



**MAYOR**

Dianne M. Keller

**COUNCIL**

Howard O'Neil, Seat A  
Diana L. Straub, Seat B  
Verdie A. Bowen, Seat C  
Robert Sande, Seat D  
Ron Cox, Seat E  
Mark A. Ewing, Seat F

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**WASILLA CITY COUNCIL  
MEETING AGENDA**

WASILLA CITY COUNCIL CHAMBERS

Wasilla City Hall, 290 E. Herning Avenue, Wasilla, AK 99654 (907) 373-9090

**REGULAR MEETING**

**7 P.M.**

**JULY 25, 2005**

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
  - C. Airport Advisory Commission
  - D. Matanuska-Susitna Borough
7. **CONSENT AGENDA**
  - A. Minutes of Preceding Meeting:
    1. Regular Meeting: July 11, 2005

B. Introductions (Public Hearing To Be Scheduled For: August 8, 2005)

1. **Ordinance Serial No. 05-58:** To Amend The FY-06 Police Department Budget By Moving The FY-05 Balance Of The Matanuska-Susitna Borough Homeland Security Grant Funds In The Amount Of \$1,132.
2. **Ordinance Serial No. 05-59(SUB):** Adopting WMC 3.55.115 Special Incentive Pay; To Provide Incentive Pay Programs Upon Approval Of City Council.
3. **Ordinance Serial No. 05-60:** To Amend The FY-06 Police Department Budget By Accepting And Appropriating Funds From The State Of Alaska, Alaska Highway Safety Office In The Amount To Of \$1,990.

C. Resolutions

D. Action Memorandums

1. **AM No. 05-34:** Contract Award To CH2MHill In The Amount Of \$100,000 For East Susitna Reservoir Construction Engineering And Completion Of The Exploratory Well.
2. **AM 05-35(SUB):** Contract Award To Howdie, Inc. In The Amount Of \$900,000 To Begin Construction Of The MASCOT Transit Building.
3. **AM 05-36(SUB):** Contract Award To FNW Ferguson In The Amount Of \$39,911 For Ductile Iron Pipe Material Purchase.
4. **AM 05-37(SUB):** Contract Award To Pruhs Construction In The Amount O F \$271,944 For 2005 Strip Paving. .
5. **AM 05-38(SUB):** Contract Award To Big Dipper Construction In The Amount Not To Exceed \$30,000 For Screening Top Soil.
6. **AM 05-39:** Contract Renewal For Big Dipper Construction In The Amount Of \$305,000 For FY-06 Equipment Rental Services.
7. **AM 05-40:** Contract Renewal For Guardian Security In The Amount Of \$38,320 For FY-06 Security Patrol Services.

8. **AM No. 05-43:** Purchase Of 3 New Police Vehicles From NYE Frontier Ford In The Amount Of \$70,953.
9. **AM No. 05-44:** Wasilla Bible Church, Vacation Road Right-Of Way Of N. Patogonia Street And W. Patricia Avenue Slope Easement And Vacate 15' Utility Easement.

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

- A. **Ordinance Serial No. 05-55:** To Amend The FY-06 Police Department Budget By Appropriating From The State Of Alaska, Alaska Highway Safety Office Funds In The Amount Of \$1,840 For Overtime For The 2005 DUI Campaign.
- B. **Ordinance Serial No. 05-56:** To Amend The FY-06 Police Department Budget By Appropriating Funds From The State Of Alaska Department Of Transportation And Public Facilities Division Of Measurement Standards And Commercial Vehicle Enforcement In The Amount Of \$3,315.

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

10. **UNFINISHED BUSINESS**

11. **NEW BUSINESS**

- A. **AM No. 05-42:** Appointment Of Council Member For Seat C.
- B. **AM No. 05-41:** Notice Of Appeal And Appointment Of Hearing Officer In Accordance With Wasilla Municipal Code 16.36.010.

12. **COMMUNICATION**

- A. **IM No. 05-011:** List Of Waivers Of Sales Tax Penalty 2<sup>nd</sup> Quarter 2005.
- B. Commission Meeting Minutes
  1. Parks and Recreation Commission: July 13, 2005
  2. Airport Advisory Commission: June 21, 2005

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, July 25, 2005 at the Wasilla City Council Chambers, Wasilla, Alaska. Mayor Dianne M. Keller called the meeting to order at 7 p.m.

**2. ROLL CALL**

Council Members present and establishing a quorum were:

Mr. Howard O'Neil, Seat A, Deputy Mayor  
Ms. Diana Straub, Seat B  
Mr. Verdie Bowen, Seat C (see page 8 for swearing-in)  
Mr. Rob Sande, Seat D  
Mr. Ron Cox, Seat E  
Mr. Mark Ewing, Seat F

Staff in attendance were:

Ms. Kristie Smithers, City Clerk  
Ms. Jamie Newman, Deputy Clerk  
Mr. Tom Klinkner, City Attorney  
Ms. Sandra Garley, City Planner  
Mr. Archie Giddings, Public Works Director  
Mr. Ted Leonard, Director of Finance and Administrative Services  
Mr. Don Savage, Police Chief  
Mr. Ron Singel, Economic Development Director  
Mr. Bruce Urban, Manager of Recreation and Cultural Services

**3. PLEDGE OF ALLEGIANCE**

Matanuska-Susitna Borough Assembly Member Mary Kvalheim led the Pledge of Allegiance.

**4. APPROVAL OF AGENDA**

Mayor Keller noted that the following items, under the consent agenda, have been substituted: AM Nos. 05-35, 36, 37, and 38, and Ordinance Serial No. 05-59.

Mayor Keller requested to add Mr. Wyatt Weinstein under persons to be heard.

Council Member Straub requested to move AM No. 05-41 from the consent agenda to new business.

GENERAL CONSENT: The agenda was approved, as amended, with no objection raised.

## 5. SPECIAL ORDERS

There were no special orders.

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

### A. Planning Commission

Commissioner Dorothy Hamilton:

- reported that the commission recently heard two appeals and in both cases the commission upheld the city planner's decision;
- noted a variance request will be presented to the commission; and
- reported that a landscape focus group has been established.

### B. Parks and Recreation Commission

Commissioner Cathy Bowen:

- reported on issues discussed by the commission at their July 13 regular commission meeting.

### C. Airport Advisory Commission

Archie Giddings, Public Works Director:

- noted the commission continues to review the airport lease lot process.

### D. Matanuska-Susitna Borough

Assembly Member Mary Kvalheim:

- reported on road improvement projects in the community; and
- noted Veco, Inc., will begin to manufacture construction modules in the valley.

## 7. CONSENT AGENDA

### A. Minutes of Preceding Meeting:

1. Regular Meeting: July 11, 2005

B. Introductions (Public Hearing To Be Scheduled For: August 8, 2005)

1. **Ordinance Serial No. 05-58:** To Amend The FY-06 Police Department Budget By Moving The FY-05 Balance Of The Matanuska-Susitna Borough Homeland Security Grant Funds In The Amount Of \$1,132.
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7. **AM 05-40:** Contract Renewal For Guardian Security In The Amount Of \$38,320 For FY-06 Security Patrol Services.
8. **AM No. 05-43:** Purchase Of 3 New Police Vehicles From NYE Frontier Ford In The Amount Of \$70,953.

9. **AM No. 05-44:** Wasilla Bible Church, Vacation Road Right-Of Way Of N. Patagonia Street And W. Patricia Avenue Slope Easement And Vacate 15' Utility Easement.

The city clerk read items from the consent agenda into the record.

Council Member Sande noted that he is employed by Wasilla Bible Church, however, he has no direct financial interest in AM No. 05-44.

Council Member Straub noted that she is member of Wasilla Bible Church, however, she has no direct financial gain in AM No. 05-44.

MOTION: Council Member Sande moved to approve the consent agenda.

GENERAL CONSENT: The motion passed without objection.

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

- A. **Ordinance Serial No. 05-55:** To Amend The FY-06 Police Department Budget By Appropriating From The State Of Alaska, Alaska Highway Safety Office Funds In The Amount Of \$1,840 For Overtime For The 2005 DUI Campaign.

Mayor Keller opened the public hearing on Ordinance Serial No. 05-55 and there being no one who wished to present testimony the public hearing closed.

MOTION: Council Member Ewing moved to adopt Ordinance Serial No. 05-55.

GENERAL CONSENT: The motion passed without objection.

- B. **Ordinance Serial No. 05-56:** To Amend The FY-06 Police Department Budget By Appropriating Funds From The State Of Alaska Department Of Transportation And Public Facilities Division Of Measurement Standards And Commercial Vehicle Enforcement In The Amount Of \$3,315.

Mayor Keller opened the public hearing on Ordinance Serial No. 05-56 and there being no one who wished to present testimony the public hearing closed.

MOTION: Council Member Cox moved to adopt Ordinance Serial No. 05-56.

GENERAL CONSENT: The motion passed without objection.



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

A. Wyatt Weinstein: Title 16, Kennel Licensing.

Mr. Weinstein spoke in support of the city's land use code related to kennel licensing.

**10. UNFINISHED BUSINESS**

There was no unfinished business.

**11. NEW BUSINESS**

A **AM No. 05-42: Appointment Of Council Member For Seat C.**

The city clerk spoke about the appointment process for Seat C.

The council requested to interview the applicants in the order they submitted their applications to the city clerk.

1. Mr. Verdie Bowen.

Mr. Bowen spoke about his experience and interest in serving on the city council.

Discussion moved to the council and Mr. Bowen.

2. Mr. Marty Metiva

Mr. Metiva spoke about his experience and interest in serving on the city council.

Discussion moved to the council and Mr. Metiva.

3. Mr. Cliff Silvers

Mr. Silvers spoke about his experience and interest in serving on the city council.

Discussion moved to the council and Mr. Silvers.

4. Mr. Steven Menard

Mr. Menard spoke about his experience and interest in serving on the city council.

Discussion moved to the council and Mr. Menard.

The city clerk distributed the appointment ballots to the council.

The council recessed at 7:53 p.m. and reconvened at 8:04 p.m.

The clerk announced that the ballot winner is Verdie Bowen.

MOTION: Council Member Cox moved to adopt AM No. 05-42 with the recommended action to fill the vacancy for Council Member C, in accordance with the ballot process with the winner to be announced by the city clerk, which is Verdie Bowen. (Clerk note: Council Seat C was vacated by Noel Lowe and the expiration of the term is October 2005)

The clerk noted that in accordance with past practice, Mr. Bowen will be sworn into office at the end of the council meeting. (see page 8 of the meeting minutes)

Mayor Keller asked if there was any discussion or objection. No discussion or objection was raised.

VOTE: The motion passed unanimously.

B. **AM No. 05-41:** Notice Of Appeal And Appointment Of Hearing Officer In Accordance With Wasilla Municipal Code 16.36.010.

MOTION: Council Member Straub moved to adopt AM No. 05-41.

Council Member Straub requested additional information on the proposed hearing officer.

Discussion moved to the council and the clerk spoke about the appointment process. (Clerk note: the reason discussion moved to the council was because only one name had been brought forward.)

The city attorney spoke about the qualifications of a hearing officer in accordance with the municipal code.

MOTION: Council Member Straub moved to direct the clerk to run an advertisement for the position of hearing officer.

Discussion followed by the council.

VOTE: The motion passed with Council Members Cox, Ewing, Sande, and Straub in favor and Council Member O'Neil opposed.

MOTION: Council Member Straub moved to postpone AM No. 05-41 to the August 8<sup>th</sup> Regular City Council Meeting.

GENERAL CONSENT: The motion to postpone passed without objection.

## 12. COMMUNICATION

- A. **IM No. 05-011:** List Of Waivers Of Sales Tax Penalty 2<sup>nd</sup> Quarter 2005.
- B. Commission Meeting Minutes
  - 1. Parks and Recreation Commission: July 13, 2005
  - 2. Airport Advisory Commission: June 21, 2005

No action was taken on the communication items.

## 13. MAYOR, CLERK, AND ATTORNEY COMMENTS

City Clerk:

- the clerk noted upcoming public meetings.

City Attorney:

- the city attorney spoke about an appeal filed in which the party filing the appeal is claiming indigent status.

Mayor Keller:

- distributed a written report to the council; and
- noted staff will review its process for commenting on proposed platting actions.

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

The following spoke in opposition to the Shadowood Valley Estates Master Plan, a plan to subdivide three tracts into 195 lots to be known as Shadowood Valley Estates: Ms. Mary Shampine, Mr. James Brass, Ms. Joyce Lund, Mr. Alan Palmer, Mr. Vernon Griffith, Mr. Carl Lund, Mr. Edward Tallman, Ms. Anne Kilkenny, and Ms. Margarite Gray.

Mr. John Jones:

- spoke in support of the city's land use code regarding kennel licensing.

Mr. Steve Stoll:

- noted he is a candidate for mayor in the upcoming election;
- congratulated the council on appointing Verdie Bowen to Council Seat C;
- expressed his opinion on development in Shadowood Valley Estates; and
- encouraged the city to address infrastructure needs prior to approving large developments.

Ms. Connie Shuey:

- expressed concern about the Spirit Hockey Jr. Team lease agreement.

## 15. EXECUTIVE SESSION

No executive session was held.

## 16. COUNCIL COMMENTS

Council Member Straub:

- thanked the council for excusing her absence from the last council meeting;
- reported on the Joint Tri-City Transportation Sub-Committee meeting held on July 18<sup>th</sup>;
- thanked the audience for their participation; and
- welcomed Verdie Bowen to the city council.

Council Member Ewing:

- thanked the audience for their participation;
- spoke in opposition to the Shadowood Valley Estates Master Plan;
- spoke in opposition to code changes regarding kennel licensing in the city; and
- thanked all applicants for applying for Council Seat C.

Council Member O'Neil:

- thanked the audience for their participation;
- thanked the city planner for facilitating the Joint Tri-City Transportation Sub-Committee meeting; and
- thanked all applicants for applying for Council Seat C.

Council Member Sande:

- commented on the Spirit Hockey Jr. Team lease agreement;
- requested an ice time schedule for the sports complex;
- expressed concern about the Shadowood Valley Estates Master Plan; and
- thanked all applicants for applying for Council Seat C.

Council Member Cox:

- thanked the audience for their participation;
- expressed concern regarding the Shadowood Valley Estates Master Plan;
- expressed concern regarding high density development without conditions being placed on the development;
- thanked all applicants for applying for Council Seat C; and
- welcomed Verdie Bowen to the council.

The city clerk swore in newly appointed Council Member Verdie Bowen to Seat C. (Clerk note: Mr. Bowen was appointed to fill the remainder of Seat C which was vacated by Noel Lowe.)

Council Member Bowen:

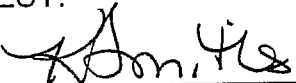
- thanked the council for his appointment; and
- expressed his honor in serving on the council.

**17. ADJOURNMENT**

The meeting adjourned at 9:17 p.m.

  
DIANNE M. KELLER, Mayor

ATTEST:

  
KRISTIE L. SMITHERS, MMC  
City Clerk

Adopted by the Wasilla City Council on August 8, 2005