

**MAYOR**  
Sarah Palin

**COUNCIL**  
Howard O'Neil, Seat A  
Dianne M. Keller, Seat B  
Noel H. Lowe, Seat C  
Judy Patrick, Seat D  
Colleen G. Cottle, Seat E  
Don Bennett, Seat F

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**WASILLA CITY COUNCIL  
MEETING AGENDA**  
WASILLA CITY COUNCIL CHAMBERS  
Wasilla City Hall, 290 East Herning Avenue, Wasilla, AK 99654 (907) 373-9090

**REGULAR MEETING**

**7 P.M.**

**JUNE 25, 2001**

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **PLEDGE OF ALLEGIANCE**
4. **APPROVAL OF AGENDA**
5. **SPECIAL ORDERS**
6. **COMMISSION/AGENCY REPORT (Five minutes per agency.)**
  - A. Planning Commission
  - B. Parks And Recreation Commission
    1. Deb Trospen, Bricks of Honor
  - C. Matanuska-Susitna Borough
  - D. Gilfillian Engineering: Water Master Plan Presentation.
  - E. GDM Inc.

## 7. CONSENT AGENDA

### A. Minutes of Preceding Meeting:

1. Regular Meeting: June 11, 2001
2. Special Meeting: June 4, 2001

### B. Introductions (Public Hearing To Be Scheduled For: July 23, 2001)

1. **Ordinance Serial No. 01-40:** Amending WMC 16.24.020, Density Chart, In Order For The Density Chart To Coincide With The Land Use Key On The Official City Map. (IM No. 01-50)
2. **Ordinance Serial No. 01-41:** Designating Portions Of Wasilla Street And Park Avenue As A Pedestrian Trail For Access Between Wasilla And Lucille Lakes. (IM No. 01-52)

### C. Resolutions

1. **Resolution Serial No. 01-19:** Transferring Funds Within An Accounting Fund For Upgrading Gravel Roads. (IM No. 01-40)
2. **Resolution Serial No. 01-20:** Declaring Its Intent To Issue Road Local Improvement District Bonds From Which It Will Reimburse Itself For Expenditures Incurred Prior To The Issuance Of The Bonds (Prospector Hills And Wasilla Villa Condos Subdivisions).
3. **Resolution Serial No. 01-21:** Approving A Utility Agreement With The State Of Alaska Department Of Transportation And Public Facilities For The Palmer-Wasilla Highway Extension.
4. **Resolution Serial No. 01-22:** Amending The FY01 Budget For The Palmer-Wasilla Highway Water Main Extension.
5. **Resolution Serial No. 01-23:** Requesting FY 02 Safe Communities Funding From The State Of Alaska, Department Of Community And Economic Development.

### D. Council Memorandums

1. **CM No. 01-39:** Vehicle Purchase.
2. **CM No. 01-40:** Hearing-Impaired System for Council Chambers.

**8. PUBLIC HEARING** (Three minutes per person.)

- A. **Ordinance Serial No. 01-32:** Amending The FY-01 Budget By Appropriating Bicycle Safety Grant Funds To The General Fund. (IM No. 01-41)
- B. **Ordinance Serial No. 01-33:** Amending WMC 5.04.030, General Fixed Assets. (IM No. 01-44)
- C. **Ordinance Serial No. 01-34:** Amending The Official Zoning Map Of Wasilla In Accordance With WMC 16.16.070 (Rezoning) Of The Wasilla Development Code, To Rezone Lots 1, 2, And 3 Janneck Tract And Lots 11, 12, And 13, Block 1, Wasilla Woods Subdivision From RR-Rural Residential To C- Commercial. (IM No. 01-45)
- D. **Ordinance Serial No. 01-35:** Providing For The Issuance And Sale Of A Special Assessment Bond For The City In The Principal Amount Of \$199,088.40 For The Purpose Of Providing Funds Necessary To Pay The Costs Of Paving Improvements In Tallerico, Wasilla Southwest, And Hodgert Corner Subdivisions Paving Assessment District No. 99P1; Providing For The Date, Form, Terms And Maturity Of Said Special Assessment Bond; And Providing For An Effective Date. (IM No. 01-46)
- E. **Ordinance Serial No. 01-36:** Providing For The Issuance And Sale Of A Special Assessment Bond For The City In The Principal Amount Of \$84,711.30 For The Purpose Of Providing Funds Necessary To Pay The Costs Of Sewer Improvements In Broadview Sewer Assessment District No. 99S1; Providing For The Date, Form, Terms And Maturity Of Said Special Assessment Bond; And Providing For An Effective Date. (IM No. 01-46)
- F. **Ordinance Serial No. 01-37:** Providing For The Issuance And Sale Of A Special Assessment Bond For The City In The Principal Amount Of \$17,400.15 For The Purpose Of Providing Funds Necessary To Pay The Costs Of Paving Improvements In East Susitna Area Paving Assessment District No. 98P2; Providing For The Date, Form, Terms And Maturity Of Said Special Assessment Bond; And Providing For An Effective Date. (IM No. 01-46)
- G. **Ordinance Serial No. 01-38 :** Amending WMC Chapter 5.16, Sales Tax. (IM No. 01-48)

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

**10. UNFINISHED BUSINESS**

- A. Proposed Sports Complex

**11. NEW BUSINESS**

- A. State Reapportionment
- B. **CM No. 01-38:** Public Safety; EMT for Summer Season (Requested by Council Member O'Neil).

**12. COMMUNICATION**

- A. Wasilla Planning Commission minutes: June 12, 2001

**13. MAYOR, CLERK, AND ATTORNEY COMMENTS**

**14. AUDIENCE COMMENTS** (Three minutes per person.)

**15. EXECUTIVE SESSION**

**16. COUNCIL COMMENTS**

**17. ADJOURNMENT**

**1. CALL TO ORDER**

The regular meeting of the Wasilla City Council was held on Monday, June 25, 2001, at the Wasilla City Council Chambers, Wasilla, Alaska. Mayor Palin called the meeting to order at 7 p.m.

**2. ROLL CALL**

Council Members present and establishing a quorum were:

Mr. Howard O'Neil, Council Seat A  
Ms. Dianne Keller, Council Seat B  
Mr. Noel Lowe, Council Seat C (Arrived at 7:10 p.m.)  
Ms. Judy Patrick, Council Seat D  
Ms. Colleen Cottle, Council Seat E  
Mr. Don Bennett, Council Seat F

Staff in attendance were:

Ms. Kristie VanGorder, City Clerk  
Ms. Jamie Newman, Deputy Clerk  
Mr. John Cramer, Deputy Administrator  
Mr. Charlie Fannon, Police Chief  
Mr. Archie Giddings, City Engineer  
Mr. Tim Krug, City Planner  
Mr. Ted Leonard, Finance Director  
Mr. Don Shiesl, Public Works Director

**3. PLEDGE OF ALLEGIANCE**

Mayor Palin led the Pledge of Allegiance.

**4. APPROVAL OF AGENDA**

Council Member Keller:

- Requested to move CM No. 01-38 from the consent agenda to new business.

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

**5. SPECIAL ORDERS**

There were no special orders.

## 6. COMMISSION/AGENCY REPORT

### A. Planning Commission

No report was presented.

### B. Parks And Recreation Commission

#### a. Deb Trosper, Bricks of Honor

Ms. Trosper reported on the Armed Forces Honor Garden Project.

### C. Matanuska-Susitna Borough

No report was presented.

### D. Archie Giddings, City Engineer and Bob Gilfilian, Gilfilian Engineering: Water Master Plan Presentation.

Mr. Gilfilian summarized the Water Master Plan that was prepared by Gilfilian Engineering.

### E. Jim Blair: GDM, Inc.

Mr. Blair spoke about the multi-use sports complex feasibility study that is pending from GDM, Inc.

## 7. CONSENT AGENDA

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D. Council Memorandums

1. **CM No. 01-39:** Vehicle Purchase.
2. **CM No. 01-40:** Hearing-Impaired System for Council Chambers.

MOTION: Council Member Keller moved to adopt the consent agenda.

VOTE: The motion passed unanimously.

8. PUBLIC HEARING

- A. **Ordinance Serial No. 01-32:** Amending The FY-01 Budget By Appropriating Bicycle Safety Grant Funds To The General Fund. (IM No. 01-41)

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

MOTION: Council Member Keller moved to adopt Ordinance Serial No. 01-32.

VOTE: The motion passed unanimously.

- B. **Ordinance Serial No. 01-33:** Amending WMC 5.04.030, General Fixed Assets. (IM No. 01-44)

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

MOTION: Council Member Lowe moved to adopt Ordinance Serial No. 01-33.

VOTE: The motion passed unanimously.

- C. **Ordinance Serial No. 01-34:** Amending The Official Zoning Map Of Wasilla In Accordance With WMC 16.16.070 (Rezoning) Of The Wasilla Development Code, To Rezone Lots 1, 2, And 3 Janneck Tract And Lots 11, 12, And 13, Block 1, Wasilla Woods Subdivision From RR-Rural Residential To C- Commercial. (IM No. 01-45)

Mayor Palin opened the public hearing.

The following spoke in opposition to Ordinance Serial No. 01-34: Orval Gilman, Roselyn Sant, Garvan Bucaria, Sherry Johnson, Phil and Lynn Schaefer, Kevin Sant, Jesse Limpson, Robert Smith, and Deanna Gilman.

The following spoke in favor of Ordinance Serial No. 01-34: Tony Gumley, Berkley Tilton, and Alta Simmons.

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

MOTION: Council Member Keller moved to adopt Ordinance Serial No. 01-34.

Discussion followed.

Council Member Lowe stated for the record that although Mr. Gumley (recorded owner of Lot 11 Wasilla Woods Subdivision) is his brother in law Mr. Lowe has no financial interest in the property.

MOTION: Council Member Keller moved that Council Member Lowe abstain from Ordinance Serial No. 01-34 due to a conflict of interest.

Council Member Lowe objected.

Discussion continued.

VOTE: The motion to abstain failed with Council Members Cottle, Keller, and Patrick in favor and Council Members Bennett and O'Neil opposed. (Council Member Lowe abstained from the vote.)



MOTION: Council Member Bennett moved to postpone Ordinance Serial No. 01-34 until the council reviews an attorney opinion relating to the conflict of interest issue.

GENERAL CONSENT: There was no objection to the postponement.

- D. **Ordinance Serial No. 01-35:** Providing For The Issuance And Sale Of A Special Assessment Bond For The City In The Principal Amount Of \$199,088.40 For The Purpose Of Providing Funds Necessary To Pay The Costs Of Paving Improvements In Tallerico, Wasilla Southwest, And Hodgert Corner Subdivisions Paving Assessment District No. 99P1; Providing For The Date, Form, Terms And Maturity Of Said Special Assessment Bond; And Providing For An Effective Date. (IM No. 01-46)
  
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- F. **Ordinance Serial No. 01-37:** Providing For The Issuance And Sale Of A Special Assessment Bond For The City In The Principal Amount Of \$17,400.15 For The Purpose Of Providing Funds Necessary To Pay The Costs Of Paving Improvements In East Susitna Area Paving Assessment District No. 98P2; Providing For The Date, Form, Terms And Maturity Of Said Special Assessment Bond; And Providing For An Effective Date. (IM No. 01-46)

Mayor Palin opened the public hearing on Ordinance Serial Nos. 01-35, 01-36, and 01-37 and there being no persons wishing to be heard the public hearing was closed.

MOTION: Council Member Keller moved to adopt Ordinance Serial Nos. 01-35, 01-36, and 01-37.

VOTE: The motion passed unanimously.

- G. **Ordinance Serial No. 01-38 :** Amending WMC Chapter 5.16, Sales Tax. (IM No. 01-48)

MOTION: Council Member Keller moved to adopt Ordinance Serial No. 01-38.

Discussion followed.

The finance director answered questions from the council.

**MOTION:** Council Member Lowe moved a primary amendment to amend Ordinance Serial No. 01-38 by substitution.

**GENERAL CONSENT:** There was no objection to the primary amendment.

**VOTE:** The motion as amended passed unanimously.

- C. **Ordinance Serial No. 01-34:** Amending The Official Zoning Map Of Wasilla In Accordance With WMC 16.16.070 (Rezoning) Of The Wasilla Development Code, To Rezone Lots 1, 2, And 3 Janneck Tract And Lots 11, 12, And 13, Block 1, Wasilla Woods Subdivision From RR-Rural Residential To C- Commercial. (IM No. 01-45)

**MOTION:** Council Member Keller moved to adopt Ordinance Serial No. 01-34. (Motion on the floor, see page 4 of the meeting minutes.)

Mayor Palin read an opinion from the city attorney dated October 2000, which states that per State Statutes and the Wasilla Municipal Code, a conflict of interest occurs when an elected official has a substantial financial interest in a matter under consideration.

**MOTION:** Council Member Keller moved to reconsider Council Member Lowe's abstention from Ordinance Serial No. 01-34 due to a conflict of interest.

**VOTE:** The motion to reconsider passed with Council Member Cottle opposed.

**VOTE:** The motion that Council Member Lowe abstain from Ordinance Serial No. 01-34 due to a conflict of interest failed with Council Member Cottle in favor and Council Members Bennett, Keller, O'Neil, and Patrick opposed. (Council Member Lowe abstained from vote.)

**MOTION:** Council Member Patrick moved a primary amendment to have Lot 13, Block 1, Wasilla Woods Subdivision and Lots 1, 2, and 3 Janneck Tracts Subdivision rezoned from RR-Rural Residential to C-Commercial. And that Lots 11 and 12, Block 1, Wasilla Woods Subdivision remain RR-Rural Residential.

Discussion followed.

**VOTE:** The primary amendment failed with Council Members Cottle and Patrick in favor.

Discussion continued.

VOTE: The motion to adopt Ordinance Serial No. 01-34 passed with Council Members Cottle and Patrick opposed.

**9. PERSONS TO BE HEARD**

There were no persons to be heard.

**10. UNFINISHED BUSINESS**

- A. Proposed Sports Complex

See page 1 of the meeting minutes for the sports complex report.

**11. NEW BUSINESS**

- A. State Reapportionment

Mayor Palin stated that the city is not involved in any lawsuit regarding reapportionment at this time.

The council requested that the clerk schedule a special city council meeting on July 11, 2001 to address reapportionment. Most council members will also attend the special Mat-Su borough assembly meeting regarding reapportionment on July 10, 2001.

GENERAL CONSENT: There was no objection.

- B. **CM No. 01-38:** Public Safety; EMT for Summer Season (Requested by Council Member O'Neil).

MOTION: Council Member O'Neil moved to adopt CM No. 01-38.

Discussion followed.

VOTE: The motion passed with Council Member Keller opposed.

**12. COMMUNICATION**

- A. Wasilla Planning Commission minutes: June 12, 2001

No action was taken on the communication item.

### **13. MAYOR, CLERK, AND ATTORNEY COMMENTS**

Mayor Palin:

- Commented on the ramification of the city's 1996 comprehensive rezone.
- Reported that the city has not taken a formal position on the borough's proposed sales tax issue.
- Spoke about the various public works projects underway in the city.

City Clerk:

- Inquired about the comment made earlier in the meeting regarding having an attorney present at each council meeting.

Discussion followed.

Council Member Lowe commented about an attorney evaluation. The consensus of the council was to direct the clerk to schedule an executive session at the next regular city council meeting to evaluate the city attorney.

City Clerk Comments Continued:

- Stated that up to \$2,000 from council contingency may be used to purchase food for the 4<sup>th</sup> of July Community Picnic sponsored by the city of Wasilla.

### **14. AUDIENCE COMMENTS**

Tony Gumley thanked the council for adopting Ordinance Serial No. 01-34 and inquired about the conflict of interest issue raised by the council.

### **15. EXECUTIVE SESSION**

No executive session was held.

### **16. COUNCIL COMMENTS**

Council Member O'Neil:

- Spoke in agreement with the comments made by Council Member Keller regarding CM No. 01-38.

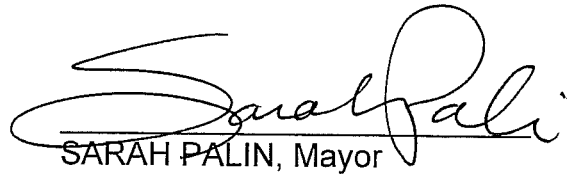
Council Member Cottle:

- Spoke about the borough meeting and the issues discussed.
- Inquired about a rock concert that was permitted by the city at Iditapark.

No additional comments were made.

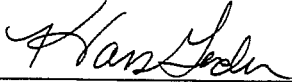
**17. ADJOURNMENT**

The meeting adjourned at 8:13 p.m.



SARAH PALIN, Mayor

ATTEST:



KRISTIE L. VANGORDER, CMC  
City Clerk

Adopted this 23<sup>rd</sup> day of July 2001