

- B. Introductions (Suggested Public Hearing: December 14, 1998)
1. **Ordinance Serial No. 98-55:** Amending The FY-99 Budget By Appropriating Funds To The Forfeiture Fund From The General Fund, Police Department And General Fund, Fund Balance. (IM No. 98-126)
 2. **Ordinance Serial No. 98-63:** Amending WMC 2.60.030, Eligible Costs General And Street Appurtenances. (IM No. 98-127)

C. Resolutions

1. **Resolution Serial No. 98-51:** Amending The City of Wasilla PERS Plan to Allow for the Exclusion of the City Public Safety Director and the Public Works Director of Wasilla, Alaska in the City of Wasilla PERS of Alaska Plan, Pursuant to A.S. 39.35.

D. Council Memorandums

1. **CM No. 98-62:** 1999 Wasilla City Council Meeting Schedule.

8. PUBLIC HEARING (Three minutes per person.)

- A. **Ordinance Serial No. 98-58:** Amending WMC 16.43.110, Comprehensive Plan, To Adopt A Trails Plan. (IM No. 98-119)
- B. **Ordinance Serial No. 98-59:** Amending The FY-99 Budget By Appropriating Additional Funds To The Library Fund For The Public Library Assistance Grant. (IM No. 98-120)
- C. **Ordinance Serial No. 98-60:** Amending WMC 16.43.204, Definitions, And 16.43.706(E), Parking, By Providing For Parking Requirements For Adult Retirement Housing. (IM No. 98-121)
- D. **Ordinance Serial No. 98-62:** Adopting WMC 2.45, Public Safety Director And Amending WMC 3.35, Exempt Employees, To Create The Position Of Public Safety Director. (IM No. 98-124)

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

- A. Lake Lucille Residents Re: Proposed Hotel on Lucille Lake

10. UNFINISHED BUSINESS

11. NEW BUSINESS

- A. **CM No. 98-54:** Presentation of the city of Wasilla's FY-98 Annual Audit.
 - 1. Presentation From John Bost, Mikunda, Cottrell & Co.
- B. **CM No. 98-61:** Skate Park Dates of Operation (AML/JIA Recommendations).
- C. **CM No. 98-60:** Temporary Lighting At Skate Park.
- D. **CM No. 98-59:** City Clerk Advisors.
- E. Comment to Corp of Engineers on a Proposed Hotel on Lucille Lake.

12. COMMUNICATIONS

- A. **IM No. 98-128:** 1999 Holiday Schedule.
- B. Wasilla Planning Commission: Regular Meeting Minutes of November 10, 1998.
- C. Wasilla Parks and Recreation Commission: Regular Meeting Minutes of September 30, 1998.

13. MAYOR, CLERK, AND ATTORNEY COMMENTS

14. AUDIENCE COMMENTS

15. EXECUTIVE SESSION

- A. Land Acquisition

16. COUNCIL COMMENTS

17. ADJOURNMENT

1. CALL TO ORDER

The regular meeting of the Wasilla City Council was held on Monday, November 23, 1998, at the Wasilla City Council Chambers, Wasilla, Alaska. Mayor Palin called the meeting to order at 7 p.m.

2. PLEDGE OF ALLEGIANCE

Mayor Palin led the Pledge of Allegiance.

3. ROLL CALL

Council Members present and establishing a quorum were:

Mr. Don Bennett	Mr. Norm Fuller
Mrs. Colleen Cottle	Mrs. Dianne Keller (arrived 7:04 p.m.)
Mr. Dave Chappel	Mrs. Judy Patrick

Staff in attendance were:

Mrs. Kristie VanGorder, City Clerk
Mrs. Jamie Newman, Deputy Clerk
Mr. Ken Jacobus, City Attorney (arrived at 7:31 p.m.)
Mr. John Cramer, Interim Public Works Director
Ms. Mary Ellen Baker, Library Director
Mr. Tim Krug, City Planner
Mr. Ted Leonard, Senior Accountant
Mr. Erling Nelson, Finance Director

4. SPECIAL ORDERS

- A. Mr. Dan Kennedy, Lakeview Building: Presentation of Donation to the City for the Police Canine Unit.

Mr. Kennedy presented \$100 to the city for the police canine unit on behalf of the Lakeview Professional Building.

- B. Proclamation in Appreciation of the VFW's Support and Generous Donation to the Mat-Su Youth Court.

Mayor Palin presented a proclamation in appreciation for support to the VFW.

5. APPROVAL OF AGENDA

Council Member Cottle:

- Requested to move CM No. 98-59 from the consent agenda to new business.

GENERAL CONSENT: There was no objection to approve the agenda as amended.

6. COMMISSION/AGENCY REPORTS

Mrs. Pandora Willingham, Wasilla Planning Commissioner:

- Reported that the commission is currently reviewing Herring Avenue and Swanson Avenue parking.
- Stated that the commission will be reviewing WMC 16.43.900, signs.

Ms. Denise Loyer, Wasilla Parks and Recreation Commissioner:

- Stated she supports lighting the skate park in the spring of 1999 with a timer style of light.

Mr. Vern Rupright read a letter on behalf of Bernadette Rupright, Parks and Recreation Commissioner, regarding the AML/JIA skate park recommendations.

Representative Vic Korhing:

- Thanked the city for their support.
- Invited anyone with any concerns to contact his office prior to the start of session in January.

7. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Special Meeting: November 12, 1998

B. Introductions (Suggested Public Hearing: December 14, 1998)

1. **Ordinance Serial No. 98-55:** Amending The FY-99 Budget By Appropriating Funds To The Forfeiture Fund From The General Fund, Police Department And General Fund, Fund Balance. (IM No. 98-126)
2. **Ordinance Serial No. 98-63:** Amending WMC 2.60.030, Eligible Costs General And Street Appurtenances. (IM No. 98-127)

C. Resolutions

1. **Resolution Serial No. 98-51:** Amending The City of Wasilla PERS Plan to Allow for the Exclusion of the City Public Safety Director and the Public Works Director of Wasilla, Alaska in the City of Wasilla PERS of Alaska Plan, Pursuant to A.S. 39.35.

D. Council Memorandums

1. **CM No. 98-62:** 1999 Wasilla City Council Meeting Schedule.

MOTION: Council Member Fuller moved, Council Member Patrick seconded, to adopt the consent agenda.

VOTE: The motion passed unanimously.

8. PUBLIC HEARING (Three minutes per person.)

- A. **Ordinance Serial No. 98-58:** Amending WMC 16.43.110, Comprehensive Plan, To Adopt A Trails Plan. (IM No. 98-119)

Mayor Palin opened the public hearing.

Mr. Vern Rupright and Mr. Garvin Bucaria spoke in favor the ordinance.

Mr. Tim Anderson reported that the Mat-Su Borough Planning Commission will be taking action on a borough wide trail plan soon and recommended that the city submit a plan to the commission for inclusion in the borough wide plan.

There being no other individuals wishing to be heard, the public hearing was closed.

MOTION: Council Member Chappel moved, Council Member Patrick seconded, to adopt Ordinance Serial No. 98-58.

Council Member Chappel stated for the record that he participated in drafting the trails plan, however he did not take formal action while on the trails committee.

Discussion followed.

VOTE: The motion passed unanimously.

- B. **Ordinance Serial No. 98-59:** Amending The FY-99 Budget By Appropriating Additional Funds To The Library Fund For The Public Library Assistance Grant. (IM No. 98-120)

Mayor Palin opened the public hearing and there being no individuals wishing to be heard, the public hearing was closed.

MOTION: Council Member Patrick moved, Council Member Fuller seconded, to adopt Ordinance Serial No. 98-59.

VOTE: The motion passed unanimously.

- C. **Ordinance Serial No. 98-60:** Amending WMC 16.43.204, Definitions, And 16.43.706(E), Parking, By Providing For Parking Requirements For Adult Retirement Housing. (IM No. 98-121)

Mayor Palin opened the public hearing.

Mr. Tim Anderson spoke in favor of the ordinance.

There being no other persons wishing to be heard, the public hearing was closed.

MOTION: Council Member Chappel moved, Council Member Keller seconded, to adopt Ordinance Serial No. 98-60.

MOTION: Council Member Fuller moved a primary amendment, Council Member Chappel seconded, to amend the parking requirements for adult retirement housing to 1 parking space per dwelling unit.

Discussion followed.

VOTE: The primary amendment failed with Council Member Fuller in favor.

VOTE: The main motion passed unanimously.

- D. **Ordinance Serial No. 98-62:** Adopting WMC 2.45, Public Safety Director And Amending WMC 3.35, Exempt Employees, To Create The Position Of Public Safety Director. (IM No. 98-124)

Mayor Palin opened the public hearing.

Mr. Vern Rupright, Mr. Dana Stoker, and Mr. Jim Messick spoke in favor of the ordinance.

There being no other persons wishing to be heard the public hearing was closed.

Mayor Palin made a statement regarding her position on the issue of public safety.

MOTION: Council Member Patrick moved, Council Member Keller seconded, to adopt Ordinance Serial No. 98-62.

Discussion followed.

MOTION: Council Member Fuller moved, Council Member Chappel seconded, to postpone action until the next council meeting.

TIE VOTE: The motion to postpone failed due to a tie vote, with Council Members Chappel, Fuller and Keller in favor and Council Members Bennett, Cottle and Patrick opposed.

VOTE: The main motion passed with Council Member Chappel and Keller opposed.

The meeting recessed at 8:20 p.m. and reconvened at 8:35 p.m.

9. PERSONS TO BE HEARD

A. Lake Lucille Residents Re: Proposed Hotel on Lucille Lake

The following persons spoke in opposition to the construction of a hotel on Lucille Lake, questioning the impact to wildlife on the lake and reiterated that the current zoning designation of R1-Single Family does not allow for commercial development:

Mr. Jim Bredburg, Mrs. Phyllis Sullivan, Mr. James Flemming, Mr. John Elgie, Mr. Garvan Bucaria, Mr. Rod Cottle, Mr. Ray McCarthy, Mrs. Patricia Flemming, Ms. Barb Carney and Ms. Linda Burgman, Mr. Jim Messick, and Mr. Merle Frank. (Mr. Messick and Mr. Frank also requested the council to comment to the Corp of Engineers by November 30, 1998)

Mr. Kevin Baker gave an update on the status of the project.

Council Member Chappel requested that the issue of a letter to the Corp of Engineers be placed under new business.

10. UNFINISHED BUSINESS

11. NEW BUSINESS

A. **CM No. 98-54:** Presentation of the city of Wasilla's FY-98 Annual Audit.

1. Presentation From John Bost, Mikunda, Cottrell & Co.

Mr. John Best came forward and presented a report on the audit and management letter.

MOTION: Council Member Keller moved, Council Member Bennett seconded, to adopt CM No. 98-54.

VOTE: The motion passed unanimously.

B. **CM No. 98-61:** Skate Park Dates of Operation (AML/JIA Recommendations).

MOTION: Council Member Patrick moved, Council Member Keller seconded, to adopt CM No. 98-61.

Discussion followed.

MOTION: Council Member Patrick moved a primary amendment, Council Member Keller seconded, to close all city parks on October 1, except for those duly designated for winter activity.

Discussion followed.

VOTE: The amendment failed unanimously.

MOTION: Council Member Fuller moved a primary amendment, Council Member Keller seconded, to adopt recommendation No. 5 from the AML/JIA letter of November 3, 1998, which states, "officially close the park for the winter, commensurate with the closing of other park units."

VOTE: The primary amendment passed unanimously.

MOTION: Council Member Patrick moved a primary amendment, Council Member Keller seconded, to adopt recommendation No. 4 from the AML/JIA letter of November 3, 1998, which states "develop, implement, and maintain a comprehensive facility maintenance program."

VOTE: The primary amendment passed unanimously.

VOTE: The main motion as amended passed unanimously.

C. **CM No. 98-60: Temporary Lighting At Skate Park.**

MOTION: Council Member Keller moved, Council Member Fuller seconded, to adopt CM No. 98-60, with option No. 3.

MOTION: Council Member Patrick moved a primary amendment, Council Member Keller seconded, a new option No. 4, which would be to not light the skate park at all.

Discussion followed.

VOTE: The primary amendment failed unanimously.

VOTE: The main motion passed with Council Member Chappel opposed.

D. **CM No. 98-59: City Clerk Advisors.**

MOTION: Council Member Cottle moved, Council Member Patrick seconded, to adopt CM No. 98-59.

Discussion followed.

MOTION: Council Member Patrick moved a primary amendment, Council Member Cottle seconded, to delete that the entire council will participate in the evaluation process from the CM.

GENERAL CONSENT: The motion passed without objection.

VOTE: The main motion as amended, passed unanimously.

E. **Comment to Corp of Engineers on a Proposed Hotel on Lucille Lake**

CONFLICT OF INTEREST: Council Members Bennett and Cottle stated that they both reside on Lucille Lake and requested that the attorney rule on whether or not they should participate in this matter.

RULING: The attorney recommended that Council Members Bennett and Cottle abstain from this issue at this time.

MOTION: Council Member Chappel moved, Council Member Keller seconded, to direct the city to submit a letter to the Army Corp of Engineers?

VOTE: The motion failed with Council Member Chappel in favor and Council Members Bennett and Cottle abstaining.

12. COMMUNICATIONS

- A. **IM No. 98-128:** 1999 Holiday Schedule.
- B. Wasilla Planning Commission: Regular Meeting Minutes of November 10, 1998.
- C. Wasilla Parks and Recreation Commission: Regular Meeting Minutes of September 30, 1998.

No action was taken on any of the communication items.

13. MAYOR, CLERK, AND ATTORNEY COMMENTS

Mr. Jacobus:

- Informed the council that he will be spending Thursday of every week in Wasilla.
- Stated that the issue of parks powers is his top priority.

Mrs. VanGorder:

- Announced that Council Member Keller is the borough assembly representative for the month of December.
- Requested a work session before the next council meeting to discuss taxi cabs.

MOTION: Council Member Fuller moved, Council Member Chappel seconded, to schedule a work session on Monday, December 14, at 6 p.m. to discuss taxi cabs.

VOTE: The motion passed with Council Members Cottle and Patrick opposed.

Mayor Palin:

- Reported that the museum will be sponsoring "Santa's Village" again this year.

- Announced that the employee Christmas party will be held at the mayor's house and invited the council to attend.
- Stated that the Christmas Tree lighting at Wonderland Park has been scheduled.

14. AUDIENCE COMMENTS

No audience comments were made.

15. EXECUTIVE SESSION

A. Land Acquisition

MOTION: Council Member Patrick moved, Council Member Keller seconded, to enter an executive session, which is of a financial matter relating to possible negotiations and acquisition strategies for potential land purchase, this will be the only item of business discussed in the executive session.

GENERAL CONSENT: The motion passed without objection.

The council entered the executive session at 10:45 p.m. in the mayor's office. Those present for the executive session were the entire council, mayor, attorney, planner, and deputy administrator. The council exited the executive session at 10:55 p.m.

MOTION: Council Member Patrick moved, Council Member Keller seconded, to direct administration to pursue the land acquisition discussed in executive session.

GENERAL CONSENT: The motion passed without objection.


16. COUNCIL COMMENTS

Council Member Keller:

- Requested information on the personal property tax issue.

17. ADJOURNMENT

The meeting adjourned at 11 p.m.


SARAH PALIN, Mayor


KRISTIE L. VANGORDER, CMC/AAE
City Clerk

Minutes Approved: December 14, 1998