

NONCODE ORDINANCE

Sponsored By: Borough Manager
Introduced: 09/07/21
Public Hearing: 09/21/21
Adopted: 09/21/21

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 21-098**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY APPROVING A ONE YEAR EXTENSION FOR THE MANAGEMENT AGREEMENT BETWEEN THE BOROUGH AND CHICKALOON VILLAGE TRADITIONAL COUNCIL AS THE OPERATOR ON BEHALF OF THE BOROUGH FOR THE MOOSE CREEK CAMPGROUND (MP 54.5 NORTH GLENN HIGHWAY), ON STATE OWNED LAND (MSB006811).

WHEREAS, on April 14, 2011, the Borough entered into a cooperative management agreement with Alaska State Department of Natural Resources for the purposes of managing and developing the Moose Creek Campground on State-owned land; and

WHEREAS, the Borough and Chickaloon Village Traditional Council (the "Council") signed a management agreement and extension thereof that expires on September 30, 2021, for the Council to operate, manage, and develop the campground on behalf of the Borough; and

WHEREAS, on June 3, 2021, the Council applied to renew the management agreement with the Borough for an additional 5-year term; and

WHEREAS, on July 8, 2021, during the 30-day public notice, Alaska State Department of Transportation and Public Facilities requested the Alaska State Department of Natural Resources or the Borough apply for a driveway permit from the Glenn Highway right of way; and

WHEREAS, the Alaska State Department of Natural Resources has not responded, commented, or approved the Borough's request to review the new management agreement between the Borough and the Council or the application for a driveway permit; and

WHEREAS, granting a one-year extension of the Management Agreement will allow the Borough and the Council the opportunity to continue to seek the Alaska State Department of Natural Resource's approval of the new management agreement and the party responsible for the application of a driveway permit on State-owned land.

BE IT ENACTED:

Section 1. Classification. This Ordinance is a noncode ordinance.

Section 2. MSB Title 23.10.160(E) Management Agreements and adopted Policy and Procedure Manual, Part 40-1, Management Agreements. Any management agreement shall be for a period not to exceed five years unless otherwise expressly approved by the assembly by ordinance.

Section 3. Authorization to extend the management agreement. The Assembly does hereby approve the one-year extension of the current management agreement and extension with all other terms and conditions remaining in full force and effect.


Section 4. Conditions. The Management Agreement signed on September 6, 2012, and the extension date November 1, 2016, will expire at midnight on September 30, 2022.

Section 5. Effective Date. This ordinance shall take effect upon adoption.

ADOPTED by the Matanuska-Susitna Borough Assembly this 21 day of September, 2021.


VERN HALTER, Borough Mayor

ATTEST:


LONNIE R. McKECHNIE, CMC, Borough Clerk
(SEAL)

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