

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

ASSEMBLY AGENDA

ASSEMBLY CHAMBERS

350 EAST DAHLIA AVENUE, PALMER

ASSEMBLY REGULAR MEETING

6:00 PM

TUESDAY, JANUARY 15, 2019

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF AGENDA

IV. PLEDGE OF ALLEGIANCE

V. MINUTES OF PRECEDING MEETINGS

19-004

1. Regular Meeting Minutes: 10/30/18
2. Work Session Minutes: 11/27/18
3. Regular Meeting Minutes: 11/27/18
4. Regular Meeting Minutes: 12/04/18
5. Joint Assembly/School Board Meeting Minutes: 12/11/18
6. Regular Meeting Minutes: 12/18/19

Attachments: [103018 - Clerks - SIGNED - Assembly Regular Meeting Minutes](#)
[112718 - Clerks - SIGNED - Assembly Regular Meeting Minutes](#)
[112718 - Clerks - SIGNED - Assembly Work Session Minutes](#)
[120418 - Clerks - SIGNED - Assembly Emergency Meeting Minutes](#)
[121118 - Clerks - SIGNED - Joint Assembly/School Board Meeting Minutes](#)
[121818 - Clerks - SIGNED - Assembly Regular Meeting Minutes](#)

VI. REPORTS/CORRESPONDENCE

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

1. Reports From Cities

2. Matanuska-Susitna Borough School District

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

3. Borough Buildings Status Post Earthquake

D. ATTORNEY COMMENTS

E. CLERK COMMENTS

F. CITIZEN AND OTHER CORRESPONDENCE

19-001

1. Agriculture Advisory Board: 11/14/18
2. Animal Care and Regulation Board: 03/22/18, 03/28/18
3. Aviation Advisory Board: 09/25/18, 10/25/18
4. Butte FSA Board Of Supervisors: 10/17/18
5. Enhanced 911 Advisory Board: 11/13/18
6. Historical Preservation Commission: 10/18/18, Resolution No. 18-04
7. Local Emergency Planning Committee: 10/17/18
8. Local Road Service Area Advisory Board: 11/15/18, Resolution No. 18-05
9. MSB Fish & Wildlife Commission: 11/15/18
10. Planning Commission: 11/05/18, Resolution Nos. 18-31, 18-32, 18-33
11. Platting Board: 11/01/18
12. Transportation Advisory Board: 09/27/18, Resolution Nos. 18-05, 18-06
13. Wastewater & Septage Advisory Board: 05/02/18
14. West Lakes FSA Board of Supervisors: 11/12/18
15. Lazy Mountain Community Council: 04/12/18, 08/09/18
16. North Lakes Community Council: 11/29/18
17. Susitna Community Council: 11/01/18
18. Talkeetna Community Council: 11/05/18
19. Willow Area Community Organization: 11/07/18

Attachments: [011519 - Citizen and Other Correspondence](#)

G. INFORMATIONAL MEMORANDUMS

[IM 19-008](#) Reporting Of Conclusion Of Contract For Bid No. 17-114B To Jim Psenak Construction For Talkeetna Dike Repair, Project No. 55017.

Attachments: [2019-IM-008](#)

VII. SPECIAL ORDERS

(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.)

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

B. PUBLIC HEARINGS (Three Minutes Per Person.)

[OR 19-001](#) An Ordinance Providing For The Sale Of Real Property Acquired Through Tax Foreclosure For Delinquent Real Property Tax Year 2012 And Prior, And Not Needed For Public Purpose.

Attachments: [2019-OR-001](#)
[2019-IM-001](#)

[OR 19-002](#) An Ordinance Authorizing The Manager To Amend The Communication Site Lease Between The Matanuska-Susitna Borough And Insite Towers Development, LLC, To Align The Rents With Current Borough Lease Rates And Standard Lease Practices (MSB007261).

Attachments: [2019-OR-002](#)
[2019-IM-002](#)

[OR 19-003](#) An Ordinance Accepting And Appropriating \$30,000 From The United States Fish And Wildlife Service And Reappropriating \$90,000 From The Fiscal Year 2016 Areawide Grant Match Appropriation To Fund 440, Project No. 15051, For The Wasilla Creek Headwaters Streambank Restoration.
RS 19-001: A Resolution Approving The Scope Of Work And Budget And Authorizing The Manager To Enter Into A Grant Agreement With The United States Fish And Wildlife Service For The Wasilla Creek Headwaters Streambank Restoration.

Attachments: [2019-OR-003](#)
[2019-RS-001](#)
[2019-IM-003](#)

[OR 19-004](#) An Ordinance Accepting And Appropriating \$615,000 In Anticipated Project Income During Fiscal Year 2019 For The Rail Extension Project From Port MacKenzie To The Mainline, Project No. 75001.
RS 19-002: A Resolution Approving The Scope Of Work And Budget For Anticipated Project Income During Fiscal Year 2019 For The Rail Extension Project From Port MacKenzie To The Mainline.

Attachments: [2019-OR-004](#)
[2019-RS-002](#)
[2019-IM-004](#)

[OR 19-005](#) An Ordinance Accepting And Appropriating September 2012 Southcentral Flood Disaster Relief Monies In The Amount Of \$51,920 From The Alaska State Division Of Homeland Security And Emergency Management And The Federal Emergency Management Agency To Fund 445, Project No. 55017.
RS 19-003: A Resolution Amending The Budget For The September 2012 Southcentral Flood Disaster Relief Monies, Project No. 55017.

Attachments: [2019-OR-005](#)
[2019-RS-003](#)
[2019-IM-005](#)

[OR 19-006](#) An Ordinance Amending MSB 8.05.090, Fees And Charges Relating To The Transfer And Disposal Of Solid Waste Within The Borough.

Sponsors: Leonard and Mayfield

Attachments: [2019-OR-006](#)
[2019-IM-006](#)

[OR 19-007](#) An Ordinance Continuing The Appropriations Made In Emergency Ordinance Serial No. 18-112 Until Recovery And Reconstruction Projects Are Complete Or Until June 30, 2022, Whichever Is Earlier.

Attachments: [2019-OR-007](#)
[2019-IM-007](#)

C. AUDIENCE PARTICIPATION (Three Minutes Per Person.)

D. CONSENT AGENDA

1. RESOLUTIONS

[RS 19-010](#) A Resolution Declaring The Portable Restroom Trailer As Surplus Property And Directing The Manager To Transfer The Ownership To The Matanuska-Susitna Borough School District.

Attachments: [2019-RS-010](#)
[2019-IM-016](#)

[RS 19-012](#) A Resolution Authorizing The Submittal Of A Grant Application For The Development Of A Historic Preservation Plan For The Matanuska-Susitna Borough.

Attachments: [2019-RS-012](#)
[2019-IM-020](#)

2. ACTION MEMORANDUMS

VIII. UNFINISHED BUSINESS

[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: McKee

Attachments: [OR 18-093](#)
[IM 18-141](#)
[Adopted Amendments to OR 18-093 - Jan 15 RM](#)
[Reconsideration Filed by Assemblymember McKee](#)

IX. VETO

X. NEW BUSINESS

A. INTRODUCTIONS (For Public Hearing 02/05/19, Assembly Chambers)

[OR 19-008](#) An Ordinance Approving A Loan Offer From The Alaska State Department Of Environmental Conservation, Clean Water Fund Project No. 561131; Authorizing The Manager To Incur Debt In The Amount Of \$1,617,468; And Accept And Appropriate The Loan Proceeds To The Talkeetna Wastewater Treatment Facility Upgrade Project.
RS 19-004: A Resolution Approving The Amended Scope Of Work And Budget For The Talkeetna Wastewater Treatment Facility Upgrade Project.

Attachments: [OR 19-008](#)
[RS 19-004](#)
[IM 19-009](#)

[OR 19-009](#) An Ordinance Approving The Sale Of The Fee Simple Estate For Two Alaska State Division Of Lands Leases Where The Lessee Wishes To Extinguish The Lease And Purchase At Fair Market Value (MSB999364, Tax ID No. 3390B00L006B; And MSB001533, Tax ID No. 6285000T00D).

Attachments: [OR 19-009](#)
[IM 19-010](#)

[OR 19-010](#) An Ordinance Accepting And Appropriating September 2012 Southcentral Flood Disaster Relief Monies In The Amount Of \$1,450,527 From The Alaska State Division Of Homeland Security And Emergency Management And The Federal Emergency Management Agency To Fund 445, Project No. 55017.
RS 19-005: A Resolution Amending The Budget For The September 2012 Southcentral Flood Disaster Relief Monies For The Yoder Revetment Project, Project No. 55017.

Attachments: [OR 19-010](#)
[RS 19-005](#)
[IM 19-011](#)

[OR 19-011](#) An Ordinance Accepting And Appropriating \$646,500 From The United States Fish And Wildlife Service, Passed Through The Alaska State Department Of Fish And Game And Reappropriating \$37,794.15 From The Fiscal Year 2016; \$150,000 From The Fiscal Year 2017; And \$27,705.85 From The Fiscal Year 2018 Areawide Capital Appropriations For Grant Match To Fund 440, Project No. 15019.
RS 19-008: A Resolution Approving The Scope Of Work And Budget For The Lake Louise Recreation Site Upgrades.

Attachments: [OR 19-011](#)
[RS 19-008](#)
[IM 19-014](#)

[OR 19-012](#) An Ordinance Accepting And Appropriating Donations In The Amount Of \$10,000 For Park Improvements At The Jay Nolfi Park, To Fund 480, Project No. 15050.
RS 19-009: A Resolution Approving The Scope Of Work And Budget For Park Improvements At The Jay Nolfi Park, Fund 480, Project No. 15050.

Attachments: [OR 19-012](#)
[RS 19-009](#)
[IM 19-015](#)

[OR 19-014](#) An Ordinance Accepting And Appropriating \$1,000,000 In Cyber Insurance Proceeds To Partially Reimburse Expenditures Related To The 2018 Cyber Incident.

Attachments: [OR 19-014](#)
[IM 19-019](#)

B. MAYORAL NOMINATIONS AND APPOINTMENTS

1. VACANCY REPORT

[19-002](#) Vacancy Report

Sponsors: Halter

Attachments: [011519 - Vacancy Report](#)

C. OTHER NEW BUSINESS

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

XI. RECONSIDERATION

[OR 18-021](#) An Ordinance Amending MSB 17.63, Race Track Regulations By Amending The Applicability And Making The Standards More Consistent With Other Permits Within Borough Code.

Sponsors: Sykes

Attachments: [2018-OR-021](#)
[2018-IM-045](#)
[Sykes Possible Amendment](#)
[Sykes Reconsideration Notice](#)

XII. MAYOR, ASSEMBLY, AND STAFF COMMENTS

XIII. EXECUTIVE SESSION

A. Executive Session (For 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 The Attorney/Client Privilege.)

1. Discussion Of Lawsuit Regarding Webb vs. Matanuska-Susitna Borough

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.