



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 27, 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

Resolution Serial No. 06-14: Supporting And Encouraging The Passage Of Matanuska-Susitna Borough School District Bonds To Be Voted On At The Upcoming Special Borough Election Of May 2, 2006. (Sponsored by Council Member Menard) (Postponed to the April 24, 2006 Regular City Council Meeting.)

AM No. 06-12: Reorganizing The Planning Division Of Public Works And The Economic Development Department Into The Community And Economic Development Department Under The Supervision Of A Deputy Administrator. (Postponed to the March 20, 2006 Regular City Council Meeting.)

Resolution Serial No. 06-18: Transferring Funds Within An Accounting Fund In The Amount Of \$12,760 In Order To Fund A Deputy Administrator Position For The Reorganization Of The Planning Division And The Economic Development Department. (Postponed to the March 20, 2006 Regular City Council Meeting.)

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
 - 1. Fire Chief Jack Krill: Central Mat-Su Fire Department Proposed FY-07 Budget.
- E. Ms. Cheryl Metiva, Greater Wasilla Chamber of Commerce

VII. PUBLIC PARTICIPATION

- A. Public Hearings
 - 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.
- B. Persons to be Heard

VIII. CONSENT AGENDA

- A. Minutes of Preceding Meeting
 - 1. Regular Meeting: February 13, 2006
 - 2. Special Meetings: January 30, 2006 and February 6, 2006
 - 3. City Council And Planning Commission Joint Special Meeting: February 6, 2006
- B. Introduction of Ordinances: Recommended Public Hearing on March 20, 2006.
 - 1. **Ordinance Serial No. 06-08:** 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.

C. Resolutions

1. **Resolution Serial No. 06-16:** Supporting The FY-07 Capital Improvement Program Federal Funding Requests.
2. **Resolution Serial No. 06-17:** Authorizing The Mayor To Execute A Grant Agreement With The Environmental Protection Agency In The Amount Of \$919,543 For The Garden Terrace Water Main Extension.

D. Action Memorandums

IX. UNFINISHED BUSINESS

X. NEW BUSINESS

- A. **Resolution Serial No. 06-15:** Requesting Funding Assistance From The Federal Government To Improve Water Quality Conditions In Lake Lucille. (Sponsored by Council Member Menard)

XI. COMMUNICATIONS

A. Information Memorandums

B. Commission Minutes

1. Parks and Recreation Commission: February 8, 2006.
2. Airport Advisory Commission: January 17, 2006

XII. AUDIENCE COMMENTS

XIII. MAYOR, CLERK AND ATTORNEY 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 27, 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. Marty Metiva, 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. Don Savage, Police Chief
Mr. Bruce Urban, Recreation and Cultural Services Manager

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 noted that Mr. Steve Stoll requested to address the council under persons to be heard.

Mayor Keller inquired if there were further adjustments to the agenda.

Resolution Serial No. 06-14: Supporting And Encouraging The Passage Of Matanuska-Susitna Borough School District Bonds To Be Voted On At The Upcoming Special Borough Election Of May 2, 2006.

MOTION: Council Member Menard moved to postpone Resolution Serial No. 06-14 to the April 24, 2006 Regular City Council Meeting.

Council Member Menard spoke about why he supports postponement.

Mayor Keller requested that the city attorney speak about the opinion he prepared regarding Resolution Serial No. 06-14.

The city attorney briefed the council on the opinion he prepared and noted that Resolution Serial No. 06-14, raises two issues as follows: 1) campaign finance laws limit the city's ability to spend public funds to support a ballot proposition and the exact scope of that limitation should be taken up by Alaska Public Offices Commission (APOC) to get some clarification; 2) Wasilla Municipal Code 4.04.120, bans the use of public funds to support a ballot proposition and it is unclear if the prohibition applies to expenditures to support a ballot proposition that appears on the city's ballot or whether it also applies to ballot propositions on state and borough ballots as well, the code is unclear.

VOTE: The motion to postpone Resolution Serial No. 06-14 passed with Council Members Ewing, Menard, Metiva, O'Neil, and Straub in favor and Council Member Cox opposed.

AM No. 06-12: Reorganizing The Planning Division Of Public Works And The Economic Development Department Into The Community And Economic Development Department Under The Supervision Of A Deputy Administrator.

Resolution Serial No. 06-18: Transferring Funds Within An Accounting Fund In The Amount Of \$12,760 In Order To Fund A Deputy Administrator Position For The Reorganization Of The Planning Division And The Economic Development Department.

MOTION: Council Member Ewing moved to postpone AM No. 06-12 and Resolution 06-18 to the March 20, 2006 Regular City Council Meeting.

Council Member Ewing spoke about why he supports postponement.

Discussion moved to the council.

MOTION: Council Member Ewing moved the previous question.

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

VOTE: The motion to postpone AM No. 06-12 and Resolution Serial No. 06-18 failed with Council Members Cox, Ewing, and Straub in favor and Council Members Menard, Metiva, and O'Neil opposed (tie vote). Mayor Keller chose to invoke her voting privilege in the affirmative thus *the motion to postpone AM No. 06-12 and Resolution Serial No. 06-18 to the March 20, 2006 Regular City Council Meeting passed.*

GENERAL CONSENT: The agenda was approved as amended.

V. SPECIAL ORDERS OF THE DAY

There were no special orders.

VI. COMMISSION AND AGENCY REPORTS

A. Planning Commission

Ms. Sandra Garley, City Planner:

- noted that the commission will forward their Capital Improvement Project (CIP) recommendations to the council for approval; and
- noted that the commission continues to refine landscape standards for development in the city.

B. Parks and Recreation Commission

Commissioner Joan Matthews:

- reported that the commission is reviewing the feasibility of land acquisition for park expansion;
- noted that the parks rules ordinance review is complete; and
- spoke about recent contacts made with local sports organizations.

C. Airport Advisory Commission

Mr. Archie Giddings, Public Works Director:

- reported on the issues discussed at the last commission meeting.

D. Matanuska-Susitna Borough

1. Fire Chief Jack Krill: Central Mat-Su Fire Department Proposed FY-07 Budget.

Mr. Krill:

- thanked the council for their support of the fire code deferment program;
- noted the "responder award appreciation night" will be held on February 28, 2006; and
- discussed the proposed FY-07 budget for the Central Mat-Su Fire Department.

Discussion between the Council and Mr. Krill ensued.

E. Ms. Cheryl Metiva, Greater Wasilla Chamber of Commerce

Ms. Metiva:

- noted she recently participated in a lobbying effort in Juneau for the State Chamber of Commerce;
- reported that the Chamber plans to host a gubernatorial candidate luncheon; and
- spoke about the event schedule for the 2006 Iditarod Days Festival.

VII. PUBLIC PARTICIPATION

A. Public Hearings

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.

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

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

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

Council Member Menard requested a three-minute recess. No objection was raised.

The council recessed at 7:52 p.m. and reconvened at 7:55 p.m.

B. Persons to be Heard

1. Mr. Steve Stoll

Mr. Stoll:

- thanked the council for directing the city attorney to attend the Matanuska-Susitna Borough Board of Adjustment and Appeals (BOAA) hearing on the proposed Shadowood Valley Subdivision on February 15, 2006;
- stated that the city attorney did an outstanding job in representing the city at the BOAA hearing;
- thanked city staff for attending the BOAA hearing; and
- encouraged the city to enhance its current process for approving subdivision development.

Mr. Mark Barrian:

- spoke about his passion for sports;
- spoke about unsanitary conditions left to the ice arena after practice sessions by the Wasilla Spirit; and
- stated all user groups of the ice arena must be treated with equal respect.

Mr. Dan Kelly:

- noted his concern with the current approval process for subdivision development in the city;
- stated he does not support the city obtaining platting powers at this time; and
- encouraged the city to refine its process for approving subdivision development.

Ms. Anne Kilkenny:

- thanked Council Member Menard for sponsoring Resolution Serial No. 06-14; and
- stated she supports the passage of school district school bonds at the upcoming Special Borough Election of May 2, 2006.

VIII. CONSENT AGENDA

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1. **Resolution Serial No. 06-16:** Supporting The FY-07 Capital Improvement Program Federal Funding Requests.
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D. Action Memorandums

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

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

GENERAL CONSENT: The motion passed without objection.

IX. UNFINISHED BUSINESS

There was no unfinished business.

X. NEW BUSINESS

1. **Resolution Serial No. 06-15:** Requesting Funding Assistance From The Federal Government To Improve Water Quality Conditions In Lake Lucille. (Sponsored by Council Member Menard)

MOTION: Council Member Menard moved to adopt Resolution Serial No. 06-15.

MOTION: Council Member Menard moved a primary amendment to amend the Title of the Resolution to read as follows: ...Requesting Funding Assistance From The **State Of Alaska And** The Federal Government To Improve Water Quality Conditions At Lake Lucille, and to amend the Now Therefore Be if Resolved Clause of the Resolution to read as follows: ...that funding assistance be requested from **the State of Alaska and** the Federal Government to improve water quality conditions in Lake Lucille. (Clerk Note: bold and underline is language added.)

Discussion moved to the council.

MOTION: Council Member Menard moved the previous question.

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

VOTE: The primary amendment passed unanimously.

VOTE: The main motion, as amended, passed unanimously.

XI. COMMUNICATIONS

A. Information Memorandums

B. Commission Minutes

1. Parks and Recreation Commission: February 8, 2006.
2. Airport Advisory Commission: January 17, 2006

No action was taken on the communication items.

XII. AUDIENCE COMMENTS

Mr. Karl Lund:

- thanked the council for directing 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; and
- noted his support of careful and responsible development.

Ms. Dianne Woodruff:

- thanked the council for directing 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; and

- encouraged the city to invest time to maximize the benefits and minimizing negative impacts of its rapid growth.

Ms. Anne Kilkenny:

- encouraged the city to proceed with obtaining platting powers, however, do not do so rapidly as it is a complicated process that will not happen over night;
- stated the council made the right decision in not funding community grants as they can never be distributed fairly;
- noted the city gives back to the community by running an efficient operation; and
- thanked Mayor Keller for obtaining funds from Wal-Mart for the 2006 Wasilla High School GradBlast event.

Mr. Dan Kelly:

- commented on the condition of Lake Lucille;
- thanked the council for amending Resolution Serial No. 06-15; and
- encouraged the city to invest in its water utility in order to get more residents on the city water system and off of private wells.

Mr. Steve Stoll:

- asked Council Members Ewing and Menard what they wish to accomplish and what issues will be brought forward when lobbying in Washington DC in March 2006.

XIII. MAYOR, CLERK AND ATTORNEY COMMENTS

City Attorney:

- reported that there are no new developments in the Eminent Domain Action; reported on the Matanuska-Susitna Borough Board of Adjustment and Appeals hearing he attended on February 15, 2006; and
- reported on the Luper Animal Control Case.

City Clerk:

- noted the upcoming council meeting schedule.

Mayor Keller:

- verbally highlighted the written report she presented;
- commended the deputy public works director for his participation in the Rural Water and Wastewater Grants and Loans Program;
- noted she will travel to the Russian Far East with local realtor Paddy Coan to participate in the International City/County Management Association (ICMA) City Links Program;
- noted her travel to Russia will be paid for by the ICMA City Links Program;

- congratulated the finance department for again receiving the Distinguished Budget Preparation Award from the Government Finance Officers Association; and
- shared information about Alaska State Legislature Senate Bill 261.

XIV. COUNCIL COMMENTS

Council Member Menard:

- thanked the city attorney for his professionalism at the Matanuska-Susitna Borough Board of Adjustment and Appeals hearing on February 15, 2006;
- spoke about the Curtis Menard II Memorial Run to be held in June 2006;
- shared his enthusiasm in the city attaining Home Rule status;
- spoke about the lobbying process; and
- shared information about Wasilla Little League.

Mayor Keller spoke about steps taken by Wasilla Little League to improve the organization.

Council Member Straub:

- thanked the public works director for the new signage at the airport; and
- expressed concern over the extension granted by the Court in the Luper Animal Control Case.

Council Member O'Neil:

- thanked the audience for attending the meeting;
- spoke about the excessive rate of speed large commercial vehicles travel on the Parks Highway; and
- spoke about the Iron Dog award dinner he attended.

Council Member Cox:

- expressed concern with unsafe traffic conditions in the area;
- questioned whether lowering the speed limit will make roads safer to travel;
- supports the restoration of Lake Lucille; and
- expressed his support of recreation programs that benefit the entire community.

Council Member Ewing:

- thanked the city attorney for his representation at the Matanuska-Susitna Borough Board of Adjustment and Appeals (BOAA) hearing on February 15, 2006;
- thanked city staff for attending the BOAA on February 15, 2006;
- thanked residents of the city for their diligence in working to resolve the Shadowood Valley Subdivision issue;
- stated his support of school bonds; and
- spoke about the value of in-person lobbying for federal funds.

Council Member Metiva:

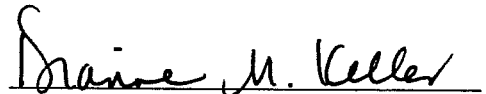
- thanked the audience for attending the meeting.

XV. EXECUTIVE SESSION

No executive session was held.

XVI. ADJOURNMENT

With no further business at hand, Mayor Keller adjourned the meeting at 9:22 p.m.



DIANNE M. KELLER
Mayor

ATTEST:



KRISTIE SMITHERS, MMC
City Clerk

Adopted by the Wasilla City Council on March 20, 2006.