

WASILLA CITY COUNCIL AGENDA
REGULAR MEETING MONDAY DATE: 02/10/97 TIME: 7:00 P.M.

COUNCIL BUDGET WORKSESSION 6:00 P.M.

1. CALL TO ORDER, PLEDGE OF ALLEGIANCE:

2. ROLL CALL:

3. APPROVAL OF AGENDA:

4. CONSENT AGENDA:

- A. Regular Meeting Minutes 01/27/97; Recommend: Approval as Presented.
- B. Ordinance Serial No. 97-13; Amending certain sections of the Wasilla Municipal Code to reduce the penalties to \$250.00; Recommend: Introduction and schedule for public hearing at the next regular meeting, 02/24/97.
- C. Ordinance Serial No. 97-15; Richmond Hill Re-Zone; Recommend: Introduction and schedule for public hearing at the next regular meeting, 2/24/97.
- D. Ordinance Serial No. 97-14; FY97 Budget (Wasilla Area Community Survey); Recommend: Introduction and schedule for public hearing at the next regular meeting, 2/24/97.
- E. Ordinance Serial No. 97-10; Amending section 13.08.020 (A), City-operated public parks, sites and recreation facilities; Recommend: Introduction and schedule for public hearing at the next regular meeting, 2/24/97.

5. PUBLIC HEARING:

- A. Ordinance Serial No. 97-03; Building Codes.
- B. Ordinance Serial No. 97-09; Special Assessment Bonds for the Westpoint/Westcove, Hallee Lane, Wild Adventure and Southview Paving Assessment Districts.
- C. Ordinance Serial No. 97-12; Amending WMC 2.12.050; Procedures regulating Telephonic Participation.
- D. FY-98 Pre-Budget Hearing;

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

- A. Friends of Wonderland;
- B. Marion Romano, Friends of the Library; Library building.
- C. Micelle Overstreet; Mat-Su Substance Council requests a donation from the City.
- D. JAMES AFRICAN; MIRACLE DRUMMERS & DANCERS F. KEN ERICKSON; Church Road.
- E. CIA DEEVES; MELANIE PAVING G. STEVE STOLL

7. COMMISSION REPORTS:

8. EXECUTIVE SESSION (SCHEDULED)

- A. Exposure due to Stambaugh Firing and Emmons Personnel Action;
- B. BROKEN SEWER LINE

9. UNFINISHED BUSINESS:

- A. C.M. No. 97-07; Community Requests (Funding).
- B. Alaska Live Steamers; Land Request.
- C. Lots 8, 9, 10, Block 2E, East Wasilla Townsite; Museum Property Purchase (Request for Rescind)
- D. Ordinance Serial No. 97-01; Capital Projects Presentation; (Adoption)
- E. Ordinance Serial No. 97-02; Amending Chapter 2.28, City Clerk's Office (Adoption)

- F. Ordinance Serial No. 97-03; Building Codes (Adoption)
 - 1. Memorandum from Attorney Deuser;
 - 2. CM. No. 97-04;
 - 3. CM. No. 97-08; Review of Building Codes by the Planning Commission.
- G. Ordinance Serial No. 97-04; FY-97 Budget Amendment (Early Payment Phase I Paving Bond) (Adoption)
- H. Ordinance Serial No. 97-05; FY-97 Budget Amendment (Police Department Grant); (Adoption)
- I. Ordinance Serial No. 97-06; FY-97 Budget Amendment (Youth Court State Grant); (Adoption)
- J. Ordinance Serial No. 97-07; FY-97 Budget Amendment (Youth Court Federal Grant); (Adoption)
- K. Ordinance Serial No. 97-08; FY-97 Budget Amendment (Welcome to Wasilla Signs Project) (Adoption)
 - 1. IM. No. 97-03;
- L. IM. 97-08; Lot 3A, Block 3, Snider Subdivision, Unit 4.

10. NEW BUSINESS:

- A. C.M. No. 97-06; Library Survey.
- B. Church Road Paving; (Requested By Councilman Carney) (Verbal Report).
- C. Parks Highway Upgrade; (Requested By Councilman Carney) (Verbal Report).
- D. Resolution No. WR97-06; Approval of the Wasilla Parks and Recreation Commission plan for the area currently identified at the Old Airport Site.
- E. Financial Information;
- F. Resolution No. WR97-07; Wasilla Wonderland Playground

11. COMMUNICATIONS:

- A. Wasilla Planning Commission; Meeting Minutes.
- B. Cook and Haugeberg FY 97 Audit;
- C. CP. NO. 97-02; LID Prioritization, (Verbal Report).
- D. Overtime/Comp-time report; (Verbal Report).
- E. Wasilla Planning Commission Resolution No. 97-03; Lake View Subdivision denial of re-zone.
- F. MAYOR'S REPORT ON: FIRST CITIZENS OF THE USA LETTER RESPONSE

12. STAFF REPORTS:

Railroad Depot Restoration

13. AUDIENCE COMMENTS:

Taxicab Regulations

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: 2/10/97 TIME: 7:00 PM

1. CALL TO ORDER, PLEDGE OF ALLEGIANCE:

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

2. ROLL CALL:

COUNCIL:

Mr. Carney Mrs. Keller Mayor Palin
Mr. Chappel Mrs. Langill Mr. Cramer-Deputy Admin.
Mr. Fuller Mrs. Patrick Mr. Deuser-Attorney
Mr. Nelson-Finance Dir.
Ms. Emmons-Library Dir.

STAFF:

Mrs. Harris-Clerk
Mrs. Newman-Deputy Clerk
Mr. Jack Felton-Public Works Dir.
Mr. Duane Dvorak-Planning Dir.

3. APPROVAL OF AGENDA:

The Agenda was approved with the following additions, Persons To Be Heard Item D. James Afcan; Miracle Drummers and Dancers, Item E. Cia Dreeves, Item F. Ken Erickson, Item G. Steve Stoll. New Business, Item F. Resolution Serial No. WR97-07; Request for Wonderland Funding.

Motion/Second; Chappel/Keller

To approve the agenda as amended. Motion passed.

SPECIAL ORDER:

Award Presentation, Recognition for the Colony Boys Basketball and Palmer High Girls Basketball teams.

4. CONSENT AGENDA:

- A. Regular Meeting Minutes 01/27/97; Recommend: Approval as Presented.
- B. Ordinance Serial No. 97-13; Amending certain sections of the Wasilla Municipal Code to reduce the penalties to \$250.00; Recommend: Introduction and schedule for public hearing at the next regular meeting, 02/24/97.
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- E. Ordinance Serial No. 97-10; Amending section 13.08.020 (A), City-operated public parks, sites and recreation facilities; Recommend: Introduction and schedule for public hearing at the next regular meeting, 2/24/97.

Motion/Second: Chappel/Keller

That 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. Ordinance Serial No. 97-03; Building Codes.

Mayor Palin opened the hearing to the public.

Kristen Tanner; Feels inspections are important however, there are private systems in place and she does not want the City to get involved in the building inspection process.

Colleen Cottle; Agrees with Mrs. Tanner, and does not feel the City should get involved at this time.

Cia Dreeves; Agrees with Mrs. Tanner and Mrs. Cottle. She is opposed to Wasilla developing another core bureaucracy to obtain funds from tax payers. She strongly urges Council to reject this proposed policy.

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

B. Ordinance Serial No. 97-09; Special Assessment Bonds for the Westpoint/Westcove, Hallea Lane, Wild Adventure and Southview Paving Assessment Districts.

Mayor Palin opened the hearing to the public, no comments were made. Mayor Palin closed the hearing to the public.

C. Ordinance Serial No. 97-12; Amending WMC 2.12.050; Procedures regulating Telephonic Participation.

Mayor Palin opened the hearing to the public, no comments were made, Mayor Palin closed the hearing to the public.

D. FY-98 Pre-Budget Hearing;

Mayor Palin opened the hearing to the public.

Tim Anderson, Executive Director of Wasilla Area Seniors; Requests the inclusion of the extension of City water line up to and including the Senior Center in the Capital Budget. Chinook Vila owners have indicated an interest in the formation of a LID. They are also lobbying area Legislatures to assist with funding.

Steve Stoll; The "pot holes" near the Valley Performing Arts Center are just about unbearable. The City needs to repair them.

No other comments were made, Mayor Palin closed the public hearing.

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

A. Laurie Gorsh, Friends of Wonderland;

Ms. Gorsh stated that the City is not keeping up with the maintenance of Wonderland. She believes the City should hire one full time Parks and Recreation person to maintain the park and playground. The park was a gift to the City and the failure to maintain the park is having a negative effect on the City.

Ocie Adams, Friends of Wonderland;

If the Friends of Wonderland repair the park, they will add to the liability, only a Parks and Recreation employee would negate the liability.

B. Marion Romano, Friends of the Library;

Ms. Romano gave a brief overview of the Friends of the Library activity towards review and determining whether a new library is needed and wanted in Wasilla. An additional \$5,000.00 is needed to complete a survey going out to an 11,000 user group within the 99654/99687 zip code area. Ms. Romano requested favorable consideration of the additional funding to complete this project.

C. Michelle Overstreet, Mat-Su Substance Council;

Requested a donation from the Wasilla Police Department in the form of confiscated weapons (shot gun and or hunting rifle) to auction at a fund raiser. The funds will be used for a Alcohol/Drug Treatment Center. A licenced arms dealer has agreed to complete all background checks.

D. James Afcan, Miracle Drummers and Dancers; An organized dance goup requests a \$5,000.00 operating donation from City. They performed a dance and song.

E. Cia Dreeves

Mrs. Dreeves, presented Council with a packet outlining a request to pave Melanie Ave. Many problems are occurring with the street. Speeding, dust, and increased traffic volumes due to the Bumpus Ballfields. The road can not carry the burden currently demanded on it. Mrs. Dreeves suggests no more development to Bumpus until the road is fixed, close the road at the western most end, and ultimately pave the road.

F. Ken Erickson

Gave an update on Church Road paving. Mr. Erickson has been in contact with the Department of Transportation and the road is scheduled to be paved in 1998. He suggested any persons concerned about the road contact Mr. Berkley, Project Manager at (907)266-1675.

G. Steve Stoll

Mr. Stoll supports the paving of Melanie Ave., and suggests the City post a 35mph. speed limit as well as provide the proper engineering for the road. He also commented on a meeting he attended at the Valley Performing Arts Center.

7. COMMISSION REPORTS:

A. Ron Rucker, Parks and Recreation Commissioner;

Mr. Rucker stated that the Parks and Recreation Commission is also looking for funding for a survey, however he was not prepared to request that funding tonight. He also informed Council that the Community Center proposal has been dropped at this time.

B. Leroi Heaven, Historical Society;

Mr. Heaven reported on the Teeland/Herning Building, and it will possibly be open in 45 days.

C. John Hartrick, Borough Assemblyman;

Mr. Hartrick reported the Lake Louise detachment is cancelled. The five year goal for the Borough includes, libraries, and economic development. A work session is coming forward on 4/22/97 at 10:00 a.m. regarding libraries. There will be no land lottery this year.

8. EXECUTIVE SESSION (SCHEDULED)

A. Exposure due to Stambaugh Firing and Emmons Personnel Action;

B. Broken sewer line;

Motion/Second: Carney/Langill

To go into Executive Session to discuss the exposure caused by the termination of Irl Stambaugh and the Emmons Personnel Action, as well as discuss the broken sewer line.

Mr. Deuser referred to A.S. 44.62.310 (c) regarding Executive Sessions and the potential liability caused by actions taken by Mayor Palin. Mr. Deuser also explained that in late October he recommended that Mayor Palin and Mr. Cramer seek outside legal services in dealing with personnel matters because of his close working relationship with the employees. He then explained that Mr. Ken Eggers is available in the audience as well as a representative for AML/JIA. Mr. Gene Dahlgren from Northern Adjusters along with the Attorney Mr. Frank Koziol retained by AML/JIA. Also, in the audience is Mr. William Jermain and his clients. Mr. Deuser stated that Mr. Jermain had indicated that his clients had requested that the questions regarding their situations be discussed in open meeting which is their right. Mr. Deuser also indicated that the Council also had a right to go into Executive Session following the open discussion to consider matters, the immediate knowledge of which would clearly have an adverse effect upon the finances of the City.

(Stambaugh + Emmons)

Mr. Eggers stated that on January 30, 1997, Mayor Palin delivered to Chief Stambaugh and Mrs. Emmons letters of intent to terminate subject to a meeting scheduled on January 31, 1997 because of a lack of support. Mr. Eggers indicated that Mayor Palin then gave consideration to the intent and went through with the termination of Chief Stambaugh. Last Friday, February 7, 1997, Mayor Palin delivered a letter to Mr. Stambaugh and Mr. Jermain with her reasons for the termination of Mr. Stambaugh which is, "pursuant to Wasilla Municipal Code Mr. Stambaugh could be terminated without cause".

Mr. Deuser suggested the following people attend the executive session: Mayor Palin, Mr. Cramer, City Council, Mr. Eggers, Mr. Koziol, Mr. Dahlgren, and himself.

There was no objection to go into executive session at this time.

EXECUTIVE SESSION: 9:00 - 9:57 p.m.

Mr. Deuser stated that one additional person was invited into the executive session, Mr. Steve Wells, AML/JIA Executive Director. Mr. Deuser then stated that Mr. Stambaugh 's Attorney Mr. Jermain is preparing a claim. Mr. Deuser then explained that if Council received calls regarding Mr. Stambaugh and any possible action occurring Council should explain their duty of confidentiality.

9. UNFINISHED BUSINESS:

A. C.M. No. 97-07; Community Requests (Funding).

Soroptimist; Requests \$200.00 donation from the City.

Motion/Second: Langill/Keller

To grant Soroptimist requested funding. Motion passed with Mrs. Keller and Mrs. Langill dissenting.

Valley Womens Resource Center; Requests \$1,300.00 donation from the City to purchase a computer.

Motion/Second: Carney/Chappel

To postpone donation to the next regular meeting, 2/24/97. Motion passed.

Mat-Su Council; Requests confiscated weapons from Wasilla Police Department (shot gun and or hunting rifle) for fund raising auction.

Motion/Second: Carney/Langill

To grant the request for two weapons under the supervision of Sgt. Robinson. Motion passed.

Gold Star Alaska; Requests \$5,000.00 donation from the City.

Motion/Second: Keller/Patrick

To decrease the amount to \$4,200.00. Motion passed.

Motion/Second: Patrick/Fuller

Motion failed with Mrs. Keller and Mrs. Patrick assenting.

Kids are People, Inc. Requests to use remaining balance of previous grant on non-food items.

Motion/Second: Patrick/Fuller

To grant the change in use for Kids are People, Inc. Motion passed.

Iditarod Dog Sled Race; Advertising fee in Frontiersman.

Motion/Second: Langill/Carney

To approve the advertisement cost for the Iditarod Dog Sled Race. Motion passed.

Miracle Drummers and Dancers; Requests a \$5,000.00 operating grant from the City. Council has no objection to bring this back at the next regular meeting, 2/24/97.

B. Alaska Live Steamers; Land Request.

Council requested a report at the next regular meeting, 2/24/97.

C. Lots 8, 9, 10, Block 2E, East Wasilla Townsite; Museum Property Purchase (Request for Rescind)

Mrs. Langill stated the information in the packet indicated the property was not just for a paved parking lot, but had proposed uses by Wasilla Parks and Recreation as well.

No action taken.

D. Ordinance Serial No. 97-01; Capital Projects Presentation; (Adoption)

Motion/Second: Carney/Chappel

Motion passed to adopt Ordinance Serial No. 97-01.

E. Ordinance Serial No. 97-02; Amending Chapter 2.28, City Clerk's Office (Adoption)

Motion/Second: Chappel/Carney

To adopt Ordinance Serial No. 97-02.

There was no objection from Council to make the following change: "The Deputy Clerk shall in all cases sign all documents in the name of the City Clerk", to read "The Deputy Clerk shall in all cases be empowered to sign all documents in the name of the City Clerk. So ordered.

Motion to adopt Ordinance Serial No. 97-02 passed.

F. Ordinance Serial No. 97-03; Building Codes (Adoption)

1. Memorandum from Attorney Deuser;

2. CM. No. 97-04;

3. CM. No. 97-08; Review of Building Codes by the Planning Commission

Motion/Second: Carney/Langill

To refer Ordinance Serial No. 97-03 to the Planning Commission and request a revision by 7/1/97.

Motion tied with Mr. Carney, Mr. Fuller, and Mrs. Langill assenting. Mayor Palin ~~chose not to vote.~~
~~Motion failed.~~ *voted no causing the motion to fail.*

- G. Ordinance Serial No. 97-04; FY-97 Budget Amendment (Early Payment Phase I Paving Bond) **(Adoption)**

Motion/Second: Chappel/Patrick

To adopt Ordinance Serial No. 97-04. Motion passed.

- H. Ordinance Serial No. 97-05; FY-97 Budget Amendment (Police Department Grant); **(Adoption)**

Motion/Second: Chappel/Keller

To adopt Ordinance Serial No. 97-05. Motion passed.

- I. Ordinance Serial No. 97-06; FY-97 Budget Amendment (Youth Court State Grant); **(Adoption)**

Motion/Second: Patrick/Keller

To adopt Ordinance Serial No. 97-06. Motion passed with Mrs. Langill dissenting.

- J. Ordinance Serial No. 97-07; FY-97 Budget Amendment (Youth Court Federal Grant); **(Adoption)**

Motion/Second: Keller/Patrick

To adopt Ordinance Serial No. 97-07. Motion passed with Mrs. Langill dissenting.

- K. Ordinance Serial No. 97-08; FY-97 Budget Amendment (Welcome to Wasilla Signs Project) **(Adoption)**

1. IM. No.97-03;

Motion/Second: Carney/Patrick

Motion made to delay action on Ordinance Serial No. 97-08 to the Budget Cycle. Motion passed.

- L. IM. 97-08; Lot/3A, Block 3, Snider Subdivision, Unit 4.

Motion/Second: Carney/Patrick

To postpone action until the next regular meeting 2/24/97. Motion passed.

10. NEW BUSINESS:

- A. C.M. No. 97-06; Library Survey.

Motion/Second: Keller/Patrick

To approve C.M. 97-06 and include a note to the tax payers stating the cost of the survey. Motion passed.

Motion/Second: Keller/Patrick

To utilize Council Contingency to pay for the survey. Motion passed.

B. Church Road Paving: (Requested By Councilman Carney) (Verbal Report).
Mr. Felton reported that it is his understanding from the Department of Transportation that Church Road will be paved in 1998.

C. Parks Highway Upgrade: (Requested By Councilman Carney) (Verbal Report).
There was no objection from Council to delay item C until the next regular meeting 2/24/97.

D. Resolution No. WR97-06: Approval of the Wasilla Parks and Recreation Commission plan for the area currently identified at the Old Airport Site.

Motion/Second: Langill/Fuller

To adopt Resolution Serial No. WR97-06.

Motion/Second: Langill/Patrick

To amend verbiage to read "WHEREAS; The Wasilla Parks and Recreation Commission Resolution Serial No. 97-01 recommends the Wasilla City Council adopt the plan prepared by Mr. Jonathon Schilk dated August 2, 1996 with the addition of a 20' x 40' pavilion located in the vicinity of the Wasilla Wonderland Playground at a specific location approved by both the Friends of Wonderland Committee and the Wasilla Parks and Recreation Commission.

NOW THEREFORE BE IT RESOLVED:

That the Wasilla City Council formally adopt the Old Airport Site Plan, as presented and modified by the Wasilla Parks and Recreation Commission, as the official City plan for the Old Wasilla Airport Park".

Motion passed.

Motion/Second: Keller/Patrick

To delay Resolution Serial No. WR97-06 to the next regular meeting 2/24/97. Motion passed.

E. Financial Information:
There was no objection from Council to delay item E until the next regular meeting 2/24/97.

F. Resolution No. WR97-07: Request from Wonderland (Requested By Councilwoman Langill)

Motion/Second: Langill/Keller

To adopt Resolution No. WR97-07, changing the account number to 410.3101 and stipulating that should all allocated funds not be used, they revert back to account 410.3101.

Motion passed with Mr. Carney dissenting.

G. Citizens of the USA; (Requested by Councilwomen Langill)

Mr. Deuser read his response to the organization, and had no further developments to report at this time.

H. Wasilla Railroad Depot; (Requested by Councilwomen Langill)

Phil Lockwood reported on the current condition of the Railroad Depot. Stating the building is uninhabitable at this time. He is currently working on a cost estimate for the renovations required to bring the building up to code.

I. Taxi Cab Regulations; (Requested by Councilwomen Langill)

Ms. Harris reported she is currently researching the issue and should have a report available in the near future.

11. COMMUNICATIONS:

A. Wasilla Planning Commission; Meeting Minutes.

B. Cook and Haugeberg FY 97 Audit;

C. CP. NO. 97-02; LID Prioritization, (Verbal Report).

Mr. Felton stated he will continue to work on an subjective rating system with Mrs. Harris and Councilman Chappel and asked for any input from Council.

D. Overtime/Comp-time report; (Verbal Report).

Mrs. Harris reported she is currently working on a report as requested by Council and will have information in the near future.

E. Wasilla Planning Commission Resolution No. 97-03; Lake View Subdivision denial of re-zone.

12. STAFF REPORTS:

13. AUDIENCE COMMENTS:

14. COUNCIL COMMENTS:

15. ADJOURNMENT: There being no further business the meeting adjourned at 11:50 p.m.

APPROVED:

SARAH H. PALIN, Mayor

RESPECTFULLY SUBMITTED:



MAJORIE D. HARRIS, CMC
City Clerk

*Minutes first approved on
2/24/97 and then reviewed
and amended on 3/10/97.
by Council action. M.D. Harris*

WASILLA CITY COUNCIL MEETING, 02/10/97
VERBATUM TRANSCRIPT
UNFINISHED BUSINESS ITEM F
ORDINANCE SERIAL NO. 97-03; BUILDING CODES

*Incorporated as part
of the minutes by
motion on 3/10/97*

*Item F
Unfinished
Business*

Mayor Palin: Moving on to Item F, Ordinance Serial No. 97-03 the building codes. Mr. Carney's proposal and please note memo from the City Attorney, Council Memo No. 97-04 and Council Memo No. 97-08. Mr. Carney.

Mr. Carney: I would like to refer this entire issue to the Planning Commission um, so that in the coming months they can re-work this thing into some semblance of order that will correspond to the permitting process that we already have in the City. I would hope and encourage the Planning Commission if we in fact agree to do this, to use some sort of a community volunteer group to help them in that affair separate from Commission and to take some of the load off them.

Mrs. Langill: I would second it with a friendly amendment, with a time frame to get it completed.

Mr. Carney: No, no complaint about that if you want to put a time frame on it. I would,

Mayor Palin: Its been moved and seconded that this issue be referred to the Planning Commission um, in concert with a community advisory group.

Mr. Fuller: Madam Mayor

Mayor Palin: Yes.

Mr. Fuller: Mayor would it be appropriate that we uh, outline who is going to be there. Um, community members, local business contractors, Mat-Su Home Builders Association, the Planning Commission and a member of City Council.

Mayor Palin: Uh

Mr. Carney: I have no objection, but I

Mayor Palin: Ya, Mr. Deuser and I

Mrs. Keller: Perhaps you could have a Realtor on the

Mayor Palin: Mr. Deuser and I have been working on an ad-hock committee um, and kind of the perimeters of the committee and who should it be. Should it be we believe, 2 public at large, building inspector, um, general contractor, City Council rep., Planning Commission rep., someone from the Mat-Su Home Builders, the Valley Board of Realtors and the Mat-Su Association of Professional Mortgage Women.

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VERBATUM TRANSCRIPT
UNFINISHED BUSINESS ITEM F
ORDINANCE SERIAL NO. 97-03; BUILDING CODES

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Mr. Carney: Boy, that's a large group. I, don't, whoever, um, I would yield to your judgment and the Planning Commission's desires on it. Because I really think that this thing should really be worked through them and Ms. Langill suggested 6 months. Perhaps we could get something back in front of the people. It would be my plan to bring the revised ordinance back to another public hearing by the first of July. Does that sound achievable?

(chuckles)

Mayor Palin: Mr. Glos is that achievable, you're on Planning Commission.

Mr. Glos: Hay, I didn't have anything to do any other night of the week, you know.

(more laughter)

Mrs. Keller: Madam Mayor,

Mayor Palin: Yes,

Mrs. Keller: May I ask a question?

Mayor Palin: Yes,

Mrs. Keller: Um, I just was wondering why we're only addressing the laws that only apply to structures from single family residential through 4-plex. Why is commercial, I mean, I don't know why, maybe there is a valid reason I have ___ to know.

Mayor Palin: Um, I'll have to ask the questions of Mr. Carney, its his proposal

Mr. Carney: I, I think that's a very good question, I don't know why, I don't know why we couldn't do it for commercial as well. I think that's something that they should, as far as I am concerned this particular ordinance is an open document that I hope that this committee is going to refine. Because I don't have any, any, any uh, I'm not even involved with exactly what is written here I'm perfectly willing my whole intent in presenting this was to see if there was support out there for some semblance of an inspection program.

Mrs. Keller: May I ask you one other question?

Mr. Carney: Sure.

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Mrs. Keller: If, if they did accept these and you wanted to take your kitchen cabinets out and put new kitchen cabinets in. Would you have to come and get a permit from the City, or re-carpet or,

Mr. Carney: If, if I were, if I were going to design the ordinance, what I would like to see is that it would be tied to the requirements to obtain a City permit. In other words if they, if their project was the size that required them to come to the Planning Commission to get a permit then it would come under this. That's what I would suggest. In other words if, if, if our, our codes for the permit process for building permits required a permit then it would come under this if not, and a re-carpet or something certainly is not under the, under the requirements. Now I would think it wouldn't, that's where I would draw the line, but I am open to suggestion on it.

Mrs. Keller: I just don't want us to see somebody have to pay a thousand dollars

Mr. Carney: I don't either.

Mrs. Keller: for a mail box like that lady talked about.

Mr. Carney: No, I don't think that's proper either. I don't think that's proper either. To me the simple way is if they have got to get a building permit then they have got to come under this, if they don't have a building permit requirement for the City, they don't.

Mayor Palin: Okay, Mrs. Patrick.

Mrs. Patrick: Madam Mayor, um, I guess I have a problem with the whole ordinance um, people I have spoken to and people that protested tonight are opposed to any kind of a building ordinance because they feel that what we've already got in place and its even one of Mr. Deuser's recommendations or options, I would say, is to leave things as is. My opinion is that its not broken, we don't need to fix it. Um, we had 2 public hearings on the issue, tonight was our second public hearing and we had 3, 3 people that spoke on the issue all spoke against it. I don't remember um, last week I know there were people that spoke both for and against it

Mr. Carney: 6 to 1 in favor of the previous one.

Mrs. Patrick: Okay, so this week it was all three that spoke against it and um, it was mentioned that there were inspections in place already required by Alaska Housing and FHA, that, and when you refer to buildings that have substandard construction that were constructed in the 80's that the regulations have indeed

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been changed by them. I have a real problem with infringing on what few personal rights people are left with. Um, that if you're have a home that is financed then you already are subject to inspections. My husband and I build a house out of pocket and we chose to have various aspects of our construction inspected because we knew that at a later date, uh we were going to want, when we sold it we were going to be able to have the new buyers to finance it. I think that people move to Wasilla to get away from all these types of restrictions and I think that by, and I really don't mean to offend the Planning Commission, because I agree that we need to use the Planning Commission. It just happens that I am so strongly opposed to this, that I hate to see its been dragging on since 1993 that I know of, just in the correspondence that I've read in the packet and I just hate to see it keep going down the garden path in the hope that its going to get altered and changed to the point that its accepted. When in fact I think its not acceptable in any form. That's my opinion.

(clapping)

Mayor Palin: Mr. Chappel.

Mr. Chappel: Judy made a lot of statements that I agree with and, and I really respect her for standing out on this issue. There is a lot of residents that do not support this and its such an open ended issue. Like we have heard testimony from people who would have financial gain from this, yes. We have heard that. We have heard conflicting statements from the Real Estate Agencies, we've seen documentation and letters where one meeting they supported, but the next meeting they say no, they don't support it. Um, then what are we going to do is we're going to have maybe we are going to make it so complicated to build here in Wasilla that they're going to start building right on the edges of Wasilla. And if we are going to do building codes, shouldn't it be Borough wide, and not just here in the City or may be in the core area and not just here in the City. But do we want to chase the things outside the City limits. I just, I, this is a issue that I think is being addressed right now through our banks and with the requirements that they have. Yes, the requirements here are stiffer but there was a lot of problems with homes built here in the 80's or early 70's and the banks they took a beating on those things. They have learned by those things, those issues there with those homes that were built poorly and they have put in place an inspection that is working. But does the City want to get into this, I think its a major mistake.

Mayor Palin: Mrs. Keller.

Mrs. Keller: I have to agree with the both of these two and wonder why the Borough hasn't done it.

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Mr. Carney: Cause they are backward.

Mrs. Patrick: Why do we want building codes at all?

Mrs. Keller: Ya.

Mayor Palin: Other Council Members have a comment on the building codes? Okay, its been moved and seconded, is the motion to refer this to the Planning Commission with the ad-hock committee. Okay, Council ready to vote on that, please vote on the motion to refer this to. Its a tie and I'm going to vote to not refer this to the, the Planning Commission until I can talk more about it to the Planning Commission. Right, right, so it fails. So at this time it fails to move forward to the Planning Commission. Does Council want to consider this issue under any other different light? Council's ready to move on.

Mr. Carney: I'm, I'm not ready to pass it the way it is. I don't want to make a motion to pass it the way it is.

Mayor Palin: Okay.

Mrs. Langill: Not the way its written.

Mr. Carney: mm, mm.

Mayor Palin: Do you want to make anymore changes to it, Mr. Carney, or you wanna,

Mr. Carney: I figure its probably dead.

Mayor Palin: Okay, moving on Council to Item G. Ordinance Serial No. 97-04.