

I. CALL TO ORDER

The regular meeting of the Wasilla City Council was held on Monday, February 12, 2007 at the Wasilla City Council Chambers, Wasilla, Alaska. Mayor Dianne M. Keller called the meeting to order at 7:04 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

Staff in attendance were:

Ms. Kristie Smithers, City Clerk
Ms. Jamie Newman, Deputy Clerk
Mr. Tom Klinkner, City Attorney
Ms. Sandra Garley, Deputy Administrator
Mr. Bill Harvey, Deputy Director of Public Works
Mr. Ted Leonard, Director of Finance and Administrative Services
Ms. Angella Long, Police Chief
Mr. Bruce Urban, Recreation and Cultural Services Manager

III. PLEDGE OF ALLEGIANCE

A. Presentation of Colors by Boy Scout Troop 300

IV. APPROVAL OF AGENDA

Mayor Keller inquired if there were amendments to the agenda as presented, hearing none, 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 Howard O'Neil:

- reported that the Commission approved a resolution prioritizing CIP items for 2007; and
- reported on meetings held by the Subdivision Re-write Committee.

B. Parks and Recreation Commission

Mr. Bruce Urban, Recreation and Cultural Services Manager, reported that the Commission had not met since its last report to the Council.

C. Airport Advisory Commission

Mayor Keller reported that that 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. 07-07:** To Amend The FY-07 Mat-Su Youth Court Budget By Accepting And Appropriating Grant Funds From Bishop's Attic II In The Amount Of \$1,900.

Mayor Keller opened the public hearing on Ordinance Serial No. 07-07 and there being no one who wished to present testimony the public hearing closed.

MOTION: Council Member Cox moved to adopt Ordinance Serial No. 07-07.

GENERAL CONSENT: The motion passed without objection.

2. **Ordinance Serial No. 07-08:** To Amend The FY-07 Mat-Su Youth Court Budget By Accepting And Appropriating Grant Funds From Matanuska - Susitna Borough School District In The Amount Of \$5,020.

Mayor Keller opened the public hearing on Ordinance Serial No. 07-08 and there being no one who wished to present testimony, the public hearing closed.

MOTION: Council Member Cox moved to adopt Ordinance Serial No. 07-08.

GENERAL CONSENT: The motion passed without objection.

B. Persons to be Heard

1. Ms. Susanne Meyer, Iditarod Elementary School PTA Association

Ms. Meyer:

- requested a resolution of support of the use of the vacated Central Kitchen Facility to be utilized by Iditarod Elementary School and that no outside programs are placed in the facility.

2. Ms. Bernadette Rupright, Iditarod Elementary School Parent

Ms. Rupright:

- requested a resolution of support of the use of the vacated Central Kitchen Facility to be utilized by Iditarod Elementary School and that no outside programs are placed in the facility.

3. Ms. Colleen Cottle

Ms. Cottle:

- spoke in opposition to the establishment of a filing fee and the removal of the nominating petition process as defined in Ordinance Serial No. 07-09; and
- expressed concern about proposed changes to State liquor license laws as proposed by the City of Wasilla as the changes may devalue current licenses.

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Regular Meeting: January 22, 2007
2. Special Joint Meeting: January 22, 2007

B. Introduction of Ordinances: Recommended Public Hearing on February 26, 2007.

1. **Ordinance Serial No. 07-09:** Amending WMC Chapter 4.12, Candidates, And WMC 4.16.040, Ballots—Form, To Provide For Candidates For Elective City Office To File A Declaration Of Candidacy Instead Of A Nominating Petition. (Sponsored by Council Member Koskela)

C. Resolutions

1. **Resolution Serial No. 07-02:** Supporting The FY-08 Capital Improvement Program Federal Funding Requests.
2. **Resolution Serial No. 07-04:** Amending The City Of Wasilla PERS Plan To Include The Position Of Police Chief In The City Of Wasilla PERS Of Alaska Plan Pursuant To AS 39.35.

D. Action Memorandums

1. **AM No. 07-11:** Amending FY07 and FY08 Budget Goals And Initiatives.

The City Clerk read items from the Consent Agenda into the record.

MOTION: Council Member Koskela moved to approve the Consent Agenda as read by the City Clerk.

GENERAL CONSENT: The motion was approved without objection.

IX. UNFINISHED BUSINESS

There was no unfinished business.

X. NEW BUSINESS

1. **Resolution Serial No. 07-03:** Approving The Settlement Of A Claim For Delinquent City Sales Tax Against Dan H. Patterson d/b/a PC Express.

MOTION: Council Member Ewing moved to adopt Resolution Serial No. 07-03.

The Finance Director gave an overview of the settlement offer.

The City Attorney stated that he believes this settlement may be the only opportunity to recover funds owed from Mr. Patterson.

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.

GENERAL CONSENT: The motion to adopt Resolution Serial No. 07-03 passed without objection.

2. **AM No. 07-09:** Appointment Of Council Members To Serve On The Employee Relations Committee In Accordance With Ordinance Serial No. 07-02(AM).

MOTION: Council Member Ewing moved to adopt AM No. 07-09 by appointing Council Members Koskela and Metiva to serve on the Employee Relations Committee. (Clerk note: Council Member Ewing stated that he no longer wishes to be considered for appointment to the Committee.)

GENERAL CONSENT: The motion passed without objection.

3. **AM No. 07-10:** Selection Of Council Members To Travel To Juneau, Alaska For The Purpose Of Lobbying.

MOTION: Council Member Cox moved to adopt AM No. 07-10.

Discussion followed.

MOTION: Council Member Menard moved a primary amendment that the four remaining Council Members (Deputy Mayor Cox and Council Members Ewing, Holler, and Menard) that do not travel to Washington D.C. are eligible to travel to Juneau within the last two weeks of the close of the legislative session.

Discussion continued.

GENERAL CONSENT: The primary amendment passed without objection.

Council Member Koskela inquired about a possible conflict with regard to the employment of Council Member Menard in the Anchorage Governor's Office.

Council Member Menard stated that he views his employment as a benefit to the City and not a conflict.

Discussion continued.

GENERAL CONSENT: The main motion AM No. 07-10 as amended passed without objection.

XI. COMMUNICATIONS

A. Information Memorandums

1. **IM No. 07-03:** Expenditure Report: November And December 2006.
2. **IM No. 07-04:** Expenses Greater Than \$5,000 From October 2006 Through December 2006.

B. Commission Minutes

1. Planning Commission: January 9 and 23, 2007
2. Parks and Recreation Commission: January 10, 2007
3. Airport Advisory Commission: January 16, 2007

No action was taken on the Communication items.

XII. AUDIENCE COMMENTS

No comments were made.

XIII. MAYOR, CLERK AND ATTORNEY COMMENTS

Ms. Kristie Smithers, City Clerk:

- ask the Council if they would like to schedule a special meeting at 6 p.m. before the regular meeting of February 26, 2007 to continue discussion on proposed changes to sales tax and business license codes;

The Council directed the Clerk to schedule a special meeting on February 26, 2007 at 6 p.m. to discuss proposed changes to WMC 5.16, Sales Tax and WMC 6.04, Business Licenses Generally.

City Clerk comments continued:

- reported that two draft ordinances regarding stored or junk vehicles were distributed to the Council; and
- asked the Council if they would like the Planning Commission to review the draft ordinances prior to consideration by the Council.

Discussion moved to the Council regarding the draft ordinances.

MOTION: Council Member Ewing moved to allow the attorney to modify the proposed ordinance on stored and junk vehicles as discussed and to bring back the ordinance to the council as soon as possible.

GENERAL CONSENT: The motion passed without objection.

Clerk comments continued:

- noted that the Local Boundary Commission will take public comments on proposed regulation changes on February 13, 2007; and
- reported 2007 APOC Financial Disclosure Statements were distributed and are due back to the Office of the City Clerk by March 15, 2007.

Mr. Tom Klinkner, City Attorney:

- reported on recent developments in the Luper Kennel Case and the Eminent Domain Case.

Mayor Keller:

- thanked the Greater Wasilla Chamber of Commerce for donating tickets to the upcoming Musher's Ball to the ICMA Russian Delegation who will be visiting Wasilla;
- reported she attended the funeral for Staff Sergeant Charles Allen on February 11, 2007;
- shared plans for the 2007 Independence Day Parade;
- welcomed newly appointed Police Chief Angella Long;
- announced that Ted Leonard, Finance Director has accepted a position as Deputy Commissioner of Commerce for State of Alaska;
- announced the appointment of Susan Colligan as Finance Director effective March 5, 2007;
- noted a resolution will be brought forward to award funds to the Iditarod Trail Sled Dog Race for busing service to the restart in Wasilla; and
- spoke about her request to Borough Manager John Duffy at the February 8, 2007 Joint Tri-Cities and Borough Assembly Meeting regarding the receipt of Alaska Land Mobile Radio pass through grant funds for the Wasilla Police Department.

XIV. COUNCIL COMMENTS

Council Member Ewing:

- congratulated Ted Leonard on his appointment as Deputy Commissioner of Commerce;
- congratulated newly appointed Police Chief Angella Long and Susan Colligan, Finance Director;
- thanked the audience for attending the council meeting; and
- expressed concern about the outcome of the Mat-Su School District Central Kitchen Facility at Iditarod Elementary School.

Council Member Menard:

- reported he plans to sponsor a resolution designating Wasilla Lake as the official re-start location of the Iditarod in Wasilla;
- shared his thoughts on the draft stored/junk vehicle ordinance; and
- suggested that the City and Borough need to work together in a non-antagonistic manner.

Council Member Metiva:

- congratulated Ted Leonard on his appointment as Deputy Commissioner of Commerce;
- congratulated newly appointed Police Chief Angella Long and Susan Colligan, Finance Director;
- thanked the audience for attending the meeting; and
- suggested that the city consider purchasing a trail groomer.

Council Member Koskela:

- congratulated Ted Leonard on his appointment as Deputy Commissioner of Commerce;
- congratulated newly appointed Police Chief Angella Long and Susan Colligan, Finance Director;
- commented on the Mat-Su School District Central Kitchen Facility at Iditarod Elementary School; and
- noted the relationship between the City and Borough is a two-way street.

Council Member Holler:

- congratulated Ted Leonard on new job as Deputy Commissioner of Commerce;
- congratulated newly appointed Police Chief Angella Long and Susan Colligan, Finance Director; and
- thanked the Inaugural Ball Committee for their work on Mat-Su Inaugural Ball.

Mayor Keller comments continued:

- spoke about the success of the State High School Hockey Tournament held at the Wasilla Multi-Use Sports Complex; and
- noted the City will be bidding on the event again next year.

XV. EXECUTIVE SESSION

A. Eminent Domain Litigation Update.

MOTION: Council Member Menard moved to enter into executive session for the purpose of potential or pending litigation to which the City of Wasilla may become or is a party, specifically to receive a eminent domain litigation update.



MAYOR

Dianne M. Keller

COUNCIL

Greg Koskela, Seat A

Douglas W. Holler, Seat B

Steven Menard, Seat C

Marty Metiva, Seat D

Ron Cox, Deputy Mayor, 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.

FEBRUARY 12, 2007

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

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XIII. MAYOR, CLERK AND ATTORNEY COMMENTS

XIV. COUNCIL COMMENTS

XV. EXECUTIVE SESSION

- A. Eminent Domain Litigation Update.**

XVI. ADJOURNMENT

GENERAL CONSENT: The motion passed without objection.

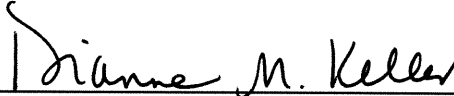
The following entered into Executive Session at 8:36 p.m. in the Council Conference Room: Mayor Dianne Keller; the entire Council; Tom Klinkner, City Attorney; Greg Miller, Associate City Attorney; Sandra Garley, Deputy Administrator; Ted Leonard, Finance Director; and Bruce Urban, Recreation and Cultural Services Manager. The executive session exited at 9:20 p.m.

MOTION: Deputy Mayor Cox made the following motion: based on information discussed in executive session, I move to authorize our attorney to make an offer of judgment on this case in the amount discussed in this executive session.

GENERAL CONSENT: The motion passed without objection.

XVI. ADJOURNMENT

With no further business at hand, Mayor Keller adjourned the meeting at 9:21 p.m.



DIANNE M. KELLER
Mayor

ATTEST:



KRISTIE SMITHERS, MMC
City Clerk

Adopted by the Wasilla City Council on February 26, 2007.

