

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
Ted Leonard, District 4
Dan Mayfield, District 5
Jesse Sumner, District 6
Tam Boeve, District 7

MEETING MINUTES

ASSEMBLY CHAMBERS

350 EAST DAHLIA AVENUE, PALMER

ASSEMBLY REGULAR MEETING

6:00 PM

TUESDAY, OCTOBER 1, 2019

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on Tuesday, October 1, 2019, at the Borough Assembly Chambers, 350 E. Dahlia Avenue, Palmer, Alaska. The meeting was called to order at 6 p.m. by Mayor Vern Halter.

II. ROLL CALL

Present: 6 - Assemblymember Jim Sykes, Assemblymember George McKee (arrived at 6:06 p.m.), Assemblymember Ted Leonard, Assemblymember Dan Mayfield, Assemblymember Jesse Sumner, and Assemblymember Tam Boeve

Excused: 1 - Assemblymember Matthew Beck

III. APPROVAL OF AGENDA

Mayor Halter queried if there were any changes to the agenda.

Mr. Moosey requested to pull AM No. 19-110 from the agenda. Stated that it will be brought back before the Assembly on October 15, 2019.

Mayor Halter queried if there was any objection.

There was no objection noted.

Mayor Halter queried if there were any other changes to the agenda.

The agenda was approved as amended without objection.

IV. PLEDGE OF ALLEGIANCE

The pledge of allegiance was led by Ms. Patricia Fisher, a member of the audience.

V. MINUTES OF PRECEDING MEETINGS

- 19-139** A. Regular Meeting Minutes: 09/03/19
 B. Joint Assembly/School Board Meeting Minutes: 09/10/19
 The minutes were approved as presented.

VI. REPORTS/CORRESPONDENCE

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

1. Reports From Cities

Mayor Bert Cottle, city of Wasilla, reported on the activities of the city.

2. Matanuska-Susitna Borough School District

There was no report provided.

B. COMMITTEE REPORTS

1. Joint Assembly/School Board Committee On School Issues

There was no report provided.

2. Assembly Public Relations

There was no report provided.

C. MANAGER COMMENTS

1. State/Federal Legislation

2. Strategic Planning Issues

3. Governor Dunleavy's Office Update

Mr. Todd Smolden, Director of Governor Dunleavy's Mat-Su Office, reported on the activities of the State Legislature.

4. Purple Heart Trail Support

Mr. Moosey queried if the Assembly would like him to craft a letter in support of the Purple Heart Trail.

Mayor Halter queried if there was any objection.

There was no objection noted.

19-141 Purple Heart Trail

D. ATTORNEY COMMENTS

Mr. Spiropoulos reported on the activities of the Law Department. Advised that a new lawsuit has been filed against the Borough by Mr. Charles Nash alleging damage to two bridges that he owns.

E. CLERK COMMENTS

Ms. McKechnie spoke to the upcoming meeting schedule.

F. CITIZEN AND OTHER CORRESPONDENCE

- 19-142**
1. Agriculture Advisory Board: 05/15/19, Resolution No. 19-05
 2. Board of Adjustment and Appeals: 03/14/19, Final Decision 19-03
 3. Central Mat-Su FSA Board of Supervisors: 05/13/19
 4. Ethics Board: 06/12/19
 5. Planning Commission: 08/05/19, Resolution No. 19-19
 6. Platting Board: 08/01/19
 7. West Lakes FSA Board of Supervisors: 07/08/19
 8. North Lakes Community Council: 01/31/19, 02/28/19, 03/28/19, 04/25/19, 05/30/19, 06/27/19
 9. Susitna Community Council: 08/01/19
 10. Talkeetna Community Council: 08/05/19
 11. Willow Area Community Organization: 06/05/19, 08/07/19

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

G. INFORMATIONAL MEMORANDUMS

IM 19-158 Reporting Of Conclusion Of Contract For Bid No. 19-011B With Merrell Bros Inc. For Talkeetna Waste Water Treatment Plant Sludge Removal.

IM 19-159 Notification Of Certification Of 2019 Regular Real Property, Personal Property, Oil And Gas Properties, and Exempted Properties; And Board Of Equalization Actions.
The informational memorandums were presented and no comments were noted.

VII. SPECIAL ORDERS

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

There were no persons to be heard.

B. PUBLIC HEARINGS (Three Minutes Per Person.)

OR 19-110 An Ordinance Amending MSB 3.15.075(C), Tax Adjustment, To Amend The Deadline For Filing An Application For Tax Adjustments On Property Affected By The Fire.

Sponsors: Boeve

Ms. McKechnie read the legislation into the record

Mayor Halter opened the public hearing.

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

Assemblymember Boeve moved to adopt Ordinance Serial No. 19-110.

Assemblymember Boeve moved a primary amendment to Ordinance Serial No. 19-110, by striking the effective date in its entirety and inserting the following in its place: "Section 3. Effective Date. This ordinance shall retroactively take effect on August 15, 2019." The motion passed by the following vote:

Yes: 6 - Assemblymember Sykes, Assemblymember McKee, Assemblymember Leonard, Assemblymember Mayfield, Assemblymember Sumner, and Assemblymember Boeve

The main motion passed as amended by the following vote:

Yes: 6 - Assemblymember Sykes, Assemblymember McKee, Assemblymember Leonard, Assemblymember Mayfield, Assemblymember Sumner, and Assemblymember Boeve

OR 19-111 An Ordinance Amending MSB 4.48.030, Local Road Service Area Advisory Board - Organization; Meetings, To Amend Quorum Requirements.

Sponsors: Beck

Ms. McKechnie read the legislation into the record.

Mayor Halter opened the public hearing.

The following person spoke in opposition to Ordinance Serial No. 19-111: Mr. Eugene Carl Haberman.

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

Assemblymember Leonard moved to adopt Ordinance Serial No. 19-111. The motion passed by the following vote:

Yes: 5 - Assemblymember Sykes, Assemblymember McKee, Assemblymember Leonard, Assemblymember Mayfield, and Assemblymember Boeve

No: 1 - Assemblymember Sumner

OR 19-113 An Ordinance Approving An Appropriation Of \$28,751 From The Greater Palmer Consolidated Fire Service Area Fund Balance, Fund 259, To Project No. 45215, Fund 405, To Allow The Greater Palmer Consolidated Fire Service Area To Purchase A Lion Attack Digital Fire Training System.

RS 19-080: A Resolution Approving The Scope Of Work And Budget For Project No. 45215, Fund 405, To Allow The Greater Palmer Consolidated Fire Service Area To Purchase A Lion Attack Digital Fire Training System.

Ms. McKechnie read the legislation into the record.

Mayor Halter opened the public hearing.

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

Assemblymember Leonard moved to adopt Ordinance Serial No. 19-113 and Resolution Serial No. 19-080. The motion passed by the following vote:

Yes: 5 - Assemblymember Sykes, Assemblymember Leonard, Assemblymember Mayfield, Assemblymember Sumner, and Assemblymember Boeve

No: 1 - Assemblymember McKee

OR 19-115 An Ordinance Accepting And Appropriating \$289,311 From The Alaska State Department Of Health And Social Services, To Fund 475, Project No. 20397 For The Human Services Community Matching Grant.
RS 19-081: A Resolution Approving The Scope Of Work And Budget For Participation In The Human Services Community Matching Grant Program.
RS 19-082: A Resolution Allocating Human Services Community Matching Grant Funds To Non-Profit Human Service Agencies Within The Community And Authorizing The Manager To Enter Into Grant Agreement With The Sub-Grantee Agencies.

Ms. McKechnie read the legislation into the record.

Mayor Halter opened the public hearing.

The following person spoke in support of the legislation: Ms. Elizabeth Ripley, Chief Executive Officer of the Mat-Su Health Foundation.

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

Assemblymember Leonard moved to adopt Ordinance Serial No. 19-115 and Resolution Serial Nos. 19-081 and 19-082.

Assemblymember Leonard moved a primary amendment to Ordinance Serial No. 19-115 and Resolution Serial Nos. 19-081 and 19-082, as follows:

- Throughout the legislation strike \$289,311 and insert \$294,374 in its place;
- Throughout the legislation strike \$123,991 and insert \$126,160 in its place;
- Resolution 19-081, in the budget, strike \$403,302 and insert \$420,534 in its place;
- Resolution 19-082, Sub Grantees totals:
 - by striking \$47,500 and inserting \$48,300 in its place;
 - by striking \$33,302 and inserting \$34,134 in its place.

The motion passed by the following vote:

Yes: 6 - Assemblymember Sykes, Assemblymember McKee, Assemblymember Leonard, Assemblymember Mayfield, Assemblymember Sumner, and Assemblymember Boeve

The main motion passed as amended by the following vote:

Yes: 6 - Assemblymember Sykes, Assemblymember McKee, Assemblymember Leonard, Assemblymember Mayfield, Assemblymember Sumner, and Assemblymember Boeve

C. AUDIENCE PARTICIPATION (Three Minutes Per Person.)

The following person spoke to concerns with the placement of audience participation on the October 3, 2019, joint meeting agenda: Mr. Eugene Carl Haberman.

D. CONSENT AGENDA

1. RESOLUTIONS

RS 19-085 A Resolution Amending The Scope Of Work For Project No. 45254, Fund 405, To Include All Aspects Of Building And Property Repairs And Upgrades; And The Purchase Of New And Upgraded Station And Building Equipment For All West Lakes Fire Stations.

2. ACTION MEMORANDUMS

AM 19-108 Approval Of Contract Extension To Contract No. 19-079B With Tutka, LLC. To Extend The Final Completion Time To June 30, 2020, For Caswell Lakes Road At Caswell Creek Fish Passage.

AM 19-109 Recommendation To Reallocate A Portion Of The Wages And Benefits Of The Fire Deputy Director Position Charged To The West Lakes Fire Service Area Operating Budget, Fund 249, To Emergency Services Rescue Fiscal Year 2020 Operating Budget, Fund 100, And The Central Mat-Su Fire Service Area Operating Budget, Fund 250.

AM 19-110 Award Of Proposal No. 19-118P To Burns & McDonnell Engineering Company, Inc., In The Contract Amount Of \$225,200 For The Landfill Development Plan.
[Clerk's Note: AM 19-110 was removed from the agenda at approval of the agenda.]

AM 19-111 Approval Of A Contract Amendment For Orion Construction Inc., Contract No. 19-113B, To Add \$32,938.19 And Up To \$150,000 In Additional Change Order Authority To Complete The Talkeetna Wastewater Treatment Plant Upgrades - Phase 1 Project, Project No. 25053, Fund 415.

Ms. McKechnie read the legislation into the record.

Assemblymember Leonard moved to approve the consent agenda as read into the record by the Clerk. The motion passed by the following vote:

Yes: 6 - Assemblymember Sykes, Assemblymember McKee, Assemblymember Leonard, Assemblymember Mayfield, Assemblymember Sumner, and Assemblymember Boeve

AM 19-106 Request To Vacate Portions Of The 50-Foot Wide Section Line Easement In Hatcher Pass Village On The North Side And East Side Of Section 33, Located In The Northeast 1/4 Section 33, Township 19 North, Range 1 East, Seward Meridian, Alaska; Lying North Of East Edgerton-Parks Road And East And West Of North Mountain Trails Drive.

Ms. McKechnie read the legislation into the record.

Assemblymember Sumner moved to adopt AM 19-106. The motion passed by the following vote:

Yes: 6 - Assemblymember Sykes, Assemblymember McKee, Assemblymember Leonard, Assemblymember Mayfield, Assemblymember Sumner, and Assemblymember Boeve

VIII. UNFINISHED BUSINESS

There was no unfinished business.

IX. VETO

There were no vetoes presented.

X. NEW BUSINESS

A. INTRODUCTIONS (For Public Hearing 10/15/19, Assembly Chambers)

OR 19-088 An Ordinance Amending MSB 2.71.090 And MSB 3.08.230, To Prohibit Elected Officials From Employment, Holding Contracts, Or Having Any Interest In Contracts With The Borough While In Office And For Three Years After Leaving Office Unless The Assembly Waives The Restriction In Advance.

Sponsors: Sumner

OR 19-097 An Ordinance Adopting The 2019 Update To The Asset Management Plan: Natural Resource Management Units; And Amending MSB 15.24.030, Comprehensive Plan And Purposes.

OR 19-117 An Ordinance Repealing MSB 15.39.050, Term; And Adopting MSB 15.39.055, Term, For The Board Of Adjustment And Appeals.

OR 19-118 An Ordinance Accepting And Appropriating \$143,500 From The Alaska State Department Of Military And Veteran's Affairs, Emergency Management Performance Grant Program, And Requesting A Reappropriation Of \$143,500 From The Emergency Management Fiscal Year 2020 Operating Budget, To Fund 425, Project No. 45285, For Emergency Management Wages And Benefits.

RS 19-084: A Resolution Approving The Scope Of Work And Budget For The Alaska State Department Of Military And Veteran's Affairs, Emergency Management Performance Grant, Fund 425, Project No. 45285, For Emergency Management Wages And Benefits.

OR 19-119 An Ordinance To Approve A Supplemental Appropriation Of \$50,000 From The Unrestricted Net Assets In The Solid Waste Enterprise Fund, Fund 510, To Solid Waste Budget Line 510.150.416 426.900 For An Update To The Landfill Development Sequencing Plan, Landfill Gas Plan, And Leachate Management Plans.

RS 19-086: A Resolution Establishing The Scope Of Work And Budget For A Supplemental Appropriation Of \$50,000 From The Unrestricted Net Assets In The Solid Waste Enterprise Fund, Fund 510, To Solid Waste Budget Line 510.150.416 426.900 For An Update To The Landfill

OR 19-120 An Ordinance Approving The Acceptance And Appropriation Of Fiscal Year 2020 Community Assistance Program Funds In The Amount Of \$284,202 To Fund 475, Project No. 47033.

RS 19-087: A Resolution Approving The Scope Of Work And Budget For The Fiscal Year 2020 Community Assistance Program, Project No. 47033.

OR 19-122 An Ordinance Amending MSB 2.29.040, Appointment, To Make The Term Renewal For The Office Of Administrative Hearings Consistent With Other Borough Boards And Commissions.

Ms. McKechnie read the legislation into the record.

Assemblymember Leonard moved to introduce the legislation as read into the record by the Clerk and to set the public hearings for October 15, 2019. The motion passed by the following vote:

Yes: 6 - Assemblymember Sykes, Assemblymember McKee, Assemblymember Leonard, Assemblymember Mayfield, Assemblymember Sumner, and Assemblymember Boeve

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

19-140

Vacancy Report

MSB Fish & Wildlife Commission

Jim Sykes, resignation

Tam Boeve

Central Mat-Su FSA No. 130

James Steele

Assemblymember Leonard moved to confirm the appointments and resignations requested by the Mayor. The motion passed by the following vote:

Yes: 6 - Assemblymember Sykes, Assemblymember McKee, Assemblymember Leonard, Assemblymember Mayfield, Assemblymember Sumner, and Assemblymember Boeve

C. OTHER NEW BUSINESS

There was no other new business.

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

There were no referrals.

XI. RECONSIDERATION

There were no reconsiderations.

XII. MAYOR, ASSEMBLY, AND STAFF COMMENTS

Assemblymember Leonard spoke to the passing of Mr. Dallas Massie, Sr. Expressed his condolences for the Massie Family.

Assemblymember McKee expressed surprise that there were no change orders on the agenda this evening.

Assemblymember Sykes thanked the body for good and efficient meeting.

XIII. EXECUTIVE SESSION

There was no executive session conducted.

XIV. ADJOURNMENT

The meeting adjourned at 6:59 p.m.



Mayoral Signature and Clerk Attestment
For
October 1, 2019, Regular Meeting Minutes
(10 pages)


VERN HALTER, Borough Mayor

ATTEST:


LONNIE R. McKECHNIE, CMC, Borough Clerk

Minutes Approved: 10/15/19