

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 16, 2018

I. CALL TO ORDER

The regular meeting of the Matanuska-Susitna Borough Assembly was held on Tuesday, October 16, 2018, 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.

Present: 6 - Assemblymember Jim Sykes, Assemblymember Matthew Beck, Assemblymember George McKee, Assemblymember Ted Leonard, Assemblymember Dan Mayfield, and Mayor Vern Halter

II. ROLL CALL

Present: 4 - Assemblymember Matthew Beck, Assemblymember George McKee, Assemblymember Ted Leonard, and Assemblymember Dan Mayfield

Telephonic: 1 - Assemblymember Jim Sykes

III. APPROVAL OF AGENDA

Mayor Halter inquired if there were any changes to the consent agenda.

Assemblymember McKee requested that Action Memorandum No. 18-096 be pulled from the consent agenda.

Mayor Halter queried if there was any objection.

There was no objection noted.

The agenda was approved as amended by the following vote:

**Yes: 6 - Assemblymember Sykes, Assemblymember Beck,
Assemblymember McKee, Assemblymember Mayfield, and
Assemblymember Kowalke**

IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by incoming Assemblymembers Boeve and Sumner.

V. MINUTES OF PRECEDING MEETINGS

There were no meeting minutes presented for approval.

VI. REPORTS/CORRESPONDENCE

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

1. Reports From Cities

Mayor Bert Cottle, city of Wasilla, congratulated incoming Assemblymembers Boeve and and thanked outgoing Assemblymembers Doty and Kowalke, He reported on the activities of the City.

2. Matanuska-Susitna Borough School District

Ms. Monica Goyette, School Board Superintendent, reported on the activities of the School District.

B. SPECIAL ORDERS OF THE DAY

[18-113](#)

Mayoral Proclamation In Recognition Of Community Planning Month
Mayor Halter presented a proclamation recognizing Community Planning Month to Planning Director Eileen Probasco.

Mayor Halter presented Assemblymember Kowalke with the Borough Seal for his service on the Borough Assembly.

C. 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.

D. MANAGER COMMENTS

1. State/Federal Legislation

Mr. Moosey spoke to the state and federal priorities that would be presented to the Assembly. He was directed to schedule a joint meeting with the Legislature.

2. Strategic Planning Issues

3. Emergency Preparedness Poster Contest Winners

The winners of the Emergency Preparedness Fair Poster Contest were presented with awards.

The Planning Department staff provided a report on the status of the library funding.

E. ATTORNEY COMMENTS

Mr. Spiropoulos reported on a response filed regarding the Port MacKenzie case.

F. CLERK COMMENTS

Ms. McKechnie spoke to the upcoming meeting schedule and reported on the status of the Granicus system due to the cyber-attack.

G. CITIZEN AND OTHER CORRESPONDENCE

[18-116](#)

1. Aviation Advisory Board: 06/27/18, 07/19/18, Resolution No. 18-02
 2. Fairview RSA Board Of Supervisors: 05/16/18, Resolution No. 18-02
 3. Greater Talkeetna RSA Board Of Supervisors: 06/14/18
 4. Local Road Service Area Advisory Board: 08/16/18, Resolution No. 18-03
 5. MSB Fish & Wildlife Commission: 05/17/18
 6. Parks, Recreation, And Trails Advisory Board: 04/23/18, 05/21/18, 06/25/18, 07/23/18, Resolution Nos. 18-03, 18-04
 7. Planning Commission: 07/16/18
 8. Platting Board: 07/19/18
 9. South Colony RSA Board Of Supervisors: 08/08/18
 10. Transportation Advisory Board: 05/24/18, Resolution Nos. 18-03, 18-04
 11. Joint Central & West Lakes FSA Board Of Supervisors: 08/13/18
 12. Meadow Lakes Community Council: 05/09/18, 06/13/18, 07/11/18, 08/08/18
 13. Susitna Community Council: 08/02/18
 14. Talkeetna Community Council: 08/06/18
 15. Willow Area Community Organization: 09/05/18, 09/25/18
- The citizen and other correspondence were presented and no comments were noted.

H. INFORMATIONAL MEMORANDUMS

[IM 18-143](#)

Notification Of Certification Of 2018 Regular Real Property, Personal Property, Oil And Gas Properties, Exempted Properties, And Board Of Equalization Actions.

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.)

(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.)

There were no persons to be heard.

B. PUBLIC HEARINGS (Three Minutes Per Person.)

[OR 18-093](#) An Ordinance Amending MSB 28.60 To Change The Applicability For Traffic Safety Plan And Timber Transport Permit; And Amending MSB 28.100, Definitions.

Sponsors: Kowalke

Ms. McKechnie read the legislation into record.

Mayor Halter opened the public hearing.

The following persons spoke in opposition of Ordinance Serial No. 18-093: Mr. Dan Elliot, Ms. Donna Massey, Ms. Ruth Wood, and Mr. John Strausenberg

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

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

Assemblymember Kowalk moved to adopt Ordinance Serial No. 18-093.

Assemblymember Beck moved to postpone Ordinance Serial No. 18-093 to a time certain of October 30, 2018.

Assemblymember Sykes moved a primary amendment to strike October 30, 2018, and to insert December 18, 2018 in its place. The motion failed with Mayor Halter breaking the tie.

Yes: 3 - Assemblymember Sykes, Assemblymember Beck, and Assemblymember McKee

No: 2 - Assemblymember Leonard, and Assemblymember Mayfield
The main motion to postpone failed with Mayor Halter breaking the tie.

Yes: 3 - Assemblymember Sykes, Assemblymember Beck, and Assemblymember McKee

No: 2 - Assemblymember Leonard, and Assemblymember Mayfield

Assemblymember Mayfield moved a primary amendment to Section 3 by striking "12" and inserting "6" in its place.

Mayor Halter instructed the Planning Commission to work with the Transportation Advisory Board and Mr. Ray Nix, Natural Resources Manager on the ordinance.

Assemblymember Beck moved to refer Ordinance Serial No. 18-093 to the Planning Commission for 90 days. The motion passed with Mayor Halter breaking the tie.

Yes: 3 - Assemblymember Sykes, Assemblymember Beck, and Assemblymember Mayfield

No: 2 - Assemblymember McKee, and Assemblymember Leonard

C. AUDIENCE PARTICIPATION (Three Minutes Per Person.)

The following person spoke to the public process and the timber agreements: Mr. Eugene Carl Haberman

The following person spoke to the current timber agreement: Mr. Greg Bell

D. CONSENT AGENDA

1. RESOLUTIONS

[RS 18-066](#) A Resolution Establishing Dates Certain For Payment, Delinquency, Protest, And Appeal Of The 2019 Regular Assessment And Tax Rolls, Business Inventory Filing And For The Commencement Of Hearings Before The Board Of Equalization.

2. ACTION MEMORANDUMS

[AM 18-091](#) Authorization To Purchase From Zoll Medical Corporation In The Amount Of \$158,746.05 Five Zoll X-Series Manual Monitor/Defibrillators And Related Accessories.

[AM 18-092](#) Authorization To Purchase From NC Machinery In The Amount Of \$204,638 A Front End Loader For The Central Landfill.

[AM 18-093](#) Award Of Bid No. 19-027B To Northern Asphalt Construction In The Contract Amount Of \$367,584 For West Grand Bay Drive And South Canter Place Upgrades.

[AM 18-094](#) Award Of Proposal No. 18-089P To Keybank National Association In The Contract Amount Not To Exceed \$500,000 For Basic Banking Services.

[AM 18-095](#) Authorization To Purchase From Government Computer Sales Under The National Association Of State Procurement Officials Agreement In The Amount Of \$101,818 For Fiscal Year 2019 Areawide Computer Replacements.

Ms. McKechnie read the Consent Agenda into the record.

Assemblymember Beck moved to approve the Consent Agenda as read into the record by the Clerk. The motion passed without objection by the following vote:

[AM 18-096](#) Approval Of A Contract Amendment To Contract No. 18-099P With Moffatt & Nichol To Add \$140,000 For Construction Management Of The Port Mackenzie Cell Dock Repairs, Phase II Project, Project No. 70012, Fund 450.

Assemblymember McKee moved to approve Action Memorandum No. 18-096 as read into the record by the Clerk. The motion passed without objection by the following vote:

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

VIII. UNFINISHED BUSINESS

There was no unfinished business.

IX. VETO

There were no vetos.

X. NEW BUSINESS

A. INTRODUCTIONS (For Public Hearing October 30, 2018, Assembly Chambers)

[OR 18-079](#) An Ordinance Accepting And Appropriating \$20,100 From The Alaska State Division Of Homeland Security And Emergency Management For The Borough Local Emergency Planning Committee, Fund 480, Project No. 20259, For Fiscal Year 2019 Operations.

RS 18-052: A Resolution Approving The Scope Of Work And Budget For The Alaska State Division Of Homeland Security And Emergency Management Grant, Project No. 20259, Fund 480, For The Borough Local Emergency Planning Committee.

Ms. McKechnie read the legislation into the record.

moved and set public hearing to October 30, 2018.

[OR 18-094](#) An Ordinance Reappropriating \$500,000 From The Major Repair And Renovation Reserve Fund 100, And \$500,000 From The Capital Expenditures Reserve Fund 100, To The Emergency Response Reserve Fund 100, For The Borough's Portion Of Costs Associated With The 2018 Cyber Incident.

- [OR 18-095](#) An Ordinance Reappropriating \$49,000 From The Completed Tourism Infrastructure Recreation Facility Highway Signage Project, Fund 480, Project No. 15035; To The Willow And Talkeetna Outdoor Ice Rinks Open Air Roof System Design Build Project, Project No. 15044, Fund 440.
RS 18-067: A Resolution Amending The Budget For Project No. 15035; And Approving The Scope Of Work And Budget For Project No. 15044 To Allow For Completion Of Scope For The Talkeetna And Willow Outdoor Ice Rinks Project.
- [OR 18-096](#) An Ordinance Assembly Appropriating \$53,000 From The 2006 Series A General Obligation Bond Interest Account 400 Project No. 65002.5307, To Knik And Goose Bay Elementary Schools Access Fencing Account 400, Project No. 40161.
RS 18-068: A Resolution Approving The Scope Of Work And Budget To Utilize The 2006 Series A General Obligation Bond Interest Monies For Funding The Knik And Goose Bay Elementary Schools Access Fencing, Project No. 40161.
- [OR 18-097](#) An Ordinance Adopting The Matanuska-Susitna Borough Public Libraries Strategic Plan (2018-2022).
- [OR 18-100](#) 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 2019 Operating Budget, To Fund 425, Project No. 45285, For Emergency Management Wages And Benefits.
RS 18-069: 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.
- [OR 18-101](#) An Ordinance Approving The Request By Agricultural Rights Heirs To Subdivide The Agricultural Rights Only Land Estate And Combine The Estate Property With The Heirs Property For Purpose Of Separating The Title Interest Of The Heirs (MSB007376).

[OR 18-102](#)

An Ordinance Accepting And Appropriating \$50,882.25 From The Alaska State Division Of Homeland Security And Emergency Management To Fund 425, Project No. 45158, For Mass Casualty Supplies And Equipment For Field Communications Vehicle 1.

RS 18-070: A Resolution Approving The Scope Of Work And Budget For The Alaska State Division Of Homeland Security And Emergency Management Grant, Project No. 45158, Fund 425, For Mass Casualty Supplies And Equipment For Field Communications Vehicle 1.

Ms. McKechnie read the above legislation into the record.

Assemblymember Beck moved to introduce the legislation as read into the record by the Clerk and set the public hearings for October 30, 2018. The motion passed without objection by the following vote:

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

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

[18-117](#)

Vacancy Report

Assemblymember Mayfield requested to be recused from the vote as he was an appointee for the MSB Fish and Wildlife Commission. Mayor Halter recused Assemblymember Mayfield.

Assemblymember Beck moved to confirm the appointments as presented by the Mayor. The motion passed without objection by the following vote:

Yes: 4 - Assemblymember Sykes, Assemblymember Beck, Assemblymember McKee, and Assemblymember Leonard

Recused: 1 - Assemblymember Mayfield

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

Mr. Spiropoulos congratulated the newly elected Assembly Members. He thanked Assemblymember Kowalke for his efforts on the Assembly.

Mr. Moosey expressed his appreciation for Assemblymember Kowalke's experience, hard work and effort during his term on the Assembly.

Assemblymember McKee thanked Assemblymember Kowalke for his hard work on the Assembly. He spoke to a memorandum regarding the current contracts at Port MacKenzie. He opined the need for a short-term and long-term plan for the Port.

Assemblymember Mayfield congratulated newly elected Assembly Members and Mayor Halter. He thanked Mayor Halter for his appointment to the MSB Fish and Wildlife Commission. He thanked Assemblymember Kowalke for his hard work on the Assembly and stated he would be missed.

Assemblymember Leonard expressed appreciation for working closely with Assemblymembers Doty and Kowalke. He urged the Manager and Assembly to keep Assemblymember Kowalke involved with economic development matters of the Borough. He also urged to keep Assemblymember Doty involved with transportation issues of the Borough.

Assemblymember Sykes expressed appreciation for Assemblymember Doty and her efforts regarding health education and Assemblymember Kowalke for his efforts regarding economic development of the Borough. He expressed appreciation for the the MSB Fish and Wildlife Commission meetings and congratulated Assemblymember Mayfield for his appointment to the Commission. He congratulated newly elected Assemblymembers Boeve and Sumner, and Mayor Halter on his re-election.

Assemblymember Beck welcomed incoming Assemblymembers Boeve and Sumner. He thanked Mrs. Kowalke for her support of Assemblymember Kowalke during his term on the Assembly and expressed appreciation for the efforts of Assemblymember Kowalke and encouraged his continued efforts towards economic development for the Borough.

Assemblymember Kowalke congratulated incoming Assemblymembers Boeve and Sumner and congratulated Assemblymember McKee and Mayor Halter on their re-election. He thanked all for the privilege to serve on the Assembly. He spoke to the matters that he was involved in such as Talkeetna Water and Sewer Service Area taxation and gravel pit issues. He stated he tried to do his best for the success of the Borough.

Mayor Halter commended Assemblymembers Doty and Kowalke for their efforts during their terms on the Assembly. He expressed appreciation for everyone's involvement on the LNG project. He expressed appreciation to Mrs. Kowalke for her support of Assemblymember Kowalke during his term and her attendance at the Assembly meetings. He spoke to the formation of the committee regarding Police Powers. He was thankful for the privilege to be Mayor and voiced confidence in the Borough staff.

XIII. EXECUTIVE SESSION (For Matters Which The Immediate Public Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The Borough; And Matters Involving Consideration Of Government Records That By Law Are Not Subject To Public Disclosure; And Discussion Of Matters Covered By Attorney/Client Privilege)

A. Talkeetna Sewer And Water Enforcement Issues.

Assemblymember Beck moved to enter executive session for matters which the immediate public knowledge of which would clearly have an adverse effect upon the finances of the Borough; and matters involving consideration of government records that by law are not subject to public disclosure; and discussion of matters covered by attorney/client privilege, in particular to discuss the Talkeetna Sewer and Water Enforcement Issues. Those present during the executive session were the Mayor, members of the Assembly, the Manager, the Attorney, the Clerk, incoming Assemblymembers Boeve and Sumner, and the Public Works Director. The motion passed without objection by the following vote:

The Assembly entered executive session at 7:30 p.m.

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

Talkeetna Sewer And Water Enforcement Issues.

Assemblymember Beck moved to exit executive session. The motion passed without objection by the following vote:

The Assembly exited executive session at 8:04 p.m.

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

XIV. ADJOURNMENT

The meeting adjourned at 8:24 p.m.