

MATANUSKA-SUSITNA BOROUGH

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

BOROUGH MAYOR

Curtis D. Menard

BOROUGH CLERK

Michelle M. McGehee, CMC

BOROUGH MANAGER

John Duffy

BOROUGH ATTORNEY

Nicholas Spiropoulos



BOROUGH ASSEMBLY

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

ASSEMBLY AGENDA

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

REGULAR MEETING

6 P.M.

TUESDAY, NOVEMBER 20, 2007

- I. CALL TO ORDER
- II. ROLL CALL
- III. APPROVAL OF AGENDA
- IV. PLEDGE OF ALLEGIANCE
- V. MINUTES OF PRECEDING MEETINGS
 - A. Special Assembly Meeting: 10/30/07
- VI. SPECIAL ORDERS OF THE DAY
 - A. A Proclamation in Recognition of Glen Hamilton
- VII. REPORTS/CORRESPONDENCE
 - A. AGENCY REPORTS
 1. Reports from cities
 2. Matanuska-Susitna Borough School District

B. COMMITTEE REPORTS

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

C. MANAGER COMMENTS

1. State/Federal Legislation
2. Port Mackenzie Rail Extension Project Presentation

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
 - a. Enhanced 9-1-1 Advisory Board: 08/14/07
 - b. Parks, Recreation, and Trails Advisory Board: 08/27/07
 - c. Port Commission: 07/16/07

G. INFORMATIONAL MEMORANDUMS

1. IM No. 07-303: AN INFORMATIONAL MEMORANDUM ADVISING OF CONTRACT AWARDS AND AMENDMENTS IN THE AMOUNT OF \$100,000 OR LESS, AND SOLE SOURCE PROCUREMENTS, FOR THE PERIOD OF OCTOBER 1, 2007, TO OCTOBER 31, 2007.

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

- A. PERSONS TO BE HEARD (MSB 2.12.081; Three minutes per person.)
(Requires 11 days advance notice and must otherwise be in compliance with the necessary code requirements. If no advance notice is given, persons wishing to speak may do so under the Audience Participation section of the agenda.)

- B. PUBLIC HEARINGS (Three minutes per person.)

1. Ordinance Serial No. 07-143: AN ORDINANCE CREATING MOUNTAIN CREST DRIVE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 428, 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. 07-287
- b. IM No. 07-250

2. Ordinance Serial No. 07-167: AN ORDINANCE ACCEPTING AND APPROPRIATING \$85,761 GRANT FUNDS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, TO FUND 400, PROJECT NO. 40161, HOLLYWOOD ROAD SAFETY IMPROVEMENTS AT THE KNIK-GOOSE BAY ELEMENTARY SCHOOL SITE.

- a. Resolution Serial No. 07-128: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE HOLLYWOOD ROAD SAFETY IMPROVEMENTS AT THE KNIK-GOOSE BAY ELEMENTARY SCHOOL SITE, FUND 400, PROJECT NO. 40161, AND AUTHORIZING THE MANAGER TO ENTER INTO A GRANT AGREEMENT WITH THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT.

(1) IM No. 07-254

3. Ordinance Serial No. 07-168: AN ORDINANCE REAPPROPRIATING \$10,000 FROM FUND 475, PROJECT NO. 20360, TO FUND 100, FISCAL YEAR 2008 PLANNING DIVISION OPERATING BUDGET FOR DISTRIBUTION AS A GRANT TO THE MID-VALLEY SENIORS.

- a. IM No. 07-265

4. Ordinance Serial No. 07-169: AN ORDINANCE CLASSIFYING LANDS AND APPROVING LANDS FOR SALE OR RETENTION OF ELEVEN BOROUGH-OWNED PARCELS IN THE BIG LAKE, CASWELL, COW LAKE, KASHWITNA, NANCY LAKE, AND PETERSVILLE AREAS.

- a. IM No. 07-281

5. Ordinance Serial No. 07-170: AN ORDINANCE ADOPTING MSB 8.70, PROHIBITION AGAINST UNAUTHORIZED USE OF PARKING RESERVED FOR PERSONS WITH DISABILITIES AND PROVIDING FOR A PENALTY; AND AMENDING MSB 1.45.100, SCHEDULE OF FINES FOR INFRACTIONS.

(Sponsor: Assemblymember Kvalheim)

- a. IM No. 07-283

6. Ordinance Serial No. 07-171: AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF \$26,054 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT, TO FUND 480, PROJECT NO. 45126, TO ALLOW FOR THE CONTINUATION OF THE CITIZEN CORPS PROGRAM.
 - a. Resolution Serial No. 07-129: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT, FUND 480, PROJECT NO. 45126, TO EMPLOY A CITIZEN CORPS COORDINATOR, PURCHASE EQUIPMENT AND SUPPLIES, AND CONDUCT TRAINING AND EXERCISES.
 - (1) IM No. 07-284

7. Ordinance Serial No. 07-172: AN ORDINANCE ACCEPTING AND APPROPRIATING \$340,000 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT PROGRAM, TO FUND 425, PROJECT NO. 45158, FOR TRAINING AND EXERCISE EXPENSES AND TO PURCHASE INTEROPERABLE COMMUNICATIONS EQUIPMENT.
 - a. Resolution Serial No. 07-130: 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 TRAINING AND EXERCISE EXPENSES AND TO PURCHASE INTEROPERABLE COMMUNICATION EQUIPMENT.
 - (1) IM No. 07-285

8. Ordinance Serial No. 07-173: AN ORDINANCE RECLASSIFYING TRACT A, A.S.C.S. 870354, CONTAINING APPROXIMATELY 320 ACRES FOR A DUAL CLASSIFICATION OF PUBLIC RECREATIONAL LANDS AND MATERIAL LANDS LOCATED AT APPROXIMATELY MILE 9 OF POINT MACKENZIE ROAD (MSB004971).
 - a. IM No. 07-286

9. Ordinance Serial No. 07-174: AN ORDINANCE AMENDING TITLE 15, COMPREHENSIVE PLAN AND PURPOSES, ADOPTING THE 2007 KNIK ARM BRIDGE AND TOLL

AUTHORITY HISTORIC PRESERVATION PLAN INTO THE OVERALL BOROUGH-WIDE COMPREHENSIVE PLAN.

a. IM No. 07-292

10. Ordinance Serial No. 07-175: AN ORDINANCE ACCEPTING AND APPROPRIATING \$20,000 FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, DIVISION OF COMMUNITY ADVOCACY, TO FUND 480, PROJECT NO. 45024, FOR REPAIRS AND RENOVATIONS TO THE CHICKALOON COMMUNITY HALL AND AUTHORIZING THE MANAGER TO ENTER INTO AN AGREEMENT WITH THE CHICKALOON COMMUNITY COUNCIL FOR THE COMPLETION OF THIS WORK.

a. IM No. 07-295

11. Ordinance Serial No. 07-176: AN ORDINANCE APPROVING AN APPROPRIATION OF \$20,403 FROM THE AREA-WIDE FUND BALANCE, FUND 100, TO FUND 410, FOR THE DUST CONTROL PROGRAM.

a. IM No. 07-296

C. AUDIENCE PARTICIPATION (Three minutes per person.)

D. CONSENT AGENDA

1. RESOLUTIONS

- a. Resolution Serial No. 07-131: A RESOLUTION REQUESTING THE STATE OF ALASKA, THROUGH THE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT'S REAL ESTATE COMMISSION, TO ADD DISCLOSURE OF EROSION HAZARDS TO THE RESIDENTIAL REAL PROPERTY TRANSFER DISCLOSURE STATEMENT.

(1) IM No. 07-297

2. ASSEMBLY MEMORANDUMS

- a. AM No. 07-138: APPROVAL OF THE 2008 ASSEMBLY MEETING SCHEDULE.

- b. AM No. 07-139: APPROVAL TO ISSUE A REQUEST FOR PROPOSAL TO HIRE AN OWNER'S REPRESENTATIVE TO EVALUATE CURRENT AND

FUTURE BOROUGH SPACE NEEDS, WITH A PRIORITY BEING GIVEN TO UTILIZATION OF EXISTING SPACE.

- c. AM No. 07-140: AUTHORIZATION TO PURCHASE COMMUNICATIONS EQUIPMENT FROM MOTOROLA IN THE AMOUNT NOT TO EXCEED \$117,858.20 FOR HOUSTON CITY IN ACCORDANCE WITH THE MEMORANDUM OF AGREEMENT AND GRANT AGREEMENT.

IX. UNFINISHED BUSINESS

- A. Ordinance Serial No. 07-114: 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 SEVERANCE TAX.
 1. IM No. 07-186
- B. Ordinance Serial No. 07-115: AN ORDINANCE AMENDING MSB 17.28, INTERIM MATERIALS DISTRICT, TO INCLUDE PROVISIONS FOR REGULATING EXCAVATION INTO THE SEASONAL HIGH WATER TABLE.
 1. IM No. 07-100

X. NEW BUSINESS

- A. INTRODUCTION (For public hearing – 12/04/07, 7 p.m., Borough Assembly Chambers)
 1. Ordinance Serial No. 07-177: AN ORDINANCE ACCEPTING AND APPROPRIATING \$7,500 FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, FOR THE FISCAL YEAR 2008 DESIGNATED LEGISLATIVE GRANTS FOR SUSITNA VALLEY HIGH SCHOOL LIBRARY TECHNOLOGY UPGRADES, PROJECT NO. 40160, FUND 400.
 - a. Resolution Serial No. 07-132: A RESOLUTION APPROVING A SCOPE OF WORK AND BUDGET FOR THE FISCAL YEAR 2008 DESIGNATED LEGISLATIVE GRANT PROJECTS FROM THE ALASKA STATE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, FOR THE SUSITNA VALLEY HIGH SCHOOL LIBRARY TECHNOLOGY UPGRADES, PROJECT NO. 40160, FUND 400.

- (1) IM No. 07-298
2. Ordinance Serial No. 07-178: AN ORDINANCE ACCEPTING AND APPROPRIATING \$20,000 FROM THE WILLOW AREA SENIORS INC., FOR CHIPSEAL AT THE WILLOW AREA SENIOR CENTER TO FUND 430, PROJECT NO. 35004.
- a. Resolution Serial No. 07-133: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR CHIPSEALING AT THE WILLOW AREA SENIOR CENTER, PROJECT NO. 35004, AND AUTHORIZING THE MANAGER TO ENTER INTO AN AGREEMENT WITH THE WILLOW AREA SENIORS INC., FOR THE COMPLETION OF THIS WORK.
- (1) IM No. 07-299
3. Ordinance Serial No. 07-179: AN ORDINANCE ACCEPTING AND APPROPRIATING \$685.26 FROM THE MATANUSKA TELEPHONE ASSOCIATION TO FUND 440, PROJECT NO. 20323, REAPPROPRIATE \$41,824 FROM FUND 480, PROJECT NO. 20312, TO FUND 440, PROJECT NO. 20323, FOR UPGRADING AND ENHANCING THE TELECOMMUNICATIONS AND INFORMATION SERVICES WITHIN THE MATANUSKA-SUSITNA LIBRARY NETWORK.
- a. Resolutions Serial No. 07-134: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET IN THE AMOUNT OF \$72,680.05 FOR PROJECT NO. 20323 TO UPGRADE THE PUBLIC ACCESS COMPUTERS WITHIN THE MATANUSKA-SUSITNA LIBRARY NETWORK.
- (1) IM No. 07-300
4. Ordinance Serial No. 07-180: AN ORDINANCE AMENDING MSB 17.73; MULTI-FAMILY DEVELOPMENT DESIGN STANDARDS.
- a. IM No. 07-301
5. Ordinance Serial No. 07-181: AN ORDINANCE REAPPROPRIATING \$150,000 FROM THE AREAWIDE FUND, FUND 100, RESERVE FOR ADMINISTRATIVE OFFICE SPACE OR FOR TAX RELIEF IN FISCAL YEAR 2009, TO FUND 480, PROJECT NO. 47001, FOR AN ADMINISTRATIVE OFFICE SPACE ANALYSIS.
- a. Resolution Serial No. 07-135: A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET FOR AN ADMINISTRATIVE OFFICE SPACE ANALYSIS, PROJECT NO. 47001.

(1) IM No. 07-302

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

C. OTHER NEW BUSINESS

XI. RECONSIDERATION

XII. VETO

XIII. EXECUTIVE SESSION

XIV. MAYOR AND ASSEMBLY COMMENTS

XV. ADJOURNMENT