

**MAYOR**  
Sarah Palin

**COUNCIL**  
Howard O'Neil, Seat A  
Dianne M. Keller, Seat B  
Noel H. Lowe, Seat C  
Judy Patrick, Seat D  
Ron Cox, Seat E  
Colleen Sullivan-Leonard, Seat F

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**WASILLA CITY COUNCIL  
MEETING AGENDA**

WASILLA CITY COUNCIL CHAMBERS

Wasilla City Hall, 290 East Herring Avenue, Wasilla, AK 99654 (907) 373-9090

**REGULAR MEETING**

**7 P.M.**

**AUGUST 26, 2002**

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **PLEDGE OF ALLEGIANCE**
4. **APPROVAL OF AGENDA**
5. **SPECIAL ORDERS**
  - A. City of Character Awards Presented To Lt. Randy Newcomb and Capt. Allen Swett.
6. **COMMISSION/AGENCY REPORT (Five minutes per agency.)**
  - A. Planning Commission
  - B. Parks And Recreation Commission
  - C. Matanuska-Susitna Borough
  - D. Sports Complex Presentation: Don Moore, Project Manager (15 minutes)

## 7. CONSENT AGENDA

### A. Minutes of Preceding Meeting:

1. Regular Meeting: August 12, 2002

### B. Introductions (Public Hearing To Be Scheduled For: September 9, 2002)

1. **Ordinance Serial No. 02-53:** Amending The FY-03 Budget By Revising The Library Department's Budget In Order To Fund Lease And Moving Expenses To Move The Library To Carr-Gottstein Center.
2. **Ordinance Serial No. 02-54:** Amending The FY-03 Budget By Appropriating Grant Funds And Match Funds In The Amount Of \$123,800 For An Emergency Generator At The Septage Facility.
3. **Ordinance Serial No. 02-55:** Amending The FY-03 Budget By Appropriating Loan Funds In The Amount Of \$100,000 For South Mack Drive Water And Sewer Main Extensions Engineering Services.

### C. Resolutions

1. **Resolution Serial No. 02-24:** Transferring Funds Within An Accounting Fund In The Amount Of \$60,000 For Nelson Avenue Street Improvements.

### D. Council Memorandums

1. **CM No. 02-44:** Contract Amendment For Construction Unlimited Inc., In The Amount Of \$47,200 For Nelson Avenue Street Improvements.
2. **CM No. 02-45:** Application for Restaurant Designation Permit – Kashim Inc. dba Nobody's Inn.

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

- A. **Ordinance Serial No. 02-50:** Authorizing The City Of Wasilla To Enter Into A Public Purpose Lease Of 816 Square Feet Of Available Office Space Located In City Hall To Mat-Su Community Transit (MASCOT).

- B. **Ordinance Serial No. 02-51:** Authorizing The City Of Wasilla To Transfer To The State Of Alaska Department Of Transportation And Public Facilities (ADOT&PF) A Portion Of Government Lot 3, Section 10, Township 17 North, Range 1 West, Seward Meridian And A Portion Of Lot 1, Tract A, A.V. Hagen Property According To Plat No. 60-1, And The Southwest One-Quarter Of The (SW ¼ NE ¼) Of Section 10, Township 17 North, Range 1 West, Seward Meridian, Alaska.
- C. **Ordinance Serial No. 02-52:** Amending WMC 16.04.070 Definitions, And 16.20.020 District Use Chart, To Provide For Assisted Living Homes As A Permitted Use In Residential Zoning Districts And By Use Permit In The Commercial Zoning District.

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

10. **UNFINISHED BUSINESS**

- A. **Ordinance Serial No. 02-46(SUB):** Enacting WMC 16.36, Appeals, Amending WMC 16.08.010.C, Stays Pending Appeal, Amending WMC 16.08.070 Through 16.08.090, Compliance, Enforcement Orders And Penalties, Enacting WMC 16.08.095, Interpretations, Amending 16.08.110.F Appeals To The Commission, Repealing WMC 16.08.110, Appeals To The Council, And Repealing WMC 16.08.120, Hearing Officer. (Postponed from the July 22, 2002 and August 12, 2002 Regular City Council Meetings)

11. **NEW BUSINESS**

- A. **Resolution Serial No. 02-23:** Repealing Resolution Serial No. 01-40, Fixing The Rate Of Compensation For The Position Of Hearing Officer For Appeals And Enacting A New Rate Of Compensation For The Position Of Hearing Officer For Appeals For The City Of Wasilla.

12. **COMMUNICATION**

- A. **IM No. 02-12:** Wasilla Municipal Code (WMC) Book Correction WMC 1.20.030 (C), Disposition of scheduled offenses – Fine schedule.
- B. Draft Wasilla Planning Commission Meeting Minutes: August 13, 2002.

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, August 26, 2002, at the Wasilla City Council Chambers, Wasilla, Alaska. Deputy Mayor Patrick called the meeting to order at 7 p.m.

**2. ROLL CALL**

Mayor Palin was absent and excused.

Council Members present and establishing a quorum were:

- Mr. Howard O'Neil, Seat A
- Ms. Dianne Keller, Seat B
- Mr. Noel Lowe, Seat C
- Ms. Judy Patrick, Seat D
- Mr. Ron Cox, Seat E
- Ms. Colleen Sullivan-Leonard, Seat F

Staff in attendance were:

- Ms. Kristie Smithers, City Clerk
- Ms. Jamie Newman, Deputy Clerk
- Mr. Tom Klinkner, City Attorney
- Mr. Archie Giddings, City Engineer
- Mr. Tim Krug, City Planner
- Mr. Ted Leonard, Finance Director
- Mr. Don Moore, Sports Complex Project Manager
- Mr. Don Savage, Police Chief
- Mr. Don Shiesl, Public Works Director
- Mr. Chester Simton, Library Director

**3. PLEDGE OF ALLEGIANCE**

Deputy Mayor Patrick led the Pledge of Allegiance.

**4. APPROVAL OF AGENDA**

GENERAL CONSENT: The agenda was approved without amendment.

**5. SPECIAL ORDERS**

- A. City of Character Awards Presented To Lt. Randy Newcomb and Capt. Allen Swett.

Council Member Sullivan-Leonard presented Mr. Newcomb and Mr. Swett with Character Certificates in recognition of their heroic action during a motor vehicle accident in the valley.

**6. COMMISSION/AGENCY REPORT (Five minutes per agency.)**

- A Planning Commission

No report was presented.

- B. Parks And Recreation Commission

No report was presented.

- C. Matanuska-Susitna Borough

No report was presented.

- D. Sports Complex Presentation: Don Moore, Project Manager (15 minutes)

Mr. Don Moore:

- Discussed the progress of the multi-use sports complex.

Mr. Blase Burkhart, Kumin Associates, Design Consultant:

- Highlighted the design-build package that is underway for the multi-use sports complex.

Mr. Bert Lent, Landscape Architect:

- Spoke about a lake to lake trail head which is going to be located at the multi-use sports complex site.

**7. CONSENT AGENDA**

- A. Minutes of Preceding Meeting:

1. Regular Meeting: August 12, 2002

- B. Introductions (Public Hearing To Be Scheduled For: September 9, 2002)

1. **Ordinance Serial No. 02-53:** Amending The FY-03 Budget By Revising The Library Department's Budget In Order To Fund Lease And Moving Expenses To Move The Library To Carr-Gottstein Center.
2. **Ordinance Serial No. 02-54:** Amending The FY-03 Budget By Appropriating Grant Funds And Match Funds In The Amount Of \$123,800 For An Emergency Generator At The Septage Facility.
3. **Ordinance Serial No. 02-55:** Amending The FY-03 Budget By Appropriating Loan Funds In The Amount Of \$100,000 For South Mack Drive Water And Sewer Main Extensions Engineering Services.

C. Resolutions

1. **Resolution Serial No. 02-24:** Transferring Funds Within An Accounting Fund In The Amount Of \$60,000 For Nelson Avenue Street Improvements.

D. Council Memorandums

1. **CM No. 02-44:** Contract Amendment For Construction Unlimited Inc., In The Amount Of \$47,200 For Nelson Avenue Street Improvements.
2. **CM No. 02-45:** Application for Restaurant Designation Permit – Kashim Inc. dba Nobody's Inn.

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

Council Member Keller requested clarification on Resolution Serial No. 02-24 and CM No. 02-44.

The city engineer clarified the issue for Council Member Keller.

Council Member Sullivan-Leonard requested that staff provide the council with additional information relating to projected increases in operational expenses generated by the proposed library expansion. The council requested that the information be provided at the next regular city council meeting. No objection was raised.

VOTE: The motion to adopt the consent agenda passed unanimously.

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

- A. **Ordinance Serial No. 02-50:** Authorizing The City Of Wasilla To Enter Into A Public Purpose Lease Of 816 Square Feet Of Available Office Space Located In City Hall To Mat-Su Community Transit (MASCOT).

Deputy Mayor Patrick opened the public hearing and there being no one who wished to be heard, the public hearing was closed.

MOTION: Council Member Keller moved to adopt Ordinance Serial No. 02-50.

VOTE: The motion passed unanimously.

- B. **Ordinance Serial No. 02-51:** Authorizing The City Of Wasilla To Transfer To The State Of Alaska Department Of Transportation And Public Facilities (ADOT&PF) A Portion Of Government Lot 3, Section 10, Township 17 North, Range 1 West, Seward Meridian And A Portion Of Lot 1, Tract A, A.V. Hagen Property According To Plat No. 60-1, And The Southwest One-Quarter Of The (SW ¼ NE ¼) Of Section 10, Township 17 North, Range 1 West, Seward Meridian, Alaska.

Deputy Mayor Patrick opened the public hearing and there being no one who wished to be heard, the public hearing was closed.

MOTION: Council Member Keller moved to adopt Ordinance Serial No. 02-51.

MOTION: Council Member Keller moved to postpone Ordinance Serial No. 02-51 to the next regular city council meeting.

VOTE: The motion passed unanimously.

- C. **Ordinance Serial No. 02-52:** Amending WMC 16.04.070 Definitions, And 16.20.020 District Use Chart, To Provide For Assisted Living Homes As A Permitted Use In Residential Zoning Districts And By Use Permit In The Commercial Zoning District.

Deputy Mayor Patrick opened the public hearing and there being no one who wished to be heard, the public hearing was closed.

MOTION: Council Member O'Neil moved to adopt Ordinance Serial No. 02-52.

VOTE: The motion passed unanimously.

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

No one spoke under persons to be heard.

**10. UNFINISHED BUSINESS**



- A. **Ordinance Serial No. 02-46(SUB):** Enacting WMC 16.36, Appeals, Amending WMC 16.08.010.C, Stays Pending Appeal, Amending WMC 16.08.070 Through 16.08.090, Compliance, Enforcement Orders And Penalties, Enacting WMC 16.08.095, Interpretations, Amending 16.08.110.F Appeals To The Commission, Repealing WMC 16.08.110, Appeals To The Council, And Repealing WMC 16.08.120, Hearing Officer. (Postponed from the July 22, 2002 and August 12, 2002 Regular City Council Meetings)

PREVIOUS MOTION: Council Member Keller moved to adopt Ordinance Serial No. 02-46. (Motion made on July 22, 2002)

MOTION: Council Member Lowe moved to adopt Ordinance Serial No. 02-46 by Substitution.

Discussion moved to the council.

MOTION: Council Member Lowe moved a primary amendment to 16.36.070 (C), second sentence, to read: The appeal record may [SHALL] consist of a verbatim transcript...

VOTE: The primary amendment passed unanimously.

MOTION: Council Member Lowe moved a primary amendment to 16.36.070 (C), third sentence, to read: **If a verbatim transcript is requested, the requester** [THE APPELLANT] shall arrange for the preparation of a verbatim transcript...

VOTE: The primary amendment passed unanimously.

VOTE: The motion to adopt Ordinance Serial No. 02-46(SUB) as amended passed unanimously.

## 11. NEW BUSINESS

- A. **Resolution Serial No. 02-23:** Repealing Resolution Serial No. 01-40, Fixing The Rate Of Compensation For The Position Of Hearing Officer For Appeals And Enacting A New Rate Of Compensation For The Position Of Hearing Officer For Appeals For The City Of Wasilla.

MOTION: Council Member Keller moved to adopt Resolution Serial No. 02-23.

Discussion moved to the council.

VOTE: The motion failed unanimously.

RECONSIDERATION: Council Member Lowe moved to reconsider Ordinance Serial No. 02-46(SUB).

GENERAL CONSENT: No objection was raised.

MOTION: Council Member Lowe moved a primary amendment to 16.36.020 (D), to read: Compensation of the hearing officer shall be **determined** [FIXED] by council resolution **prior to the hearing**.

VOTE: The primary amendment passed unanimously.

VOTE: The main motion as amended pass unanimously.

## 12. COMMUNICATION

- A. **IM No. 02-12:** Wasilla Municipal Code (WMC) Book Correction WMC 1.20.030 (C), Disposition of scheduled offenses – Fine schedule.
- B. Draft Wasilla Planning Commission Meeting Minutes: August 13, 2002.

No action was taken on the communication items.

## 13. MAYOR, CLERK, AND ATTORNEY COMMENTS

City Clerk:

- Spoke about the Primary Election on August 27, 2002.

City Planner:

- Spoke about annexation inquires received by the city; and
- Discussed development within the city.

Police Chief:

- Stated that the city of Palmer is increasing their dispatch staff.

Finance Director:

- Reported that Carrs is collecting the correct amount of sales tax.

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

Deb Remus:

- Questioned the maintenance responsibility of Main Street in Wasilla.

## 15. EXECUTIVE SESSION

No executive session was held.

**16. COUNCIL COMMENTS**

Council Member Keller:

- Encouraged everyone to vote in the State Primary election; and
- Complimented the painting of council chambers.

Council Member Sullivan-Leonard:

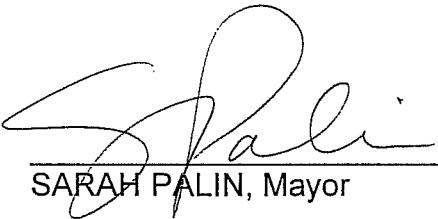
- Inquired about the Youth Court coupon fundraiser.

Council Member Patrick:

- Recognized her mother and mother in-law who were present at the meeting.

**17. ADJOURNMENT**

The meeting adjourned at 8:25 p.m.



SARAH PALIN, Mayor

ATTEST:



KRISTIE L. SMITHERS, CMC  
City Clerk

Adopted by the Wasilla City Council on September 9, 2002.