



**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

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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

**WORK-SESSION**    **5:30 P.M.**    **APRIL 10, 2006**

A.      **Clerk's Office and Council Staff Meeting**

**REGULAR MEETING**    **7 P.M.**    **APRIL 10, 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. 06-09:** Amending WMC 10.12.030, Age In Regard To Riding Off-Road Vehicles.
2. **Ordinance Serial No. 06-10:** To Amend The FY-06 Police Department Budget By Appropriating And Accepting Funds From The State Of Alaska, Alaska Highway Safety Office In The Amount Of \$40,204 For Equipment And Overtime For The 2006 Speeding And DUI Enforcement.

### B. Persons to be Heard

## VIII. CONSENT AGENDA

### A. Minutes of Preceding Meeting

1. Regular Meeting: March 20, 2006
2. Special Meeting: March 9, 2006

### B. Introduction of Ordinances: Recommended Public Hearing on April 24, 2006.

1. **Ordinance Serial No. 06-11:** Approving A Planned Unit Development For Approximately 6.12 Acres In The Richmond Hills Number 1 Subdivision, Lots 1-6, Block 1, Zoned R-2 Residential.
2. **Ordinance Serial No. 06-12:** Amending The FY-06 Police Department Budget By Accepting And Appropriating Funds From The State Of Alaska, Department Of Public Safety, Division Of Alaska State Troopers, Alaska Bureau Of Alcohol And Drug Enforcement In The Amount Of \$1,438 From Federal Forfeiture.
3. **Ordinance Serial No. 06-13:** Amending The FY-06 Police Department Budget By Accepting And Appropriating Funds From The State Of Alaska, Department Of Public Safety In The Amount Of \$3,200 For Crash Analysis Training.

4. **Ordinance Serial No. 06-14(SUB):** Amending The Fine Schedule In WMC 1.20.030.C For Illegal Use Of Parking Spaces For Persons With Disabilities, Amending WMC 10.20.050 Concerning Illegal Use Of Parking Spaces For Persons With Disabilities, And Amending WMC 10.20.060 Concerning Persons Authorized To Issue Citations For Parking Violations..
  5. **Ordinance Serial No. 06-15:** Amending The FY-06 Budget By Appropriating \$100,000 For Road Paving.
  6. **Ordinance Serial No. 06-16:** Amending WMC 13.20.120.A Admissible Aircraft, To Comply With The Requirements Of The Federal Aviation Administration Regulations.
- C. Resolutions
- D. Action Memorandums
1. **AM No. 06-17:** Award Of Bid To General Communications Inc., For Long Distance Service In The Amount Of \$35,000 For A 3-Year Term Contract Ending June 30, 2009.
  2. **AM No. 06-18:** Contract Award To Wolverine Supply Inc. In The Amount of \$2,945,179 For Wasilla Airport Apron Phase 1C Construction.

## IX. UNFINISHED BUSINESS

- pp. 101
- A. **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 From The February 27, 2006 And The March 20, 2006 Regular City Council Meetings.)

## X. NEW BUSINESS

- pp. 129
- A. **Resolution Serial No. 06-25:** 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.

## XI. COMMUNICATIONS

- A. Information Memorandums

pp. 132            1.    **IM No. 06-08:** List of Waivers of Sales Tax Penalty For First Quarter Ending March 31, 2006.

pp. 134            2.    **IM No. 06-09:** Report of Expenditures: January and February 2006.

B.    Commission Minutes

pp. 147            1.    Planning Commission Meeting: February 28 and March 14, 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, April 10, 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  
Ms. Sandra Garley, City Planner  
Mr. John Glass, Deputy Police Chief  
Mr. Ted Leonard, Finance Director  
Mr. Archie Giddings, Public Works Director  
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 inquired if there were adjustments to the agenda as presented.

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

City Planner:

- reported that the commission continues to work on amendment to the city's landscape design standards; and
- noted that the commission toured the city to see how various commercial developments have interpreted the city's landscape design standards.

### B. Parks and Recreation Commission

The cultural and recreation services manager noted that the commission had not met since its last report to the council.

### C. Airport Advisory Commission

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

### D. Matanuska-Susitna Borough

Assembly Member Kvalheim:

- reported on the activities of the borough assembly.

## VII. PUBLIC PARTICIPATION

### A. Public Hearings

1. **Ordinance Serial No. 06-09:** Amending WMC 10.12.030, Age In Regard To Riding Off-Road Vehicles.

Mayor Keller opened the public hearing on Ordinance Serial No. 06-09.

Mr. Garvan Bucaria:

- commented that the abuse of property by off-road vehicles continues to escalate; and
- noted that laws governing off-road vehicles are not enforced.

There being no others who wished to present testimony the public hearing closed.

MOTION: Council Member Ewing moved to adopt Ordinance Serial No. 06-09.

Discussion moved to the council and debate ensued.

MOTION: Council Member Straub moved to postpone Ordinance Serial No. 06-09 to the May 8, 2006 Regular City Council Meeting.

Debate ensued on the postponement.

VOTE: The motion to postpone Ordinance Serial No. 06-09 to the May 8, 2006 Regular City Council Meeting passed with Council Members Ewing, Metiva, O'Neil, and Straub in favor and Council Members Menard and Cox opposed.

The council requested that administration bring forward the following information related to Ordinance Serial No. 06-09:

- define what resources are need by the police department in order to enforce laws regarding off-road vehicles;
- because of its size, should the operation of off-road vehicles now be banned in the city;
- is the illegal use of off-road vehicles greater in the youth population
- define what areas of the city are best for off-road vehicles, perhaps properties near established trails; and
- report on the number of tickets issued related to off-road vehicles.

2. **Ordinance Serial No. 06-10:** To Amend The FY-06 Police Department Budget By Appropriating And Accepting Funds From The State Of Alaska, Alaska Highway Safety Office In The Amount Of \$40,204 For Equipment And Overtime For The 2006 Speeding And DUI Enforcement.

Mayor Keller opened the public hearing on Ordinance Serial No. 06-10 and there being no one who wished to present testimony the public hearing closed.

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

VOTE: The motion passed unanimously.

B. Persons to be Heard

1. Mr. Dave Glenn, Grasshopper Aviation

Mr. Glenn:

- expressed his dissatisfaction with the city planner and the planning commission regarding his application for a Use Permit (UP-06-01: application for a Use Permit to develop a commercial float plane dock on a leased portion of Tract A-1A of Olson 1999 Addition Subdivision);
- stated the city planner was remiss in elevating his application to the planning commission; and
- requested that the council overturn the decision of the planning commission and approve his application for Use Permit (UP-06-01).

Mr. Garvan Bucaria:

- stated his belief that Mr. Glenn is unfairly focusing on the city planner;
- encouraged the council to thoroughly investigate the allegations of Mr. Glenn prior to taking any action; and
- noted that Fred Meyer is not in compliance with the conditions of their land use permit issued to them by the city.

Ms. Anne Kilkenny:

- stated the elevation of UP-06-01 by the city planner to the planning commission was appropriate;
- encouraged the council to thoroughly review the land use file for Fred Meyer prior to taking any action.

Mr. Bob Cederholm:

- expressed his strong opposition to the city authorizing a commercial float plane operation on Lot A-1A, Olson 2003 Addition Subdivision (located North and West of the Fred Meyer Store); and
- stated representatives of Fred Meyer told him they would never lease space for a commercial float plane operation when their land use permit was originally granted by the city.

Ms. Dianne Woodruff:

- stated the elevation of UP-06-01 by the city planner to the planning commission was appropriate; and
- noted that two-thirds of the people who testified before the planning commission on UP-01-01 spoke in opposition to the development; and
- expressed concern regarding the impact of commercial development on residential properties.



Mr. Thomas Branton:

- spoke in opposition to the development of a commercial float plane operation on Wasilla Lake; and
- stated that although he resides outside city limits he would like to receive notices from the city regarding proposed development that may occur near his residence.

Ms. Katy Hurley:

- stated it was appropriate for the city planner to elevate UP-06-01 to the planning commission; and
- stated Wasilla Lake belongs to everyone.

The following spoke in favor of the proposed commercial float plane operation on Lot A-1A Olson 2003 Addition Subdivision: Mr. John Luberger, Ms. Cherty Metiva, and Mr. Doug Glenn. (Clerk's note: Ms. Metiva is the Executive Director of the Wasilla Chamber of Commerce and Ms. Metiva noted that the Chamber Executive Board supports the development.)

The following spoke in opposition to the proposed commercial float plane operation on Lot A-1A Olson 2003 Addition Subdivision: Mr. Kurt Blount and Mr. Dave Malette.

Mayor Keller spoke about the land use application process.

## VIII. CONSENT AGENDA

### A. Minutes of Preceding Meeting

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2. Special Meeting: March 9, 2006

### B. Introduction of Ordinances: Recommended Public Hearing on April 24, 2006.

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4. **Ordinance Serial No. 06-14(SUB):** Amending The Fine Schedule In WMC 1.20.030.C For Illegal Use Of Parking Spaces For Persons With Disabilities, Amending WMC 10.20.050 Concerning Illegal Use Of Parking Spaces For Persons With Disabilities, And Amending WMC 10.20.060 Concerning Persons Authorized To Issue Citations For Parking Violations.
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C. Resolutions

D. Action Memorandums

1. **AM No. 06-17:** Award Of Bid To General Communications Inc., For Long Distance Service In The Amount Of \$35,000 For A 3-Year Term Contract Ending June 30, 2009.
2. **AM No. 06-18:** Contract Award To Wolverine Supply Inc. In The Amount of \$2,945,179 For Wasilla Airport Apron Phase 1C Construction.

The city clerk read the items from the consent agenda into the record and noted the following: corrections were made to the account codes listed in AM No. 06-18 and Ordinance Serial No. 06-14 was substituted.

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

**GENERAL CONSENT:** The motion to adopt the consent agenda passed without objection.

## IX. UNFINISHED BUSINESS

- A. **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 From The February 27, 2006 And The March 20, 2006 Regular City Council Meetings.)

PREVIOUS MOTION: Council Member Cox moved to adopt AM No. 06-12. (Motion pending from the March 20, 2006 Regular City Council Meeting.)

Discussion followed.

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

The council recessed at 8:20 p.m. and reconvened at 8:23 p.m.

Discussion continued and debate ensued.

MOTION: Council Member Menard moved the previous question.

VOTE: The motion to move the previous question passed with Council Members Cox, Ewing, Menard, Metiva, and O'Neil in favor and Council Member Straub opposed.

VOTE: The motion to adopt AM No. 06-12 passed with Council Members Cox, Ewing, Menard, Metiva, and O'Neil in favor and Council Member Straub opposed.

## X. NEW BUSINESS

- A. **Resolution Serial No. 06-25:** 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 Cox moved to adopt Resolution Serial No. 06-25.

Discussion followed.

VOTE: The motion to adopt Resolution Serial No. 06-25 passed with Council Members Cox, Ewing, Menard, Metiva, and O'Neil in favor and Council Member Straub opposed.

## XI. COMMUNICATIONS

### A. Information Memorandums

1. **IM No. 06-08:** List of Waivers of Sales Tax Penalty For First Quarter Ending March 31, 2006.
2. **IM No. 06-09:** Report of Expenditures: January and February 2006.

### B. Commission Minutes

1. Planning Commission Meeting: February 28 and March 14, 2006.

No action was taken on the communication items.

## XII. AUDIENCE COMMENTS

Ms. Cheryl Metiva:

- expressed her appreciation for the due diligence given by the council;
- commended city staff for their expertise.

Ms. Anne Kilkenny:

- complemented the council on their professionalism; and
- encouraged participation on the upcoming Mat-Su Borough Special Election on May 2, 2006.

Mr. Garven Bucaria:

- expressed concern about the environmental impact to Wasilla Lake by commercial development; and
- encouraged the city to expand its boundaries to Seward Meridian.

Mr. John Luburger:

- stated the city needs to invest in a proper sewer disposal system.

Ms. Dianne Woodruff:

- requested that staff place a sign-up sheet on the audience table in council chambers.

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

City Clerk:

- noted the upcoming council meeting schedule;
- noted compensation and benefit information related to the council was distributed; and
- displayed the new tablet PC which may be purchased for council use.

Mayor Keller:

- updated the council on issues discussed in her written report; and
- shared stories from her recent visit to the Russian far east.

### **XIV. COUNCIL COMMENTS**

Council Member Metiva:

- thanked the audience for their attendance;
- spoke about the memorial services for Vi Redington; and
- thanked staff for providing the additional information on AM No. 06-12.

Mayor Keller played a Channel 2 News clip which featured the Code Compliance Officer discussing the illegal use of handicap parking spaces

Council Member Ewing:

- thanked staff for providing information related to AM No. 06-12;
- noted that debate is crucial in order to make the best decisions;
- stated his support for school bonds;
- stated his support of annexation;
- thanked the audience for attending the meeting.

Council Member Straub:

- thanked the clerk's office for the staff meeting.

**MOTION;** Council Member Straub moved to schedule a special meeting at 5:30 p.m. on April 24, 2006 to discuss the Carver Model and to discuss if the council could benefit from its use.

**MOTION:** Council Member O'Neil moved a primary amendment to change the time of the meeting from 5:30 p.m. to 6 p.m.

**GENERAL CONSENT:** The primary amendment passed without objection.

**VOTE:** The main motion, as amended, passed without objection.

Council Member Menard:

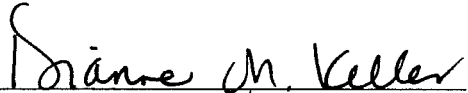
- questioned the process of code compliance;
- reported on attendance at the Home Show;
- spoke in support of annexation and home rule status for the city;
- commented on off-road vehicle accidents caused by growth; and
- encouraged volunteerism in the community.

#### **XV. EXECUTIVE SESSION**


No executive session was held.

#### **XVI. ADJOURNMENT**

With no further business at hand, Mayor Keller adjourned the meeting at 9:30 p.m.

  
\_\_\_\_\_  
DIANNE M. KELLER  
Mayor

ATTEST:

  
\_\_\_\_\_  
KRISTIE SMITHERS, MMC  
City Clerk

Adopted by the Wasilla City Council on April 24, 2006.