

WASILLA CITY COUNCIL
REGULAR MEETING AGENDA
DATE: MONDAY, 10/13/97 TIME: 7:00 P.M.

CALL TO ORDER, PLEDGE OF ALLEGIANCE:

ROLL CALL:

3. APPROVAL OF AGENDA:

4. CONSENT AGENDA:

- A. Regular Meeting Minutes 09/22/97; Recommend: Approval as Presented.
- B. Resolution No. WR97-42; Supporting the Matanuska-Susitna Borough Recreational Services Division in their development of an Outdoor Ice Rink near the Brett Memorial Ice Arena; Recommend: Adoption
- C. Resolution No. WR97-43; Encouraging the Placement of Traffic Lights on State Highways (Church Road Rehabilitation Project and Knik - Goose Bay/Glenwood Signalization); Recommend: Adoption
- D. Resolution No. WR97-44; Acceptance of James T Avenue for General Maintenance and State Revenue Sharing; Recommend: Adoption
- E. Ordinance Serial No. 97-64; Amending the FY-98 Budget by Appropriating Additional Funds to the General Fund; Recommend: Introduction and schedule for Public Hearing at the next regular Council Meeting, 10/27/97.
- F. Ordinance Serial No. 97-65; FY-98 Budget Appropriation; State Library Grant; Recommend: Introduction and schedule for public hearing at the next regular meeting 10/27/97

5. PUBLIC HEARING:

- A. Ordinance Serial No. 97-60; Amending Section 16.43.402, Administration Approval and Use Permits, Section 16.43.502, Procedure for Elevations, Section 16.43.506, Procedure for Commission Approval with Regard to Mailout Requirements for Public Notice, and Section 16.43.804, Subdivision of the Wasilla Municipal Code;
 - 1. IM. No. 97-59; Recommend for Amendment of Wasilla Development Code Chapter 16.43 Relating to Mailout Distances and Subdivisions Procedures.
- B. Ordinance Serial No. 97-62; Authorizing the conveyance of an easement for use by Wasilla Area Seniors, Inc. for the senior housing project;

6. PERSONS TO BE HEARD: (3 MINUTE LIMIT)

- A. Curtis Philbin; Taxicab Company Regulations
- B. Anne Kilkenny; Century Park Paving LID

C Larry + Ellen Sullins

7. COMMISSION REPORTS:

8. UNFINISHED BUSINESS:

- A. Ordinance Serial No. 97-27; Amending Chapter 14.12, Driveway Approach Construction, of the Wasilla Municipal Code. (Adoption)
 - 1. Ordinance Serial No. 97-27 (substitute #1); Amending Chapter 14.12, Driveway Approach Construction, of the Wasilla Municipal Code.
 - 2. CM. No. 97-73; Proposed changes to Ordinance Serial No. 97-27 (Substitute)
 - 3. IM. No. 97-62; Ordinance Serial No. 97-27 - Driveways
 - 4. Letter from Anne Kilkenny; Requested amendments
- B. Ordinance Serial No. 97-57; Amending Chapter 13.08.050, Enforcement of City Parks and Recreations Facility Rules, of the Wasilla Municipal Code. (Adoption)

- C. Ordinance Serial No. 97-58; Amending Chapter 9.04, Business License Fees, of the Wasilla Municipal Code. **(Adoption)**
- D. Ordinance Serial No. 97-59; Amending Chapter 4.10, Candidates, of the Wasilla Municipal Code. **(Adoption)**
 - 1. Ordinance Serial No. 97-59 (substitute); Amending Section 2.04.020, Qualifications of Councilmen, Section 2.16.025, Qualifications of Mayor, and Chapter 4.10, Candidates, of the Wasilla Municipal Code.
 - 2. Ordinance Serial No. 97-63; Amending Section 2.04.010 and 2.04.030 **(Introduction)**
- ~~E. Ordinance Serial No. 97-60; Amending Section 16.43.402, Administration Approval and Use Permits, Section 16.43.502, Procedure for Elevations, Section 16.43.506, Procedure for Commission Approval with Regard to Mailout Requirements for Public Notice, and Section 16.43.804, Subdivision of the Wasilla Municipal Code; **(Adoption)**~~
 - ~~1. IM. No. 97-59; Recommend for Amendment of Wasilla Development Code Chapter 16.43 Relating to Mailout Distances and Subdivisions Procedures.~~
- F. Ordinance Serial No. 97-62; Authorizing the conveyance of an easement for use by Wasilla Area Seniors, Inc. for the senior housing project; **(Adoption)**
- G. IM. No. 97-65; Ordinance Serial No. 97-18, personal property tax
- H. CM. No. 97-79; Architects Alaska's Purchase Order, Public Library, Community Center and Ice Arena

Postponed
until the
10/27/97
meeting

9. NEW BUSINESS:

- A. CM. No. 97-76; Certification of Election Results
- B. Council Procedure Handbook;
- C. Delinquent Sales Tax; (Requested by Councilman Carney) - Moved to Communications, item #

10. EXECUTIVE SESSION (None Scheduled)

11. COMMUNICATIONS:

- A. Prior Year Encumbrances
- B. Wasilla Planning Commission Meeting Minutes, 09/09/97
- C. Wasilla Planning Commission Meeting Minutes, 09/23/97
- D. IM. No. 97-63; RFP's for LID Financing
- E. Letter of Appreciation from GMC Contracting, Inc.
- F. IM. No. 97-66; Wasilla Municipal Code 11.40
- G. IM. No. 97-67; Land Use Regulations
- H. Delinquent Sales Tax

12. STAFF REPORTS:

13. AUDIENCE COMMENTS:

14. COUNCIL COMMENTS:

15. ADJOURNMENT:

**NOTE: The next regular meeting of the Wasilla City Council will be
MONDAY, OCTOBER 27, 1997 AT 7:00 P.M.**



CITY OF WASILLA

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WASILLA CITY COUNCIL MINUTES

REGULAR MEETING DATE: 10/13/97 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:

STAFF:

Mr. Carney	Mrs. Keller	Mayor Palin	Mr. Jacobus-Attorney
Mr. Chappel	Mrs. Langill	Mr. Cramer-Deputy Admin.	Mr. Krug-Planner
Mr. Fuller	Mrs. Patrick	Mrs. Emmons-Library Dir.-Exc.	Mr. Nelson-Finance Dir.-Exc.
		Mr. Fannon-Police Chief	Mrs. Newman-Deputy Clerk-Exc.
		Mrs. Harris-Clerk	Mrs. Roberts-Public Works Dir.

3. APPROVAL OF AGENDA:

The agenda was approved with the following additions: Persons To Be Heard Item C. Larry & Ellen Sullins, Century Park Paving LID; Unfinished Business Item E. was deleted from the agenda, to be considered at the next regular meeting, 10/27/97; and Communications Item H. Delinquent Sales Tax (Moved from New Business Item C.).

There was no objection from Council to amend Resolution No. WR97-43 under the Consent Agenda Item C by adding the following paragraph: "Be It Further Resolved, that this local match offer requires that operating traffic light(s) need to be installed within 730 days (2 years).", so ordered.

4. CONSENT AGENDA:

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- B. Resolution No. WR97-42; Supporting the Matanuska-Susitna Borough Recreational Services Division in their development of an Outdoor Ice Rink near the Brett Memorial Ice Arena; Recommend: Adoption
- C. Resolution No. WR97-43; Encouraging the Placement of Traffic Lights on State Highways (Church Road Rehabilitation Project and Knik - Goose Bay/Glenwood Signalization); Recommend: Adoption
- D. Resolution No. WR97-44; Acceptance of James T Avenue for General Maintenance and State Revenue Sharing; Recommend: Adoption
- E. Ordinance Serial No. 97-64; Amending the FY-98 Budget by Appropriating Additional Funds to the General Fund; Recommend: Introduction and schedule for Public Hearing at the next regular Council Meeting, 10/27/97.
- F. Ordinance Serial No. 97-65; FY-98 Budget Appropriation; State Library Grant; Recommend: Introduction and schedule for public hearing at the next regular meeting 10/27/97

Motion/Second: Keller/Fuller

That the Consent Agenda comprising the foregoing items be and the same are hereby approved as written and 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 unanimously.

PUBLIC HEARING:

- A. Ordinance Serial No. 97-60; Amending Section 16.43.402, Administration Approval and Use Permits, Section 16.43.502, Procedure for Elevations, Section 16.43.506, Procedure for Commission Approval with Regard to Mailout Requirements for Public Notice, and Section 16.43.804, Subdivision of the Wasilla Municipal Code;
1. IM. No. 97-59; Recommend for Amendment of Wasilla Development Code Chapter 16.43 Relating to Mailout Distances and Subdivisions Procedures.

Mayor Palin opened the hearing to the public.

Anne Kilkenny: Ms. Kilkenny suggested that just because Anchorage does their mail outs in a 600 foot radius, does not mean that Wasilla has to do their mail outs in the same way. Ms. Kilkenny also indicated that if a mail out were done right the first time, money would be saved. Ms. Kilkenny indicated she did not think it was appropriate to do Wasilla's mail outs the way Anchorage does theirs.

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

- B. Ordinance Serial No. 97-62; Authorizing the conveyance of an easement for use by Wasilla Area Seniors, Inc. for the senior housing project;

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

PERSONS TO BE HEARD: (3 MINUTE LIMIT)

- A. Curtis Philbin; Taxicab Company Regulations

Mr. Philbin provided material to Council on taxicab insurance and indicated that he feels the new insurance requirements are unreasonable and that insurance companies currently don't have the coverage that Wasilla is requiring. Mr. Philbin requested that Council reconsider and re-instate the old requirements which made a lot more sense.

- B. Anne Kilkenny; Century Park Paving LID

Ms. Kilkenny spoke of the Century Park paving LID and spoke of the terrific job done by the Wilder crew, but indicated concerns over the temperature when the pavement was placed on frozen ground, the surveying error made resulting in deeper ditches and that 2 2/3 of the culverts and nearly 30 driveway aprons do not meet city code. Ms. Kilkenny urged Council and Mayor Palin to strengthen the public works department before the \$5.5 million bonding package comes on line with the new paving projects.

- C. Larry & Ellen Sullins; Century park Paving LID

Mr. Sullins is a resident of Century Park and stated that there is a problem with pavement encroaching onto his property which wiped out a screening strip. Drainage is a problem in a certain parts of the subdivision. He presented pictures of the problems addressed, and stated that he hopes this issue does not end up in litigation, however, he will do what ever is necessary. He thanked the City for the sewer system.

No other persons were heard.

7. COMMISSION REPORTS:

Parks & Recreation Commission; Denise Loye, reported that a special meeting was held on September 30th to complete the agenda from the September 16th meeting. They voted to support the ATV and pedestrian trail crossing along the railroad tracks. She reported that a contest to name the Old Airport Site will begin 10/14/97 and end 11/14/97. The name will be dedicated on 12/06/97 at the Christmas Tree Lighting. She will meet monthly with

ous teenagers "teen link program" to discuss their vision for the City. She also reported that an informal meeting was held with the "skateboarders" and they are working hard forming an organization and will begin holding monthly meetings.

No other commission reports were given.

8. UNFINISHED BUSINESS:

- A. Ordinance Serial No. 97-27; Amending Chapter 14.12, Driveway Approach Construction, of the Wasilla Municipal Code. **(Adoption)**
1. Ordinance Serial No. 97-27 (substitute #1); Amending Chapter 14.12, Driveway Approach Construction, of the Wasilla Municipal Code.
 2. CM. No. 97-73; Proposed changes to Ordinance Serial No. 97-27 (Substitute)
 3. IM. No. 97-62; Ordinance Serial No. 97-27 - Driveways
 4. Letter from Anne Kilkenny; Requested amendments

Motion/Second: Patrick/Keller

To adopt Ordinance Serial No. 97-27 (substitute #1) with CM. No. 97-73.

Motion passed with Councilman Fuller dissenting.

- B. Ordinance Serial No. 97-57; Amending Chapter 13.08.050, Enforcement of City Parks and Recreations Facility Rules, of the Wasilla Municipal Code. **(Adoption)**

Motion/Second: Chappel/Patrick

To adopt Ordinance Serial No. 97-57.

Motion/Second: Keller/Patrick

To amend by replacing the word "and" with the word "or". No objection so ordered.

Motion/Second: Langill/Carney

To amend by replacing the words "It is" with "An infraction". No objection so ordered.

Motion/Second: Carney/Langill

To amend by "after the word court appearance, a period would be added". A new sentence would be started with "Appropriate fines, restitution, and/or community work service will be determined by the presiding judge". No objection so ordered.

Motion passed unanimously.

- C. Ordinance Serial No. 97-58; Amending Chapter 9.04, Business License Fees, of the Wasilla Municipal Code. **(Adoption)**

Motion/Second: Keller/Patrick

To adopt Ordinance Serial No. 97-58. Councilman Carney declared he had a conflict of interest since he owns several businesses. Council requested Attorney Jacobus's opinion. He stated there was no conflict. At the

At the request of the Chair, Council voted on whether or not Councilman Carney had a conflict of interest. Councilman Chappel, Councilman Fuller, Councilwoman Keller, and Councilwoman Patrick voted that Councilman Carney did not have a conflict of interest. Councilman Carney and Councilwoman Langill did not vote on the issue. Councilman Carney chose to abstain from the vote on Ordinance Serial No. 97-58.

Councilwoman Langill stated for the record that she agrees with Councilman Fuller's comments and cannot and will not support this Ordinance Serial No. 97-58.

Motion/Second: Keller/Chappel

To amend by changing the statutory reference to read "501 (c)". There was no objection to place parenthesis around the "c" in the statute site, so ordered.

Motion failed with Councilwoman Keller and Councilwoman Patrick assenting. Councilman Carney abstained from the vote.

Councilwoman Keller stated for the record Leland Hodges does not appear to exist. Mr. Hodges sent a letter of opposition to the council.

- D. Ordinance Serial No. 97-59; Amending Chapter 4.10, Candidates, of the Wasilla Municipal Code. **(Adoption)**
1. Ordinance Serial No. 97-59 (substitute); Amending Section 2.04.020, Qualifications of Councilmen, Section 2.16.025, Qualifications of Mayor, and Chapter 4.10, Candidates, of the Wasilla Municipal Code.
 2. Ordinance Serial No. 97-63; Amending Section 2.04.010 and 2.04.030 **(Introduction)**

Council requested that Attorney Jacobus review Ordinance Serial No. 97-59, Ordinance Serial No. 97-59 (substitute), and Ordinance Serial No. 97-63. They also requested the attorney draft an ordinance which would establish districting for the council. The ordinances are to be brought back to council for introduction and public hearing. No objection, so ordered.

E. **Postponed until the next regular council meeting, 10/27/97.**

F. Ordinance Serial No. 97-62; Authorizing the conveyance of an easement for use by Wasilla Area Seniors, Inc. for the senior housing project; **(Adoption)**

Motion/Second: Langill/Keller

To adopt Ordinance Serial No. 97-62. Motion passed unanimously.

G. IM. No. 97-65; Ordinance Serial No. 97-18, personal property tax

Motion/Second: Langill/Patrick

To direct the Mayor to submit a letter to the Matanuska - Susitna Borough requesting action. Councilwoman Patrick will present the letter to the Borough.

H. CM. No. 97-79; Architects Alaska's Purchase Order, Public Library, Community Center and Ice Arena

Mr. Palin requested postponement of CM. No. 97-79 until a proposed resolution is brought forward to council. No objection so ordered.

9. NEW BUSINESS:
A. CM. No. 97-76: Certification of Election Results

Motion/Second: Carney/Langill

To approve CM. No. 97-76.

Council requested a 15 minutes recess. No objection, so ordered.

RECESS (8:30 P.M. - 8: 50 P.M.)

Motion to adopt CM. No. 97-76 passed unanimously.

- B. Council Procedure Handbook;

Council requested the deletion of the artwork in the Council Procedure Handbook. Once that is completed the hand book will be brought back to council for discussion.

- C. **Moved to Communications item H.**

EXECUTIVE SESSION (None Scheduled)

11. COMMUNICATIONS:
A. Prior Year Encumbrances
B. Wasilla Planning Commission Meeting Minutes, 09/09/97
C. Wasilla Planning Commission Meeting Minutes, 09/23/97
D. IM. No. 97-63; RFP's for LID Financing
E. Letter of Appreciation from GMC Contracting, Inc.
F. IM. No. 97-66; Wasilla Municipal Code 11.40
G. IM. No. 97-67; Land Use Regulations
H. Delinquent Sales Tax; (Requested by Councilman Carney)

No action was taken on any of the communication issues.

12. STAFF REPORTS:

John Cramer, Administration; Mr. Cramer stated that administration is busy winding down from the summer season and it has been an excellent year. He stated there has been a lot of positive feed back from the community regarding the cemetery. The City has put additional efforts into the cemetery and the community is following that direction. The softball association reported that the fields have never looked as good or played as well as they did this year. He publicly thanked the crew for all the hard work.

Ken Jacobus, City Attorney; Mr. Jacobus reported that the transition with Mr. Deuser is complete. He also reported that he renewed his membership in the AML Attorney Association.

Charlie Fannon, Police Chief; Chief Fannon reported that his department is undergoing a lot of their required training at this time. He also reported that the NRA agreed to fund the elementary schools Eddie Eagle Program and thanked Councilwoman Langill and Councilwoman Patrick for their assistance.

Andy Roberts, Public Works Director; Mrs. Roberts reported on the various activities in the public works department. The department underwent a successful OSHA inspection last week. She reported that the Knik - Goosebay water extension is up and running.

Tim Krug, City Planner; Mr. Krug reported that the planning office is currently working with the Mayor and the CIP Advisory Committee rating increase attempts of projects.

Marjorie Harris, City Clerk; Mrs. Harris informed council of the AML Conference in November and encouraged council members to attend. She reported that the newly elected officials seminar will be held on the 17th and 18th of November. She also reported on the incident that occurred at the Wasilla precincts during elections, stating that she was unaware that the Borough Clerk had given permission for state petition signers to set up at the polls to get petition signatures for next year's state election. Mrs. Harris submitted her resignation effective in 30 days.

Mayor Palin; Mayor Palin reported that she is working closely with all state legislators recognizing the need for a good working relationship. She noted that task force meetings have been held recently in city hall.

13. AUDIENCE COMMENTS:

Anne Kilkenny; Mrs. Kilkenny requested that the date of 01/01/84 be inserted in the space left blank in CM. No. 97-73.

14. COUNCIL COMMENTS:

Councilman Carney stated he will not be able to attend the next two meetings, and requested he be excused. No action so ordered. He also requested an update on the airport fuel lease.

Councilwoman Langill thanked the City for the opportunity to serve and wished everyone the best in the coming year.

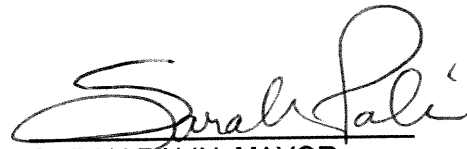
Councilman Chappel requested the taxi cab insurance issue be brought back and requested reconsideration of Ordinance Serial No. 97-58.

15. ADJOURNMENT:

There being no further business the meeting adjourned at 9:50 p.m.

SUBMITTED BY:


MARJORIE D. HARRIS, CMC
CITY CLERK


SARAH PALIN, MAYOR