

**SUBJECT:** AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY 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.

**AGENDA OF:** December 18, 2018

**ASSEMBLY ACTION:**

*Adopted without objection 1-15-19*

**MANAGER RECOMMENDATION:** Introduce and set for public hearing.

**APPROVED BY JOHN MOOSEY, BOROUGH MANAGER:**

Route To:	Department/Individual	Initials	Remarks
	Originator G. Hays	<i>[Signature]</i>	
	Capital Projects Director	<i>[Signature]</i>	
	Public Works Director	<i>[Signature]</i>	6 DEC 18
	<del>Emergency Services Director</del>	<i>[Signature]</i>	N/A
	Finance Director	<i>[Signature]</i>	Blacting Brad Pickett
	Borough Attorney	<i>[Signature]</i>	
	Borough Clerk	<i>[Signature]</i>	12/10/18

**ATTACHMENT(S):** Fiscal Note: YES X NO \_\_\_\_\_  
 Ordinance Serial No. 19-007 (3 pp)  
 Emergency Ordinance Serial No. 18-112 (3pp)  
 Emergency IM 18-177 (7 pp)

**SUMMARY STATEMENT:**

This ordinance is brought forward to continue the emergency appropriations approved in Ordinance Serial No. 18-112 adopted by the Assembly on December 4, 2018.

On November 30, 2018, the Matanuska-Susitna Borough sustained severe damage to Borough roads, schools, public facilities, and infrastructure due to a Magnitude 7.0 earthquake. The Borough Manager and Mayor of the Matanuska-Susitna Borough declared a Disaster Emergency per AS 26.23.140 to exist in the Matanuska-Susitna Borough on November 30, 2018. Federal and state authorities issued emergency disaster declarations.

Under AS 29.20.160(b) the Matanuska-Susitna Borough Assembly held a special emergency meeting on December 4, 2018. Under AS 29.25.030, the Matanuska-Susitna Borough Assembly approved Emergency Ordinance Serial No. 18-112 to appropriate money for response and recovery.

Emergency Ordinance Serial No. 18-112 appropriated \$5,817,599.49 from School Bond Interest Income, Project Fund 65002-5300, to the Earthquake 2018 Schools Emergency Response Fund, Project 55026. Emergency Ordinance Serial No. 18-112 also appropriated \$2,302,157.00 from School Site Acquisition Reserve Fund 100 262.960, to the Earthquake 2018 Schools Emergency Response Fund, Project 55026. Finally, Emergency Ordinance Serial No. 18-112 appropriated \$3,000,000 from the Reserve Match for Paving and Calcium Chloride Fund 100 262.990 to Earthquake 2018 Borough Facilities and Infrastructure Emergency Response Fund Project 55027.

Under AS 29.25.030, emergency ordinances are only effective for 60 days. However, the appropriations made by Emergency Ordinance Serial No. 18-112 are needed for a longer period of time to complete permanent repairs or reconstruction of damaged infrastructure or facilities in the normal course. This normal course of repair is intended to follow all standard borough procedures for bidding and award - including assembly approval of contracts over \$100,000.

The appropriations will lapse when the recovery and reconstruction projects are complete or on June 30, 2022, whichever is earlier. Any unused monies will be returned to the fund where they came from.

**RECOMMENDATION OF ADMINISTRATION:** Adoption of legislation.

MATANUSKA-SUSITNA BOROUGH  
FISCAL NOTE

Agenda Date: 12/18/2018

SUBJECT: AN ORDINANCE OF THE MATANUSKA SUSITNA BOROUGH ASSEMBLY CONTINUING TE APPROPRIATIONS MADE IN EMERGENCY ORDINANCE SERIAL NO. 18-112 UNTIL RECOVERY AND RECONSTRUCTION PROJECTS ARE COMPLETE OR UNTIL JUNE 30, 2022, WHICHEVER IS EARLIER.

ORIGINATOR: GEORGE HAYS

FISCAL ACTION (TO BE COMPLETED BY FINANCE)	FISCAL IMPACT <u>YES</u> NO
AMOUNT REQUESTED <u>\$ 11,119,756.49 *</u>	FUNDING SOURCE <u>Reserves, Bond Interest</u>
FROM ACCOUNT: <u>100.262,900/990, 400.000,000 4xx xx</u>	PROJECT # <u>65002</u>
TO ACCOUNT: <u>445.000.000.3xx xx x</u>	PROJECT # <u>55026, 55027</u>
VERIFIED BY: <u>Barbara Baumgart</u>	CERTIFIED BY:
DATE: <u>12/6/18</u>	DATE:

EXPENDITURES/REVENUES:

(Thousands of Dollars)

OPERATING	FY18	FY19	FY20	FY21	FY22	FY23
Personnel Services						
Travel						
Contractual						
Supplies						
Equipment						
Land/Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING						

CAPITAL		<u>11.1</u>				
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REVENUE						
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FUNDING:

(Thousands of Dollars)

General Fund						
State/Federal Funds						
		<u>11.1</u>				
TOTAL		<u>11.1</u>				

POSITIONS:

Full-Time						
Part-Time						
Temporary						

ANALYSIS: (Attach a separate page if necessary) \* Funds appropriated in 18-112 were amended as shown above

APPROVED BY:

Barbara Baumgart acting

DATE:

12/6/18



**SUBJECT:** AN EMERGENCY ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY RE-APPROPRIATING \$5,817,599.49 FROM SCHOOL BOND INTEREST INCOME, PROJECT FUND 65002-5300, AND \$2,302,157.00 FROM SCHOOL SITE ACQUISITION, RESERVE FUND 100 262.960, TO EARTHQUAKE 2018 SCHOOLS EMERGENCY RESPONSE FUND, PROJECT 55026; AND \$6,095,473.00 FROM THE RESERVE MATCH FOR PAVING AND CALCIUM CHLORIDE, FUND 100 262.990, TO EARTHQUAKE 2018 BOROUGH FACILITIES AND INFRASTRUCTURE EMERGENCY RESPONSE FUND PROJECT 55027.

**AGENDA OF:** December 4, 2018

**ASSEMBLY ACTION:**

**MANAGER RECOMMENDATION:** Approve for immediate availability of funds.

**APPROVED BY JOHN MOOSEY, BOROUGH MANAGER:**

Route To:	Department/Individual	Initials	Remarks
	Originator G. Hays	<i>GH</i>	
	Capital Projects Director	<i>JAB</i>	
	Public Works Director	<i>TDL</i>	4 DEC 18
	Emergency Services Director	<i>RB</i>	
	Finance Director	<i>BP Acting</i>	Brad Pickett
	Borough Attorney	<i>NS</i>	
	Borough Clerk	<i>JML</i>	12/4/18

**ATTACHMENT(S):** Fiscal Note: YES X NO       
 Ordinance Serial No. 18-112 (3 pp)  
 Presidential/Federal Emergency Declaration (1 pp)  
 State of Alaska Declaration of Disaster (2 pp)  
 Borough Disaster Declaration (1 pp)

**SUMMARY STATEMENT:**

Emergency request for funding to be made available for severe damages sustained to Borough roads, schools, public facilities, and infrastructure due to the magnitude 7.0 earthquake on November 30, 2018.

**RECOMMENDATION OF ADMINISTRATION:**

Re-appropriate \$5,817,599.49 from the School Bond Interest Income Fund, and \$2,302,157.00 from the School Site Acquisition Reserve Fund, to the Earthquake 2018 Schools Emergency Response Fund, Project 55026; and re-appropriate \$6,095,473.00 from the Reserve Funds for Roads to the Earthquake 2018 Borough Facilities and Infrastructure Emergency Response Fund Project 55027. Any unused funds will be returned to the fund where they came from.

MATANUSKA-SUSITNA BOROUGH  
FISCAL NOTE

Agenda Date: December 4, 2018

SUBJECT: An Emergency Ordinance relating to the Re-Appropriation of \$5,817,599.49 from the School Bond Interest Income Project Fund 65002-5300 and \$2,302,157.00 from the School Site Acquisition Reserve Fund 100 262.960, to the Earthquake 2018 Schools Emergency Response Fund Project 55026; and the Re-Appropriation of \$6,095,473.00 from the Reserve Match for Paving and Calcium Chloride Fund 100 262.990 to the Earthquake 2018 Borough Facilities and Infrastructure Emergency Response Fund, Project 55027.

ORIGINATOR:

FISCAL ACTION (TO BE COMPLETED BY FINANCE)	FISCAL IMPACT <u>(YES)</u> NO
AMOUNT REQUESTED <u>\$14,215,229.49</u>	FUNDING SOURCE <u>School Bond Interest, School Site Reserve</u>
FROM ACCOUNT # <u>460,000,000.4xx.xx2; 100.262.960/990</u>	PROJECT # <u>Reserve for paving</u>
TO ACCOUNT:	PROJECT # <u>55026/55027</u>
VERIFIED BY: <u>Barbara Suengat</u>	CERTIFIED BY:
DATE: <u>12/4/18</u>	DATE:

EXPENDITURES/REVENUES:

(Thousands of Dollars)

OPERATING	FY2018	FY2019	FY2020	FY2021	FY2022	FY2023
Personnel Services						
Travel						
Contractual						
Supplies						
Equipment						
Land/Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING						
CAPITAL						
REVENUE		<u>14.2</u>				

FUNDING:

(Thousands of Dollars)

General Fund						
State/Federal Funds						
Other		<u>14.2</u>				
TOTAL		<u>14.2</u>				

POSITIONS:

Full-Time						
Part-Time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

PREPARED BY: \_\_\_\_\_ PHONE: \_\_\_\_\_  
 DEPARTMENT: \_\_\_\_\_ DATE: \_\_\_\_\_  
 APPROVED BY: Bruce Smith acting DATE: 12/4/18



# DECLARED NOVEMBER 30, 2018

## SUMMARY

STATE: Alaska  
NUMBER: FEMA-3410-EM  
INCIDENT: Earthquake  
INCIDENT PERIOD: November 30, 2018  
DATE REQUESTED BY GOVERNOR: November 30, 2018  
FEDERAL COORDINATING OFFICER: Willie G. Nunn  
National FCO Program

## DESIGNATIONS AND TYPES OF ASSISTANCE:

The Department of Homeland Security, Federal Emergency Management Agency (FEMA), is authorized to provide appropriate assistance for required emergency measures, authorized under Title V of the Stafford Act, to save lives and to protect property and public health and safety, or to lessen or avert the threat of a catastrophe in the designated areas. Specifically, FEMA is authorized to provide emergency protective measures (Category B), limited to direct federal assistance, under the Public Assistance program at 75 percent federal funding.

This assistance is for Anchorage Municipality, Kenai Peninsula Borough, and Matanuska-Susitna Borough.

OTHER: Additional designations may be made at a later date if requested by the state and warranted by the results of further evaluation.

Note: This is an emergency declaration.

OR18-112  
IM18-177  
IM 19-007  
OR 19-007

STATE OF ALASKA  
DECLARATION OF DISASTER EMERGENCY

WHEREAS, on November 30, 2018, a major earthquake, measured at magnitude 7.0, produced strong seismic shaking that caused widespread and severe damage, primarily within the Municipality of Anchorage, Matanuska-Susitna Borough, and Kenai Peninsula Borough; and,

WHEREAS, the Municipality of Anchorage, Matanuska-Susitna Borough, and Kenai Peninsula Borough are political subdivisions of the State of Alaska; and,

WHEREAS, the Municipality of Anchorage and Matanuska-Susitna Borough have each issued local declarations of disaster emergency in response to this event; and,

WHEREAS, the following conditions exist as a result of this disaster: widespread and severe damage to major highways and important community roads, bridges, and other transportation infrastructure; undermining of road embankments and railroad tracks; widespread power, water, and communication disruption; structural collapse and resulting fires to several community buildings; and, severe damage to private homes and personal property, and,

WHEREAS, these conditions required local emergency protective measures to protect life and property, including activation and staffing of emergency operations centers; emergency debris clearance of roads and railroad tracks to protect critical infrastructure and maintain access; placement of road barricades to protect roads and bridges; operation of mass shelters for affected residents; school, business, and government office closures; and,

WHEREAS, the severity and magnitude of the emergency is beyond the timely and effective response and recovery capability of local resources, and repairs and emergency assistance are required; and,

WHEREAS, there are insufficient regularly appropriated funds in the communities impacted by this event to cover these requirements; and,

WHEREAS, normal environmental permitting processes would likely impede or substantially delay the urgent repairs to damaged transportation infrastructure and suspension of State environmental permitting requirements to allow emergency work is a reasonable and appropriate measure.

THEREFORE, on this 2nd day of December 2018, under authority granted by Alaska Statute 26.23.020(c), I hereby declare that a condition of disaster emergency exists in the Municipality of Anchorage, Matanuska-Susitna Borough, and Kenai Peninsula Borough and this condition is of sufficient severity and magnitude to warrant a disaster declaration in order to provide assistance. I am suspending the normal environmental permitting processes that would likely impede or substantially delay urgently required emergency actions and suspending the State environmental permitting requirements in order to enhance public safety and the protection of the public interests and infrastructure.

OR 18-112  
IM 18-177



FURTHER, the Commissioner of the Department of Military and Veterans Affairs (DMVA) is hereby authorized to utilize funds made available for these purposes, which are considered necessary for disaster assistance to include disaster public assistance, individual assistance, temporary housing, and necessary administrative and disaster management expenses. State funds are proposed to be spent under AS 26.23.020(i) and (k) and AS 26.23.050. The Commissioner of DMVA or her designee is the designated State Coordinator; and is further authorized to task, as necessary, the state departments and agencies in accordance with the State Emergency Operations Plan and is further authorized to exercise, as necessary, the provisions provided under Alaska Statutes, Section 26.23.020(g), (1), (2), (3), (4), (5), (6), (7), (9) and (10).

FURTHER, I specifically order the suspension of those provisions of Alaska Statutes and regulations relating to any requirement for the Department of Transportation and Public Facilities to (a) obtain a lease from another state agency prior to entry upon the land; (b) obtain a permit, including land use permits and right-of-way permits, from another state agency prior to entry upon land; (c) obtain water use permits or rights, including temporary rights, from another state agency prior to utilizing such resources; (d) obtain fish habitat permits or special area permits from another state agency; (e) obtain wastewater disposal permits from another state agency; (f) obtain Section 106 Reviews pursuant to the National Historic Preservation Act of 1966 from another state agency; provided that the foregoing suspensions do not apply to any specific provision the suspension of which would create a violation of federal law or a violation of a requirement for the provision of federal emergency funding, and the foregoing suspensions may be supplemented by my further order to the Commissioner of DMVA and the Commissioner of the Department of Transportation and Public Facilities.

By: Bill Walker  
Bill Walker  
Governor

OR 18-112  
Im 18-177

# Matanuska-Susitna Borough



## DISASTER DECLARATION

WHEREAS, commencing on November 30, 2018, the Matanuska-Susitna Borough sustained a 7.0 magnitude earthquake, 25 miles deep located 35 miles southwest of Palmer, Alaska.

WHEREAS, The Matanuska-Susitna Borough is a political subdivision within the State of Alaska; and

WHEREAS, the following conditions exist as a result of the disaster emergency: damages to infrastructure including roads, bridges, fire stations, homes, and structural collapses.

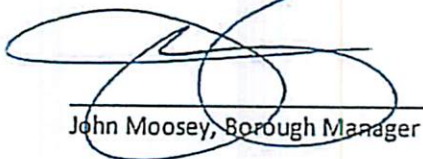
WHEREAS, the severity and magnitude of the disaster emergency is beyond the timely and effective response capability of local resources; and


THEREFORE, be it resolved that the Borough Manager and Mayor of the Matanuska-Susitna Borough hereby declare a disaster Emergency per AS 26.23.140 to exist in the Matanuska-Susitna Borough.

FURTHERMORE, it is requested that the Governor of the State of Alaska declare a Disaster Emergency to exist, as described in AS.26.23.020, and provide State financial disaster assistance under the Public Assistance program to the Matanuska-Susitna Borough in its response and recovery from this event.

FURTHER, the undersigned certify that the Matanuska-Susitna Borough has expended to date, local resources in an amount to be determined, with costs continuing to grow rapidly as a result of this disaster emergency.

Signed this 30<sup>th</sup> day of November, 2018.

  
John Moosey, Borough Manager

  
Vern Halter, Mayor  
  
*Deputy Mayor*

OR 18-112  
IM 18-177

