

**WASILLA CITY COUNCIL MEETING
MONDAY, DECEMBER 8, 1997**

WORK SESSION – 5 P.M.

1. Road Improvement Bonding
2. Cook & Haugeberg, CPA, Presentation On Annual Financial Report

REGULAR MEETING – 7 P.M.

1. CALL TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. APPROVAL OF AGENDA
5. CONSENT AGENDA
 - A. Minutes of Preceding Meeting: November 24, 1997
 - B. Introductions (Suggested hearing—1/12/98)
 1. Ordinance Serial No. 97-75: "An Ordinance Amending Section 16.43.704 Of The Wasilla Development Code To Allow Shoreline Setback Exceptions For Structures Constructed Prior To January 1, 1987, and/or have received an land use permit prior to October 28, 1997."
 2. Ordinance Serial No. 97-076: "An Ordinance Amending Chapter 14.24 Parking Regulations By Enacting Section 14.24.20 Unauthorized Use Of Handicapped Parking."
 3. Resolution Serial No. 97-49: "A Resolution Requesting The State Of Alaska Department Of Corrections, Include In Their Consideration The City Of Wasilla As A Potential Site For The Youth Detention Facility."
 - C. Council Memos
 1. CM 97-91: Planning Commission Appointment
 2. CM 97-92: 1998 Liquor License Renewal Review
6. PUBLIC HEARINGS (Three minutes per person)

- A. Ordinance Serial No. 97-70: "An Ordinance Amending The FY-98 Budget By Appropriating Funds To The General Fund (Museum Of Transportation And Industry)."
- B. Ordinance Serial No. 97-71: "An Ordinance Amending The FY-98 Budget By Appropriating Additional Funds To The Sewer Loan Fund."
- C. Ordinance Serial No. 97-72: "An Ordinance Amending The FY-98 Budget By Appropriating Additional Funds To The Youth Court Fund."
- D. Ordinance Serial No. 97-73: "An Ordinance Amending WMC 9.04, Business Licenses General."

7. PERSONS TO BE HEARD (Three minutes per person)

- A. Micah Weinstein, Nye Ford
- B. Shane Bignell, Homestead Lumber
- C. Gary Wolf

8. COMMISSION REPORTS

9. UNFINISHED BUSINESS

- A. Ordinance Serial No. 97-69: "An Ordinance Amending Section 9.08.040, Insurance Required, Of The Wasilla Municipal Code." (Final Action)
- B. Ordinance Serial No. 97-67: "An Ordinance Amending The Wasilla Development Code, Section 16.43.204, Definitions And 16.43.706, Parking." (Final Action)
- C. IM No. 97-72: Mountain Village Drive Vacation of Easement.
- D. Ordinance Serial No. 97-59: "An Ordinance Amending Chapter 4.10, Candidates, Of The Wasilla Municipal Code." (Final Action)
- E. Ordinance Serial No. 97-59 (Substitute): "An Ordinance 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." (Final Action)
- F. Ordinance Serial No. 97-63: "An Ordinance Amending Chapter 2.04.010, City Council Composition And 2.04.030, Election Of Councilmen - Terms, Of The Wasilla Municipal Code." (Final Action)

- G. Ordinance Serial No. 97-68: "An Ordinance Amending Chapter 2.04.010, City Council Composition, And 2.04.030., Election Of Councilmen - Terms, Of The Wasilla Municipal Code." (Final Action)
- H. Ordinance Serial No. 97-60: "An Ordinance Amending Wasilla Development Code, Section 16.43.402, Administrative Approval And Use Permits, Section 16.43.502, Procedure For Elevations, Section 16.43.506, Procedure For Commission Approval With Regard To Mail-Out Requirements For Public Notice, And Section 16.43.804, Subdivisions." (Defeated on 10/27/97; Reconsidered by Council Member Fuller; On 11/24/97 Postponed to 12/8/97)
- I. Ordinance Serial No. 97-66 (Substitute): "An Ordinance Amending The Official Zoning Map Of Wasilla, In Accordance With Section 16.43.512 (Rezoning) Of The Wasilla Development Code, To Rezone The South ½ Of Tract A6, Section 13, T17N, R1W, Seward Meridian, From RR—Rural Residential To C—Commercial, A Tract Of Land Generally Located South Of The Parks Highway And West Of Carson Street."

10. NEW BUSINESS

- A. Comprehensive Annual Financial Report Of The City Of Wasilla FY 97
- B. Resolution Serial No. 97-48 "A Resolution Requesting The State Of Alaska Department Of Transportation To Prohibit The Use Of Engine Brakes In The City Of Wasilla."
- C. Ordinance Serial No. 97-70: "An Ordinance Amending The FY-98 Budget By Appropriating Funds To The General Fund (Museum Of Transportation And Industry)."
- D. Ordinance Serial No. 97-71: "An Ordinance Amending The FY-98 Budget By Appropriating Additional Funds To The Sewer Loan Fund."
- E. Ordinance Serial No. 97-72: "An Ordinance Amending The FY-98 Budget By Appropriating Additional Funds To The Youth Court Fund."

11. EXECUTIVE SESSION

12. COMMUNICATIONS

- A. IM No. 97-71: Snowmachine Corridor
- B. Statement of Expenditures July 1997 - September 1997.
- C. 1998 Wasilla City Council Meeting Schedule and City Hall Holiday Schedule

D. Public Safety Buildings Site Selection

E. Wasilla Planning Commission Meeting Minutes, 11/25/97

13. STAFF REPORTS

14. AUDIENCE COMMENTS (Three minutes per person)

15. COUNCIL COMMENTS

16. ADJOURNMENT

CITY OF WASILLA
REGULAR MEETING MINUTES
MONDAY, DECEMBER 8, 1997

1. CALL TO ORDER, PLEDGE OF ALLEGIANCE

The meeting of the Wasilla City Council was held on Monday, December 8, 1997, at the Wasilla City Council Chambers, Wasilla Alaska. Mayor Sarah Palin called the meeting to order at 7 p.m., and led the Pledge of Allegiance.

2. ROLL CALL

Council Members Present and establishing a quorum were:

Mr. Nick Carney	Mr. Norman Fuller
Mr. Dave Chappel	Mrs. Dianne Keller
Mrs. Colleen Cottle was absent and excused	Mrs. Judy Patrick

Staff in attendance was:

Mrs. Kristie VanGorder, City Clerk
Mrs. Jamie Newman, Deputy Clerk
Mr. John Cramer, Deputy Administrator
Mr. Dean Baugh, Senior Accountant
Mr. Charlie Fannon, Chief of Police
Mr. Ken Jacobus, City Attorney
Mr. Tim Krug, City Planner
Mrs. Cindy Roberts, Director of Public Works

3. APPROVAL OF AGENDA

Council Member Carney requested that item C, Resolution No. WR97-48 under the consent agenda is placed under new business as item B. There was no objection.

Council Member Carney moved, Council Member Fuller seconded, to approve the agenda. The motion passed without objection.

5. CONSENT AGENDA

A. Minutes of Preceding Meeting: November 24, 1997

B. Introductions (Suggested hearing—1/12/98)

1. Ordinance Serial No. 97-75: "An Ordinance Amending Section 16.43.704 Of The Wasilla Development Code To Allow Shoreline Setback Exceptions For Structures Constructed Prior To January 1, 1987, and/or have received a land use permit prior to October 28, 1997."
2. Ordinance Serial No. 97-76: "An Ordinance Amending Chapter 14.24 Parking Regulations By Enacting Section 14.24.20 Unauthorized Use Of Handicapped Parking."
3. Resolution Serial No. 97-49: "A Resolution Requesting The State Of Alaska Department Of Corrections, Include In Their Consideration The City Of Wasilla As A Potential Site For The Youth Detention Facility."

C. Resolutions

1. Resolution Serial No. 97-48 "A Resolution Requesting The State Of Alaska Department Of Transportation To Prohibit The Use Of Engine Brakes In The City Of Wasilla."

D. Council Memos

1. CM 97-91: Planning Commission Appointment
2. CM 97-92: 1998 Liquor License Renewal Review

Council Member Carney moved, Council Member Chappel seconded, to adopt the consent agenda. The motion passed without objection.

6. PUBLIC HEARINGS

- A. Ordinance Serial No. 97-70: "An Ordinance Amending The FY-98 Budget By Appropriating Funds To The General Fund (Museum Of Transportation And Industry)."

Mayor Palin opened the public hearing on Ordinance Serial No. 97-70.

The following individuals spoke in favor of the ordinance: Bob Silver & Jim Messick.

Being no other persons wishing to be heard, Mayor Palin closed the public hearing.

Council Member Fuller moved, Council Member Patrick seconded, to consider Ordinance Serial No. 97-70 under new business this evening.

The motion passed with Council Member Carney opposed.

- B. Ordinance Serial No. 97-71: "An Ordinance Amending The FY-98 Budget By Appropriating Additional Funds To The Sewer Loan Fund."

Mayor Palin opened the public hearing on Ordinance Serial No. 97-71. Being no persons wishing to be heard, Mayor Palin closed the public hearing.

- C. Ordinance Serial No. 97-72: "An Ordinance Amending The FY-98 Budget By Appropriating Additional Funds To The Youth Court Fund."

Mayor Palin opened the public hearing on Ordinance Serial No. 97-72. Being no persons wishing to be heard, Mayor Palin closed the public hearing.

- D. Ordinance Serial No. 97-73: "An Ordinance Amending WMC 9.04, Business Licenses General."

Mayor Palin opened the public hearing on Ordinance Serial No. 97-73. Being no persons wishing to be heard, Mayor Palin closed the public hearing.

Council Member Patrick moved, Council Member Fuller seconded, to take action on Ordinance Serial No. 97-71 and Ordinance Serial No. 97-72 under new business this evening. (Ordinance Serial No. 97-73 will be placed under unfinished business at the meeting of January 12, 1998).

The motion passed with Council Member Carney opposed.

7. PERSONS TO BE HEARD

Mr. Micah Weinstein, Nye Ford & Mr. Shane Bingnell, Homestead Lumber: Requested council approve the vacation of Mountain Village Drive.

Gary Wolf: Mr. Wolf was not present at the meeting.

8. COMMISSION REPORTS

Pandora Willingham, Wasilla Planning Commission:

- Stated that there are four recommended sites for a public safety building, and a point system is in place to grade each site.

- Announced a work session is scheduled for December 9, 1997, at 6 p.m. to review the recommended sites.
- Stated that a set back resolution will be coming before council in the near future.
- Offered to answer questions from the council on Ordinance Serial No. 97-66 (Substitute), the rezone of the Carson property.
- Stated that placing conditions on the property at the time of zoning are not recommended. They should be placed on the property when the developer applies for a permit.

Representative Vic Kohring:

- Thanked administration for the open communication and expressed that it has been a pleasure working with the council the past few months.
- Thanked the council and the planning commission for the resolutions submitted, and recognized all of their hard work.
- Stated that he is aware of the capital improvement list the city has compiled and commented that he will keep it in mind when forming budget decisions.
- Welcomed any comments, concerns, or recommendations.

No other reports were given.

9. UNFINISHED BUSINESS

- A. Ordinance Serial No. 97-69: "An Ordinance Amending Section 9.08.040, Insurance Required, Of The Wasilla Municipal Code."

Council Member Chappel moved, Council Member Patrick seconded, to adopt Ordinance Serial No. 97-69.

The motion passed with Council Member Carney opposed.

- B. Ordinance Serial No. 97-67: "An Ordinance Amending The Wasilla Development Code, Section 16.43.204, Definitions And 16.43.706, Parking."

Council Member Keller moved, Council Member Chappel seconded, to adopt Ordinance Serial No. 97-67.

Council Member Carney declared he had a conflict of interest, as he owns two lots on the street where parking is going to be expanded. Mr. Jacobus recognized Council Member Carney's conflict. There was no objection from the council.

The motion passed with Council Member Carney abstaining.

- C. IM No. 97-72: Mountain Village Drive Vacation of Easement.

No action was taken on IM. No. 97-72.

- D. Ordinance Serial No. 97-59: "An Ordinance Amending Chapter 4.10, Candidates, Of The Wasilla Municipal Code." (Final Action)

Council Member Chappel moved, Council Member Keller seconded, to adopt Ordinance Serial No. 97-59.

The motion failed with Council Members Patrick and Fuller in favor.

- E. Ordinance Serial No. 97-59 (Substitute): "An Ordinance 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."

Council Member Chappel moved, Council Member Patrick seconded, to adopt Ordinance Serial No. 97-59 (Substitute).

The motion was unanimously defeated.

- F. Ordinance Serial No. 97-63: "An Ordinance Amending Chapter 2.04.010, City Council Composition And 2.04.030, Election Of Councilmen - Terms, Of The Wasilla Municipal Code."

Council Member Keller moved, Council Member Chappel seconded, to adopt Ordinance Serial No. 97-63.

The motion was unanimously defeated.

- G. Ordinance Serial No. 97-68: "An Ordinance Amending Chapter 2.04.010, City Council Composition, And 2.04.030., Election Of Councilmen - Terms, Of The Wasilla Municipal Code."

Council Member Keller moved, Council Member Chappel seconded, to adopt Ordinance Serial No. 97-68.

The motion was unanimously defeated.

- H. Ordinance Serial No. 97-60: "An Ordinance Amending Wasilla Development Code, Section 16.43.402, Administrative Approval And Use Permits, Section 16.43.502, Procedure For Elevations, Section 16.43.506, Procedure For Commission Approval With Regard To Mail-Out Requirements For Public Notice, And Section 16.43.804, Subdivisions." (Defeated on 10/27/97; Reconsidered by Council Member Fuller; On 11/24/97 Postponed to 12/8/97)

Council Member Fuller moved, Council Member Chappel seconded, to reconsider Ordinance Serial No. 97-60. There was no objection.

Council Member Fuller moved, Council Member Chappel seconded, to adopt Ordinance Serial No. 97-60.

Council Member Fuller moved, Council Member Patrick seconded, to amend Ordinance Serial No. 97-60 by maintaining the 1200 foot radial distance for mail out requirements throughout the entire ordinance.

Mr. Jacobus stated that the 1200 foot radial distance should be reflected in the "WHEREAS" section of the ordinance as well.

The amendment passed with Council Member Carney in opposition.

The main motion as amended passed unanimously.

- I. Ordinance Serial No. 97-66 (Substitute): "An Ordinance Amending The Official Zoning Map Of Wasilla, In Accordance With Section 16.43.512 (Rezoning) Of The Wasilla Development Code, To Rezone The South ½ Of Tract A6, Section 13, T17N, R1W, Seward Meridian, From RR—Rural Residential To C—Commercial, A Tract Of Land Generally Located South Of The Parks Highway And West Of Carson Street."

Council Member Keller moved, Council Member Chappel seconded, to adopt Ordinance Serial No. 97-66 (Substitute).

Council Member Carney moved, Council Member Fuller seconded, to amend by removing section IV.

The amendment failed with Council Members Carney and Fuller in favor.

Council Member Carney requested Mr. Carson speak to the issue of the re-zone. There was no objection.

Mr. James Carson stated that he supports the council adopting the ordinance with the conditions attached, however, he is not comfortable with it, but he will agree to it. He felt that the homeowners bargained in good faith, and all of the parties involved were given bad advice from the planning commission. The city should have never split zoned the property in the first place without notifying him. He stated he would agree to the conditions being placed since the prospective buyer agrees to purchase the property with the conditions attached.

The main motion passed unanimously.

The council recessed at 8:43 p.m. and reconvened at 8:50 p.m.

10. NEW BUSINESS

- A. Comprehensive Annual Financial Report Of The City Of Wasilla FY 97.

Council Member Carney moved, Council Member Fuller seconded, to approve the comprehensive annual financial report of the City of Wasilla FY-97.

The motion passed unanimously.

- B. Resolution No WR97-48: "A Resolution Requesting The State Of Alaska Department Of Transportation To Prohibit The Use Of Engine Brakes In The City Of Wasilla."

It was requested that the rules be suspended to allow for discussion on Resolution No. WR97-48 without a motion. There was no objection.

Council Member Carney requested that administration contact the State of Alaska Department of Transportation regarding the placement of signs discouraging the use of engine brakes while inside Wasilla City limits. There was no objection.

- C. Ordinance Serial No. 97-70: "An Ordinance Amending The FY-98 Budget By Appropriating Funds To The General Fund (Museum Of Transportation And Industry)."

Council Member Patrick moved, Council Member Fuller seconded, to adopt Ordinance Serial No. 97-70.

Council Member Patrick moved, Council Member Fuller seconded, to amend Ordinance Serial No. 97-70, by reducing the air show sponsorship donation to \$5,000 for a total donation of \$13,754.

Council Member Keller moved, Council Member Carney seconded to amend the amendment by specifying that the \$8,754 for site improvements go directly to the public works department/airport fund for improvements to the airport only. The amendment to the amendment passed unanimously.

The amendment to reduce the air show sponsorship donation to \$5,000 for a total donation of \$13,754 passed with Council Member Carney in opposition.

The main motion as amended passed unanimously.

- D. Ordinance Serial No. 97-71: "An Ordinance Amending The FY-98 Budget By Appropriating Additional Funds To The Sewer Loan Fund."

Council Member Keller moved, Council Member Fuller seconded, to adopt Ordinance Serial No. 97-71.

The motion passed with Council Member Carney in opposition.

- E. Ordinance Serial No. 97-72: "An Ordinance Amending The FY-98 Budget by Appropriating Additional Funds To The Youth Court Fund."

Council Member Chappel moved, Council Member Keller seconded, to adopt Ordinance Serial No. 97-72.

The motion passed unanimously.

11. EXECUTIVE SESSION

No executive session was scheduled.

12. COMMUNICATIONS

- A. IM No. 97-71: Snowmachine Corridor
- B. Statement of Expenditures July 1997 - September 1997.
- C. 1998 Wasilla City Council Meeting Schedule and City Hall Holiday Schedule
- D. Public Safety Buildings Site Selection
- E. Wasilla Planning Commission Meeting Minutes, 11/25/97

No action was taken on any of the communication items.

13. STAFF REPORTS

John Cramer, Deputy Administrator:

- Stated that the Community Christmas Celebration was a success.
- Announced that the official name of the old airport site is "I-did-a-park."
- Commented that the Christmas banners are now in place.
- Reported that the dollar dip program was held over Thanksgiving this year and was well attended.
- Informed the council that the lake will be open for skating once the ice measures 10 - 12 inches.

Ken Jacobus, City Attorney:

- Stated that a lawsuit against the city has been filed, and it has been referred to the insurance company.

Charlie Fannon, Chief of Police:

- Commented that there is support from various police departments throughout the State for the proposed snow-machine corridor.
- Stated that AML is contributing to a variety of training funds that the police department has been able to utilize.

Cindy Roberts, Director of Public Works:

- Stated that the public works department is occupied responding to the need for snow removal.
- Commented on the productive meeting held with the Department of Transportation to address pre-construction plans for the Parks Highway widening.

Tim Krug, City Planner:

- Announced that a meeting with the Federal Aviation Administration is scheduled for December 11, 1997, to address a design grant for the Wasilla Airport.
- Reported that the airport may be paved in 1999 and the Church Road paving project will go out for bid in January.

Dean Baugh, Senior Accountant:

- Urged the council to contact finance with any audit questions they may have.

Kristie VanGorder, City Clerk:

- Announced that a work session with the Matanuska-Susitna Borough Assembly is scheduled for December 11, 1997.
- Commented that revisions to the election code will be brought before the council in January.

- Stated that new and exciting changes will occur in the clerk's office in 1998.

Sarah Palin, Mayor:

- Commented that the growth in Wasilla is becoming more evident.
- Stated that the airport development project has been exciting.

14. AUDIENCE COMMENTS

Anne Kilkenny:

- Requested that the city recognize Mrs. Margaret Carney and Mrs. Vivian Teeland for all of their contributions to the City of Wasilla.
- Encouraged the council to contribute to the Friends of Wonderland.

15. COUNCIL COMMENTS

16. ADJOURNMENT

The meeting adjourned at 10 p.m.


SARAH PALIN, Mayor

ATTEST:


KRISTIE L. VANGORDER, CMC/AE
City Clerk