



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
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 10, 2006

I. CALL TO ORDER

II. ROLL CALL

III. PLEDGE OF ALLEGIANCE

IV. APPROVAL OF AGENDA

PERSONS TO BE HEARD (Continued on page 2)

NEW BUSINESS (Continued on page 3)

A. **Resolution Serial No. 06-40:** Selecting A Preferred Alternative For Main Street Improvement.

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. 06-29:** Amending WMC Chapter 16.36 Related To Appeals Of Decisions Of The Planning Commission To A Hearing Officer.
2. **Ordinance Serial No. 06-30:** To Amend The FY-07 Police Department Budget By Appropriating From The State Of Alaska Department Of Transportation Funds In The Amount Of \$50,000 For Construction Zone Enforcement.

B. Persons to be Heard

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Regular Meeting: June 26, 2006
2. Special Meeting: June 26, 2006

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

1. **Ordinance Serial No. 06-31:** Amending The Fine Schedule In WMC 1.20.030.C To Repeal The Reference To Political Sign Posting And Repealing WMC Chapter 8.12, Political Campaign Signs, In Its Entirety.
2. **Ordinance Serial No. 06-33:** Amending WMC Chapter 2.48, City Records, To Provide For The Public Access To City Records, And Repealing WMC 2.48.030 – 2.48.090 Concerning Management Of City Records.

C. Resolutions

1. **Resolution Serial No. 06-38:** Fixing The Rate Of Compensation For The Position Of Hearing Officer For Appeals And Repealing Resolution Serial No. 04-14.
2. **Resolution Serial No. 06-39:** Designating City Employees In Order Of Succession To Perform The Executive And Administrative Functions Of The Mayor During The Mayor's Temporary Absence Or Disability And Designating A City Emergency Management Coordinator And Repealing Resolution Serial No. 04-12.

D. Action Memorandums

1. **AM No. 06-34:** Award Of Contract To Lounsbury & Associates, Inc., In The Amount Of \$67,621 For Mission Hills Water Extension Project Engineering Services.
2. **AM No. 06-35:** Award Of Contract To USKH, Inc., In The Amount Of \$54,328 For Sewer Treatment Plant Expansion Engineering Services.
3. **AM No. 06-36:** Notice Of Appeal And Appointment Of Hearing Officer In Accordance With Wasilla Municipal Code 16.36.010.
4. **AM No. 06-37:** Authorization For Matanuska Electric Association To Conduct Utility Work In The Amount Of \$132,054 For The Wasilla Airport Apron Phase 1C Project.

IX. UNFINISHED BUSINESS

X. NEW BUSINESS (Continued from page 1)

- A. **AM No. 06-38:** Directing The City Attorney To Draft An Amendment To WMC Title 16 To Restrict The Filing Of A Land Use Application That Is Similar To An Application That Recently Was Denied. (Sponsored by Council Member Metiva)

XI. COMMUNICATIONS

A. Information Memorandums:

1. **IM No. 06-13:** Report of Expenditures: May 2006

B. Commission Minutes:

1. Planning Commission Regular Meeting: June 13, 2006
2. Parks and Recreation Commission Regular Meeting: June 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, July 10, 2006 at the Wasilla City Council Chambers, Wasilla, Alaska. Deputy Mayor Howard O'Neil called the meeting to order at 7:15 p.m.

Deputy Mayor O'Neil noted that Mayor Keller was not in attendance and requested that the council excuse her absence. No objection was raised.

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, Deputy Administrator
- Mr. Archie Giddings, Public Works Director
- Mr. Ted Leonard, Director of Finance and Administrative Services
- Mr. John Glass, Police Chief
- Mr. Bruce Urban, Recreation and Cultural Services Manager

III. PLEDGE OF ALLEGIANCE

Council Member Steve Menard led the Pledge of Allegiance.

IV. APPROVAL OF AGENDA

Deputy Mayor O'Neil inquired if there were adjustments to the agenda as presented.

MOTION: Council Member Straub moved to suspend the rules by moving Persons To Be Heard and Resolution Serial No. 06-40, from New Business to the next item of business, after the Approval of Agenda.

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

PERSONS TO BE HEARD (Clerk note: see Approval of Agenda on page 1) (Persons to be Heard continued on page 6)

Mr. John Weaver, Chief Executive Officer of Valley Residential Services:

- spoke in opposition to Resolution Serial No. 06-40.

Ms. Vicki Faeo:

- commended the airport manager for his job performance at the Wasilla Airport; and
- voiced concern about vegetation growing in Lake Lucille and requested that the city address the issue.

Mr. Gene Wiseman, Central Mat-Su Fire Station:

- expressed concern about the impact to emergency medical services and ISO ratings should the council adopt Resolution Serial No. 06-40; and
- spoke in support of eliminating at-grade railroad crossings.

Ms. Cindy Bettine:

- spoke in support of a Knik Street overpass to alleviate congestion on Main Street;
- stated that the increase of traffic signals coupled with the railroad on the Parks Highway detract from economic development in the city; and
- reiterated that the council needs to consider residents and traffic congestion when making road improvement decisions.

Mr. John Duffy, Matanuska-Susitna Borough Manager:

- stated that the borough assembly has not taken an official position on the Main Street Traffic Improvement Plan as proposed by the Alaska Department of Transportation; and
- suggested that the city ask for a delay to consider alternative routes.

Mr. Sterling Larson, Management Committee, Good Shepherd Lutheran Church:

- spoke in opposition to Resolution Serial No. 06-40.

Mr. Paul Gittlein:

- expressed opposition to Resolution Serial No. 06-40.

Ms. Jan Soloy:

- stated her opposition to Resolution Serial No. 06-40.

Mr. Shell Ewing:

- spoke in opposition to Resolution Serial No. 06-40.

Mr. Steve Stoll:

- spoke in support of a Knik-Arm Bridge that would carry a railroad along with vehicle traffic.

Ms. Vicki Wehe:

- spoke in opposition to Resolution Serial No. 06-40.

Mr. Garvan Bucaria:

- voiced opposition to Resolution Serial No. 06-40.

Mr. Wayne Bradberg:

- expressed his opposition to Resolution Serial No. 06-40.

Mr. Randy Kinney, Consulting Team, Tryk Nyman Hayes:

- explained why a Crusey Street option to alleviate traffic on Main Street may not be a suitable alternative.

Ms. Cheryl Metiva, Executive Director, Greater Wasilla Chamber of Commerce:

- stated that the Chamber supports Alternative C as proposed in Resolution Serial No. 06-40; and
- encouraged the city to partner with the private sector to select a preferred alternative for Main Street Traffic Improvement.

Mr. Gary Hall:

- stated his support of Alternative C as proposed in Resolution Serial No. 06-40.

Mr. Dallas Massie:

- spoke in opposition to Resolution Serial No. 06-40.

Ms. Linda Marcus:

- expressed opposition to Resolution Serial No. 06-40.

Mr. Arnold Harder, Consultant Project Manager, Tryck Nyman Hayes:

- encouraged the council to take action on a preferred Main Street traffic improvement route.

Ms. Anne Kilkenny:

- spoke in opposition to Resolution Serial No. 06-40.

Ms. Sandra Garley, Deputy Administrator:

- encouraged the council to take action on a preferred Main Street traffic improvement route.

Mr. Scott Thomas, Traffic Engineer, State of Alaska, Department of Transportation:

- talked about the need to move traffic through Main Street; and
- spoke about the increased traffic congestion should the council delay action on improvements to Main Street.

NEW BUSINESS (Clerk note: see approval of agenda on page 1) (New Business continued on page 9)

- A. **Resolution Serial No. 06-40:** Selecting A Preferred Alternative For Main Street Improvement.

MOTION: Council Member Ewing moved to adopt Resolution Serial No. 06-40.

Discussion moved to the council and debate ensued regarding the merits of the resolution.

Questions were asked of staff and the consultants from Tryk Nyman and Hayes.

Mr. Brad Swortz, State of Alaska, Department of Transportation, Mat-Su Area Planner, spoke about the timeline for the construction of Main Street, and stated that concerned citizen groups and businesses would have a chance to give input during the design process.

Discussion and debate continued.

MOTION: Council Member Ewing moved the previous question.

GENERAL CONSENT: The motion passed without objection.

VOTE: The motion to adopt Resolution Serial No. 06-40 passed with Council Members Cox, Ewing, Menard, and O'Neil in favor and Council Members Metiva and Straub opposed.

(Clerk note: Please see the July 10, 2006 Joint Special Wasilla City Council and Wasilla Planning Commission Meeting minutes for more discussion on the Main Street Improvement Project)

The council requested a five-minute recess beginning at 9 p.m. No objection was raised.

The council reconvened at 9:13 p.m.

V. SPECIAL ORDERS OF THE DAY

There were no special orders.

VI. COMMISSION AND AGENCY REPORTS

A. Planning Commission

Commissioner Stan Tucker:

- thanked the council for taking action on Resolution Serial No. 06-40;
- spoke about the decision-making process by the commission regarding Resolution Serial No. 06-40;
- stated that the commission has completed a review of the landscape standards and will forward a recommendation to council for approval; and
- stated that the commission will be reviewing the proposed Emerald Estates Subdivision Plan.

B. Parks and Recreation Commission

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

C. Airport Advisory Commission

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

D. Matanuska-Susitna Borough

No report was presented.

VII. PUBLIC PARTICIPATION

A. Public Hearings

1. **Ordinance Serial No. 06-29:** Amending WMC Chapter 16.36 Related To Appeals Of Decisions Of The Planning Commission To A Hearing Officer.

Deputy Mayor O'Neil opened the public hearing on Ordinance Serial No. 06-29.

The following spoke in opposition to the nonrefundable filing fee and deposit required by the ordinance: Mr. Garvan Bucaria.

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

MOTION: Council Member Ewing moved to adopt Ordinance Serial No. 06-29.

Discussion followed by the council and questions were asked of staff.

MOTION: Council Member Straub moved a primary amendment to Section 5 of the Ordinance as follows: to add the words **and any determination required under 16.36.060.C**, after the words "Upon the timely filing of an appeal" in Section A. (Clerk note: bold and underline is language added.)

GENERAL CONSENT: The primary amendment passed without objection.

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

2. **Ordinance Serial No. 06-30:** To Amend The FY-07 Police Department Budget By Appropriating From The State Of Alaska Department Of Transportation Funds In The Amount Of \$50,000 For Construction Zone Enforcement.

Deputy Mayor O'Neil opened the public hearing on Ordinance Serial No. 06-30 and there being no one who wished to present testimony the public hearing was closed.

MOTION: Council Member Metiva moved to adopt Ordinance Serial No. 06-30.

VOTE: The motion passed unanimously.

B. Persons to be Heard (continued from page 1)

1. Mr. Doug Barkto:

Mr. Barkto shared information on the pandemic flu seminar he recently attended.

2. Mr. John Jones

Mr. Jones spoke in support of AM No. 06-38 but does not support the language "within the last twelve months" as proposed in the AM.

3. Mr. Steve Stoll

Mr. Stoll:

- commented on council compensation;
- expressed support for building a railroad bridge across Knik-Arm;
- spoke favorably about the Parks/Glenn Highway interchange;
- spoke in opposition to at-grade railroad crossings;
- noted the need to begin maintaining the landscape improvements on the Parks Highway; and

- stated that he does not support the proposed Emerald Estates Subdivision.

4. Mr. Garvan Bucaria

Mr. Bucaria spoke about the need to sustain native vegetation and commented on the avian flu.

5. Mr. John Luberger

Mr. Luberger requested information on the plan to upgrade Knik-Goose Bay Road to four lanes.

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3. **AM No. 06-36:** Notice Of Appeal And Appointment Of Hearing Officer In Accordance With Wasilla Municipal Code 16.36.010.
4. **AM No. 06-37:** Authorization For Matanuska Electric Association To Conduct Utility Work In The Amount Of \$132,054 For The Wasilla Airport Apron Phase 1C Project.

The city clerk read the consent agenda into the record.

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

MOTION: Council Member Straub moved to divide the question by removing Resolution Serial No. 06-38 from the Consent Agenda and considering it separately.

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

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

1. **Resolution Serial No. 06-38:** Fixing The Rate Of Compensation For The Position Of Hearing Officer For Appeals And Repealing Resolution Serial No. 04-14.

MOTION: Council Member Straub moved to adopt Resolution Serial No. 06-38.

MOTION: Council Member Straub moved a primary amendment to add an additional Now Therefore Be It Resolved clause to the resolution to read as follows: **that the hearing officer is required to comply with the requirements of Wasilla Municipal Code 6.04, Business Licenses Generally.** (Clerk note: bold and underline is language added.)

VOTE: The primary amendment passed unanimously.

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

IX. UNFINISHED BUSINESS

There was no unfinished business.

X. NEW BUSINESS (Continued from page 4)

- A. **AM No. 06-38:** Directing The City Attorney To Draft An Amendment To WMC Title 16 To Restrict The Filing Of A Land Use Application That Is Similar To An Application That Recently Was Denied. (Sponsored by Council Member Metiva)

MOTION: Council Member Metiva moved to adopt AM No. 06-38.

Discussion moved to the council.

MOTION: Council Member Metiva moved a primary amendment to strike the following from the summary statement in AM No. 06-38 as follows: ...the same property has been denied [WITHIN THE PAST 12 MONTHS,] unless the applicant demonstrates...(Clerk note: CAPS and bracket is language deleted)

MOTION: Council Member Straub moved the previous question on the primary amendment.

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

MOTION: Council Member Straub moved the previous question on the main motion.

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

VOTE: The main motion, as amended, passed unanimously. (The primary amendment was deemed final on the main motion and allowed to stand with no objection raised.)

XI. COMMUNICATIONS

A. Information Memorandums

1. **IM No. 06-13:** Report of Expenditures: May 2006

B. Commission Minutes

1. Planning Commission Regular Meeting: June 13, 2006
2. Parks and Recreation Commission Regular Meeting: June 14, 2006

No action was taken on the communication items.

XII. AUDIENCE COMMENTS

Mr. Steve Stoll:

- suggested that members of the council keep their comments brief;
- requested a public hearing on subdivision development; and
- stated that the public needs to know who city employees work for during off-work hours.

Ms. Cheryl Metiva:

- reported the 4th of July celebration was successful; and
- publicly thanked the recreation and cultural services manager for his work on the 4th of July festivities.

Mr. Garvan Bucaria:

- spoke in opposition to the proposed Emerald Estates Subdivision development expressing concern about the drainage, layout of roads, and number of lots.

XIII. MAYOR, CLERK AND ATTORNEY COMMENTS

Deputy Administrator:

- indicated she will distribute literature on pandemic flu preparedness to local businesses.

City Clerk:

- announced the dates for the upcoming candidate filing period.

XIV. COUNCIL COMMENTS

Council Member Marty Metiva:

- thanked the audience for attending.

Council Member Ron Cox:

- commented on animal control issues by the borough;
- thanked the Frontiersman for their editorial on council compensation;
- expressed an interest in seeing more military presence in the Independence Day parade; and
- commented on pandemic flu awareness.

Council Member Diana Straub:

- thanked everyone for excusing her from the last council meeting;
- requested that staff schedule another joint meeting with the planning commission to address prioritization of potential amendments to WMC Title 16, Land Development Code; and
- expressed excitement about the newly appointed police chief John Glass.

Council Member Steve Menard:

- thanked the Frontiersman for the editorial on council compensation; and
- commented on the success of the Independence Day Parade.

Deputy Mayor Howard O'Neil:

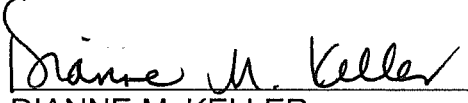
- spoke about the ribbon cutting at the Pioneer Home; and
- thanked everyone for attending the Independence Day Parade.

XV. EXECUTIVE SESSION

No executive session was held.

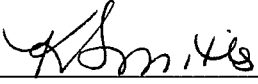
XVI. ADJOURNMENT

With no further business at hand, Deputy Mayor O'Neil adjourned the meeting at 10:30 p.m.



DIANNE M. KELLER
Mayor

ATTEST:



KRISTIE SMITHERS, MMC
City Clerk

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