

# MATANUSKA-SUSITNA BOROUGH

350 East Dahlia Avenue, Palmer, Alaska 99645 - 907-861-8683

## **BOROUGH MAYOR**

Vern Halter

## **BOROUGH CLERK**

Lonnie R. McKechnie, CMC

## **BOROUGH MANAGER**

John Moosey

## **BOROUGH ATTORNEY**

Nicholas Spiropoulos



## **BOROUGH ASSEMBLY**

Jim Sykes, District 1  
Matthew Beck, District 2  
George McKee, District 3  
Steve Colligan, District 4  
Dan Mayfield, District 5  
Barbara J. Doty, District 6  
Randall Kowalke, District 7

## **ASSEMBLY AGENDA** **ASSEMBLY CHAMBERS** **350 EAST DAHLIA AVENUE, PALMER**

**REGULAR MEETING**

**6 P.M.**

**TUESDAY, DECEMBER 15, 2015**

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS (MSB 2.12.082; Seven minutes per person.)

1. Reports From Cities
2. Matanuska-Susitna Borough School District
3. Wastewater and Septage Advisory Board (WSAB) – Mr. Tom Healy, Chair
4. Transportation Advisory Board (TAB) – Mr. Don Carney, Chair
5. Mat-Su Convention and Visitors Bureau – Ms. Bonnie Quill

B. COMMITTEE REPORTS

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

C. MANAGER COMMENTS

1. State/Federal Legislation
2. Strategic Planning Issues
3. Air Quality Excedences in the Butte – Ms. Frankie Barker
4. Cultural Resources Update/Presentation – Ms. Eileen Probasco
5. EPA Brownfields Assessment Grants – Ms. Frankie Barker

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:
  - a. Central Mat-Su FSA Board of Supervisors: 09/14/15
  - b. Enhanced 911 Advisory Board: 08/11/15
  - c. Fairview RSA Board of Supervisors: 05/19/15
  - d. Greater Talkeetna RSA Board of Supervisors: 08/13/15
  - e. Platting Board: 10/01/15, 10/15/15, Resolution Serial No. 15-145
  - f. Port Commission: 01/19/15, 04/20/15, 08/17/15, Resolution Serial Nos. 15-002, 15-003
  - g. Transportation Advisory Board: 07/22/15, 09/23/15, Resolution Serial No. 15-12
  - h. Wastewater & Septage Advisory Board: 07/14/15
  - i. West Lakes FSA Board of Supervisors: 09/14/15
2. Community Council Minutes:
  - a. Big Lake Community Council: 09/08/15
  - b. Gateway Community Council: 09/10/15, 10/08/15, Resolution No. 2015-03
  - c. Meadow Lakes Community Council: 08/12/15, 09/09/15
  - d. Sutton Community Council: 09/30/15, 10/04/15
  - e. Trapper Creek Community Council: 09/17/15

G. INFORMATIONAL MEMORANDUMS

1. **IM No. 15-258:** Reporting Of Conclusion Of Contract For Bid No. 15-124B To Consolidated Enterprises, Inc., For Roof Replacements/Modifications – 4 Schools For The Final Contract Amount Of \$2,604,196.

## VII. SPECIAL ORDERS

- 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. **Resolution Serial No. 15-115:** A Resolution Adopting The Capital Improvement Program For Fiscal Year 2017 To Fiscal Year 2022.
    - a. IM No. 15-240
  2. **Ordinance Serial No. 15-149:** An Ordinance Appropriating \$140,000 From The Greater Palmer Consolidated Fire Service Area Fund Balance, Fund 259, To Fund 405, Project No. 45215, For The Purchase Of An Enclosed Self-Contained Breathing Apparatus Trailer And Related Equipment.
    - a. **Resolution Serial No. 15-116:** A Resolution Approving The Scope Of Work And Budget For Project No. 45215 For The Purchase Of An Enclosed Self-Contained Breathing Apparatus Trailer And Related Equipment.
      - (1) IM No. 15-226
  3. **Ordinance Serial No. 15-150:** An Ordinance Amending MSB 17.28.090(A), Adding An Interim Materials District Known As Trapper Creek Gravel, Located Within Township 26 North, Range 5 West, Section 20, Parcel B8, Tax Id No. 26N05W20B008, Seward Meridian.
    - a. IM No. 15-236
  4. **Ordinance Serial No. 15-151:** An Ordinance Approving An Appropriation Of \$209,000 From The Midway Road Service Area No. 9 Fund Balance, Fund 270, To Fund 410, Project No. 30036, For Midway Road Service Area No. 9 Capital Projects.
    - a. **Ordinance Serial No. 15-152:** An Ordinance Approving A Reappropriation Of \$60,000 From The Midway Road Service Area No. 9 Fiscal Year 2016 Operating Budget, Fund 270, To Fund 410, Project No. 30036, For Midway Road Service Area No. 9 Capital Projects.
      - (1) IM No. 15-242
      - (2) IM No. 15-243
  5. **Ordinance Serial No. 15-153:** An Ordinance Amending MSB 4.75.005(A)(4), Membership; To Add An Additional

Assembly Member Seat To The Fish And Wild Life Commission.  
(Sponsored By Mayor Halter)

a. IM No. 15-246

C. AUDIENCE PARTICIPATION (Three Minutes Per Person.)

D. CONSENT AGENDA

1. RESOLUTIONS

a. **Resolution Serial No. 15-118:** Amending The Scope Of Work For The United States Department Of Homeland Security “Staffing For Adequate Fire And Emergency Response” Grant, Project No. 45270, Downgrading The Project Position To A Human Resources Assistant, Range 19.

(1) IM No. 15-253

b. **Resolution Serial No. 15-119:** A Resolution Adopting the Revised Emergency Services Fee Schedule For Rescue Services Effective January 1, 2016.

(1) IM No. 15-259

c. **Resolution Serial No. 15-120:** A Resolution Holding The Alaska State Department Of Transportation And Public Facilities Accountable For The Services They Are Required To Provide The Residents Of The Matanuska-Susitna Borough. (Sponsored by Assemblymember Mayfield)

(1) IM No. 15-261

2. ACTION MEMORANDUMS

a. **AM No. 15-161:** Approval Of Change Order No. 2 To Bristol Prime Contractors, LLC In The Amount Of \$75,470.82 For Mars Avenue and Mercury Avenue Upgrade, Project No. 30041.

b. **AM No. 15-162:** Acceptance Of Late Filed And Retroactive Senior Citizen And Disabled Veteran Exemption Applications.

c. **AM No. 15-163:** Approval Of Change Order For Design And Right-Of-Way Services With HDR Alaska, Inc., Agreement No. 14-082P In The Amount Of \$33,725.62 For The Big Lake Road Intersections Project.

- d. **AM No. 15-164:** Approval To Enter A Reimbursable Services Agreement With The Alaska Railroad Corporation In The Amount Of \$403,400 For Railroad Flagging And Inspection Services For Work Under And Around The New Railroad Overpass To Be Constructed At Alaska Railroad Milepost 152.85 For The Trunk Road Extension South Project.

VIII. UNFINISHED BUSINESS

- A. **Ordinance Serial No. 15-039:** Placing A Moratorium On The Acceptance And Processing Of Applications To Dispose Of Fee Simple Interests Of Previously Disposed Borough Agricultural Property. *(Sponsored By Assemblymember Sykes)*
  - 1. IM No. 15-073
- B. **AM No. 15-150:** Approval Of Change Order No. 3 To Contract No. 14-097 With HDR Alaska, Inc. In An Amount Not To Exceed \$187,000 For The Long Range Transportation Plan.
- C. **AM No. 15-157:** Road Service Area Road Improvements; Road Maintenance And Repair Capital Projects – Summer 2016.

IX. VETO

X. NEW BUSINESS

- A. INTRODUCTIONS (For public hearing – 01/12/16, Assembly Chambers)
  - 1. **Ordinance Serial No. 16-002:** An Ordinance Amending MSB 2.12.030 To Require Candidates Live In A Specific Assembly District For One Year Prior To Election And Adding MSB 25.15.010(B) To Formally Codify Rules For Determination Of Residency Of A Candidate. *(Requested by Assemblymember Sykes)*
    - a. IM 16-004
- B. MAYORAL NOMINATIONS AND APPOINTMENTS
  - 1. VACANCY REPORT
- C. OTHER NEW BUSINESS
  - 1. MOTION TO AMEND SOMETHING PREVIOUSLY ADOPTED
    - a. **Ordinance Serial No. 15-133:** Approving A Sale By Application Of Tract B, Best View Subdivision And The

Improvements Thereon For \$1,215,000; Authorization For The Manager To Negotiate The Sale; And Appropriation Of \$50,000 From Sale Proceeds To The Parks Shop Building, Fund 440, Project No. 15039, With The Remainder Of Sale Proceeds To Be Deposited To Land Management Fund And Appropriated At A Later Time By The Borough Assembly (MSB007064). *(Requested By Assemblymember Mayfield)*  
(1) IM 15-194

D. REFERRALS (For Referral To The Planning Commission For 90 Days Or Other Date Specified By The Assembly)

1. **Ordinance Serial No. 16-003:** An Ordinance Amending MSB 17.60 To Include Permit Requirements And Standards For Marijuana Related Facilities. *(Sponsored by Assemblymember Sykes)*
  - a. IM No. 16-001

XI. RECONSIDERATION

- A. **Resolution Serial No. 15-111:** A Resolution Approving The Amended Scope Of Work For Project No. 30092, Purchase Hydraulic Excavator, Project No. 30092, Purchase Two-Ton Trailer; And Project No. 30092, Purchase Dual Drum Roller Compactor With Trailer, To Include The Purchase Of A Forklift And Accessories For The Forklift, Project No. 30092.1810. *(Reconsideration Filed By Assemblymember Kowalke On December 1, 2015)*  
(1) IM No. 15-244

XII. MAYOR, ASSEMBLY, AND STAFF COMMENTS

XIII. EXECUTIVE SESSION *(For Matters, Which The Immediate Public Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The Borough; And Matters Which By Law, Municipal Charter, Or Ordinance Are Required To Be Kept Confidential; And Matters Involving Consideration Of Government Records That By Law Are Not Subject To Public Disclosure.)*

- A. Discussion Of Potential Litigation Regarding A Setback/Variance On Big Lake In Clester Extension Subdivision.

XIV. ADJOURNMENT

**Disabled Persons Needing Reasonable Accommodation In Order To Participate At An Assembly Meeting  
Should Contact The Borough ADA Coordinator At 861-8432 At Least One Week In Advance Of The Meeting.**