

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on August 2, 2016, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6:08 p.m. by Mayor Vern Halter.

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 (*Deputy Mayor*)
Mr. George McKee, Assembly District No. 3 (*arrived at 6:12 p.m.*)
Mr. Steve Colligan, Assembly District No. 4
Mr. Dan Mayfield, Assembly District No. 5
Ms. Barbara Doty, Assembly District No. 6
Mr. Randall Kowalke, 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. Jude Bilafer, Capital Projects Director
Mr. Terrance Dolan, Public Works Director
Mr. Alex Strawn, Development Services Director
Mr. Bill Gamble, 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 Halter inquired if there were any changes to the agenda.

MOTION: Assemblymember Mayfield moved to pull Ordinance Serial No. 16-051 from the agenda and to take no action.

VOTE: The motion passed without objection.

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

IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Assemblymember Beck.

V. MINUTES OF PRECEDING MEETINGS

- A. Regular Assembly Meeting: 06/21/16
- B. Special Assembly Meeting: 07/06/16
- C. Special Assembly Meeting: 07/19/16

Mayor Halter inquired if there were any changes/corrections to the regular meeting minutes of June 21, 2016 or the special meeting minutes of July 6, 2016, and July 19, 2016.

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

VI. REPORTS/CORRESPONDENCE

A. AGENCY REPORTS

1. Reports from cities

Houston City

Mayor Virgie Thompson reported on the City's search for a new Fire Chief.

Palmer City

Mr. Nathan Wallace, City Manager, reported on the activities of the City.

Wasilla City

Mayor Bert Cottle reported on the activities of the City.

2. Matanuska-Susitna Borough School District

Mr. Luke Fulp, Assistant Superintendent of Business Operations, reported on the activities of the School District.

3. Wastewater and Septage Advisory Board – Mr. Tom Healy

Mr. Healy reported on the activities of the Wastewater and Septage Advisory Board.

4. Mat-Su Convention and Visitors Bureau – Ms. Bonnie Quill

Ms. Quill reported on the activities of the Mat-Su Convention and Visitors Bureau.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee on School Issues

Assemblymember Beck reported on the activities of the Committee.

2. Assembly Public Relations

Mayor Halter spoke to his attendance at the Fronteras Elementary School Grand Opening.

C. MANAGER COMMENTS

1. State/Federal Legislation

2. Strategic Planning Issues

3. Old Iditarod Elementary Building and Property Disposition

4. Fiscal Year 2017 Budget

Ms. Clare Sullivan, Alaska State Department of Corrections Deputy Commissioner, reported on the closure of Palmer Correctional Center.

Mr. Moosey reported on the different options for disposition of the Old Iditarod Elementary School and property.

The Assembly requested that Mr. Moosey bring back actual costs for different disposition options.

Mr. Moosey reported on the Borough's cost containment strategies in response to the Governor's vetoes.

MOTION: Assemblymember Mayfield moved to direct the Manager to have staff develop a public engagement process to ensure that impacted property owners are provided the opportunity to comment on riparian buffer standards; and to write a revised ordinance for the Planning Commission to consider prior to bringing any further legislation before the Assembly regarding riparian buffers, by December 6, 2016.

VOTE: The motion passed without objection.

Mayor Halter queried if the hiring freeze and ban on overtime would be in effect until June 30, 2017.

Mr. Moosey affirmed the query.

D. ATTORNEY COMMENTS

Mr. Spiropoulos noted that he had been asked to research the legalities of making participation in the health care plan voluntary.

E. CLERK COMMENTS

Ms. McKechnie:

- spoke regarding the upcoming meeting schedule; and
- noted that it was requested that the September 20 planning session update be rescheduled to September 13, immediately preceding the joint Assembly/School Board meeting.

Mayor Halter queried if there was any objection.

There was no objection noted.

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:

- a. Agriculture Advisory Board: 05/18/16, Resolution No. 16-01
- b. Central Mat-Su FSA Board of Supervisors: 05/09/16
- c. Enhanced 911 Advisory Board: 04/12/16
- d. Greater Butte RSA Board of Supervisors: 05/03/16
- e. Library Board: 02/20/16
- f. Local Road Service Area Advisory Board: 04/21/16, 05/19/16
- g. Marijuana Advisory Committee: 02/29/16, 04/11/16, 05/19/16
- h. Planning Commission: 06/06/16, Resolution No. 16-24
- i. Platting Board: 05/19/16, 06/02/16
- j. Port Commission: 01/18/16, 03/23/16, 04/18/16, 05/16/16
- k. West Lakes FSA Board of Supervisors: 05/09/16

2. Community Council Minutes:

- a. Chase Community Council: 04/20/16
- b. Glacier View Community Council: 04/28/16, 05/26/16
- c. Louise/Susitna/Tyone Community Association: 01/23/16, 06/11/16
- d. Meadow Lakes Community Council: 04/13/16, 05/11/16
- e. Sutton Community Council: 03/30/16, 04/27/16, 05/25/16
- f. Talkeetna Community Council: 05/02/16, 06/06/16

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

G. INFORMATIONAL MEMORANDUMS

1. **IM No. 16-141:** Informing The Assembly Of A One-Year Extension Of The Grant Agreement Between The Borough And The Mat-Su Convention And Visitors Bureau, To June 30, 2017.

2. **IM No. 16-145:** Reporting In Conclusion Of Contract No. 15-103P To Wirtanen Commercial, LLC. For The Government Peak Chalet Upgrades For The Final Contract Amount Of \$400,000.

The informational memorandums were presented and no comments were noted.

(The meeting recessed at 7:31 p.m. and reconvened at 7:42 p.m.)

VII. SPECIAL ORDERS

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

(There were no persons to be heard.)

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

1. **Ordinance Serial No. 16-079:** An Ordinance Authorizing The Matanuska-Susitna Borough To Cause To Be Executed And Delivered And To Sell Not To Exceed \$5,000,000 Fire Station Lease Certificates Of Participation, 2016B; Authorizing The Execution And Delivery Of A Lease, A Lease Purchase Agreement And Trust Indenture, And A Deed Of Trust, Assignment Of Leases And Rents, And Security Agreement To Secure The Certificates; Authorizing The Execution Of A Certificate Purchase Agreement; And Providing For Related Matters.
 - a. IM No. 16-118

Mayor Halter opened the public hearing.

The following person spoke in support of Ordinance Serial No. 16-079: Mr. Ken Slauson, Central Mat Su Fire Service Area Chair.

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

MOTION: Assemblymember Colligan moved to adopt Ordinance Serial No. 16-079.

MOTION: Assemblymember Mayfield called for the question (to stop debate).

VOTE: The motion passed without objection.

VOTE: The main motion passed with Assemblymember McKee opposed.

2. **Ordinance Serial No. 16-087:** An Ordinance Authorizing The Matanuska-Susitna Borough To Cause To Be Executed And Delivered And To Sell Not To Exceed \$3,000,000 Animal Care Facility Lease Refunding Certificates Of Participation, 2016C; Authorizing The Execution And Delivery Of A First Supplement To Lease Purchase Agreement And Trust Indenture, And A Refunding Trust Agreement To Secure The

Certificates; Authorizing The Execution Of A Certificate Purchase Agreement; And Providing For Related Matters.

- a. IM No. 16-131

Mayor Halter 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 Beck moved to adopt Ordinance Serial No. 16-087.

VOTE: The motion passed with Assemblymember McKee opposed.

3. **Ordinance Serial No. 16-088:** An Ordinance Approving A Reappropriation Of \$96,527 From The School District Fiscal Year 2016 Education Operating Fund 204, To School Capital Projects, Fund 400, Project No. 40202, Fronteras Charter School, To Complete Construction Finishes And Americans With Disabilities Access Requirements To Four Portable Classrooms At The New Fronteras Charter School.

- a. **Resolution Serial No. 16-057:** A Resolution Approving The Scope Of Work And Budget And Authorize An Increase In The Contract Amendment Authority To Complete Construction Finishes And Americans With Disabilities Access Requirements Of Four Portable Classrooms At The New Fronteras Charter School, Project No. 40202, School Capital Projects, Fund 400.

- (1) IM No. 16-115

Mayor Halter opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 16-088 and Resolution Serial No. 16-057: Principal Jennifer Hutchins, Ms. Arlene Stoelting, and Mr. Chris Wittington-Evans.

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

MOTION: Assemblymember McKee moved to adopt Ordinance Serial No. 16-088 and Resolution Serial No. 16-057.

VOTE: The motion passed without objection.

4. **Ordinance Serial No. 16-089:** An Ordinance Accepting And Appropriating \$45,506 From The United States Department Of Agriculture To Fund 415, Sewage And Water Facilities, Project No. 25053, For The Preparation Of A Preliminary Report And Environmental Report For The United States Department Of Agriculture In Support Of Proposed Improvements For The Talkeetna Wastewater Lagoon.

- a. **Resolution Serial No. 16-058:** A Resolution Approving The Scope Of Work And Budget For Preparation Of A Preliminary Report And An Environmental Report For The

United States Department Of Agriculture In Support Of Proposed Improvements For The Talkeetna Wastewater Lagoon.

(1) IM No. 16-122

Mayor Halter 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 Kowalke moved to adopt Ordinance Serial No. 16-089 and Resolution Serial No. 16-058.

VOTE: The motion passed without objection.

5. **Ordinance Serial No. 16-090:** An Ordinance Amending MSB 17.28.090(A), Adding An Interim Materials District Known As Central Landfill, Located Within Township 17 North, Range 1 East, Section 1, Parcel D5, Tax ID No. 17N01E01D005, Seward Meridian.

a. IM No. 16-128

Mayor Halter opened the public hearing.

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

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

MOTION: Assemblymember Beck moved to adopt Ordinance Serial No. 16-090.

MOTION: Assemblymember Kowalke moved a primary amendment to Ordinance Serial No. 16-090, to Special Condition No. 12, by striking the words "8 a.m. to 6 p.m., Monday through Saturday, except rock crushing and screening activities are limited to 8 a.m. to 5 p.m., Monday through Friday" and inserting in its place "the operating hours of the central landfill" to read: "12. All extraction activities, including all activities that cause noise, dust, or traffic, shall be limited to the operating hours of the central landfill."

VOTE: The primary amendment failed with Assemblymembers McKee, Kowalke, and Colligan in support.

VOTE: The main motion passed without objection.

6. **Ordinance Serial No. 16-091:** An Ordinance Amending MSB 3.32.020(A), Payment And Collection Of Tax, To Increase The Transient Accommodations Tax To Eight Percent, And Providing For The Submission To The Voters Of The Borough Of A

Proposition Ratifying The Increase In Such Tax At The October 4, 2016, Borough Regular Election.

a. IM No. 16-133

Mayor Halter opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 16-091: Mr. Mark Fleener, owner of Sheep Mountain Lodge; and Mr. Chris Wittington-Evans; Ms. Cheryl Metiva, Board of Directors for Mat-Su Convention and Visitors Bureau; Ms. Karen Harris; Mr. Mark Fleener, owner of Sheep Mountain Lodge; Mr. Mark Austin, Mat-Su Convention and Visitors Bureau Board Member;

The following persons spoke in opposition to Ordinance Serial No. 16-091: Mr. Rick Peterson; Ms. Suzanne Rust, Owner K2 Aviation; Mr. Ralph Samuels, Princess Cruises and Tours; Ms. Sharon Mahay, Mahay's Jet Boat Adventures; Mr. Fernando Salvador, Talkeetna Princess Lodge Manager; Mayor Bert Cottle, city of Wasilla; Mr. Craig Saunders, Mat-Su Convention and Visitors Bureau Board Member; Ms. Roberta Caenepeel, Explore Tours President; and Mr. Trevor Walter, Talkeetna Chamber of Commerce President.

The following person spoke to concerns with the public hearing 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 Beck moved to adopt Ordinance Serial No. 16-091.

VOTE: The motion failed with Assemblymembers Sykes, Beck, and Mayfield in support.

7. **Ordinance Serial No. 16-098:** An Ordinance Accepting A Temporary Transfer Of Power From The City Of Houston To Manage And Administer All Fire And Rescue Emergency Response With An Expiration Date Of September 1, 2016.

a. IM No. 16-148

Mayor Halter opened the public hearing.

The following persons spoke in support of Ordinance Serial No. 16-098: Mr. Ken Slauson, Mr. Lance Wilson, and Ms. Beth Fread,

The following person spoke to concerns with the public hearing 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 Kowalke moved to adopt Ordinance Serial No. 16-098.

VOTE: The motion passed without objection.

(The meeting recessed at 9:39 p.m. and reconvened at 9:49 p.m.)

MOTION: Assemblymember Beck moved to suspend the rules to extend the meeting past 10 p.m. and not to exceed 10:45 p.m.

VOTE: The motion passed without objection.

C. AUDIENCE PARTICIPATION (Three minutes per person.)

The following persons spoke in support of the heating system at the Willow Community Center being a model for other Borough buildings: Mr. John Anderson and Mr. Harry Banks.

The following person spoke to concerns with the impact of the Governor's vetoes on libraries: Ms. Heidi Deadmond.

The following persons spoke in support of a wastewater and septage facility: Mr. Tom Stoelting, Ms. Arlene Stoelting, and Ms. Helen Munoz.

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

The following person suggested amendments for Ordinance Serial No. 16-003: Mr. Tim Hale.

The following persons spoke to concerns with the Borough's cost containment strategies in response to the Governor's vetoes: Ms. Beth Fread and Ms. Patricia Fisher.

The following person summarized some of the activities of Butte area residents: Mr. Brad Empey.

The following person spoke in opposition to Ordinance Serial No. 16-021, to concerns with Ordinance Serial No. 16-051, and to concerns with the Borough's cost containment strategies in response to the Governor's vetoes: Mr. Brian Endle.

The following person spoke in support of commercial marijuana in the Borough: Ms. Sara Williams.

The following person requested a senior tax exemption for 2012 and 2013: Mr. Bud Lyon.

D. CONSENT AGENDA

1. RESOLUTIONS

- a. **Resolution Serial No. 16-065:** A Resolution Amending The Schedule Of Fees For The Collection Of Construction And Demolition Materials As Adopted In Resolution Serial No. 16-023, From \$125 Per Ton To \$120 Per Ton.
(1) IM No. 16-143
- b. **Resolution Serial No. 16-066:** A Resolution Approving The Amended Scope Of Work And Budgets For Project No. 25030, Skwentna Solid Waste Facility Landfill Improvements; Project No. 25001, Landfill Ford F550 Vehicle Purchase; And Project No. 25001, Landfill Ford F250 Vehicle Purchase To Allow For The Purchase Of A New Side-By-Side Utility Vehicle.
(1) IM No. 16-146
- c. **Resolution Serial No. 16-067:** A Resolution Amending The Scope Of Work For The Fiscal Year 2012 And Fiscal Year 2013 Areawide Capital Appropriation For Grant Match For The Federal Highway Administration And The Federal Aviation Administration To The Allow Funds To Be Used To Match Grant Funds From Any Entity.
(1) IM No. 16-151

2. ACTION MEMORANDUMS

- a. **AM No. 16-057:** Approval For Change Order Authority For Contract No. 16-057B With Wolverine Supply, Inc. Up To \$143,455.30 For School District Generators And Switchgear At 9 Schools, Construction Project Nos. 40194 And 40093, Fund 400, School Capital Projects.
- b. **AM No. 16-058:** Award Of Solicitation No. 16-125P To Thomas Check, M.D., LLC. In The Annual Contract Amount Of \$150,000 For Medical Director Services For Up To 5 Years.
- c. **AM No. 16-059:** Approval Of Contract Amendment For Contract No. 16-122B To Commercial Electric, Inc. In The Amount Of \$19,858 For The Supply And Install Of Generator Load Banks, Project Nos. 45244 And 45066, Fund 405, Fire Service Capital Projects.
- e. **AM No. 16-061:** Authorization For The Community Development Department To Move The Proposed Parks And Recreation Maintenance Shop From Borough-Owned Property Off Seldon Road, Adjacent To The Alcantra Sports Complex, To The Borough-Owned Parcel Known As Jim Creek.
- f. **AM No. 16-062:** Approval Of Change Order No. 4 To Contract No. 13-116B With Clean Harbor Environmental In The Amount Of \$20,000 For Transportation And Disposal Of Household Hazardous Waste, To Fund The Final Transport Of Materials And Closure Of The Contract.

- g. **AM No. 16-063:** Award Of Bid No. 17-004B To Valley General Construction, LLC. In The Contract Amount Of \$249,730.40 For Country Lane, Meadow Drive, And Country Circle Upgrades.
- i. **AM No. 16-065:** Award Of Bid No. 17-008B To Valley General Construction, LLC. In The Contract Amount Of \$508,036 For Old Glenn Highway Pathway Extension.
- j. **AM No. 16-066:** Approval Of Election Officials For The October 4, 2016, Regular Borough Election.

Ms. McKechnie read the above legislation into the record.

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

VOTE: The motion passed without objection.

- d. **AM No. 16-060:** Acceptance Of Late Filed And Retroactive Senior Citizen And Disabled Veteran Exemption Applications.

MOTION: Assemblymember Beck moved to adopt AM No. 16-060.

VOTE: The motion passed without objection.

- h. **AM No. 16-064:** Approval Of Change Order No. 5 Of Bid No. 15-110B To D&S Road Services In The Amount Of \$308,716 For Adding Additional Crack Sealant In Road Service Area Nos. 14, 17, 21, 25, 27, 28, And 31; And In Special Service Area No. 69, As Part Of The Crack Sealing Services.

CONFLICT OF INTEREST: Assemblymember Kowalke declared a conflict of interest as he has a family member who is working for a business owned by D&S Principals.

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

(Assemblymember Kowalke exited the meeting.)

MOTION: Assemblymember Beck moved to adopt AM No. 16-064.

VOTE: The motion passed without objection.

(Assemblymember Kowalke re-entered the meeting.)

MOTION: Assemblymember Beck moved to suspend the rules to extend the meeting past 10:45 p.m. and not to exceed 11:15 p.m.

VOTE: The motion passed without objection.

VIII. UNFINISHED BUSINESS

- A. **Ordinance Serial No. 16-003:** An Ordinance Amending MSB 17.60 To Include Permit Requirements And Standards For Marijuana Related Facilities; And Repealing Inapplicable Definitions. *(Sponsored By Assemblymember Sykes)*
 - 1. **Ordinance Serial No. 16-003(SUB):** An Ordinance Amending MSB 17.60 To Include Permit Requirements And Standards For Marijuana Related Facilities; And Repealing Inapplicable Definitions. *(Sponsored By Assemblymember Kowalke)*
 - a. IM No. 16-001

MOTION PENDING: Assemblymember Sykes moved to adopt Ordinance Serial No. 16-003.

MOTION: Assemblymember Kowalke moved to amend Ordinance Serial No. 16-003, by substitute Ordinance Serial No. 16-003(SUB).

VOTE: The primary amendment passed without objection.

MOTION: Assemblymember Sykes moved a primary amendment to Ordinance Serial No. 16-003(SUB), MSB 17.60.160 by striking section (E) in its entirety.

VOTE: The primary amendment passed without objection.

VOTE: The main motion passed as amended without objection.

- B. **Ordinance Serial No. 16-021:** An Ordinance Adopting MSB 8.41, Marijuana Related Facilities License Referrals. *(Sponsored By Assemblymember Sykes)*
 - 1. IM No. 16-027

MOTION PENDING: Assemblymember Sykes moved to adopt Ordinance Serial No. 16-021

MOTION: Assemblymember Sykes moved a primary amendment to Ordinance Serial No. 16-021, MSB 8.41.040(A) by striking it in its entirety and inserting the following in its place: “(A) Any Borough resident may object to the operation of any marijuana related facility currently licensed or permitted under 3AAC306.005. The statement of objection shall be filed with the Planning and Land Use Department.”

MOTION: Assemblymember Sykes moved a secondary amendment to insert the following language at the end of MSB 8.41.040(A), “The objection will be forwarded to the State Marijuana Control Board and the applicant.

VOTE: The secondary amendment passed without objection.

VOTE: The primary amendment passed as amended without objection.

VOTE: The main motion passed as amended without objection.

C. **Ordinance Serial No. 16-078:** An Ordinance To Classify Borough Land As General Purpose Lands And Enter Into A Lease Of Borough-Owned Real Property To Construct, Install, Maintain, Repair, Operate, And Manage A Communication Site (MSB007139).

1. IM No. 16-117

MOTION PENDING: Assemblymember Kowalke moved to adopt Ordinance Serial No. 16-078.

MOTION: Assemblymember Mayfield moved to amend the Communication Site Lease, attached to Ordinance Serial No. 16-078, as follows:

- by striking Section 4. Rent, page 5, in its entirety and inserting the following in its place: “Rent for the initial five years of the lease has been negotiated using the assessed value of \$380 per acre/per month for Parcel 1 and \$324 per acre/per month for Parcel 2, for the fair market value rental rate of \$704 per month;” and
- by striking the last sentence in Section 4.1.1.1, page 5, that reads: “A conformed copy of the record of survey will be provided to the lessor and lessee shall pay to the Borough \$150 per acre/per month.”

VOTE: The primary amendment passed without objection.

VOTE: The main motion passed as amended without objection.

IX. VETO

(There were no vetoes presented.)

X. NEW BUSINESS

A. INTRODUCTIONS (For public hearing – 08/17/16 Assembly Chambers)

1. ~~**Ordinance Serial No. 16-051:** An Ordinance Amending MSB 17.55.005, Setbacks And Screening Easements; Adopting MSB 17.55.030, Riparian Buffer Standards To Protect Anadromous Fish, Wildlife Habitat And Water Quality In Designated Streams;~~

~~Amending MSB 17.55.040, Violations, Enforcement, And Penalties; And Amending MSB 17.125.010, Definitions.~~

a. ~~IM No. 16-057~~

2. **Ordinance Serial No. 16-092:** An Ordinance Accepting And Appropriating A \$30,000 Southern Region Emergency Medical Services Council, Code Blue Grant, To Project No. 45277, Fund 480, For A Patient Transport Vehicle.

- a. **Resolution Serial No. 16-059:** A Resolution Approving The Scope Of Work And Budget For The Southern Region Emergency Medical Services Council, Code Blue Grant, And Matching Funds For Lake Louise Ambulance, Project No. 45277, Fund 480.
(1) IM No. 16-134

3. **Ordinance Serial No. 16-093:** An Ordinance Accepting And Appropriating \$40,000 From The Alaska State Department Of Health And Social Services Grant Program, To Fund 425, Project No. 45284, For Emergency Response Materials, Planning, Training And Exercise, As Well As Personnel Costs For Coordinating The Support Of The Emergency Operations Plan.
 - a. **Resolution Serial No. 16-060:** A Resolution Approving The Scope Of Work And Budget For The Alaska State Department Of Health And Social Services Grant, Project No. 45284, Fund 425, For Emergency Response Materials, Planning, Training And Exercise, As Well As Personnel Costs For Coordinating The Support Of The Emergency Operations Plan.
(1) IM No. 16-135

4. **Ordinance Serial No. 16-094:** An Ordinance Accepting And Appropriating A \$9,762.95 Alaska State Division Of Forestry Volunteer Fire Assistance Grant And Requesting A Reappropriation Of \$1,084.77 From The Willow Fire Service Area Fiscal Year 2017 Operating Budget, Fund 258, To Project No. 20146, Fund 405, For Wildland/Fire Equipment And Clothing.
 - a. **Resolution Serial No. 16-061:** 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. 16-137

5. **Ordinance Serial No. 16-095:** An Ordinance Accepting And Appropriating A \$9,762.95 Alaska State Division Of Forestry Volunteer Fire Assistance Grant And Requesting A Reappropriation Of \$1,084.77 From The Caswell Fire Service Area Fiscal Year 2017 Operating Budget, Fund 248, To Project No. 20150, Fund 405, For Wildland/Fire Equipment And Clothing.
 - a. **Resolution Serial No. 16-062:** A Resolution Approving The Scope Of Work And Budget For The Alaska State Division Of Forestry Volunteer Fire Assistance Grant And Matching Funds For Caswell Fire Service Area, Project No. 20150, Fund 405.
(1) IM No. 16-138

6. **Ordinance Serial No. 16-096:** An Ordinance Accepting And Appropriating A \$9,000 Alaska State Division Of Forestry Volunteer Fire Assistance Grant And Requesting A Reappropriation Of \$1,000 From The Butte Fire Service Area Fiscal Year 2017 Operating Budget, Fund 251, To Project No. 20144, Fund 405, For Wildland/Fire Equipment And Clothing.
 - a. **Resolution Serial No. 16-063:** 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. 16-139

7. **Ordinance Serial No. 16-097:** An Ordinance Accepting And Appropriating A \$9,676 Alaska State Division Of Forestry Volunteer Fire Assistance Grant And Requesting A Reappropriation Of \$1,075 From The Talkeetna Fire Service Area Fiscal Year 2017 Operating Budget, Fund 254, To Project No. 20145, Fund 405, For Wildland/Fire Equipment And Clothing.
 - a. **Resolution Serial No. 16-064:** A Resolution Approving The Scope Of Work And Budget For The Alaska State Division Of Forestry Volunteer Fire Assistance Grant And Matching Funds For Talkeetna Fire Service Area, Project No. 20145, Fund 405.
 - (1) IM No. 16-142
8. **Ordinance Serial No. 16-099:** An Ordinance Amending Certain Provisions Of Ordinances Of The Borough Relating To Outstanding Special Assessment Bonds Of The Borough, And Authorizing The Issuance Of Replacement Special Assessment Bonds Of The Borough To Incorporate Such Amendments.
 - a. IM No. 16-150
9. **Ordinance Serial No. 16-100:** An Ordinance Amending And Updating Title 23, Real Property.
 - a. **Resolution Serial No. 16-068:** A Resolution Amending The Land And Resource Management Division Policy And Procedures Manual.
 - (1) IM No. 16-094
10. **Ordinance Serial No. 16-101:** An Ordinance Accepting And Appropriating 2015 Sockeye Fire Disaster Relief Monies In The Amount Of \$43,583.61 From The Alaska State Division Of Homeland Security And Emergency Management To Fund 445, Project No. 55018.
 - a. **Resolution Serial No. 16-069:** A Resolution Approving The Scope Of Work And Budget For The 2015 Sockeye Fire Disaster Relief Monies, Project No. 55018.
 - (1) IM No. 16-147

Ms. McKechnie read the above legislation into the record.

MOTION: Assemblymember Beck moved to introduce the legislation as read into the record by the Clerk and set the public hearing for August 17, 2016.

VOTE: The motion passed without objection.

MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

Mayor Halter requested the following resignations and appointments for confirmation:

Board of Adjustment and Appeals
Paul Campbell, resignation

Emergency Medical Services
Brian Galloway
Transportation Advisory Board
Don Carney, resignation

MOTION: Assemblymember Beck moved confirm the Mayor's resignations and appointments.

VOTE: The motion passed without objection.

C. OTHER NEW BUSINESS

(There was no other new business.)

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

1. **Ordinance Serial No. 16-102:** An Ordinance Amending MSB 17.28 And MSB 17.30 In Order To Eliminate The Interim Materials District Process.
 - a. IM No. 16-149

MOTION: Assemblymember Beck moved to refer Ordinance Serial No. 16-02 to the Planning Commission for 90 days.

VOTE: The motion passed without objection.

XI. RECONSIDERATION

A. **Ordinance Serial No. 16-086:** An Ordinance Enacting An Areawide Retail Sales Tax On Marijuana And Marijuana Products And Placing The Question Before The Voters At The October 4, 2016, Regular Borough Election. *(Reconsideration Filed By Assemblymember Mayfield 06/22/16)*

1. IM No. 16-130

MOTION: Assemblymember Mayfield moved for reconsideration of Ordinance Serial No. 16-086.

VOTE: The motion passed with Assemblymember Beck opposed.

MOTION: Assemblymember Mayfield moved a primary amendment to Ordinance Serial No. 16-086, as follows:

- MSB 3.60.030 section (A) and to add a new section 3.60.030(B), by striking "5 percent" and inserting "3 percent" in its place to read "(B) Sales within the Cities of Palmer, Wasilla, and Houston are partially exempt from the Borough sales tax by the amount of sales tax the city separately levies on the same item up to 3 percent of the sales price;" and

- by amending the ballot language by striking “5 percent” and inserting “3 percent” in section (2) to read: “Shall the Matanuska-Susitna Borough (1) enact an areawide five percent (5%) tax on the retail sale of marijuana and marijuana products, and (2) establish a limited exemption up to three percent (3%) for marijuana and marijuana products sales taxed by the cities?”

VOTE: The primary amendment passed with Assemblymembers Beck and McKee opposed.

VOTE: The main motion passed with Assemblymember McKee opposed.

XII. MAYOR, ASSEMBLY, AND STAFF COMMENTS

Assemblymember Beck:

- stated that he would like to see more discussion regarding modernization of the Central Landfill; and
- spoke in support of a wastewater and septage facility.

Assemblymember Sykes:

- opined that the public should provide input regarding what services should be cut from the budget;
- opined that the block grants to the cities should be reinstated; and
- thanked everyone for their participation in the meeting.

Assemblymember Doty:

- thanked the public for their participation in the meeting;
- encouraged everyone to participate in the Wellness Conference at Mat-Su College on August 3; and
- noted the Surgeon General will be present to address addiction problems and wellness in the community.

XIII. EXECUTIVE SESSION

(There was no executive session held.)

XIV. ADJOURNMENT

The regular meeting adjourned at 11:15 p.m.


VERN HALTER, Borough Mayor

ATTEST:


LONNIE R. McKECHNIE, CMC, Borough Clerk

Minutes Approved: 09/06/16