

# MATANUSKA-SUSITNA BOROUGH

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

## BOROUGH MAYOR

Edna DeVries

## BOROUGH CLERK

Lonnie R. McKechnie, CMC

## BOROUGH MANAGER

Michael Brown

## BOROUGH ATTORNEY

Nicholas Spiropoulos



## BOROUGH ASSEMBLY

Tim Hale, District 1  
Stephanie Nowers, District 2  
Dee McKee, District 3  
Robert Yundt, District 4  
Mokie Tew, District 5  
Dmitri Fonov, District 6  
Ron Bernier, District 7

## MEETING MINUTES

### ASSEMBLY CHAMBERS

350 EAST DAHLIA AVENUE, PALMER

ASSEMBLY REGULAR MEETING

6:00 PM

TUESDAY, JUNE 20, 2023

## I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on Tuesday, June 20, 2023, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6 p.m. by Mayor Edna DeVries.

## II. ROLL CALL

**Present:** 7 - Assemblymember Tim Hale, Assemblymember Stephanie Nowers, Assemblymember Dee McKee, Assemblymember Robert Yundt, Assemblymember Mokie Tew, Assemblymember Dmitri Fonov, and Assemblymember Ron Bernier

## III. APPROVAL OF AGENDA

The agenda was approved as presented without objection.

## IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Lonnie McKechnie, Borough Clerk.

## V. MINUTES OF PRECEDING MEETINGS

[23-082](#)

A. Regular Assembly Meeting:05/02/23

B. Special Assembly Meeting: 05/04/23

C. Special Assembly Meeting: 05/09/23

D. Special Assembly Meeting: 05/16/23

E. Regular Assembly Meeting: 05/16/23

F. Special Assembly Meeting: 06/06/23

G. Regular Assembly Meeting:06/06/23

The minutes were approved as presented without objection.

## **VI. REPORTS/CORRESPONDENCE**

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

#### **1. Reports From Cities**

Ms. Glenda Ledford, Mayor of Wasilla, reported on the following:city's 4th of July parade, honoring of the Wasilla Police Departments' 30th anniversary, and the Music in the Parks schedule.

Ms. Crystal Nygard, Deputy Administrator, reported on the progress of the Cities Comprehensive Economic Development Plan and requested a letter of support from the Assembly.

#### **2. Matanuska-Susitna Borough School District**

#### **3. State of Alaska**

### **B. COMMITTEE REPORTS**

#### **1. Joint Assembly/School Board Committee On School Issues**

#### **2. Assembly Public Relations**

Assemblymember Hale reported on the Butte community picnic.

### **C. MANAGER COMMENTS**

Mr. Brown reported on budget discussions with the Joint/Assembly School Board Committee on School Issues, the progress of the Junk Vehicles and Tow Reimbursement Program, and the Governor's budget funding for Borough projects and education.

#### **1. State/Federal Legislation**

#### **2. Strategic Planning Issues**

#### **D. ATTORNEY COMMENTS**

Mr. Spiropoulos spoke to the potential of intercity agreements for the Junk Vehicles and Tow Reimbursement Program.

#### **E. CLERK COMMENTS**

Ms. McKechnie spoke to the upcoming meeting schedule.

#### **F. CITIZEN AND OTHER CORRESPONDENCE**

[23-080](#)

1. Abbreviated Plat: 05/31/23
2. Big Lake Community Council: 03/28/23, 04/11/23, 04/25/23
3. Greater Talkeetna RSA Board of Supervisors: 04/13/23
4. Planning Commission: Resolution No's. 23-10, 23-14, 23-15, 23-16, 23-18, 23-21
5. Talkeetna Community Council: 04/03/23
6. Tanaina Community Council: 05/23/23

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

#### **G. INFORMATIONAL MEMORANDUMS**

[IM 23-141](#)

Reporting Conclusion of Contract No 19-109P With All Points North, For A Total Contract Amount of \$204,548.75 For Hatcher Pass Survey And Platting.

The informational memorandum was presented and no comments were noted.

#### **VII. SPECIAL ORDERS**

##### **A. PERSONS TO BE HEARD (MSB 2.12.081; Three Minutes Per Person.)**

There was no persons to be heard.

##### **B. PUBLIC HEARINGS (Three Minutes Per Person.)**

[OR 23-041](#)

An Ordinance Creating South Marina Circle Road Paving Local Improvement District No. 653, 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.

Ms. McKechnie read the legislation into the record.

Cheyenne Heindel, Finance Director, provided a staff report.

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

**Assemblymember McKee moved to adopt Ordinance Serial No. 23-041.**

**The motion passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

[OR 23-042](#)

An Ordinance Exempting Remote Areas Of The Borough From The Requirements Of MSB. 8.55, Special Events.

**Sponsors:** Bernier

Ms. McKechnie read the legislation into the record.

Alex Strawn, Planning and Land Use Director, provided a staff report.

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

**Assemblymember Bernier moved to adopt Ordinance Serial No. 23-042.**

**The motion passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

[OR 23-043](#)

An Ordinance Approving The Sale Of Certain Borough-Owned Real Property Acquired Through Tax Foreclosure For Delinquent Real Property Tax Years 2017, 2016, And Prior, And Not Needed For Public Purpose.

Ms. McKechnie read the legislation into the record.

Jill Irsik, Land Disposal Foreclosure Specialist, provided a staff report.

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

**Assemblymember Yundt moved to adopt Ordinance Serial No. 23-043.**

**Assemblymember Yundt moved a primary amendment to remove from the sale parcel listing, "TS44-35".**

**The primary amendment passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

**The main motion passed as amended by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

[OR 23-050](#)

An Ordinance Allowing The Manager To Waive Fees, Costs, And Liabilities Between Borough Departments And Functions And Fees Pertaining To Employee Health And Wellness.

Ms. McKechnie read the legislation into the record.

Nick Spiropoulos, Borough Attorney, provided a staff report.

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

**Assemblymember Yundt moved to adopt Ordinance Serial No. 23-050.**

**The motion passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

[OR 23-051](#) An Ordinance Approving An Appropriation Of \$300,000 From The West Lakes Fire Service Area Fund Balance To The Central Mat-Su Fire Service Area Fund Balance For The Purchase Of A Ladder Truck.  
Ms. McKechnie read the legislation into the record.

Ken Barkley, Emergency Services Director, provided a staff report.

Mayor DeVries opened the public hearing.

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

**Assemblymember Yundt moved to adopt Ordinance Serial No. 23-051.**

**The motion passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

[OR 23-052](#) An Ordinance Accepting And Appropriating \$41,282.45 Of Revenues From Fiscal Year 2023 Public Donations To The Animal Care And Regulation Operating Budget For Animal Care Facility Projects And Shelter Needs.  
Ms. McKechnie read the legislation into the record.

Cheyenne Heindel, Finance Director, provided a staff report.

Mayor DeVries opened the public hearing.

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

**Assemblymember Nowers moved to adopt Ordinance Serial No. 23-052.**

**The motion passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

[OR 23-053](#) An Ordinance Approving The Retention Of The Parcel Located At 6025 South Bodenbug Loop Palmer, Alaska, For A Public Purpose.

**Sponsors:** Hale

Ms. McKechnie read the legislation into the record.

Nicholas Spiropoulos, Borough Attorney, provided a staff report.

Mayor DeVries opened the public hearing.

The following person spoke in support of Ordinance Serial No. 23-053 and requested the Assembly to give the property to his non-profit to provide a possible children's park: Michael Morrow.

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

**Assemblymember Hale moved to adopt Ordinance Serial No. 23-053.**

**The motion passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

[OR 23-054](#)

An Ordinance Extending The Date Of Completion For The Stormwater Management Plan Project Account To June 30, 2024.

Ms. McKechnie read the legislation into the record.

Kim Sollien, Planning Services Manager, provided a staff report.

Mayor DeVries opened the public hearing.

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

**Assemblymember Yundt moved to adopt Ordinance Serial No. 23-054.**

**The motion passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

[OR 23-055](#)

An Ordinance Extending The Time Of Completion On The Areawide Budget Appropriation Transportation Infrastructure Program 2021 Projects.

Ms. McKechnie read the legislation into the record.

Cheyenne Heindel, Finance Director, provided a staff report.

Mayor DeVries opened the public hearing.

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

**Assemblymember Yundt moved to adopt Ordinance Serial No. 23-055.**

**The motion passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

[OR 23-056](#)

An Ordinance Approving A Reappropriation Of Funds From The Fiscal Year 2023 Operating Budget, To The Road Service Area Capital Projects.

Ms. McKechnie read the legislation into the record.

Cheyenne Heindel, Finance Director, provided a staff report.

Mayor DeVries opened the public hearing.

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

**Assemblymember Yundt moved to adopt Ordinance Serial No. 23-056.**

**The motion passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

[OR 23-057](#)

An Ordinance Amending MSB 3.28 To Increase The Property Owner Ballot Threshold For Contiguous Local Improvement Districts From 50 Percent To 67 Percent.

**Sponsors:** Nowers

Ms. McKechnie read the legislation into the record.

Nick Spiropoulos, Borough Attorney, provided a staff report.

Mayor DeVries opened the public hearing.

The following person spoke in opposition of Ordinance Serial No. 23-057: Lisa Sand.

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

**Assemblymember Nowers moved to adopt Ordinance Serial No. 23-057.**

**Assemblymember Nowers moved a primary amendment to re-insert MSB 3.28.050(B)(1) to read as follows:**

**(1) Publish a notice of the public hearing at least once a week for four consecutive weeks in a newspaper of general circulation within the borough; and**

**The primary amendment passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

**Assemblymember Hale moved a primary amendment by inserting the following language at the end of section 3.28.050(b) and end of section 3.28.062 (b), " For contiguous local improvement district proposals, the percentage calculation will be calculation based upon the total number of ballots returned. Unreturned ballots will not affect the calculation."**

**The primary amendment passed by the following vote:**

**Yes:** 6 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Fonov, and Assemblymember Bernier

**No:** 1 - Assemblymember Tew

**Assemblymember Yundt moved a primary amendment to strike 67 percent and insert "more than 50 percent" in its place.**

**The primary amendment passed by the following vote:**

**Yes:** 4 - Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

**No:** 3 - Assemblymember Hale, Assemblymember Nowers, and Assemblymember McKee

**Assemblymember Yundt called for the question (to stop debate).**

**The motion failed by the following vote:**

**Yes:** 3 - Assemblymember Yundt, Assemblymember Tew, and Assemblymember Bernier

**No:** 4 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, and Assemblymember Fonov

**Assemblymember McKee moved a primary amendment to strike "more than 50 percent" and insert "60 percent" in its place.**

**The primary amendment failed by the following vote:**

**Yes:** 3 - Assemblymember Hale, Assemblymember Nowers, and Assemblymember McKee

**No:** 4 - Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

**Assemblymember Hale moved a primary amendment to strike "more than 50 percent" and insert "55 percent" in its place.**

**The primary amendment failed by the following vote:**

**Yes:** 2 - Assemblymember Hale, and Assemblymember Nowers

**No:** 5 - Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

**Assemblymember Fonov moved a primary amendment to strike "more than 50 percent" and insert "54 percent" in its place.**

**The primary amendment passed by the following vote:**

**Yes:** 4 - Assemblymember Hale, Assemblymember Nowers, Assemblymember Yundt, and Assemblymember Fonov

**No:** 3 - Assemblymember McKee, Assemblymember Tew, and Assemblymember Bernier

**The main motion failed by the following vote:**

**Yes:** 3 - Assemblymember Yundt, Assemblymember Fonov, and Assemblymember Bernier

**No:** 4 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, and Assemblymember Tew

(Clerk's Note: Ordinance SErIal No. 23-057 was reconsidered later in the meeting.)

[OR 23-059](#)

An Ordinance Accepting And Appropriating COVID-19 Disaster Relief Funds Of \$6,535.66 From The Federal Emergency Management Agency.

RS 23-064: A Resolution Approving The Amended Budget For COVID-19 Disaster Relief Funds.

Ms. McKechnie read the legislation into the record.

Cheyenne Heindel, Finance Director, provided a staff report.

Mayor DeVries opened the public hearing.

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

**Assemblymember Yundt moved to adopt Ordinance Serial No. 23-059 and Resolution Serial No. 23-064.**

**The motion passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

OR 23-060

An Ordinance Accepting And Appropriating A Healthy And Equitable Communities Formula Grant In The Amount Of \$1,364,075 From The Alaska State Department Of Health And Social Services.

RS 23-065: A Resolution Approving The Scopes Of Work And Budgets For The Government Peak Recreation Area Parking Lot Project, The Palmer Family Park Project, And The First Responder Preparedness Project; And Authorizing The Manager To Sign The Memorandums Of Agreement.

Ms. McKechnie read the legislation into the record.

Cheyenne Heindel, Finance Director, provided a staff report.

Mayor DeVries opened the public hearing.

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

**Assemblymember Yundt moved to adopt Ordinance Serial No. 23-060 and Resolution Serial No. 23-065.**

**The motion passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

(The meeting recessed at 7:45 p.m. and reconvened at 8:00 p.m.)

**Assemblymember Tew made a motion to reconsider Ordinance Serial No. 23-057.**

**The motion to reconsider passed by the following vote:**

**Yes:** 5 - Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

**No:** 2 - Assemblymember Hale, and Assemblymember Nowers

**The main motion to adopt Ordinance Serial No. 23- 057 passed by the following vote:**

- Yes:** 4 - Assemblymember Yundt, Assemblymember Tew,  
Assemblymember Fonov, and Assemblymember Bernier
- No:** 3 - Assemblymember Hale, Assemblymember Nowers, and  
Assemblymember McKee

**C. AUDIENCE PARTICIPATION (Three Minutes Per Person.)**

The following person spoke to the Alaska Safe Riders Program and requested Borough funding: Mike Buck.

The following person spoke in opposition of Resolution Serial No. 23-071: Todd Hecker.

The following persons spoke to concerns with pornographic books in Borough libraries and concerns with librarians authority: Karen Lewis and Jackie GoForth.

The following persons spoke to concerns with their farm land lease being terminated early and without warning: Stephanie Gaiser, Mary Robinson, David Goodrich, and Adam Jenki.

The following person spoke in support of Resolution Serial No. 23-071 and noted concerns with harassment of librarians: Mary Robinson.

The following persons spoke in opposition of Ordinance Serial No. 23-049: Helen Woodings, Jean Holt, Yevonne Hakes, and Lisa Simon.

The following persons spoke in support of libraries, library programs, and librarians: Drew Drake and Nathaniel Hollinger.

The following person thanked the Assembly for the extension of their farm land lease: Dylan Berger.

The following person spoke in support of the motion to rescind Resolution 23-041: Barb Laucius.

The following person thanked the Assembly for the adoption of Ordinance Serial No. 23-041 to create the South Marina Circle Road Paving Local Improvement District: Scott Sand.

The following person spoke in support of Resolution Serial No. 23-072 and noted his support of the right to life: Pat Martin.

**D. CONSENT AGENDA**

## 1. RESOLUTIONS

## 2. ACTION MEMORANDUMS

[AM 23-056](#) Approval of Utility Relocate Cost of \$210,705.64 to Matanuska Telecom Association, Inc., for the Midway Streets Improvement, South Vicki Way, East Dimond Way, East Dewan Court, South Begich Drive, South Hay Street, And Greenstreet Circle Project.

[AM 23-057](#) Authorizing The Manager To Enter Into A Grant Agreement For Fiscal Year 24 With Valley Community For Recycling Solutions In The Amount Of \$150,000.

[AM 23-058](#) Acceptance Of Late Filed And Retroactive Senior Citizen And Disabled Veteran Exemption Applications.

[AM 23-060](#) Award Of Proposal No. 23-086P To Stantec Architecture, Inc. For The Contract Amount Of \$297,081.90 To The Design Remodel And Upgrades To The Animal Care Facility.

[AM 23-063](#) Award Of Bid No. 23-108B To JTA Construction, LLC. In The Contract Amount Of \$674,000 To Replace The Waterline At Snowshoe Elementary School.

**Assemblymember Yundt moved to approve the consent agenda as read into record by the Clerk.**

**Assemblymember Yundt moved to pull Action Memorandum No's. 23-059 , 23-060, and 23-062 from the consent agenda due to a conflict of interest.**

**The motion passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

[RS 23-071](#)

A Resolution Directing The Manager To Terminate The Notices To Quit By June 30, 2023, Served On October 10, 2022, And Allow Continued Tenancy Under The Current Rental Agreements Until December 31, 2024, For The Tenants Located At 24690 West Holstein Avenue And 18455 South Guernsey Road.

Ms. McKechnie read the legislation into the record.

**Assemblymember Nowers moved to adopt Resolution Serial No. 23-071.**

**Assemblymember Yundt moved to suspend the rules and extend the meeting to 11 p.m.**

**The motion passed by the following:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

**Assemblymember Yundt moved a primary amendment by inserting at the end of the Now, Therefore Be It Resolved clause by inserting "and directing the Manager to move forward with the sale."**

**Assemblymember Nowers called for the question (to stop debate).**

**The motion passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

**The primary amendment failed by the following vote:**

**Yes:** 3 - Assemblymember Hale, Assemblymember Yundt, and Assemblymember Tew

**No:** 4 - Assemblymember Nowers, Assemblymember McKee, Assemblymember Fonov, and Assemblymember Bernier

**The main motion passed by the following vote:**

**Yes:** 4 - Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, and Assemblymember Fonov

**No:** 3 - Assemblymember Hale, Assemblymember Nowers, and Assemblymember Bernier

[RS 23-072](#) A Resolution Urging The Governor Of The State Of Alaska To Prevent The Use Of Taxpayer Funds For Abortion.

**Sponsors:** Bernier

Ms. McKechnie read the legislation into the record.

**Assemblymember Nowers moved to adopt Resolution Serial No. 23-072.**

**Assemblymember Tew called for the question (to stop debate).**

**The motion passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

**The main motion passed by the following vote:**

**Yes:** 5 - Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

**No:** 2 - Assemblymember Hale, and Assemblymember Nowers

[AM 23-059](#) Award of Bid No. 23-091B Brett Memorial Ice Arena Roof Replacement To H5 Construction, LLC. For The Amount Of \$579,333.38.

Ms. McKechnie read the legislation into the record.

CONFLICT OF INTEREST: Assemblymember Yundt declared that he has a conflict of interest on Action Memorandum No's 23-059, 23-060, and 23-062 due to family and business partnership ownership. Requested the Mayor to rule if he had a conflict of interest or not.

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

(Assemblymember Yundt exited the meeting at this time.)

[AM 23-061](#) Award Of Proposal No. 23-100P To HDL Engineering Consultants, LLC; Lounsbury And Associates Inc.; And The Boutet Company, Inc.; To Perform Civil Engineering And Survey Services In The Amount Not To Exceed \$500,000 Per Year Per Firm.

[AM 23-062](#) Award Of Bid No. 23-099B To Big Dipper Construction, Inc. In The Contract Amount Of \$1,866,342 To Construct A Training Pad For Station 6-2.

Ms. McKechnie read Action Memorandum's 23-059, 23-061, and 23-62 into the record.

**Assemblymember Hale moved to adopt Action Memorandum Nos 23-059, 23-061 and 23-062.**

**The motion passed by the following vote:**

**Yes:** 6 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

**Recused:** 1 - Assemblymember Yundt

## **VIII. UNFINISHED BUSINESS**

## **IX. VETO**

## **X. NEW BUSINESS**

### **A. INTRODUCTIONS (For Public Hearing July 18, 2023 Assembly Chambers)**

[OR 23-048](#) An Ordinance Amending MSB Title 17; Zoning, By Adding A Chapter 17.11, Sex Offenders, To Prohibit Registered Sex Offenders From Establishing Permanent Residency Within 1,000 Feet Of Schools, Daycare Facilities, And Public Parks After The Effective Date Of This Ordinance And Amending MSB Chapter 2.29; Office Of Administrative Hearings.

**Sponsors:** Bernier

[OR 23-049](#) An Ordinance Amending MSB 17.55; Setbacks And Screening Easements, To Allow Structures To Be Constructed Within 75 Feet Of A Waterbody, So Long As Certain Engineering Standards To Protect Water Quality Are Applied.

**Sponsors:** Tew and Yundt

[OR 23-062](#) An Ordinance Re-Creating Ridgefield And Drinkhouse Road Paving Local Improvement District No. 638, Re-Approving The Improvement Plan For The District, Re-Authorizing The Manager To Proceed With The Improvement, And Re-Assessing Equally Among The Properties Within The District The Costs Of The Improvement.

[OR 23-063](#) An Ordinance Re-Creating Moose Park Subdivision II Road Paving Local Improvement District No. 645, Re-Approving The Improvement Plan For The District, Re-Authorizing The Manager To Proceed With The Improvement, And Re-Assessing Equally Among The Properties Within The District The Costs Of The Improvement.

[OR 23-064](#) An Ordinance Re-Creating Forest Grove Circle Road Paving Local Improvement District No. 647, Re-Approving The Improvement Plan For The District, Re-Authorizing The Manager To Proceed With The Improvement, And Re-Assessing Equally Among The Properties Within The District The Costs Of The Improvement.

[OR 23-065](#) An Ordinance Amending The Beverly Lake, Lake Management Plan To Allow For Electric Motors And 15 Horsepower Or Less Motors On Non-Motorized Days.

**Sponsors:** Yundt

[OR 23-066](#)

An Ordinance Approving The Less Than Fair Market Value Sale Of Borough-Owned Real Property Identified As Eight Lots Within The Enchanted Forest Subdivision And One Lot In The Houston Heights Subdivision To The City Of Houston For The Purpose Of Public Parks.

Ms. McKechnie read the legislation into the record.

**Assemblymember Yundt moved to introduce the legislation as read into record by the Clerk and set the public hearings for July 18, 2023.**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

## **B. MAYORAL NOMINATIONS AND APPOINTMENTS**

### **1. VACANCY REPORT**

There was no vacancy report.

## **C. OTHER NEW BUSINESS**

There was no other new business.

### **1. Motion to Rescind - Assemblymember McKee**

[RS 23-041](#)

A Resolution Authorizing The Borough Manager To Solicit Bids For The Long Lake Road Salvage Timber Harvest.

Ms. McKechnie read the legislation into the record.

**Assemblymember McKee moved to rescind Resolution Serial No. 23-041.**

**Assemblymember Bernier moved to postpone the motion to rescind to August 1, 2023.**

**Assemblymember Tew called for the question ( to stop debate).**

**The motion to stop debate passed by the following vote:**

**Yes:** 7 - Assemblymember Hale, Assemblymember Nowers, Assemblymember McKee, Assemblymember Yundt, Assemblymember Tew, Assemblymember Fonov, and Assemblymember Bernier

**The motion to postpone passed by the following vote:**

**Yes:** 4 - Assemblymember Yundt, Assemblymember Tew,  
Assemblymember Fonov, and Assemblymember Bernier

**No:** 3 - Assemblymember Hale, Assemblymember Nowers, and  
Assemblymember McKee

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

There were no referrals.

**XI. RECONSIDERATION**

**XII. MAYOR, ASSEMBLY, AND STAFF COMMENTS**

Assemblymember McKee spoke to her reasoning for her motion to rescind  
Resolution Serial No. 23-041.

Assemblymember Hale spoke to the importance of Ordinance Serial No.  
23-049 and encouraged the Assembly to do their research.

Assemblymember Nowers noted her frustration with postponements of  
legislation. Spoke to the Mat-Su town site dumpsters and landfill fees being  
waived. Thanked Ms. McKechnie for her service.

Assemblymember Yundt gave condolences to family of a young man who  
drown on Finger Lake and encouraged everyone to wear life jackets. Spoke  
in support of Ordinance Serial No. 23-049.

Ms. McKechnie thanked the assembly for attending her evaluation and for  
their input.

Assemblymember Bernier thanked the public for coming and said a prayer.

**XIII. EXECUTIVE SESSION**

There was no executive session.

**XIV. ADJOURNMENT**

The meeting adjourned at 10:30 p.m.