

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on September 1, 2015, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6 p.m. by Mayor Larry DeVilbiss.

II. ROLL CALL

Assembly members present and establishing a quorum were:

- Mr. Jim Sykes, Assembly District No. 1
- Mr. Matthew Beck, Assembly District No. 2
- Mr. Ronald Arvin, Assembly District No. 3 (*Deputy Mayor*)
- Mr. Steve Colligan, Assembly District No. 4 (*arrived at 6:05 p.m.*)
- Mr. Dan Mayfield, Assembly District No. 5
- Ms. Barbara Doty, Assembly District No. 6
- Mr. Vern Halter, Assembly District No. 7

Staff in attendance were:

- Ms. Lonnie R. McKechnie, Borough Clerk
- Mr. John Moosey, Borough Manager
- Mr. George Hays, Assistant Borough Manager
- Mr. Nicholas Spiropoulos, Borough Attorney
- Ms. Brenda J. Henry, Assistant Clerk
- Mr. Brad Sworts, Acting Capital Projects Director
- Ms. Tammy Clayton, Finance Director
- Mr. Terrance Dolan, Public Works Director
- Ms. Eileen Probasco, Planning and Land Use Director
- Mr. Dennis Brodigan, Emergency Services Director
- Ms. Patty Sullivan, Public Affairs Director
- Mr. Eric Phillips, Community Development Director
- Mr. Eric Wyatt, Information Technology Director

III. APPROVAL OF AGENDA

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

Mr. Moosey requested to take up the executive session immediately preceding the consent agenda.

Mayor DeVilbiss queried if there was any objection.

There was no objection noted.

Assemblymember Sykes requested to moved audience participation and veto immediately preceding public hearings.

Mayor DeVilbiss queried if there was any objection.

There was no objection noted.

GENERAL CONSENT: The agenda was approved as amended without objection.

IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ms. Jennifer Lee, a member of the audience.

V. MINUTES OF PRECEDING MEETINGS

- A. Special Assembly Meeting: 08/18/15
- B. Regular Assembly Meeting: 08/18/15

Mayor DeVilbiss inquired if there were any changes/corrections to the special or regular meeting minutes of August 18, 2015.

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

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

- 1. Reports from cities

Wasilla City

Mayor Bert Cottle:

- advised that the new Wasilla Library is on track with construction and is scheduled to open in September 2016;
- noted that the new Iditarod Elementary School is also on track with its construction to open in August 2016;
- advised that the City is in the process of purchasing 11 acres across from Wasilla Lake for a new train depot;
- spoke to the new couplets that will be built within the City and how they impact the need for a new location for the train depot; and
- noted that he saw the M/V Susitna while he was in Ketchikan.

Palmer City

Mr. Tom Healy, Public Works Director and Acting City Manager:

- advised that he is the Acting City Manager while the Council moves through the process of selecting a new administrator;
- noted that the interviews will be conducted next Tuesday, September 8; and
- invited the body to attend the meet-and-greet that will be conducted with the candidates for the manager position, that is scheduled for Friday, September 11 from 4 p.m. to 6 p.m..

2. Matanuska-Susitna Borough School District

Mr. Gene Stone, Assistant Superintendent:

- reported that school enrollment has exceeded early projections by 150 students;
- noted that school bus transportation issues have been resolved;
- advised that the legislation regarding the tax on electronic cigarettes has been addressed by a letter to the Assembly from Superintendent Dr. Paramo;
- spoke to the School District attendance calendar was scheduled in conjunction with the State Fair;
- spoke to the *Great Schools Great Businesses* luncheon that was recently held; and
- noted that it was well attended and thanked Assemblymember Halter for his participation.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

(There was no report provided.)

2. Joint MSB Assembly/MOA Assembly Transportation Subcommittee

(There was no report provided.)

3. Assembly Public Relations

(There were no reports provided.)

C. MANAGER COMMENTS

1. State/Federal Legislation
2. Strategic Planning Issues
3. Draft Borough Capital Improvement Program Fiscal Year 2017-2022

Mr. Moosey:

- noted that Governor Walker is working on the State's budget;
- stated that in the past, a letter was submitted by the body with concerns and priorities of the Borough; and

- queried if the body would like him to prepare a letter to the Governor and what priorities would they like to include.

Mayor DeVilbiss queried how the body would like to proceed.

Assemblymember Halter opined that a letter could be drafted for the body to review at the next Assembly meeting.

Assemblymember Sykes stated that he would like more information but that a letter should go forward.

Discussion ensued regarding what to include in the request to Governor Walker's budget.

Mr. Moosey:

- summarized what was included in the letter last year and items he would like to include for this year; and
- requested to take up discussion of what to include in the letter at the joint Assembly/School Board meeting on September 8.

Mayor DeVilbiss queried if there was any objection.

There was no objection noted.

Ms. Sara Jansen, Planner II, summarized the draft Borough Capital Improvement Program for fiscal year 2017-2022.

Mr. Moosey introduced Library Board Member Marcia Hopkins, to provide a Library Board updated.

Ms. Marcia Hopkins, Library Board Member, reported on the activities of the Library Board.

4. M/V Susitna Disposition

Mr. Moosey:

- advised that he is seeking direction on a possible sale of the M/V Susitna to the Philippines Red Cross;
- summarized the history of the attempt to sell the M/V Susitna;
- spoke to the repair issues that currently surround the vessel; and
- spoke to the details of the proposed sale agreement.

Assemblymember Beck spoke in support of the proposed sale agreement.

MOTION: Assemblymember Sykes moved to accept the proposed sale agreement as outlined by the Manager.

Discussion ensued regarding the proposed sale agreement.

Mayor DeVilbiss queried if there was any objection to postponing the motion until comments at the end of the agenda.

There was no objection noted.

D. ATTORNEY COMMENTS

Mr. Spiropoulos:

- spoke to the Ray DeVilbiss versus the Borough law suit regarding road service area taxes;
- noted that it had been ongoing for the last two years;
- summarized the Borough's position on the lawsuit; and
- advised that the Supreme Court sided with the Borough and agreed that road service area taxes are not a special assessment.

E. CLERK COMMENTS

Ms. McKechnie:

- spoke regarding the upcoming meeting schedule;
- stated that the Clerk's Office is extremely busy preparing for the election;
- noted that the marijuana initiative petition will be arriving in the office soon; and
- stated she will update the Assembly on the status of the initiative as soon as the signatures are verified.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:

- a. Big Lake RSA Board of Supervisors: 04/09/15
- b. Caswell FSA Board of Supervisors: 01/07/15
- c. Caswell Lakes RSA Board of Supervisors: 01/28/15
- d. Emergency Medical Services Board: 02/04/15
- e. Enhanced 911 Advisory Board: 04/14/15
- f. Greater Talkeetna RSA Board of Supervisors: 04/09/15
- g. Local Emergency Planning Committee: 02/18/15
- h. Planning Commission: 07/20/15, Planning Commission Resolution No. 15-29
- i. Transportation Advisory Board: Resolution Serial Nos. 15-06, 15-07, 15-11
- j. West Lakes and Central Mat-Su FSA Board of Supervisors: 06/08/15

2. Community Council Minutes:

- a. Big Lake Community Council: 06/09/15
- b. Gateway Community Council: Board Resolution 2015-01
- c. Meadow Lakes Community Council: 06/10/15

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

G. INFORMATIONAL MEMORANDUMS

(There were no informational memorandums presented.)

VII. SPECIAL ORDERS

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

(There were no persons to be heard.)

(The meeting recessed at 6:48 p.m. and reconvened at 7:02 p.m.)

C. AUDIENCE PARTICIPATION

The following person spoke to concerns with Borough expenditures: Ms. Cathy Hummel.

The following persons spoke in support of overriding the mayoral veto of Ordinance Serial No. 15-098: Ms. K.T. McKee; Ms. Ashley Peltier; Ms. Amy Gorn; Ms. Robin Minard; Ms. Linda Klapperich; Mr. Tim Walters; Ms. Elizabeth Ripley, Executive Director of the Mat-Su Health Foundation; and Ms. Ruth Banks.

The following persons spoke in support of overriding the mayoral veto of Ordinance Serial No. 15-098: Mr. David Glenn, Mr. Jay Jones, Ms. Acey Priest, Mr. David Graham, Mr. Joe Talaguan, Mr. Wade Ellis, Mr. Jim Janrose, Mr. Pablo Medina, Mr. Matthew Lomboy, Ms. Angela Carroll, Ms. Asia Collins, Mr. Guy Carroll, Mr. Cesar Capili, Jr., Mr. Jonathan Omboy, Mr. Aaron Woods, Mr. Mark Turner, Mr. Ben Nguyen, Mr. Matt McMIndes, Mr. Joe Dayton; Mr. David Zinr, Mr. Shep Garfield, Ms. Melissa Liford, Ms. Elizabeth Rhoads, Mr. Angelo Reale, and Mr. Gregory Nilsson.

The following person spoke to concerns with the public process: Mr. Eugene Carl Haberman.

IX. VETO

- A. **Ordinance Serial No. 15-098:** An Ordinance Amending MSB 3.30.200, Definitions, Excise Tax On Tobacco Products. *(Veto Issued By Mayor DeVilbiss 08/25/15)*
1. IM No. 15-141

MOTION: Assemblymember Mayfield moved to override the mayoral veto of Ordinance Serial No. 15-098.

MOTION: Assemblymember Colligan moved to postpone the override of the mayoral veto of Ordinance Serial No. 15-098.

WITHDRAWAL: Assemblymember Colligan moved to withdraw his motion to postpone.

VOTE: The motion to withdraw passed with Assemblymembers Doty and Sykes in opposition.

VOTE: The motion to override passed with Assemblymembers Colligan and Arvin opposed.

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

B. PUBLIC HEARINGS (Three minutes per person.)

1. **Ordinance Serial No. 15-109:** An Ordinance Appropriating \$250,000 From The Enhanced 911 Fund Balance, Fund 202, To Fund 480, Project No. 45283, For The E-911 System Hardware And Software Refresh.
 - a. **Resolution Serial No. 15-082:** A Resolution Approving The Scope Of Work And Budget For Project No. 45283 For The E-911 System Hardware And Software Refresh.
 - (1) IM No. 15-142

Mayor DeVilbiss 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 Arvin moved to adopt Ordinance Serial No. 15-109 and Resolution Serial No. 15-082.

VOTE: The motion passed without objection.

2. **Ordinance Serial No. 15-110:** An Ordinance Approving A Less Than Fair Market Value Sale And Subdivision Of Boroughowned Property Containing 240 Acres, More Or Less, Identified As The South Half Of The Northwest Quarter, The Southwest Quarter Of The Northeast Quarter, And Government Lots 1, 2, And 3, Section 1, Township 16 North, Range 3 West, Seward Meridian; And Authorization For The Manager To Negotiate The Sale (MSB006977).
 - a. IM No. 15-173

Mayor DeVilbiss opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 15-110: Mr. Mike Graves; Ms. Gretchen Thompson; Ms. Meghan Thompson; Mr. MacKenze Origer, Houston Shooting Team; Mr. Linda Paige; Mr. George Thompson; Ms. Lindy Moss; Mr. Hyrum Neilson; Mr. Jesse Stubblefield; Mr. Neil Moss; and Mr. Lewis Schrader.

The following persons spoke in opposition to Ordinance Serial No. 15-110: Ms. Arlene Greenstreet; Mr. Tom Harris, Chief Executive Officer of Knikatnu; Ms. Sara Eliassen; Ms. Patricia Plummer; Ms. Melissa Young; Mr. Clay Chapman; Ms. Gretchen Wehmhoff; and Mr. Craig Cooke.

The following person spoke to concerns with the public process: Mr. Eugene Carl Haberman. There being no others present who wished to testify, the public hearing closed and discussion moved to the Assembly.

MOTION: Assemblymember Mayfield moved to adopt Ordinance Serial No. 15-110.

MOTION: Assemblymember Mayfield moved to suspend the rules to extend the meeting to 11 p.m.

VOTE: The motion passed without objection.

MOTION: Assemblymember Mayfield moved a primary amendment to Ordinance Serial No. 15-110, as follows:

- by inserting a new Section 3, to read: “Section 3. Purchase Price. Consideration for the purchase will be the amount of \$65,990 with an interest rate of 1.5 percent for a term not greater than 20 years;”
- by inserting a Section 4, to read: “Section 4. Additional Consideration. Additional consideration will be provided via a requirement that the purchaser does not apply for a tax exemption and the land remain taxable. In the event the land becomes tax exempt without application, the purchaser will make a payment in lieu of taxes in an amount equal to the assessed value of the property multiplied by the mill rates which would otherwise be applicable. This consideration payment provision shall be in effect until June 30, 2035, at which time purchaser may apply for a tax exemption if qualified, or cease making payment in lieu of taxes if the land has become tax exempt without application;”
- by insert a Section 4, to read: “Section 5. The approval to dispose of the property is subject to the Declaration of Covenants, Conditions, and Restrictions attached;” and
- by renumbering the remaining sections accordingly.

MOTION: Assemblymember Beck moved to postpone Ordinance Serial No. 15-110 to a time certain of September 15, 2015.

VOTE: The motion passed without objection.

3. **Ordinance Serial No. 15-111:** An Ordinance Accepting And Appropriating \$279,486 From The Alaska State Department Of Health And Social Services, To Fund 475, Project No. 20390, For The Human Services Community Matching Grant.
 - a. **Resolution Serial No. 15-083:** A Resolution Approving The Scope Of Work And Budget For Participation In The Human Services Community Matching Grant Program.
 - b. **Resolution Serial No. 15-084:** A Resolution Allocating Human Services Community Matching Grant Funds To Non-Profit Human Service Agencies Within The Community

And Authorizing The Manager To Enter Into Grant Agreements With The Sub-Grantee Agencies.

(1) IM No. 15-174

Mayor DeVilbiss 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 Arvin moved to adopt Ordinance Serial No. 15-111 and Resolution Serial Nos. 15-083 and 15-084.

VOTE: The motion passed without objection.

4. **Ordinance Serial No. 15-112:** An Ordinance Amending MSB 17.28.090(A), Adding An Interim Materials District Known As Dirtworks, Located At 15715 E. Barwood Avenue; MSB Tax No. 17N02E26C002; Within Township 17 North, Range 2 East, Section 26, Seward Meridian.

a. IM No. 15-178

Mayor DeVilbiss opened the public hearing.

The following person spoke in opposition to Ordinance Serial No. 15-112: Ms. Cathy Hummel.

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

MOTION: Assemblymember Sykes moved to adopt Ordinance Serial No. 15-112.

(The conference line timed out and Assemblymember Colligan temporarily dropped out of the meeting until it could be restarted.)

(Assemblymember Arvin exited the meeting.)

MOTION: Assemblymember Sykes moved a primary amendment to Ordinance Serial No. 15-112, Special Condition No. 1, by inserting the words “which expires on December 31, 2040” after the words “The IMD” to read: “The IMD, which expires on December 31, 2040, must be approved by the Matanuska-Susitna Borough Assembly.”

VOTE: The primary amendment passed without objection.

MOTION: Assemblymember Doty moved a primary amendment to Ordinance Serial No. 15-112, Special Condition No. 10 by striking “7 a.m. to 7 p.m.” and inserting “8 a.m. to 6 p.m.” in its place to read: “All extraction activities, including all

activity that causes noise, dust, or traffic, shall be limited to Monday through Saturday from 8 a.m. to 6 p.m.”

VOTE: The primary amendment passed without objection.

VOTE: The main motion passed as amended without objection.

5. **Ordinance Serial No. 15-113:** An Ordinance Approving An Appropriation Of \$40,000 From The Talkeetna Fire Service Area Fund Balance, Fund 254, To Fund 405, Project No. 10136, To Allow For The Completion Of The Drafting Tank Installation Project At Station 11-3 And To Provide Road Access To The Tank.

a. **Resolution Serial No. 15-085:** A Resolution Approving The Scope Of Work And Budget For Project No. 10136, To Allow For The Completion Of The Drafting Tank Installation Project At Station 11-3 And To Provide Road Access To The Tank.

(1) IM No. 15-182

Mayor DeVilbiss 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 Halter moved to adopt Ordinance Serial No. 15-113 and Resolution Serial No. 15-085.

VOTE: The motion passed without objection.

(The conference line was restarted and Assemblymember Colligan re-entered the meeting telephonically)

XIII. EXECUTIVE SESSION *(To Discuss Matters The Immediate Public Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The Borough, To Discuss Matters Which By Law, Municipal Charter, Or Ordinance Are Required To Be Confidential, To Discuss Matters Involving Consideration Of Borough Records That By Law Are Not Subject To Public Disclosure, And To Discuss A Pending Lawsuit, And Direction May Be Given To The Attorney Or Labor Negotiator Regarding Labor Negotiations.)*

- A. Rail Extension Litigation
- B. Union Contract Negotiation

MOTION: Assemblymember Halter moved to enter into executive session to discuss matters the immediate public knowledge of which would clearly have an adverse effect upon the finances of the borough, to discuss matters which by law, municipal charter, or ordinance are required to be confidential, to discuss matters involving consideration of borough records that by law are not subject to public disclosure, and to discuss a pending lawsuit, and direction may be given to the attorney or

labor negotiator regarding labor negotiations. Those present in executive session will be the Mayor, the Assembly, the Attorney, and the Clerk. In particular to discuss:

- Rail Extension Litigation – to include Bruce Faulkner, Brad Sworts, and Tracey Daniels; and
- Union Negotiations – to include Sonya Conant and Tammy Clayton.

VOTE: The motion passed without objection and the Assembly entered into executive session at 10:22 p.m.

MOTION: Assemblymember Halter moved to exit executive session.

VOTE: The motion passed without objection and the Assembly exited executive session at 10:48 p.m.

D. CONSENT AGENDA

1. RESOLUTIONS

a. **Resolution Serial No. 15-086:** A Resolution Amending The Scope Of Work For Project No. 75005, From Hatcher Pass Ski Resort Area Marketing And Subdivision To Hatcher Pass Community Ski Hill Development. *(Sponsored by Assemblymember Doty)*

(1) IM No. 15-185

b. **Resolution Serial No. 15-087:** A Resolution In Support Of The State Of Alaska In Their Efforts To Secure A Transportation Infrastructure Finance And Innovation Act (TIFIA) Loan To Fund Construction Of The Knik Arm Bridge.

(1) IM No. 15-188

c. **Resolution Serial No. 15-088:** A Resolution For Ratification Of A 2-Year Extension Of The Labor Agreement Currently In Effect With The Matanuska-Susitna Borough Employees Association.

(1) IM No. 15-190

d. **Resolution Serial No. 15-089:** A Resolution Initiating The Update Of The 2007 Core Area Comprehensive Plan. *(Sponsored by Assemblymember Doty)*

(1) IM No. 15-191

2. ACTION MEMORANDUMS

a. **AM No. 15-136:** Vacation Of The 60-Foot Wide And 582.6-Foot Long Public Use Easement Within Lot 2 Miller's Place, Plat No. 2010-28, Section 22, Township 18 North, Range 2 East, Seward Meridian.

- b. **AM No. 15-137:** Approval Of A Contract Amendment For Contract No. 16-002B With Dirtworks, Inc. In The Amount Of \$94,350 For Drainage And Playground Improvements At Knik Goose Bay Elementary Schools.

Ms. McKechnie read the above legislation into the record.

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

VOTE: The motion passed without objection.

VIII. UNFINISHED BUSINESS

- A. **Resolution Serial No. 15-080:** A Resolution Requesting That The Alaska State Department Of Transportation Accommodate A Larger Trailhead At The Trapper Creek Parking Lot Located At Mile 127 Of The Parks Highway. *(Sponsored By Mayor DeVilbiss)*

1. IM No. 15-177

MOTION PENDING: Assemblymember Arvin moved to adopt Resolution Serial No. 15-080.

MOTION: Assemblymember Halter moved to postpone Resolution Serial No. 15-080 indefinitely.

VOTE: The motion passed without objection.

- B. **Resolution Serial No. 15-073:** A Resolution Revising A Portion Of The Schedule Of Transfer Site Fees For The Collection And Disposal Of Solid Waste. *(Sponsored By Assemblymembers Mayfield And Halter)*

1. IM No. 15-167

MOTION PENDING: Assemblymember Mayfield moved to adopt Resolution Serial No. 15-073.

MOTION: Assemblymember Mayfield moved a primary amendment to Resolution Serial No. 15-073, as follows:

- by striking the effective date of “September 1, 2015” and inserting “October 1, 2015, in its place;
- by striking the current rates for transfer sites in its entirety and inserting the following in its place:
 - Rates for Transfer Sites:
 - 33-Gallon Bag or can - \$2 each;
 - 1 cubic yard or less - \$13;
 - 2 cubic yards - \$26;
 - 3 cubic yards - \$32;
 - 4 cubic yards - \$45; and
 - 5 cubic yards - \$60.

MOTION: Assemblymember Sykes moved to suspend the rules and extend the meeting to 11:20 p.m.

VOTE: The motion passed without objection.

MOTION: Assemblymember Halter moved a secondary amendment, 3 Cubic Yards, by striking “\$32” and inserting “\$26” in its place.

VOTE: The secondary amendment failed with Assemblymembers Mayfield and Halter in support.

MOTION: Assemblymember Doty moved to suspend the rules and extend the meeting to 11:30 p.m.

VOTE: The motion passed without objection.

MOTION: Assemblymember Beck moved a secondary amendment as follows:

- 3 cubic yards – by striking “\$32” and inserting “\$39” in its place;
- 4 cubic yards – by striking “\$45” and inserting “\$52” in its place; and
- 5 cubic yards – by striking “\$60” and inserting “\$65” in its place.

VOTE: The secondary amendment failed with Assemblymember Beck in support

VOTE: The primary amendment passed with Assemblymember Colligan opposed.

MOTION: Assemblymember Sykes moved a primary amendment to Resolution Serial No. 15-073, as follows:

- by inserting for the Central Landfill, per ton household waste - \$120;
- by inserting for the Central Landfill, per ton construction demolition - \$95; and
- by inserting after the fee schedule “Household waste per cubic yard at Central Landfill to be same as transfer site rates when computers go down.”

VOTE: The primary amendment passed with Assemblymember Colligan opposed.

VOTE: The main motion passed as amended with Assemblymember Colligan opposed.

X. NEW BUSINESS

A. INTRODUCTIONS (For public hearing – 09/15/15 Assembly Chambers)

- 1. Ordinance Serial No. 15-115:** An Ordinance Reappropriating \$15,000 From The Fiscal Year 2015 Capital Project, Puritan Creek Trail Matching Grant For Upgrade Crossing, Fund 440, Project No. 15040, To Fund 480, Project No. 15035, Recreation Facility Highway Signage.

- a. **Resolution Serial No. 15-090:** A Resolution Amending The Budgets For The Fiscal Year 2015 Capital Projects, Project Nos. 15035 and 15040, Fund 480.
 - (1) IM No. 15-176
- 2. **Ordinance Serial No. 15-116:** An Ordinance Accepting And Appropriating \$99,729 From The Alaska State Department Of Natural Resources, Division Of Parks And Outdoor Recreation, To Fund 440, Project No. 15015, For The Construction Of Three Miles Of New Motorized Trails In The Jim Creek Recreation Area.
 - a. **Resolution Serial No. 15-091:** A Resolution Approving The Scope Of Work And Budget For The Trails In The Jim Creek Recreation Area.
 - (1) IM No. 15-180
- 3. **Ordinance Serial No. 15-117:** An Ordinance Accepting And Appropriating \$390,000 From The Mat-Su Health Foundation, To Fund 490, Project No. 75005, For Trail Lighting At Government Peak Recreation Area.
 - a. **Resolution Serial No. 15-092:** A Resolution Approving The Scope Of Work And Budget For The Government Peak Recreation Area Trail Lighting.
 - (1) IM No. 15-183
- 4. **Ordinance Serial No. 15-118:** An Ordinance Amending MSB 19.08.023, Site Approval Process For The Lease Of Charter School Facilities. *(Sponsored By Assemblymember Halter)*
 - a. IM No. 15-187
- B. INTRODUCTIONS (For public hearing – 10/20/15, Assembly Chambers)
 - 1. **Ordinance Serial No. 15-114:** An Ordinance Creating 3588 South Dawn Lake Drive Noncontiguous Natural Gas Local Improvement District No. 576, 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. 15-184

Ms. McKechnie read the above legislation into the record.

MOTION: Assemblymember Halter moved to introduce the legislation as read into the record by the Clerk and set the public hearings for September 15, 2015, and October 20, 2015, respectively.

VOTE: The motion passed without objection.

C. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor DeVilbiss requested the following resignation and appointments for confirmation:

Agriculture Advisory Board
Donald Brainard
Board of Ethics
Athena Willis
Emergency Medical Services Board
Rebecca Frey
Alaina Anderson
Platting Board
Gregory Pugh
Jordan Rausa
Katie Cruthers, resignation

MOTION: Assemblymember Halter moved confirm the Mayor's resignation and appointments.

VOTE: The motion passed without objection.

(Discussion resumed regarding the disposition of the M/V Susitna.)

MOTION PENDING: Assemblymember Sykes moved to accept the proposed sale agreement as outlined by the Manager.

MOTION: Assemblymember Halter moved a primary amendment to postpone any action on repairing the M/V Susitna until the Government clears it for sale.

MOTION: Assemblymember Doty moved to suspend the rules and extend the meeting to 11:45 p.m.

VOTE: The motion passed without objection.

VOTE: the primary amendment failed with Assemblymember Halter in support.

VOTE: The main motion passed without objection.

D. OTHER NEW BUSINESS

(There was no other new business.)

E. REFERRALS (For referral to the Planning Commission for 90 days or other date specified by the Assembly)

(There were no referrals presented.)

XI. RECONSIDERATION

(There was no reconsideration presented.)

XII. MAYOR, ASSEMBLY, AND STAFF COMMENTS

Mr. Moosey advised that on September 9, 2015, at 6 p.m. the State Legislators will be using Chambers for a public meeting regarding the liquid natural gas project.

Assemblymember Doty thanked staff and the public for their input during the meeting.

Assemblymember Beck:

- thanked everyone for a good meeting; and
- stated that he is looking forward to discussing the shooting range.

Assemblymember Colligan:

- spoke to the need to set fees at an appropriate level for the landfill; and
- noted that he is out of town and was unable to attend the meeting in person.

Assemblymember Mayfield thanked everyone for their hard work during the meeting.

Assemblymember Sykes:

- spoke to his pleasure about concerns that have been raised regarding how to fund next year's budget;
- notified the body that he would be moving to take up Ordinance Serial No. 15-098 at the next meeting; and
- thanked the public for providing testimony.

Mayor DeVilbiss:

- spoke to his concerns with the e-cigarette tax;
- stated that he believes that an easy amendment could be made that would take out equipment that does not have a nicotine content; and
- spoke to concerns with the Borough being able to effectively operate a wastewater and septage facility.

XIV. ADJOURNMENT

The regular meeting adjourned at 11:37 p.m.


VERN HALTER, Borough Mayor

ATTEST:


LONNIE R. McKECHNIE, CMC, Borough Clerk

Minutes Approved: 12/01/15