

NONCODE ORDINANCE

Sponsored By: Borough Manager
Introduced: 02/15/22
Public Hearing: 03/01/22
Amended: 03/01/22
Adopted: 03/01/22

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 22-020**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY ESTABLISHING A TASK FORCE TO REVIEW AND MAKE RECOMMENDATIONS TO THE ASSEMBLY REGARDING ROAD SERVICE AREA SERVICES IN BIG LAKE ROAD SERVICE AREA 21 AND POTENTIALLY OTHER AREAS.

WHEREAS, in a report dated September 29, 2021, Borough Administration performed a Road Maintenance Services and Cost Analysis ("Analysis") for delivering services within road service areas ("RSAs") in the Borough; and

WHEREAS, one issue that was considered in the Analysis was whether there was a more cost effective method to deliver services; and

WHEREAS, the Analysis attempted to compare the Matanuska-Susitna Borough model of fixed-price contracts with Fairbanks and Kenai Boroughs' methods; and

WHEREAS, it is hard to make comparisons because of differences in services, expectations, and opportunities; and

WHEREAS, the Analysis concluded with a suggestion that if the Assembly wanted to explore a time and materials contract structure, that a resolution be brought forth to establish a pilot program to gather data that would be more easily comparable; and

WHEREAS, Resolution Serial No. 21-135 was proposed to implement a time and materials structure in Big Lake RSA No. 21 from July 1, 2022 through June 30, 2023; and

WHEREAS, the Matanuska-Susitna Borough Assembly received verbal and written comments and considered Resolution Serial No. 21-135 at the February 1, 2022 regular Assembly meeting; and

WHEREAS, during Assembly discussions, a proposal to form a task force was brought forward to have a focused group of people consider the issues; and

WHEREAS, during Assembly discussions, the issue of addressing substandard roads was also considered; and

WHEREAS, the Assembly deems it prudent to establish a Task Force.

BE IT ENACTED:

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

Section 2. Creation of Task Force. A board, to be called the Road Service Area Task Force, is hereby established.

Section 3. Membership of Task Force. The Task Force shall consist of five members and two alternate members. The alternate members may attend all meetings, and be provided all materials, but may not vote unless all members are not present. In the event that one member is not present, alternate 1 may vote. In the event 2 or more members are not present, both alternates may vote. The provisions of MSB 4.05.071 (Compensation and reimbursement) and

MSB 4.05.110(A) (Officers) do not apply to the Task Force. The Mayor shall appoint the chairperson, vice-chairperson, members, and alternate members, subject to Assembly confirmation.

Section 4. Limitations, Powers and Duties of the Task Force.

1) The Task Force shall have advisory functions only, and shall not otherwise act, individually or collectively, as a borough agent.

2) All Task Force members and alternates who communicate with other Task Force members, alternates, Borough staff, or members of the public related to the issues of the Task Force shall provide a complete copy of the communication to the other members and staff of the Task Force at the next meeting of the Task Force. If such communication is not in writing, the Task Force member or alternate shall prepare an accurate description of the conversation noting the date, time, location, and people present and deliver the description to the other members, alternates, and staff of the Task Force.

3) The Task Force shall consider the following issues:

A) the adoption and implementation of an alternate contract structure in Big Lake Road Service Area No. 21 to include, but not limited to, a time and material structure;

B) the scalability or applicability of such a method to other road service areas;

C) areawide brush cutting; and

D) processes to address substandard roads Boroughwide.

4) The Task Force may consider the following additional issues:

A) how to address the issue of currently maintained roads in RSA 21 which become impassible or have major deficiencies preventing safe public access, to include whether modifications of the existing maintenance specifications are warranted or options for advancing capital improvements;

B) other issues which may be pertinent to consideration of the items contained in Section 4(3) above.

Section 5. Staff to the Task Force. The Borough Manager shall assign up to 5 staff members, and not himself, to attend and assist the Task Force in their duties. The Borough Clerk shall obtain the schedule of meetings and ensure advertising the meeting of the Task Force. The Borough Attorney shall provide staff to provide legal interpretations and discussions as needed. Staff are not voting members of the Task Force.

Section 6. Report. The Task Force shall deliver a written and oral report to the Borough Assembly no later than December 20, 2022 as to the findings and recommendations of the Task Force.

Section 7. Effective date and expiration. This ordinance shall take effect upon adoption. This ordinance, and the Task Force, will expire on December 21, 2022.

ADOPTED by the Matanuska-Susitna Borough Assembly this 1 day
of March, 2022.


EDNA DeVRIES, Borough Mayor

ATTEST:


LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)



PASSED UNANIMOUSLY: Hale, Nowers, McKee, Yundt, Tew, Sumner, and
Bernier