



- E. Greater Wasilla Chamber of Commerce
  - 1. Mr. Chas St. George, President: Chamber Report.

## VII. PUBLIC PARTICIPATION

- A. Public Hearings
  - 1. **Ordinance Serial No. 06-45:** Amending The FY-07 Police Department Budget By Accepting And Appropriating Funds From The U.S. Department Of Justice Community Oriented Policing Services In The Amount Of \$148,084 To The Cops Law Enforcement Technology Grant To Be Used For The Extension Of The Communications Tower At Wasilla Police Department And Upgrading Dispatch Radio Equipment.
- B. Persons to be Heard

## VIII. CONSENT AGENDA

- A. Minutes of Preceding Meetings:
  - 1. Regular Meeting: November 6, 2006
  - 2. Special Meeting: October 30, 2006 and November 2, 2006
- B. Introduction of Ordinances: To be Scheduled for Public Hearing on December 11, 2006.
  - 1. **Ordinance Serial No. 06-46:** Amending WMC Chapter 9.20, Trespassing, To Describe The Offense Of Trespassing Consistently With The Description In State Statutes.
- C. Resolutions
  - 1. **Resolution Serial No. 06-51:** Transferring Funds Within An Accounting Fund In The Amount Of \$55,586 For Sewage Treatment Plant Engineering Services.
- D. Action Memorandums
  - 1. **AM No. 06-61:** Approval of 2007 Regular City Council Meeting Schedule.

**IX. UNFINISHED BUSINESS**

**X. NEW BUSINESS**

- A. Introduction of Ordinance: To be Scheduled for Public Hearing on December 11, 2006.
  - 1. **Ordinance Serial No. 06-48:** Adopting WMC 3.90.085, Employee Relations, And Repealing The Wasilla Municipal Code Section 3.90.080, Employee Meetings, In Its Entirety. (Sponsored by Council Member Ewing)
  - 2. **Ordinance Serial No. 06-47:** Adopting WMC Chapter 16.33, Landscaping Standards, And Amending WMC Section 16.04.070, Definitions, WMC 16.08.015, Site Plan--As-Built Survey, WMC 16.16.050, General Approval Criteria, And WMC 16.24.040, Parking.
  - 3. **AM No. 06-62:** Confirmation Of Howard O'Neil, Jessie Elkins, And Stan Tucker To The Planning Commission; Dave Tuttle To The Parks And Recreation Commission; And Brian Carricaburu, Sherman "Bill" Bear, And Ray Block To The Airport Advisory Commission.

**XI. COMMUNICATIONS**

- A. Information Memorandums
- B. Commission Minutes:
  - 1. Planning Commission: October 10, 2006
  - 2. Parks and Recreation: November 8, 2006
- C. Commission Resolution
  - 1. Parks and Recreation Resolution Serial No. 06-05: Recommending The City Acquire Undeveloped Land Usable For Parks And Parks Related Facilities.

**XII. AUDIENCE COMMENTS**

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

**XIV. COUNCIL COMMENTS**

**XV. EXECUTIVE SESSION**

A. Land Acquisition

**XVI. ADJOURNMENT**

**I. CALL TO ORDER**

The regular meeting of the Wasilla City Council was held on Monday, November 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. Greg Koskela, Seat A
- Mr. Doug Holler, Seat B
- Mr. Steve Menard, Seat C
- Mr. Marty Metiva, Seat D
- Mr. Ron Cox, Deputy Mayor, Seat E
- Mr. Mark Ewing, Seat F

**III. PLEDGE OF ALLEGIANCE**

- A. Presentation of Colors by Boy Scout Troop 300

**IV. APPROVAL OF AGENDA**

Mayor Keller noted that Mr. Chas St. George will give a report from the Chamber of Commerce in the absence of Ms. Cheryl Metiva.

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

Council Member Ewing requested to move Ordinance Serial No. 06-47 and AM No. 06-62 from the Consent Agenda to New Business. No objection was raised.

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

**V. SPECIAL ORDERS OF THE DAY**

- A. Good Character Certificate To Miss Claire Gillespie.

Mayor Keller presented Miss Clair Gillespie with a Good Character Award for placing first in her division at the Northwest Pacific Regional Competition in Spokane, Washington.

## VI. COMMISSION AND AGENCY REPORTS

### A. Planning Commission

Commissioner Gary Hall:

- reported on the recent activities of the commission to include the review of conditional use permits for the Sportsman Warehouse and Wasilla Lithia Motors; and
- reported the Area Plans Focus Group held its first meeting on Saturday, November 18, 2006.

### B. Parks and Recreation Commission

Commissioner Joan Matthews:

- reported the Sports Complex has been busy;
- reported the commission passed a resolution in support of land acquisition for park use; and
- reported on the upcoming Christmas Tree Lighting Ceremony on December 2, 2006.

### C. Airport Advisory Commission

Mr. Archie Giddings, Public Works Director:

- reported that the commission discussed improving airport addressing, website construction updates, and waste disposal at their last commission meeting.

### D. Matanuska-Susitna Borough

No report was presented.

### E. Greater Wasilla Chamber of Commerce

1. Mr. Chas St. George, President: Chamber Report.

Mr. St. George reported on the recent activities of the Greater Wasilla Chamber of Commerce.

## VII. PUBLIC PARTICIPATION

### A. Public Hearings

1. **Ordinance Serial No. 06-45:** Amending The FY-07 Police Department Budget By Accepting And Appropriating Funds From The U.S. Department Of Justice Community Oriented Policing Services In The Amount Of \$148,084 To The Cops Law

Enforcement Technology Grant To Be Used For The Extension Of  
The Communications Tower At Wasilla Police Department And  
Upgrading Dispatch Radio Equipment.

Mayor Keller opened the public hearing on Ordinance Serial No. 06-45 and there being no one who wished to present testimony the public hearing closed.

MOTION: Council Member Ewing moved to adopt Ordinance Serial No. 06-45.

VOTE: The motion passed unanimously.

B. Persons to be Heard

1. Ms. Judy Patrick

Ms. Patrick:

- noted she is a former member of the Wasilla City Council; and
- cautioned the council about adopting Ordinance Serial No. 06-48.

2. Mr. Garvan Bucaria

Mr. Bucaria:

- talked about possible conflicts in Ordinance Serial No. 06-47; and
- expressed the need to retain the character of Wasilla.

3. Rick Manrique, Wasilla Police Officer

Mr. Manrique:

- thanked former Council Member Judy Patrick for her service to the city; and
- spoke about his prior working relationship with Ms. Patrick on employee matters.

**VIII. CONSENT AGENDA**

A. Minutes of Preceding Meetings:

1. Regular Meeting: November 6, 2006
2. Special Meeting: October 30, 2006 and November 2, 2006

B. Introduction of Ordinances: To be Scheduled for Public Hearing on December 11, 2006.

1. **Ordinance Serial No. 06-46:** Amending WMC Chapter 9.20, Trespassing, To Describe The Offense Of Trespassing Consistently With The Description In State Statutes.

C. Resolutions

1. **Resolution Serial No. 06-51:** Transferring Funds Within An Accounting Fund In The Amount Of \$55,586 For Sewage Treatment Plant Engineering Services.

D. Action Memorandums

1. **AM No. 06-61:** Approval of 2007 Regular City Council Meeting Schedule.

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

MOTION: Council Member Menard moved to adopt the consent agenda as read by the city clerk.

GENERAL CONSENT: The motion passed without objection.

**IX. UNFINISHED BUSINESS**

There was no unfinished business.

**X. NEW BUSINESS**

- A. Introduction of Ordinance: To be Scheduled for Public Hearing on December 11, 2006.

1. **Ordinance Serial No. 06-48:** Adopting WMC 3.90.085, Employee Relations, And Repealing The Wasilla Municipal Code Section 3.90.080, Employee Meetings, In Its Entirety. (Sponsored by Council Member Ewing)

MOTION: Council Member Ewing moved to introduce Ordinance Serial No. 06-48 and set for public hearing on December 11, 2006.

Discussion followed and debate ensued regarding the introduction of the ordinance.

MOTION: Council Member Menard moved the previous question on Ordinance Serial No. 06-48.

VOTE: The motion to move the previous question failed with Council Members Ewing, Holler, and Menard in favor and Council Members Cox, Koskela, and Metiva opposed. (Clerk note: Per WMC 2.04.130, four affirmative votes shall be required to carry any measure before the council.)

Discussion followed and debate continued.



**VOTE:** The motion to adopt Ordinance Serial No. 06-48 failed with Council Members Ewing, Holler, and Menard in favor and Council Members Cox, Koskela, and Metiva opposed. (Clerk note: Per WMC 2.04.130, four affirmative votes shall be required to carry any measure before the council.)

## **CREATING AN EMPLOYEE RELATIONS COMMITTEE**

**MOTION:** Council Member Koskela moved to direct the clerk to draft a resolution for consideration at a future council meeting to establish a subcommittee to consist of three members two of which are members of the council and a member from administration.

Discussion followed and debate ensued.

**MOTION:** Council Member Ewing moved a primary amendment to have employees' select two representatives from the finance department, police department, and public works department to serve on the subcommittee.

Debate continued.

**MOTION:** Council Member Menard moved a secondary amendment that the council shall appoint two members of the council to serve on the subcommittee.

Discussion continued.

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

**MOTION:** Council Member Ewing moved a secondary amendment to invite two employees from cultural and recreational services department to serve on the committee.

An at-ease was requested. No objection was raised.

The council recessed at 8:09 p.m. and reconvened at 8:12 p.m.

**VOTE:** The secondary amendment passed unanimously.

**VOTE:** The primary amendment, as amended, passed with Council Members Cox, Ewing, Holler, Menard, and Metiva in favor and Council Member Koskela opposed.

**MOTION:** Council Member Menard moved the previous question.

VOTE: The motion to move the previous question failed with Ewing, Holler, and Menard in favor and Council Members Cox, Koskela, and Metiva opposed. (Clerk note: Per WMC 2.04.130, four affirmative votes shall be required to carry any measure before the council.)

Discussion and debate continued.

MOTION: Council Member Koskela moved the previous question.

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

VOTE: The main motion as amended passed with Council Members Holler, Koskela, Menard, and Metiva in favor and Council Members Cox and Ewing opposed.

2. **Ordinance Serial No. 06-47:** Adopting WMC Chapter 16.33, Landscaping Standards, And Amending WMC Section 16.04.070, Definitions, WMC 16.08.015, Site Plan--As-Built Survey, WMC 16.16.050, General Approval Criteria, And WMC 16.24.040, Parking.

MOTION: Council Member Koskela moved to introduce Ordinance Serial No. 06-47 and set for public hearing on December 11, 2006.

Discussion followed.

VOTE: The motion passed with Council Members Cox, Holler, Koskela, Menard, and Metiva in favor and Council Member Ewing opposed.

3. **AM No. 06-62:** Confirmation Of Howard O'Neil, Jessie Elkins, And Stan Tucker To The Planning Commission; Dave Tuttle To The Parks And Recreation Commission; And Brian Carricaburu, Sherman "Bill" Bear, And Ray Block To The Airport Advisory Commission.

MOTION: Council Member Ewing moved to adopt AM No. 06-62.

MOTION: Council Member Ewing moved to divide the question by considering each appointee separately.

Discussion followed.

MOTION: Council Member Ewing moved to confirm the appointment of Howard O'Neil to the Wasilla Planning Commission, Seat C.

GENERAL CONSENT: The motion passed without objection.

MOTION: Council Member Ewing moved to confirm the appointment of Jessie Elkins to the Wasilla Planning Commission, Seat D.

GENERAL CONSENT: The motion passed without objection.

MOTION: Council Member Ewing moved to confirm the appointment of Stan Tucker to the Wasilla Planning Commission, Seat E.

GENERAL CONSENT: The motion passed without objection.

MOTION: Council Member Ewing moved to confirm the appointment of Dave Tuttle to the Wasilla Parks and Recreation Commission, Seat B.

GENERAL CONSENT: The motion passed without objection.

MOTION: Council Member Ewing moved to confirm the appointment of Brian Carricaburu to the Airport Advisory Commission, Seat B.

GENERAL CONSENT: The motion passed without objection.

MOTION: Council Member Ewing moved to confirm the appointment of Sherman "Bill" Bear to the Airport Advisory Commission, Seat C.

GENERAL CONSENT: The motion passed without objection.

MOTION: Council Member Ewing moved to confirm the appointment of Ray Block to the Airport Advisory Commission, Seat D.

GENERAL CONSENT: The motion passed without objection.

## **XI. COMMUNICATIONS**

A. Information Memorandums

B. Commission Minutes:

1. Planning Commission: October 10, 2006

2. Parks and Recreation: November 8, 2006

C. Commission Resolution

1. Parks and Recreation Resolution Serial No. 06-05: Recommending The City Acquire Undeveloped Land Usable For Parks And Parks Related Facilities.

Council Member Menard requested a recess. No objection was raised.

The council recessed at 8:37 p.m. and reconvened at 8:50 p.m.

## **XII. AUDIENCE COMMENTS**

Mr. Steve Stoll:

- spoke in opposition to the current tax structure in Wasilla;
- stated city employees have good jobs; and
- stated the council made a mistake in not introducing Ordinance Serial No. 06-48.

The following spoke in favor of Ordinance Serial No. 06-48 and expressed disappointment with the council for not introducing the ordinance: Ms. Rebecca Lopez, Ms. Erin Cox, Mr. Craig Robinson, Mr. Chris Watchus, Mr. Mike Alexander, Ms. Kristi Muilenburg, Mr. Craig Stewart, Mr. Joel Smith, Mr. David Robinson, Ms. Nelda Davies, Mr. Ken Langlois, Mr. David Eller, Mr. Jacob Butcher, Mr. Derek Musto, and Mr. David Robinson.

Ms. Lynn Gronlund:

- expressed concern about the meet and confer process between employees and the council; and
- stated her belief that everyone should work together.

Ms. Carolyn Paramore:

- expressed concern with comments made by the council at the November 2, 2006 employee meeting; and
- stated a wastewater laborer resigned and is now working for another municipality making more money.

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

Mr. Tom Klinkner, City Attorney:

- give an update on the eminent domain case;
- noted there is no new information to share in the Luper Appeal Case;
- stated that a wide range of options are available for addressing employees issues without the City opting out of the Public Employee Relations Act (PERA); and
- noted that opting out of PERA is irrevocable at this time.

Ms. Kristie Smithers, City Clerk:

- reminded the council of the upcoming joint tri-cities meeting on November 30, 2006; and
- asked the council to notify her of any projects they wish to discuss at the joint work session with the planning commission on December 11, 2006.

Mayor Keller:

- reported that the City was presented with an award of excellence by the Alaska Municipal League for the downtown storm drain project;
- noted she presented the council with a written report;
- noted a memo was distributed to employees answering questions raised at the November 2, 2006 employee meeting; and
- talked about the benefits the city has provided to employees based on the comments, questions, and suggestions made during the twice a year employee meetings.

#### **XIV. COUNCIL COMMENTS**

Council Member Metiva:

- responded to comments made during the meeting; and
- expressed appreciation to employees for the work they do and stated it is important that employees are happy.

Council Member Holler:

- encouraged employees to contact him at anytime with questions, comments, or concerns.

Council Member Menard:

- encouraged employees to attend the city holiday party on December 1, 2006;
- spoke about the importance of voting;
- asked the council to think about allowing individual council members direct access to the city attorney; and
- thanked employees for attending the meeting and expressing their concerns.

Council Member Ewing:

- commended Chief John Glass for his work at the Police Department;
- stated Ordinance Serial No. 06-48 wasn't about unionization, but about representation;
- stated that representation benefits both employees and employers;
- thanked employees for expressing their concerns; and
- stated he supports allowing council members to contact the city attorney on an individual basis.

Council Member Koskela:

- thanked employees for attending the meeting; and
- stated he is hopeful that employees can work with the council to solve employment issues.

## **XV. EXECUTIVE SESSION**

### **A. Land Acquisition**

**MOTION:** Council Member Koskela moved to enter executive session for the matters pertaining to a purposed land acquisition, matters which the immediate public knowledge of, which would clearly have an adverse effect upon the finances of the city.

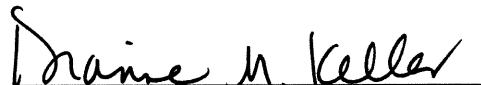
**GENERAL CONSENT:** The motion passed without objection.

The following entered executive session in the council conference room at 10:09 p.m.: Mayor Keller; the entire Council; Bruce Urban, Recreation and Cultural Services Manager; Sandra Garley, Deputy Administrator; and Tom Klinkner, City Attorney.

The executive session concluded at 10:24 p.m. (Clerk note: no action was taken by the Council after exiting the executive session.)

## **XVI. ADJOURNMENT**

With no further business at hand Mayor Keller adjourned the meeting at 10:24 p.m.

  
DIANNE M. KELLER  
Mayor

**ATTEST:**

  
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KRISTIE SMITHERS, MMC  
City Clerk

Adopted by the Wasilla City Council on December 11, 2006