

# 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

## ASSEMBLY AGENDA

ASSEMBLY CHAMBERS

350 EAST DAHLIA AVENUE, PALMER

ASSEMBLY REGULAR MEETING

6:00 PM

TUESDAY, SEPTEMBER 26, 2023

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### **WAYS TO PARTICIPATE IN THE ASSEMBLY MEETING IF YOU CANNOT ATTEND IN PERSON:**

#### IN WRITING:

- \* You can submit written comments to [leg.com@matsugov.us](mailto:leg.com@matsugov.us)

#### TELEPHONIC TESTIMONY:

- \* Dial 1-855-225-2326
- \* You will hear "Joining conference" when you are admitted to the meeting.
- \* You will be automatically muted and able to listen to the meeting.
- \* When the Mayor announces audience participation or a public hearing you would like to speak to, press \*3; you will hear "Your hand has been raised."
- \* When it is your turn to testify you will hear "Your line has been unmuted."
- \* State your name for the record, spell your last name, and provide your testimony.

#### OBSERVE: observe the meeting via the live stream video at:

- \* <https://matanuska.legistar.com/Calendar.aspx>
- \* <https://www.facebook.com/MatSuBorough>
- \* Matanuska-Susitna Borough - YouTube

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

**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**

**D. ATTORNEY COMMENTS**

**E. CLERK COMMENTS**

**F. CITIZEN AND OTHER CORRESPONDENCE**

[23-109](#)

1. Abbreviated Plat: 08/30/23, 09/06/23, 09/13/23
2. Chickaloon Community Council: 07/12/23
3. Enhanced 911 Advisory Board: 06/13/23
4. Meadow Lakes Community Council: 08/09/23
5. Midway RSA Board of Supervisors: 07/12/23
6. North Lakes Community Council: 06/22/23
7. Platting Board: 08/03/23
8. Transportation Advisory Board: 05/19/23, 06/23/23, Resolution Nos. 23-05, 23-06
9. West Lakes FSA Board of Supervisors: 06/12/23, 08/14/23

**Attachments:** [09/26/23 - Citizen and Other Correspondence](#)

## G. INFORMATIONAL MEMORANDUMS

[IM 23-197](#)

Reporting Conclusion Of Contract No. 22-096B With Drennon Construction And Consulting Inc. For A Total Contract Amount Of \$365,917 For The Hidden Hills Fish Passage Project.

**Attachments:** [IM 23-197](#)

[IM 23-198](#)

Informing The Assembly Of Grant Amendment No. 8 For PW206 Of The 2018 November Cook Inlet Earthquake Disaster For The Project Titled Port Mackenzie Facilities, To Be Presented To The Borough Manager For Signature.

**Attachments:** [IM 23-198](#)

[IM 23-200](#)

Informing The Assembly Of Grant Amendment No. 1 For A Time Extension For The 2021 State Homeland Security Program Grant No. 21SHSP-GY21 To Be Presented To The Manager For Signature.

**Attachments:** [IM 23-200](#)

[IM 23-202](#)

Reporting Conclusion Of Contract No. 23-080B with K & H Civil Constructors, LLC. For a Total Contract Amount Of \$210,875 For The South Big Lake Guardrail Replacement Project.

**Attachments:** [IM 23-202](#)

[IM 23-203](#)

Reporting Conclusion Of Contract No. 22-150B With Dirtworks Inc. For A Total Contract Amount Of \$708,874.51 For The O'Brien Creek Fish Passage Improvements Project.

**Attachments:** [IM 23-203](#)

## 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.)**

[OR 23-068](#) An Ordinance Adopting MSB 15.24.030(B)(12)(A),  
Matanuska-Susitna Borough Bicycle And Pedestrian Plan.

**Attachments:** [OR 23-068](#)  
[IM 23-145](#)

[OR 23-074](#) An Ordinance Amending MSB 15.24.030(B)(44); 2023  
Coordinated Human Services Transportation Plan.

**Attachments:** [OR 23-074](#)  
[IM 23-149](#)

[OR 23-080](#) An Ordinance Amending MSB 17.05 Essential Service Utilities By  
Providing Additional Processes And Standards For Approval.

**Sponsors:** Hale

**Attachments:** [OR 23-080](#)  
[IM 23-176](#)  
[09/26/23 - Hale Adopted Amendments](#)

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

**D. CONSENT AGENDA**

**1. RESOLUTIONS**

[RS 23-096](#) A Resolution Establishing The Rates And Fees For The Mat-Su  
Commercial Property Assessed Clean Energy And Resilience  
Program.

**Attachments:** [RS 23-096](#)  
[IM 23-206](#)

**2. ACTION MEMORANDUMS**

[AM 23-108](#) Approval Of Change Order No. 1 For Contract No. 24-008B With Talon Construction LLC. In the Amount Of \$58,238.16 For Station 6-4 Repairs.

**Attachments:** [AM 23-108](#)

## VIII. UNFINISHED BUSINESS

### IX. VETO

#### A. Motion to Override Mayoral Veto of RS 23-093 (Issued on 09/05/23)

[RS 23-093](#) A Resolution Approving A Portion Of The Issuance Of The Public Finance Authority Revenue Bonds, Series 2023 (Aurora Integrated Oncology Foundation) In A Maximum Aggregate Par Amount Not To Exceed \$250,000,000.

**Sponsors:** Yundt, Fonov and Bernier

**Attachments:** [RS 23-093](#)

[IM 23-192](#)

[09/26/23 - Mayoral Veto was Overridden](#)

[09/26/23 - Mayor Statement in Support of Veto](#)

### X. NEW BUSINESS

#### A. INTRODUCTIONS (For Public Hearing 10/3/23, Assembly Chambers)

[OR 23-090](#) An Ordinance Accepting And Appropriating \$479,600 From The United States Department Of Transportation, Federal Highway Administration, For Safe Streets For All Action Plan Project.  
RS 23-094: A Resolution Approving The Scope Of Work And Budget For The Safe Streets For All Action Plan Project; Amending The Budget For The Community Transportation Grant Match Project; And Authorizing The Manager To Enter Into An Agreement With The United States Department Of Transportation, Federal Highway Administration.

**Attachments:** [OR 23-090](#)

[RS 23-094](#)

[IM 23-201](#)

[OR 23-091](#) An Ordinance Amending MSB 11.10, Unauthorized Encroachments In Order To Reduce Mailing Costs.

**Attachments:** [OR 23-091](#)  
[IM 23-205](#)

[OR 23-092](#) An Ordinance Accepting And Appropriating Additional National Opioid Settlement Funding Totaling \$52,118.87 From The Manufacturers And Traders Trust Company For Opioid Settlement Relief.

RS 23-097: A Resolution Amending The Scope Of Work And Budget For Opioid Settlement Relief.

**Attachments:** [OR 23-092](#)  
[RS 23-097](#)  
[IM 23-207](#)

[OR 23-093](#) An Ordinance Accepting And Appropriating \$1,000,000 In Additional Grant Funding, Reappropriating \$250,000 From Areawide Funds To Satisfy The Required Grant Match, And Authorizing The Manager To Enter Into Amendment No. 1 Of The Agreement From The United States Department Of Commerce, Economic Development Administration, For The Port Mackenzie Pile Sleeves And The Roll-On/Roll-Off Cargo Ramp Project.  
RS 23-098: A Resolution Approving The Amended Scope Of Work And Budget For The Port Mackenzie Pile Sleeves And The Roll-On/Roll-Off Cargo Ramp Project.

**Attachments:** [OR 23-093](#)  
[RS 23-098](#)  
[IM 23-208](#)

[OR 23-095](#) An Ordinance Accepting And Appropriating \$4,775,813.21 For 2023 Funding Under The American Rescue Plan, Local Assistance And Tribal Consistency Fund, From The United States Treasury Department.

RS 23-100: A Resolution Approving The Scope Of Work And Budget For The Port Mackenzie Barge Ramp.

**Attachments:** [OR 23-095](#)  
[RS 23-100](#)  
[IM 23-211](#)

## **B. INTRODUCTIONS (For Public Hearing 11/21/23, Assembly Chambers)**

[OR 23-087](#) An Ordinance Creating North Curt Circle Natural Gas Local Improvement District No. 650, 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.

**Attachments:** [OR 23-087](#)  
[IM 23-195](#)

[OR 23-088](#) An Ordinance Creating Easy Street And Cozy Circle Natural Gas Local Improvement District No. 658, 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.

**Attachments:** [OR 23-088](#)  
[IM 23-196](#)

## C. MAYORAL NOMINATIONS AND APPOINTMENTS

### 1. VACANCY REPORT

[23-110](#) Mayoral Requests for Confirmation

**Attachments:** [09/26/23 - 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 (For Matters, Which The Immediate Public Knowledge Of Would Clearly Have An Adverse Effect Upon The Finances Of The Borough; And Matters Which By Law, Municipal Charter, Or Ordinance Are Required To Be Kept Confidential; And To Discuss Matters Involving Consideration Of Borough Records That By Law Are Not Subject To Public Disclosure; And Discussion Of Matters Subject To Attorney/Client Privilege.)

#### A. Snow Removal Claims Submitted by Road Service Area Contractors

## 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.**