

1. CALL TO ORDER, PLEDGE OF ALLEGIANCE:
2. ROLL CALL:
3. APPROVAL OF AGENDA:

CONSENT AGENDA:

- A. Regular Meeting Minutes 12/12/94; Recommend: Approval as presented
- B. Southview Paving LID Engineering and Design:
  1. Ordinance Serial No. 95-03; FY-95 Budget Amendment (CIP FUND); Recommend: Introduction and schedule for public hearing at the next regular meeting, 01/23/95.
- C. Federal Transportation Grant:
  1. Resolution No. WR95-01; Supporting WASI Grant Application for a Federal Transportation Grant; Recommend: Adoption of Resolution No. WR95-01.
- D. Peck Street Right-of-way Acquisition:
  1. Ordinance Serial No. 95-05; FY-95 Budget Amendment (CIP Fund); Recommend: Introduction and schedule for public hearing at the next regular meeting, 01/23/95.
  2. CM. No. 95-06;
- E. Building Modifications:
  1. Ordinance Serial No. 95-06; FY-95 Budget Amendment (CIP Fund); Recommend: Introduction and schedule for public hearing at the next regular meeting, 01/23/95.
  2. CM. No. 95-08;
- F. Hallea Lane Water Extension & Street Illumination:
  1. Ordinance Serial No. 95-07; FY-95 Budget Amendment (CIP and Water Utility Funds); Recommend: Introduction and schedule for public hearing at the next regular meeting, 01/23/95.
  2. CM. No. 95-03;
- G. Public Works Protective Clothing Contract:
  1. CM. No. 95-07; Recommend: Award the contract to American Linen for a 3-year term in the amount of \$11,735.10.

H. *Res WR 95-03 Port MacKenzie Dev. Proj.*

5. PUBLIC HEARING:

- A. General Penalties:
  1. Ordinance Serial No. 95-01; allowing disposition of certain ordinance violations without a court appearance and establishing a schedule of bail amounts and fines for each offense;

6. COMMISSION REPORTS:

7. PERSONS TO BE HEARD: (NON AGENDA ITEMS 5 MINUTES PLEASE)

A. *Steve Stoll*

8. EXECUTIVE SESSION: (Scheduled)

- A. O'Neill/Boyer Lawsuit Settlement:
  1. Ordinance Serial No. 95-08; FY-95 Budget Amendment (Introduction)

B. *Museum Land Purchase*

9. UNFINISHED BUSINESS:

- A. Wilder-Adventure Paving LID:
  1. Ordinance Serial No. 94-60; FY-95 Budget Amendment; Wilder Adventure Paving (Adoption)
- B. Public Works Vehicle: (Postponed)
  1. Ordinance Serial No. 94-02; FY-95 Budget Amendment; (Introduction)
  2. CM. No. 94-86; Bid Award; Recommend: Council approval for Administration to proceed with a bid award to Tony's Chevrolet at the bid price of \$25,607, and approval to proceed with purchase of a radio and build storage boxes/shelving inside van box.
  3. IM. No. 95-01; Vehicle Justification

NEW BUSINESS:

- A. Crusey Street Speed Limit:
  - 1. Resolution No. WR95-02;
- B. Liquor License Renewals 1995 Review:
  - 1. CM. No. 95-01;
- C. LID Funding:
  - 1. CM. No. 95-02;
- D. Community Involvement Fund Proposal: (Requested by Councilman Chase)
- E. Appointment of WASI Representative:
  - 1. CM. No. 95-05;
- F. Council Policy No. 95-01; Budget Recap:
  - 1. CM. No. 95-04

*G. ~~WSP~~ / City's Rotation Meeting Houston & Palmer*  
*H. Bldg. Modifications*

11. COMMUNICATIONS:

- A. Wasilla Planning Commission 12/15/94 Meeting:
- B. Bumpus Softball Complex:
  - 1. Don Keuler;
- C. Comprehensive Plan Status Report:
- D. FY-94 Encumbrance Carry-over:
  - 1. IM. No. 95-02;

CITY REPORTS:

13. AUDIENCE COMMENTS:

14. COUNCIL COMMENTS:

15. ADJOURNMENT:



## CITY OF WASILLA

290 E. HERNING AVE.  
WASILLA, ALASKA 99654-7091  
PHONE: (907) 373-9050  
FAX: (907) 373-9085

### WASILLA CITY COUNCIL MINUTES

REGULAR MEETING DATE: 01/09/95 TIME: 7:00 PM

1. CALL TO ORDER, PLEDGE OF ALLEGIANCE:

Mayor Stein called the meeting to order at 7:00 p.m.

2. ROLL CALL:

COUNCILMEN:

Mr. Carney      Mr. Hartrick  
Mr. Chappel     Ms. Hjellen  
Ms. Chase       Mrs. Palin

STAFF:

Mayor Stein  
Mr. Wyatt-Deputy Admin.  
Mr. Deuser-Attorney  
Mr. Stambaugh-Police Chief Exc.  
Mr. Nelson-Finance Dir.  
Mrs. Emmons-Library Dir.  
Mr. Cooper-Museum Dir.  
Mrs. Harris-Clerk  
Mr. Baugh-Sen. Accountant  
Mr. Dvorak-Planner

3. APPROVAL OF AGENDA:

The agenda was approved with the following changes: Consent Agenda Item H. Resolution No. WR95-03; Port MacKenzie Development Project; Persons To Be Heard Item A. Steve Stoll; Executive Session Item B. Museum Land Purchase; New Business Item G. Cities Meeting (Houston, Palmer and Wasilla); and Item H. Building Modifications; Ordinance Serial No. 95-06 (Moved from the Consent Agenda Item E.

4. CONSENT AGENDA:

- A. Regular Meeting Minutes 12/12/94; Recommend: Approval as presented
- B. Southview Paving LID Engineering and Design;
  - 1. Ordinance Serial No. 95-03; FY-95 Budget Amendment (CIP FUND); Recommend: Introduction and schedule for public hearing at the next regular meeting, 01/23/95.
- C. Federal Transportation Grant;
  - 1. Resolution No. WR95-01; Supporting WASI Grant Application for a Federal Transportation Grant; Recommend: Adoption of Resolution No. WR95-01.
- D. Peck Street Right-of-way Acquisition;
  - 1. Ordinance Serial No. 95-05; FY-95 Budget Amendment (CIP Fund); Recommend: Introduction and schedule for public hearing at the next regular meeting, 01/23/95.
  - 2. CM. No. 95-06;
- E. Moved to New Business Item H.
- F. Hallea Lane Water Extension & Street Illumination;
  - 1. Ordinance Serial No. 95-07; FY-95 Budget Amendment (CIP and Water Utility Funds); Recommend: Introduction and schedule for public hearing at the next regular meeting, 01/23/95.
  - 2. CM. No. 95-03;
- G. Public Works Protective Clothing Contract;
  - 1. CM. No. 95-07; Recommend: Award the contract to American Linen for a 3-year term in the amount of \$11,735.10.
- H. Port MacKenzie Development Project;
  - 1. Resolution No. WR95-03; Recommend: Adoption.

Motion/Second: Carney/Chase

That the Consent Agenda comprising the foregoing items be and the same are hereby approved as written and that the various Officials of the City are hereby authorized and directed to take such action as may be necessary to give effect to the recommendations as therein contained. Motion passed.

5. PUBLIC HEARING:

A. General Penalties:

1. Ordinance Serial No. 95-01; allowing disposition of certain ordinance violations without a court appearance and establishing a schedule of bail amounts and fines for each offense;

Mayor Stein opened the hearing to the public.

Steve Stoll: Stated he felt the enforcement will be arbitrary and will not allow a persons reasons to come forward, just an easy way to collect \$100.00.

Sally Chryst: Feels the City is setting people up to fail, City should give people a little more respect and courtesy. Mrs. Chryst stated that there are no charges against people dumping snow in rights-of-way, why are certain things being singled out. Mayor Stein responded that people still have due process, just not the right of trial by jury. Also people dumping snow in rights-of-way will be subject to these penalties also. Mrs. Chryst also questioned why community service was not used rather than fines. Mr. Deuser stated that there is no on going methodology for community service.

No other comments were made. Mayor Stein closed the hearing to the public.

COMMISSION REPORTS:

Gene Wicker gave a brief Planning Commission report, 4 new commissioners appointed, currently working on the development code and planning procedures. Mr. Wicker stated that the Memorandum of Understanding between the Matanuska-Susitna Borough and City of Wasilla is a major concern of the Planning Commission. He also spoke of the increase of permits issued in 1994 compared to 1993. Mr. Wicker also stated that the Planning Commission commends the Council for moving forward with the planner position and planning department.

Pam McCall gave a brief Parks & Recreation Commission report, currently prioritizing the Iditarod Park, working with the Canelos Group and working toward a survey through the Frontiersman for public input. Ms. McCall also indicated they are looking at other cities and their use of community centers. Ms. McCall also spoke of the need for additional help in parks maintenance and additional money for park equipment. Ms. McCall then indicated she wanted to know what Council expects from the Parks & Recreation Commission.

7. PERSONS TO BE HEARD: (NON AGENDA ITEMS 5 MINUTES PLEASE)

A. Steve Stoll

Mr. Stoll spoke of the continuation of LID's and the City's method of cost sharing. Mr. Stoll also spoke of the building permits issued and indicated that most were issued for signs.

8. EXECUTIVE SESSION: (Scheduled)

A. O'Neill/Boyer Lawsuit Settlement:

1. Ordinance Serial No. 95-08: FY-95 Budget Amendment (Introduction)

B. Museum Land Purchase;

Motion/Second: Hjellen/Hartrick

To go into executive session to discuss issues with the O'Neill/Boyer Settlement and Museum Land Purchase which could be detrimental to the City if discussed in public. Ms. Chase asked to be

excused from the second portion of the executive session because of a previously declared conflict of interest. No objection, so ordered.

EXECUTIVE SESSION: 7:40--8:28 PM

Mayor Stein stated that no action would be taken on the Museum Land Purchase. Mayor Stein asked Mr. Deuser to explain the terms of the settlement on the O'Neill/Boyer Lawsuit.

Mr. Deuser explained that the settlement agreement included a payment to the O'Neill's and Boyer's each of \$5,000.00 and purchase of each of their lots in an amount to be determined by an appraisal performed by Don Tracy and subject to limitations of fraud. Both parties would be bound by the appraised amount, Mr. Tracy would be instructed to appraise the property in its present as is condition both with its limitations and its positive attributes, closing costs would be equally split between the parties and the further aspects of that purchase transaction would be left to the sound discretion of City Administration. Part of the discretion granted to administration would be to look at the details of completing the transaction such as assuring that any underground storage tanks are resolved at the expense of the sellers and to further assure that other details such as the existing tenant arrangements on the property are resolved so as not to present a long term encumbrance to the property and there by creating an impediment. The City would have a contribution from its insurance carrier toward the purchase price and upon the City receiving title, the City would be free to do whatever it wanted with the property including the potential of selling the property and recouping the purchase price. The approximate amount of the ordinance would be \$250,000.00

Motion/Second: Hjellen/Carney

To Approve the essential terms of the O'Neill/Boyer Settlement, and introduce Ordinance Serial No. 95-08 and schedule for public hearing and final action at the next regular meeting. Motion passed.

9. UNFINISHED BUSINESS:

A. Wilder-Adventure Paving LID:

1. Ordinance Serial No. 94-60; FY-95 Budget Amendment; Wilder Adventure Paving (Adoption)

Motion/Second: Hartrick/Chappel

To adopt Ordinance Serial No. 94-60. Motion passed.

B. Public Works Vehicle: (Postponed)

1. Ordinance Serial No. 95-02; FY-95 Budget Amendment; (Introduction)
2. CM. No. 94-86; Bid Award; Recommend: Council approval for Administration to proceed with a bid award to Tony's Chevrolet at the bid price of \$25,607, and approval to proceed with purchase of a radio and build storage boxes/shelving inside van box.
3. IM. No. 95-01; Vehicle Justification

There was no objection from Council to change the additional source of funds to Vehicle Fund Fund Balance for the additional \$8,000.00. So ordered.

Motion/Second: Chase/Chappel

To amend Ordinance Serial No. 95-02, to reduce the appropriation by \$925.00 to eliminate the cost of the paint job. Amendment tied with Mr. Chappel, Ms. Chase and Mrs. Palin assenting. Mayor Stein chose not to vote. Amendment failed.

Motion/Second: Carney/Chappel

To introduce Ordinance Serial No. 95-02 and schedule for public hearing and final action at the next regular meeting, 01/23/95. Motion passed with Ms. Chase dissenting.

Motion/Second: Carney/Hjellen

To approve CM. No. 94-86, authorizing Administration to proceed with a bid award to Tony's Chevrolet at the bid price of \$25,607, and authorize Administration to proceed with purchase of a radio and build storage boxes/shelving inside the van box. Motion passed with Ms. Chase dissenting.

10. NEW BUSINESS:

A. Crusey Street Speed Limit:

1. Resolution No. WR95-02:

Motion/Second: Carney/Chase

To adopt Resolution No. WR95-02 with a requested speed limit on Crusey Street of 30 mph. Motion passed with Mr. Chappel dissenting.

B. Liquor License Renewals 1995 Review:

1. CM. No. 95-01:

Motion/Second: Carney/Hjellen

To approve the renewal of liquor licenses for those establishments with no violations indicated in Council Policy No. 93-04. Motion passed.

Council directed that the Clerk send the ABC Board letter's of objection to renewals of establishments with violations.

C. LID Funding:

1. CM. No. 95-02:

Mayor Stein indicated he would draft a policy on funding for the next meeting.

D. Community Involvement Fund Proposal: (Requested by Councilman Chase)

No action taken.

E. Appointment of WASI Representative:

1. CM. No. 95-05:

Mrs. Palin indicated she would be available for daytime meetings. There was no objection to the appointment of Councilman Palin to the WASI Board. So ordered.

F. Council Policy No. 95-01; Budget Recap:

1. CM. No. 95-04

Motion/Second: Chappel/Palin

To adopt Council Policy No. 95-01.

Motion/Second: Carney/Hjellen

To delay Council Policy No. 95-01. No objection, so ordered.

G. Cities Meeting (Houston, Palmer and Wasilla)

Council directed the Clerk to schedule a joint meeting with Houston and Palmer within the next 30 days, and to invite the Borough to attend.

H. Building Modifications:

1. Ordinance Serial No. 95-06; FY-95 Budget Amendment (CIP Fund); Recommend: Introduction and schedule for public hearing at the next regular meeting, 01/23/95.

2. CM. No. 95-08;

Motion/Second: Carney/Chappel

To delay action to the next meeting for submission of a floor plan. No objection, so ordered.

11. COMMUNICATIONS:

A. Wasilla Planning Commission 12/15/94 Meeting:

B. Bumpus Softball Complex:

1. Don Keuler;

C. Comprehensive Plan Status Report:

D. FY-94 Encumbrance Carry-over:

1. IM. No. 95-02;

12. CITY REPORTS:

Mr. Wyatt: Reported on snow encroachments, and the Parks & Recreation Report should be ready for the next meeting.

Mr. Deuser: Expressed public appreciation to Mr. Carney and Ms. Hjellen for their work on the O'Neill/Boyer Settlement.

Mr. Cooper: Reported for Mrs. Emmons on the Library (she went home sick) Ms. Waite the Children's Librarian is moving to Washington are currently advertising in-house for that position. Mrs. Emmons also indicated that Nina Zwahlen had been in an accident with a moose and is now out of the hospital and back to work part time. Mr. Cooper then reported on the Museum newspaper project.

Mr. Dvorak: Reported on the Comprehensive Plan Status Report and that he will be coming forward with a revised funding project amount at the next meeting. Mr. Dvorak then stated that the Main Street USA Program is being held in Soldotna and he would like a couple of Commissioner's to attend with him if the funding is available.

There was no objection from Council for Councilman Chase and Palin to also attend.

Mrs. Harris: Reported on a special meeting schedule for 01/30/95 with Cooper & Lybrand on the Compensation and Classification Study, the code update is almost complete and copies of Title 29 are available in the Clerk's Office, please bring books in for updating.

Mayor Stein: Reported on the City Map, joint effort of the Planning Office and Museum and contact he has had with the Nature Conservancy regarding the DOW Chemical property.

13. AUDIENCE COMMENTS:

1. COUNCIL COMMENTS:

15. ADJOURNMENT:

There being no further business the meeting adjourned at 10:50 p.m.

APPROVED:



JOHN C. STEIN, Mayor

RESPECTFULLY SUBMITTED:



MARJORIE D. HARRIS, CMC  
City Clerk