

1. CALL TO ORDER, PLEDGE OF ALLEGIANCE:

ROLL CALL:

3. APPROVAL OF AGENDA:

4. CONSENT AGENDA:

- A. Regular Meeting Minutes 07/08/96; Recommend: Approval as Presented.
- B. Sewer Utility & Sewer System Pretreatment;
 - 1. Ordinance Serial No. 96-34; Amending Chapter 5.20 and adding Chapter 5.25; Recommend: Introduction and schedule for public hearing at the next regular meeting, 08/12/96
 - 2. CM. No. 96-66;
- C. Appointment of Election Judges and Canvass Board; *CR 96-69 Amended*
 - 1. CM. No. 96-69; October 1, 1996 Regular Election; Recommend: Approval as presented.
- D. Water Utility;
 - 1. Ordinance Serial No. 96-32; Establishing Rates for Water Service Calls; Recommend: Introduction and schedule for public hearing at the next regular meeting, 08/12/96
 - 2. Ordinance Serial No. 96-33; Recommend: Introduction and schedule for public hearing at the next regular meeting, 08/12/96
 - 3. CM. No. 96-68;
- E. Water Construction;
 - 1. Ordinance Serial No. 96-35; FY-97 Budget; Recommend: Introduction and schedule for public hearing at the next regular meeting, 08/12/96
 - 2. CM. No. 96-73; Waterline Distribution Repairs

PUBLIC HEARING:

- ~~A~~ Animal Control
 - 1. Ordinance Serial No. 96-28;
 - 2. Ordinance Serial No. 96-28 (Substitute);
- ~~B~~ Ordinance Serial No. 96-29; Adopting Chapter 16.43 Wasilla Revised Development Code as part of the Wasilla Municipal Code, including the Revised Zoning Map.
 - 1. CM. No. 96-62; Transmittal of Wasilla Revised Development Code and Zoning Map;
 - 2. Mike Carson Realty Inc. Communications
- C. Ordinance Serial No. 96-30; Bar Closing Hours;
 - 1. IM. No. 96-17;
 - 2. A&W Windbreak, Inc., VFW Post 9365 & Wasilla Bar Communications
- D. Ordinance Serial No. 96-31; Youth Court;

6. COMMISSION REPORTS:

7. PERSONS TO BE HEARD: (NON AGENDA ITEMS 5 MINUTE LIMIT)

- A. *Harold Newcomb* B. *Bob Karl & Pat Sutton* *Blair Blair codes*
8. EXECUTIVE SESSION (NONE SCHEDULED)

9. UNFINISHED BUSINESS:

- A. Youth Court (Adoption).
 - 1. Ordinance Serial No. 96-31;

10. NEW BUSINESS:

- A. Control of Fire Arms;
 - 1. Richard Best;
- B. Sewer Loan/Grant;
 - 1. CM. No. 96-67
- C. Overtime Pay Rules;
 - 1. CM. No. 96-70;
 - 2. IM. No. 96-18;
- D. L.I.D. Formation Request;
 - 1. CM. No. 96-71; East West Point Avenue
- E. Borough CIP List;
- F. *Ord 96-29 Wasilla Dev. Code .*

11. COMMUNICATIONS:

- A. Wasilla Planning Commission; Regular Meeting Minutes 07/02/96
- B. Overdue Fines for Library Materials;
 - 1. IM. No. 96-19
 - 2. Administrative Policy No. 96-07

12. 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

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WASILLA CITY COUNCIL

MINUTES

REGULAR MEETING DATE: 07/22/96 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:

COUNCIL:

Mr. Carney
Mr. Chappel
Mr. Hartrick

Ms. Hjellen
Mr. Lockwood
Mrs. Palin

STAFF:

Mayor Stein
Mr. Felton-City Engineer
Mr. Deuser-Attorney
Mr. Stambaugh-Chief
Mr. Nelson-Finance Dir.
Mrs. Emmons-Library Dir.

Mr. Cooper-Museum Dir.
Mrs. Harris-Clerk
Mr. Baugh-Sr. Accountant
Mr. Dvorak-Planner
Mrs. Brower-Deputy Clerk

3. APPROVAL OF AGENDA:

The agenda was approved with the following changes: Consent Agenda Item C. added Amended CM. No. 96-69; Public Hearing switched Items A and B so that Ordinance Serial No. 96-29 would be heard first; Persons To Be Heard Item A. Harold Newcomb, Wasilla Wonderland Park, and Item B. Bob Karl, Mat-Su Home Builders Building Codes.

4. CONSENT AGENDA:

- A. Regular Meeting Minutes 07/08/96; Recommend: Approval as Presented.
- B. Sewer Utility & Sewer System Pretreatment;
1. Ordinance Serial No. 96-34; Amending Chapter 5.20 and adding Chapter 5.25;
Recommend: Introduction and schedule for public hearing at the next regular meeting, 08/12/96
2. CM. No. 96-66;
- C. Appointment of Election Judges and Canvass Board;
1. CM. No. 96-69 Amended; October 1, 1996 Regular Election; Recommend: Approval as presented.
- D. Water Utility;
1. Ordinance Serial No. 96-32; Establishing Rates for Water Service Calls; Recommend: Introduction and schedule for public hearing at the next regular meeting, 08/12/96
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1. Ordinance Serial No. 96-35; FY-97 Budget; Recommend: Introduction and schedule for public hearing at the next regular meeting, 08/12/96
2. CM. No.96-73; Waterline Distribution Repairs

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.

PUBLIC HEARING:

A. Ordinance Serial No. 96-29: Adopting Chapter 16.43 Wasilla Revised Development Code as part of the Wasilla Municipal Code, including the Revised Zoning Map.

1. CM. No. 96-62; Transmittal of Wasilla Revised Development Code and Zoning Map;
2. Mike Carson Realty Inc. Communications

Mr. Dvorak gave an overview of plan revisions pointing out issues with group home and institutional home definitions, fee schedules and several requests for rezones that have come in through this process.

Mr. Lewis spoke of the group home issue and drafting of specific criteria.

Mr. Dvorak indicated that the rural residential (RR) in the new code is equivalent to the current intermediate district (I).

Councilman Chappel presented a petition from an area of 47 homes, 70 out of 75 people indicated they did not want group homes in the R-1 and R-2 districts.

Mayor Stein opened the hearing to the public.

Barbara Poetzsch: Indicated her opposition to the rural residential designation for Richmond Hills II Subdivision. Also indicated that it was wrong for people to just look at maps and make a decision on zoning without consideration to the area. Presented a petition with signatures asking for R-1 zoning.

Pandora Willingham: Supported Mrs. Poetzsch 's opposition, a majority of area residents want the R-1 zoning designation.

Carol Kane: Supports single family residential.

Bernie Bowen: Indicated that Mission Hills Subdivision wants R-1 zoning designation. Submitted petition opposing halfway housing and transitional housing in Mission Hills Subdivision.

Eric Poetzsch: Indicated that the Richmond Hills Covenants match the R-1 zoning designation.

Brenda Childress: objects to the group home idea, Mission Hills is a family area and opposes any zoning except R-1.

Tracy Thompkins: Agreed with Mrs. Childress, Mission Hills is an area with young families and with small children. The group homes and transitional homes should be closer to stores and the downtown area, not in Mission Hills.

Bill Childress: Asked if there were any group homes in the Valley and if so, where they are located? Mr. Dvorak indicated he did not know.

Colleen Cottle: Objects to the City allowing half as much of a buffer zone than the Borough requires. Mrs. Cottle indicated that there was a big difference between a family of 5 and a residence with 8 adult people probably all unemployed. Shouldn't have to escort children to and from the school bus.

Gene Walkerman: Concerned with the a new use permit for any antenna 35 feet and over. Indicated that the Federal Government has the responsibility of regulating interference from antennas.

Tim Comfort: President of the local Ham Radio group, presented Council with numerous court cases regarding ham radio regulations.

Wetchen Obar: Spoke regarding ham radios, if its not broke, don't fix it.

Bob Ellier: Ham radio operator, the antenna is the key to operations, and referred to a book "Didn't Blow Down Last Winter, Not High Enough".

Larry Hoffman: Indicated he is behind what the Council is attempting to do, but before taking action on this ordinance, table the section on antenna heights and contact communication people throughout the State and gather information, then hold public hearings.

Alice Walkerman: Consider what you are doing.

Allen Farmworth: Indicated that radio operators move their antennas to different heights frequently. A 3 day waiting period for a permit each time they change their antenna would make it very difficult for the operators, and the people who would issue the permits.

John Rogers: Ham radio operator, this sounds good until you start reading the technical criteria, with the communications act having passed several months ago, this issue needs to shelve this until more information is gathered.

Jerry Sandibge: Presented Council with a copy of public law 103.403.

Chris Brown: Also spoke against the continuous filling of paperwork which could be involved with moving an antenna.

K. B. Thompkins: Manager, Cottonwood Creek Mall, spoke of the new parking regulations for commercial and questioned its affect on existing facilities. Mr. Lewis indicated that any new additions to existing facilities will have to meet the new criteria. Mr. Thompkins indicated that this would take up a tremendous amount of land, suggested that 300 sq. ft. or a compromise.

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

INTERMISSION: 8:30 - 8:45 P.M.

B. Animal Control

1. Ordinance Serial No. 96-28;
2. Ordinance Serial No. 96-28 (Substitute);

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

C. Ordinance Serial No. 96-30: Bar Closing Hours;

1. IM. No. 96-17;
2. A&W Windbreak, Inc., VFW Post 9365 & Wasilla Bar Communications

Mayor Stein opened the hearing to the public.

Jerry Bill Lewis: Concerned that the City will loose control, currently there are no after hours clubs and would hate to see good intentions go bad.

Mike Lowman: Went over some of the issues set out in the newspaper and stated he is currently gathering information and hopes to have it by the next meeting, asked Council to hold at least one more public hearing for additional information. Mr. Lowman indicated that by reducing the hours he will lose one waitress and one half time bartender and the cab companies will bunch up. Questioned what would happen if the Borough did not support this. Mr. Lowman suggested forming a task force, he would like to be a party to the solution.

Ted Anderson: Agrees with and supports Mr. Lowman's comments, and indicated that the taxi service could become a serious problem if people did not want to wait for an available cab.

Lori Shackel: Only works part time and if the bars close early, this will affect her job. After hours clubs will not pay attention to the amount of alcohol poured into a drink, and they are not trained in Techniques of Alcohol Management.

Scott Lowrey: Taxicab owner and operator, this will affect the cab service, indicated it is not cost effective to have 2 or 3 cabs just for closing hours and abusers will not wait 20 or 30 minutes for cab service, closing early will make the problem worse, agree with forming a task force.

Buddy the Bartender: opposed to early closure, people start mellowing out later in the evening.

Ken Taun: Indicated that he is a musician and the early closing hours will affect his pay, saw what the early closing hours did in Anchorage, spoke of the after hours clubs and gambling.

Tim Shurague: Suggested that this ordinance not be enacted until it is accepted Borough wide, indicated that the task force is a good idea include Valley Women's Resource, bartenders/waitresses, bar owners, police etc. on task force.

Julie Ward: Objects to the early closure, not everyone in bars after 2:00 a.m. are slobbering drunk, its a late night place to go where you are not alone.

Jim Flatly: Bars and night clubs are in the entertainment business, opposed to closure of bars any earlier than they are currently required.

Greg Fletcher: Opposed to bar closure ordinance as patron has seen a tremendous difference since 1994 in how bars and employees are handled, opposed to losing rights.

Lisa Conrad: Opposed to these restrictions which will cause her to lose 3 positions, spoke of her concerns with the after hours clubs and the problems associated with them for this community.

Cassandra Allen: Spoke of what is currently available and is opposed to the change in bar hours.

Suzanne Fry: Mat-Su Council, probably the only one here who would like to see a reduction in her business. Earlier bar closing will not solve the problem, earlier closure will send a message of values that its not okay to drink all night long. 25% of all deaths in Alaska are alcohol related, spoke of other alcohol problems and indicated statistics displayed on a graphic from the State of Alaska on the cause and effect of alcohol and substance abuse.

Michelle Overstreet; Spoke of Wasilla and its changes over the years, does not think the ordinance is designed to get anybody or reduce bar business. Promotion of a drug free community.

Brian Peterson; Would loose job if this ordinance were passed, and after hours clubs would start operating.

Mayor Stein continued the hearing to the next regular meeting, 08/12/96.

There was no objection from Council to add Ordinance Serial No. 96-29 to New Business Item F, so ordered.

D. Ordinance Serial No. 96-31; Youth Court;

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

6. COMMISSION REPORTS:

7. PERSONS TO BE HEARD: (NON AGENDA ITEMS 5 MINUTE LIMIT)

8. EXECUTIVE SESSION (NONE SCHEDULED)

UNFINISHED BUSINESS:

A. Youth Court (Adoption).

1. Ordinance Serial No. 96-31;

Motion/Second: Hjellen/Hartrick

To adopt Ordinance Serial No. 96-31. Motion passed.

10. NEW BUSINESS:

A. Control of Fire Arms;

1. Richard Best;

Mr. Best spoke of the ordinance regarding discharge of firearms within City limits and spoke of his shooting range, asked Council permission to use his shooting range. He ask that Council change regulations to authorize people with State of Alaska concealed weapons permits to pass through the City without being illegal.

Motion/Second: Carney/Hartrick

To authorize Administration to issue a revocable permit per WMC 13.04.020 upon inspection and approval by the police chief. Motion passed.

B. Sewer Loan/Grant;

1. CM. No. 96-67

Motion/Second: Hartrick/Chappel

approve CM. No. 96-67, authorizing the sewer loan/grant expenditure of \$88,000 for the Good Shepherd Lutheran Church, David & Judy Patrick, Jim Messick, Don Showers, Chris Husa, Steve Mahoy, Alaska U.S.A. Federal Credit Union and Lisa Tackett as outlined in CM. No. 96-67. Motion passed.

Overtime Pay Rules;

1. CM. No. 96-70;
2. IM. No. 96-18;

Motion/Second: Palin/Chappel

To equate annual and sick leave the same as holidays for the purpose of hours worked.

Motion/Second: Carney/Lockwood

To remove the reference of annual and sick leave being equated the same as holidays. Amendment failed with Mr. Carney and Mr. Lockwood assenting.

The main motion passed with Mr. Carney dissenting.

Council had no objection to changing the order of business at this time, so ordered.

F. Ordinance Serial No. 96-29;

Council directed Planning to send letters to all property owners in Mission Hills, Richmond Hills and Airport Heights Subdivisions to ascertain the interest of re-zoning these areas, all- R-1.

There was no objection from Council to extend the meeting for 15 minutes, so ordered.

D. L.I.D. Formation Request;

1. CM. No. 96-71; East West Point Avenue

Motion/Second: Carney/Hjellen

To approve CM. No. 96-71, authorizing the preliminary engineering for an L.I.D. for East West Point Avenue. No objection, so ordered.

E. Borough CIP List;

Motion/Second: Carney/Palin

To delay the Borough CIP List to the next regular meeting, 08/12/96. No objection, so ordered.

11. COMMUNICATIONS:

A. Wasilla Planning Commission; Regular Meeting Minutes 07/02/96

B. Overdue Fines for Library Materials;

1. IM. No. 96-19
2. Administrative Policy No. 96-07

12. CITY REPORTS:

13. AUDIENCE COMMENTS:

COUNCIL COMMENTS:

15. ADJOURNMENT:

There being no further business the meeting adjourned at 11:25 p.m.

APPROVED:



Handwritten signature of John C. Stein, Mayor, written in black ink over a horizontal line.

JOHN C. STEIN, Mayor

RESPECTFULLY SUBMITTED:



Handwritten signature of Marjorie D. Harris, City Clerk, written in black ink over a horizontal line.

MARJORIE D. HARRIS, CMC
City Clerk