



MAYOR

Dianne M. Keller

COUNCIL

Howard O'Neil, Seat A
Diana L. Straub, Seat B
Steven Menard, Seat C
Marty Metiva, Seat D
Ron Cox, Seat E
Mark A. Ewing, Seat F

**WASILLA CITY COUNCIL
REGULAR MEETING AGENDA
WASILLA CITY COUNCIL CHAMBERS**

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

REGULAR MEETING

7 P.M.

FEBRUARY 13, 2006

I. CALL TO ORDER

II. ROLL CALL

III. PLEDGE OF ALLEGIANCE

A. Presentation of colors by Boy Scout Troop 300

IV. APPROVAL OF AGENDA

V. SPECIAL ORDERS OF THE DAY

VI. COMMISSION AND AGENCY REPORTS

A. Planning Commission

B. Parks and Recreation Commission

C. Airport Advisory Commission

D. Matanuska-Susitna Borough

VII. PUBLIC PARTICIPATION

A. Public Hearings

1. **Ordinance Serial No. 06-04:** Amending The FY-06 Police Department Budget By Appropriating Fund Balance From The State Of Alaska Asset Forfeiture Fund To The Police Department Other Purchased Services Account To Cover Vaccination Expenses For The Wasilla Police Department.
2. **Ordinance Serial No. 06-05:** Amending WMC 2.04.110, Agenda, By Amending The Order Of Business For Regular City Council Meetings. (Sponsored by Council Member Menard)

B. Persons to be Heard

VIII. CONSENT AGENDA

A. Minutes of Preceding Meeting

1. Regular Meeting: January 23, 2006.
2. Special Meeting: January 23, 2006

B. Introduction of Ordinances: Recommended Public Hearing on February 27, 2006.

1. **Ordinance Serial No. 06-06:** Amending The FY-06 Budget By Appropriating \$386,276 To The Capital Reserve Fund From The General Fund's Fund Balance Per Wasilla Municipal Code 5.04.025.

C. Resolutions

1. **Resolution Serial No. 06-11:** Formally Accepting A Municipal Matching Grant From The State Of Alaska, Department Of Environmental Conservation In The Amount Of \$27,248 For Engineering Services To Expand The Sewer Treatment Plant.
2. **Resolution No. 06-12:** Encouraging The State Of Alaska To Locate A Full Service State Division Of Motor Vehicles (DMV) Office In The City Of Wasilla. (Sponsored by Council Member Ewing)

3. **Resolution Serial No. 06-13:** Amending The City Of Wasilla PERS Plan To Allow For The Exclusion Of The Deputy Chief Of Police In The City Of Wasilla PERS Of Alaska Plan Pursuant To AS 39.35.

D. Action Memorandums

1. **AM No. 06-11:** Request For Proposal (RFP) Evaluation Committee For Legal Services.

IX. UNFINISHED BUSINESS

X. NEW BUSINESS

- A. **AM No. 06-10:** Council Policy Setting FY-07 And FY-08 Budget Goals And Initiatives.

XI. COMMUNICATIONS

A. Information Memorandums

1. **IM No. 06-04:** December 2005 Expenditure Report.
2. **IM No. 06-05:** Expenses Greater Than \$5,000 For October Through December 2005.

B. Commission Minutes

1. Planning Commission: January 10, 2006 and January 24, 2006
2. Parks and Recreation Commission: January 18, 2006.

XII. MAYOR, CLERK AND ATTORNEY COMMENTS

XIII. AUDIENCE COMMENTS

XIV. COUNCIL COMMENTS

XV. EXECUTIVE SESSION

XVI. ADJOURNMENT

I. CALL TO ORDER

The regular meeting of the Wasilla City Council was held on Monday, February 13, 2006 at the Wasilla City Council Chambers, Wasilla, Alaska. Mayor Dianne M. Keller called the meeting to order at 7 p.m.

II. ROLL CALL

Council Members present and establishing a quorum were:

Mr. Howard O'Neil, Seat A, Deputy Mayor
Ms. Diana Straub, Seat B
Mr. Steve Menard, Seat C
Mr. Ron Cox, Seat E
Mr. Mark Ewing, Seat F

Mayor Keller noted that Council Member Marty Metiva, Seat D was absent and excused and inquired if there was objection to his excused absence. No objection raised.

Staff in attendance were:

Ms. Kristie Smithers, City Clerk
Ms. Jamie Newman, Deputy Clerk
Ms. Sandra Garley, City Planner
Mr. Archie Giddings, Public Works Director
Mr. Don Savage, Police Chief

III. PLEDGE OF ALLEGIANCE

A. Presentation of colors by Boy Scout Troop 300

Boy Scout Troop 300 led the Pledge of Allegiance.

IV. APPROVAL OF AGENDA

Mayor Keller inquired if there were amendments to the agenda as presented.

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

V. SPECIAL ORDERS OF THE DAY

There were no special orders.

VI. COMMISSION AND AGENCY REPORTS

A. Planning Commission

Commissioner Dorothy Hamilton:

- recognized the Landscape Focus Group for their work;
- noted upcoming training opportunities; and
- stated the commission is reviewing the FY07 and FY08 Capital Improvement Program (CIP) list.

B. Parks and Recreation Commission

No report was presented.

C. Airport Advisory Commission

The public works director reported that the commission had not met since its last report to the council.

D. Matanuska-Susitna Borough

Assembly Member Kvalheim:

- noted she delivered a letter regarding FY-07 library block grant funding to the council;
- noted an upcoming borough assembly meeting to discuss overriding Mayor Anderson's veto on setting a special election in the spring to approve school bonds; and
- reported Seldon Road extension improvements are moving forward.

VII. PUBLIC PARTICIPATION

A. Public Hearings

1. **Ordinance Serial No. 06-04:** Amending The FY-06 Police Department Budget By Appropriating Fund Balance From The State Of Alaska Asset Forfeiture Fund To The Police Department Other Purchased Services Account To Cover Vaccination Expenses For The Wasilla Police Department.

Mayor Keller opened the public hearing on Ordinance Serial No. 06-04 and there being no one who wished to present testimony the public hearing closed.

MOTION: Council Member Straub moved to adopt Ordinance Serial No. 06-04.

VOTE: The motion to adopt Ordinance Serial No. 06-04 passed unanimously.

2. **Ordinance Serial No. 06-05:** Amending WMC 2.04.110, Agenda, By Amending The Order Of Business For Regular City Council Meetings. (Sponsored by Council Member Menard)

Mayor Keller opened the public hearing on Ordinance Serial No. 06-05 and there being no one who wished to present testimony the public hearing closed.

MOTION: Council Member Ewing moved to adopt Ordinance Serial No. 06-05.

Discussion moved to the council and Council Member Menard spoke about why he sponsored the ordinance.

VOTE: The motion to adopt Ordinance Serial No. 06-05 passed unanimously.

B. Persons to be Heard

No comments were made under persons to be heard.

VIII. CONSENT AGENDA

A. Minutes of Preceding Meeting

1. Regular Meeting: January 23, 2006.
2. Special Meeting: January 23, 2006.

B. Introduction of Ordinances: Recommended Public Hearing on February 27, 2006.

1. **Ordinance Serial No. 06-06:** Amending The FY-06 Budget By Appropriating \$386,276 To The Capital Reserve Fund From The General Fund's Fund Balance Per Wasilla Municipal Code 5.04.025.

C. Resolutions

1. **Resolution Serial No. 06-11:** Formally Accepting A Municipal Matching Grant From The State Of Alaska, Department Of Environmental Conservation In The Amount Of \$27,248 For Engineering Services To Expand The Sewer Treatment Plant.

2. **Resolution No. 06-12:** Encouraging The State Of Alaska To Locate A Full Service State Division Of Motor Vehicles (DMV) Office In The City Of Wasilla. (Sponsored by Council Member Ewing)
3. **Resolution Serial No. 06-13:** Amending The City Of Wasilla PERS Plan To Allow For The Exclusion Of The Deputy Chief Of Police In The City Of Wasilla PERS Of Alaska Plan Pursuant To AS 39.35.

D. Action Memorandums

1. **AM No. 06-11:** Request For Proposal (RFP) Evaluation Committee For Legal Services.

The city clerk read the consent agenda into the record.

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

MOTION: Council Member Menard moved a primary amendment to move AM No. 06-10 from the consent agenda to new business.

GENERAL CONSENT: The primary amendment passed without objection.

GENERAL CONSENT: The main motion to adopt the consent agenda, as amended, without objection.

Council Member Menard requested an at-ease. No objection was raised.

The council recessed at 7:18 p.m. and reconvened at 7:20 p.m.

IX. UNFINISHED BUSINESS

There was no unfinished business.

X. NEW BUSINESS

- A. **AM No. 06-10:** Council Policy Setting FY-07 And FY-08 Budget Goals And Initiatives.

MOTION: Council Member Cox moved to adopt AM No. 06-10.

MOTION: Council Member Menard moved a primary amendment to strike the words "and ethically" from item number 39 in the Wasilla Budget Goals and Initiatives for FY-07 and FY-08 (attachment to AM No. 06-10) as follows: ...enhancing law enforcement dispatch services for which we are contractually [AND ETHICALLY] obligated to perform. (Clerk note: CAPS bracket is language deleted.)

Discussion followed and debate ensued regarding the primary amendment.

Council Member Ewing requested an at-ease. No objection was raised.

The council recessed at 7:31 p.m. and reconvened at 7:32 p.m.

MOTION: Council Member Menard moved the previous question.

GENERAL CONSENT: The motion to move the previous question passed without objection.

VOTE: The primary amendment failed with Council Members Menard, O'Neil and Straub in favor and Council Members Cox and Ewing opposed.

VOTE: The main motion to adopt AM No. 06-10 passed unanimously.

XI. COMMUNICATIONS

A. Information Memorandums

1. **IM No. 06-04:** December 2005 Expenditure Report.
2. **IM No. 06-05:** Expenses Greater Than \$5,000 For October Through December 2005.

B. Commission Minutes

1. Planning Commission: January 10, 2006 and January 24, 2006
2. Parks and Recreation Commission: January 18, 2006.

No action was taken on the communication items.

XII. MAYOR, CLERK AND ATTORNEY COMMENTS

City Clerk:

- reviewed the upcoming meeting schedule for the council; and
- inquired about scheduling a meeting with the city attorney as requested by Council Member Straub.

Council Straub stated that she is not sure a meeting is necessary at this time and will follow-up in the future should the need arise.

Mayor Keller:

- reviewed her written report submitted to the council;
- noted the East Susitna Reservoir has improved water pressure when leaks occur in the system;
- updated the council on the development of the Luper Animal Control Case;
- shared a library report prepared by the Wasilla Public Library Director;
- reported Wal-Mart has generously donated to Wasilla High School GradBlast;
- reported on the current Iron Dog Race standings; and
- stated a request was made to direct the attorney to attend the Matanuska-Susitna Borough (MSB) Board of Adjustment and Appeals (BOA) hearing regarding the proposed Shadowood Valley Subdivision. (Clerk Note: MSB BOA Case No. 2005-097, proposed Shadowood Valley Subdivision Plat.) (See page 8 of the meeting minutes for direction to attorney)

The city planner spoke about the BOA hearing process related to Shadowood Valley Subdivision.

Mayor Keller noted the city attorney is available to attend the BOA hearing if directed to do so by the council.

XIII. AUDIENCE COMMENTS

Ms. Dianne Woodruff:

- urged the council to direct the city attorney to attend the BOA hearing at the borough on February 16, 2006 regarding Shadowood Valley Subdivision;
- stated her belief that the Wasilla Planning Commission is ineffective;
- noted her belief that the planning commission has not been responsive to concerns raised by the public regarding Shadowood Valley Subdivision; and
- noted the proposed ordinances related to platting, planning, and land use brought forward by Council Member Straub at the January 23, 2006 regular city council meeting were important and she hopes they will be considered. (Clerk note: See IM No. 06-06 for proposed ordinances)

Mr. Carl Lund:

- stated the proposed ordinances forward by Council Member Straub at the January 23, 2006 regular city council have been submitted to Planning Commission Chair Stan Tucker for consideration;
- noted the proposed Shadowood Valley Subdivision is not compatible with surrounding property;
- noted his concern with the city issuing the developer of Shadowood Valley Subdivision a clearing and grubbing permit prior to the subdivision being approved by the borough platting board; and
- asked why the city planner proposed to lower density standards in a document submitted to the planning commission at their August 23, 2005 regular meeting.

Mr. Steve Stoll:

- commented on statements made by the developer of Shadowood Valley Subdivision regarding meetings held with city officials regarding his development;
- noted the city was remiss in not requiring the developer of Shadowood Valley Subdivision to obtain all required permits as mandated by the Wasilla Municipal Code; and
- stated he does not support the city moving forward with obtaining platting powers from the borough as they have a difficult time enforcing land use requirements.

Council Member Straub requested that the council allow Mr. Stoll an additional five-minutes to address the council.

Mayor Keller cautioned the council about suspending the rules without affording everyone an equal opportunity to address the council.

MOTION: Council Member Straub moved to suspend the rules to allow an additional five minutes for audience comments for this meeting only.

VOTE: The motion to suspend the rules to allow an additional five minutes for audience comments for this meeting only passed unanimously.

Mr. Steve Stoll (comments continued):

- spoke about the character of low density housing in relation to lot size;
- noted that the Wasilla Development Code provides a process for developer to follow prior to site development;
- stated it is astonishing to him how a subdivision development is able to move forward without public involvement; and
- reiterated the need for public participation in all areas of the planning process to include subdivision development.

Ms. Dianne Woodruff (comments continued):

- requested that the city draft amendments to the development code and allow maximum public participation in the process; and
- reiterated the need for the city attorney to attend the appeal hearing at the borough regarding Shadowood Valley Subdivision.

No additional comments were made.

XIV. COUNCIL COMMENTS

Council Member Cox:

- asked why the city planner proposed to lower density standards at the August 23, 2005 planning commission meeting.

The public works director stated that the proposal to lower density standards was drafted from an engineering prospective related to utilities and lot size.

The city planner noted that the proposal to lower density standards was proposed as a starting point for the commission in discussing amendments to the development code.

Council Member Cox:

- spoke about his land use philosophy;
- noted he does not support high density subdivisions as they are a fire hazard; and
- noted a permit should be issued by the city prior to any site development.

Council Member Menard:

- noted his concerns with high density housing;
- spoke about the rapid growth of the city in relation to development; and
- spoke in support of the city obtaining platting powers to lesson confusion for developers.

Council Member Ewing:

- thanked Mayor Keller for obtaining the Wal-Mart donation for Wasilla High School GradBlast activities;
- thanked the audience for attending the meeting; and
- requested that staff present Wal-Mart with a certificate of appreciation for donating to GradBlast.

MOTION: Council Member Ewing moved to direct the clerk to prepare a certificate of appreciation for Wal-Mart.

GENERAL CONSENT: The motion passed without objection.

MOTION: Council Member Ewing moved to direct the city attorney to attend the Matanuska-Susitna Borough Board of Adjustment and Appeals hearing on the proposed Shadowood Valley Subdivision on February 15, 2006.

Discussion moved to the council and debate ensued regarding the cost of sending the attorney the hearing.

MOTION: Council Member Ewing moved the previous question.

GENERAL CONSENT: The motion passed without objection.

VOTE: The main motion to direct the city attorney to attend the Matanuska-Susitna Borough Board of Adjustment and Appeals hearing on the proposed Shadowood Valley Subdivision on February 15, 2006 passed with Council Members Cox, Ewing, Menard, and Straub in favor and Council Member O'Neil opposed.

Council Member Ewing (comments continued):

- welcomed the newly appointed deputy police chief to the city; and
- requested additional information regarding recent expenditures to Duane Cottle and Nye Frontier Ford as noted in IM No. 05-05.

Council Member Straub:

- thanked the audience for attending the meeting.

Council Member O'Neil:

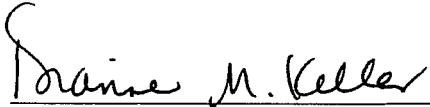
- thanked the audience for attending the meeting.

XV. EXECUTIVE SESSION

No executive session was held.

XVI. ADJOURNMENT

The meeting adjourned at 8:43 p.m.


DIANNE M. KELLER, Mayor

ATTEST:



KRISTIE SMITHERS, MMC
City Clerk

Adopted by the Wasilla City Council on February 27, 2006.