AGREEMENT IN THE AMOUNT OF \$75,000 FOR THE BOROUGH'S SHARE OF THE EXPENSES FOR THE WATER LINE INSTALLATION AT GARDEN TERRACE SUBDIVISION, PROJECT NO. 30082.
- b. AM No. 04-177: ELIMINATION OF THE SLOPE EASEMENT ADJACENT TO SOUTH TANYA COURT ON PROPOSED LOT 1A IN WILDER PARK SUBDIVISION, LOCATED IN SECTION 16, TOWNSHIP 17 NORTH, RANGE 1 EAST, SEWARD MERIDIAN, ALASKA, IN THE GATEWAY COMMUNITY COUNCIL AREA.
- c. AM No. 04-178: AUTHORIZING THE PURCHASE OF A COLT-II COMPRESSED AIR FOAM SYSTEM FROM ARCTIC FIRE AND SAFETY FOR THE GREATER PALMER FIRE SERVICE AREA IN THE AMOUNT OF \$32,075 FOR USE IN THE WOLVERINE LAKE AREA.
- d. AM No. 04-179: AWARD OF BID NO. 05-036 TO NYE FRONTIER FORD IN THE AMOUNT OF \$23,933 FOR THE OPERATIONS AND MAINTENANCE DIVISION OF THE PUBLIC WORK DEPARTMENT.
- e. AM No. 04-180: AWARD OF PROPOSAL NO. 05-018 TO ROGER SWINGLE, M.D. IN THE AMOUNT OF \$72,000 PER YEAR FOR SERVICES AS AN ON-CALL MEDICAL DIRECTOR.
- f. AM No. 04-181: AWARD OF BID NO. 05-039 TO ALCO CONSTRUCTION IN THE AMOUNT OF \$41,142.50 FOR CULVERT RESTORATION ON CARDIFF LANE AND LUPINE LANE.
- g. AM No. 04-182: AWARD OF PROPOSAL NO. 04-163 TO WOLF ARCHITECTURE IN THE AMOUNT NOT TO EXCEED \$887,734 FOR THE DESIGN OF A NEW CENTRAL KITCHEN AND FOOD HANDLING/STORAGE FACILITY AT THE NUTRITION SERVICES FACILITY.

- h. AM No. 04-183: AWARD OF PROPOSAL NO. 05-009 TO AMC ENGINEERS IN THE AMOUNT OF \$102,032 FOR THE FIRE SPRINKLER DESIGN AT THE PALMER JUNIOR MIDDLE SCHOOL.
- i. AM No. 04-184: AWARD OF CONTRACTS FOR PROPOSAL NO. 04-129 TO ASCG, INC.; WOLF ARCHITECTURE; AMC ENGINEERS; HZA, LLC; AND PND INC., IN THE AMOUNT NOT TO EXCEED \$100,000 EACH PER YEAR TO PROVIDE ON-CALL ARCHITECTURAL AND ENGINEERING SERVICES FOR SMALL ENGINEERING PROJECTS.
- j. AM No. 04-185: AUTHORIZING THE PURCHASE OF AN UPGRADE FROM THE AS400 SYSTEM TO THE LOGOS.NET FINANCIAL SYSTEM FROM NEW WORLD SYSTEMS IN THE AMOUNT OF \$210,000.
- k. AM No. 04-186: AWARD OF PROPOSAL NO. 05-044 TO FUELS REDUCTIONS OF ALASKA, LLC; SKOOKUM CONSTRUCTION AND TREE SERVICES; SU VALLEY LANDCLEARING; MAD MOOSE WOOD PRODUCTS; GRIZZLY CONTRACTING; BAY AREA INC.; AND NORTHLAND TREE SERVICE FOR PER OCCURRENCE AMOUNTS NOT TO EXCEED \$5,000 AND YEARLY TOTAL AMOUNTS NOT TO EXCEED \$25,000 FOR TREE CUTTING SERVICES FOR THE WILDFIRE MITIGATION PROGRAM.
- l. AM No. 04-187: AWARD OF BID NO. 04-160 TO DIRT BROTHERS CONSTRUCTION IN THE AMOUNT OF \$140,524 FOR THE ROOF REPLACEMENT AT THE WILLOW COMMUNITY CENTER.

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.

## C. MAYORAL NOMINATIONS AND APPOINTMENTS

### 1. VACANCY REPORT

Mayor Anderson requested the following confirmations:

Emergency Medical Services Board

Benjamin Simonds

Human Services Citizen Advisory Committee

Katie Hurley

Pauline Richard

Caswell Lakes RSA #15

Nancy Crowden

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

VOTE: The motion passed without objection.

**D. OTHER NEW BUSINESS**

*(There was no other new business.)*

**XI. RECONSIDERATION**

*(There were no reconsiderations presented.)*

**XII. VETO**

*(There were no vetoes presented.)*

**XIII. EXECUTIVE SESSION**

*(There was no executive session held.)*

**XIV. MAYOR AND ASSEMBLY COMMENTS**

Assemblymember Bush advised that he has no conflict of interest regarding coal bed methane.

Assemblymember Simpson spoke to the Austin Helmers Pioneer Trail dedication scheduled for October 2, 2004.

Assemblymember Vehrs spoke to her appreciation on the approval of the land transfer to the Meadow Lakes Community Council.

MOTION: Assemblymember Colver moved to override the Mayor's veto on Ordinance Serial No. 04-162.

MOTION: Assemblymember Simpson moved to postpone the motion to override the Mayor's veto to a time certain of October 19, 2004.

VOTE: The motion to postpone to October 19, 2004, passed with Assemblymembers Vehrs and Colver in objection.

Assemblymember Colver:

- spoke to the Hatcher Pass project; and
- commented that he was impressed with the work that the Hatcher Pass Working Group is doing.

Mayor Anderson:

- thanked staff for joining him in the effort to present educational forums on development trends in the Borough;
- advised that he will not be attending the October 19, 2004, regular meeting; and
- spoke to his reasoning for the veto of Ordinance Serial No. 04-162.

**XV. ADJOURNMENT**

The regular meeting adjourned at 10:29 p.m.

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JIM COLVER, Deputy Borough Mayor

ATTEST:

*/s/*

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MICHELLE M. MCGEHEE, CMC, Borough Clerk

Minutes approved: October 19, 2004