

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, OCTOBER 18, 2016

- 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
 - 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. Major Construction Accomplishments

A D O P T E D	A M E N D E D	P O S T P O N E D	D E F E A T E D

- 4. Redington High School – Gold LEED Rating – Mr. Jason Collins, Wolf Architecture
- 5. Emergency Preparedness – Ms. Debra McGhan

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

1. MSB Board/Committee Minutes:

- a. Agriculture Advisory Board: 06/15/16, Resolution Nos. 16-05, 16-06
- b. Greater Talkeetna RSA Board of Supervisors: 08/11/16
- c. Greater Willow RSA Board of Supervisors: 03/30/16
- d. MSB Fish and Wildlife Commission: 08/18/16
- e. Planning Commission: Resolution Nos. 16-27, 16-29, 16-30, 16-31, 16-32, 16-39
- f. Platting Board: 07/21/16, 08/04/16, 08/18/16, Resolution No. 16-54

2. Community Council Minutes:

- a. Meadow Lakes Community Council: 08/10/16
- b. Talkeetna Community Council: 08/01/16
- c. Trapper Creek Community Council: 08/18/16

G. INFORMATIONAL MEMORANDUMS

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.)

C. AUDIENCE PARTICIPATION (Three Minutes Per Person.)

D. CONSENT AGENDA

1. RESOLUTIONS

- a. **Resolution Serial No. 16-079:** A Resolution Supporting The Outdoor Recreational Trails Advisory Board Grant Application By Curry Ridge Riders To Upgrade And Or

pp. 8-90

pp. 91-93
Mayfield

A D O P T E D	A M E N D E D	P O S T P O N E D	D E F E A T E D

Replace Trail Signage On 115 Miles Of Groomed Trails In The Petersville And Trapper Creek Area. *(Sponsored by Assemblymember Mayfield)*

(1) IM No. 16-181

pp. 94-97
Mayfield

b. **Resolution Serial No. 16-080:** A Resolution Supporting The Restoration Of Funding To The State Of Alaska Snowmobile Trails Advisory Council For Fiscal Year 2017 Via The Supplemental Budget Process Or Other Means. *(Sponsored by Assemblymember Mayfield)*

(1) IM No. 16-182

pp. 98-100
Mayfield

c. **Resolution Serial No. 16-081:** A Resolution Supporting The Alaska Avalanche Information Center Efforts To Install Safety Signs In Key Snowmobile Access Points Providing Critical Information On Backcountry Travel To Raise Awareness And Prepare Riders For Safe Snowmobile Riding. *(Sponsored By Assemblymember Mayfield)*

(1) IM No. 16-183

2. ACTION MEMORANDUMS

pp. 101-104
Colligan

a. **AM No. 16-090:** Approval Of A Contract Amendment For Proposal No. 09-068A To Hattenburg Dilley And Linnell, In The Amount Of \$31,038 For The Parks Highway Connections Engineering Services, Museum Drive Extension And Approve Additional Change Order Authority.

pp. 105-108
Colligan

b. **AM No. 16-092:** Approval Of Contract Amendment No. 3 For Contract No. 14-028B To Anchorage Hockey Officials, Inc. For Officiating Services, Referees, And Scorekeepers For Tournaments And Games At The Brett Memorial Ice Arena.

VIII. UNFINISHED BUSINESS

pp. 109-114
Colligan

A. **Ordinance Serial No. 16-114:** An Ordinance Appropriating Up To \$800,000 From The Land Management Permanent Fund, Fund 203, To School Capital Projects, Fund 400; And To Appropriate Proceeds From The Eventual Sale Of The Parcel Described As Tract B, Iditarod Elementary-Wasilla High School Replat 2016, To The Land Management Permanent Fund, Fund 203, And The Areawide School Site Acquisition Reserve, Fund 100 (MSB007140).

pp. 115-116

1. **Resolution Serial No. 16-078:** A Resolution Approving The Scope Of Work And Budget To Demolish The Old Iditarod Elementary School, Project No. 40023.

a. IM No. 16-168

A D O P T E D	A M E N D E D	P O S T P O N E D	D E F E A T E D

IX. VETO

X. NEW BUSINESS

A. INTRODUCTIONS (For public hearing – 11/01/16, Assembly Chambers)

- pp. 117-123
McKee
1. **Ordinance Serial No. 16-119:** An Ordinance Approving An Appropriation Of \$110,000 From Fairview Road Service Area No. 14 Fund Balance, Fund 271, To Fund 410, Project No. 30037, For Fairview Road Service Area No. 14 Capital Projects.
a. IM No. 16-169
- pp. 124-131
Kowalke
2. **Ordinance Serial No. 16-120:** An Ordinance Approving An Appropriation Of \$60,000 From Trapper Creek Road Service Area No. 30 Fund Balance, Fund 284, To Fund 410, Project No. 30050, For Trapper Creek Road Service Area No. 30 Capital Projects.
a. IM No. 16-174
- pp. 132-136
Beck
3. **Ordinance Serial No. 16-121:** An Ordinance Accepting And Appropriating \$14,960 From The Alaska State Division Of Homeland Security And Emergency Management Grant Program, To Fund 425, Project No. 45158, For Hazardous Materials Detection Equipment.
a. **Resolution Serial No. 16-082:** A Resolution Approving The Scope Of Work And Budget For The Alaska State Homeland Security And Emergency Management Grant, Project No. 45158, Fund 425, For Hazardous Materials Detection Equipment.
(1) IM No. 16-177
- pp. 137-138
- pp. 139-144
Beck
4. **Ordinance Serial No. 16-122:** An Ordinance Accepting And Appropriating \$96,492 From The Alaska State Department Of Military And Veteran’s Affairs, Emergency Management Performance Grant Program And Requesting A Reappropriation Of \$96,492 From The Emergency Services Administration Fiscal Year 2017 Operating Budget To Fund 425, Project No. 45285.
a. **Resolution Serial No. 16-083:** A Resolution Approving The Scope Of Work And Budget For The Alaska State Department Of Military And Veteran’s Affairs, Emergency Management Performance Grant, Project No. 45285, Fund 425, For Emergency Management Wages And Benefits.
(1) IM No. 16-184
- pp. 145-146

A D O P T E D	A M E N D E D	P O S T P O N E D	D E F E A T E D

- pp. 147-150
Mayfield
5. **Ordinance Serial No. 16-123:** An Ordinance Approving A Supplemental Appropriation Of \$100,000 From Big Lake Road Service Area No. 21 Fund Balance, Fund 277, To Big Lake Road Service Area No. 21 Fiscal Year Operating Budget, Fund 277.
a. IM No. 16-185
- pp. 151-157
Beck
6. **Ordinance Serial No. 16-124:** An Ordinance Accepting And Appropriating \$550,000 From The United States Environmental Protection Agency To Fund 480, Project No. 47051, For The Matanuska-Susitna Brownfields Assessment For Fiscal Year 2016.
a. **Resolution Serial No. 16-084:** A Resolution Establishing The Scope Of Work And Budget; And Authorization For The Manager To Enter Into Memorandums Of Agreement With The Cities Of Palmer And Wasilla And The Grant Agreement For The Matanuska-Susitna Brownfields Assessment Fiscal Year 2016.
(1) IM No. 16-186
- pp. 158-160
7. **Ordinance Serial No. 16-125:** An Ordinance Approving An Appropriation Of \$170,000 From Meadow Lakes Road Service Area No. 27 Fund Balance, Fund 281, To Fund 410, Project No. 30047, For Meadow Lakes Road Service Area No. 27 Capital Projects.
a. IM No. 16-188
- pp. 161-168
Colligan
8. **Ordinance Serial No. 16-126:** An Ordinance Approving An Appropriation Of \$100,000 From Greater Willow Road Service Area No. 20 Fund Balance, Fund 276, To Fund 410, Project No. 30042, For Greater Willow Road Service Area No. 20 Capital Projects.
a. IM No. 16-189
- pp. 169-175
Kowalke
9. **Ordinance Serial No. 16-127:** An Ordinance Approving An Appropriation Of \$145,000 From Gold Trail Road Service Area No. 28 Fund Balance, Fund 282, To Fund 410, Project No. 30048, For Gold Trail Road Service Area No. 28 Capital Projects.
a. IM No. 16-190
- pp. 176-182
Doty
10. **Ordinance Serial No. 16-128:** An Ordinance Establishing A Tax On Certain Natural Resources Whenever The Natural Resource Is Severed And Removed From Property Within The Boundaries Of Road Service Areas Within The Borough And Providing For Penalties For Failure To Pay Taxes Due By Adopting MSB 3.55, Road Service Area Natural Resource Severance Tax. *(Sponsored By Assemblymember Mayfield)*
a. IM No. 16-191
- pp. 183-202
Mayfield

A D O P T E D	A M E N D E D	P O S T P O N E D	D E F E A T E D

B. INTRODUCTIONS (For public hearing – 12/06/16, Assembly Chambers)

pp. 203-213
Mayfield

1. **Ordinance Serial No. 16-116:** An Ordinance Creating West Ryan Circle Road Paving Local Improvement District No. 582, 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. 16-178

pp. 214-224
Doty

2. **Ordinance Serial No. 16-117:** An Ordinance Creating East Barra Loop Road Paving Local Improvement District No. 585, 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. 16-179

pp. 225-235
Doty

3. **Ordinance Serial No. 16-118:** An Ordinance Creating East McAdoo Way Road Paving Improvement District No. 586, 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. 16-180

C. MAYORAL NOMINATIONS AND APPOINTMENTS

pp. 236-253

1. VACANCY REPORT

D. OTHER NEW BUSINESS

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

XI. RECONSIDERATION

XII. MAYOR, ASSEMBLY, AND STAFF COMMENTS

XIII. EXECUTIVE SESSION

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.

THERE ARE
NO MINUTES
FOR THIS
PACKET

**MATANUSKA-SUSITNA BOROUGH
AGRICULTURE ADVISORY BOARD**

RECEIVED
JUN 27 2016
CLERKS OFFICE

Chairman - Norman Harris (05)	Dick Zobel (02)	Ken Peltier (06)	Jon Olsen (10)
Vice Chair - James Skinner (09)	Kenneth Marsh (03)	Derylee "Lee" Hecimovich (07)	Erik "Moe" Johnson (11)
Bruce Bush (01)	Jenny VanderWeele (04)	Donald Brainard (08)	Braden VanderWeele (12)

MINUTES

**REGULAR MEETING
DSJ BUILDING ASSEMBLY CHAMBERS**

**June 15, 2016
4:30 P.M.**

I. CALL TO ORDER, ROLL CALL

Vice-Chairman Skinner called the meeting to order at 4:30 p.m

A. Members present and establishing a quorum were:

Derylee Hecimovich, Erik Johnson, Kenneth Marsh, Jon Olsen, James Skinner, Jenny VanderWeele, and Braden VanderWeele

B. Members Absent: Bruce Bush and Ken Peltier

C. Members Absent and Excused: Donald Brainard, Dr. Norman Harris, and Dick Zobel

D. Vacant Positions: None

E. Staff Present: Glenda Smith, Land Management Analyst and Elizabeth Weiant, Department Administrative Specialist

F. Guests Present:

II. APPROVAL OF AGENDA; PLEDGE OF ALLEGIANCE

GENERAL CONSENT: Agenda was approved as presented.

Mr. Skinner led the Pledge of Allegiance.

III. APPROVAL OF MINUTES

A. March 16, 2016

Vice-Chairman Skinner queried if there were any changes to the minutes.

GENERAL CONSENT: The minutes were approved as presented.

IV. AUDIENCE PARTICIPATION (Limit to 3 minutes)

A. Mr. Haberman spoke to the public process.

B. Ms. Cutler spoke to

- Being encouraged to farm, what happens after farming for 40 years,
- the upcoming discussion regarding residency requirements, most heirs are not residents, are they not eligible to inherit?

- Most of the actual farming is hobby farming
- C. Mr. Robert Thom, former chair of Agriculture and Forestry Board. Spoke to the process that had previously occurred between the board recommendations for the agriculture property sales and administrative policy.

V. ITEMS OF BUSINESS

A. Staff Report

1. Real Property Analyst

- a. Code information for the Board regarding resolutions and requirements. MSB 1.25.060 addresses Matanuska-Susitna Borough formal acts by resolution. An advisory board would not be held to a different standard than the Assembly. MSB 1.25.060(D) addresses persons wishing to be heard in regard to an MSB Assembly Resolution. MSB Assembly Resolutions are read and passed or rejected.

The same procedure is used for Advisory Board resolutions. An agenda is created, agenda published for public review, persons wishing to be heard may testify under the audience participation part of the agenda, the resolution may be passed or rejected, with or without amendments, and the first reading of any resolution shall also be the final reading.

b. Point MacKenzie agricultural parcels

An information packet was handed out at the meeting, board members to review prior to July meeting. If board still has questions or concerns let staff know prior to next meeting.

2. Written report for discussion by the Board and recommendation for resolutions. The background information is included in the staff report with these specific questions.

Should the Agriculture Advisory Board be included in the review of actions that involve property sold for agricultural use, such as applications from Ag rights only owners to subdivide or leases/sales of land classified as agricultural?

State Division of Agricultural watches for compliance, they request new farm plans, but are not provided and to will require action in civil court; state not going to do that.

All prior requests for changes to property sold for agricultural use within the borough were brought before the Real Property Asset Management Board. However, the board was repealed by Assembly Ordinance 10-111 on December 7, 2010.

Consensus: Bring forward a resolution requiring any applications for changes to agricultural parcels before the board for approval, to include any business use on the parcel not related to agriculture production.

Should the Borough, specifically Community Development/Land and Resource Management, contract with the three Soil and Water Conservation Districts to provide assistance in farm conservation plans/planning, site visits, and reports to the Department? Districts have staff near the properties with appropriate knowledge, better access, and possibly better acceptance to perform this action. If it is resolved the Borough should establish management practices, should the Borough be more proactive in enforcement for noncompliance?

The borough doesn't have staff to monitor the ag parcels for compliance. The Conservation districts can provide the support the borough needs. Since the districts already collect the information, it is redundant for the borough to be doing the same thing. Borough should contract with the districts to provide this service. Would get more compliance through the contract.

Consensus: Bring forward a resolution encouraging a contractual agreement between the borough and the three soil and water conservation districts to assist

with development, implementation, and compliance of the farm conservation plans, etc.

Should agriculture sale programs continue to require Alaska residency?

The borough has the requirement when the parcel was originally sold. Original bidder required to be an Alaskan resident to be a qualified bidder. Subsequent sales of the property not restricted for Alaska residency only. Foreign entities are currently buying up agricultural properties in the lower 48. State of Alaska Div. of Ag does not have residency requirements. We should encourage outside entities to provide agriculture services; have already received inquiries from outside entities who are currently not eligible to purchase from the borough any agriculture properties.

Consensus: Bring forward a resolution in support of Alaska residency.

Should the Borough consider any type of program that would interest Veterans in locating and farming in the Matanuska-Susitna Borough?

State DNR offers Veteran's discount on their regular land sales but do not on the ag properties as they are already discounted. Should provide some type of program for veterans. Provide marketing on the military bases to encourage farming as another option upon separation from the military.

Consensus: Bring forward a resolution in support of encouraging veterans to farm in Alaska and provide incentives for them to farm.

Should borough agriculture property owners be required to be a cooperator with the appropriate soil and water conservation district be required to maintain a Farm Conservation Plan, and perform some type of agriculture as outlined in the current borough definition?

Board concurred that yes, this should remain as a requirement.

VI. MEMBER COMMENTS (Note: Limit to 3 minutes)

Ms. Hecimovich and Ms. VanderWeele had no comments.

Mr. Johnson spoke to touring the correctional facility's waste treatment center at Point MacKenzie, which produces class A biosolids. Stated Mr. Del Ray Hobbs has a state agriculture parcel and uses biosolids. Both Valley Utilities management and Mr. Hobbs invited the board to come and take a tour of the facility.

Mr. Marsh appreciated the discussion of the issues on this agenda.

Mr. Olsen was impressed with the work of the staff.

Mr. Skinner appreciated chairing the meeting tonight, discussed good issues tonight.

Mr. VanderWeele, stated that next year he will be attending Palmer High School, which has the largest agricultural program in the state. He will have lots of students to represent next year.

Ms. Weiant announced that the August meeting needs to be moved due to a conflict with an assembly meeting. Board concurred to use that date for the tour of the two facilities in Point MacKenzie who use biosolids.

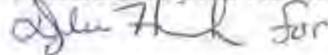
VII. NEXT MEETING

A. July 20, 2016, 4:30 p.m., Assembly Chambers

XV. ADJOURNMENT

Mr. Skinner adjourned the meeting at 5:35 p.m.

AGRICULTURE ADVISORY BOARD



Norman Rex Harris, Chairman

ATTEST:



Elizabeth Derbonne, Department Administrative Specialist

MATANUSKA-SUSITNA BOROUGH
AGRICULTURE ADVISORY BOARD
RESOLUTION NO. 16-05

A RESOLUTION RECOMMENDING ASSEMBLY ACTION TO ESTABLISH POLICY FOR AGRICULTURE ADVISORY BOARD REVIEW OF AGRICULTURAL APPLICATIONS, LEASES, AND SALES.

WHEREAS, the Agriculture Advisory Board was enacted by Matanuska-Susitna Borough Ordinance 15-050 to provide advice to the assembly and manager on agricultural issues; and

WHEREAS, subdivision, lease, sale, and other business use of agricultural property was an identified issue at the Matanuska-Susitna Borough Agriculture Forum on November 10, 2014; and

WHEREAS, a fundamental request at the Agriculture Forum and of the Ad Hoc Committee was that the Borough provide as much consistency as possible across all Borough-sold agriculture property.

NOW, THEREFORE, BE IT RESOLVED, that the Matanuska-Susitna Borough Agriculture Advisory Board recommends the Matanuska-Susitna Borough Assembly pass an Ordinance for policy to govern Agriculture Advisory Board review in Part 5 of Land and Resource Management Policy and Procedure Manual, changes of which will be moving forward to the Assembly as one document. Changes in Part 5. Subsection 1.1 Authority, add 23.10.070; and, Subsection 2.1 Classification, add Subsection 2.1 A and move Classification from Subsection 2.1 to Subsection 2.1 B.

A. Review by the Agriculture Advisory Board for recommendations to the Assembly shall occur prior to the Matanuska-Susitna Borough disposition of interest, including but not limited to lease, sale, classification, or establishment of a non-farm business on previously classified and sold borough agriculture property.

i. This shall include any agricultural property in which the borough holds an interest through acquisition, sale under Title 15, Title 13, or Title 23, whether the property is governed by Borough covenants, conditions, and restrictions or State covenants, conditions, and restrictions.

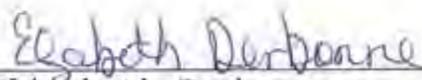
B. Classification. The land shall first be classified per classification procedures as "Agricultural lands."

ADOPTED by the Matanuska-Susitna Borough Agricultural Advisory Board this 21st day of September, 2016.



Norman Rex Harris, Chairman

ATTEST:


Elizabeth Derbonne,
Department Administrative Specialist

MATANUSKA-SUSITNA BOROUGH
AGRICULTURE ADVISORY BOARD
RESOLUTION NO. 16-06

A RESOLUTION RECOMMENDING ASSEMBLY ACTION TO ESTABLISH POLICY THAT COMPLIES WITH RIGHT TO FARM STATUTE ALASKA STATUTE 9.45.235 AND CONTRACT WITH MATANUSKA SUSITNA BOROUGH SOIL AND WATER CONSERVATION DISTRICTS TO ASSIST IN DEVELOPMENT OF BOROUGH AGRICULTURE CLASSIFIED PROPERTY FARM CONSERVATION PLANS

WHEREAS, the Agriculture Advisory Board was enacted by Matanuska-Susitna Borough Ordinance 15-050 to provide advice to the assembly and manager on agricultural issues; and

WHEREAS, development and enforcement of Borough required Farm Conservation Plans was an identified issue at the Matanuska-Susitna Borough Agriculture Forum on November 10, 2014; and

WHEREAS, a majority of the participants at the Agriculture Forum indicated the Borough is remiss in now enforcing agricultural use of property classified and sold by the Borough as "agricultural lands"; and

WHEREAS, Borough staffing is not sufficient to provide Farm Conservation Plan development, implementation assistance, and enforcement in a timely manner; and

WHEREAS, the majority of participants in the Agriculture Forum thought borough staff involvement in use, planning, and site visits could be considered too intrusive; and

WHEREAS, a fundamental request at the Agriculture Forum and of the Ad Hoc Committee was that the Borough provide as much

consistency as possible across all Borough-sold agriculture property; and

WHEREAS, Alaska Statute 9.45.235 states an agricultural facility or an agricultural operation at an agricultural facility is not a private nuisance if the governing body of the local soil and water conservation district advises the commissioner in writing that the facility or operation is consistent with a soil conservation plan developed and implemented in cooperation with the district.

WHEREAS, utilizing contract services of the three soil and water conservation districts (SWCD) in the Matanuska-Susitna Borough would provide agricultural property owners with more expedient access to personnel for Farm Conservation Plan development and implementation; and

WHEREAS, SWCD personnel reside in the same locality as their cooperators.

NOW, THEREFORE, BE IT RESOLVED, that the Matanuska-Susitna Borough Agriculture Advisory Board recommends the Matanuska-Susitna Borough Assembly pass an Ordinance for policy for development of Farm Conservation Plans and inspection for same in Part 5 of Land and Resource Management Policy and Procedure Manual, changes of which will be moving forward to the Assembly as one document. Changes in Part 6, Subsection 6.1 Soil and Water Conservation Plan;

6.1 [SOIL AND WATER] Farm Conservation Plan and Right to Farm statute.

(a) Pursuant to ALL agricultural property sold by the Borough being sold at restricted fair market value price or Ag rights only price, with agricultural use required in perpetuity, borough code to maximize agricultural capability to the extent feasible and practical, and Alaska Statute 9.45.235, all borough agricultural property owners will:

- (1) Be a cooperator with their appropriate Soil and Water Conservation District (SWCD), and
- (2) Provide a Farm Conservation Plan to the Borough, which will be developed with the assistance of the appropriate soil and water conservation district personnel and reviewed by the appropriate SWCD Board and returned to MSB Land and Resource Management Division for approval by the Borough Manager.

a. The Farm Conservation Plan will be included in the case file and will run with the land until/unless specifically changed and allow for farm visits from the appropriate SWCD personnel for the purposes of assistance in implementation

and to provide Farm Conservation Plan information to MSB employees for use in the property case file, and

- (3) Follow any other requirements of deed restrictions (Title 15), Ag rights (Title 13) deed or covenants, conditions, and restrictions, or covenants, conditions, and restrictions of Title 23 Ag properties.

[THE PROSPECTIVE PURCHASERS WILL BE INFORMED THAT TECHNICAL PLANNING ASSISTANCE IS AVAILABLE THROUGH THE LOCAL SOIL AND WATER CONSERVATION DISTRICT IN COOPERATION WITH THE UNITED STATES DEPARTMENT OF AGRICULTURE, NATURAL RESOURCE CONSERVATION SERVICE.]

(b) Fallow is NOT a farm plan.

ADOPTED by the Matanuska-Susitna Borough Agricultural Advisory Board this 21st day of September, 2016.



Norman Rex Harris, Chairman

ATTEST:


Elizabeth Derbonne,
Department Administrative Specialist

**Greater Talkeetna Road Service Board of Supervisors
Minutes of Regular Meeting
August 11, 2016**

A regular meeting of the Greater Talkeetna Road Service Area Board of Supervisors (RSA 29) was held at the Talkeetna Fire Hall on August 11, 2016. Board members John Strassenburgh and Billy FitzGerald were present. MSB Road Superintendent Mike Lachelt also attended.

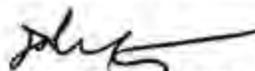
- I. There was a quorum, and the meeting was called to order at 7:06 pm.
- II. Minutes of the May 12, 2016 meeting were approved. Note that the June 9, 2016 and July 14, 2016 meetings were cancelled due to lack of a quorum.
- III. The only discussion item was the Beaver Road Gravel Pit and its use by AHTNA to extract gravel for the Talkeetna Airport Improvement project. ATHNA and the MSB entered into a Gravel Site Development and Material Sale Contract (MSB001712) as of August 1, 2016. Because of the importance of the Beaver pit to the RSA, the Board reviewed the contract relative to a list of concerns previously sent to the MSB (see email dated July 21, 2016 to Eric Phillips and others). The Board voted to communicate the following concerns to the MSB Land Management and Public Works.
 1. This contract covers some areas that are under the purview of Public Works and others that are under Community Development/Land Management, and therefore compliance monitoring duties are divided, functionally if not technically, between these two departments. The RSA therefore requests that the two departments coordinate with each other to ensure that compliance with all requirements of the contract is properly monitored and enforced.
 2. The RSA has a concern about the maintenance of South Beaver Road with respect to potential effects on flooding. The RSA requests, when performing the required grading, dust control, traffic control, public safety, etc. that the contractor NOT raise the elevation of the road. Raising the elevation could potentially create a de facto dike that could direct water in ways that would exacerbate the impacts of the flood.
 3. The RSA has previously received complaints from nearby residents about hours of operation, including work in the Pit continuing until 11:40pm at night. The contract limits certain operations to 8:00am to 5:00pm Monday through Saturday, but the implication of this requirement is that the

neighbors should not be disturbed beyond normal working hours regardless of the type of equipment, machinery, or operation causing the disturbance. We have received no recent complaints.

4. The contract contains remediation requirements that appear appropriate. However (as evidenced by photos sent to the RSA from a concerned community member), the overburden may be unusually deep, and potentially underlain by a layer of silt, at least in certain spots. If this turns out to be the case and if it is widespread, there may be more overburden that can be used in remediation. We don't really know yet, but this volume of material may present a disposal problem for the contractor. The RSA requests that this be kept in mind as the project proceeds to ensure proper remediation and disposal.
5. The Board also raised a question as to whether the contractor is contemplating disposing of the overburden from the airport project itself at the Beaver pit. The Board notes that the contract (see 6.(q)(4) page 8) addresses the question of waste disposal, and includes overburden "not used in berms or revegetation" in its definition of waste. The Board interprets this section as piles of overburden are not allowed at the Beaver Pit.
6. Mike will check on the possible availability of recycled asphalt from the Airport Improvement project for use by the RSA.
7. The Board notes that at 1.(a), page 1 and 5., page 3 of the contract covers only the sale and extraction of material above the elevation of approximately 380 feet, which is intended to define the current floor of the pit. To avoid any potential misunderstanding, the Board requests that this floor limit be clarified to the contractor.
8. The Board notes that the performance and financial responsibility bond is \$25,000. Considering the magnitude of the project and potentially significant liability issues, this amount appears unreasonably and inappropriately low.

V. The meeting was adjourned at 8:38 pm.

Respectfully submitted,


John Strassenburgh
RSA 29 Primary





Greater Willow

RSA 20 Advisory Board Meeting
March 30, 2016
Willow Area Community Center 6:30 PM

RECEIVED
SEP 15 2016
CLERKS OFFICE

I. CALL TO ORDER:

Meeting Called to order at 6:30 PM by Tom Phillips

II. Pledge OF ALLEGIENCE

Tom Phillips

III. DETERMINATION OF QUORUM—YES

A. Assemblyman Randall Kowalke, Thomas Phillips, Alex Senta MSB Project Manager
Gregg Origer, Todd Smolden

IV. APPROVAL OF AGENDA- Motion by Tod Smolden, 2nd by Gregg Origer-passed

V. APPROVAL OF MINUTES- Motion by Gregg Origer, 2nd by Tod Smolden-passed.

VI. AGENCY REPOSTS; Assemblyman Kolwaske reported state legislature is dumping retirement costs on borough and cities. The fair has been sold, some cost still to come but the borough is out of the long term debt. We need to look at the budget process for the borough particularly for our RSA.

VII. STAFF REPORTS

MSB Project Manager, Alex: Senta handed out a budget report (what does it mean), chapter 4.48 Local Road Service area Advisory Board, MSB code for information, a subdivision Construction Manual (6-18-91) as reference material for subdivision road improvement guide and the maintenance contract for RSA 20 Annual Road Maintenance, Special Provisions FY2015. In addition Mr. Origer was given a set of maps for RSA20 and Road Service Area Operating Manual. Had a discussion referring to Title 43 & 17. The platting—07M—Assembly process to establish new roads in an RSA, the use of an LID for improvements to borough code. General discussion regarding our relationship with the O&M staff.

Contractor Spain reports: No representation.

VIII. BOARD MEMBER REPORTS

Tom Phillips: Attended RSA Supervisors monthly meeting at Sta 73, 3/18/16 @ 6:30pm.

A. Approved minutes of February 18 meeting. Included training on budget, CIP projects, Blue Ribbon Tsk Force report, O&M report, Terry Dolan FY 2017 budget went to Ms. Heindel in February, some CIP projects still in design. Winter maintenance more sanding than snow removal. Estimated 436 million in federal road funds over next 5 years.

B. Topic, How effective is the Board of supervisors? No defined answer at this time.

IX. OLD BUSINESS

A. Hydrology study for Stinson culvert, Mr. Senta reported all funding in place from FEMA, will take time to do study and work up to bidding process and award of contract for repair.

B. Willow Creek Parkway over run, what funds were used? All covered by grant, no RSA funds required

C. What is the revenue balance for the 6600 and 2100 accounts for RSA 20? We had a lengthy discussion regarding the budget, recued budget reports and discussed the mill rate. Mr. Kowalke advised us an audit is to be done that may shift some of the financial responsibilities and could affect our budget needs however that would not likely be completed prior to the budgets approval by the Assembly. IN conclusion we propose to move forwards with the current mil rate of 3.5 for the RSA.

X. NEW BUSINESS

A. Meeting dates and location? 2nd Wednesday of the months of June, September and November at 6:30 at the Willow Community Center.

B. Budget, Admin costs increasing \$800,000 per year, there is a move to reduce tax assessments due to wildfire, and our assembly rep would like to reduce the mill rate. Dicussed and resolved in n Old Business.

C. Other issues, crack sealing contract, and Revenue sharing for minor project?

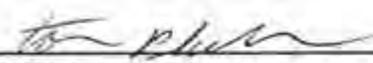
D. Eileen St. under water due to lake of drainage. Received complaint today and inspected the issue, would take several dollars to fix. Reported to Mr. Senta.

E. Elected positions for this RSA are as follows: Primary Tom Phillips, Vice Tod Smolden, Secretary Gregg Origer.

XII. CORRESPONDENCE

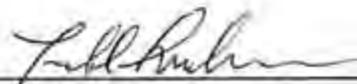
XIII. Next meeting is scheduled for June 8 , 2016 at 6:30 pm.

XIV. Mr. Origer Motioned to adjourn, Mr. Phillips seconded, the meeting adjourned at 8:25 pm.



RSA Supervisor

9-14-16



RSA Supervisor

9/14/16

RSA Supervisor

Matanuska-Susitna Borough
FISH AND WILDLIFE COMMISSION
Thursday, August 18, 2016, 6:00pm

RECEIVED
SEP 19 2016
CLERKS OFFICE

MINUTES

I. CALL TO ORDER/ROLL CALL

The meeting was called to order at 6:05pm by Chair Terry Nininger at MSB in Palmer. Quorum was established with six members present: Howard Delo, Andy Couch, Larry Engel, Terry Nininger, Jehnifer Ehmann and Mike Wood. Also present: Bruce Knowles, Frankie Barker, Fred Dyson, Gary Fandrei, Lisa Ka'aihue and Andy Wizik.

II. APPROVAL OF AGENDA

Larry made a motion to approve the agenda. Howard seconded the motion. The motion was approved.

III. MINUTES OF PRECEEDING MEETING

Larry made a motion to approve the minutes from May 19, 2016. Howard seconded the motion. One correction was made. The motion was approved.

IV. CORRESPONDENCE/ ANNOUNCEMENTS

Larry indicated that Dr. David Welch wanted the commission to comment on his report about the East-Side Set Net Fishery study submitted this summer. Frankie indicated that ADF&G sent a letter on August 3, 2016 to cancel the contract for the *Economic Contributions of Sportfishing in Cook Inlet* study due to their contracting constraints. She was contacted by Robert Ruffner, BOF member, who would like to come to the FWC's September meeting and see some of the Mat-Su fisheries areas.

Terry commented that the commission committee put together a great itinerary for the BOF members even though no members were able to attend. Thanks to Mike, Andy and Tom Kluberton for offering their services.

V. PERSONS TO BE HEARD

Senator Fred Dyson spoke about the impacts of beaver dams on salmon. He advocated for involving volunteer citizen groups to monitor beaver dam problems in light of resource constraints with ADF&G.

VI. COOK INLET AQUACULTURE ASSOCIATION

Gary Fandrei, CIAA Executive Director, spoke about the work that CIAA has done since being founded in 1976. They operate hatcheries and conduct special projects to retain natural systems. Their territory includes all waters that drain into Cook Inlet from Denali to Seward. Andy Wizik spoke about the work that CIAA is doing in the Mat-Su on beaver dams that affect salmon streams. They have surveyed over 60 systems and notched 100 beaver dams with funding assistance from MSB. They only notch dams that hold back salmon; many are perennial problems that they know about. Beavers will rebuild notched areas within 24-36 hours. Andy also spoke about CIAA's work in Shell Lake to restore salmon populations. They have been releasing sockeye smolt and counting emigration to determine survival rates in light of pike

predation, infectious diseases and other factors. They released 80,000 smolt in 2014 and only 20,000 escaped. Pike prefer salmon over all other food sources. CIAA has also been doing pike suppression work in Shell, Whiskey, Hewitt and Chelatna lakes. The commission submitted a proposal to BOF that Shell Lake sockeye be declared a "stock of concern".

Commissioners discussed the pros and cons of beaver dams and whether future action was needed. Larry made a motion to develop a method for public involvement in beaver dam work and establish a subcommittee to work on the issue. Howard seconded the motion and it was approved. Terry volunteered to be on the subcommittee along with Larry and Howard.

VII. BOF PREPARATION

Terry indicated that BOF proposal books are available online but ADF&G will be printing a limited run. Frankie suggested that we could contribute funding to the print run to get copies. Bruce, Ricky Gease and Patty Sullivan have been communicating about a survey of fisherman, specifically Kenai dipnetters.

Bruce and Jehnifer left the meeting at 8:05pm.

The fall BOF work session is October 18-20 in Kenai. Terry, Andy and Mike indicated that they plan to attend. The FWC submitted 7 proposals but some may not be in the book. The RFP for the BOF publication has been issued. Due date is August 26. A review committee may be needed if more than 1 bid is received. Frankie will be sending out a request for BOF Coordination services soon.

VIII. FISH RESEARCH REPORTS

Frankie distributed a spreadsheet listing all the fish research contracts and the funds that have been spent. The ADF&G contract for the sportfishing economics study has been cancelled. One project has been completed which was done by Kintama and a report was submitted in May.

IX. SPORTFISHING ECONOMIC STUDY (ADF&G)

MSB will issue an RFP for the sportfishing economics report with a budget of \$125,000. Frankie has requested a letter from ADF&G indicating that they will collaborate with the FWC and the contractor on the project. The original ADF&G proposal was distributed along with the draft RFP for MSB to take on the project.

X. RIPARIAN BUFFER ORDINANCE

Frankie sent a memo to the Assembly indicating proposed changes to the ordinance including removing Cache Creek since it is an active mining district regulated by the state. Terry contacted the Alaska Miners Association and informed them of the proposed changes. Frankie reported that the ordinance went to the Assembly on August 2 for introduction. They approved a motion to have the ordinance sent back to the Planning Commission, asked the staff to develop a public process and have it come back to the Assembly by December 6. She intends to ask the Assembly to delay the action until later in 2017 due to BOF preparation and other projects. Commissioners were okay with delaying this action.

XI. SEASON SUMMARY

Andy asked if the commissioners want to develop questions for the season summary meeting with ADF&G. October 27 was suggested for the season summary meeting. Commissioners should bring questions with them to the September meeting. Larry commented on the sockeye predictions and counts that were considerably off.

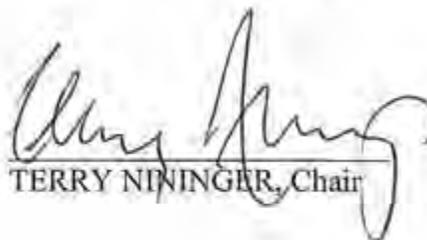
XII. MEMBER COMMENTS

Howard suggested a narrow focus for any beaver program. Larry asked to see if FWC's proposals were in the BOF book. Mike said that the state is still working on Su-Hydro even though the Governor announced that it was shut down. He noted the large amount of sockeyes, seals and belugas in the inlet this year. Andy spoke about the connectivity of streams and beaver dams. Frankie showed the Salmon Project book that was just published. Terry commented on the Salmon Partnership site tour this week that featured Jim Creek, Mud Lake and McRoberts Creek projects in the Knik Public Use area.

XII. ADJOURN

Meeting was adjourned at 9:30pm.

ATTEST: 
FRANKIE BARKER, Staff


TERRY NINNINGER, Chair

RECEIVED

SEP 27 2016

CLERKS OFFICE

By: Sara Jansen
Introduced: August 15, 2016
Public Hearing: September 19, 2015
Action: Approved

**MATANUSKA-SUSITNA BOROUGH
PLANNING COMMISSION RESOLUTION NO. 16-27**

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH PLANNING COMMISSION RECOMMENDING THAT THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY ADOPT THE FY 2018-2023 CAPITAL IMPROVEMENT PROGRAM.

WHEREAS, MSB 3.04.060 requires the Borough Planning Department to develop a six-year capital improvement plan for proposed Capital Improvement Program; and

WHEREAS, Chapter 3.04.060 of the Borough code requires the Planning Commission to review and comment on the proposed Capital Improvement Program each year; and

WHEREAS, the Capital Improvement Program includes aviation, transportation, transit, port, plans, general public facilities, emergency services equipment and facilities, recreational facilities, trails, water resources, and school projects; and

WHEREAS, outreach was made to the general public, Community Councils, Borough staff, and Advisory Boards to submit nominations; and

WHEREAS, the Matanuska-Susitna Borough Assembly passed Resolution 15-097 in September, 2015 approving state legislative priorities for 2015; and

WHEREAS, a total of 228 submitted projects were reviewed by staff and subject matter experts against the evaluation criteria

established for all nominations to the Capital Improvement Program to create prioritized lists for each section of the Capital Improvement Program; and

WHEREAS, the Matanuska-Susitna Borough Transportation Advisory Board and the Matanuska-Susitna Borough Aviation Advisory Board, and the Borough Port Commission reviewed the prioritized lists and contributed their expertise to the lists, necessitating some re-ordering of priorities; and

WHEREAS, the advisory boards passed resolutions demonstrating support for the projects and confirmed the top ten priority projects for each section; and

WHEREAS, nominations which did not fall under the purview of the advisory boards were reviewed by staff; and

WHEREAS, a FY 2018-2023 Capital Improvement Program document was compiled for the Planning Commission review; and

WHEREAS, the Matanuska-Susitna Borough Planning Commission has reviewed the proposed Capital Improvement Program for FY 2018-2023.

NOW, THEREFORE, BE IT RESOLVED, that the Matanuska-Susitna Borough Planning Commission hereby recommends to the Matanuska-Susitna Borough Assembly to adopt the FY 2018-2023 Capital Improvement Program.

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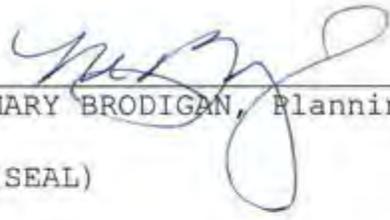
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ADOPTED by the Matanuska-Susitna Borough Planning Commission this 19th day of September, 2016.



JOHN KLAPPERICH, Chair

ATTEST



MARY BRODIGAN, Planning Clerk
(SEAL)

YES: *Klapperich, Anderson, Vague, Bendig, and Adams*

NO:

RECEIVED

SEP 19 2016

CLERKS OFFICE

By: Susan Lee
Introduced: Sept. 19, 2016
Public Hearing: October 3, 2016
Action: Approved

MATANUSKA-SUSITNA BOROUGH

PLANNING COMMISSION RESOLUTION NO. 16-29

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH PLANNING COMMISSION APPROVING A CONDITIONAL USE PERMIT FOR THE EXPANSION OF THE LIQUOR PACKAGE STORE AT KNIK SUPER STORE, LOCATED ON LOT 1, SETTLERS BAY LODGE SUBDIVISION, 5721 S. KNIK GOOSE BAY ROAD, WITHIN TOWNSHIP 17 NORTH, RANGE 2 WEST, SECTION 34, SEWARD MERIDIAN.

WHEREAS, an application for a conditional use permit under the requirements of MSB 17.70 was submitted by RMB LLC for the expansion of the Knik Super Store liquor package store on Lot 1, Settlers Bay Lodge Subdivision, 5721 S. Knik Goose Bay Road, within Township 17 North, Range 2 West, Section 34, Seward Meridian; and

WHEREAS, a liquor package store or modification of an existing conditional use is only permitted upon the issuance of a conditional use permit; and

WHEREAS, the Planning Commission conducted a public hearing on October 3, 2016 on this matter; and

WHEREAS, the Planning Commission reviewed the application, associated materials, and the staff report containing findings of fact and conclusions of law; and

WHEREAS, the proposed expansion is 1,659 square feet in size. The existing liquor store is approximately 600 square feet in size, located within the existing 3,036 square foot

convenience store building. After the expansion the entire building will be 4,695 square feet in size; and

WHEREAS, in addition to the liquor package store there is a convenience store, fuel station, and car wash on the lot; and

WHEREAS, the property is located at the intersection of Knik Goose Bay Road and Settlers Bay Drive; and

WHEREAS, the facility is located on a lot that is already commercially developed and is surrounded by commercial development; and

WHEREAS, the property is located within the Knik-Fairview Comprehensive Plan planning area, which does not specifically address commercial liquor uses; and

WHEREAS, the Knik-Fairview Comprehensive Plan addresses commercial development and gives the following recommendations: Commercial uses/activities should be encouraged to cluster around existing commercialized and high traffic areas identified on the land use map. Commercial development may be conditionally permitted outside of these identified areas on a limited basis depending on compatibility with surround area; and

WHEREAS, the proposed development is within a commercialized and high traffic area identified on the comprehensive plan land use map; and

WHEREAS, the proposed liquor store expansion is consistent with the Knik-Fairview Comprehensive Plan as the property is

located in an area that is already developed with commercial uses; and

WHEREAS, the liquor package store is located within the Matanuska-Susitna Borough Comprehensive Plan (2005 Update) planning area, which does not specifically address alcoholic beverage uses; and

WHEREAS, the proposed liquor package store expansion is consistent with the following land use goals and policies: Goal LU-1: Protect and enhance the public safety, health, and welfare of Borough residents. Policy LU1-2: Provide for consistent, compatible, effective and efficient development within the Borough. Goal LU-2: Protect residential neighborhoods and associated property values. Policy LU2-1: Develop and implement regulations that protect residential development by separating incompatible uses, while encouraging uses that support such residential uses including office, commercial and other mixed-use development that are shown to have positive cumulative impacts to the neighborhood. Goal LU-3: Encourage commercial and industrial development that is compatible with residential development and local community desires. Policy LU3-1: Develop and implement regulations that provide for non-residential development; and

WHEREAS, the proposed liquor package store meets the goals and policies of the Borough-wide comprehensive plan, as it is consistent with the existing development patterns; and

WHEREAS, the properties immediately surrounding the site are commercial; and

WHEREAS, the permit request is to expand the existing liquor package store, which has been in operation since 2009; and

WHEREAS, the proposed expansion of the package store will provide additional conveniences to the community; and

WHEREAS, the nearest other operating package store is located at Three Bears, approximately two miles north of this site on Knik Goose Bay Road; and

WHEREAS, the building's exterior is similar to other commercial buildings in the area; and

WHEREAS, Knik Super Store has been in operation since 2009 and the borough has not received any complaints regarding its operation; and

WHEREAS, the borough has no record of complaints filed under MSB 8.40 Liquor License Referrals, against any existing liquor package stores in the area; and

WHEREAS, the nearest school is Goose Bay Elementary School, which is about 2.2 miles from the site; and

WHEREAS, the nearest church is located on the north side of Knik Goose Bay Road and is located more than 200 feet from this facility. This church was constructed after Knik Super Store started operating; and

WHEREAS, state regulations preclude package store licenses within 200 feet of a school or church; and

WHEREAS, the lot is 1.2 acres in size; and

WHEREAS, one of the conditions of approval of the 2009 conditional use permit for the Knik Super Store package store stated "The landscaped areas as indicated on the site plan must be maintained." Landscaping has not been planted and/or maintained and some of the areas indicated as landscaping on the site plan have been paved; and

WHEREAS, an amended site plan has been submitted showing areas of the site that will be landscaped; and

WHEREAS, the convenience store building that the package store is located in is in compliance with the borough setback requirements; and

WHEREAS, customers enter the building through the same exterior door and there is a separate internal door into the liquor store; and

WHEREAS, there are separate cashier counters for the liquor store and convenience store; and

WHEREAS, the hours of operation for the liquor store are 9 a.m. to 3 a.m. seven days a week. The convenience store is open 24 hours a day; and

WHEREAS, the parking lot is paved which should control the dust; and

WHEREAS, there are building mounted lights around the exterior of the building and the fuel canopy also provides lighting for the site; and

WHEREAS, there is a building mounted sign advertising *Knik Super Store* above the door to the building and some smaller window signs in the liquor store area. There is also a free standing pole sign advertising the fuel prices; and

WHEREAS, no new signage is proposed; and

WHEREAS, the operation must comply with the maximum permissible sound level limits allowed per the requirements of MSB 8.52 - Noise, Amplified Sound and Vibration; and

WHEREAS, the existing driveway on the northeast side of the lot has been permitted by the borough; and

WHEREAS, as conditions of approval for the driveway on the northeast side of the lot is that this driveway be posted with a sign stating "ENTER ONLY" on the east side and "NO EXIT" on the west side; and

WHEREAS, there is a common access area between Lots 1 and 2 where customers can also access the facility from a driveway off

of Knik Goose Bay Road and a driveway on the southeast end of the lot off of Settlers Bay Drive; and

WHEREAS, no additional driveways are proposed; and

WHEREAS, according to the ITE Trip Generation Manual, 7th Edition, the convenience store and gas station would generate 156 trips during the peak P.M. hour and the expansion of the package store would generate 9 additional trips during the peak P.M. hour, increasing the traffic by less than 6%; and

WHEREAS, there will be 19 parking spaces and one handicapped accessible space; and

WHEREAS, there will be one parking space for every 234 square feet of floor area for the entire building; and

WHEREAS, the facility will be operating within an established commercial area that continues to expand and develop; and

WHEREAS, staff obtained accident data for one square mile around the site for the years 2012 - 2013. During that time period there were 34 accidents in the area of which two were alcohol-related; and

WHEREAS, there is no information available to determine where the individuals involved in the alcohol-related accidents obtained the alcoholic beverages; and

WHEREAS, a package store does not serve liquor on the premises; and

WHEREAS, the Alcoholic Beverage Control Board (ABC) has no record of violations by RMB LLC; and

WHEREAS, based on evidence in the record, there is no information indicating that the applicant is untrustworthy or unfit to conduct business in the borough or that the applicant is a potential source of harm to the public.

NOW, THEREFORE, BE IT RESOLVED, that the Matanuska-Susitna Borough Planning Commission hereby adopts the aforementioned findings of fact and makes the following conclusions of law supporting approval of Planning Commission Resolution No. 16-29:

1. The conditional use is compatible with and will preserve or not materially detract from the value, character and integrity of the surrounding area (MSB 17.70.100(A)(1)(a)).
2. Evidence in the record indicates that this conditional use will not be harmful to the public health, safety, convenience and welfare (MSB 17.70.100(A)(1)(b)).
3. Sufficient setbacks, lot area, buffers or other safeguards are being provided (MSB 17.70.100(A)(1)(c)).
4. There will not be any negative effects upon the properties in the area due to such factors as dust, noise, obtrusive advertising and glare (MSB 17.70.100(A)(2)(a)).

5. There should not be any negative effect on the safety, efficient flow of traffic on any highway, arterial, collector or street from which access to and from the establishment is obtained (MSB 17.70.100(A)(2)(b)).
6. Measures are in place to reduce any negative affect upon adjacent and nearby properties, as the expanded package store is located within an existing convenience store, no new driveways, signage, or lighting is proposed, and there will be landscaping adjacent to Settlers Bay Drive and Knik Goose Bay Road (MSB 17.70.100(A)(2)(c)).
7. Adequate parking is being provided, as there are 19 regular parking spaces and one handicapped accessible space (MSB 17.70.100(A)(2)(d)).
8. Access to the premise should not create an unreasonable traffic hazard (MSB 17.70.100(A)(2)(e)).
9. Traffic should not overtax existing road systems (MSB 17.70.100(A)(2)(f)).
10. The proposed expansion to the liquor package store is compatible with the character of the surrounding neighborhood (MSB 17.70.100(A)(2)(g)).
11. There is no evidence that the expansion of the package store at this location will increase the crime rate in

the area or increase alcohol-related accidents (MSB 17.70.110(B)(1)).

12. The applicant has not had a liquor license suspended or revoked in the 12 months preceding the application (MSB 17.70.110(b)(2)).

13. There has been no information submitted indicating that the applicant is untrustworthy or unfit to conduct business in the borough or that the applicant is a potential source of harm to the public (MSB 17.70.110(B)(3)).

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Matanuska-Susitna Borough Planning Commission hereby finds this application does meet the standards of MSB 17.70.100 and 17.70.110 and hereby approves the conditional use permit for the expansion of the Knik Super Store liquor package store with the following conditions:

1. The owner and/or operator shall comply with all other applicable federal, state, and local regulations.
2. If the operation expands or alters from the information submitted with the application, an amendment to the conditional use permit shall be required.

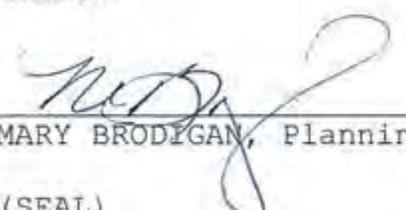
3. Signage and lighting shall be limited to that which does not directly shine onto the adjacent properties or thoroughfares.
4. The operation shall comply with the maximum permissible sound level limits allowed per the requirements of MSB 8.52 - Noise, Amplified Sound and Vibration.
5. The landscaping as indicated on the site plan shall be planted and installed by August 1, 2017. The landscaping shall be maintained.

ADOPTED by the Matanuska-Susitna Borough Planning Commission this 3rd day of October, 2016.



JOHN KLAPPERICH, Chair

ATTEST



MARY BRODYGAN, Planning Clerk
(SEAL)

YES:

NO:

RECEIVED

SEP 27 2016

CLERKS OFFICE By: Mark Whisenhunt
Introduced: August 15, 2016
Public Hearing: Sept. 19, 2016
Action: Approved

**MATANUSKA-SUSITNA BOROUGH
PLANNING COMMISSION RESOLUTION NO. 16-30**

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH PLANNING COMMISSION APPROVING A CONDITIONAL USE PERMIT (CUP) IN ACCORDANCE WITH MSB 17.67 - TALL STRUCTURES INCLUDING TELECOMMUNICATION FACILITIES, WIND ENERGY CONVERSION SYSTEMS, AND OTHER TALL STRUCTURES, FOR A 180 FOOT TALL TELECOMMUNICATION TOWER (NSL1), LOCATED AT 23619 W. PARKS HIGHWAY; MSB TAX ID # 18N04W11A001; WITHIN TOWNSHIP 18 NORTH, RANGE 4 WEST, SECTION 11, SEWARD MERIDIAN.

WHEREAS, an application for a Conditional Use Permit was submitted by MTA Communications to construct a 180-foot tall telecommunication tower at 23619 W Parks Hwy (Tax ID# 18N04W11A001); within Township 18 North, Range 4 West, Section 11, Seward Meridian; and

WHEREAS, it is the purpose and intent of MSB Chapter 17.67 to enable the orderly build-out of wireless telecommunication infrastructure, WECS, and other tall structures while promoting the health, safety, and general welfare of the public; and

WHEREAS, the Planning Commission has reviewed this application, associated materials, and the staff report, with respect to standards set forth in MSB 17.67; and

WHEREAS, the proposed tall structure is a 180-foot tall telecommunication tower; and

WHEREAS, the subject lot is not within a special land use district; and

WHEREAS, there are no existing tall structures at the subject property; and

WHEREAS, the applicant held a public meeting on June 1, 2016 at the Willow Community Center; and

WHEREAS, a certified mailing notification shows the notice was mailed on May 17, 2016 to all property owners within one-half mile of the subject property and to the Willow Area Community Council; and

WHEREAS, the notification included a legal description and map of the parcel, a description of the proposed development, the date, time, and location of the informational meeting, contact name, telephone number, and address of the applicant, and comment form created by the borough with a deadline to submit comments and submittal options; and

WHEREAS, exhibit F & G of the application material contains a copy of all received written comments, a written report summarizing the comments received during the public meeting, and a detailed response from the applicant; and

WHEREAS, the proposed tall structure site is 265 feet away from the Parks Highway right-of-way; and

WHEREAS, the proposed setback to the Parks Highway right-of-way is greater than the height of the tower; and

WHEREAS, the proposed access is "dog-legged" to make use of the heavily treed property for screening; and

WHEREAS, a computer model using topography and surface interference data was used to identify the best locations for the proposed location and tower height; and

WHEREAS, co-locating on existing towers were considered; however, it was determined the available spaces on existing towers did not provide coverage for the identified gaps in service; and

WHEREAS, the Matanuska-Susitna Borough Trail Plan identifies the Hessler-Norris Sled Dog trail as a winter only trail; and

WHEREAS, the Hessler-Norris Sled Dog trail, at its closest point is approximately 780 feet from the base of the proposed tower; and

WHEREAS, the subject property is heavily treed, which will aid in screening the proposed conditional use; and

WHEREAS, the Hessler-Norris Sled Dog trail, and other winter trails are located throughout the area of Willow; and

WHEREAS, according to the Matanuska-Susitna Borough's database of registered airport and landing strips, there are no existing airports or airfields within the one-half mile notice area; and

WHEREAS, according to a Federal Aviation Administration determination issued on June 21, 2016, the proposed tall structure will not be a hazard to air navigation; and

WHEREAS, the tower facility is located within a fenced and locked area. The fence is 6-feet in height and topped with barbed wire; and

WHEREAS, the proposed tower has been engineered in accordance with all state building codes; and

WHEREAS, the applicant submitted documents showing the proposed tower conforms to the Electronic Industries Alliance/Telecommunication Industries Association's EIA/TIA-22-G structures standards; and

WHEREAS, the proposed tower and transmission equipment will operate within radio frequency levels deemed safe by the Federal Communications Commission; and

WHEREAS, signs will be posted that contain: a contact number, owner information, federal antenna structure registration number, and a "no trespassing" notice; and

WHEREAS, signs will be posted on the surrounding 6-foot tall fence; and

WHEREAS, the site requires 240-volts for the operation of the facility; and

WHEREAS, a "high voltage - dangerous" sign will be located at the base of the facility; and

WHEREAS, fencing that surrounds the supporting telecommunication equipment will be 150 feet away from the closest (western) property line; and

WHEREAS, the proposed tall structure site is approximately 620 feet away from the northern lot line; and

WHEREAS, the proposed tall structure site is approximately 1,115 feet away from the eastern lot line; and

WHEREAS, two parking spaces will be provided at the proposed site.

NOW, THEREFORE, BE IT RESOLVED, that the Matanuska-Susitna Borough Planning Commission hereby adopts the aforementioned findings of fact and makes the following conclusions of law supporting approval of Planning Commission Resolution 16-30:

1. The proposed use meets the criteria to qualify for conditional use permit for the construction of a 180-foot tall structure (MSB 17.67.040(A)(2)); and
2. The applicant has met the pre-application requirements for new tall structures that require a Conditional Use Permit (MSB 17.67.050); and
3. The visibility of the proposed tall structures from public parks and trails has been minimized (MSB 17.67.080(B)(2)); and

4. The proposed tall structure will not interfere with the approaches to any existing airport or airfield that are identified in the borough's regional aviation system plan or by the Alaska State Aviation System Plan (MSB 17.67.080(B)(3)); and
5. The proposed tower will not be harmful to the public health, safety, convenience, and welfare (MSB 17.67.080(B)(4)); and
6. The proposed use meets the minimum setback distances from all property lines in accordance with MSB 17.55 (MSB 17.67.090(A)(1)); and
7. The minimum setback for the tower base is greater than the height of the tower (MSB 17.67.090(A)(2)); and
8. Adequate vehicle parking has been provided (MSB 17.67.090(B)(1)); and
9. Adequate signage has been provided (MSB 17.67.090(C)(1)(a)); and
10. A "high voltage - dangerous" sign will be posted in accordance with code (MSB 17.67.090(C)(1)(b)); and
11. A 24-hour emergency contact number has been provided (MSB 17.67.090(C)(1)(c)); and
12. A fence not less than six feet in height with a secured gate, is being provided (MSB 17.67.090(C)(2)).

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Matanuska-Susitna Borough Planning Commission hereby finds this application does meet the standards of MSB 17.30.060 and does hereby approve the conditional use permit for the earth material extraction activities with the following conditions:

1. The operation shall comply with all federal, state, local regulations, and the terms and conditions of the permit.
2. Authorized representatives of the borough shall be allowed to inspect the site and related records, at reasonable times for the purpose of monitoring compliance with all permit conditions. Upon reasonable notice from the borough, the permittee shall provide necessary assistance to facilitate authorized inspections (MSB 17.67.300(D)).
3. The facility shall be removed, at the owner's expense within 90 days after abandonment or termination of the permit in accordance with MSB 17.67.130(A)(1).
4. A fence 6-feet in height and topped with barbed wire shall be constructed and maintained in good working condition. The fence shall surround the base of the tower and supporting telecommunication equipment as indicated on the site plan dated August 24, 2016.

5. The following informational signage shall be visibly posted at the tower site:
 - a. The antenna structure registration number required by the Federal Communications Commission.
 - b. The party responsible for the operation and maintenance of the facility.
 - c. Warning signs shall be located at the base of the facility and shall display in large, bold, high contrast letters the following: "HIGH VOLTAGE - DANGER".
 - d. A 24-Hour emergency contact number.
6. The tower shall be lit in accordance with the Federal Aviation Administration's voluntary lighting guidelines.

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ADOPTED by the Matanuska-Susitna Borough Planning Commission this 19th day of September, 2016.



JOHN KLAPPERICH, Chair

ATTEST



MARY BRODIGAN, Planning Clerk
(SEAL)

PASSED UNANIMOUSLY: Klapperich, Anderson, Vague, Kendig, and Adams

RECEIVED

SEP 27 2016

CLERKS OFFICE

By: Mark Whisenhunt
Introduced: August 15, 2016
Public Hearing: Sept. 19, 2016
Action: Approved

**MATANUSKA-SUSITNA BOROUGH
PLANNING COMMISSION RESOLUTION NO. 16-31**

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH PLANNING COMMISSION APPROVING A CONDITIONAL USE PERMIT (CUP) IN ACCORDANCE WITH MSB 17.67 - TALL STRUCTURES INCLUDING TELECOMMUNICATION FACILITIES, WIND ENERGY CONVERSION SYSTEMS, AND OTHER TALL STRUCTURES, FOR A 180 FOOT TALL TELECOMMUNICATION TOWER (DLY1), LOCATED AT 41238 W. PARKS HIGHWAY; MSB TAX ID # 20N04W06C003; WITHIN TOWNSHIP 20 NORTH, RANGE 4 WEST, SECTION 6, SEWARD MERIDIAN.

WHEREAS, an application for a Conditional Use Permit was submitted by MTA Communications to construct a 180-foot tall telecommunication tower at 41238 W. Parks Hwy (Tax ID# 20N04W06C003); within Township 20 North, Range 4 West, Section 6, Seward Meridian, Government Lot 6; and

WHEREAS, it is the purpose and intent of MSB Chapter 17.67 to enable the orderly build-out of wireless telecommunication infrastructure, WECS, and other tall structures while promoting the health, safety, and general welfare of the public; and

WHEREAS, the Planning Commission has reviewed this application, associated materials, and the staff report, with respect to standards set forth in MSB 17.67; and

WHEREAS, the proposed tall structure is a 180-foot tall telecommunication tower; and

WHEREAS, the subject lot is not within a special land use district; and

WHEREAS, there are no existing tall structures at the subject property; and

WHEREAS, the applicant held a public meeting on June 1, 2016 at the Willow Community Center; and

WHEREAS, a certified mailing notification shows the notice was mailed on May 17, 2016 to all property owners within one-half mile of the subject property and to the Willow Area Community Council; and

WHEREAS, the notification included a legal description and map of the parcel, a description of the proposed development, the date, time, and location of the informational meeting, contact name, telephone number, and address of the applicant, and comment form created by the borough with a deadline to submit comments and submittal options; and

WHEREAS, Exhibit F & G of the application material contains a copy of all received written comments, a written report summarizing the comments received during the public meeting, and a detailed response from the applicant; and

WHEREAS, the proposed tall structure site is approximately 290 feet away from the Parks Highway right-of-way; and

WHEREAS, the proposed setback to the Parks Highway right-of-way is greater than the height of the tower; and

WHEREAS, a computer model using topography and surface interference data was used to identify the best locations for the proposed location and tower height; and

WHEREAS, co-locating on existing towers were considered; however, it was determined the available spaces on existing towers did not provide coverage for the identified gaps in service; and

WHEREAS, the Matanuska-Susitna Borough Trail Plan does not identify any trails within the one-half mile notice area; and

WHEREAS, the subject property is heavily treed, which will aid in screening the proposed conditional use; and

WHEREAS, according to the Matanuska-Susitna Borough's database of registered airport and landing strips, there are no existing airports or airfields within the one-half mile notice area; and

WHEREAS, according to a Federal Aviation Administration determination issued on June 21, 2016, the proposed tall structure will not be a hazard to air navigation; and

WHEREAS, the tower facility is located within a fenced and locked area. The fence is 6-feet in height and topped with barbed wire; and

WHEREAS, the proposed tower has been engineered in accordance with all state building codes; and

WHEREAS, the applicant submitted documents showing the proposed tower conforms to the Electronic Industries Alliance/Telecommunication Industries Association's EIA/TIA-22-G structures standards; and

WHEREAS, the proposed tower and transmission equipment will operate within radio frequency levels deemed safe by the Federal Communications Commission; and

WHEREAS, signs will be posted that contain: a contact number, owner information, federal antenna structure registration number, and a "no trespassing" notice; and

WHEREAS, signs will be posted on the surrounding 6-foot tall fence; and

WHEREAS, the site requires 240-volts for the operation of the facility; and

WHEREAS, a "high voltage - dangerous" sign will be located at the base of the facility; and

WHEREAS, fencing that surrounds the supporting telecommunication equipment will be 165 feet away from the closest (northern) property line; and

WHEREAS, the proposed tall structure site is approximately 660 feet away from the western lot line; and

WHEREAS, the proposed tall structure site is approximately 2300 feet away from the southern lot line; and

WHEREAS, two parking spaces will be provided at the proposed site.

NOW, THEREFORE, BE IT RESOLVED, that the Matanuska-Susitna Borough Planning Commission hereby adopts the aforementioned findings of fact and makes the following conclusions of law supporting approval of Planning Commission Resolution 16-31:

1. The proposed use meets the criteria to qualify for conditional use permit for the construction of a 180-foot tall structure (MSB 17.67.040(A)(2)); and
2. The applicant has met the pre-application requirements for new tall structures that require a Conditional Use Permit (MSB 17.67.050); and
3. The location of the tall structure is such that its negative effects on the visual and scenic resources of all surrounding properties have been minimized (MSB 17.67.080(B)(1)); and
4. The visibility of the proposed tall structures from public parks and trails has been minimized (MSB 17.67.080(B)(2)); and
5. The proposed tall structure will not interfere with the approaches to any existing airport or airfield that are identified in the borough's regional aviation system plan or by the Alaska State Aviation System Plan (MSB 17.67.080(B)(3)); and
6. The proposed tower will not be harmful to the public health, safety, convenience, and welfare (MSB 17.67.080(B)(4)); and

7. The proposed use meets the minimum setback distances from all property lines in accordance with MSB 17.55 (MSB 17.67.090(A)(1)); and
8. The minimum setback for the tower base is greater than the height of the tower (MSB 17.67.090(A)(2)); and
9. Adequate vehicle parking has been provided (MSB 17.67.090(B)(1)); and
10. Adequate signage has been provided (MSB 17.67.090(C)(1)(a)); and
11. A "high voltage - dangerous" sign will be posted in accordance with code (MSB 17.67.090(C)(1)(b)); and
12. A 24-hour emergency contact number has been provided (MSB 17.67.090(C)(1)(c)); and
13. A fence not less than six feet in height with a secured gate, is being provided (MSB 17.67.090(C)(2)).

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Matanuska-Susitna Borough Planning Commission hereby finds this application does meet the standards of MSB 17.30.060 and does hereby approve the conditional use permit for the earth material extraction activities with the following conditions:

1. The operation shall comply with all federal, state, local regulations, and the terms and conditions of the permit.
2. Authorized representatives of the borough shall be allowed to inspect the site and related records, at

reasonable times for the purpose of monitoring compliance with all permit conditions. Upon reasonable notice from the borough, the permittee shall provide necessary assistance to facilitate authorized inspections (MSB 17.67.300(D)).

3. The facility shall be removed, at the owner's expense within 90 days after abandonment or termination of the permit in accordance with MSB 17.67.130(A)(1).
4. A fence 6-feet in height and topped with barbed wire shall be constructed and maintained in good working condition. The fence shall surround the base of the tower and supporting telecommunication equipment as indicated on the site plan dated August 24, 2016.
5. The following informational signage shall be visibly posted at the tower site:
 - a. The antenna structure registration number required by the Federal Communications Commission.
 - b. The party responsible for the operation and maintenance of the facility.
 - c. Warning signs shall be located at the base of the facility and shall display in large, bold, high contrast letters the following: "HIGH VOLTAGE - DANGER".

- d. A 24-Hour emergency contact number.
- 6. The tower shall be lit in accordance with the Federal Aviation Administration's voluntary lighting guidelines.

ADOPTED by the Matanuska-Susitna Borough Planning Commission this 19th day of September, 2016.



JOHN KLAPPERICH, Chair

ATTEST



MARY BRODIGAN, Planning Clerk

(SEAL)

PASSED UNANIMOUSLY: Klapperich, Anderson, Vague, Kendig, and Adams

RECEIVED

77 2016

CLERKS OFFICE

By: Mark Whisenhunt
Introduced: August 15, 2016
Public Hearing: Sept. 19, 2016
Action: Approved

**MATANUSKA-SUSITNA BOROUGH
PLANNING COMMISSION RESOLUTION NO. 16-32**

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH PLANNING COMMISSION APPROVING A CONDITIONAL USE PERMIT (CUP) IN ACCORDANCE WITH MSB 17.67 - TALL STRUCTURES INCLUDING TELECOMMUNICATION FACILITIES, WIND ENERGY CONVERSION SYSTEMS, AND OTHER TALL STRUCTURES, FOR A 180 FOOT TALL TELECOMMUNICATION TOWER (KSH1), LOCATED AT 15960 E KASHWITNA ROAD, TAX ID# 23N04W29C006; WITHIN TOWNSHIP 23 NORTH, RANGE 4 WEST, SECTION 29, SEWARD MERIDIAN.

WHEREAS, an application for a Conditional Use Permit was submitted by MTA Communications to construct a 180-foot tall telecommunication tower at 15960 E Kashwitna Road (Tax ID# 23N04W29C006); within Township 23 North, Range 4 West, Section 29, Seward Meridian; and

WHEREAS, it is the purpose and intent of MSB Chapter 17.67 to enable the orderly build-out of wireless telecommunication infrastructure, WECS, and other tall structures while promoting the health, safety, and general welfare of the public; and

WHEREAS, the Planning Commission has reviewed this application, associated materials, and the staff report, with respect to standards set forth in MSB 17.67; and

WHEREAS, the proposed tall structure is a 180-foot tall telecommunication tower; and

WHEREAS, the subject lot is not within a special land use district; and

WHEREAS, there are no existing tall structures at the subject property; and

WHEREAS, the applicant held a public meeting on May 23, 2016 at the Upper Susitna Senior Community Center; and

WHEREAS, a certified mailing notification showed notice was mailed on May 7, 2016 to all property owners within one-half mile of the subject property and to the Susitna Community Council; and

WHEREAS, the notification included a legal description and map of the parcel, a description of the proposed development, the date, time, and location of the informational meeting, contact name, telephone number, and address of the applicant, and comment form created by the borough with a deadline to submit comments and submittal options; and

WHEREAS, Exhibit F & G of the application material contains a copy of all received written comments, a written report summarizing the comments received during the public meeting, and a detailed response from the applicant; and

WHEREAS, the proposed tall structure site is approximately 185 feet away from the public use easement to the north; and

WHEREAS, the proposed setback to the public use easement is greater than the height of the tower; and

WHEREAS, a computer model using topography and surface interference data was used to identify the best locations for the proposed location and tower height; and

WHEREAS, co-locating on existing towers were considered; however, it was determined the sites and heights did not provide coverage for the identified gaps in service; and

WHEREAS, the proposed access is "dog-legged" to make use of the heavily treed property for screening; and

WHEREAS, the Matanuska-Susitna Borough Trail Plan does not identify any trails within the one-half mile notice area; and

WHEREAS, the subject property is heavily treed, which will aid in screening the proposed conditional use; and

WHEREAS, according to the Matanuska-Susitna Borough's database of registered airport and landing strips, there are no existing airports or airfields within the one-half mile notice area; and

WHEREAS, according to a Federal Aviation Administration determination issued on May 31, 2016, the proposed tail structure will not be a hazard to air navigation; and

WHEREAS, the tower facility is located within a fenced and locked area. The fence is 6-feet in height and topped with barbed wire; and

WHEREAS, the proposed tower has been engineered in accordance with all state building codes; and

WHEREAS, the applicant submitted documents showing the proposed tower conforms to the Electronic Industries Alliance/Telecommunication Industries Association's EIA/TIA-22-G structures standards; and

WHEREAS, the proposed tower and transmission equipment will operate within radio frequency levels deemed safe by the Federal Communications Commission; and

WHEREAS, signs will be posted that contain: a contact number, owner information, federal antenna structure registration number, and a "no trespassing" notice; and

WHEREAS, signs will be posted on the surrounding 6-foot tall fence; and

WHEREAS, the site requires 240-volts for the operation of the facility; and

WHEREAS, a "high voltage - dangerous" sign will be located at the base of the facility; and

WHEREAS, fencing that surrounds the supporting telecommunication equipment will be approximately 150 feet away from the closest (northern & western) property lines; and

WHEREAS, the proposed tall structure site is approximately 185 feet away from the western lot line; and

WHEREAS, the proposed tall structure site is approximately 435 feet away from the southern & eastern lot lines; and

WHEREAS, two parking spaces will be provided at the proposed site.

NOW, THEREFORE, BE IT RESOLVED, that the Matanuska-Susitna Borough Planning Commission hereby adopts the aforementioned findings of fact and makes the following conclusions of law supporting approval of Planning Commission Resolution 16-32:

1. The proposed use meets the criteria to qualify for conditional use permit for the construction a 180-foot tall structure (MSB 17.67.040(A)(2)); and

2. The applicant has met the pre-application requirements for new tall structures that require a Conditional Use Permit (MSB 17.67.050); and
3. The location of the tall structure is such that its negative effects on the visual and scenic resources of all surrounding properties have been minimized (MSB 17.67.080(B)(1)); and
4. The visibility of the proposed tall structures from public parks and trails has been minimized (MSB 17.67.080(B)(2)); and
5. The proposed tall structure will not interfere with the approaches to any existing airport or airfield that are identified in the borough's regional aviation system plan or by the Alaska State Aviation System Plan (MSB 17.67.080(B)(3)); and
6. The proposed tower will not be harmful to the public health, safety, convenience, and welfare (MSB 17.67.080(B)(4)); and
7. The proposed use meets the minimum setback distances from all property lines in accordance with MSB 17.55 (MSB 17.67.090(A)(1)); and
8. The minimum setback for the tower base is greater than the height of the tower (MSB 17.67.090(A)(2)); and
9. Adequate vehicle parking has been provided (MSB 17.67.090(B)(1)); and

10. Adequate signage has been provided (MSB 17.67.090(C)(1)(a)); and
11. A "high voltage - dangerous" sign will be posted in accordance with code (MSB 17.67.090(C)(1)(b)); and
12. A 24-hour emergency contact number has been provided (MSB 17.67.090(C)(1)(c)); and
13. A fence not less than six feet in height with a secured gate, is being provided (MSB 17.67.090(C)(2)).

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Matanuska-Susitna Borough Planning Commission hereby finds this application does meet the standards of MSB 17.30.060 and does hereby approve the conditional use permit for the earth material extraction activities with the following conditions:

1. The operation shall comply with all federal, state, local regulations, and the terms and conditions of the permit.
2. Authorized representatives of the borough shall be allowed to inspect the site and related records, at reasonable times for the purpose of monitoring compliance with all permit conditions. Upon reasonable notice from the borough, the permittee shall provide necessary assistance to facilitate authorized inspections (MSB 17.67.300(D)).

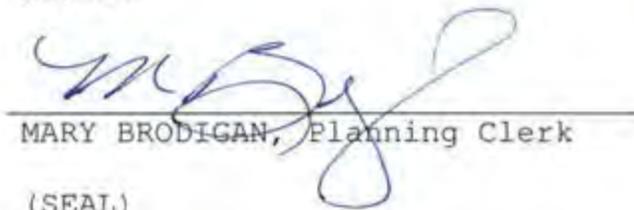
3. The facility shall be removed, at the owner's expense within 90 days after abandonment or termination of the permit in accordance with MSB 17.67.130(A)(1).
4. A fence 6-feet in height and topped with barbed wire shall be constructed and maintained in good working condition. The fence shall surround the base of the tower and supporting telecommunication equipment as indicated on the site plan dated August 24, 2016.
5. The following informational signage shall be visibly posted at the tower site:
 - a. The antenna structure registration number required by the Federal Communications Commission.
 - b. The party responsible for the operation and maintenance of the facility.
 - c. Warning signs shall be located at the base of the facility and shall display in large, bold, high contrast letters the following: "HIGH VOLTAGE - DANGER".
 - d. A 24-Hour emergency contact number.
6. The tower shall be lit in accordance with the Federal Aviation Administration's voluntary lighting guidelines.

ADOPTED by the Matanuska-Susitna Borough Planning Commission this 19th day of September, 2016.



JOHN KLAPPERICH, Chair

ATTEST



MARY BRODIGAN, Planning Clerk

(SEAL)

PASSED UNANIMOUSLY: Klapperich, Anderson, Vague, Kendig, and Adams

RECEIVED
OCT 04 2016
CLERKS OFFICE

By: Mark Whisenhunt
Introduced: Sept. 19, 2016
Public Hearing: October 3, 2016
Action: Approved

**MATANUSKA-SUSITNA BOROUGH
PLANNING COMMISSION RESOLUTION NO. 16-39**

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH PLANNING COMMISSION ADOPTING FINDINGS OF FACT AND CONCLUSIONS TO SUPPORT DENIAL OF RESOLUTION 16-34.

WHEREAS, Resolution 16-34 was for approval of a setback variance to allow a 10.5-foot setback from the right-of-way line of Rory Circle, which would allow for the construction of a guest cabin on Lot 6, of Rocky Lake Subdivision; 2581 S. Rory Circle; within Township 17 North, Range 3 West, Section 21, Seward Meridian; and

Whereas, the planning commission conducted a public hearing on October 3, 2016 on this matter; and

Whereas, the Planning Commission's vote on the motion failed to garner a majority vote on October 3, 2016; and

NOW, THEREFORE, BE IT RESOLVED, that the Matanuska-Susitna Borough Planning Commission denied the setback variance based on the following findings of fact and conclusions of law:

1. The subject lot is .46 acres in size.
2. A single-family residence approximately 1,994 square feet in size, with an attached garage approximately 692 square feet in size has been constructed on the subject lot.

3. Based on the as-built survey/site plan prepared by Robert Hoffman, LS dated August 17, 2015; the proposed guest cabin is 672 feet in size.
4. The subject lot is not unusually small or narrow, and there are no topographical features that would prevent the proposed guest cabin from being built in full compliance with the minimum setback requirements.
5. The subject lot has an area of approximately 9,000 square feet of legal building area, commonly referred to as the "building envelope."
6. According to the application material, there is sufficient buildable area on the subject lot to construct the proposed guest cabin in full compliance with the minimum setback requirements.
7. The narrowing of the setback to 10.5-feet from 25-feet clearly undermines the general policies underlying setbacks by reducing separation distances for air, light, fire protection.
8. MSB 17.65 - Variances, was adopted to grant relief to property owners whose lots are impacted by topographic constraints and/or existing land use regulations thereby making the lot undevelopable.
9. The proposed setback variance is inconsistent with the policies and goals of the MSB Comprehensive Plan (2005

Update) as the variance will allow inconsistent development which does not protect the public safety, health, and welfare of the community which setbacks are designed to further.

10. Reasonable use of the lot can be made without a variance.
11. The applicant is proposing the construction of the subject guest cabin inside the minimum setback area.
12. The subject .46-acre lot can accommodate construction of a guest cabin without requiring a setback variance.
13. There are no unusual conditions or circumstances that apply to this property for which the variance is sought, as the applicant can build a guest cabin in full compliance without a variance (MSB 17.65.020(A)(1)).
14. The strict application of the provisions of this title would not deprive the applicant of rights commonly enjoyed by other properties, as the applicant can build a guest cabin in full compliance without a variance (MSB 17.65.020(A)(2)).
15. The proposed variance is inconsistent with the intent of MSB 17.65 and the Matanuska-Susitna Borough Comprehensive Plan (2005 Update), as the applicant can build a guest cabin in full compliance without a variance (17.65.020(A)(4)).

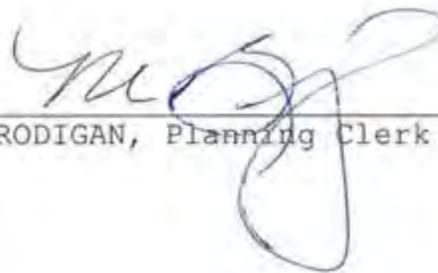
16. Deviation from this title is not necessary to permit reasonable use of the property, as the proposed guest cabin size can be built in full compliance with the setback regulations on this lot without a variance (MSB 17.65.020(A)(5)).

17. The person seeking the variance is proposing to construct a guest cabin within the 25-foot minimum setback requirement, causing the need for this variance (MSB 17.65.030(A)(1)).

ADOPTED by the Matanuska-Susitna Borough Planning Commission this 3rd day of October, 2016.



JOHN KLAPPERICH, Chair

ATTEST 

MARY BRODIGAN, Planning Clerk
(SEAL)

PASSED UNANIMOUSLY: Klapperich, Anderson, Vague, Kendig, Adams, and Rauchenstein

REGULAR MEETING

1:00 PM

July 21, 2016

The regular meeting of the Matanuska-Susitna Borough Platting Board was held on July 21, 2016, at the Matanuska-Susitna Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 1:00 P.M. by the Chairman, Mr. Jay Van Diest.

1. CALL TO ORDER**A. ROLL CALL AND DETERMINATION OF QUORUM (by Administrative Specialist)**

Platting Board members present and establishing a quorum:

- Mr. Jay Van Diest, District #1 (Chairman)
- Mr. LaMarr Anderson, District #2
- Mr. Stan Gillespie, District #3 (*Excused Absence*)
- Mr. Jordan Rausa, District #4
- Mr. Tait Zimmerman, District #5 (Vice Chairman)
- Mr. Patrick Johnson, District #6
- Ms. Amy Hansen, District #7
- Mr. Marty Van Diest, Alternate 1 (*Excused*)
- Mr. Gregory Pugh, Alternate 2

Staff in attendance:

- Ms. Sloan Von Gunten, Administrative Specialist
- Mr. Fred Wagner, Platting Officer
- Ms. VickieLee Fenster, Platting Assistant
- Ms. Cheryl Scott, Platting Technician

B. THE PLEDGE OF ALLEGIANCE

- The pledge of allegiance was led by Mr. Gregory Pugh.

C. APPROVAL OF THE AGENDA

The Chairman, Jay Van Diest inquired if there were any changes to the agenda.

GENERAL CONSENT: The agenda was approved without objection.

2. APPROVAL OF MINUTES

The Chairman, Jay Van Diest inquired if there were any changes to the minutes.

GENERAL CONSENT: The minutes for July 7, 2016, was approved without objection.

3. UNFINISHED BUSINESS**4. PUBLIC HEARINGS**

A. ASLS 2015-18

VickieLee Fenster (Platting Assistant)

- Stated that 32 public hearing notices were mailed out on June 29, 2016, to this date there have been no returns, no objections, no non-objections, and no concerns.

Cheryl Scott (Platting Technician)

- Gave an overview of the case.

Jay Van Diest (Chairman)

- Opened the public hearing and asked any members of the public wishing to speak to come forward. Seeing no members of the public wishing to speak, closed the public hearing.

Nancy Cameron (MSB Land Management Agent)

- Gave a brief explanation of the actions being taken on this property.

MOTION:

- Mr. Johnson moved to approve the preliminary plat for ASLS 2015-18, seconded by Mr. Pugh.

DISCUSSION:

- Discussion on the wording on the findings.

VOTE:

- The motion passed with all in favor. There are 7 findings.

TIME: 1:25 P.M.

CD: 0:22:49

5. MISCELLANEOUS

6. RECONSIDERATIONS/APPEALS

7. AUDIENCE PARTICIPATION (*Three minutes per person, for items not scheduled for public hearing*)

Nancy Cameron (MSB Land Management Agent)

- Clarified on buying and selling of land through the borough.

8. PLATTING STAFF & OFFICER COMMENTS

- There will be 3 cases to be heard and Title 43 proposed amendments at the next platting board meeting.
- Ms. VickieLee Fenster will be a backup clerk for the platting board and will be practicing clerking the meeting for at the next few hearings.
- Ms. Horton is working on the final write up for the Title 43 proposed amendments.

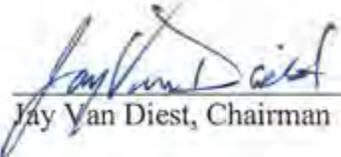
9. BOARD COMMENTS

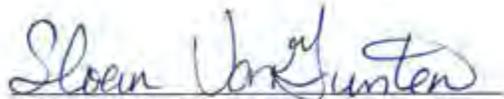
- Mr. Anderson asked about future presentations for the board for staff.

10. ADJOURNMENT

Adjourned: 01:35 P.M.

CD: 0:32:28


Jay Van Diest, Chairman


Sloan Von Gunten
Administrative Specialist

REGULAR MEETING

1:00 PM

August 4, 2016

The regular meeting of the Matanuska-Susitna Borough Platting Board was held on August 4, 2016, at the Matanuska-Susitna Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 1:00 P.M. by the Chairman, Mr. Jay Van Diest.

1. CALL TO ORDER

A. ROLL CALL AND DETERMINATION OF QUORUM (by Administrative Specialist)

Platting Board members present and establishing a quorum:

Mr. Jay Van Diest, District #1 (Chairman)
 Mr. LaMarr Anderson, District #2
 Mr. Stan Gillespie, District #3 (Excused Absence)
 Mr. Jordan Rausa, District #4
 Mr. Tait Zimmerman, District #5 (Vice Chairman)
 Mr. Patrick Johnson, District #6
 Ms. Amy Hansen, District #7
 Mr. Marty Van Diest, Alternate 1 (Excused)
 Mr. Gregory Pugh, Alternate 2 (Excused)

Staff in attendance:

Ms. Sloan Von Gunten, Administrative Specialist
 Mr. Fred Wagner, Platting Officer
 Ms. VickieLee Fenster, Platting Assistant
 Ms. Cheryl Scott, Platting Technician
 Ms. Amy Otto-Buchanan, Platting Technician

B. THE PLEDGE OF ALLEGIANCE

- The pledge of allegiance was led by Mr. Patrick Johnson.

C. APPROVAL OF THE AGENDA

The Chairman, Jay Van Diest inquired if there were any changes to the agenda.

GENERAL CONSENT: The agenda was approved without objection.

2. APPROVAL OF MINUTES

The Chairman, Jay Van Diest inquired if there were any changes to the minutes.

GENERAL CONSENT: The minutes for July 21, 2016, was approved without objection.

3. UNFINISHED BUSINESS

4. PUBLIC HEARINGS

A. LAZY A

VickieLee Fenster (Platting Assistant)

- Stated that 61 public hearing notices were mailed out on July 13, 2016, to this date there have been no returns, no objections, no non-objections, and no concerns.

Amy Otto-Buchanan (Platting Technician)

- Gave an overview of the case.

Jay Van Diest (Chairman)

- Opened the public hearing and asked any members of the public wishing to speak to come forward. Seeing no members of the public wishing to speak, closed the public hearing.

Jim Buckwalder (Petitioner)

- Gave a brief explanation of the actions being taken on this property.

MOTION:

- Mr. Johnson moved to approve the preliminary plat for Lazy A, seconded by Mr. Zimmerman.

DISCUSSION:

- Discussion on the wording on the findings.

VOTE:

- The motion passed with all in favor. There are 6 findings.

TIME: 1:12 P.M.

CD: 00:11:37

B. GARLEY

VickieLee Fenster (Platting Assistant)

- Stated that 48 public hearing notices were mailed out on July 13, 2016, to this date there have been 2 returns, no objections, no non-objections, and no concerns.

Amy Otto-Buchanan (Platting Technician)

- Gave an overview of the case.

Jay Van Diest (Chairman)

- Opened the public hearing and asked any members of the public wishing to speak to come forward. Seeing no members of the public wishing to speak, closed the public hearing.

Sandra Garley (Petitioner)

- Gave a brief explanation of the actions being taken on this property.

MOTION:

- Mr. Johnson moved to approve the preliminary plat for Garley, seconded by Mr. Rausa.

VOTE:

- The motion passed with 5 in favor (Mr. Van Diest, Mr. Zimmerman, Mr. Anderson, Mr. Johnson, and Ms. Hansen) and 1 against (Mr. Rausa). There are 11 findings.

TIME: 1:26 P.M.

CD: 00:26:00

C. SIDETRACK

VickieLee Fenster (Platting Assistant)

- Stated that 40 public hearing notices were mailed out on July 13, 2016, to this date there have been one return, no objections, no non-objections, and no concerns.

Amy Otto-Buchanan (Platting Technician)

- Gave an overview of the case.

Jay Van Diest (Chairman)

- Opened the public hearing and asked any members of the public wishing to speak to come forward. Seeing no members of the public wishing to speak, closed the public hearing.

Gary LoRusso (Petitioners Representative)

- Gave a brief explanation of the actions being taken on this property.

MOTION for Vacation of 30' PUE:

- Mr. Rausa moved to approve the preliminary plat for the Vacation of 30' PUE on Sidetrack, seconded by Mr. Johnson. Add findings #4 and #5.

DISCUSSION:

- Discussion on the wording on the findings.

FINDINGS:

- Add #4: Adequate access to parcel A2 exists with Jamie-Kay Street and Potter Drive.
- Add #5: Original purpose for creating PUE no longer exists.

VOTE on Vacation on 30'PUE:

- The motion passed with 5 in favor (Mr. Van Diest, Mr. Zimmerman, Mr. Anderson, Mr. Rausa, Ms. Hanson) and 1 against (Mr. Johnson). There were 2 findings.

MOTION for Preliminary Plat and Vacation of 15' Pedestrian ROW:

- Mr. Zimmerman moved to approve the preliminary plat and for Vacation of 15' Pedestrian ROW, seconded by Mr. Johnson.

VOTE on Preliminary Plat and Vacation of 15' Pedestrian ROW:

- The motion passed with all in favor. There are 18 findings.

TIME: 2:08 P.M.

CD: 01:07:20 P.M.

5. MISCELLANEOUS

A. Work Session on proposed amendments and changes to Title 43.

Mr. Jay Van Diest suspended the Rules for the work session

Peggy Horton (Platting Technician)

- Went over the Title 43 work session packet.

Mr. Jay Van Diest canceled the suspension of the rules and returned the meeting back to order.

TIME: 3:28 P.M.

CD: 2:27:55

6. RECONSIDERATIONS/APPEALS

7. AUDIENCE PARTICIPATION (*Three minutes per person, for items not scheduled for public hearing*)

8. PLATTING STAFF & OFFICER COMMENTS

- There will be 2 cases to be heard and Title 43 proposed amendments at the next platting board meeting.
- Ms. VickieLee Fenster will be the clerk for the platting board at the next meeting.

9. BOARD COMMENTS

- Mr. Anderson asked about future presentations for the board from staff.

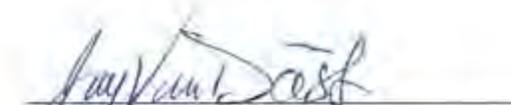
10. ADJOURNMENT

Adjourned: 3:33 P.M.

CD: 02:31:33



VickieLee Fenster
Platting Assistant


Jay Van Diest, Chairman

REGULAR MEETING

1:00 PM

August 18, 2016

The regular meeting of the Matanuska-Susitna Borough Platting Board was held on August 18, 2016, at the Matanuska-Susitna Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 1:01 P.M. by the Vice Chairman, Tait Zimmerman.

1. CALL TO ORDER

A. ROLL CALL AND DETERMINATION OF QUORUM (by Platting Assistant)

Platting Board members present and establishing a quorum:

- Mr. Jay Van Diest, District #1 (Chairman) (*Excused Absence*)
- Mr. LaMarr Anderson, District #2 (*Late*)
- Mr. Stan Gillespie, District #3
- Mr. Jordan Rausa, District #4
- Mr. Tait Zimmerman, District #5 (Vice Chairman)
- Mr. Patrick Johnson, District #6
- Ms. Amy Hansen, District #7 (*Excused*)
- Mr. Marty Van Diest, Alternate 1 (*Excused*)
- Mr. Gregory Pugh, Alternate 2

Staff in attendance:

- Mr. Fred Wagner, Platting Officer
- Ms. VickieLee Fenster, Platting Assistant
- Ms. Peggy Horton, Platting Technician

B. THE PLEDGE OF ALLEGIANCE

- The pledge of allegiance was led by Mr. Patrick Johnson.

C. APPROVAL OF THE AGENDA

The Vice Chairman, Tait Zimmerman inquired if there were any changes to the agenda.

GENERAL CONSENT: The agenda was approved without objection.

2. APPROVAL OF MINUTES

No minutes to approve. Minutes will be submitted at next meeting.

3. UNFINISHED BUSINESS

4. PUBLIC HEARINGS

A. KITTER ACRES

VickieLee Fenster (Platting Assistant)

- Stated that 64 public hearing notices were mailed out on July 27, 2016, to this date there have been no returns, no objections, no non-objections, and no concerns.

Peggy Horton (Platting Technician)

- Gave an overview of the case.

Tait Zimmerman (Vice Chairman)

- Opened the public hearing and asked any members of the public wishing to speak to come forward. Seeing no members of the public wishing to speak, closed the public hearing.

Howard Nugget (Petitioner)

- Gave a brief explanation of the actions being taken on this property.

MOTION:

- Mr. Johnson moved to approve the preliminary plat for Kitter Acres and variances, seconded by Mr. Gillespie. Remove finding #2 and #4, Remove Recommendation #2, #6 and #7.

DISCUSSION:

- Discussion on the findings and recommendations.

RECOMMENDATIONS:

- Remove recommendations #2, #6 and #7.

FINDINGS:

- Remove findings #2 and #4,

VOTE:

- The motion passed with all in favor, There are 12 findings.

TIME: 1:22 P.M.

CD: 00:20:26

B. HOMESTEAD HILLS AND PUE

VickieLee Fenster (Platting Assistant)

- Stated that 19 public hearing notices were mailed out on July 27, 2016, to this date there have been no returns, no objections, 1 non-objection, and no concerns.

Peggy Horton (Platting Technician)

- Gave an overview of the case.

Tait Zimmerman (Vice Chairman)

- Opened the public hearing and asked any members of the public wishing to speak to come forward. Seeing no members of the public wishing to speak, closed the public hearing.

Julie Nystrom (Petitioner)

- Gave a brief explanation of the actions being taken on this property.

MOTION:

- Mr. Anderson moved to approve the preliminary plat for Homesteader Hills, seconded by Mr. Johnson.

VOTE:

- The motion passed with all in favor. There are 17 findings.

TIME: 2:04 P.M.

CD: 01:03:00

5. MISCELLANEOUS

A. Work Session on proposed amendments and changes to Title 43.

Mr. Tait Zimmerman suspended the Rules for the work session

Peggy Horton (Platting Technician)

- Went over the Title 43 work session packet.

Mr. Tait Zimmerman canceled the suspension of the rules and returned the meeting back to order.

Tait Zimmerman (Vice Chairman)

- Opened the public hearing and asked any members of the public wishing to speak to come forward. Seeing no members of the public wishing to speak, closed the public hearing.

MOTION:

- Mr. Gillespie moved to approve the platting board resolution 2016-54 and the ordinance format changes to Title 43, seconded by Mr. Pugh.

VOTE:

- The motion passed with all in favor.

TIME: 4:03 P.M.

CD: 03:02:34

6. RECONSIDERATIONS/APPEALS

7. AUDIENCE PARTICIPATION (*Three minutes per person, for items not scheduled for public hearing*)

8. PLATTING STAFF & OFFICER COMMENTS

9. BOARD COMMENTS

- Mr. Anderson and Mr. Gillespie will not be at the September 1, 2016 meeting.

10. ADJOURNMENT

Adjourned: 4:05 P.M.

CD: 03:04:59



Tait Zimmerman, Vice Chairman



Vickie Bee Fenster
Platting Assistant

MATANUSKA-SUSITNA BOROUGH
PLATTING BOARD RESOLUTION SERIAL NO. 16-54

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH PLATTING BOARD ON
SUBSTANTIAL CHANGES WITHIN TITLE 43, SUBDIVISIONS.

WHEREAS, ON April 17, 2012 the Borough Assembly approved Ordinance 12-072, repealing MSB Title 27, and adopting MSB Title 43, Subdivisions. At the time of adoption, the assembly requested that staff work with the code for a period of time and bring any suggested changes back to the assembly for consideration; and

WHEREAS, on March 1, 2013, Platting Division staff prepared a memorandum summarizing their review and breaking down proposed amendments into four areas: housekeeping, procedural, inconsistencies, and substantial; and

WHEREAS, amendments were drafted and adopted dealing with housekeeping, procedural and inconsistency changes to Title 43; and

WHEREAS, amendments have been drafted to address substantial items in Title 43; and

WHEREAS, in regards to the first item on Platting Staff's March 1, 2013 memo, the Platting Board does not agree to incorporate Title 11, 15 or 17 into 43.05.015, Purpose and Scope, because 43.10.060(C) gives the Platting Board authority to consider other titles in making their decisions, therefore there is no need to incorporate the suggested titles in this

section; and

WHEREAS, in regards to the fifth item on Platting Staff's March 1, 2013 memo, the Platting Board does not agree to incorporate a requirement that the location of existing and visible sewage systems within 100 feet of the parent parcel be provided as part of the preliminary plat submittal because the petitioner's civil engineer takes the location of nearby sewage systems into account when providing certification of useable area on the proposed lots; and

WHEREAS, notice of public hearing for the ordinance amendments was published; and

WHEREAS, the Platting Board heard testimony for or against the requests and discussed the contents at length; and

WHEREAS, the Platting Board, with the assistance of staff and the public, crafted language to address amendments to Title 43; and

NOW, THEREFORE, BE IT RESOLVED, that the Matanuska-Susitna Borough Platting Board hereby recommends planning commission approval of amendments to address substantial changes within Title 43 and forward to the Assembly for adoption.

ADOPTED by the Matanuska-Susitna Borough Platting Board this 4th day of August, 2016.



Jay Van Diest, Chair

Tait Zimmerman, Vice Chair

ATTEST:



Fred Wagner, Platting Officer

(SEAL)



YES: Anderson, Gillespie, Rausa, Zimmerman, Johnson, Pugh

NO:

Meadow Lakes Community Council, Inc.

Minutes – August 10, 2016 - Meeting – Birch Creek Villas (Senior Housing) 12110 N. Kim Drive
 Board ~ Quorum= 3: Pres: Terry Boyle Vice Pres: Rae Arno Treasurer: Cindy Michaelson
 Sec: Janet Henkel Cou. Coordinator: Tim Swezey (4 = Yes)
 Committee Chairs ~ Quorum = 3: Education: Sherri Rusher CIP: Maria Victoria Kalmbach
 Bylaw: Linda Conover Mem: Patti Fisher Trail: Lori Benner-Hanson
 Safety: Larry Michaelson Gaming: Ariel Cannon (6 = Yes)
 10 Members of the Meadow Lakes Community: (25 = Yes)

1. **Call to Order:** The meeting was called to order at 7:03 pm by Vice President Rae Arno.
- 1a. **Determination of Quorum:** A quorum was determined to be present with both board members and general members.
2. **Pledge of Allegiance:** Recited.
3. **Approval of Agenda:** Vice President Rae Arno asked if there were any changes to be made to the agenda. As there were none, she declared the agenda approved.
4. **Approval of Meeting Minutes from July 13, 2016:** Randall Kowalke asked to change Item 11, Paragraph 5, to state that Borough managers did not feel that implementing a sales tax would take care of the deficit. In the next paragraph down, it was noted that there was an "o" missing in the word station. These items were both corrected. Cindy Michaelson moved to approve the minutes with the above noted changes, and Patti Fischer seconded the motion. The vote was unanimous in favor of approving the minutes with changes noted above.
5. **Treasurers Report:** Cindy Michaelson presented the Treasurers Report. Most expenditures have been for sports field maintenance and improvements. Cindy noted the additional column which notates where the funding for these items has come from. Signs have been purchased for the Visnaw Lake Trail. 2015 taxes have been filed and are available for members to view. The Treasurers Report was passed with a unanimous vote.
6. **Gaming Report:** Ariel Cannon presented the Gaming Report. There was no news to report.
7. **Presentations:** Trooper Pete Steen, who is stationed at the Mat-Su West Post, gave a presentation on drug problems in the Meadow Lakes area. Trooper Steen gave us a brief history of his past experience, which included time with the Palmer Police Department, as well as several other police departments. His specialty is drug impairment. When an individual is arrested and believed to be under the influence of drugs, Trooper Steen will be called in to perform an evaluation on the individual(s). His current positive identification rate is 98%. When on patrol, Trooper Steen actively tries to find as many drugs as possible. Training is imperative, and he is currently preparing to attend a national training conference in Denver.

We are currently experiencing what is called "Generational Forgetting". Drugs from the 60's and 70's are making a comeback. Troopers are beginning to find LSD again, and while meth is still being found here, it is not being manufactured here. Meth and heroin are usually found together.

Most of the drug labs are currently located in Mexico, and drugs are coming into Alaska via UPS and FEDEX. The majority of the local meth cooks have been arrested, are currently in prison, and are not due to be released for another two to three years, at which point we may experience another problem with this drug. Trooper Steen also feels that we may start seeing PCP again within the next five years.

Heroin use has increased because we have active wars going on in parts of the world that produce the highest amounts of opiates in the world.

Locally, pot is the most common drug used, after alcohol. Heroin is cheaper to buy than prescription pills, making it the number three contender, with prescription pills coming in next. Two doctors – one of them from Palmer – have been found responsible for writing some of the pill prescriptions. After pills comes Ecstasy, which will be found at the state fair, as the carneys bring it in with them. Moving on down the list, we find

dextromethorphan, street name "Skittles", as well as Dramamine, which produces a similar reaction, as well as mushrooms. Inhalant abuse is also a problem, usually more so in villages, although locally it can be found in kids under the age of 16, as they are not yet able to drive.

Trooper Steen encouraged all members to call in any suspicious activity, including increased traffic on abandoned roads and houses, trailhead and cul-de-sac activity, etc. Carrs in Wasilla, Target and Walmart seem to see a lot of drug activity. Troopers do everything within their power to respond to calls, and the more individuals that they are able to come into contact with, the broader base they have to work with, as this gives them names, addresses, license plate numbers, friends, etc. The more information that is available to the troopers, the more effective they are able to be. While Trooper Steen doesn't personally use social media, several of his coworkers do. The Stop Valley Thieves Facebook page does help troopers, as they are able to find out who is connected to whom, what they are driving, see actual pictures, etc.

The amount of money that changes hands in the drug trade is huge, and troopers know for a fact that drug use and robbery go hand in hand. Trooper Steen feels that drug use is actually moving a bit north at this time, towards Houston, since drug users tend to migrate towards lesser populated areas, although property crimes do not seem to be following the drug use. Although we are holding steady in the fight against drugs at this time, we are definitely not winning the war.

Trooper Steen again stressed that troopers are doing everything in their power to respond to calls. They have recently lost 6-7 troopers, and while they will be replacing these individuals, this takes time. Trooper Steen has been to his desk just once in the past three weeks. The main line for dispatch is 907-352-5401, and is available 24/7.

Mike Koskovich inquired as to the number of troopers in the valley at this time, and Trooper Steen replied that he believes there are somewhere between 30 and 40, although he is not sure of the actual number.

When asked for suggestions on protecting ones person and property, Trooper Steen replied that personal protection is a very complex issue and suggested contacting an attorney for answers to these questions. As to protecting property, he suggested having adequate lighting, as well as loud sirens for security systems. In the event you are robbed, having serial numbers for all of your belongings is a huge help in recovering them.

Trooper Steen mentioned that he works the midnight to 8:00 am shift, so while you may not hear back from him instantly, he will get back to you as quickly as possible. Members thanked him for sharing his time and expertise with the community council.

Fire Chief John Fairchild stated that approximately 60% of the calls received by the fire department are drug related.

Representative Mark Neumann spoke about some changes in the legislature regarding drugs. House Bill 91 provides for a treatment option for drug addicts when they are arrested, and said he has heard that approximately 4 million dollars has been targeted for the Mat-Su Valley in regards to this problem. Representative Neumann suggested that we all stop and shake the hand of any Alaska State Trooper that we come in contact with, as they are all truly heroes.

8. **Correspondence:** Terry Dolan, Director of MSB Public Works, emailed an update on the Beverly Lakes and Alma Drive road projects, which is included with the agenda's correspondence links. He stated that signs will put up on Beverly Lakes Road, and asked to receive feedback from residents as to how well the signage is working. Patti Fischer stated that she felt there should be more signs coming in off of Pittman Road.

Cally Leader suggested offering an education program within the schools to encourage people to slow down when driving through neighborhoods. Randall Kowalke suggested that an increased police presence would also act as a deterrent to speeders.

Mr. Dolan stated in his email that he would like to see a resolution from the community council recommending permanent speed humps if that is the way that residents would like to proceed. He advised that the community needs to write the resolution with a unified voice, so that there would be no backlash from residents who either were not consulted, or were opposed to the speed humps. Speed tables would then be replaced with permanent speed humps, rather than the portable ones in place now. Ariel Cannon stated that he has lived on Beverly Lakes

for 12 years, and feels that the only way the speeding issue will be resolved is with the installation of permanent asphalt speed humps. Carol Brown, who lives on Beverly Drive, agreed with Ariel. Ariel Cannon motioned that the community council issue a resolution to install the permanent asphalt speed humps, which was seconded by Carol Brown. The vote to write a letter of resolution in favor of speed humps passed with 20 in favor and 1 opposed.

The Mat-Su Valley Crime Map and Platting Case #2016-098, Rolling Acres 2 Phase 2 RSB Block 2 Lots 3 & 6 were left up to members to look over. Midnight Sun Family Learning Center – Trail Project will be addressed under New Business.

9. **Old Business:** There was no old business to discuss.

10. **New Business:**

10.1 Jeanne Troshynski, of Midnight Sun Family Learning Center, which is now located on Pittman Road, asked the council for a letter of support in the schools quest to purchase a piece of property adjoining their school building. Although the new facility is currently leased, the school would really like to one day purchase the building. The building landowner has offered to sell the adjacent piece of property, and with the recent development in the school neighborhood, more parking is needed. The school would also like to see part of the property developed into a trail system for kids, as well as being stroller and handicap accessible. This trail system would be open to the public, non-motorized, with boardwalks throughout the wetland portion of the property. The land would be purchased with funds from the schools operating budget, although the school may approach the Mat-Su Trails Committee in the future for help with the trail.

Lori Benner-Hanson feels that additional trails would be an asset to this location. Trail systems in this area are very limited. She said that while she understands that in the long term, tax dollars may fund part of this project, trail grants would be used to build the trails. The Mat-Su Trails and Parks Foundation is funded by the Mat-Su Health Foundation, and is not connected to tax dollars.

Otto Feather and Mike Swaley expressed concern that the school does not currently own the building that they are occupying, and questioned the purchase of the land. Mike Swaley feels that there are already plenty of trails in the area. Mark Neumann said the current landowner paid a substantial amount in property taxes, and suggested setting up an account wherein taxes paid by the school went towards the purchase of the school building. Jeanne said that the borough had forgiven the taxes for now.

Patti Fischer motioned that we write a letter to the borough supporting Midnight Sun's proposition to purchase the land and put in a trail system. Cally Leader seconded the motion. The motion carried with a vote showing 11 in favor and 8 opposed.

10.2 Mark Neumann stated that he had been told that a new 5 year lease had been signed on the Pittman Trooper Station, allowing it to remain open. A burglary task force was formed several years ago, which currently has a 92% success rate. At this time the troopers will stay on and the task force will continue to be in effect.

Ariel Cannon moved to extend the meeting for an additional 10 minutes, with a second from Cindy Michaelson.

11. **Agency Reports:** Randall Kowalke said that there are now rules in place for marijuana legislation, and while they are not perfect, they are a start. One area of concern is keeping grow operations out of subdivisions. There will be a 5% marijuana tax on the ballot, as well as a recreation bond. He will be available to answer questions after the meeting.

12. **Persons to be heard:** David Wilson, candidate for state senate, has a background in social service and is familiar with many of the problems that Trooper Steen spoke about. He feels that more empathy in Juneau would be a bonus. Mr. Wilson appreciates the time given to him to speak, and reminded everyone to vote.

Representative Mark Neumann is also up for re-election, and asking for support. He has deep roots in the community and has had a wonderful experience acting as our Representative. There will be a new fire station

built by Johnson Road, and the Parks Highway upgrades will allow for left and right turns in this area for emergency vehicles. The state has seen record reductions in its budget, and Mr. Neumann feels that individuals need to make their voices heard, and get involved. He feels that the state needs a gut check, and it is hard to cut government when sources of new money are coming in, such as taxes, permanent funds, etc.

Fire Chief John Fairchild asked members to watch out for each other, and to call troopers when there is strange or suspicious activity. School will be starting, and it is important to watch for kids heading back to school.

The fire departments have CO detectors and smoke detectors. If you are able to pay for them, that is great, if not, that is fine also. The fire department just wants to make sure that everyone is safe. Richard Nevins asked where smoke detectors should be placed, and Chief Fairchild replied that he prefers to place them lower, as carbon monoxide is heavier than air. Station 73 is definitely going to be built, and requests for proposals are being prepared. This will be the first new fire station in this area in 15 years.

We had 0 structure fires this past month, and 101 medicals runs. Chief Fairchild once again urged everyone to check their smoke and CO detectors.

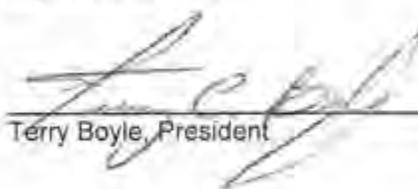
Representative Lynn Gattis is currently running for Senate against David Wilson. Lynn was raised in the Interior and met her husband while he was working for Flying Tigers. Although she has been in Juneau and not able to attend our community council meetings, she will definitely get up to speed on our issues, and will send staff if she is unavailable. Lynn feels that government should become smaller before it starts reaching into your pockets for more money, and is ready to go back to Juneau to continue working on the budget. She advised members that early voting is available at the polling location on Bogard Road, and will be open on both Saturday and Sunday. The election date is August 16, and she encouraged everyone to vote.

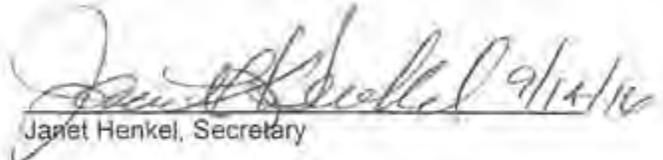
13. Approve Meeting Location:

Birch Creek Villas
1210 N. Kim Drive
Wednesday, September 14, 2016
Sign In: 6PM to 7PM
Meeting: 7PM to 9PM

Patti Fischer noted that our speaker for this meeting will be Alex Strawn from the borough.

- 14. Adjournment:** Patti Fischer moved to adjourn, and was seconded by Cindy Michaelson. The meeting was adjourned at 9:14 pm.

 9/14/2016
Terry Boyle, President


Janet Henkel, Secretary

Talkeetna Community Council, Inc.
The Regular Monthly Meeting of the TCCI
Monday, August 1, 2016 at 7:00pm at the Talkeetna Community Library
First Draft of Minutes

1. **Call to Order:** 7:02pm
2. **Quorum Established:** Six of seven Board Members present: Paul Button, Rich Crain, Mary Farina, Chris Grabowski, Whitney Wolff and Laura Wright.
3. **Minutes:** Paul will take the minutes.
4. **Approval of the Agenda:** Laura made a motion to approve the agenda; Chris 2nd. Motion passed unanimously (5/5).
5. **Approval of June 6, 2016 minutes:** Mary made a motion to approve the minutes as written; Laura 2nd. Motion passed unanimously (5/5).
6. **Treasurer's Report:** Chris gave an update on account status prepared by Treasurer Rob Shelby, who was absent.
7. **Out-of-town guest(s):** None.
8. **Correspondence:** Paul gave an update on correspondence.
9. **Announcements:** An announcement was made of a peaceful protest of airport tree clearing to take place in the morning of August 2. An announcement was made of NPS 100th anniversary celebrations on August 13 to include a river cleanup at 12:30PM and a movie screening at the DAC hangar at 7:00PM.
10. **Persons to be heard:** Amy Broome, Mat Su Borough Emergency Management , gave a brief presentation on the borough requirement for lots with buildings and assigned street numbers to post numbers in minimum 4-inch high text.
11. **Assembly Update:** Representative Randall Kowalke gave an update.
12. **Committee and Board Reports:**
 - a. **Recycling:** Katie Writer gave an update.
 - b. **TPAC:** Iris Vandenharn gave an update.

- c. RSA:** No update.
- d. Revenue Sharing:** No report. Applications for revenue sharing grants are still open.
- e. District Review Committee:** No update.
- f. TKA Skatepark:** No update.
- g. By-Laws:** Whitney read the latest By-Law change regarding Article 4, Section 6, Vacancies Part B; this was the 3rd and final reading.
- h. Main Street SPUD Review:** Laura gave an update.

13. Unfinished Business:

- a. Talkeetna Airport Improvements:** Mary made the motion to reevaluate the FONSI for the airport project as it relates to expansion; Chris seconded. The motion to amend this to write a letter to the AK DOT project manager asking for assurance that project work fully complies with the FONSI was made by Chris; seconded by Mary. This motion passed unanimously (5/5). Laura will write the letter.
- b. Proposed 3 Percent Bed Tax Increase:** Laura made the motion to write a letter to the Borough Assembly expressing TCCI's continued opposition to an increase in the bed tax; Mary seconded. The motion passed unanimously (5/5). ? will write the letter.

14. New Business:

- a. Nomination Committee:** A Nomination Committee was formed comprising Rich Crain, Chris Grabowski, and Whitney Wolff.
- b. Adoption of TCCI Bylaw Modifications:** A vote on adopting the modifications to the bylaws as read in the last three monthly meetings was held, open to all TCCI members in attendance at the meeting. Adoption was approved (12/14).
- c. Main St. SPUD Review Committee Recommendations:**
 - i.** Laura made the motion to write a letter to the Borough's Planning Department asking for creation of a 30-day permit for temporary structures, as now mentioned in the SPUD for the Main Street Talkeetna district. Chris seconded. The motion passed unanimously (5/5). Laura will write the letter.
 - ii.** Whitney Wolff made a motion to write letter to the Borough's Planning Department explaining that

encroachment permits for permanent structures in the Main Street Townsite are not conducive to traffic flow, pedestrian safety and historic character. ? will write the letter.

d. Next Meeting Date: Because of the Labor Day holiday, the next regular monthly meeting of the TCCI Board of Directors will take place on Tuesday, September 6 at the regular time and location.

15. Adjournment: At 9:40pm Chris made the motion to adjourn; Laura 2nd. Motion passed unanimously (5/5).

Approved by:
and
Attested to:

Paul Buttrick 9/6/16
Whitney Wolff 9/6/16

COUNCIL MEETING MINUTES

Regular Meeting 6:30 PM Thursday, August 18, 2016

RECEIVED
SEP 20 2016
CLERKS OFFICE

- I. Meeting called to order 6:39 pm.
- II. Board Members in Attendance: Glenka, Miller, Grelson and Kolbeck
- III. Reading and approval of minutes from July 21, 2016
- IV. Assembly Report: None, as Randall had a Port function to attend at Port McKenzie on the evening of the 18th.
- V. TCCSA CIP Report: CIP#4 \$2,063.05 remaining from the original fifty percent draw of \$10,000.
- VI. RSA 30 Report: None
- VII. Treasurer's Report: Checking \$667.40 & Savings \$25.29
- VIII. Revenue Sharing Project Updates:
 - A. FY2012
 - 1. Oral History – \$98.27 remaining
 - B. FY2013
 - 1. TCCSA Conex – \$1,366.54 remaining
 - C. FY2014
 - 1. TCCSA Operating Costs – All funds expended
 - 2. TCCC Operating Costs - \$431.50 remaining
 - 3. Nordic Ski Club – \$88.51 remaining
 - D. FY2015
 - 1. TCCSA Operating Costs - \$14,327.41
 - 2. Upper Susitna Food Pantry – No Report
 - 3. Winter Trail Grooming – No Report
- IX. Current Mail: Read
- X. Public Forum: None
- XI. Unfinished Business: None
- XII. New Business:
 - A. Discussion about the Recreational Trail Grant being prepared by the Curry Ridge Riders tabled until September ~~22nd~~ ^{15th 16th} meeting.
- XIII. Date of next meeting scheduled for September 15, 2016
- XIV. Meeting adjourned at 6:55 pm

(Minutes taken by Council Secretary, Levi Miller)

Approved: *Paula Glenka* 9/15/16 *Levi Miller* 9/15/16
 Chairperson Date Secretary Date

Trapper Creek Community Council
PO Box 13021, Trapper Creek, AK 99683-0321 (907) 733-7370 Teleconference

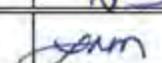
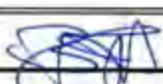
SUBJECT: A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY SUPPORTING THE ORTAB GRANT APPLICATION BY CURRY RIDGE RIDERS TO UPGRADE AND OR REPLACE TRAIL SIGNAGE ON 115 MILES OF GROOMED TRAILS IN THE PETERSVILLE AND TRAPPER CREEK AREA.

AGENDA OF: October 18, 2016

Assembly Action:

MANAGER RECOMMENDATION: Present to the Assembly for consideration.

APPROVED BY JOHN MOOSEY, BOROUGH MANAGER: 

Route To:	Department/Individual	Initials	Remarks
	Originator - BJH for Assemblymember Mayfield		
	Borough Attorney	NS	
	Borough Clerk		10/10/16 

ATTACHMENT(S): Fiscal Note: YES _____ NO X
 Resolution Serial No. 16-079 (2 pp)

SUMMARY STATEMENT: This resolution is coming forward at the request of Assemblymember Mayfield.

Sponsored By: Assemblymember Mayfield
Action:

MATANUSKA-SUSITNA BOROUGH
RESOLUTION SERIAL NO. 16-079

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY SUPPORTING THE ORTAB GRANT APPLICATION BY CURRY RIDGE RIDERS TO UPGRADE AND OR REPLACE TRAIL SIGNAGE ON 115 MILES OF GROOMED TRAILS IN THE PETERSVILLE AND TRAPPER CREEK AREA.

WHEREAS, the Curry Ridge Riders have submitted an Recreational Trails Program (RTP) grant application to the Outdoor Recreation Trail Advisory Board(ORTAB) for funding to upgrade and replace snowmobile trail signage on approximately 115 miles of groomed trails in the Petersville and Trapper Creek area; and

WHEREAS, over the years, the wind and other natural forces have either weathered or blown down signs, leaving the remaining signs in poor condition; and

WHEREAS, the approval of this application would result in in the installation of new signage, kiosk style maps with the rider's location, trail names at key locations, as well as hazard warning signs and other information valuable to riders; and

WHEREAS, once completed, this project will greatly aid snowmobile and other trail users from getting lost or temporarily disoriented and will assist in avoiding injury, as well as, expensive rescue efforts; and

WHEREAS, the Petersville and Trapper Creek area trails are the most highly used trails in the state of Alaska hosting thousands of snowmobile enthusiasts; and

WHEREAS, support of winter trails and appropriate signage bring increased safety to users of all abilities and increased commerce to Alaska communities; and

NOW, THEREFORE, BE IT RESOLVED, that the Assembly hereby supports the RTP grant application by Curry Ridge Riders to ORTAB for funding to upgrade and replace Snowmobile Trail signage in the Petersville and Trapper Creek area trails.

ADOPTED by the Matanuska-Susitna Borough Assembly this - day of -, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)

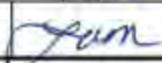
SUBJECT: A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY SUPPORTING THE RESTORATION OF FUNDING TO THE STATE OF ALASKA SNOWMOBILE TRAILS ADVISORY COUNCIL (SNOWTRAC) FOR FISCAL YEAR 2017 VIA THE SUPPLEMENTAL BUDGET PROCESS OR OTHER MEANS.

AGENDA OF: October 18, 2016

Assembly Action:

MANAGER RECOMMENDATION: Present to the Assembly for consideration.

APPROVED BY JOHN MOOSEY, BOROUGH MANAGER:

Route To:	Department/Individual	Initials	Remarks
	Originator: BJH for Assemblymember Mayfield		
	Borough Attorney		
	Borough Clerk		10/10/16 

ATTACHMENT(S): Fiscal Note: YES NO
 Resolution Serial No. 16-080 (3pp)

SUMMARY STATEMENT: This legislation is coming forward at the request of Assemblymember Mayfield.

Sponsored By: Assemblymember Mayfield
Action:

**MATANUSKA-SUSITNA BOROUGH
RESOLUTION SERIAL NO. 16-080**

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY SUPPORTING THE RESTORATION OF FUNDING TO THE STATE OF ALASKA SNOWMOBILE TRAILS ADVISORY COUNCIL (SNOWTRAC) FOR FISCAL YEAR 2017 VIA THE SUPPLEMENTAL BUDGET PROCESS OR OTHER MEANS.

WHEREAS, the Governor vetoed funding in the fiscal year 2017 budget consisting of \$250,000, which was appropriated by the Legislature and meant to fund SNOWTRAC related programs in the state of Alaska; and

WHEREAS, the snowmobile trails advisory council was established under Title 41 through the Alaska State Department of Natural Resources, Division of Parks and Outdoor Recreation (DPOR), with the mission to fairly represent all Alaskans by advising DPOR on snowmobile issues including funding, safety, registration, education, access, trail grooming, marking, development, and maintenance; and

WHEREAS, A.S. 28.39.020 Authorizes the Alaska State Department of Administration, Division of Motor Vehicles to collect snowmobile and off highway vehicle registration fees; and

WHEREAS, The SNOWTRAC Program is one of very few revenue neutral, self-funded, user based, programs in the state of Alaska with all funding being derived from the registration of snowmobiles and off-highway vehicles; and

WHEREAS, money collected from registrations fund safety programs, education, trail access and development, trail grooming, and trail signage; and

WHEREAS, support of winter trails bring increased commerce and provides jobs to Alaska communities through increased recreational visitation, providing revenue throughout the tough winter season; and

WHEREAS, a return on investment analysis done by earth economics, dated December 11, 2015, indicates "that for every \$1 spent on public open space in the Matanuska-Susitna Borough, there is a \$5.31 return on that investment. Not only is investment in open spaces a fiscally responsible decision; it is also necessary for the survival of ecosystems and all of the Alaska communities they support;" and

WHEREAS, there are over 39,555 registered snowmobile users in the state of Alaska and that approximately 85 percent of those users either directly benefit from or have the potential to benefit from the funding and services provided by SNOWTRAC; and

WHEREAS, it would be a breach of trust for the state of Alaska to discontinue the SNOWTRAC program and use those funds for other purposes, when so many registered snowmobile users pay these fees with the reasonable expectation that those funds will be used to support trail projects; and

NOW, THEREFORE, BE IT RESOLVED, that the Assembly hereby supports the restoration of funding to the state of Alaska snowmobile trails advisory council for fiscal year 2017 via the supplemental budget process or other means and respectfully requests that the Governor and Legislature do likewise.

ADOPTED by the Matanuska-Susitna Borough Assembly this - day of -, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)

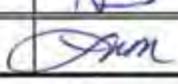
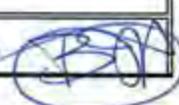
SUBJECT: A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY SUPPORTING THE ALASKA AVALANCHE INFORMATION CENTER EFFORTS TO INSTALL SAFETY SIGNS IN KEY SNOWMOBILE ACCESS POINTS PROVIDING CRITICAL INFORMATION ON BACKCOUNTRY TRAVEL TO RAISE AWARENESS AND PREPARE RIDERS FOR SAFE SNOWMOBILE RIDING.

AGENDA OF: October 18, 2016

Assembly Action:

MANAGER RECOMMENDATION: Present to the Assembly for consideration.

APPROVED BY JOHN MOOSEY, BOROUGH MANAGER: _____

Route To:	Department/Individual	Initials	Remarks
	Originator: BJH for Assemblymember Mayfield		
	Borough Attorney		
	Borough Clerk		10/10/16 

ATTACHMENT (S): Fiscal Note: YES NO
 Resolution Serial No. 16-081 (2 pp)

SUMMARY STATEMENT: This legislation is coming forward at the request of Assemblymember Mayfield.

Sponsored By: Assemblymember Mayfield
Action:

MATANUSKA-SUSITNA BOROUGH
RESOLUTION SERIAL NO. 16-081

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY SUPPORTING THE ALASKA AVALANCHE INFORMATION CENTER EFFORTS TO INSTALL SAFETY SIGNS IN KEY SNOWMOBILE ACCESS POINTS PROVIDING CRITICAL INFORMATION ON BACKCOUNTRY TRAVEL TO RAISE AWARENESS AND PREPARE RIDERS FOR SAFE SNOWMOBILE RIDING.

WHEREAS, Alaska is ranked number one in the nation for both snowmobile and avalanche related injuries and deaths per capita; and

WHEREAS, Alaska is a recreation Mecca attracting thousands each winter to snowmachine, hike, ski, snowboard, and sled; and

WHEREAS, the Alaska Avalanche Information Center is a non-profit organization providing avalanche forecast and education services in six regions around Alaska including the Matanuska-Susitna Borough; and

WHEREAS Alaskan's, youth, and new visitors to this state continue to be attracted to the rugged wilderness and mountains of this state due to advances in technology and motorized vehicles like snowmobiles, snow cats, airplanes and helicopters, which puts them at greater risk for avalanches and snowmobile related injuries; and

WHEREAS, the installation of safety signs with critical information and messaging regarding backcountry travel in key snowmobile access points has the potential to raise awareness and

greatly reduce the number of incidents and fatalities associated with avalanches;

NOW, THEREFORE, BE IT RESOLVED, that the Assembly recognizes the need for snowmobile safety education and awareness to help reduce unintentional injuries and deaths and supports the efforts of the Alaska Avalanche Information Center to inform and educate those that travel, work and recreate in mountain terrain with the placement of safety signage in key snowmobile access points with written permission by land owners.

ADOPTED by the Matanuska-Susitna Borough Assembly this - day of -, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)

SUBJECT: Approval of a contract amendment for Proposal No. 09-068A, in the amount of \$31,038 to Hattenburg Dilley & Linnell for the Parks Highway Connections Engineering Services, Museum Drive Extension and approve additional change order authority.

AGENDA OF: October 18, 2016

ASSEMBLY ACTION:

MANAGER RECOMMENDATION: Present to the assembly for consideration.

APPROVED BY JOHN MOOSEY, BOROUGH MANAGER: 

Route To:	Department/Individual	Initials	Remarks
	Originator	BW	10/4/16
	Capital Projects Director	PB	10/4/16
	Purchasing Division		
	Comptroller	WTK	10-6-16
	Finance Director	CAM	
	Borough Attorney	NS	Amendment Authority will be \$77,315
	Borough Clerk	JRM	10/10/16

ATTACHMENT (S): Fiscal Note: Yes No

SUMMARY STATEMENT: Assembly approval of contract amendments (change orders) are required by MSB 3.08.170(C)(3) for contracts with an original award value greater than \$500,000 up to \$2,000,000; a contract amendment or change order, or cumulative contract amendments or change orders, that will cause the total contract amount, as amended, to exceed 120 percent of the original contract award, or to increase the original contract by \$200,000, whichever is less.

On April 21, 2009, in AM No. 09-030, the Assembly awarded

Proposal 09-068A, in the amount of \$619,114 to Hattenburg Dilley & Linnell for the Parks Highway Connections Engineering Services, Museum Drive Extension project, Project No. 30099.

The purpose of this project is to construct a rural collector road connection within 1/2 mile each side of the Parks Highway to existing access points. Connecting the local two-lane collector roads, which parallel the Parks Highway, will provide a way for local traffic to travel to their destinations without further congesting the Parks Highway. This project will help to alleviate traffic problems, better distribute local traffic, and improve local community access.

Work includes environmental studies and permitting; public involvement; survey for design and right of way; geotechnical investigations; hydraulic design; traffic and safety analysis; design studies; right of way mapping; utility studies and agreements; and preparation of plans, specifications & estimates for construction bidding.

There have been 8 contract amendments to this project.

Contract Amendment No. 1, in the amount of \$80,000, was approved on March 10, 2010, with the addition of Task 13, Right-of-way Appraisal and Acquisition for 10 parcels with a required right-of-way take. This contract amendment extended the contract completion date to December 31, 2011 for the right-of-way process and design completion.

Contract Amendment No. 2, in the amount of \$43,000, was approved on May 12, 2010. This contract amendment added an additional three parcels to the original 10 addressed in Contract Amendment No. 1.

Contract Amendment Nos. 3 through 8 extended the contract completion date to assist the Borough in the right-of-way acquisition process, to finalize the design documents, secure all permit necessary to construct the project.

These extensions of the contract completion date were necessary because the project is jointly funded by the same grant as the Parks Highway Connection Machen Road Extension project which was in the process of legal/condemnation proceedings, thereby delaying the Museum Drive Extension project until the conclusion of the legal matters on Machen Road.

The Parks Highway Connections Engineering Services, Museum Drive Extension project now requires the submittal of the Jurisdictional Determination (JD) with the Corp of Engineers and field flagging and staking for the proposed right-of-way limits for parcel acquisition.

If approved, this Contract Amendment No. 9 will increase the total contract amount to \$773,152 by the addition of \$19,000 to Task 1, Environmental Activities and Permitting; \$9,000 to Task 2, Surveying; and \$3,038 to Task 13, Right-of-way Appraisal and Acquisition.

In accordance with MSB 3.08.170(c)(3), the Capital Projects Department requests the approval of this Contract Amendment No. 9, for Proposal No. 09-068A, in the amount of \$31,038 to Hattenburg Dilley & Linnell for the Parks Highway Connections Engineering Services, Museum Drive Extension.

The Capital Projects Department staff also requests contract amendment authority of 10% for unanticipated conditions which might arise.

RECOMMENDATION OF ADMINISTRATION: Approval of a Contract Amendment for Proposal No. 09-068A, in the amount of \$31,038 to Hattenburg Dilley & Linnell for the Parks Highway Connections Engineering Services, Museum Drive Extension and approve additional change order authority.

**MATANUSKA-SUSITNA BOROUGH
FISCAL NOTE**

Agenda Date: October 18, 2016

SUBJECT: Approval of a contract amendment for Proposal No. 09-068A, in the amount of \$31,038 to Hattenburg Dilley & Linnell for the Parks Highway Connections Engineering Services, Museum Drive Extension and approve additional change order authority.

ORIGINATOR:

FISCAL ACTION (TO BE COMPLETED BY FINANCE)	FISCAL IMPACT <input checked="" type="radio"/> YES <input type="radio"/> NO
AMOUNT REQUESTED <i>31,038</i>	FUNDING SOURCE <i>State Grant</i>
FROM ACCOUNT # <i>410,000.000 4xx.xxx</i>	PROJECT # <i>30099</i>
TO ACCOUNT :	PROJECT #
VERIFIED BY: <i>[Signature]</i>	CERTIFIED BY:
DATE: <i>10-6-16</i>	DATE:

EXPENDITURES-REVENUES: (Thousands of Dollars)

OPERATING	FY2016	FY2017	FY2018	FY2019	FY2020	FY2021
Personnel Services						
Travel						
Contractual						
Supplies						
Equipment						
Land Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING						

CAPITAL		<i>31</i>				
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REVENUE						
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FUNDING: (Thousands of Dollars)

General Fund						
State/Federal Funds		<i>31</i>				
Other						
TOTAL		<i>31</i>				

POSITIONS:

Full-Time						
Part-Time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

PREPARED BY: _____ PHONE: _____
 DEPARTMENT: *Chapman Hensell* DATE: *10/2/16*
 APPROVED BY: *[Signature]* DATE: *10/2/16*

SUBJECT: Approval of Contract Amendment Number Three (3) for Contract #14-028B to Anchorage Hockey Officials, Inc.

AGENDA OF: October 18, 2016

ASSEMBLY ACTION:

MANAGER RECOMMENDATION: Present to the assembly for consideration.

APPROVED BY JOHN MOOSEY, BOROUGH MANAGER: 

Route To:	Department/Individual	Initials	Remarks
	Community Development Director	JP	
	Purchasing Officer		
	Finance Director		
	Borough Attorney	NS	
	Borough Clerk	Jum	10/10/16 

ATTACHMENT (S) : Fiscal Note: Yes X No
 Attachment: 1 page, Contract Amendment Number Three (3) (Draft)

SUMMARY STATEMENT: Assembly approval of contract amendments (change orders) is required by MSB 3.08.161(A) for contracts with an original award value less than \$100,000 where a contract amendment or change order, or cumulative contract amendments or change orders, will cause the total contract amount as amended, to exceed \$100,000.

On September 18, 2013, the Matanuska Susitna Borough issued a contract to Anchorage Hockey Officials, Inc. The contract provides officiating services including referees and scorekeeping officials for Valley Adult Hockey League USA Hockey sanctioned games and tournaments operated by the Brett Memorial Ice Arena. The games and tournaments are not only conducted at Brett Memorial Ice Arena, but at the MTA Events Center and the Curtis Menard Memorial Sports Center.

Fees collected from these games and tournaments not only pay for the cost of the officiating services but are also an important revenue source for the Borough. Team fees for this season will produce \$76,500 in revenue.

To date over the first three years, \$77,077.50 has been expended against this contract. Contract Amendment Number Three (3) is for the anticipated costs for the upcoming season of \$29,190 which will cause the contract to exceed \$100,000.

RECOMMENDATION OF ADMINISTRATION: Recommend approval of Contract Amendment Number Three (3) in the amount of \$29,190 to Anchorage Hockey Officials, Inc. to provide hockey officiating services.

**MATANUSKA-SUSITNA BOROUGH
FISCAL NOTE**

Agenda Date: October 18, 2016

SUBJECT: Approval of Contract Amendment Number Three (3) for Contract #14-028B to Anchorage Hockey Officials, Inc.

ORIGINATOR: Purchasing

FISCAL ACTION (TO BE COMPLETED BY FINANCE)	FISCAL IMPACT <input checked="" type="radio"/> YES <input type="radio"/> NO
AMOUNT REQUESTED <i>29,190</i>	FUNDING SOURCE <i>Area-wide</i>
FROM ACCOUNT # <i>100,170,124,429,900</i>	PROJECT #
TO ACCOUNT:	PROJECT #
VERIFIED BY: <i>[Signature]</i>	CERTIFIED BY:
DATE: <i>10-6-16</i>	DATE:

EXPENDITURES REVENUES: (Thousands of Dollars)

OPERATING	FY2017	FY2018	FY2019	FY2020	FY2021	FY2022
Personnel Services						
Travel						
Contractual	<i>29.1</i>					
Supplies						
Equipment						
Land Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING	<i>29.1</i>					

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

General Fund	<i>29.1</i>					
State/Federal Funds						
Other						
TOTAL	<i>29.1</i>					

POSITIONS:

Full-Time						
Part-Time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

PREPARED BY: _____ PHONE: _____
 DEPARTMENT: *Chryssanne Head* _____ DATE: *10/7/16*
 APPROVED BY: *[Signature]* _____ DATE: _____



**MATANUSKA-SUSITNA BOROUGH
UNIFORM CONTRACT MODIFICATION/AMENDMENT**

MSB Contract Number: 14-028B

Modification/Amendment/Change Order Number: Three (3)

Date Prepared: July 20, 2016

Project Name: Provide Hockey Officiating Services

Project Number: N/A

MSB Purchase Order Number: FY 17 PO TBD

Account Number: 100.170.124.429.900

Contractor/Consultant: Anchorage Hockey Officials, Inc.
PO Box 9-2618
Anchorage, Alaska 99509

The following changes/modifications are hereby incorporated into the above referenced contract:

1. Extend contract through August 31, 2017.
2. The following rates shall apply:
 - a) Novice: \$105.00 per game
 - b) Intermediate and Advanced: \$125.00 per game
 - c) Any game with a start time after 10:45 pm will have an additional fee of \$12.50 per game

By signing below, the individual approves/accepts the terms of this document

Recommended By: _____ Date _____
Project Manager

Accepted By: _____ Date _____
Contractor

Accepted By: _____ Date _____
Community Development Director

Verified By: _____ Date _____
Finance Director

Approved By: _____ Date _____
Purchasing Officer

Contract Summary

Original Contract Amount: <u>\$28,592.50</u>	Previous Total: <u>\$77,077.50</u>
Previous Additions: <u>\$48,485.00</u>	This Change Adds: <u>\$29,190.00</u>
Previous Deductions: <u>0.00</u>	New Contract Total: <u>\$106,267.50</u>

Assembly Memorandum: AM#16-092 attached which authorizes this modification, See 3.08.161 for Assembly Memorandum requirements to Contract Modifications. (Reference MSB Code 3.08.170)

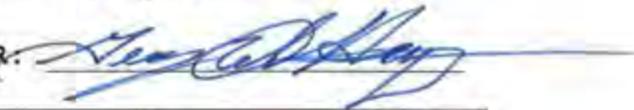
AM16-092

SUBJECT: AN ORDINANCE OF THE MATANUSKA-SUSTINA BOROUGH ASSEMBLY APPROPRIATING UP TO \$800,000 FROM THE LAND MANAGEMENT PERMANENT FUND, FUND 203 TO FUND 400, SCHOOL CAPITAL PROJECTS; AND A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET TO DEMOLISH THE OLD IDITAROD ELEMENTARY SCHOOL AND TO APPROPRIATE PROCEEDS FROM THE EVENTUAL SALE OF THE PARCEL DESCRIBED AS TRACT B, IDITAROD ELEMENTARY-WASILLA HIGH SCHOOL REPLAT 2016, TO THE LAND MANAGEMENT PERMANENT FUND, FUND 203 AND THE SCHOOL SITE ACQUISITION RESERVE, FUND 100 (MSB007140).

AGENDA OF: September 6, 2016

ASSEMBLY ACTION:

MANAGER RECOMMENDATION: Introduce and set for public hearing.

APPROVED BY JOHN MOOSEY, BOROUGH MANAGER: 

Route To:	Department/Individual	Initials	Remarks
	Originator	gm 8/24/16	
	Capital Projects Director	JB 8/24/16	
	Community Development Director	ed 8/24	
	Finance Director	CP NS	
	Borough Attorney	NS	
	Borough Clerk	Jmm 8/29/16	

ATTACHMENT (S): Fiscal Note: YES X NO
 Ordinance Serial No. 16-114 (3 pp)
 Resolution Serial No. 16-078 (2 pp)

SUMMARY STATEMENT: The original Iditarod Elementary School was constructed in 1971 and requires extensive upgrades and hazardous materials abatement. The Matanuska-Susitna Borough School District identified the school for replacement due to the high cost of the required upgrades and abatement, resulting in funding for a new facility.

A new Iditarod Elementary School was constructed to replace the original school and opened for the 2016 school year.

The Borough and the City of Wasilla evaluated numerous options to utilize the old facility with all options proving too costly to upgrade and abate for other uses. The building is now vacant and is a liability to the Borough and reduces the value of the land. It is in the best interest of the Borough to demolish the old building.

The Borough is currently seeking bids to demolish the old building. Funding for this project would come from the Land Management Permanent Fund, Fund 203 with bids expected to come in below \$800,000.

The Borough may eventually sell the parcel, legally described as Tract B, Iditarod Elementary-Wasilla High School Replat 2016. In accordance with a motion made and unanimously approved at the August 17, 2016, Borough Assembly meeting, profits from the sale are to be appropriated to the Areawide School Site Acquisition Reserve, Fund 100. As funds to demo the school were first thought to come from the School Site Acquisition Reserve, only to find inadequate balance in said fund, the Land Management Permanent Fund, Fund 203 was determined to be the demolition funding source; therefore, the Land Management Permanent Fund, Fund 203 shall be reimbursed from sale proceeds for all costs associated with demolition of the school.

RECOMMENDATION OF ADMINISTRATION: Staff respectfully requests Assembly approval of the appropriation up to \$800,000.00 from the Land Management Permanent Fund, Fund 203 to Fund 400, School Capital Projects, and the resolution approving the scope of work and budget to demolish the old Iditarod Elementary School, and to appropriate proceeds from the eventual sale of the parcel described as Tract B, Iditarod Elementary-Wasilla High School Replat 2016 to the Land Management Permanent Fund, Fund 203 and the Areawide School Site Acquisition Reserve, Fund 100.

**MATANUSKA-SUSITNA BOROUGH
FISCAL NOTE**

Agenda Date: SEPTEMBER 6, 2016

ORIGINATOR: Jeff Walden, PM, Capital Projects

SUBJECT: AN ORDINANCE OF THE MATANUSKA-SUSTINA BOROUGH ASSEMBLY APPROPRIATING UP TO \$800,000 FROM THE LAND MANAGEMENT PERMANENT FUND, FUND 203 TO SCHOOL CAPITAL PROJECTS, FUND 400; AND A RESOLUTION APPROVING THE SCOPE OF WORK AND BUDGET TO DEMOLISH THE OLD IDITAROD ELEMENTARY SCHOOL; AND TO APPROPRIATE PROCEEDS FROM THE EVENTUAL SALE OF THE PARCEL DESCRIBED AS TRACT B, IDITAROD ELEMENTARY-WASILLA HIGH SCHOOL REPLAT 2016 TO THE LAND MANAGEMENT PERMANENT FUND, FUND 203 AND THE SCHOOL SITE ACQUISITION RESERVE, FUND 100 (MSB007140).

FISCAL ACTION (TO BE COMPLETED BY FINANCE)	FISCAL IMPACT (YES) NO
AMOUNT REQUESTED \$800,000	FUNDING SOURCE Land Mgt Perm Fund 203
FROM ACCOUNT# 203 262,400	PROJECT# 40191
TO ACCOUNT: 450,000,000 3xx,xxx	PROJECT#
VERIFIED BY: <i>[Signature]</i>	CERTIFIED BY:
DATE: 8/24/16	DATE:

EXPENDITURES/REVENUES (Thousands of Dollars)

OPERATING	FY2017	FY2018	FY2019	FY2020	FY2021	FY2022
Personnel Services						
Travel						
Contractual						
Supplies						
Equipment						
Land/Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING						

CAPITAL	800					
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REVENUE						
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FUNDING (Thousands of Dollars)

General Fund						
State/Federal Funds						
Other	800					
TOTAL	800					

POSITIONS

Full-Time						
Part-Time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

PREPARED BY: _____ PHONE: _____
 DEPARTMENT: *Cheryl Marshall* DATE: 8/25/16
 APPROVED BY: *[Signature]* DATE: 8/25/16

NON-CODE ORDINANCE

Sponsored By:
Introduced:
Public Hearing:
Adopted:

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 16- 114**

AN ORDINANCE OF THE MATANUSKA-SUSTINA BOROUGH ASSEMBLY APPROPRIATING UP TO \$800,000 FROM THE LAND MANAGEMENT PERMANENT FUND, FUND 203 TO SCHOOL CAPITAL PROJECTS, FUND 400; AND TO APPROPRIATE PROCEEDS FROM THE EVENTUAL SALE OF THE PARCEL DESCRIBED AS TRACT B, IDITAROD ELEMENTARY-WASILLA HIGH SCHOOL REPLAT 2016, TO THE LAND MANAGEMENT PERMANENT FUND, FUND 203 AND THE AREAWIDE SCHOOL SITE ACQUISITION RESERVE, FUND 100 (MSB007140).

WHEREAS, the old Iditarod Elementary School was constructed in 1971; and

WHEREAS, the Matanuska-Susitna Borough School District identified the old school as needing significant upgrades; and

WHEREAS, the school contains substantial amounts of asbestos and other hazardous materials which would require significant costs to abate; and

WHEREAS, constructing a new facility was deemed most cost effective for the borough; and

WHEREAS, the new Iditarod Elementary School was constructed and open in time for the 2016 school year; and

WHEREAS, the borough entertained many options to utilize the old facility; however, each proved too costly to upgrade and abate the building for other uses; and

WHEREAS, it is in the best interest of the Borough to demolish the old building; and

WHEREAS, funds from the eventual sale of the property will be appropriated to the Areawide School Site Selection Reserve, Fund 100 with reimbursement for all costs associated with demolition of the school to be appropriated to the Land Management Permanent Fund, Fund 203.

WHEREAS, the Assembly must approve a scope of work and budget prior to funds being expended.

BE IT ENACTED:

Section 1. Classification. This Ordinance is a non-code ordinance.

Section 2. Appropriation Source. There is hereby appropriated by the Assembly up to \$800,000 from the Land Management Permanent Fund, Fund 203 to School Capital Projects Fund 400, for the demolition of the old Iditarod Elementary School.

Section 3. Appropriation Source. Upon the sale of the parcel described as Tract B, Iditarod Elementary-Wasilla High School Replat 2016, there is hereby appropriated by the Assembly profits from the sale are to be deposited to the Areawide School Site Acquisition Reserve, Fund 100, and reimbursement for all

costs associated with demolition of the school are to be deposited to the Land Management Permanent Fund, Fund 203.

Section 4. Effective Date. This ordinance shall take effect upon adoption.

ADOPTED by the Matanuska-Susitna Borough Assembly this ___ day of _____, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)

Action:

**MATANUSKA-SUSITNA BOROUGH
RESOLUTION SERIAL NO. 16-178**

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY APPROVING THE SCOPE OF WORK AND BUDGET TO DEMOLISH THE OLD IDITAROD ELEMENTARY SCHOOL, PROJECT NO. 40023.

WHEREAS, the old Iditarod Elementary School was constructed in 1971; and

WHEREAS, the Matanuska-Susitna Borough School District identified the school as needing significant upgrades; and

WHEREAS, the school contains substantial amounts of asbestos, and other hazardous materials which would require significant costs to abate; and

WHEREAS, constructing a new facility was deemed most cost effective for the borough; and

WHEREAS, the new Iditarod Elementary School was constructed and open in time for the 2016 school year; and

WHEREAS, the Borough entertained many options to utilize the old facility; however, each proved too costly to upgrade and abate the building for other uses; and

WHEREAS, it is in the best interest of the Borough to demolish the old building; and

WHEREAS, Ordinance Serial No. 16-114 appropriated up to \$800,000 to demolish the old Iditarod Elementary School.

NOW, THEREFORE, BE IT RESOLVED, that the Matanuska-Susitna Borough Assembly hereby approves the following scope of work and budget to demolish the old Iditarod Elementary School.

SCOPE OF WORK

Demolish the Old Iditarod Elementary School.

BUDGET

Iditarod Elementary	
School Project No. 40023/Fund 400	
FY 17 Land Management Permanent Fund, Fund 203	<u>\$800,000</u>
Total	\$800,000

ADOPTED by the Matanuska-Susitna Borough Assembly this -
day of -, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)

SUBJECT: Appropriation of \$110,000 from Fairview Road Service Area No. 14 fund balance, Fund 271, to Fund 410, Project No. 30037, for Fairview Road Service Area No. 14 Capital Projects.

AGENDA OF: October 18, 2016

ASSEMBLY ACTION:

MANAGER RECOMMENDATION: Introduce and set for public hearing.

APPROVED *[Signature]* **JOHN MOOSEY, BOROUGH MANAGER:** *[Signature]*

Route To:	Department/Individual	Initials	Remarks
	Originator	<i>[Signature]</i>	7/14/16
	Public Works Director	<i>[Signature]</i>	4 Oct 16
	Finance Director	<i>[Signature]</i>	
	Borough Attorney	<i>[Signature]</i>	
	Borough Clerk	<i>[Signature]</i>	10/10/16 <i>[Signature]</i>

ATTACHMENT(S) : Fiscal Note: Yes x No
 Ordinance Serial no. 16-
 Resolution 16-02 from the Road Service Area No. 14,
 Board of Supervisors *(1pp)*
 Road Maintenance & Repair Capital Projects List for
 RSA 14, approved with AM 15-157, *(2pp)*

SUMMARY STATEMENT: The Fairview Road Service Area No. 14 Board of Supervisors and the Public Works Department would like to ensure adequate funding for all items on the approved Capital List and support as many future capital upgrades projects as possible. Funds from the RSA No. 14 fund balance can be used to fund Capital Improvement Projects. The Fairview Road Service Area No. 14 Board of Supervisors and the Public Works Department would like to transfer \$110,000 from the Fairview Road Service Area No. 14 fund balance, Fund 271, to Project No. 30037, Fund 410 for Fairview Road Service Area No. 14 Capital Projects.

RECOMMENDATION OF ADMINISTRATION: Approve an appropriation of \$110,000 from Fairview Road Service Area No. 14 fund balance, Fund 271, to Fund 410, Project No. 30037, for Fairview Road Service Area No. 14 Capital Projects.

**MATANUSKA-SUSITNA BOROUGH
FISCAL NOTE**

Agenda Date: September 20, 2016

SUBJECT: Appropriation of \$110,000 from Fairview Road Service Area No. 14 fund balance, Fund 271, to Fund 410, Project No. 30037, for Fairview Road Service Area No. 14 Capital Projects.

ORIGINATOR: Public Works, Operations & Maintenance

FISCAL ACTION (TO BE COMPLETED BY FINANCE)	FISCAL IMPACT <u>YES</u> NO
AMOUNT REQUESTED *110,000	FUNDING SOURCE RSA FUND BALANCE
FROM ACCOUNT # 271.272.000	PROJECT #
TO ACCOUNT : 410.000.000.4xx.xxx	PROJECT # 30037
VERIFIED BY: <i>[Signature]</i>	CERTIFIED BY:
DATE: <i>10/7/16</i>	DATE:

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY12	FY13	FY14	FY2015	FY2016	FY2017
Personnel Services						
Travel						
Contractual						
Supplies						
Equipment						
Land Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING						

CAPITAL						<i>110</i>
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REVENUE						
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FUNDING: (Thousands of Dollars)

General Fund						
State/Federal Funds						
Other <i>RSA FUND BALANCE</i>						<i>110</i>
TOTAL						<i>110</i>

POSITIONS:

Full-Time						
Part-Time						
Temporary						

ANALYSIS: *The estimated remaining amount in fund balance, Fund 271 is \$68,801 with this appropriation, if adopted.

PREPARED BY: *[Signature]* PHONE: _____
 DEPARTMENT: _____ DATE: _____
 APPROVED BY: *[Signature]* DATE: *10/7/14*

IM No. 16-169
OR 16-119

A RESOLUTION OF THE ROAD SERVICE AREA #14, FAIRVIEW BOARD OF SUPERVISORS REQUESTING THE TRANSFER OF \$110,000 FROM THE FUND BALANCE TO THE CAPITAL IMPROVEMENTS PROGRAM.

WHEREAS, the Road Service Area #14, Fairview Fund Balance has a balance of approximately \$178,801; and

WHEREAS, it is the desire of the Road Service Area #14, Fairview Board of Supervisors to add funding to the capital projects list; and

WHEREAS, the excess funds from the RSA #14, Fairview Fund Balance can be used to fund Capital Improvement Projects; and

WHEREAS, the RSA #14, Fairview Board of Supervisors request \$110,000 be transferred to the Capital Improvement Projects Program;

NOW, THEREFORE, BE IT RESOLVED, that the Road Service Area #14, Fairview Board of Supervisors requests the Matanuska-Susitna Borough Assembly approve the transfer of \$110,000 from Fund Balance 271.272.000 to Capital Improvements Project 30037.

APPROVED by the Road Service Area #14, Fairview Board of Supervisors:

Daniel Elliott
RSA #14 Supervisor

8/23/16
Date

Kurt Anderson
RSA #14 Supervisor

8/23/16
Date

Richard A. Budy
RSA #14 Supervisor

8/23/16
Date

Resolution #16-02 Im16-169
OR 16-119

MATANUSKA-SUSITNA BOROUGH
 PUBLIC WORKS DEPARTMENT
 ROAD MAINTENANCE & REPAIR CAPITAL PROJECTS
 SUMMER 2016

ASSEMBLY PERSON: Dist 3 George McKee
 ASSEMBLY PERSON: Dist 5 Dan Mayfield
 RSA SUPER Scott Sanderson
 RSA PRIMARY: Daniel Elliott
 RSA ALT: Kurt Anderson
 RSA ALT: Dick Buzby

ROAD SERVICE AREA: 14 FAIRVIEW PROJECT # 30037

APPROX AVAILABLE RSA FUNDING \$700,806
 APPROX AVAILABLE GRANT FUNDING \$0

PRIORITY STATUS	PROJECT LOCATION	DESCRIPTION OF WORK	TOTAL EST COST	RSA	MSB	GRANTS	GRANT DETAILS	FUND: YES/NO
1	RSA ROADS	CALCIUM PURCHASE	\$8,250	\$6,188	\$2,063			YES
2	RSA ROADS	CALCIUM APPLICATION <i>75% / 25%</i>	\$10,500	\$7,875	\$2,625			YES
3	RSA ROADS	RECONDITION ROADS	\$50,000	\$50,000				YES
4	RSA ROADS	PAVEMENT MAINTENANCE	\$70,000	\$70,000				YES
5	Canter Pl (.09) Surrey Rd (.73)	Upgrade (.82)	\$440,600	\$440,600				YES
6	Snowshoe Parkway (.25)	A.C/Replace	\$45,000	\$45,000				YES
7	Sue Ln (.19) Perin Dr. (.14)	Chipseal (.33)	\$50,000	\$50,000				YES
TOTAL FUNDED PROJECTS			\$674,350	\$669,663	\$4,688	\$0		
8	Grand Bay Dr (.33)	Upgrade (.33)	\$177,500					NO
FUNDING NOT YET IDENTIFIED								
9	Marble Way (.58)	Design / Upgrade	\$212,000					NO
FUNDING NOT YET IDENTIFIED								
10	Jenks Dr (.30)	Design / Upgrade	\$145,000					NO
FUNDING NOT YET IDENTIFIED								
11	Holland Ave (.21)	Design / Upgrade	\$100,000					NO

Im16-169
OR 16-118
INTRODUCTIONS

					FUNDING NOT YET IDENTIFIED			
12	S. Canter Cir (.41) W. Chestnut (.34)	Design / Upgrade	\$357,000					NO
					FUNDING NOT YET IDENTIFIED			
13	W. Clydesdale Dr (.82)	Pave w/2" A.C.	\$246,000	\$123,000	\$123,000			NO
					FUNDING NOT YET IDENTIFIED			
TOTAL UNFUNDED PROJECTS			\$1,237,500	\$123,000	\$123,000			

Im 116-169
DR 116-119

NON-CODE ORDINANCE

By: Borough Manager
Introduced:
Public Hearing:
Action:

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 16-119**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY APPROVING AN APPROPRIATION OF \$110,000 FROM FAIRVIEW ROAD SERVICE AREA NO. 14 FUND BALANCE, FUND 271, TO FUND 410, PROJECT NO. 30037, FOR FAIRVIEW ROAD SERVICE AREA NO. 14 CAPITAL PROJECTS.

WHEREAS, the Fairview Road Service Area No. 14 Board of Supervisors and the Public Works Department would like to ensure all approved projects on the Capital List are fully funded; and

WHEREAS, the Fairview Road Service Area No. 14 Board of Supervisors and the Public Works Department would like to support as many future capital projects as possible; and

WHEREAS, transferring funds to the capital projects will ensure all projects on the capital projects list have adequate funding and support additional future capital projects; and

WHEREAS, funds from the RSA No. 14 Fairview fund balance can be used to fund Capital Improvement Projects; and

WHEREAS, the Fairview Road Service Area No. 14 Board of Supervisors and the Public Works Department would like to transfer \$110,000 from Fairview Road Service Area No. 14 fund balance, Fund 271, to Fund 410, Project No. 30037, for the Fairview Road Service Area No. 14 Capital Projects.

BE IT ENACTED:

Section 1. Classification. This is a non-code ordinance.

Section 2. Appropriation source. The Matanuska-Susitna Borough Assembly hereby approves the appropriation of \$110,000 from Fairview Road Service Area No. 14, fund balance, Fund 271, to Fund 410, Project No. 30037, Fairview Road Service Area No. 14 Capital Projects.

Section 3. Effective date. This ordinance shall take effect upon adoption by the Matanuska-Susitna Borough Assembly.

ADOPTED by the Matanuska-Susitna Borough Assembly this - day of -, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. MCKECHNIE, CMC, Borough Clerk

(SEAL)

SUBJECT: Appropriation of \$60,000 from Trapper Creek Road Service Area No. 30 fund balance, Fund 284, to Fund 410, Project No. 30050, for Trapper Creek Road Service Area No. 30 Capital Projects.

AGENDA OF: October 18, 2016

ASSEMBLY ACTION:

MANAGER RECOMMENDATION: Introduce and set for public hearing.

APPROVED BY JOHN MOOSEY, BOROUGH MANAGER: 

Route To:	Department/Individual	Initials	Remarks
	Originator	JM 9/27/16	
	Public Works Director	TAD	40916
	Finance Director		
	Borough Attorney	NS	
	Borough Clerk	JM	10/10/16 

ATTACHMENT(S): Fiscal Note: Yes No
 Ordinance Serial no. 16-120
 Resolution 16-01 from the Road Service Area No. 30, Board of Supervisors (1pp)
 Road Maintenance & Repair Capital Projects List for RSA 30, approved with AM 15-157, (2pp)

SUMMARY STATEMENT: The Trapper Creek Road Service Area No. 30 Board of Supervisors and the Public Works Department would like to ensure adequate funding for all items on the approved Capital List and support as many future capital upgrades projects as possible. Funds from the RSA No. 30 fund balance can be used to fund Capital Improvement Projects. The Trapper Creek Road Service Area No. 30 Board of Supervisors and the Public Works Department would like to transfer \$60,000 from the Trapper Creek Road Service Area No. 30 fund balance, Fund 284, to Project No. 30050, Fund 410 for Trapper Creek Road Service Area No. 30 Capital Projects.

RECOMMENDATION OF ADMINISTRATION: Approve an appropriation of \$60,000 from Trapper Creek Road Service Area No. 30 fund balance, Fund 284, to Fund 410, Project No. 30050, for Trapper Creek Road Service Area No. 30 Capital Projects.

**MATANUSKA-SUSITNA BOROUGH
FISCAL NOTE**

Agenda Date: October 18, 2016

SUBJECT: Appropriation of \$60,000 from Trapper Creek Road Service Area No. 30 fund balance, Fund 280, to Fund 410, Project No. 30050, for Trapper Creek Road Service Area No. 30 Capital Projects.

ORIGINATOR: Public Works, Operations & Maintenance

FISCAL ACTION (TO BE COMPLETED BY FINANCE)	FISCAL IMPACT <u>YES</u> NO
AMOUNT REQUESTED *60,000	FUNDING SOURCE RSA FUND BALANCE
FROM ACCOUNT # 284.272.000	PROJECT #
TO ACCOUNT : 410.000.000.4xx.xxx	PROJECT # 30050
VERIFIED BY: <i>Julien Hickott</i>	CERTIFIED BY:
DATE: <i>10/7/16</i>	DATE:

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY12	FY13	FY14	FY2015	FY2016	FY2017
Personnel Services						
Travel						
Contractual						
Supplies						
Equipment						
Land/Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING						

CAPITAL						<i>60</i>
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REVENUE						
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FUNDING: (Thousands of Dollars)

General Fund						
State/Federal Funds						
Other <i>RSA Fund Balance</i>						<i>60</i>
TOTAL						<i>60</i>

POSITIONS:

Full-Time						
Part-Time						
Temporary						

ANALYSIS: *The estimated remaining amount in fund balance, Fund 284 is \$49,453 with this appropriation, if adopted.

PREPARED BY: _____ PHONE: _____
 DEPARTMENT: *Operations & Maintenance* DATE: _____
 APPROVED BY: *[Signature]* *[Signature]* DATE: *10/7/16*

IM No. 16-174
OR 16-120

Resolution NO. 16-01

A RESOLUTION OF THE ROAD SERVICE AREA NO. 30, TRAPPER CREEK BOARD OF SUPERVISORS REQUESTING THE TRANSFER OF \$60,000 FROM THE FUND BALANCE TO THE CAPITAL IMPROVEMENTS PROGRAM.

WHEREAS, the Road Service Area NO. 30, Trapper Creek Fund Balance has a balance of approximately \$109,453; and

WHEREAS, it is the desire of the Road Service Area No. 30, Trapper Creek Board of Supervisors to fund as many road projects as possible; and

WHEREAS, the excess funds from the RSA No. 30, Trapper Creek Fund Balance can be used to fund Capital Improvement Projects; and

WHEREAS, the RSA No. 30, Trapper Creek Board of Supervisors request \$60,000 be transferred to the Capital Improvement Projects Program;

NOW, THEREFORE, BE IT RESOLVED, that the Road Service Area No. 30, Trapper Creek Board of Supervisors requests the Matanuska-Susitna Borough Assembly approve the transfer of \$60,000 from Fund Balance 284.272.000 to Capital Improvements Project 30050.

APPROVED by the Road Service Area No. 30, Trapper Creek Board of Supervisors:

Joan Medberg
RSA no. 30 Supervisor

8-24-16
Date

Donald Massey
RSA no. 30 Supervisor

8-24-16
Date

Earl Boone
RSA no. 30 Supervisor

8-24-16
Date

IM16-174
OR16-120

MATANUSKA-SUSITNA BOROUGH
 PUBLIC WORKS DEPARTMENT
 ROAD MAINTENANCE & REPAIR CAPITAL PROJECTS
 SUMMER 2016

ASSEMBLY PERSON: Dist 7 Randall Kowalke
 RSA SUPER: Mike Lachelt
 PRIMARY: Joan Medberry
 ALT: Donna Massey
 ALT: Earl Boon

RSA: 30 Trapper Creek

PROJECT # 30050

APPROX AVAILABLE RSA FUNDING \$ 94,664

APPROX AVAILABLE GRANT FUNDING \$5,400

PRIORITY STATUS	PROJECT LOCATION	DESCRIPTION OF WORK	TOTAL EST COST	RSA	MSB	GRANTS	GRANT DETAILS	FUND: YES/NO
1	RSA ROADS	CALCIUM PURCHASE 25% MSB Match Summer 2015	\$0	\$0	\$0			N/A
2	RSA ROADS	CALCIUM APPLICATION 25% MSB Match Summer 2015	\$0	\$0	\$0			N/A
3	RSA ROADS	RECONDITION ROADS	\$30,000	\$30,000				YES
4	RSA ROADS	PAVEMENT MAINTENANCE	\$0	\$0				N/A
5	Oilwell Road	Upgrade Road Upgrades	\$70,000	\$64,600		\$5,400		YES
TOTAL FUNDED PROJECTS			\$100,000	\$94,600		\$5,400		
6	Oilwell Road	Upgrade from approach 600ft to the south	Engineer estimate in progress					NO
				FUNDING NOT YET IDENTIFIED				
7	Saunders Rd	Project Contingent on (1) Availability of gravel (2) Agreement with Great Land	\$50,000					NO
				FUNDING NOT YET IDENTIFIED				
8	Oilwell Rd Ph I (mile 0 to mile 6)	Design /Upgrade/Pave (6.0) 50% MSB Match	\$6,000,000					NO
				FUNDING NOT YET IDENTIFIED				
9	Oilwell Rd Ph II (mile 6 to Mile 9)	Design/Upgrade (3.0)	\$300,000					NO
				FUNDING NOT YET IDENTIFIED				
TOTAL UNFUNDED PROJECTS			\$6,350,000					

Im16-174

OR16-120

	Source	Grant # / Account Code	Grant Amount				
Line	2012 SOA Grant	12-DM-125 30050.9000.9002	\$900.00	Trapper Creek RSA Roads Upgrade			
Line	2013 SOA Grant	13-DM-135 30050.9100.9102	\$4,500.00	Trapper Creek RSA Roads Upgrade			

INFORMATION ONLY, GRANTS PREVIOUSLY ACCEPTED & APPROPRIATED

Im 116-174
OR 116-120

NON-CODE ORDINANCE

By: Borough Manager
Introduced:
Public Hearing:
Action:

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 16-120**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY APPROVING AN APPROPRIATION OF \$60,000 FROM TRAPPER CREEK ROAD SERVICE AREA NO. 30 FUND BALANCE, FUND 284, TO FUND 410, PROJECT NO. 30050, FOR TRAPPER CREEK ROAD SERVICE AREA NO. 30 CAPITAL PROJECTS.

WHEREAS, the Trapper Creek Road Service Area No. 30 Board of Supervisors and the Public Works Department would like to ensure all approved projects on the Capital List are fully funded; and

WHEREAS, the Trapper Creek Road Service Area No. 30 Board of Supervisors and the Public Works Department would like to support as many future capital projects as possible; and

WHEREAS, transferring funds to the capital projects will ensure all projects on the capital projects list have adequate funding and support additional future capital projects; and

WHEREAS, funds from the RSA No. 30 Trapper Creek fund balance can be used to fund Capital Improvement Projects; and

WHEREAS, the Trapper Creek Road Service Area No. 30 Board of Supervisors and the Public Works Department would like to transfer \$60,000 from Trapper Creek Road Service Area No. 30 fund balance, Fund 284, to Fund 410, Project No. 30050, for the Trapper Creek Road Service Area No. 30 Capital Projects.

BE IT ENACTED:

Section 1. Classification. This is a non-code ordinance.

Section 2. Appropriation source. The Matanuska-Susitna Borough Assembly hereby approves the appropriation of \$60,000 from Trapper Creek Road Service Area No. 30, fund balance, Fund 284, to Fund 410, Project No. 30050, Trapper Creek Road Service Area No. 30 Capital Projects.

Section 3. Effective date. This ordinance shall take effect upon adoption by the Matanuska-Susitna Borough Assembly.

ADOPTED by the Matanuska-Susitna Borough Assembly this - day of -, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. MCKECHNIE, CMC, Borough Clerk

(SEAL)

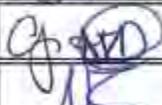
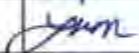
SUBJECT: ACCEPTING AND APPROPRIATING \$14,960 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT PROGRAM, TO FUND 425, PROJECT NUMBER 45158, FOR HAZARDOUS MATERIALS DETECTION EQUIPMENT.

AGENDA OF: October 18, 2016

ASSEMBLY ACTION:

MANAGER RECOMMENDATION: Introduce and set for public hearing.

APPROVED BY JOHN MOOSEY, BOROUGH MANAGER: 

Route To:	Department/Individual	Initials	Remarks
	Originator/Gamble	BG	
	Finance Director		
	Borough Attorney		
	Borough Clerk		10/10/16 

ATTACHMENT(S): Fiscal Note: YES X NO
 Ordinance Serial No. 16-121 (2 pp)
 Resolution Serial No. 16-082 (2 pp)

SUMMARY STATEMENT:

The borough has been awarded a State of Alaska, Division of Homeland Security and Emergency Management grant in the amount of \$14,960, and the funds will be used for hazardous materials detection equipment.

The borough assembly must accept and appropriate the \$14,960 from the State of Alaska, Division of Homeland Security and Emergency Management grant prior to the expenditure of said funds, and no expenditures can be made until the scope of work and budget have been approved by the Assembly.

RECOMMENDATION OF ADMINISTRATION:

The administration recommends approval of the attached legislation, which will accept and appropriate the Alaska State Division of Homeland Security and Emergency Management grant in the amount of \$14,960 and approve the scope of work and budget.

**MATANUSKA-SUSITNA BOROUGH
FISCAL NOTE**

Agenda Date: October 18, 2016

SUBJECT: Accepting and appropriating \$14,960 from the Alaska State Division of Homeland Security and Emergency Management Grant Program, to fund 425, Project Number 45158, for hazardous materials detection equipment.

ORIGINATOR: Bill Gamble

FISCAL ACTION (TO BE COMPLETED BY FINANCE)	FISCAL IMPACT <input checked="" type="radio"/> YES <input type="radio"/> NO
AMOUNT REQUESTED \$14,960	FUNDING SOURCE State Grant
FROM ACCOUNT #	PROJECT #
TO ACCOUNT: 425.000.000.2xx.vxx	PROJECT # 45158
VERIFIED BY: <i>[Signature]</i>	CERTIFIED BY:
DATE: 9/20/16	DATE:

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY2017	FY2018	FY2019	FY2020	FY2021	FY2022
Personnel Services						
Travel						
Contractual						
Supplies						
Equipment						
Land/Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING						

CAPITAL						
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REVENUE	14.9					
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FUNDING: (Thousands of Dollars)

General Fund						
State/Federal Funds	14.9					
Other						
TOTAL	14.9					

POSITIONS:

Full-Time						
Part-Time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

PREPARED BY: _____ PHONE: _____
 DEPARTMENT: *Chesenne Dewald* DATE: **9/20/16**
 APPROVED BY: *[Signature]* DATE: **9/20/16**

IM No. 16-177
 Ordinance Serial No. 16-**121**
 Resolution Serial No. 16-**082**

NON-CODE ORDINANCE

Sponsored By:
Introduced:
Public Hearing:
Adopted:

MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 16-121

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY ACCEPTING AND APPROPRIATING \$14,960 FROM THE ALASKA STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT PROGRAM, TO FUND 425, PROJECT NUMBER 45158, FOR HAZARDOUS MATERIALS DETECTION EQUIPMENT.

WHEREAS, the borough has been awarded a State of Alaska, Division of Homeland Security and Emergency Management grant in the amount of \$14,960; and

WHEREAS, the funds will be used for hazardous materials detection equipment; and

WHEREAS, the scope of work and budget are contained in Resolution Serial Number 16-082; and

WHEREAS, the borough assembly must accept and appropriate the \$14,960 from the State of Alaska, Division of Homeland Security and Emergency Management prior to the expenditure of said funds; and

WHEREAS, no expenditures can be made until the scope of work and budget have been approved by the Assembly.

BE IT ENACTED:

Section 1. Classification. This is a non-code ordinance.

Section 2. Acceptance and Appropriation source. The Matanuska-Susitna Borough Assembly hereby accepts a grant in the amount of \$14,960 from the State of Alaska, Division of Homeland Security and Emergency Management grant program, and approves an appropriation in the amount of \$14,960 from the State of Alaska, Division of Homeland Security and Emergency Management grant program, to Fund 425, Project No. 45158, for hazardous materials detection equipment.

Section 3. Effective Date. This ordinance shall take effect upon adoption.

ADOPTED by the Matanuska-Susitna Borough Assembly this ___ day of _____, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)

Action:

**MATANUSKA-SUSITNA BOROUGH
RESOLUTION SERIAL NO. 16-082**

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY APPROVING THE SCOPE OF WORK AND BUDGET FOR THE STATE OF ALASKA, HOMELAND SECURITY AND EMERGENCY MANAGEMENT GRANT, PROJECT NUMBER 45158, FUND 425, FOR HAZARDOUS MATERIALS DETECTION EQUIPMENT.

WHEREAS, the borough has received a grant from the Alaska State Division of Homeland Security and Emergency Management; and

WHEREAS, the assembly has accepted and appropriated funds in the amount of \$14,960 with the approval of Ordinance Serial Number 16-121; and

WHEREAS, the assembly is required to approve and adopt a scope of work and budget for each capital project prior to the expenditure of said funds.

NOW, THEREFORE, BE IT RESOLVED, that the Matanuska-Susitna Borough Assembly hereby approves the scope of work and budget for the Alaska State Division of Homeland Security and Emergency Management Grant, Project Number 45158, Fund 425.

SCOPE OF WORK

Hazardous material detection equipment: hazardous chemical detectors.

BUDGET

Alaska State Division of Homeland
Security and Emergency Management.

\$14,960

ADOPTED by the Matanuska-Susitna Borough Assembly this -
day of -, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)

SUBJECT: ACCEPTING AND APPROPRIATING \$96,492 FROM THE STATE OF ALASKA, DEPARTMENT OF MILITARY AND VETERAN'S AFFAIRS, EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM (EMPG), AND REQUESTING A RE-APPROPRIATION OF \$96,492 FROM THE EMERGENCY SERVICES ADMINISTRATION FISCAL YEAR 2017 OPERATING BUDGET TO FUND 425, PROJECT NUMBER 45285.

AGENDA OF: October 18, 2016

ASSEMBLY ACTION:

MANAGER RECOMMENDATION: Introduce and set for public hearing.

APPROVED BY ^{for} JOHN MOOSEY, BOROUGH MANAGER: 

Route To:	Department/Individual	Initials	Remarks
	Originator/Gamble	BG	
	Finance Director		
	Borough Attorney	NS	
	Borough Clerk	LRM	10-10-16 

ATTACHMENT(S): Fiscal Note: YES X NO _____
 Ordinance Serial No. 16-122 (3 pp)
 Resolution Serial No. 16-083 (2 pp)

SUMMARY STATEMENT:

The borough has received a grant from the State of Alaska, Department of Military and Veteran's Affairs and the funds will be used for Emergency Management wages and benefits.

The borough is required to provide matching funds in the amount of \$96,492 in order to comply with the conditions of the grant and to receive the grant. The scope of work and budget are contained in Resolution Serial Number 16-083.

The borough assembly must accept and appropriate the \$96,492 from the State of Alaska, Department of Military and Veteran's affairs prior to the expenditure of said funds and no

expenditures can be made until the scope of work and budget have been approved by the Assembly.

RECOMMENDATION OF ADMINISTRATION:

The administration supports this grant and recommends approval of the attached legislation, which will accept and appropriate the grant and the re-appropriation of matching funds, and approves the scope of work and budget for the project.

**MATANUSKA-SUSITNA BOROUGH
FISCAL NOTE**

Agenda Date: October 18, 2016

SUBJECT: Accepting and appropriating \$96,492 from the State of Alaska, Department of Military and Veteran's Affairs, Emergency Management Performance Grant Program (EMPG), and requesting a re-appropriation of \$96,492 from the Emergency Services Administration Fiscal Year 2017 operating budget to Fund 425, Project Number 45285.

ORIGINATOR: Bill Gamble

FISCAL ACTION (TO BE COMPLETED BY FINANCE)	FISCAL IMPACT <input checked="" type="radio"/> YES <input type="radio"/> NO
AMOUNT REQUESTED <i>96,492.00</i>	FUNDING SOURCE <i>Federal grant passed through State DMVA</i>
FROM ACCOUNT # <i>100.100.300.4XX.XXX</i>	PROJECT # <i>45285</i>
TO ACCOUNT: <i>425</i>	PROJECT # <i>45285</i>
VERIFIED BY: <i>John Lumit</i>	CERTIFIED BY:
DATE: <i>10/7/16</i>	DATE:

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY2017	FY2018	FY2019	FY2020	FY2021	FY2022
Personnel Services	<i>96.5</i>					
Travel						
Contractual						
Supplies						
Equipment						
Land/Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING	<i>96.5</i>					

CAPITAL						
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REVENUE						
---------	--	--	--	--	--	--

FUNDING (Thousands of Dollars)

General Fund						
State/Federal Funds	<i>96.5</i>					
Other						
TOTAL	<i>96.5</i>					

POSITIONS:

Full-Time						
Part-Time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

PREPARED BY: _____ PHONE: _____
 DEPARTMENT: *Chapman* DATE: _____
 APPROVED BY: *John Lumit*  DATE: *10/7/16*

IM No. 16-184
 Ordinance Serial No. 16-*122*
 Resolution Serial No. 16-*083*

NON-CODE ORDINANCE

Sponsored By:
Introduced:
Public Hearing:
Adopted:

MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 16-122

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY ACCEPTING AND APPROPRIATING \$96,492 FROM THE STATE OF ALASKA, DEPARTMENT OF MILITARY AND VETERAN'S AFFAIRS, EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM (EMPG), AND REQUESTING A RE-APPROPRIATION OF \$96,492 FROM THE EMERGENCY SERVICES ADMINISTRATION FISCAL YEAR 2017 OPERATING BUDGET TO FUND 425, PROJECT NUMBER 45285.

WHEREAS, the borough has received a grant from the State of Alaska, Department of Military and Veteran's Affairs; and

WHEREAS, the funds will be used for Emergency Management wages and benefits; and

WHEREAS, the borough is required to provide matching funds in the amount of \$96,492 in order to comply with the conditions of the grant and to receive the grant; and

WHEREAS, the scope of work and budget are contained in Resolution Serial Number 16-083; and

WHEREAS, the borough assembly must accept and appropriate the \$96,492 from the State of Alaska, Department of Military and Veteran's affairs prior to the expenditure of said funds; and

WHEREAS, no expenditures can be made until the scope of work and budget have been approved by the Assembly.

BE IT ENACTED:

Section 1. Classification. This is a non-code ordinance.

Section 2. Grant acceptance. The Matanuska-Susitna Borough Assembly does hereby authorize the acceptance of a grant in the amount of \$96,492 from the State of Alaska, Department of Military and Veteran's Affairs, and agrees to comply with the applicable provisions.

Section 3. Appropriation and Re-appropriation source. The Matanuska-Susitna Borough Assembly hereby appropriates the amount of \$96,492 from the State of Alaska, Department of Military and Veteran's Affairs, Emergency Management Performance Grant Program and re-appropriates the amount of \$96,492 from the Emergency Services Administration Fiscal Year 2017 Operating Budget, Fund 100, to Project No. 45285, Fund 425, for Emergency Management wages and benefits.

Section 3. Effective Date. This ordinance shall take effect upon adoption.

ADOPTED by the Matanuska-Susitna Borough Assembly this ___ day of _____, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)

Action:

**MATANUSKA-SUSITNA BOROUGH
RESOLUTION SERIAL NO. 16-083**

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY APPROVING THE SCOPE OF WORK AND BUDGET FOR THE STATE OF ALASKA, DEPARTMENT OF MILITARY AND VETERAN'S AFFAIRS, EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG), PROJECT NUMBER 45285, FUND 425, FOR EMERGENCY MANAGEMENT WAGES AND BENEFITS.

WHEREAS, the borough has received a grant from the State of Alaska, Department of Military and Veteran's Affairs; and

WHEREAS, the assembly has accepted and appropriated the grant funds in the amount of \$96,492 with the approval of Ordinance Serial Number 16-122; and

WHEREAS, the assembly has re-appropriated matching funds in the amount of \$96,492 from the Emergency Services Administration Fiscal Year 2017 Operating Budget with the approval of Ordinance Serial No. 16-122; and

WHEREAS, the assembly is required to approve and adopt a scope of work and budget for each capital project prior to the expenditure of said funds.

NOW, THEREFORE, BE IT RESOLVED, that the Matanuska-Susitna Borough Assembly hereby approves the scope of work and budget for the State of Alaska, Department of Military and Veteran's Affairs, Emergency Management Performance Grant, Project Number 45285, Fund 425.

SCOPE OF WORK

Emergency Management wages and benefits incurred during the grant performance period of July 1, 2016 to June 30, 2017, (retroactive to July 1, 2016).

BUDGET

State of Alaska, Department of Military and Veterans Affairs	\$ 96,492
Emergency Services Administration Fiscal Year 2017 Operating Budget	\$ 96,492
TOTAL	\$192,984

ADOPTED by the Matanuska-Susitna Borough Assembly this -
day of -, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)

SUBJECT: Supplemental appropriation of \$100,000 from Big Lake Road Service Area No. 21 fund balance, Fund 277, to Big Lake Road Service Area No. 21 fiscal year 2017 Operating Budget, Fund 277.

AGENDA OF: October 18, 2016

ASSEMBLY ACTION:

MANAGER RECOMMENDATION: Introduce and set for public hearing.

APPROVED BY *[Signature]* **JOHN MOOSEY, BOROUGH MANAGER:** *[Signature]*

Route To:	Department/Individual	Initials	Remarks
	Originator	<i>[Signature]</i> 10/4/16	
	Public Works Director	<i>[Signature]</i>	4 Oct 16
	Finance Director	<i>[Signature]</i>	
	Borough Attorney	<i>[Signature]</i>	
	Borough Clerk	<i>[Signature]</i>	10/10/16 <i>[Signature]</i>

ATTACHMENT(S): Fiscal Note: Yes x No
 Ordinance Serial No. 16-123 (2pp)

SUMMARY STATEMENT: There is currently less than \$21,800 in the fiscal year 2017 operating budget. Of that \$15,388 is dedicated to wage and benefit for the road crew, leaving \$6,339 for operating expenditures in fiscal year 2017. There is still over eight months of operations in this fiscal year. The Public Works Department is concerned that necessary maintenance, emergency repairs, supplies or services will arise that will not be readily funded. There are sufficient funds in the Big Lake Road Service Area No. 21 Fund Balance to cover this transfer. The Public Works Department would like to transfer \$100,000 from the Big Lake Road Service Area No. 21 fund balance, Fund 277, to Big Lake Road Service Area No. 21 Fiscal Year Operating Budget, Fund 277.

RECOMMENDATION OF ADMINISTRATION: Approve a supplemental appropriation of \$100,000 from Big Lake Road Service Area No. 21 fund balance, Fund 277, to fiscal year 2017 Operating Budget, Fund 277.

**MATANUSKA-SUSITNA BOROUGH
FISCAL NOTE**

Agenda Date: October 18, 2016

SUBJECT: Supplemental appropriation of \$100,000 from Big Lake Road Service Area No. 21 fund balance, Fund 277, to Big Lake Road Service Area No. 21 fiscal year 2017 Operating Budget, Fund 277.

ORIGINATOR: Public Works, Operations & Maintenance

FISCAL ACTION (TO BE COMPLETED BY FINANCE)	FISCAL IMPACT <u>YES</u> / NO
AMOUNT REQUESTED *100,000	FUNDING SOURCE RSA FUND BALANCE
FROM ACCOUNT # 277.272.000	PROJECT #
TO ACCOUNT: 277.000.000.XXX.XXX	PROJECT #
VERIFIED BY: <i>Sileen Pickett</i>	CERTIFIED BY:
DATE: <i>10/7/16</i>	DATE:

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY14	FY15	FY16	FY2017	FY2018	FY2019
Personnel Services						
Travel						
Contractual						
Supplies						
Equipment						
Land/Structures						
Grants, Claims						
Miscellaneous				<i>100</i>		
TOTAL OPERATING				<i>100</i>		

CAPITAL						
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REVENUE						
---------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

General Fund						
State/Federal Funds						
Other <i>RSA Fund Balance</i>				<i>100</i>		
TOTAL				<i>100</i>		

POSITIONS:

Full-Time						
Part-Time						
Temporary						

ANALYSIS: *The estimated remaining amount in fund balance, Fund 277 is \$25,246 with this appropriation, if adopted.

PREPARED BY: _____ PHONE: _____

DEPARTMENT: _____ DATE: _____

APPROVED BY: *Christopher Daniel* DATE: *10/7/16*

IM No. 16-185

OR 16-123

NON-CODE ORDINANCE

By: Borough Manager
Introduced:
Public Hearing:
Action:

MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 16-123

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY APPROVING A SUPPLEMENTAL APPROPRIATION OF \$100,000 FROM BIG LAKE ROAD SERVICE AREA NO. 21 FUND BALANCE, FUND 277 TO BIG LAKE ROAD SERVICE AREA NO. 21 FISCAL YEAR 2017 OPERATING BUDGET, FUND 277.

WHEREAS, there is \$21,727 left in the operating budget of Big Lake Road Service Area no. 21; and

WHEREAS, of the remaining budget \$15,388 is dedicated to wage and benefits for the road crew leaving approximately \$6,339 for operating expenses for the next eight months; and

WHEREAS, there is all of winter season and next spring breakup still to come; and

WHEREAS, there is concern that necessary maintenance, emergency repairs, supplies or services will arise that will not be readily funded; and

WHEREAS, there are sufficient funds in the Big Lake Road Service Area No. 21 fund balance, Fund 277 to cover this transfer to the fiscal year 2017 operating budget; and

WHEREAS, the Public Works Department would like to transfer \$100,000 from the Big Lake Road Service Area No. 21 fund balance, Fund 277, to Big Lake Road Service Area No. 21 fiscal year 2017 operating budget, Fund 277.

BE IT ENACTED:

Section 1. Classification. This is a non-code ordinance.

Section 2. Supplemental appropriation source. The Matanuska-Susitna Borough Assembly hereby approves the supplemental appropriation of \$100,000 from Big Lake Road Service Area No. 21 fund balance, Fund 277 to the Big Lake Road Service Area No. 21 fiscal year 2017 operating budget, Fund 277.

Section 3. Effective date. This ordinance shall take effect upon adoption by the Matanuska-Susitna Borough Assembly.

ADOPTED by the Matanuska-Susitna Borough Assembly this - day of -, 2016.

VERN HALTER, Borough Mayor

ATTEST:

Lonnie R. McKechnie, Borough Clerk

(SEAL)

SUBJECT: Accepting and appropriating \$550,000 from the United States Environmental Protection Agency to fund 480, project 47051; establishing the scope of work and budget; and authorization for the manager to enter into memorandums of agreement with the City of Palmer and the City of Wasilla and the grant agreement for the Matanuska-Susitna Brownfields Assessment FY16.

AGENDA OF: October 18, 2016

ASSEMBLY ACTION:

MANAGER RECOMMENDATION: Introduce and set for public hearing.

APPROVED *for* **JOHN MOOSEY, BOROUGH MANAGER:** *[Signature]*

Route To:	Department/Individual	Initials	Remarks
	Originator - P. Graham	<i>[Signature]</i>	
1	Planning and Land Use Director	<i>[Signature]</i>	
2	Finance Director	<i>[Signature]</i>	
3	Borough Attorney	<i>Not Signed</i>	<i>Grant App not reviewed</i>
4	Borough Clerk	<i>LRM</i>	<i>10-10-16</i> <i>[Signature]</i>

ATTACHMENT (S): Fiscal Note: Yes No
 Award Letter & Email (2 pages)
 Ordinance Serial No. 16-*124* (2 pages)
 Resolution Serial No. 16-*084* (3 pages)

SUMMARY STATEMENT:

The Matanuska-Susitna Borough was awarded a Brownfields Assessment Coalition grant in the amount of \$550,000 from the United States Environmental Protections Agency. The Matanuska-Susitna Borough and the Cities of Palmer and Wasilla have formed a Brownfields Assessment Coalition that will work with the Contractor to identify sites within the boundaries of the borough as well as within each city.

The Coalition will engage the community throughout the Project to prioritize revitalization opportunities in accordance with established community plans and objectives. The Project will include assessment activities at priority Brownfields sites, including up to 18 Phase I Environmental Site Assessments; and up to 10 Phase II Environmental Site Assessments, preparation of up to six site-specific cleanup/reuse plans and Area-Wide Planning activities for up to two priority brownfield-impacted areas.

This project is fully funded by the grant and there is no required match. Grant funding must be accepted and appropriated by the Assembly in order to move forward with the project.

RECOMMENDATION OF ADMINISTRATION:

Staff respectfully recommends the Assembly adoption of the legislation accepting and appropriating \$550,000 from the United States Environmental Protection Agency to fund 480, project 47051; establishing the scope of work and budget; and authorization for the manager to enter into memorandums of agreement with the City of Palmer and the City of Wasilla and the grant agreement for the Matanuska-Susitna Brownfields Assessment FY16.

MATANUSKA-SUSITNA BOROUGH - FISCAL NOTE

Agenda Date October 18, 2016

ORIGINATOR: Pamela Graham, Grant Coordinator

SUBJECT: **Accepting and appropriating \$550,000 from the United States Environmental Protection Agency to fund 480, project 47051; establishing the scope of work and budget; and authorization for the manager to enter into memorandums of agreement with the City of Palmer and the City of Wasilla and the grant agreement for the Matanuska-Susitna Brownfields Assessment FY16.**

FISCAL ACTION (TO BE COMPLETED BY FINANCE)	FISCAL IMPACT <u>YES</u> NO
AMOUNT REQUESTED \$ <u>550,000</u>	FUNDING SOURCE <u>Federal grant - EPA</u>
FROM ACCOUNT #	PROJECT #
TO ACCOUNT # <u>480.000.000.4XX.XXX</u>	PROJECT # <u>47051</u>
VERIFIED BY: <u>Silvia Pickett</u>	CERTIFIED BY:
DATE: <u>10/7/16</u>	DATE:

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY2015	FY2016	FY2017	FY2018	FY2019	FY2020
Personnel Services						
Travel						
Contractual						
Supplies						
Equipment						
Land/Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING						
CAPITAL			<u>550</u>			
REVENUE						

FUNDING: (Thousands of Dollars)

General Fund						
<u>Federal Funds</u>			<u>550</u>			
Other						
TOTAL			<u>550</u>			

POSITIONS:

Full-Time						
Part-Time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

PREPARED BY: _____
 DEPARTMENT: _____
 APPROVED BY: Christina Smith 

Phone: _____
 Date: _____
 Date: 10/7/16

Pam Graham

Subject: FW: Mat-Su Borough (AK) - Grant Proposal selected for FY16 EPA Brownfields Funding! [Assessment Coalition]
Attachments: Selectee Letter_ARC FY16_Mat-Su Borough (AK)_Assessment Coalition_05202016.pdf
Importance: High

From: Griffith, Terri [<mailto:Griffith.Terri@epa.gov>]
Sent: Friday, May 20, 2016 6:44 PM
To: Lauren Driscoll
Cc: R10 Brownfields; Goolie, Mary; Griffith, Terri
Subject: Mat-Su Borough (AK) - Grant Proposal selected for FY16 EPA Brownfields Funding! [Assessment Coalition]
Importance: High

Dear Lauren,

Congratulations! **Matanuska-Susitna Borough's Brownfields Grant Proposal for Coalition Assessment** has been selected to receive funding from the U.S. Environmental Protection Agency Brownfields program in the amount of **\$550,000 [\$275,000 hazardous substances and \$275,000 petroleum]**. You will soon receive formal notification from the EPA Office of Brownfields & Land Revitalization (OBLR). We have also attached a copy of the OBLR letter to this email. More information about the grant announcement, selectee project fact sheets, EPA contact information, and next steps is provided below.

[FY16 Assessment, Revolving Loan Fund, and Cleanup \(ARC\) Grant Announcement & Project Fact Sheets - Nationwide](#)

EPA Region 10 News Releases:

[Alaska - ARC News Release](#)
[Oregon - ARC News Release](#)

Your EPA Brownfield Project Manager:

Mary Goolie
907.271.3414
Goolie.Mary@epa.gov

Your EPA Project Manager will be in touch with you shortly. **In addition, by May 31, we will email you more specific details on the EPA Region 10 Grant Application process and documents for completing your formal application package.** In the meantime, please do not hesitate to call or email us with any questions or concerns. We look forward to working with you.

Best Regards, Terri

TERRI GRIFFITH | REGION 10 BROWNFIELD ARC GRANT COMPETITION COORDINATOR
ENVIRONMENTAL CLEANUP OFFICE | U.S. ENVIRONMENTAL PROTECTION AGENCY | REGION 10



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

OFFICE OF
SOLID WASTE AND
EMERGENCY RESPONSE

NOW THE
OFFICE OF LAND AND
EMERGENCY MANAGEMENT

May 20, 2016

The Honorable Vern Halter
Mayor of Matanuska-Susitna Borough
350 E Dahlia Avenue
Palmer, AK 99645

Dear Mayor Halter:

On behalf of the United States Environmental Protection Agency (EPA), I am pleased to congratulate you and confirm that the Matanuska-Susitna Borough was selected as one of the entities EPA will begin negotiations with to award a cooperative agreement for an assessment coalition grant. The Matanuska-Susitna Borough submitted an outstanding grant proposal, and we deeply appreciate the tremendous commitment of time and energy that went into its preparation.

Through the Small Business Liability Relief and Brownfields Revitalization Act of 2002, EPA is working to help states and communities around the country clean up and revitalize brownfield sites. We fully expect that these brownfield projects will provide benefits to the environment and economy of local communities. Susan Morales, your Regional Brownfields Contact, will work closely with the Matanuska-Susitna Borough to negotiate the cooperative agreement prior to the grant award. Please contact Susan Morales at 206-553-7299 or morales.susan@epa.gov.

Again, congratulations on being selected! We look forward to working with you.

Sincerely,

David R. Lloyd, Director
Office of Brownfields and Land Revitalization

cc: Susan Morales

NON-CODE ORDINANCE

By:
Introduced:
Public Hearing:
Action:

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 16-124**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY ACCEPTING AND APPROPRIATING \$550,000 FROM THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY TO FUND 480, PROJECT 47051; FOR THE MATANUSKA-SUSITNA BROWNFIELDS ASSESSMENT FY16.

WHEREAS, The Matanuska-Susitna Borough was awarded a Brownfields Assessment Coalition grant in the amount of \$550,000 from the United States Environmental Protections Agency; and

WHEREAS, the Matanuska-Susitna Borough and the Cities of Palmer and Wasilla have formed a Brownfields Assessment Coalition that will work with the Contractor to identify sites within the boundaries of the borough as well as within each city; and

WHEREAS, the Coalition will engage the community throughout the Project to prioritize revitalization opportunities in accordance with established community plans and objectives; and

WHEREAS, the Project will include assessment activities at priority Brownfields sites, including up to 18 Phase I Environmental Site Assessments; and up to 10 Phase II Environmental Site Assessments, preparation of up to six site-specific cleanup/reuse plans and Area-Wide Planning activities for up to two priority brownfield-impacted areas.

BE IT ENACTED:

Section 1. Classification. This is a non-code ordinance.

Section 2. Grant acceptance. The Matanuska-Susitna Borough Assembly does hereby authorize the acceptance of \$550,000 from the United States Environmental Protections Agency and agrees to comply with applicable provisions.

Section 3. Appropriation source. The Matanuska-Susitna Borough Assembly does hereby appropriate grant funds in the amount of \$550,000 from the United States Environmental Protections Agency to fund 480, project no. 47051.

SECTION 4. Effective date. This ordinance shall take effect upon adoption by the Matanuska-Susitna Borough Assembly.

ADOPTED by the Matanuska-Susitna Borough Assembly this - day of -, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. MCKECHNIE, CMC, Borough Clerk

(SEAL)

Action:

**MATANUSKA-SUSITNA BOROUGH
RESOLUTION SERIAL NO. 16-084**

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY ESTABLISHING THE SCOPE OF WORK AND BUDGET; AND AUTHORIZATION FOR THE MANAGER TO ENTER INTO MEMORANDUMS OF AGREEMENT WITH THE CITY OF PALMER AND THE CITY OF WASILLA AND THE GRANT AGREEMENT FOR THE MATANUSKA-SUSITNA BROWNFIELDS ASSESSMENT FY16.

WHEREAS, The Matanuska-Susitna Borough was awarded a Brownfields Assessment Coalition grant in the amount of \$550,000 from the United States Environmental Protections Agency; and

WHEREAS, the Matanuska-Susitna Borough and the Cities of Palmer and Wasilla have formed a Brownfields Assessment Coalition that will work with the Contractor to identify sites within the boundaries of the borough as well as within each city; and

WHEREAS, the Coalition will engage the community throughout the Project to prioritize revitalization opportunities in accordance with established community plans and objectives; and

WHEREAS, the Project will include assessment activities at priority Brownfields sites, including up to 18 Phase I Environmental Site Assessments; and up to 10 Phase II Environmental Site Assessments, preparation of up to six site-specific cleanup/reuse plans and Area-Wide Planning activities for up to two priority brownfield-impacted areas.

WHEREAS, these grant funds were accepted and appropriated by the Matanuska-Susitna Borough Assembly by Ordinance Serial No. 16-___.

NOW, THEREFORE, BE IT RESOLVED, that the Matanuska-Susitna Borough Assembly hereby approves the scope of work and budget for the Matanuska-Susitna Brownfields Assessment FY16.

SCOPE OF WORK

To Matanuska-Susitna Borough Brownfield Coalition will work with the contractor to perform Brownfield site assessments throughout the Borough and Cities.

BUDGET

United States Environmental	
Protections Agency Grant	\$550,000
Total project cost	<u>\$550,000</u>

BE IT FURTHER RESOLVED that the Matanuska-Susitna Borough assembly does hereby authorize the manager to enter into the necessary grant agreement with the United States Environmental Protections Agency for the Matanuska-Susitna Brownfields Assessment FY16.

BE IT FURTHER RESOLVED that the Matanuska-Susitna Borough assembly does hereby authorize the manager to enter into the necessary memorandum of agreement with the City of Palmer and City of Wasilla for the Matanuska-Susitna Brownfields Assessment FY16.

ADOPTED by the Matanuska-Susitna Borough Assembly this -
day of -, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. MCKECHNIE, CMC, Borough Clerk

(SEAL)

SUBJECT: Appropriation of \$170,000 from Meadow Lakes Road Service Area No. 27 fund balance, Fund 281, to Fund 410, Project No. 30047, for Meadow Lakes Road Service Area No. 27 Capital Projects.

AGENDA OF: October 18, 2016

ASSEMBLY ACTION:

MANAGER RECOMMENDATION: Introduce and set for public hearing.

APPROVED BY JOHN MOOSEY, BOROUGH MANAGER: *[Signature]*

Route To:	Department/Individual	Initials	Remarks
	Originator	<i>[Signature]</i>	
	Public Works Director	<i>TAL</i>	SOCT 16
	Finance Director	<i>[Signature]</i>	
	Borough Attorney	<i>[Signature]</i>	
	Borough Clerk	<i>[Signature]</i>	10/10/16 <i>[Signature]</i>

ATTACHMENT(S): Fiscal Note: Yes x No
 Ordinance Serial no. 16-125
 Resolution 16-02 from the Road Service Area No. 27,
 Board of Supervisors (Upp)
 Road Maintenance & Repair Capital Projects List for
 RSA 27, approved with AM 15-157, (3pp)

SUMMARY STATEMENT: The Meadow Lakes Road Service Area No. 27 Board of Supervisors and the Public Works Department would like to ensure adequate funding for all items on the approved Capital List and support as many future capital upgrades projects as possible. Funds from the RSA No. 27 fund balance can be used to fund Capital Improvement Projects. The Meadow Lakes Road Service Area No. 27 Board of Supervisors and the Public Works Department would like to transfer \$170,000 from the Meadow Lakes Road Service Area No. 27 fund balance, Fund 281, to Project No. 30047, Fund 410 for Meadow Lakes Road Service Area No. 27 Capital Projects.

RECOMMENDATION OF ADMINISTRATION: Approve an appropriation of \$170,000 from Meadow Lakes Road Service Area No. 27 fund balance, Fund 281, to Fund 410, Project No. 30047, for Meadow Lakes Road Service Area No. 27 Capital Projects.

**MATANUSKA-SUSITNA BOROUGH
FISCAL NOTE**

Agenda Date: October 18, 2016

SUBJECT: Appropriation of \$170,000 from Meadow Lakes Road Service Area No. 27 fund balance, Fund 281, to Fund 410, Project No. 30047, for Meadow Lakes Road Service Area No. 27 Capital Projects.

ORIGINATOR: Public Works, Operations & Maintenance

FISCAL ACTION (TO BE COMPLETED BY FINANCE)	FISCAL IMPACT <u>YES</u> NO
AMOUNT REQUESTED *170,000	FUNDING SOURCE RSA FUND BALANCE
FROM ACCOUNT # 281.272.000	PROJECT #
TO ACCOUNT : 410.000.000.4xx.xxx	PROJECT # 30047
VERIFIED BY: <i>[Signature]</i>	CERTIFIED BY:
DATE: 10-6-16	DATE:

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY14	FY15	FY16	FY2017	FY2018	FY2019
Personnel Services						
Travel						
Contractual						
Supplies						
Equipment						
Land/Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING						

CAPITAL				170		
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REVENUE						
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FUNDING: (Thousands of Dollars)

General Fund						
State/Federal Funds						
Other / RSA Fund Balance				170		
TOTAL				170		

POSITIONS:

Full-Time						
Part-Time						
Temporary						

ANALYSIS: *The estimated remaining amount in fund balance, Fund 281 is \$59,276 with this appropriation, if adopted.

PREPARED BY: _____ PHONE: _____

DEPARTMENT: *Chapel Hill* DATE: _____

APPROVED BY: *[Signature]* DATE: 10/7/16

IM No. 16-188
OR 16-125

A RESOLUTION OF THE ROAD SERVICE AREA #27, MEADOW LAKES BOARD OF SUPERVISORS REQUESTING THE TRANSFER OF \$170,000 FROM THE FUND BALANCE TO THE CAPITAL IMPROVEMENTS PROGRAM.

WHEREAS, the Road Service Area #27, Meadow Lakes Fund Balance has a balance of approximately \$229,276; and

WHEREAS, it is the desire of the Road Service Area #27, Meadow Lakes Board of Supervisors to add funding to the capital projects list; and

WHEREAS, the excess funds from the RSA #27, Meadow Lakes Fund Balance can be used to fund Capital Improvement Projects; and

WHEREAS, the RSA #27, Meadow Lakes Board of Supervisors request \$170,000 be transferred to the Capital Improvement Projects Program;

NOW, THEREFORE, BE IT RESOLVED, that the Road Service Area #27, Meadow Lakes Board of Supervisors requests the Matanuska-Susitna Borough Assembly approve the transfer of \$170,000 from Fund Balance 281.272.000 to Capital Improvements Project 30047.

APPROVED by the Road Service Area #27, Meadow Lakes Board of Supervisors:



RSA #27 Supervisor

9-12-16
Date



RSA #27 Supervisor

9/12/16
Date



RSA #27 Supervisor

9-12-16
Date

MATANUSKA-SUSITNA BOROUGH
 PUBLIC WORKS DEPARTMENT
 ROAD MAINTENANCE & REPAIR CAPITAL PROJECTS
 SUMMER 2016

ASSEMBLY PERSON: Dist 7 Randall Kowalke
 RSA SUPER: Scott Sanderson
 PRIMARY: Stephen Edwards
 ALT: Michael Fulton
 ALT: Robert Cassell

RSA: 27 Meadow Lakes

PROJECT # 30047

APPROX AVAILABLE FUNDING \$ 1,298,881

APPROX AVAILABLE GRANT FUNDING \$74,150.75

PRIORITY	PROJECT LOCATION	DESCRIPTION OF WORK	TOTAL EST COST	RSA	MSB	GRANTS	GRANT DETAILS	FUND: YES/NO
1	RSA ROADS	CALCIUM PURCHASE	\$11,250	\$8,438	\$2,813			YES
2	RSA ROADS	CALCIUM APPLICATION	\$15,000	\$11,250	\$3,750			YES
3	RSA ROADS	RECONDITION ROADS	\$75,000	\$75,000				YES
4	RSA ROADS	PAVEMENT MAINTENANCE	\$80,000	\$80,000				YES
5	Forest Lake Dr (.58)	Design / Upgrade (.58)	\$250,000	\$250,000				YES
6	Gunflint Trail (1.32)	Design / Upgrade (1.32)	\$74,150.75			\$74,150.75	FY14 SOA Legis Grant	YES
7	Carousel Way (.58)	Design / Upgrade (.58)	\$120,000	\$120,000				YES
8	Kalmbach Lake Dr (.14)	Pave w/2" A.C. 50% MSB Match	\$45,000	\$22,500	\$22,500			YES
9	Ridgecrest (.42) W Jay J St (.18)	Design / Upgrade (.60)	\$250,000	\$250,000				YES
10	Alma (.80)	Design / Upgrade (.80)	\$320,000	\$320,000				Yes
TOTAL FUNDED PROJECTS			\$1,240,401	\$1,137,188	\$29,063			
11	Larry Trail (.89)	Design / Upgrade (.89)	\$400,000	\$400,000				NO
						FUNDING NOT YET IDENTIFIED		

Im116-185
 DR116-125

12	W. Captian Hook Dr. (.36) W. Captain Hook Ave. (.17) Golden Ln (.08) Ruby Cir. (.02) Topaz Ln. (.05) Opal Ct. (.03) Silver Cir. (.05)	Design/ Upgrade (.76)	\$340,000	\$340,000				NO
FUNDING NOT YET IDENTIFIED								
13	Charlene Street (.40)	Pave w/2" A.C. 50% MSB Match	\$120,000	\$60,000	\$60,000			NO
FUNDING NOT YET IDENTIFIED								
14	Tweed Court (.47)	Pave w/2" A.C. 50% MSB Match	\$141,000	\$70,500	\$70,500			NO
FUNDING NOT YET IDENTIFIED								
15	N Day Road (.49)	Pave w/2" A.C. 50% MSB Match	\$147,000	\$73,500	\$73,500			NO
FUNDING NOT YET IDENTIFIED								
16	Sasbo Bluff (.62)	Design/Upgrade (.62)	\$250,000	\$250,000				NO
FUNDING NOT YET IDENTIFIED								
17	Silver Dr. (.26)	Design/Upgrade (.26)	\$104,000	\$104,000				NO
FUNDING NOT YET IDENTIFIED								
18	W. Swan Dr. (.63) S. Rainbow St. (.08)	Design/Upgrade (.71)	\$285,000	\$285,000				NO
FUNDING NOT YET IDENTIFIED								
19	N. Doubloon Dr. (.30) W. Cove Dr. (.17)	Design/Upgrade (.47)	\$190,000	\$190,000				NO
FUNDING NOT YET IDENTIFIED								
20	N. Phillips Dr. (.25) Dean Dr. (.48)	Design/Upgrade (.73)	\$300,000	\$300,000				NO
FUNDING NOT YET IDENTIFIED								
21	N. Coronado St. (.10)	Pave w/2" A.C. 50% MSB Match (.10)	\$30,000	\$15,000	\$15,000			NO
FUNDING NOT YET IDENTIFIED								
TOTAL UNFUNDED PROJECTS			\$2,307,000	\$2,088,000	\$219,000			

Imilio-Celio

	Source	Grant # / Account Code	Grant Amount				
Line	FY14 SOA Legis Grant	14-DC-082 30047.9200.920	\$74,150.75	Mdw Lakes-N. Gunflint Trail			

INFORMATION ONLY, GRANTS PREVIOUSLY ACCEPTED & APPROPRIATED

IM116-188
0214-125

NON-CODE ORDINANCE

By: Borough Manager
Introduced:
Public Hearing:
Action:

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 16-125**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY APPROVING AN APPROPRIATION OF \$170,000 FROM MEADOW LAKES ROAD SERVICE AREA NO. 27 FUND BALANCE, FUND 281, TO FUND 410, PROJECT NO. 30047, FOR MEADOW LAKES ROAD SERVICE AREA NO. 27 CAPITAL PROJECTS.

WHEREAS, the Meadow Lakes Road Service Area No. 27 Board of Supervisors and the Public Works Department would like to ensure all approved projects on the Capital List are fully funded; and

WHEREAS, the Meadow Lakes Road Service Area No. 27 Board of Supervisors and the Public Works Department would like to support as many future capital projects as possible; and

WHEREAS, transferring funds to the capital projects will ensure all projects on the capital projects list have adequate funding and support additional future capital projects; and

WHEREAS, funds from the RSA No. 27 Meadow Lakes fund balance can be used to fund Capital Improvement Projects; and

WHEREAS, the Meadow Lakes Road Service Area No. 27 Board of Supervisors and the Public Works Department would like to transfer \$170,000 from Meadow Lakes Road Service Area No. 27 fund balance, Fund 281, to Fund 410, Project No. 30047, for the Meadow Lakes Road Service Area No. 27 Capital Projects.

BE IT ENACTED:

Section 1. Classification. This is a non-code ordinance.

Section 2. Appropriation source. The Matanuska-Susitna Borough Assembly hereby approves the appropriation of \$170,000

from Meadow Lakes Road Service Area No. 27, fund balance, Fund 281, to Fund 410, Project No. 30047, Meadow Lakes Road Service Area No. 27 Capital Projects.

Section 3. Effective date. This ordinance shall take effect upon adoption by the Matanuska-Susitna Borough Assembly.

ADOPTED by the Matanuska-Susitna Borough Assembly this - day of -, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. MCKECHNIE, CMC, Borough Clerk

(SEAL)

SUBJECT: Appropriation of \$100,000 from Greater Willow Road Service Area No. 20 fund balance, Fund 276, to Fund 410, Project No. 30042, for Greater Willow Road Service Area No. 20 Capital Projects.

AGENDA OF: October 18, 2016

ASSEMBLY ACTION:

MANAGER RECOMMENDATION: Introduce and set for public hearing.

APPROVED BY *John* **JOHN MOOSEY, BOROUGH MANAGER:** *[Signature]*

Route To:	Department/Individual	Initials	Remarks
	Originator	<i>AM 11/5/16</i>	
	Public Works Director	<i>TDL</i>	<i>50916</i>
	Finance Director	<i>[Signature]</i>	
	Borough Attorney	<i>NS</i>	
	Borough Clerk	<i>yearn</i>	<i>10/10/16</i> <i>[Signature]</i>

ATTACHMENT(S): Fiscal Note: Yes x No
 Ordinance Serial no. 16-124
 Resolution 16-01 from the Road Service Area No. 20,
 Board of Supervisors (1pp)
 Road Maintenance & Repair Capital Projects List for
 RSA 20, approved with AM 15-157, (2pp)

SUMMARY STATEMENT: The Greater Willow Road Service Area No. 20 Board of Supervisors and the Public Works Department would like to ensure adequate funding for all items on the approved Capital List and support as many future capital upgrades projects as possible. Funds from the RSA No. 20 fund balance can be used to fund Capital Improvement Projects. The Greater Willow Road Service Area No. 20 Board of Supervisors and the Public Works Department would like to transfer \$100,000 from the Greater Willow Road Service Area No. 20 fund balance, Fund 276, to Project No. 30047, Fund 410 for Greater Willow Road Service Area No. 20 Capital Projects.

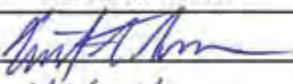
RECOMMENDATION OF ADMINISTRATION: Approve an appropriation of \$100,000 from Greater Willow Road Service Area No. 20 fund balance, Fund 276, to Fund 410, Project No. 30047, for Greater Willow Road Service Area No. 20 Capital Projects.

**MATANUSKA-SUSITNA BOROUGH
FISCAL NOTE**

Agenda Date: October 18, 2016

SUBJECT: Appropriation of \$100,000 from Greater Willow Road Service Area No. 20 fund balance, Fund 276, to Fund 410, Project No. 30042, for Greater Willow Road Service Area No. 20 Capital Projects.

ORIGINATOR: Public Works, Operations & Maintenance

FISCAL ACTION (TO BE COMPLETED BY FINANCE)	FISCAL IMPACT <input checked="" type="radio"/> YES <input type="radio"/> NO
AMOUNT REQUESTED *100,000	FUNDING SOURCE RSA FUND BALANCE
FROM ACCOUNT # 276.272.000	PROJECT #
TO ACCOUNT : 410.000.000.4xx.xxx	PROJECT # 30042
VERIFIED BY: 	CERTIFIED BY:
DATE: 10-6-16	DATE:

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY14	FY15	FY16	FY2017	FY2018	FY2019
Personnel Services						
Travel						
Contractual						
Supplies						
Equipment						
Land/Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING						

CAPITAL				100		
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REVENUE						
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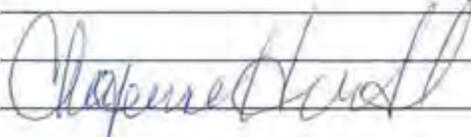
FUNDING: (Thousands of Dollars)

General Fund						
State/Federal Funds						
Other <i>RSA Fund Balance</i>				100		
TOTAL				100		

POSITIONS:

Full-Time						
Part-Time						
Temporary						

ANALYSIS: *The estimated remaining amount in fund balance, Fund 276 is \$53,276 with this appropriation, if adopted.

PREPARED BY:  PHONE: _____
 DEPARTMENT: _____ DATE: _____
 APPROVED BY: _____ DATE: 10/7/16

Resolution no. 16-01

A RESOLUTION OF THE ROAD SERVICE AREA #20, GREATER WILLOW BOARD OF SUPERVISORS REQUESTING THE TRANSFER OF \$100,000 FROM THE FUND BALANCE TO THE CAPITAL IMPROVEMENTS PROGRAM.

WHEREAS, the Road Service Area #20, Greater Willow Fund Balance has a balance of approximately \$156,384; and

WHEREAS, it is the desire of the Road Service Area #20, Greater Willow Board of Supervisors to fund as many road projects as possible; and

WHEREAS, the excess funds from the RSA #20, Greater Willow Fund Balance can be used to fund Capital Improvement Projects; and

WHEREAS, the RSA #20, Greater Willow Board of Supervisors request \$100,000 be transferred to the Capital Improvement Projects Program;

NOW, THEREFORE, BE IT RESOLVED, that the Road Service Area #20, Greater Willow Board of Supervisors requests the Matanuska-Susitna Borough Assembly approve the transfer of \$100,000 from Fund Balance 276.272.000 to Capital Improvements Project 30042.

APPROVED by the Road Service Area #20, Greater Willow Board of Supervisors:

[Signature]
RSA #20 Supervisor

9-14-16
Date

[Signature]
RSA #20 Supervisor

9/14/16
Date

RSA #20 Supervisor

Date

Im16-189
OR 16-126

MATANUSKA-SUSITNA BOROUGH
 PUBLIC WORKS DEPARTMENT
 ROAD MAINTENANCE & REPAIR CAPITAL PROJECTS
 SUMMER 2016

ASSEMBLY PERSON: Dist 7 Randall Kowalke
 RSA SUPER Mike Lachelt
 PRIMARY: Jim Norcross
 ALT: Ralph Oakley
 ALT: John Grohol

ROAD SERVICE AREA: 20 WILLOW PROJECT # 30042

APPROX AVAILABLE FUNDING \$ 130,395

APPROX AVAILABLE GRANT FUNDING \$ 414,500

PRIORITY STATUS	PROJECT LOCATION	DESCRIPTION OF WORK	TOTAL EST COST	RSA	MSB	GRANTS	GRANT DETAILS	FUND: YES/NO
1	RSA ROADS	CALCIUM PURCHASE	\$0					N/A
2	RSA ROADS	CALCIUM APPLICATION	\$0					N/A
3	RSA ROADS	RECONDITION ROADS	\$0					YES
4	RSA ROADS	PAVEMENT MAINTENANCE	\$0					YES
5	Rappe Cir. Allen Dr.	Upgrade & realignment of existing road into MSB R.O.W to correct encroachment and site distance.	\$125,000	\$96,500		\$28,500		
6	Michelle Dr Gina Cir Getts Way to Kenny Blvd	Ph I - In-House Design & ROW Acquisition	\$75,000			\$75,000	2013 Legis Grant / 2015 Legis Grant	YES
7	Denekie Dr Michelle Dr Gina Cir Getts Way to Kenny Blvd	Ph II - Upgrade	\$232,000	\$80,000		\$148,500	2014 Legis Grant	YES
8	Denekie Dr Michelle Dr Gina Cir Getts Way to Kenny Blvd	Ph III - Upgrade	\$160,000			\$162,500	2015 Legis Grant	YES
TOTAL FUNDED PROJECTS			\$592,000	\$176,500	\$0	\$414,500		

21-0120
 IM16-17

8	Alexander Ave Main St to Alexander	Ph I - ROW Aquisition	\$50,000	\$50,000				NO
					FUNDING NOT YET IDENTIFIED			
10	Alexander Ave	Cul-de-sac	\$25,000					NO
					FUNDING NOT YET IDENTIFIED			
11	Main St to Alexander	Ph II - Construction	\$100,000					NO
					FUNDING NOT YET IDENTIFIED			
12	Main St to Alexander Ave - Paving	Pave w/2" A.C. 50% MSB Match	\$145,000		\$77,500			NO
					FUNDING NOT YET IDENTIFIED			
13	N. Michigan St and	Construct unbuilt portions,	\$400,000		PROJECT FOR UNCERTIFIED ROAD LIST			NO
					FUNDING NOT YET IDENTIFIED			
14	Willow Areawide	Drainage Upgrade	\$250,000					NO
					FUNDING NOT YET IDENTIFIED			
15	Mike Ardaw Road	Street illumination	\$5,000					NO
					AREAWIDE			
TOTAL UNFUNDED PROJECTS			\$975,000	\$50,000	\$77,500			
	Source	Grant # / Account Code	Grant Amount					
Line 15	2013 SOA Grant	SB160/13-DM- 136/30042.9102	\$28,500.00	Willow Service Area Roads Upgrade				
Line 6	2014 SOA Grant	SB80/14-DC- 083/30042.9202	\$148,500.00	Michelle Dr & Gina Cir Recon				
Line 5 & 7	2015 SOA Grant	15-DC-107/30042.9302	\$237,500.00	Denekie/Michelle/Gina/Kenny Upgrade				

INFORMATION ONLY, GRANTS PREVIOUSLY ACCEPTED & APPROPRIATED

IM16-189
OR16-126

NON-CODE ORDINANCE

By: Borough Manager
Introduced:
Public Hearing:
Action:

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 16-126**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY APPROVING AN APPROPRIATION OF \$100,000 FROM GREATER WILLOW ROAD SERVICE AREA NO. 20 FUND BALANCE, FUND 276, TO FUND 410, PROJECT NO. 30042, FOR GREATER WILLOW ROAD SERVICE AREA NO. 20 CAPITAL PROJECTS.

WHEREAS, the Greater Willow Road Service Area No. 20 Board of Supervisors and the Public Works Department would like to ensure all approved projects on the Capital List are fully funded; and

WHEREAS, the Greater Willow Road Service Area No. 20 Board of Supervisors and the Public Works Department would like to support as many future capital projects as possible; and

WHEREAS, transferring funds to the capital projects will ensure all projects on the capital projects list have adequate funding and support additional future capital projects; and

WHEREAS, funds from the RSA No. 20 Greater Willow fund balance can be used to fund Capital Improvement Projects; and

WHEREAS, the Greater Willow Road Service Area No. 20 Board of Supervisors and the Public Works Department would like to transfer \$100,000 from Greater Willow Road Service Area No. 20 fund balance, Fund 276, to Fund 410, Project No. 30042, for the Greater Willow Road Service Area No. 20 Capital Projects.

BE IT ENACTED:

Section 1. Classification. This is a non-code ordinance.

Section 2. Appropriation source. The Matanuska-Susitna

Borough Assembly hereby approves the appropriation of \$100,000 from Greater Willow Road Service Area No. 20, fund balance, Fund 276, to Fund 410, Project No. 30042, Greater Willow Road Service Area No. 20 Capital Projects.

Section 3. Effective date. This ordinance shall take effect upon adoption by the Matanuska-Susitna Borough Assembly.

ADOPTED by the Matanuska-Susitna Borough Assembly this - day of -, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. MCKECHNIE, CMC, Borough Clerk

(SEAL)

SUBJECT: Appropriation of \$145,000 from Gold Trail Road Service Area No. 28 fund balance, Fund 282, to Fund 410, Project No. 30048, for Gold Trail Road Service Area No. 28 Capital Projects.

AGENDA OF: October 18, 2016

ASSEMBLY ACTION:

MANAGER RECOMMENDATION: Introduce and set for public hearing.

APPROVED BY *for* JOHN MOOSEY, BOROUGH MANAGER: *[Signature]*

Route To:	Department/Individual	Initials	Remarks
	Originator	<i>[Signature]</i>	10/5/16
	Public Works Director	<i>[Signature]</i>	5 Oct 16
	Finance Director	<i>[Signature]</i>	
	Borough Attorney	<i>[Signature]</i>	
	Borough Clerk	<i>[Signature]</i>	10/10/16 <i>[Signature]</i>

ATTACHMENT (S): Fiscal Note: Yes No
 Ordinance Serial no. 16-127 (2pp)
 Road Maintenance & Repair Capital Projects List for RSA 28, approved with AM 15-157, (2pp)

SUMMARY STATEMENT: The Public Works Department would like to ensure adequate funding for all items on the approved Capital List and support as many future capital upgrades projects as possible. Funds from the RSA No. 28 fund balance can be used to fund Capital Improvement Projects. The Public Works Department would like to transfer \$145,000 from the Gold Trail Road Service Area No. 28 fund balance, Fund 282, to Project No. 30047, Fund 410 for Gold Trail Road Service Area No. 28 Capital Projects. The Gold Trail Road Service Area No. 28 Board of Supervisors did not hold a meeting in the third quarter and do not have one scheduled yet for the fourth quarter so no board resolution is being presented with this legislation.

RECOMMENDATION OF ADMINISTRATION: Approve an appropriation of \$145,000 from Gold Trail Road Service Area No. 28 fund balance, Fund 282, to Fund 410, Project No. 30048, for Gold Trail Road Service Area No. 28 Capital Projects.

**MATANUSKA-SUSITNA BOROUGH
FISCAL NOTE**

Agenda Date: October 18, 2016

SUBJECT: Appropriation of \$145,000 from Gold Trail Road Service Area No. 28 fund balance, Fund 282, to Fund 410, Project No. 30048, for Gold Trail Road Service Area No. 28 Capital Projects.

ORIGINATOR: Public Works, Operations & Maintenance

FISCAL ACTION (TO BE COMPLETED BY FINANCE)	FISCAL IMPACT <input checked="" type="radio"/> YES <input type="radio"/> NO
AMOUNT REQUESTED *145,000	FUNDING SOURCE RSA FUND BALANCE
FROM ACCOUNT # 282.272.000	PROJECT #
TO ACCOUNT : 410.000.000.4xx.xxx	PROJECT # 30048
VERIFIED BY: 	CERTIFIED BY:
DATE: 10-6-16	DATE:

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY14	FY15	FY16	FY2017	FY2018	FY2019
Personnel Services						
Travel						
Contractual						
Supplies						
Equipment						
Land/Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING						

CAPITAL				145		
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REVENUE						
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FUNDING: (Thousands of Dollars)

General Fund						
State/Federal Funds						
Other RSA Fund Balance				145		
TOTAL				145		

POSITIONS:

Full-Time						
Part-Time						
Temporary						

ANALYSIS: *The estimated remaining amount in fund balance, Fund 282 is \$56,470 with this appropriation, if adopted.

PREPARED BY:  PHONE: _____
 DEPARTMENT: _____ DATE: _____
 APPROVED BY:  DATE: 10/7/16

IM No. 16-190
OR 16-127

MATANUSKA-SUSITNA BOROUGH
 PUBLIC WORKS DEPARTMENT
 ROAD MAINTENANCE & REPAIR CAPITAL PROJECTS
 SUMMER 2016

ASSEMBLY PERSON: Dist 4 Steve Colligan
 ASSEMBLY PERSON: Dist 6 Barbara Doty
 ASSEMBLY PERSON: Dist 7 Randall Kowalke
 RSA SUPER: Scott Sanderson
 PRIMARY: Vacant
 ALT: Kenneth Widmer
 ALT: Micah Schoming

ROAD SERVICE AREA: 28 Gold Trails PROJECT # 30048

APPROX AVAILABLE FUNDING \$ 1,380,053
 APPROX AVAILABLE GRANT FUNDING \$0

PRIORITY STATUS	PROJECT LOCATION	DESCRIPTION OF WORK	TOTAL EST COST	RSA	MSB	GRANTS	GRANT DETAILS	FUND: YES/NO
1	RSA ROADS	CALCIUM PURCHASE	\$11,250	\$8,438	\$2,813			N/A
2	RSA ROADS	CALCIUM APPLICATION	\$15,000	\$11,250	\$3,750			N/A
3	RSA ROADS	RECONDITION ROADS	\$75,000	\$75,000				YES
4	RSA ROADS	PAVEMENT MAINTENANCE	\$125,000	\$125,000				YES
5	That Rd. (.58)	Design/Upgrade (.58)	\$400,000	\$400,000				YES
6	Pintail Dr. (.32) N Pintail Dr. (.04)	Design/Upgrade (.36)	\$200,000	\$200,000				YES
7	Silver Dr. (.46)	Design/Upgrade (.46)	\$200,000	\$200,000				YES
8	N. Sasbo Bluff Lp. (.47)	Design/Upgrade (.47)	\$200,000	\$200,000				YES
TOTAL FUNDED PROJECTS			\$1,226,250	\$1,219,688	\$6,563			
9	Tattler Dr. (.28) Tattler Ct. (.02) Tattler Cir. (.05)	Design/Upgrade (.35)	\$140,000	\$140,000				NO
						FUNDING NOT YET IDENTIFIED		NO
10	Tattler Dr. (.28)	Pave w/2" A.C. (.28) 50% MSB Match	\$84,000	\$42,000	\$42,000			NO
						FUNDING NOT YET IDENTIFIED		
11	Lochcarron Dr. (.42) Kintry Ln (.10)	Pave w/2" A.C. (.52) 50% MSB Match	\$156,000	\$78,000	\$78,000			NO
						FUNDING NOT YET IDENTIFIED		

Im16-190
 OR16-127

12	E. McAdoo Way (.44)	Pave w/2" A.C. (.44) 50% MSB Match	\$132,000	\$66,000	\$66,000			NO
						FUNDING NOT YET IDENTIFIED		
13	Sunset Dr. (.25)	Pave w/2" A.C. (.25) 50% MSB Match	\$75,000	\$37,500	\$37,500			NO
						FUNDING NOT YET IDENTIFIED		
14	Longspur Dr. (.18)	Pave w/2" A.C. (.18) 50% MSB Match	\$54,000	\$27,000	\$27,000			NO
						FUNDING NOT YET IDENTIFIED		
15	Bedrock Dr. (.20) Greensward Dr. (.90)	Design/Upgrade (1.10)	\$440,000	\$440,000				NO
						FUNDING NOT YET IDENTIFIED		
16	W. Sarahs Way (.21) N. Brocton Ave. (.16)	Pave w/2" A.C. (.37) 50% MSB Match	\$111,000	\$55,500	\$55,500			NO
						FUNDING NOT YET IDENTIFIED		
17	Tamar Rd. (.80) Brocton Ave (.45)	Pave w/2" A.C. (1.25) 50% MSB Match	\$300,000	\$150,000	\$150,000			NO
						FUNDING NOT YET IDENTIFIED		
18	E. Big Rock Rd. (.23)	Design/Upgrade (.23)	\$95,000	\$95,000				NO
						FUNDING NOT YET IDENTIFIED		
19	CL Hawes Rd. (.25)	Design/Upgrade (.25)	\$125,000	\$125,000				NO
						FUNDING NOT YET IDENTIFIED		
20	Talgach View Dr (57)	Design/Upgrade (.25)	\$270,750					NO
						FUNDING NOT YET IDENTIFIED		
TOTAL UNFUNDED PROJECTS			\$1,842,750	\$1,256,000	\$456,000			

Im 16-190
 DR 16-127

NON-CODE ORDINANCE

By: Borough Manager
Introduced:
Public Hearing:
Action:

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 16-127**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY APPROVING AN APPROPRIATION OF \$145,000 FROM GOLD TRAIL ROAD SERVICE AREA NO. 28 FUND BALANCE, FUND 282, TO FUND 410, PROJECT NO. 30048, FOR GOLD TRAIL ROAD SERVICE AREA NO. 28 CAPITAL PROJECTS.

WHEREAS, the Public Works Department would like to ensure all approved projects on the Capital List are fully funded; and

WHEREAS, the Public Works Department would like to support as many future capital projects as possible; and

WHEREAS, transferring funds to the capital projects will ensure all projects on the capital projects list have adequate funding and support additional future capital projects; and

WHEREAS, funds from the RSA No. 28 Gold Trail fund balance can be used to fund Capital Improvement Projects; and

WHEREAS, the Gold Trail Road Service Area No. 28 Board of Supervisors did not hold a meeting in the third quarter and do not have one scheduled yet for the fourth quarter so no board resolution is being presented with this legislation; and

WHEREAS, the Public Works Department would like to transfer \$145,000 from Gold Trail Road Service Area No. 28 fund balance, Fund 282, to Fund 410, Project No. 30048, for the Gold Trail Road Service Area No. 28 Capital Projects.

BE IT ENACTED:

Section 1. Classification. This is a non-code ordinance.

Section 2. Appropriation source. The Matanuska-Susitna

Borough Assembly hereby approves the appropriation of \$145,000 from Gold Trail Road Service Area No. 28, fund balance, Fund 282, to Fund 410, Project No. 30048, Gold Trail Road Service Area No. 28 Capital Projects.

Section 3. Effective date. This ordinance shall take effect upon adoption by the Matanuska-Susitna Borough Assembly.

ADOPTED by the Matanuska-Susitna Borough Assembly this - day of -, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. MCKECHNIE, CMC, Borough Clerk

(SEAL)

SUBJECT: AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY ESTABLISHING A TAX ON CERTAIN NATURAL RESOURCES WHENEVER THE NATURAL RESOURCE IS SEVERED AND REMOVED FROM PROPERTY WITHIN THE BOUNDARIES OF ROAD SERVICE AREAS WITHIN THE MATANUSKA-SUSITNA BOROUGH AND PROVIDING FOR PENALTIES FOR FAILURE TO PAY TAXES DUE BY ADOPTING MSB 3.55, ROAD SERVICE AREA NATURAL RESOURCE SEVERANCE TAX.

AGENDA OF: October 18, 2016

ASSEMBLY ACTION:

MANAGER RECOMMENDATION: Adoption of legislation.

APPROVED BY JOHN MOOSEY, BOROUGH MANAGER:

Route To:	Department/Individual	Initials	Remarks
	Originator	NS	for D. Mayfield
	Finance Director	<i>[Signature]</i>	
	Borough Attorney	<i>[Signature]</i>	
	Borough Clerk	<i>[Signature]</i>	10/10/16 <i>[Signature]</i>

ATTACHMENT (S): Fiscal Note: YES X NO
 Ordinance Serial No. 16-128 (16 pp)

SUMMARY STATEMENT: The attached legislation is brought forward at the request of Assemblymember Mayfield to adopt a severance tax on certain natural resources severed in the Matanuska-Susitna Borough. Additionally, the proposed ordinance provides for penalties for failure to pay those taxes.

The Borough Assembly acknowledges that taxes must have a public purpose, but also notes that the programs they fund need not specially benefit every taxpayer who is required to contribute his share. For example, childless couples pay taxes that fund schools, and incorporeal corporations pay taxes that fund hospitals. A tax bill is not a ledger to be balanced by the receipt of special benefits; it is a means of distributing the burden of the cost of government. With these principles in mind,

the exact benefit to each severer does not need to be shown. However, the Assembly has determined that natural resource severances do add an extra burden sought to be offset here.

A severance tax is a tax levied on the production or severance of natural resources taken from land or water bottoms. This tax is to be levied within Road Service Areas ("RSA") only and will be a source of supplementary revenue to those RSA funds. If a severance occurs outside an RSA, it is not subject to the tax. The severance of natural resources and resulting transport for use both inside and outside the Borough puts an extra strain on the infrastructure and roads of the Matanuska-Susitna Borough. Transport often involves heavy, frequent loads, and the larger operations create extra traffic. While some transport occurs via rail or ship, the RSAs nonetheless maintain roads to the site by which equipment and personnel are brought for the purpose of engaging in severance activities.

With this rationale in mind, the ordinance here only applies when a natural resource is both "severed" and "removed." "Sever" means to separate from its original or existing state, no matter how slight. "Remove" means to physically transport across any property line or across the limits of the Borough. The operation of this ordinance is intended to be such that the severance tax is a one-time taxable event. Once a material has been taxed under this ordinance, later movement across several lots or crossing several jurisdictional lines does not make the taxable event re-occur. To accomplish this, "remove" is further defined as the "first time" of physical transport across a boundary line.

Requiring "removal" across a property line will ensure that personal use material, materials on site which are used for that site's development, and materials severed and stockpiled for use at a later date are not subject to taxation. Only when (and if) material is transported off its original site will the severance tax take effect. This ordinance does not require a sale or transfer of ownership to trigger taxation.

In addition, the situs of the tax is the location of the resource in its natural state. This is specified in the ordinance so that there is no confusion as to where tax revenue is directed. For example, if a site is within one RSA but abuts another RSA which contains its access road, confusion could occur. The ordinance specifies that the situs for purposes of the taxable event is the location of the resource before it is severed.

The natural resources to be taxed under this ordinance include earth materials such as sand, gravel, lime, soil, peat, moss, sphagnum, stone, pumice, cinders, and clay. Other natural deposits such as coal, ore and precious metals as well as all forms of timber and forest products such as wood and turpentine are not taxed under this ordinance at this time. The Assembly believes that industries other than earth materials are not well developed in the Borough at this time, yet have potential for development. Omission from taxation at this time is a form of economic development incentive. Should the timber, coal or precious metal industries develop and mature in the Borough, the Assembly may enact a severance tax as to those activities when it deems it proper to do so.

In contrast, the material extraction industry is well developed. There are over 10 Interim Materials Districts and approximately 25 existing Conditional Use and Administrative Permits for earth materials extraction. There are also approximately 50 Pre-Existing legal Nonconforming status (or "grandfather rights") as to material extraction sites including some of the Borough's largest sites.

A very conservative estimate is that at least 3 million yards of material are currently severed from lands within the borough on an annual basis. Actual quantities could be in the 5-6 million yard range, or perhaps more.

This ordinance will generate revenues for the Road Service Areas responsible for operation and maintenance of roads. Many RSAs are in a constant budget struggle and this source of additional revenue will relieve some of the real property tax burden for property owners in the various RSAs.

It is anticipated that the Finance Department will need to hire one (1) full time employee to administer, collect and account for severance taxes into the various Road Service Areas. It is anticipated that the taxes generated will more than offset this added administrative expense.

Recommendation of Administration: Adoption of the legislation.

**MATANUSKA-SUSITNA BOROUGH
FISCAL NOTE**

Agenda Date: October 18, 2016

SUBJECT: AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY ESTABLISHING A TAX ON CERTAIN NATURAL RESOURCES WHENEVER THE NATURAL RESOURCE IS SEVERED AND REMOVED FROM PROPERTY WITHIN THE BOUNDARIES OF ROAD SERVICE AREAS WITHIN THE MATANUSKA-SUSITNA BOROUGH AND PROVIDING FOR PENALTIES FOR FAILURE TO PAY TAXES DUE BY ADOPTING MSB 3.55, ROAD SERVICE AREA NATURAL RESOURCE SEVERANCE TAX

ORIGINATOR: NS for D. Mayfield

FISCAL ACTION (TO BE COMPLETED BY FINANCE)	FISCAL IMPACT <u>YES</u> NO
AMOUNT REQUESTED XXX <i>Revenue amounts for severance tax must be determined at this time.</i>	FUNDING SOURCE
FROM ACCOUNT #	PROJECT #
TO ACCOUNT: 2XX XXX XXX 3XX .XX	PROJECT #
VERIFIED BY: <i>Cheryl Pickett</i>	CERTIFIED BY:
DATE: <i>10/7/16</i>	DATE:

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY2016	FY2017	FY2018	FY2019	FY2020	FY2021
Personnel Services		<i>25</i>	<i>99</i>	XXX		<i>1</i>
Travel						
Contractual						
Supplies						
Equipment						
Land/Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING		<i>25</i>	<i>99</i>			

CAPITAL						
---------	--	--	--	--	--	--

REVENUE		XXX				
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FUNDING: (Thousands of Dollars)

General Fund						
State/Federal Funds						
Other <i>RSAs</i>		XXX				
TOTAL						

POSITIONS:

Full-Time						
Part-Time						
Temporary						

ANALYSIS: (Attach a separate page if necessary) *XXX Total Tax Revenues cannot be determined at this time since it is collected by RSAs. Additionally, one FTE for an severance tax position has been added to administer the tax collection.*

DEPARTMENT: _____ DATE: _____
 APPROVED BY: *Cheryl Pickett*  DATE: *10/11/16*

CODE ORDINANCE

Sponsored by: Assemblymember Mayfield

Introduced:

Public Hearing:

Action:

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 16-128**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY ESTABLISHING A TAX ON CERTAIN NATURAL RESOURCES WHENEVER THE NATURAL RESOURCE IS SEVERED AND REMOVED FROM PROPERTY WITHIN THE BOUNDARIES OF ROAD SERVICE AREAS WITHIN THE MATANUSKA-SUSITNA BOROUGH AND PROVIDING FOR PENALTIES FOR FAILURE TO PAY TAXES DUE BY ADOPTING MSB 3.55, ROAD SERVICE AREA NATURAL RESOURCE SEVERANCE TAX.

WHEREAS, the reasons and rationale for this ordinance are contained within the accompanying Informational Memorandum.

BE IT ENACTED:

Section 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the Borough Code.

Section 2. Amendment of section. MSB 3.55 is hereby adopted as follows:

CHAPTER 3.55: ROAD SERVICE AREA NATURAL RESOURCE SEVERANCE TAX

Section

3.55.005 Applicability

3.55.010 Established; Intent

3.55.015 Exemptions

3.55.020 Payment of tax

3.55.030 Filing of statements

3.55.040 Statement of verification

- 3.55.050 Confidentiality
- 3.55.060 Civil penalties
- 3.55.080 Failure to file
- 3.55.085 Lien for tax, interest and penalty
- 3.55.090 Delinquent taxes
- 3.55.095 Appeal
- 3.55.100 Collection and use of revenue
- 3.55.110 Definitions

3.55.005 APPLICABILITY.

(A) This ordinance applies within the boundaries of the following service areas:

- (1) Service Area No. 9: Midway Road Service Area (MSB 5.25.016);
- (2) Service Area No. 14: Fairview Road Service Area (MSB 5.25.018);
- (3) Service Area No. 15: Caswell Lakes Road Service Area (MSB 5.25.020);
- (4) Service Area No. 16: South Colony Road Service Area (MSB 5.25.022);
- (5) Service Area No. 17: Knik Road Service Area (MSB 5.25.024);
- (6) Service Area No. 19: Lazy Mt. Road Service Area (MSB 5.25.028);
- (7) Service Area No. 20: Greater Willow Road Service Area (MSB 5.25.030);
- (8) Service Area No. 21: Big Lake Road Service Area (MSB

5.25.032);

(9) Service Area No. 23: North Colony Road Service Area (MSB

5.25.036);

(10) Service Area No. 25: Bogard Road Service Area (MSB

5.25.040);

(11) Service Area No. 26: Greater Butte Road Service Area (MSB

5.25.042);

(12) Service Area No. 27: Meadow Lakes Road Service Area (MSB

5.25.044);

(13) Service Area No. 28: Gold Trail Road Service Area (MSB

5.25.046);

(14) Service Area No. 29: Greater Talkeetna Road Service Area

(MSB 5.25.048);

(15) Service Area No. 30: Trapper Creek Road Service Area (MSB

5.25.050);

(16) Service Area No. 31: Alpine Road Service Area (MSB

5.25.052); and

(17) Service Area No. 69: Pt. MacKenzie Service Area (MSB

5.25.094).

(B) Revenues derived from taxation occurring within a specific service area is service area revenue.

3.55.010 ESTABLISHED; INTENT.

(A) There is hereby levied an excise tax denominated as a severance tax upon the severer of certain natural resources which are severed and removed from property within the service

areas to which this ordinance applies.

(B) The unit of measurement for material resources shall be by cubic yard.

(C) The rate of tax for natural resources severed and removed from the originating sites within the Matanuska-Susitna Borough shall be the following:

Material	\$0.25/yd
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(D) It is the intent of this tax to be broad in nature and exemptions to be construed narrowly. Presumptions shall be in favor of taxation unless clearly exempted.

(E) The tax situs is the location of the resource in its natural state regardless of where removal occurs.

3.55.015 EXEMPTIONS.

(A) Until such time as the Borough Assembly acts to set rates for other natural resources, this tax does not apply to coal, timber or precious metals.

3.55.020 PAYMENT OF TAX.

(A) The severance tax on a natural resource shall be paid quarterly. The tax is due on or before 30 days after the end of each quarter on natural resources severed or removed from the property during the preceding quarter. If the tax is not paid before the end of the month which it becomes due, the tax becomes delinquent. The severance tax on resources shall be paid by or on behalf of the severer initially severing the resource.

3.55.030 FILING OF STATEMENTS.

(A) The tax shall be paid to the finance department and the person paying the tax shall file with the finance department at the time the tax is paid a statement, under oath, on forms prescribed by the finance department, at a minimum, the following information:

(1) a description of the property from which the material was severed by name, legal description, or by account numbers assigned by the borough;

(2) the names, addresses, and contact numbers of the severers paying the tax;

(3) the severer business license number, if applicable;

(4) the cubic yards of materials severed from the property;

(5) the name of first purchaser (if any) and the amount of natural resources purchased in cubic yards; and

(6) the type of material severed.

(B) Reports by or on behalf of the severer are delinquent the first day following the day the tax is due. Each severer is subject to a penalty of \$25 per day for each business day in which the report is not filed. The penalty for failure to file a report is in addition to the penalty for delinquent taxes.

3.55.040 STATEMENT VERIFICATION.

(A) The finance director may:

(1) require a person engaged in resource extraction, production, or transportation, any agent or employee of the person, and the purchaser of resources taxed under this chapter to furnish additional information that is considered necessary by the finance director to compute the amount of the tax or to determine if a tax is due;

(2) examine the pertinent books, records, and files of such a person;

(3) conduct hearings and compel the attendance of witnesses and the production of pertinent books, records, and papers of any person; and

(4) make an investigation or hold an inquiry that is considered necessary by the manager for a disclosure of facts as to:

(a) the amount of extraction or production of a natural resource of an extractor, producer, or seller;

(b) the purchaser of the resource; and

(c) transporter of the resource from the removal site within the boundaries of the borough, if other than the purchaser.

3.55.050 CONFIDENTIALITY.

(A) Information and materials in the possession of the

borough which disclose the particulars of the business affairs of the payer of taxes under this chapter shall be kept confidential to the extent allowed by law, except in an official investigation by the borough or other governmental agency enforcing the laws of the Borough, the state, or the United States Government. However, the borough may use the information for contact purposes and publish statistics presented in a manner that prevents identification of particular business reports and items and may publish tax lists from time to time identifying the names of taxpayers who are delinquent, as well as relevant information that may assist in the collection of taxes.

3.55.060 CIVIL PENALTIES.

(A) A penalty of 5 percent of the tax due shall be added to all delinquent taxes on the day they become delinquent and every 30 calendar days thereafter. However, the total penalty shall not exceed 20 percent of the tax due. Interest of 2 percent above the prime rate as of July 1 for the fiscal year shall accrue upon all unpaid taxes, excluding any penalty, from the due date until taxes are paid in full. However, the total interest shall not exceed 15 percent per year.

(B) For failing to file a tax statement required under this chapter, the penalty in MSB 3.55.030(B) shall apply.

(C) For filing a tax statement containing a false statement

or omission required under this chapter relative to the amount, location, kind, or value of property subject to taxation with intent to evade taxation, a penalty not to exceed a fine of \$1,000 may be imposed.

(D) In addition to the remedies specified above, the borough may use any and all remedies provided by law, including civil action, to collect the severance tax.

3.55.080 FAILURE TO FILE.

(A) Whenever the finance director reasonably believes a report contains inaccurate reporting or whenever severer has become delinquent in the submission of the required reports or in remitting severance taxes, the finance director shall mail to the delinquent severer's last known address a written demand by certified mail, return receipt requested, for submission of the corrected or required severance tax report and remittance within ten days. In the event of non-compliance with such demand, the finance director may make a severance tax assessment against the delinquent severer, the assessment to be based on an estimate of the gross materials severed by the severer during the period in question. A copy of the assessment shall be sent to the severer at its last known address by certified mail, return receipt requested. The severer shall have a right to a hearing before the finance director, or designee, at which time the severer shall make available for examination the books, papers, records,

and other documents pertaining to the materials severed for the period involved in the assessment. The severer may exercise his right to a hearing by delivering a written request for a hearing to the finance director within 15 days after the date the notice was mailed. The finance director shall establish a date and time for a hearing to be held within 14 days of receipt of the request, unless a later time is mutually agreeable. The person conducting the hearing shall issue an amended assessment, if that person determines an amendment should be made. The amended assessment, or the original assessment if no amendment is made within five borough business days of the hearing, shall be the final assessment for the purpose of determining the severer's liability to the borough. If no timely request for a hearing is made, the original assessment shall be the final assessment 30 calendar days after the mailing of the notice of the original assessment unless the severer has submitted an accurate return within those 30 calendar days.

(B) A determination of the finance director may be appealed to the manager.

(C) The borough may file a civil action for collection of any taxes, penalty and interest due before or after making a demand or assessment under subsection (A) of this section.

(D) Whenever any severer fails to submit the required reports or remit taxes after notice is given as provided in

subsection (A) of this section, the finance director may require such severer to submit reports and remit taxes on a more frequent basis.

3.55.085 LIEN FOR TAX, INTEREST AND PENALTY.

(A) The tax, interest, penalties and administrative costs imposed under this chapter shall constitute a lien in favor of the Borough upon the assets, including all real and personal property, of all respective persons severing materials from property within the borough. The lien arises upon delinquency and continues until the liability for the amount is satisfied or the property of the delinquent person is sold at a foreclosure sale. When recorded, the lien has priority over all other liens except:

(1) liens for property taxes and special assessments;

(2) liens that were perfected before the recording of the severance tax lien for amounts actually advanced before the recording of the severance tax lien; and

(3) mechanic's and materialmen's liens for which claims of lien under AS 34.35.070 or notices of right to lien under AS 34.35.064 have been recorded before the recording of the sales tax lien.

(B) The borough may file a notice of lien in any manner including the manner provided for federal tax liens under AS 40.19, provided that, in addition to the rights afforded

thereunder, the borough's severance tax lien shall attach to all severer's personal property, whether tangible or intangible, located in the recording district in which the lien is filed, regardless of where the severer is actually located. The borough may record subsequent notices of lien for amounts due after the recording of a previous notice of lien. The borough may also record amended notices of lien to correct any errors or to provide notice of then current principal amount owing.

(C) The notice of lien for real property shall set out:

- (1) the name of the severer;
- (2) the principal amount owing at a stated date; and
- (3) A statement that penalty, interest, and administration costs are also owing.

(D) Within ten borough business days after filing the notice of lien or amended notice of lien, the Borough shall mail a copy of the notice by certified mail, return receipt requested, to the last known address of severer, provided failure to so shall not void the lien nor lessen its priority.

3.55.090 DELINQUENT TAXES; PERSONAL ACTION; FORECLOSURE; TIME LIMIT.

(A) The borough may file a personal action against a severer to recover the tax, interest and penalties due but not paid. The action may be commenced at any time within six years after tax, interest and penalty is due but not paid.

(B) The borough may file an action to foreclose the lien of the borough for the tax upon property and rights to property, real or personal, and sell the same, applying the proceeds thereof to the payment of the tax, interest, penalty and administrative costs and the costs of foreclosure. The action shall be commenced and pursued in the manner provided for the foreclosure of liens by AS 09.45.170 through 09.45.220; provided, however, upon commencement, the Borough shall provide written notice of the action to all persons having an interest of record in the property being foreclosed or persons in possession of the property. The action may be commenced at any time within six years after the lien arises.

3.55.095 APPEAL.

(A) A severer may appeal a decision of the finance director to the manager in accordance with the provisions of this section.

(B) The severer has the right to a hearing before the manager. The manager may designate a hearing officer.

(C) The severer's request for a hearing must be in writing, signed by the severer (or counsel therefor) and delivered to the manager within 30 days of receipt of written notice of the finance director's decision. Failure to request a hearing within the time and manner provided shall be deemed a waiver of the severer's appeal rights and to any appellate

review to which the severer might have otherwise been entitled; and, the finance director's decision shall become final.

(D) If the severer duly delivers a request for hearing, the manager shall hold a hearing within 15 days from the date of receipt of the request. The manager may extend in writing the hearing date, but no extension of more than 30 days shall be granted. The borough manager shall duly notify the severer of the date, time, and place of the hearing in writing.

(E) The severer may be represented by counsel at the severer's own expense.

(F) The hearing shall be open to the public.

(G) All testimony shall be under oath. The proceedings shall be audio recorded. Upon written request, the severer is entitled to a copy of the audio recording at no charge. The severer or representative may examine and cross-examine witnesses. The manager or representative may also question witnesses. Exhibits may be introduced. The rules of evidence need not be strictly followed. Irrelevant or unduly repetitious evidence may be excluded. The factual record is closed at the close of the hearing. The manager may continue the hearing for good cause.

(H) The order of presentation will be:

(1) brief opening statement by the finance director;

(2) brief opening statement by the severer, which is

optional;

- (3) presentation of evidence by finance director;
- (4) presentation of evidence by severer;
- (5) rebuttal as necessary;
- (6) argument by finance director;
- (7) argument by severer; and
- (8) rebuttal argument by finance director.

(I) The severer must prove by a preponderance of the evidence the factual basis upon which he or she is relying.

(J) Within ten days from the conclusion of the hearing, the borough manager shall render a written decision with specific findings which shall be effective immediately or according to its terms.

(K) A severer who is dissatisfied with the manager's decision may appeal it to the superior court within 30 days in accordance with part 600 of the Alaska Appellate Rules of Procedure. The severer's failure to appeal in accordance with the Alaska Appellate Rules of Procedure constitutes a waiver of appeal rights and the manager's decision becomes final.

3.55.100 COLLECTION AND USE OF REVENUE.

A top priority for use of the revenue derived from this tax is life, health, and safety matters related to transportation projects. Revenues collected under this chapter may be only be used within the service area from which they are

collected. Revenues collected under this chapter shall be only be used to pay for service area functions. At the discretion of the Borough Assembly, the Assembly may appropriate revenues collected under this chapter for any lawful purpose.

3.55.110 DEFINITIONS.

(A) In this Chapter, unless the context otherwise requires:

- "Assembly" means the Matanuska-Susitna Borough Assembly.
- "Borough" means the Matanuska-Susitna Borough.
- "Coal" includes but is not limited to sub-bituminous, bituminous, anthracite, and lignite classifications.
- "Material" includes but is not limited to sand, gravel, lime, soil, peat, moss, sphagnum, stone, pumice, cinders, and clay.
- "Natural resource" means any raw or unfinished resources including, but not limited to, material, timber, and coal.
- "Original or existing site" means the property boundary within which a natural resource exists in its natural state.
- "Property" includes all private, borough, state, federal, or native lands within the Borough.
- "Remove" means the first time of physical transport: (a) across any property line; or (2) across the corporate limits of the Matanuska-Susitna Borough.
- "Sever" means to separate from its original or existing

state, no matter how slight.

- "Severer" means a person, company, corporation, or other entity engaged in severing or harvesting natural resources.

- "Timber" means felling, removing, or producing for sale, profit, or commercial use, timber or any product of the forest.

Section 3. Effective date. This ordinance shall take effect April 1, 2017.

ADOPTED by the Matanuska-Susitna Borough Assembly this - day of -, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)

SUBJECT: Administrative report relating to the creation of and improvement to West Ryan Circle Road Paving Local Improvement District No. 582; and consideration of said creation.

AGENDA OF:

ASSEMBLY ACTION:

MANAGER RECOMMENDATION: Introduce and set for public hearing on December 6, 2016.

APPROVED BY JOHN MOOSEY, BOROUGH MANAGER:

Route To:	Department/Individual	Initials	Remarks
	Originator M vonEhr	MUE	
	Finance Director	g	
	Borough Attorney (also reviewed by bond counsel)	A-15	
	Borough Clerk	yan	10/10/16 

ATTACHMENT (S): Fiscal Note: YES NO X
 Ordinance Serial No. 16-116 (5 pp)
 Exhibit A (1 p)
 Map (1 p)
 Ballot Tally (1 p) - to be presented at Public Hearing

SUMMARY STATEMENT:

A petition has been filed by the record owner of 74 percent in value of the property and signatures of 70 percent of property owners within the proposed West Ryan Circle Road Paving Local Improvement District. The petition has been certified by the borough clerk. The proposed West Ryan Circle Road Paving Local Improvement District is located in Assembly District #5.

As addressed in Section 7 of the Manager's Administrative Report, (listed below) there are zero properties that do not conform to MSB 3.28.080(B).

If monies are appropriated in the Fiscal Year 2017 budget for the road program, this LID, if approved, would qualify for up to 50 percent matching funds.

MANAGER'S ADMINISTRATIVE REPORT

(MSB 3.28.040)

1. Description of properties to be benefited by the improvement:
SEE ORDINANCE SERIAL NO. 16-116

2. Evaluation of need and benefit of improvement and proposed allocation of special assessments:
Paving the surface of the road within the West Ryan Circle road paving LID will improve the road conditions and make maintenance of the road easier. Properties, including vacant properties, being benefited by paving the surface of the road have a tendency to sell more rapidly when placed on the market than similar properties. It is believed that the benefits will accrue about equally to each property in the improvement district. Therefore, it is proposed that the entire cost of the improvement to be allocated equally to each property within the district, without regard to the front footage, the size of the property, the value of the property or other measures.

3. Estimated total cost of improvement:
The estimated cost by the public works department for the paving is \$106,719, if done during the 2017 construction season. It is estimated that administrative costs will amount to approximately \$4,600 and the delinquency reserve will be \$9,680. The estimated total cost of the improvement as of this date is \$120,999. It is recommended that the project be financed by a special assessment bond or bank loan which will be reimbursed from the special assessments on the properties to be benefited. It is anticipated that interest on the loan will be recovered through the interest that will be paid on special assessment installments.

4. Current mill rate: The Fiscal Year 2017 mill rate for the improvement district is 15.579 consisting of 9.984 mills (areawide) plus .525 mills (non-areawide) plus 2.15 mills (FSA #130) and 2.92 mills (RSA #17).

Taxable Property Values:	Real Property:	<u>\$4,230,500</u>
	Personal Property:	<u>0.00</u>
	Total:	<u>\$4,230,500</u>

5. Profile of proposed properties in local improvement district:

	Total Number of Lots:	<u>20</u>
Ownership type of properties:	Private:	<u>20</u>
	Bank:	<u>0</u>
	Public:	<u>0</u>
	MSB:	<u>0</u>
"Tax" status of properties:	Number Current:	<u>18</u>
	Number Delinquent:	<u>2</u>
	Number in Foreclosure:	<u>0</u>
	Number in Bankruptcy:	<u>0</u>
	Population Estimate:	<u>53</u>
	Estimated Area (Acres):	<u>21.20</u>

This estimate is based on information collected during the 2010 census and current assessment records.

6. Other special assessments affecting this local improvement district: None

7. Properties not conforming to MSB 3.28.080(B) "...An assessment may not exceed 25 percent of the assessed value for real property taxation of the property assessed..": 0.

8. Method of collecting assessments: Semi-annual due dates will be established, with billings sent to each property owner 30-45 days before each due date. Delinquent accounts will be acted upon in the same manner as delinquent tax accounts, including annual foreclosure action.

IMPROVEMENT PLAN (MSB 3.28.050B)

The improvement funding will be obtained by selling a special assessment bond to a bank. Only the proceeds of the special assessments and interest will be pledged as security for payment. The special assessments may be paid by the property owners in semi-annual installments over a ten year period.

The estimated total cost is \$120,999. The estimated cost elements are paving \$106,719, delinquency reserve of \$9,680, and administrative costs of \$4,600.

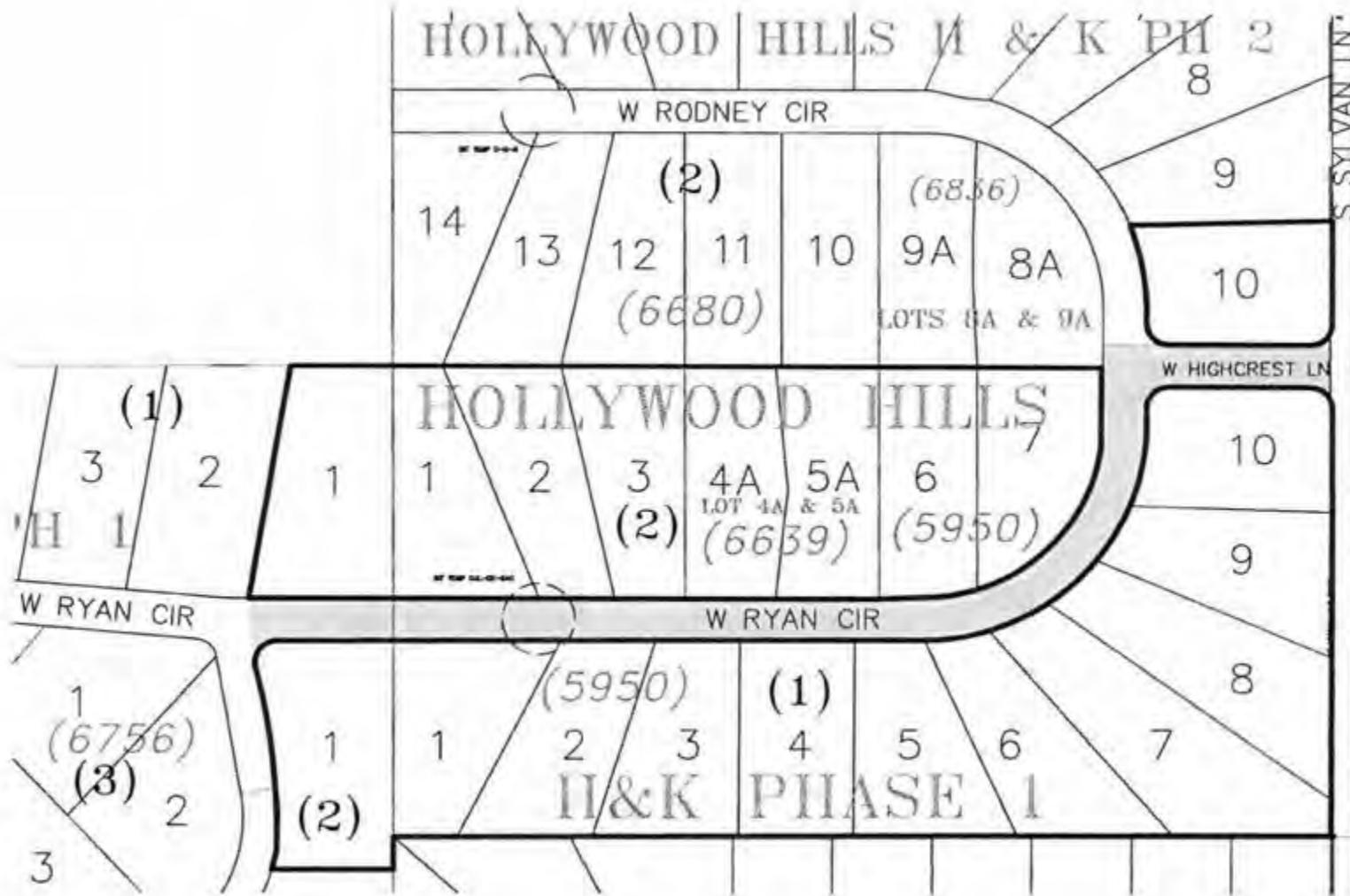
The estimated total cost is to be equally assessed against the properties within the improvement district, including those properties not meeting to MSB 3.28.080(B) criteria.

The estimated special assessment against the 20 lots is \$6,049.95 per lot.

If the entire 50 percent was approved from matching funds the estimated special assessment against the 20 lots with the 50% matching funds would be \$3,206.33, which is comprised of 50% of the construction costs only (not including any upgrade, if necessary for the project, or administrative costs or reserves).

RECOMMENDATION OF ADMINISTRATION:

IM 16-178
Ordinance 16-116



NON-CODE ORDINANCE

Sponsored By:
Introduced:
Public Hearing:
Adopted:

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 16-116**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY CREATING WEST RYAN CIRCLE ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 582, 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.

WHEREAS, a petition has been filed by the owners of at least seventy percent (70%) in value of the property within West Ryan Circle Road Paving Local Improvement District for paving the surface of the roads; and

WHEREAS, the borough clerk has certified the petition; and

WHEREAS, the attached manager's administrative report including the improvement plan is incorporated in IM No. 16-178; and

WHEREAS, notice of the public hearing was published for two consecutive weeks in a newspaper of general circulation distributed within the borough; and

WHEREAS, notice was mailed CERTIFIED RETURN RECEIPT REQUESTED to each record owner of property within the local improvement district; and

WHEREAS, a public hearing on the creation of the local improvement district and the improvement plan has been held; and

WHEREAS, ballots approving or disapproving the local improvement district were permitted to be filed in writing for 30 calendar days after mailing of notice of the public hearing; and

WHEREAS, ballots marked "yes" from owners of property bearing more than seventy percent (70%) of the estimated cost of the improvements were received; and

WHEREAS, the proposed improvement is a power exercised through a service area, and there is a board of supervisors and the board has recommended the improvement.

BE IT ENACTED:

Section 1. Classification. This Ordinance is a non-code ordinance.

Section 2. The West Ryan Circle Road Paving Local Improvement Plan will increase property values, is necessary, is in the public interest, and the improvement should be made.

Section 3. The petition has sufficient and proper petitioners.

Section 4. Ballots approving the local improvement district were filed timely by the record owners of property within the road paving local improvement district bearing more than seventy percent (70%) of the estimated cost of the improvement and the assembly can proceed with the improvement.

Section 5. Notwithstanding MSB 3.28.080(B) there are zero properties that do not conform that will be assessed for the improvement.

Section 6. There is hereby created the West Ryan Circle Road Paving Local Improvement District No. 582 as described on the attached legal description marked Exhibit A.

Section 7. The manager is hereby authorized to proceed with the improvement, negotiate for sale of a special assessment bond or similar loan for assembly approval, and such other necessary and proper work as appropriate to accomplish the purpose of the improvement plan upon financing approval by the assembly.

Section 8. Upon completion of the work up to 100 percent of the total cost of the improvement shall be assessed equally against each property within the road paving local improvement district. The amount to be assessed shall be reduced by the amount, if any, of matching funds appropriated for the improvement in the fiscal year 2017 borough budget. The finance director shall prepare a special assessment roll assessing to each property within the road paving local improvement district an amount equal to the actual total improvement cost divided by the number of properties within the local improvement district. The proposed special assessment roll shall be prepared and presented in accordance with the provisions of the Matanuska-Susitna Borough

Code in effect at the time the special assessment roll is prepared.

Section 9. The special assessments against the properties described in Section 6 above are liens upon the property and are prior and paramount to all liens except municipal tax liens and may be enforced as provided for the enforcement of real property tax liens.

Section 10. Special assessments may be paid in 20 semi-annual installments with due dates established by the assembly upon approval of the road paving local improvement district special assessment roll, provided, the assembly may authorize payment terms greater than or less than a ten-year period of time. If no time for payment is established, semi-annual installments are due and payable when property taxes are due and payable. Special assessment installments not paid when due shall have a penalty added equal to the penalty for delinquent second-half real property taxes in effect at the time of the special assessment installment delinquency. Upon full payment of the special assessment, the manager shall issue a release of the lien to the record owner of the property.

Section 11. Notwithstanding the approval of the road paving local improvement district based upon the financing of the cost through the sale of a special assessment bond or loan, if the assembly determines that the sale of a special assessment bond

or loan is not feasible or is not available, the assembly may provide for other means of financing the project cost at its sole discretion.

Section 12. Effective Date. This ordinance shall take effect upon adoption.

ADOPTED by the Matanuska-Susitna Borough Assembly this ___ day of _____, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)

LEGAL DESCRIPTION FOR
WEST RYAN CIRCLE LID582

5950

Lots One (1) through Ten (10), Block One (1), and Lots One (1) through Three (3), and Lots Six (6) and Seven (7) Block Two (2), HOLLYWOOD HLS H&K PH 1, according to Plat #2006-177;

6639

Lots Four A (4A) and Five A (5A), Block Two (2), HOLLYWOOD HLS H&K PH 1 B/2 L/4&5, according to Plat #2007-11;

6680

Lot Ten (10), Block Three (3), HOLLYWOOD HLS H&K PH 2, according to Plat #2007-56;

6756

Lots One (1) and Two (2), Block One (1), CHEYENNE MDWS PH 1, according to Plat #2007-166.

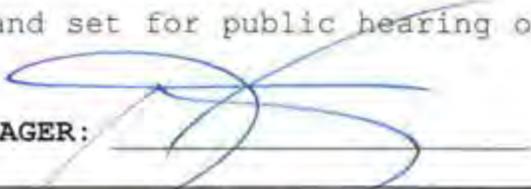
THE ABOVE ARE RECORDED IN THE PALMER RECORDING DISTRICT, THIRD JUDICIAL DISTRICT, STATE OF ALASKA.

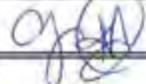
SUBJECT: Administrative report relating to the creation of and improvement to East Barra Loop Road Paving Local Improvement District No. 585; and consideration of said creation.

AGENDA OF:

ASSEMBLY ACTION:

MANAGER RECOMMENDATION: Introduce and set for public hearing on December 6, 2016.

APPROVED BY JOHN MOOSEY, BOROUGH MANAGER: 

Route To:	Department/Individual	Initials	Remarks
	Originator M vanEhr	MVE	
	Finance Director		
	Borough Attorney (also reviewed by bond counsel)	AJS	
	Borough Clerk		10/10/16 

ATTACHMENT(S): Fiscal Note: YES NO
 Ordinance Serial No. 16-117 (5 pp)
 Exhibit A (1 p)
 Map (1 p)
 Ballot Tally (1 p) - to be presented at Public Hearing

SUMMARY STATEMENT:

A petition has been filed by the record owner of 76 percent in value of the property and signatures of 70.27 percent of property owners within the proposed East Barra Loop Road Paving Local Improvement District. The petition has been certified by the borough clerk. The proposed East Barra Loop Road Paving Local Improvement District is located in Assembly District #6.

As addressed in Section 7 of the Manager's Administrative Report, (listed below) there are zero properties that do not conform to MSB 3.28.080(B).

If monies are appropriated in the Fiscal Year 2017 budget for the road program, this LID, if approved, would qualify for up to 50 percent matching funds.

MANAGER'S ADMINISTRATIVE REPORT

(MSB 3.28.040)

1. Description of properties to be benefited by the improvement:
SEE ORDINANCE SERIAL NO. 16-117

2. Evaluation of need and benefit of improvement and proposed allocation of special assessments:
Paving the surface of the road within the East Barra Loop road paving LID will improve the road conditions and make maintenance of the road easier. Properties, including vacant properties, being benefited by paving the surface of the road have a tendency to sell more rapidly when placed on the market than similar properties. It is believed that the benefits will accrue about equally to each property in the improvement district. Therefore, it is proposed that the entire cost of the improvement to be allocated equally to each property within the district, without regard to the front footage, the size of the property, the value of the property or other measures.

3. Estimated total cost of improvement:
The estimated cost by the public works department for the paving is \$241,745.17, if done during the 2017 construction season. It is estimated that administrative costs will amount to approximately \$7,320 and the delinquency reserve will be \$21,680. The estimated total cost of the improvement as of this date is \$270,745.17. It is recommended that the project be financed by a special assessment bond or bank loan which will be reimbursed from the special assessments on the properties to be benefited. It is anticipated that interest on the loan will be recovered through the interest that will be paid on special assessment installments.

4. Current mill rate: The Fiscal Year 2017 mill rate for the improvement district is 14.699 consisting of 9.984 mills (areawide) plus .525 mills (non-areawide) plus 2.20 mills (FSA #136) and 1.99 mills (RSA #28).

Taxable Property Values:	Real Property:	\$8,850,300
	Personal Property:	0.00
	Total:	\$8,850,300

5. Profile of proposed properties in local improvement district:

	Total Number of Lots:	<u>37</u>
Ownership type of properties:	Private:	<u>37</u>
	Bank:	<u>0</u>
	Public:	<u>0</u>
	MSB:	<u>0</u>
"Tax" status of properties:	Number Current:	<u>35</u>
	Number Delinquent:	<u>2</u>
	Number in Foreclosure:	<u>0</u>
	Number in Bankruptcy:	<u>0</u>
	Population Estimate:	<u>114</u>
	Estimated Area (Acres):	<u>58.26</u>

This estimate is based on information collected during the 2010 census and current assessment records.

6. Other special assessments affecting this local improvement district: None

7. Properties not conforming to MSB 3.28.080(B) "...An assessment may not exceed 25 percent of the assessed value for real property taxation of the property assessed..": 0.

8. Method of collecting assessments: Semi-annual due dates will be established, with billings sent to each property owner 30-45 days before each due date. Delinquent accounts will be acted upon in the same manner as delinquent tax accounts, including annual foreclosure action.

IMPROVEMENT PLAN (MSB 3.28.050B)

The improvement funding will be obtained by selling a special assessment bond to a bank. Only the proceeds of the special assessments and interest will be pledged as security for payment. The special assessments may be paid by the property owners in semi-annual installments over a ten year period.

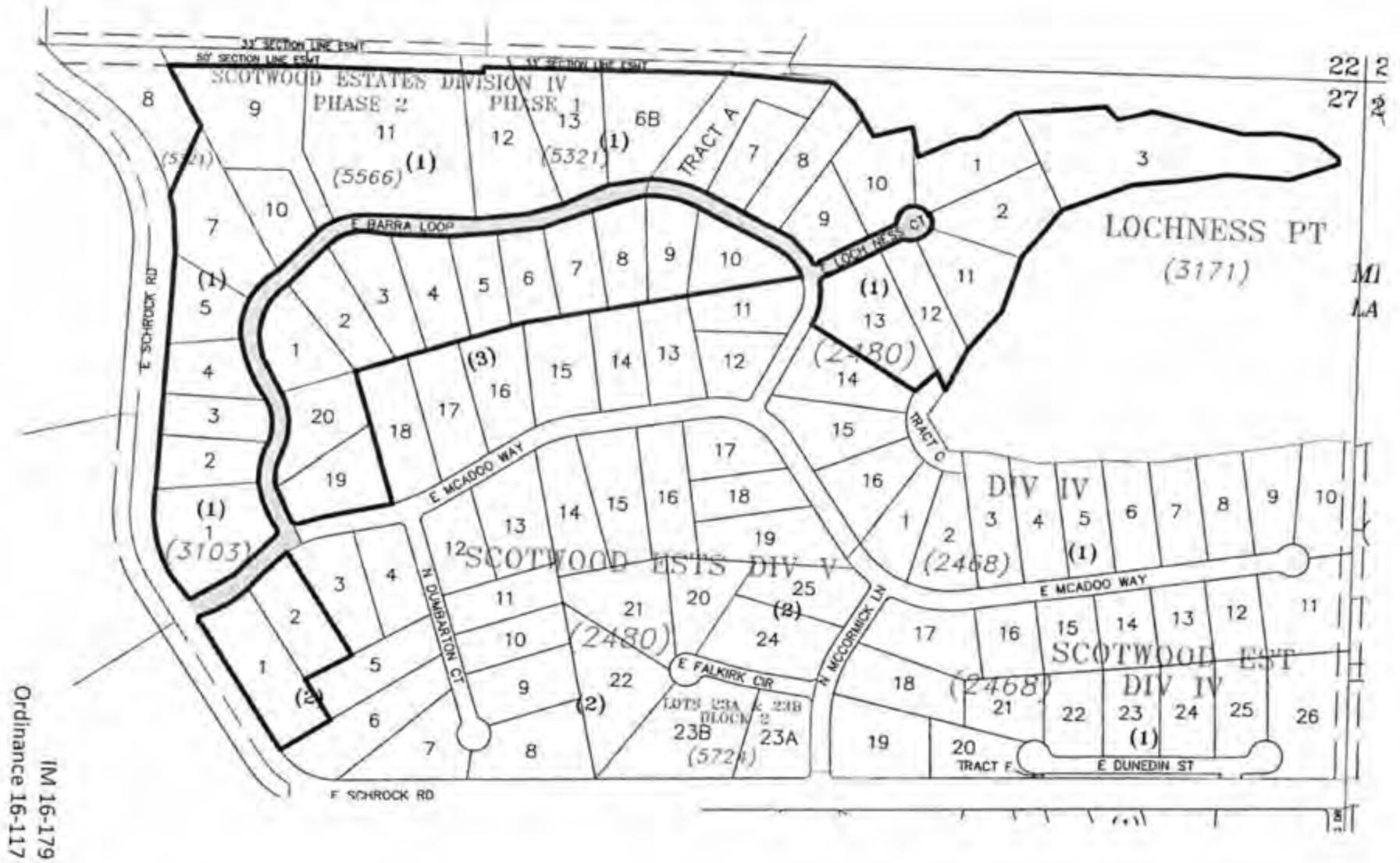
The estimated total cost is \$270,745.17. The estimated cost elements are paving \$241,745.17, delinquency reserve of \$21,680, and administrative costs of \$7,320.

The estimated total cost is to be equally assessed against the properties within the improvement district, including those properties not meeting to MSB 3.28.080(B) criteria.

The estimated special assessment against the 37 lots is \$7,317.44 per lot.

If the entire 50 percent was approved from matching funds the estimated special assessment against the 37 lots with the 50% matching funds would be \$4,192.07, which is comprised of 50% of the construction costs only (not including any upgrade, if necessary for the project, or administrative costs or reserves).

RECOMMENDATION OF ADMINISTRATION:



NON-CODE ORDINANCE

Sponsored By:
Introduced:
Public Hearing:
Adopted:

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 16-117**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY CREATING EAST BARRA LOOP ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 585, 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.

WHEREAS, a petition has been filed by the owners of at least seventy percent (70%) in value of the property within East Barra Loop Road Paving Local Improvement District for paving the surface of the roads; and

WHEREAS, the borough clerk has certified the petition; and

WHEREAS, the attached manager's administrative report including the improvement plan is incorporated in IM No. 16-179; and

WHEREAS, notice of the public hearing was published for two consecutive weeks in a newspaper of general circulation distributed within the borough; and

WHEREAS, notice was mailed CERTIFIED RETURN RECEIPT REQUESTED to each record owner of property within the local improvement district; and

WHEREAS, a public hearing on the creation of the local improvement district and the improvement plan has been held; and

WHEREAS, ballots approving or disapproving the local improvement district were permitted to be filed in writing for 30 calendar days after mailing of notice of the public hearing; and

WHEREAS, ballots marked "yes" from owners of property bearing more than seventy percent (70%) of the estimated cost of the improvements were received; and

WHEREAS, the proposed improvement is a power exercised through a service area, and there is a board of supervisors and the board has recommended the improvement.

BE IT ENACTED:

Section 1. Classification. This Ordinance is a non-code ordinance.

Section 2. The East Barra Loop Road Paving Local Improvement Plan will increase property values, is necessary, is in the public interest, and the improvement should be made.

Section 3. The petition has sufficient and proper petitioners.

Section 4. Ballots approving the local improvement district were filed timely by the record owners of property within the road paving local improvement district bearing more than seventy percent (70%) of the estimated cost of the improvement and the assembly can proceed with the improvement.

Section 5. Notwithstanding MSB 3.28.080(B) there are zero properties that do not conform that will be assessed for the improvement.

Section 6. There is hereby created the East Barra Loop Road Paving Local Improvement District No. 585 as described on the attached legal description marked Exhibit A.

Section 7. The manager is hereby authorized to proceed with the improvement, negotiate for sale of a special assessment bond or similar loan for assembly approval, and such other necessary and proper work as appropriate to accomplish the purpose of the improvement plan upon financing approval by the assembly.

Section 8. Upon completion of the work up to 100 percent of the total cost of the improvement shall be assessed equally against each property within the road paving local improvement district. The amount to be assessed shall be reduced by the amount, if any, of matching funds appropriated for the improvement in the fiscal year 2017 borough budget. The finance director shall prepare a special assessment roll assessing to each property within the road paving local improvement district an amount equal to the actual total improvement cost divided by the number of properties within the local improvement district. The proposed special assessment roll shall be prepared and presented in accordance with the provisions of the Matanuska-Susitna Borough

Code in effect at the time the special assessment roll is prepared.

Section 9. The special assessments against the properties described in Section 6 above are liens upon the property and are prior and paramount to all liens except municipal tax liens and may be enforced as provided for the enforcement of real property tax liens.

Section 10. Special assessments may be paid in 20 semi-annual installments with due dates established by the assembly upon approval of the road paving local improvement district special assessment roll, provided, the assembly may authorize payment terms greater than or less than a ten-year period of time. If no time for payment is established, semi-annual installments are due and payable when property taxes are due and payable. Special assessment installments not paid when due shall have a penalty added equal to the penalty for delinquent second-half real property taxes in effect at the time of the special assessment installment delinquency. Upon full payment of the special assessment, the manager shall issue a release of the lien to the record owner of the property.

Section 11. Notwithstanding the approval of the road paving local improvement district based upon the financing of the cost through the sale of a special assessment bond or loan, if the assembly determines that the sale of a special assessment bond

or loan is not feasible or is not available, the assembly may provide for other means of financing the project cost at its sole discretion.

Section 12. Effective Date. This ordinance shall take effect upon adoption.

ADOPTED by the Matanuska-Susitna Borough Assembly this ___ day of _____, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)

LEGAL DESCRIPTION FOR
EAST BARRA LOOP LID585

2480

Lots Seven (7) through Thirteen (13) and Tract A, Block One (1), Lots One (1) and Two (2), Block Two (2), Lots One (1) through Ten (10), and Lots Nineteen (19) and Twenty (20), Block Three (3), SCOTWOOD EST V, according to Plat #1983-110;

3103

Lots One (1) through Five (5), Block One (1), SCOTWOOD EST V RSB B/1 T/E, according to Plat #1985-131;

3171

Lots One (1) through Three (3), LOCHNESS PT, according to Plat #1986-10;

5321

Lots Six B (6B), Seven (7), Twelve (12) and Thirteen (13), Block One (1), SCOTWOOD EST VI PH 1, according to Plat #2002-169;

5566

Lots Nine (9) through (11), Block One (1), SCOTWOOD EST VI PH 2, according to Plat #2004-111.

THE ABOVE ARE RECORDED IN THE PALMER RECORDING DISTRICT, THIRD JUDICIAL DISTRICT, STATE OF ALASKA.

SUBJECT: Administrative report relating to the creation of and improvement to East McAdoo Way Road Paving Local Improvement District No. 586; and consideration of said creation.

AGENDA OF:

ASSEMBLY ACTION:

MANAGER RECOMMENDATION: Introduce and set for public hearing on December 6, 2016.

APPROVED BY JOHN MOOSEY, BOROUGH MANAGER:

Route To:	Department/Individual	Initials	Remarks
	Originator <i>M von Ehr</i>	<i>ME</i>	
	Finance Director	<i>[Signature]</i>	
	Borough Attorney (also reviewed by bond counsel)	<i>ANS</i>	
	Borough Clerk	<i>LRM</i>	<i>10-10-16 [Signature]</i>

ATTACHMENT (S): Fiscal Note: YES NO
 Ordinance Serial No. 16-118 (5 pp)
 Exhibit A (1 p)
 Map (1 p)
 Ballot Tally (1 p) - *to be presented at Public Hearing*

SUMMARY STATEMENT:

A petition has been filed by the record owner of 76 percent in value of the property and signatures of 76 percent of property owners within the proposed East McAdoo Way Road Paving Local Improvement District. The petition has been certified by the borough clerk. The proposed East McAdoo Way Road Paving Local Improvement District is located in Assembly District #6.

As addressed in Section 7 of the Manager's Administrative Report, (listed below) there are zero properties that do not conform to MSB 3.28.080(B).

If monies are appropriated in the Fiscal Year 2017 budget for the road program, this LID, if approved, would qualify for up to 50 percent matching funds.

MANAGER'S ADMINISTRATIVE REPORT

(MSB 3.28.040)

1. Description of properties to be benefited by the improvement:
SEE ORDINANCE SERIAL NO. 16-118

2. Evaluation of need and benefit of improvement and proposed allocation of special assessments:
Paving the surface of the road within the East McAdoo Way road paving LID will improve the road conditions and make maintenance of the road easier. Properties, including vacant properties, being benefited by paving the surface of the road have a tendency to sell more rapidly when placed on the market than similar properties. It is believed that the benefits will accrue about equally to each property in the improvement district. Therefore, it is proposed that the entire cost of the improvement to be allocated equally to each property within the district, without regard to the front footage, the size of the property, the value of the property or other measures.

3. Estimated total cost of improvement:
The estimated cost by the public works department for the paving is \$174,920.28, if done during the 2017 construction season. It is estimated that administrative costs will amount to approximately \$4,760 and the delinquency reserve will be \$15,680. The estimated total cost of the improvement as of this date is \$195,360.28. It is recommended that the project be financed by a special assessment bond or bank loan which will be reimbursed from the special assessments on the properties to be benefited. It is anticipated that interest on the loan will be recovered through the interest that will be paid on special assessment installments.

4. Current mill rate: The Fiscal Year 2017 mill rate for the improvement district is 14.699 consisting of 9.984 mills (areawide) plus .525 mills (non-areawide) plus 2.20 mills (FSA #136) and 1.99 mills (RSA #28).

Taxable Property Values:	Real Property:	\$4,451,500
	Personal Property:	0.00
	Total:	\$4,451,500

5. Profile of proposed properties in local improvement district:

	Total Number of Lots:	<u>21</u>
Ownership type of properties:	Private:	<u>21</u>
	Bank:	<u>0</u>
	Public:	<u>0</u>
	MSB:	<u>0</u>
"Tax" status of properties:	Number Current:	<u>20</u>
	Number Delinquent:	<u>1</u>
	Number in Foreclosure:	<u>0</u>
	Number in Bankruptcy:	<u>0</u>
	Population Estimate:	<u>68</u>
	Estimated Area (Acres):	<u>26.10</u>

This estimate is based on information collected during the 2010 census and current assessment records.

6. Other special assessments affecting this local improvement district: None

7. Properties not conforming to MSB 3.28.080(B) "...An assessment may not exceed 25 percent of the assessed value for real property taxation of the property assessed..": 0.

8. Method of collecting assessments: Semi-annual due dates will be established, with billings sent to each property owner 30-45 days before each due date. Delinquent accounts will be acted upon in the same manner as delinquent tax accounts, including annual foreclosure action.

IMPROVEMENT PLAN (MSB 3.28.050B)

The improvement funding will be obtained by selling a special assessment bond to a bank. Only the proceeds of the special assessments and interest will be pledged as security for payment. The special assessments may be paid by the property owners in semi-annual installments over a ten year period.

The estimated total cost is \$195,360.28. The estimated cost elements are paving \$174,920.28, delinquency reserve of \$15,680, and administrative costs of \$4,760.

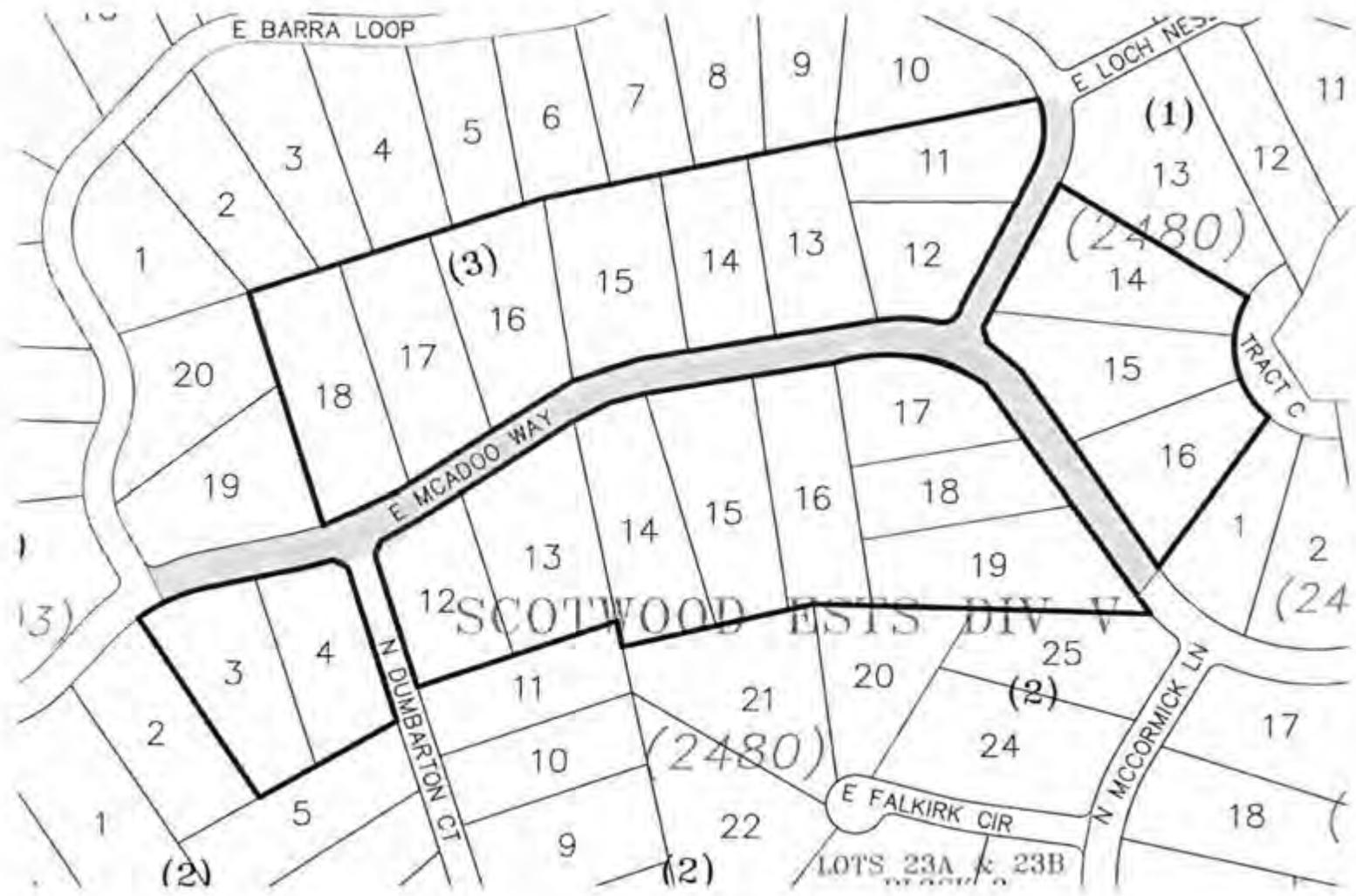
The estimated total cost is to be equally assessed against the properties within the improvement district, including those properties not meeting to MSB 3.28.080(B) criteria.

The estimated special assessment against the 21 lots is \$9,302.87 per lot.

If the entire 50 percent was approved from matching funds the estimated special assessment against the 21 lots with the 50% matching funds would be \$5,422.35, which is comprised of 50% of the construction costs only (not including any upgrade, if necessary for the project, or administrative costs or reserves).

RECOMMENDATION OF ADMINISTRATION:

IM 16-180
Ordinance 16-118



NON-CODE ORDINANCE

Sponsored By:
Introduced:
Public Hearing:
Adopted:

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 16-118**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY CREATING EAST MCADOO WAY ROAD PAVING LOCAL IMPROVEMENT DISTRICT NO. 586, 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.

WHEREAS, a petition has been filed by the owners of at least seventy percent (70%) in value of the property within East McAdoo Way Road Paving Local Improvement District for paving the surface of the roads; and

WHEREAS, the borough clerk has certified the petition; and

WHEREAS, the attached manager's administrative report including the improvement plan is incorporated in IM No. 16-180; and

WHEREAS, notice of the public hearing was published for two consecutive weeks in a newspaper of general circulation distributed within the borough; and

WHEREAS, notice was mailed CERTIFIED RETURN RECEIPT REQUESTED to each record owner of property within the local improvement district; and

WHEREAS, a public hearing on the creation of the local improvement district and the improvement plan has been held; and

WHEREAS, ballots approving or disapproving the local improvement district were permitted to be filed in writing for 30 calendar days after mailing of notice of the public hearing; and

WHEREAS, ballots marked "yes" from owners of property bearing more than seventy percent (70%) of the estimated cost of the improvements were received; and

WHEREAS, the proposed improvement is a power exercised through a service area, and there is a board of supervisors and the board has recommended the improvement.

BE IT ENACTED:

Section 1. Classification. This Ordinance is a non-code ordinance.

Section 2. The East McAdoo Way Road Paving Local Improvement Plan will increase property values, is necessary, is in the public interest, and the improvement should be made.

Section 3. The petition has sufficient and proper petitioners.

Section 4. Ballots approving the local improvement district were filed timely by the record owners of property within the road paving local improvement district bearing more than seventy percent (70%) of the estimated cost of the improvement and the assembly can proceed with the improvement.

Section 5. Notwithstanding MSB 3.28.080(B) there are zero properties that do not conform that will be assessed for the improvement.

Section 6. There is hereby created the East McAdoo Way Road Paving Local Improvement District No. 586 as described on the attached legal description marked Exhibit A.

Section 7. The manager is hereby authorized to proceed with the improvement, negotiate for sale of a special assessment bond or similar loan for assembly approval, and such other necessary and proper work as appropriate to accomplish the purpose of the improvement plan upon financing approval by the assembly.

Section 8. Upon completion of the work up to 100 percent of the total cost of the improvement shall be assessed equally against each property within the road paving local improvement district. The amount to be assessed shall be reduced by the amount, if any, of matching funds appropriated for the improvement in the fiscal year 2017 borough budget. The finance director shall prepare a special assessment roll assessing to each property within the road paving local improvement district an amount equal to the actual total improvement cost divided by the number of properties within the local improvement district. The proposed special assessment roll shall be prepared and presented in accordance with the provisions of the Matanuska-Susitna Borough

Code in effect at the time the special assessment roll is prepared.

Section 9. The special assessments against the properties described in Section 6 above are liens upon the property and are prior and paramount to all liens except municipal tax liens and may be enforced as provided for the enforcement of real property tax liens.

Section 10. Special assessments may be paid in 20 semi-annual installments with due dates established by the assembly upon approval of the road paving local improvement district special assessment roll, provided, the assembly may authorize payment terms greater than or less than a ten-year period of time. If no time for payment is established, semi-annual installments are due and payable when property taxes are due and payable. Special assessment installments not paid when due shall have a penalty added equal to the penalty for delinquent second-half real property taxes in effect at the time of the special assessment installment delinquency. Upon full payment of the special assessment, the manager shall issue a release of the lien to the record owner of the property.

Section 11. Notwithstanding the approval of the road paving local improvement district based upon the financing of the cost through the sale of a special assessment bond or loan, if the assembly determines that the sale of a special assessment bond

or loan is not feasible or is not available, the assembly may provide for other means of financing the project cost at its sole discretion.

Section 12. Effective Date. This ordinance shall take effect upon adoption.

ADOPTED by the Matanuska-Susitna Borough Assembly this ___ day of _____, 2016.

VERN HALTER, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)

LEGAL DESCRIPTION FOR
EAST MACADOO WAY LID 586

2480

Lots Fourteen (14) through Sixteen (16), Block One (1), Lots Three (3) and Four (4), and Lots Twelve (12) through Nineteen (19), Block Two (2), Lots Eleven (11) through Eighteen (18), Block Three (3), SCOTWOOD EST V, according to Plat #1983-110.

THE ABOVE ARE RECORDED IN THE PALMER RECORDING DISTRICT, THIRD JUDICIAL DISTRICT, STATE OF ALASKA.

Board - Applicant	Applicants Under Consideration by Mayor	Mayor's Appointments for Confirmation by the Assembly
Emergency Medical Services Board <i>13 members/13 alt. – 3 vacancies</i> Central Ambulance Alternate West Lakes Ambulance *West Lakes Ambulance Alternate		
Enhanced 911 Advisory Board <i>5 members/5 alt. – 2 vacancies</i> City of Houston ***City of Houston Alternate		
Health and Social Services Board <i>13 members – 3 vacancies</i> Member 07 – District 7 Member 10 – District 4 Member 13 – District 1		
Historical Preservation Commission <i>9 members – 1 vacancy</i> Member 5		
Jt. Assembly/School Board Committee on School Issues <i>6 members – 1 vacancy</i> *Assembly Member 2		
Labor Relations Board <i>5 members - 3 vacancies</i> Member 1 Member 2 Member 4		
Local Emergency Planning Committee <i>33 members – 10 vacancies</i> ***Alaska Railroad ***Borough Government *City of Houston (non law enforcement) *City of Palmer (non law enforcement) ***Elected Official Emergency Medical Services Law Enforcement AK State Troopers **Law Enforcement Houston Police **Law Enforcement Palmer Police Tribal Government		

Board - Applicant	Applicants Under Consideration by Mayor	Mayor's Appointments for Confirmation by the Assembly
Marijuana Advisory Committee <i>17 members/17 alternates – 4 vacancies</i> Member 05A - Local Business Organization Alternate Member 06A - Law Enforcement Alternate Member 09A - Planning/Zoning Type Experience Alternate Member 10A - Sales/Marketing Advertising Alternate		
Office of Administrative Hearings <i>5 members – 4 vacancies (2 year terms)</i> ***Seat A Seat B ***Seat C ***Seat E		
Parks, Recreation, and Trails Advisory Board <i>11 members – 2 vacancies</i> *District 4 District 7		
Platting Board <i>7 members/2 alternates – 2 vacancies</i> District 5 District 7		
Transportation Advisory Board <i>9 members-1 vacancy</i> School District		
Butte FSA # 2 <i>3 members – 1 vacancy</i> ** Member 1 Gary Van Dusen - N		Charles Von Gunten – N
Sutton FSA # 4 <i>3 members – 3 vacancies</i> *** Member 1 *** Member 2 *** Member 3		
Willow FSA # 35 <i>3 members – 1 vacancy</i> Member 1		Ronald Forsyth - N
Bogard RSA # 25 <i>3 members – 1 vacancy</i> Member 3		Jennifer Noffke - N
Gold Trail RSA # 28 <i>3 members – 1 vacancy</i> Member 3		
Lazy Mountain RSA # 19 <i>3 members – 1 vacancy</i> Member 2		
Midway RSA # 9 <i>3 members – 1 vacancy</i> Member 3		

Board - Applicant	Applicants Under Consideration by Mayor	Mayor's Appointments for Confirmation by the Assembly
North Colony RSA # 23 <i>3 members – 2 vacancies</i> ***Member 1 ***Member 2		
Circle View & Stampede Estates Flood & Water Erosion # 131 <i>5 members – 1 vacancy</i> Member 5		
Talkeetna Flood Control Service Area # 7 <i>3 members – 1 vacancy</i> ***Member 3		

DATE RECEIVED **RECEIVED**
AUG 24 2016
CLERKS OFFICE

BOARD, COMMISSION, AND COMMITTEE APPLICATION FORM

INSTRUCTIONS

Complete and sign the application. Do not leave any blank fields. Type or print legibly in ink. Specify exactly what board and position you are seeking. Completed applications may be emailed to **debra.wetherhorn@matsugov.us** or delivered or mailed to the Borough Clerk's Office, 350 E. Dahlia Avenue, Palmer, or faxed to 861-7845. If you have questions, please call 861-8683.

Board and position for which I am applying: Board of Adjustment and Appeals, Member 2
(For example, Board of Equalization, Member 3)

Applicant Name: Glen Price

Residence Address: 3061 N. Lazy Aurora Circle, Palmer, Alaska 99645

Mailing Address: P.O. Box 1491, Palmer, Alaska 99645

Home phone: 746-5970 Work phone: 746-5970 Email: gplaw@mtaonline.net

Name and Address of Employer: Law Office of Glen Price, P.O. Box 1491, Palmer, Alaska 99645

Can you regularly attend meetings? Yes No *(Pursuant to (MSB 4.05.030, "A vacancy occurs on the board when the member is absent from three (3) consecutive regular board meetings without the board excusing the absence for good cause.")*

Do you or any family member have a personal or financial interest with the Borough? Yes No

If yes, list positions and or interest: N/A
(For example: employee, emergency responder, RSA or FSA area supervisor, board member, contractor etc.)

How long have you lived in the Borough? Since 1995

Briefly explain, why you are interested in serving on the board in which you are applying? _____

Strong interest in planning and platting issues in Borough and seeing they are addressed fairly

List professional or personal experiences that qualify you for membership on the board? You may attach a brief resume to highlight your qualifications: _____
Law Degree 1982, Masters in Environmental & General Resources Law 1982, B.S. in Natural Resources Management 1981, Director's Office of Management & Budget 1982-1987, Director of BSA

real estate law practice since 1990

List three professional or personal references: Name: Micky Boyer Phone: 864-4611
Name: Sandra Garley Phone: 761-1322
Name: Michael Walleri Phone: 907-452-5196

Applicant Signature:  Date: August 24, 2016

Office Use Only: Precinct: 11-055 Assembly District: 1 Service Area: NA
Position on Board: BOAA member 2 Term Ends: 12-31-2017
Residence Checked: Yes Map Checked: Yes Code Checked: 1st 2nd

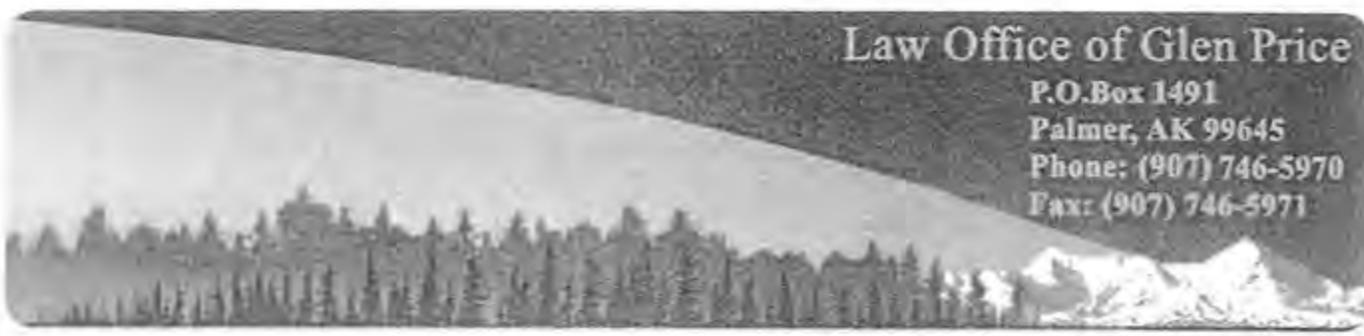
Applicant Name: Glen Price

1. Do you have any civil judgment against you within the last 10 years, whether monetary, non-monetary, declarative, injunctive, or any other form or manner? NO YES

If yes, please provide on a separate page the following: (1) case name, (2) nature of action, (3) year of judgment, and (4) a brief description of the judgment entered and/or sentence imposed.

2. Do you have any judgments against you in a criminal case within the last 10 years, whether upon finding of guilt, plea of no contest, suspended, or any form of judgment other than dismissal or not guilty?
 NO YES

If yes, please provide on a separate page the following: (1) case name, (2) nature of action, (3) year of judgment, and (4) a brief description of the judgment entered and/or sentence imposed.



Law Office of Glen Price

P.O. Box 1491

Palmer, AK 99645

Phone: (907) 746-5970

Fax: (907) 746-5971

PERSONAL:

Born August 6, 1955

Resident of Alaska since 1979-36+ years

ADMITTED TO LAW PRACTICE:

Alaska, 1990

PROFESSIONAL EXPERIENCE:

Law Office of Glen Price

P.O. Box 1491

Palmer, Alaska 99645

Phone: (907) 746-5970

Owner, July 2007-Present

Landye Bennett Blumstein LLP

1981 East Palmer-Wasilla Highway, Suite 220

Wasilla, Alaska 99654

Phone: (907) 376-5955

Partner, May 2004-July 2007

Of Counsel May 2003-May 2004

Law Office of Glen Price

Owner, December 2000-April 2003

Foster Pepper Rubini & Reeves LLC

Member, 1998 - November 2000

Associate, 1995-1998

(Foster Pepper & Shiefelman)

Birch, Horton, Bittner & Cherot

Associate, 1991-1995

Middleton, Timme & McKay

Associate, 1990-1991

State of Alaska Governor's Office Management and

Budget, Juneau, Alaska, Senior Budget Analyst

1982-1987; served as key budget advisor to the Governor, Cabinet and various state agencies.

LEGAL PRACTICE AREAS:

Practice concentrates in large-scale commercial real estate projects; corporate formation and maintenance; business transactions (including with both Alaska and Lower-48 businesses, both large and small); Alaska Native law; particular experience in commercial real estate deals, including development projects and land exchanges; corporate formation and business advice; commercial transactions; business sale/acquisition work; contract drafting/negotiating; experience representing numerous Alaska Native Claim Settlement Act Regional and Village Corporations, including general corporate issues, real estate, resource development transactions and environmental issues.

EDUCATION:

Northwestern School of Law, Lewis and Clark College, J.D., *cum laude*, 1989

Certificate in Environmental and Natural Resources Law, 1989, Northwestern School of Law, Lewis and Clark College

Vermont Law School, Master of Studies in Environmental Law, *cum laude*, 1982

University of Alaska, Fairbanks, B.S., Natural Resources Management, 1981

SUNY College of Environmental Science & Forestry-June-July 1978

DATE RECEIVED: CLERKS OFFICE SEP 09 2016 RECEIVED

BOARD, COMMISSION, AND COMMITTEE APPLICATION FORM

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Board and position for which I am applying: BUTTE FIRE SERVICE AREA SUPERVISOR (For example, Board of Equalization, Member 3)

Applicant Name: Charles C Von Gunten

Residence Address: 4405 South McKechnie Lp Palmer, AK 99645

Mailing Address: Same as Residence

Home phone: 907-745-4158 Work phone: 414-6726 CCU Email: C.Von@Gci.Net

Name and Address of Employer: Retired - US Army Corps of Engrs Alaska Dist

Can you regularly attend meetings? Yes [X] No [] (Pursuant to (MSB 4.05.030, "A vacancy occurs on the board when the member is absent from three (3) consecutive regular board meetings without the board excusing the absence for good cause.")

Do you or any family member have a personal or financial interest with the Borough? Yes [] No [X]

If yes, list positions and or interest: (For example: employee, emergency responder, RSA or FSA area supervisor, board member, contractor etc.)

How long have you lived in the Borough? 46+ years

Briefly explain, why you are you interested in serving on the board in which you are applying? I was active in the Butte Fire Dept as a firefighter for 43 1/2 yrs 29 1/2 years of that as Chief until I retired. I wish to now serve on the Board of Supervisors to help mentor and guide the fire Dept AS IT CONTINUES TO GROW.

List professional or personal experiences that qualify you for membership on the board? You may attach a brief resume to highlight your qualifications: Butte Firefighter 43 1/2 yrs, 29 1/2 yrs as Fire Chief. Member of the Mat-Su Fire Chiefs Assoc. Since Conception until I retired.

List three professional or personal references: Name: Eric Von Dusen Phone: 745-0869/982-2777 Name: Jim Steck Phone: 861-8041 Name: Bill Grumble Phone: 861-8001

Applicant Signature: Charles C Von Gunten Date: 30 Aug 2016

(N)

Office Use Only: Precinct: 12-220 Assembly District: 1 Service Area: FSA-Butte Position on Board: FSA2 member 1 Term Ends: 12/31/2016 Residence Checked: [X] Yes Map Checked: [X] Yes Code Checked: 1st [X] 2nd [X]

Applicant Name: Charles C Von Gunten

Do you have any civil judgment against you within the last 10 years, whether monetary, non-monetary, declarative, injunctive, or any other form or manner? NO YES

If yes, please provide on a separate page the following: (1) case name, (2) nature of action, (3) year of judgment, and (4) a brief description of the judgment entered and/or sentence imposed.

Do you have any judgments against you in a criminal case within the last 10 years, whether upon finding of guilt, plea of no contest, suspended, or any form of judgment other than dismissal or not guilty?

NO YES

If yes, please provide on a separate page the following: (1) case name, (2) nature of action, (3) year of judgment, and (4) a brief description of the judgment entered and/or sentence imposed.

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SEP 07 2016
CLERKS OFFICE

BOARD, COMMISSION, AND COMMITTEE APPLICATION FORM

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Board and position for which I am applying: BUTTE BOARD FSA
(For example, Board of Equalization, Member 3)

Applicant Name: GARY M. VAN DJENSEN

Residence Address: 17940 E. CONNIE KAY CIRCLE Palmer

Mailing Address: 17940 E. CONNIE KAY CIRCLE ↓

Home phone: 907-746-7993 Work phone: 907 746 7993 Email: VANDJENSEN@MATAONLINE.NET

Name and Address of Employer: RETIRED

Can you regularly attend meetings? Yes No (Pursuant to (MSB 4.05.030, "A vacancy occurs on the board when the member is absent from three (3) consecutive regular board meetings without the board excusing the absence for good cause.")

Do you or any family member have a personal or financial interest with the Borough? Yes No

If yes, list positions and or interest: ERIC C. VANDJENSEN BUTTE FIRE CHIEF
(For example: employee, emergency responder, RSA or FSA area supervisor, board member, contractor etc.)

How long have you lived in the Borough? 10 YEARS

Briefly explain, why you are you interested in serving on the board in which you are applying? INTEREST
IN FIRE SERVICES

List professional or personal experiences that qualify you for membership on the board? You may attach a brief resume to highlight your qualifications: STATION CAPT MARION CO. OREGON, RETIRED US NRA
RETIRED OREGON DOT 37.5 YEARS ^{VAR VISOR}

List three professional or personal references:
Name: MARK O MOFFIT Phone: 745-3906
Name: CRANWOLD GRAPE Phone: 745-8176
Name: CHARLES VON GUTEN Phone: 215-4158

Applicant Signature: [Signature] Date: 7/SEPT. 2016

(N)

Office Use Only: Precinct: 12-220 Assembly District: 1 Service Area: FSA-BUTTE
Position on Board: FSA 2 member 1 Term Ends: 12.31.2016
Residence Checked: Yes Map Checked: Yes Code Checked: 1st 2nd

Applicant Name: GARY M. VAN DOSEN

Do you have any civil judgment against you within the last 10 years, whether monetary, non-monetary, declarative, injunctive, or any other form or manner? NO YES

If yes, please provide on a separate page the following: (1) case name, (2) nature of action, (3) year of judgment, and (4) a brief description of the judgment entered and/or sentence imposed.

Do you have any judgments against you in a criminal case within the last 10 years, whether upon finding of guilt, plea of no contest, suspended, or any form of judgment other than dismissal or not guilty?

NO YES

If yes, please provide on a separate page the following: (1) case name, (2) nature of action, (3) year of judgment, and (4) a brief description of the judgment entered and/or sentence imposed.

BOARD, COMMISSION, AND COMMITTEE APPLICATION FORM

INSTRUCTIONS

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Board and position for which I am applying: Board of Supervisors Willow Fire District
(For example, Board of Equalization, Member 3)

Applicant Name: Ronald G. Forsyth

Residence Address: 10170 Buckingham Palace Road, Willow, Alaska 99688

Mailing Address: PO Box 716, Willow, Alaska 99688

Home phone: 495-6034 Work phone: N/A Email: rgfnorth@mtaonline.net

Name and Address of Employer: N/A Retired

Can you regularly attend meetings? Yes No *(Pursuant to (MSB 4.05.030), "A vacancy occurs on the board when the member is absent from three (3) consecutive regular board meetings without the board excusing the absence for good cause."*

Do you or any family member have a personal or financial interest with the Borough? Yes No

If yes, list positions and or interest: N/A
(For example: employee, emergency responder, RSA or FSA area supervisor, board member, contractor etc.)

How long have you lived in the Borough? Approximately 7-1/2 years

Briefly explain, why you are you interested in serving on the board in which you are applying? To provide support to the Willow Fire Dept. to continue building the personnel, equipment, and service to the area.

List professional or personal experiences that qualify you for membership on the board? You may attach a brief resume to highlight your qualifications: Please see attached resume

List three professional or personal references:

Name: <u>Tam Boeve</u>	Phone: <u>495-0744</u>
Name: <u>Bill & Kathy Mailer</u>	Phone: <u>495-3647</u>
Name: <u>Bill & Melinda Dale</u>	Phone: <u>495-1490</u>

Applicant Signature: [Signature] Date: June 28, 2016

Office Use Only: Precinct: <u>10-045</u>	Assembly District: <u>7</u>	Service Area: <u>FSA-Willow</u>
Position on Board: <u>FSA 35 member 1</u>	Term Ends: <u>12-31-2017</u>	
Residence Checked: <input checked="" type="checkbox"/> Yes	Map Checked: <input checked="" type="checkbox"/> Yes	Code Checked: 1 st <input type="checkbox"/> 2 nd <input checked="" type="checkbox"/>

Applicant Name: Ronald G. Forsyth

1. Do you have any civil judgment against you within the last 10 years, whether monetary, non-monetary, declarative, injunctive, or any other form or manner? NO YES

If yes, please provide on a separate page the following: (1) case name, (2) nature of action, (3) year of judgment, and (4) a brief description of the judgment entered and/or sentence imposed.

2. Do you have any judgments against you in a criminal case within the last 10 years, whether upon finding of guilt, plea of no contest, suspended, or any form of judgment other than dismissal or not guilty? NO YES

If yes, please provide on a separate page the following: (1) case name, (2) nature of action, (3) year of judgment, and (4) a brief description of the judgment entered and/or sentence imposed.

RONALD FORSYTH RESUME

Education: BS in Civil Engineering, University of Idaho 1968.

Registered Professional Engineer in Idaho, Washington, and Alaska, retired status. President of the Alaska Chapter of the Project Management Institute, 1997.

Work Experience: Approximately 41 years working in the Oil and Gas Industries as both a direct employee and contractor employee. Areas of expertise include refining, production, pipelines, corrosion control, and LNG. Project Manager over the design and construction of an LNG Peak Shaving Plant near Boise, Idaho, 1972 – 1974. Plant Manager of the LNG Plant 1974 – 1979. Worked in both union and non-union environments. Worked as a design engineer, project engineer, project manager, construction manager, and program manager, 26 years in Alaska. Involved in contract negotiations and contract management. Worked last 15 years for an oil support contractor providing program engineering and design services to Alyeska Pipeline. Retired 2009.

Working in the Oil and Gas Industries required significant safety training as well as firefighting training.

MATANUSKA-SUSITNA BOROUGH - CLERK'S OFFICE
350 E. Dahlia Avenue Palmer, AK 99645
Phone: 861-8683 Fax: 861-7845

DATE RECEIVED
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MAR 29 2016
CLERKS OFFICE

BOARD, COMMISSION, AND COMMITTEE APPLICATION FORM

INSTRUCTIONS

Complete and sign the application. Do not leave any blank fields. Type or print legibly in ink. Specify exactly what board and position you are seeking. Completed applications may be emailed to debra.wetherhorn@matsugov.us or delivered or mailed to the Borough Clerk's Office, 350 E. Dahlia Avenue, Palmer, or faxed to 861-7845. If you have questions, please call 861-8683.

Board and position for which I am applying: Bogard RSA #25, Member 3
(For example, Board of Equalization, Member 3)

Applicant Name: Jennifer L. Noffke

Residence Address: 1861 Kodiak Drive, Wasilla, AK 99654

Mailing Address: Same

Home phone: 907-376-2412 Work phone: 907-343-8130 Email: noffkejl@gmail.com

Name and Address of Employer: Municipality of Anchorage, P.O. Box 196650, Anch., AK 99650

Can you regularly attend meetings? Yes No *(Pursuant to (MSB 4.03.030, "A vacancy occurs on the board when the member is absent from three (3) consecutive regular board meetings without the board excusing the absence for good cause.")*

Do you or any family member have a personal or financial interest with the Borough? Yes No

If yes, list positions and or interest:
(For example: employee, emergency responder, RSA or FSA area supervisor, board member, contractor etc.)

How long have you lived in the Borough? 13 years

Briefly explain, why you are you interested in serving on the board in which you are applying? I believe that my background and work experience can be of value in shaping future maintenance projects within the Bogard RSA.

List professional or personal experiences that qualify you for membership on the board? You may attach a brief resume to highlight your qualifications: Resume is attached. I have worked for the MOA, Project Management & Engineering Department since July 1997 as both a project administrator & designer. I have been involved with the design and construction of numerous road and storm drain projects throughout the municipality.

List three professional or personal references:

Name: <u>Duane Maney, MOA</u>	Phone: <u>343-8221</u>
Name: <u>Russ Oswald, MOA</u>	Phone: <u>343-8196</u>
Name: <u>Steve Gillette, MOA</u>	Phone: <u>343-8173</u>

Applicant Signature: Jennifer L. Noffke **(N)** Date: 3-29-16

Office Use Only: Precinct: <u>07-115</u>	Assembly District: <u>4</u>	Service Area: <u>RSA-BOGARD</u>
Position on Board: <u>RSA 25 member 3</u>	Term Ends: <u>12.31.2017</u>	
Residence Checked: <input checked="" type="checkbox"/> Yes	Map Checked: <input checked="" type="checkbox"/> Yes	Code Checked: 1 st <input checked="" type="checkbox"/> 2 nd <input checked="" type="checkbox"/>

Applicant Name: Jennifer L. Noffke

1. Do you have any civil judgment against you within the last 10 years, whether monetary, non-monetary, declarative, injunctive, or any other form or manner? NO YES

If yes, please provide on a separate page the following: (1) case name, (2) nature of action, (3) year of judgment, and (4) a brief description of the judgment entered and/or sentence imposed.

2. Do you have any judgments against you in a criminal case within the last 10 years, whether upon finding of guilt, plea of no contest, suspended, or any form of judgment other than dismissal or not guilty? NO YES

If yes, please provide on a separate page the following: (1) case name, (2) nature of action, (3) year of judgment, and (4) a brief description of the judgment entered and/or sentence imposed.

JENNIFER L. NOFFKE

PROFESSIONAL EXPERIENCE

MUNICIPALITY OF ANCHORAGE

ANCHORAGE, ALASKA

PROJECT MANAGEMENT & ENGINEERING DEPARTMENT

July 2005-
Present

Project Administrator: Responsibilities include overseeing the preparation of plans and specifications for projects as well as participating in the reviews and necessary modifications. Prepared schedules and budgets, participated in the inspection of projects, and prepared necessary project reports including construction bid schedule quantities, design review comments, and various other project specific documentation. Worked to ensure that multiple, complex, street drainage and water quality capital projects are designed and built on time and within budget. This involves the utilization of available resources; coordination with design consultants; meeting the criteria and needs of the public, various departments of the municipality, state and federal agencies, the utilities, and the construction contractor. Other duties include participation on committees for proposal evaluation and selection.

February
2001-July
2005

Project Designer: Responsibilities included the preparation of design study reports, memos, plans, specifications, and engineering estimates for road and storm drain projects. Work involved coordination with design consultants through term contracts, coordination with various departments of the municipality, state and federal agencies, utilities, and meeting the needs of the affected public. Storm drain capacity analysis is performed using the Illudas program as specified in the Design Criteria Manual. Other duties included participation on committees for proposal evaluation and selection and other project reviews as necessary.

July 97-
January
2001

Project Administrator: Responsibilities included overseeing the preparation of plans and specifications for projects as well as participating in the reviews and necessary modifications. Prepared schedules and budgets, participated in the inspection of projects, and prepared necessary project reports including construction bid schedule quantities, design review comments, and various other project specific documentation. Worked to ensure that multiple, complex, street drainage and water quality capital projects are designed and built on time and within budget. This involves the utilization of available resources; coordination with design consultants; meeting the criteria and needs of the public, various departments of the municipality, state and federal agencies, the utilities, and the construction contractor. Other duties include participation on committees for proposal evaluation and selection.

STATE OF ALASKA

ANCHORAGE, ALASKA

DEPARTMENT OF ENVIRONMENTAL CONSERVATION
DIVISION OF WATER / MUNICIPAL GRANTS

August 96-
July 97

Environmental Engineer Assistant I: Reviewed plans and specifications for water and wastewater projects to verify compliance with state regulations and grant eligibility requirements. Processed grant applications, contracts, change orders and pay requests for Municipal Grant Projects. Performed site inspections during construction.

MUNICIPALITY OF ANCHORAGE

ANCHORAGE, ALASKA

ANCHORAGE WATER & WASTEWATER UTILITY

June 96-
August 96

Utility Construction Inspector: Performed all phases of inspection of water and wastewater construction for private development projects including responding to property owners' and contractors' questions and concerns; prepared daily and weekly reports; prepared as-built plan sets; completed inspection cards; operated main line valves for construction related activities and reviewed water and sewer plans for compliance with AWWU Design Criteria and M.A.S.S. This was a temporary position for the 1996 construction season.

DAMES & MOORE, INC.

ANCHORAGE, ALASKA

February 94-
May 96

Project Engineer: Remediation program for contaminated groundwater and soil at the Indian Booster Pump Station, Indian, AK. Reviewed and reported sample analysis results, assessed changes to sampling protocol and tracked project costs. Duties also included soil and water testing, stream velocity measuring, scheduling, cost estimating and surveying.

Construction Inspector: Pipeline excavation at the Port of Anchorage for the USAF. Responsible for monitoring the removal and replacement of a jet fuel line and performing nuclear density tests of compacted fill.

Project Engineer: Site investigation/Percolation Test for the University of Alaska, Fairbanks Large Animal Research Stations' new septic system. Obtained field data and assisted with design of sewer leachfield, meeting state and federal requirements.

Task Manager/Field Engineer: Bioremediation project for the treatment of petroleum, oil, and lubricant (POL) contaminated soils for the USAF, Elmendorf Air Force Base, AK. Managed and assisted with the collection of soil samples in order to monitor the progress of the ongoing remediation program. Assisted with preparation of interim report to apprise the USAF of the project process.

Assistant Engineer: Phase I Environmental Site Assessment in Birchwood, AK. Tasks included a site reconnaissance visit, historical records and aerial photograph review, an evaluation of nearby properties for their potential impact on site conditions, and report writing.

EDUCATION

Bachelor of Science Civil Engineering, 1994, University of Wyoming, Laramie

Graduate Studies in Civil & Arctic Engineering, 1996-1997, University of Alaska, Anchorage

Arctic Engineering: Chemical & Physical Treatment Processes; Arctic Heat & Mass Transfer

CERTIFICATIONS/TRAINING

Certified Erosion & Sediment Control Lead Training, AK CESCL, April 2013

Work Zone Safety Specialist, April 2012

Fundamentals of Engineering, April 1996

National Safety Council, Basic first Aid, March 2013

American Heart Association, Adult Heartsaver-CPR, March 2013

VOLUNTEER EXPERIENCE

President Alaska Society of Professional Engineers (ASPE), Anchorage Chapter, March 2004-2005

Vice President ASPE, Anchorage Chapter, March 2003-2004

Secretary/Treasurer ASPE, Anchorage Chapter, March 2002-2003

MATHCOUNTS Anchorage Chapter & State Coordinator, ASPE, August 1999 – May 2003

Big Brothers/Big Sisters, August 2002 – 2004

Assistant Instructor for Alaska Mountain Safety Center, Ocean Kayaking Skills Workshop, May 2001- 2004

REFERENCES

Available upon request.