



MAYOR
Dianne M. Keller

COUNCIL
Vacant, Seat A
Douglas W. Holler, Seat B
Steve 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.

AUGUST 27, 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

A. Proclamation Presentations

1. Designating September 2007 As National Youth Court Month.

2. In Support Of National Senior Center Month.

VI. COMMISSION AND AGENCY REPORTS

A. Planning Commission

B. Parks and Recreation Commission

C. Airport Advisory Commission

- D. Matanuska-Susitna Borough
- E. Greater Wasilla Chamber of Commerce

VII. PUBLIC PARTICIPATION

A. Public Hearings

1. **Ordinance Serial No. 07-52:** Amending WMC Section 3.55.100, Pay For Special Types Of Appointments/Assignments To Provide For Standby And Call Out Pay For Employees In Departments In Addition To The Public Works Department, And To Clarify The Requirements For Standby And Call Out Pay.
2. **Ordinance Serial No. 07-46:** To Amend The FY-08 Budget By Carrying Forward And Appropriating \$1,170 In Institute Of Museum And Library Services Grant Funds For The Museum Assessment Program And Matching Funds Of \$580 From General Fund Fund Balance.
3. **Ordinance Serial No. 07-47:** Amending The FY-08 Budget By Appropriating \$18,000 From The Sewer Construction Fund For Water Utility Storage Yard Improvements.
4. **Ordinance Serial No. 07-48:** Approving A Zone Change From RR-Rural Residential To C-Commercial For Approximately 18.22 Acres Located On Matanuska-Susitna Borough Tax Parcels B11 And B15 And Lots 1 And 2 Of The Rodgers Park Subdivision, All Within Section 15, Township 17 North, Range 1 West, Seward Meridian, Alaska.
5. **Ordinance Serial No. 07-49:** Amending The FY-08 Budget By Transferring \$104,038 From The Technology Replacement Fund Balance To The Technology Replacement Fund For The Purchase And Installation Of A New Storage Area Network (SAN), Servers And Associated Software.

B. Persons to be Heard

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Regular Meeting: August 13, 2007

- B. Introduction of Ordinances: Recommended for Public Hearing on September 10, 2007:
 - 1. **Ordinance Serial No. 07-50:** Amending The FY-08 Budget By Appropriating An Amount Not To Exceed \$95,000 From The General Fund's Fund Balance To The Multi-Use Sports Complex For The Purchase And Installation Of 165 New Powdered Coated Steel Panels To Repair The Safety Rails Around The Jogging Track And Spectator Area
 - 2. **Ordinance Serial No. 07-51:** Amending The FY-08 Budget By Appropriating \$5,000 From Mascot For The Mascot Transit Building Maintenance Bays.
- C. Resolutions
- D. Action Memorandums
 - 1. **AM No. 07-49:** Confirmation Of Election Officials For The October 2, 2007 Regular City Election.
 - 2. **AM No. 07-52:** Contract Award To GMG General In The Amount Of \$40,994 For The Multi-Use Sports Complex Parking Lot Paving Project.

IX. UNFINISHED BUSINESS

X. NEW BUSINESS

- A. **AM No. 07-51:** Appointment of Wasilla City Council Member for Seat A.
- B. **Resolution Serial No. 07-29:** Amending The Terms Of The \$9,800,000 City Of Wasilla Revenue Bond, 2000 (Southcentral Foundation Project), And Authorizing Related Matters. (Requested by City Attorney)
- C. **AM No. 07-50:** Award Of Contract To Alaska Sales & Service, Inc., In The Amount Of \$98,793 For Three (3) New Police Vehicles.

XI. COMMUNICATIONS

A. Information Memorandums

1. **IM No. 07-21:** Expenses Greater Than \$5,000 From June Through July 2007.

B. Commission Minutes

1. Planning Commission: August 14, 2007.
2. Parks and Recreation Commission: August 8, 2007.
3. Airport Advisory Commission: June 19, 2007.
4. Employee Relations Committee: July 12 and August 2, 2007

XII. AUDIENCE COMMENTS

XIII. MAYOR, CLERK AND ATTORNEY COMMENTS

XIV. COUNCIL COMMENTS

XV. EXECUTIVE SESSION

- A. Lundgren Eminent Domain Case.

XVI. ADJOURNMENT

I. CALL TO ORDER

The regular meeting of the Wasilla City Council was held on Monday, August 27, 2007, 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. 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

(Clerk note: Council Seat A is vacant)

Staff in attendance were:

- Ms. Kristie Smithers, City Clerk
- Ms. Jamie Newman, Deputy Clerk
- Mr. Tom Klinkner, City Attorney
- Ms. Susan Colligan, Finance Director
- Ms. Sandra Garley, Deputy Administrator
- Mr. Archie Giddings, Director of Public Works
- 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

Boy Scout Troop 300 led the Pledge of Allegiance.

IV. APPROVAL OF AGENDA

Mayor Keller asked if there were changes to the agenda as presented.

Mayor Keller noted that Ordinance Serial No. 07-45, under Public Hearings, has been renumbered to Ordinance Serial No. 07-52. No objection was raised.

Mayor Keller requested to add a proclamation presentation to the Wasilla Senior Center under Special Orders. No objection was raised.

Council Member Ewing requested that the August 13, 2007, regular meeting minutes be amended by removing the "Clerk note" after the adoption of AM No. 07-48, under New Business, as follows: (*Clerk note: Council Member Koskela was absent from the meeting.*). No objection was raised.

Council Member Metiva requested to moved Resolution Serial No. 07-29 and AM No. 07-50 from the Consent Agenda to New Business. No objection.

GENERAL CONSENT: The agenda was approved as amended without objection with Deputy Mayor Cox, Council Members Ewing, Holler, Menard, and Metiva voting in favor. (*Clerk note: Council Seat A is currently vacant.*)

V. SPECIAL ORDERS OF THE DAY

A. Proclamation Presentations

1. Designating September 2007 As National Youth Court Month.

Mayor Keller presented a proclamation, proclaiming the month of September as National Senior Center Month in Wasilla.

2. In Support Of National Senior Center Month.

Mayor Keller presented a proclamation designating the month of September 2007 as National Youth Court month in Wasilla.

VI. COMMISSION AND AGENCY REPORTS

A. Planning Commission

Commissioner Gary Hall:

- Reported on the activity of the Planning Commission during the month of July.

Council Member Menard requested additional informational on WPC Resolution Serial No. 07-11.

Commissioner Hall spoke the resolution and answered questions from the Council.

The Deputy Administrator talked about the Wasilla Municipal Code addresses legally non conforming structures.

B. Parks and Recreation Commission

Mr. Bruce Urban, Recreation and Cultural Services Manager:

- noted that the Commission has not met since its last report to the council; and
- reported that the Commission will work on CIP nominations at their upcoming meeting.

C. Airport Advisory Commission

Mr. Archie Giddings, Public Works Director:

- reported that the Commission received an update on airport construction at their last meeting.

D. Matanuska-Susitna Borough

No report was presented.

E. Greater Wasilla Chamber of Commerce

Ms. Cheryl Metiva, Executive Director:

- reported on the activities of the Greater Wasilla Chamber of Commerce during the month of August.

VII. PUBLIC PARTICIPATION

A. Public Hearings

1. **Ordinance Serial No. 07-52:** Amending WMC Section 3.55.100, Pay For Special Types Of Appointments/Assignments To Provide For Standby And Call Out Pay For Employees In Departments In Addition To The Public Works Department, And To Clarify The Requirements For Standby And Call Out Pay.

Mayor Keller opened the public hearing on Ordinance Serial No. 07-52 and there being no one who wished to present testimony the public hearing closed.

MOTION: Council Member Metiva moved to adopt Ordinance Serial No. 07-52.

VOTE: The motion to adopt Ordinance Serial No. 07-52 passed unanimously with Deputy Mayor Cox, Council Members Ewing, Holler, Menard, and Metiva voting in favor. *(Clerk note: Council Seat A is currently vacant.)*

2. **Ordinance Serial No. 07-46:** To Amend The FY-08 Budget By Carrying Forward And Appropriating \$1,170 In Institute Of Museum And Library Services Grant Funds For The Museum Assessment Program And Matching Funds Of \$580 From General Fund Fund Balance.

Mayor Keller opened the public hearing on Ordinance Serial No. 07-46 and there being no one who wished to present testimony the public hearing closed.

MOTION: Deputy Mayor Cox moved to adopt Ordinance Serial No. 07-46.

GENERAL CONSENT: The motion to adopt Ordinance Serial No. 07-46 passed without objection with Deputy Mayor Cox, Council Members Ewing, Holler, Menard, and Metiva voting in favor. *(Clerk note: Council Seat A is currently vacant.)*

3. **Ordinance Serial No. 07-47:** Amending The FY-08 Budget By Appropriating \$18,000 From The Sewer Construction Fund For Water Utility Storage Yard Improvements.

Mayor Keller opened the public hearing on Ordinance Serial No. 07-47 and there being no one who wished to present testimony the public hearing closed.

MOTION: Council Member Metiva moved to adopt Ordinance Serial No. 07-47.

VOTE: The motion to adopt Ordinance Serial No. 07-47 passed unanimously with Deputy Mayor Cox, Council Members Ewing, Holler, Menard, and Metiva voting in favor. *(Clerk note: Council Seat A is currently vacant.)*

4. **Ordinance Serial No. 07-48:** Approving A Zone Change From RR-Rural Residential To C-Commercial For Approximately 18.22 Acres Located On Matanuska-Susitna Borough Tax Parcels B11 And B15 And Lots 1 And 2 Of The Rodgers Park Subdivision, All Within Section 15, Township 17 North, Range 1 West, Seward Meridian, Alaska.

Mayor Keller opened the public hearing on Ordinance Serial No. 07-48 and there being no one who wished to present testimony the public hearing closed.

MOTION: Deputy Mayor Cox moved to adopt Ordinance Serial No. 07-48.

Discussion followed and questions were asked of the Deputy Administrator.

VOTE: The motion to adopt Ordinance Serial No. 07-48 passed unanimously with Deputy Mayor Cox, Council Members Ewing, Holler, Menard, and Metiva voting in favor. *(Clerk note: Council Seat A is currently vacant.)*

5. **Ordinance Serial No. 07-49:** Amending The FY-08 Budget By Transferring \$104,038 From The Technology Replacement Fund Balance To The Technology Replacement Fund For The Purchase And Installation Of A New Storage Area Network (SAN), Servers And Associated Software.

Mayor Keller opened the public hearing on Ordinance Serial No. 07-49 and there being no one who wished to present testimony the public hearing closed.

MOTION: Deputy Mayor Cox moved to adopt Ordinance Serial No. 07-49.

VOTE: The motion to adopt Ordinance Serial No. 07-49 passed unanimously with Deputy Mayor Cox, Council members Ewing, Holler, Menard, and Metiva voting in favor. *(Clerk note: Council Seat A is currently vacant.)*

B. Persons to be Heard

1. Mr. Phil Lockwood

Mr. Lockwood reported on the success of the Breeden Colony Barn moving.

2. Mrs. Colleen Cottle

Mrs. Cottle asked about a donation from Mayor Keller on behalf of the City of Wasilla to Wasilla High School in the amount of \$10,000 and requested information on the appropriation. Mrs. Cottle questioned the donation as the City professes it is not in the grant giving business.

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Regular Meeting: August 13, 2007

- B. Introduction of Ordinances: Recommended for Public Hearing on September 10, 2007:
 - 1. **Ordinance Serial No. 07-50:** Amending The FY-08 Budget By Appropriating An Amount Not To Exceed \$95,000 From The General Fund's Fund Balance To The Multi-Use Sports Complex For The Purchase And Installation Of 165 New Powdered Coated Steel Panels To Repair The Safety Rails Around The Jogging Track And Spectator Area.
 - 2. **Ordinance Serial No. 07-51:** Amending The FY-08 Budget By Appropriating \$5,000 From Mascot For The Mascot Transit Building Maintenance Bays.
- C. Resolutions
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 - 1. **AM No. 07-49:** Confirmation Of Election Officials For The October 2, 2007 Regular City Election.
 - 2. **AM No. 07-52:** Contract Award To GMG General In The Amount Of \$40,994 For The Multi-Use Sports Complex Parking Lot Paving Project.

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

Mayor Keller asked if there was objection to adopting the Consent Agenda as read by the City Clerk, hearing none, the Consent Agenda was approved with no objection raised with Deputy Mayor Cox, Council Members Ewing, Holler, Menard, and Metiva voting in favor. *(Clerk note: Seat A is currently vacant.)*

IX. UNFINISHED BUSINESS

There was no unfinished business.

X. NEW BUSINESS

- A. **AM No. 07-51:** Appointment of Wasilla City Council Member for Seat A.

Council Member Menard requested clarification on the appointment process. Mayor Keller explained the process with no objection raised.

MOTION: Council Member Ewing moved to disregard the resume received from Candidate Phil Lockwood by the Clerk's Office on August 27, 2007.

GENERAL CONSENT: The motion passed without objection with Deputy Mayor Cox, Council Members Ewing, Holler, Menard, and Metiva voting in favor. *(Clerk note: Seat A is currently vacant.)*

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

The Council recessed at 7:38 p.m. and reconvened at 7:40 p.m.

Mayor Keller invited Daniel A. Kelly, Jr. to come forward to address the Council.

Mr. Kelly spoke about his history of service to the City, shared information about himself, and talked about why he would be a good choice for Seat A.

The Council asked questions of Mr. Kelly.

Mayor Keller invited Philip "Phil" P. Lockwood to come forward to address the Council.

Mr. Lockwood spoke about his involvement in the community and shared information about his history in building industry.

The Council asked questions of Mr. Lockwood.

Mayor Keller invited Mrs. Stephanie Massie to come forward to address the Council.

Mrs. Massie introduced herself and shared information about her involvement in the community.

The Council asked questions of Mrs. Massie.

Council Member Menard requested a 10 minutes recess. No objection was raised.

The Council recessed at 8:12 p.m. and reconvened at 8:23 p.m.

MOTION: Council Member Ewing moved to appoint Daniel A. Kelly, Jr. to Seat A on the Wasilla City Council, effective September 10, 2007.

Discussion followed.

MOTION: Council Member Ewing moved the previous question.

GENERAL CONSENT: The motion to move the previous question passed without objection with Deputy Mayor Cox, Council Members Ewing, Holler, Menard, and Metiva voting in favor. *(Clerk note: The purpose of this motion is to immediately stop debate.) (Clerk note: Seat A is currently vacant.)*

VOTE: The motion to appoint Daniel A. Kelly, Jr. to Seat A on the Wasilla City Council, effective September 10, 2007, failed unanimously with Deputy Mayor Cox, Council Members Ewing, Holler, Menard, and Metiva voting in opposition. *(Clerk note: Seat A is currently vacant.)*

MOTION: Deputy Mayor Cox moved to appoint Philip "Phil" P. Lockwood to Seat A on the Wasilla City Council, effective September 10, 2007.

Discussion followed.

VOTE: The motion to appoint Philip "Phil" P. Lockwood to Seat A on the Wasilla City Council, effective September 10, 2007, failed with Deputy Mayor Cox and Council Members Ewing and Metiva voting in favor and Council Members, Holler and Menard opposed. *(Clerk note: per WMC 2.04.130, four affirmative votes shall be required to carry any measure before the Council.) (Clerk note: Seat A is currently vacant.)*

MOTION: Council Member Ewing moved to appoint Stephanie Massie to Seat A on the Wasilla City Council, effective September 10, 2007.

Discussion followed.

MOTION: Council Member Menard moved the previous question.

GENERAL CONSENT: The motion to move the previous question passed without objection with Deputy Mayor Cox, Council Members Ewing, Holler, Menard, and Metiva voting in favor. *(Clerk note: The purpose of this motion is to immediately stop debate.) (Clerk note: Seat A is currently vacant.)*

VOTE: The motion to appoint Stephanie J. Massie to Seat A on the Wasilla City Council, effective September 10, 2007, passed with Council Members Ewing, Holler, Menard, and Metiva voting in favor and Deputy Mayor Cox opposed. *(Clerk note: Seat A is currently vacant.)*

B. **Resolution Serial No. 07-29:** Amending The Terms Of The \$9,800,000 City Of Wasilla Revenue Bond, 2000 (Southcentral Foundation Project), And Authorizing Related Matters. (Requested by City Attorney)

MOTION: Council Member Menard moved to adopt Resolution Serial No. 07-29.

The city attorney discussed Resolution Serial No. 07-29 and answered questions from the Council.

Discussion continued.

MOTION: Council Member Menard moved the previous question.

GENERAL CONSENT: The motion to move the previous question passed without objection with Deputy Mayor Cox, Council Members Ewing, Holler, Menard, and Metiva voting in favor. (Clerk note: The purpose of this motion is to immediately stop debate.) (Clerk note: Seat A is currently vacant.)

VOTE: The motion to adopt Resolution Serial No. 07-29, passed with Deputy Mayor Cox, Council Members Holler, Menard, and Metiva voting in favor and Council Member Ewing opposed. (Clerk note: Seat A is currently vacant.)

- C. **AM No. 07-50:** Award Of Contract To Alaska Sales & Service, Inc., In The Amount Of \$98,793 For Three (3) New Police Vehicles.

MOTION: Deputy Mayor Cox moved to adopt AM No. 07-50.

Chief Long gave an overview of AM No. 07-50 and answered questions from the Council.

VOTE: The motion to adopt AM No. 07-50 passed unanimously with Deputy Mayor Cox, Council Members Ewing, Holler, Menard, and Metiva voting in favor. (Clerk note: Seat A is currently vacant.)

XI. COMMUNICATIONS

A. Information Memorandums

- 1. **IM No. 07-21:** Expenses Greater Than \$5,000 From June Through July 2007.

B. Commission Minutes

- 1. Planning Commission: August 14, 2007.
- 2. Parks and Recreation Commission: August 8, 2007.
- 3. Airport Advisory Commission: June 19, 2007.
- 4. Employee Relations Committee: July 12 and August 2, 2007

No action was taken on the communication items.

XII. AUDIENCE COMMENTS

Ms. Colleen Cottle questioned why Mayor Keller allocated \$10,000 to Wasilla High School for the purchase of a score board when other entities requesting money have been denied because the City of Wasilla is not in the grant giving business.

Mr. Cheryl Metiva share information about upcoming candidate forums sponsored by the Greater Wasilla Chamber of Commerce and the Palmer Chamber of Commerce.

XIII. MAYOR, CLERK AND ATTORNEY COMMENTS

Mr. Tom Klinkner, City Attorney:

- updated the Council on the Lundgren Eminent Domain Case and the Luper Kennel Land Use Case;
- reported he has been working with the Deputy Administrator on planning issues; and
- noted the executive session scheduled this evening on the Lundgren Eminent Domain Case is not needed.

Questions were asked of the attorney regarding the Luper Kennel Land Use Case.

Ms. Kristie Smithers, City Clerk:

- noted Council Member Holler requested that she schedule a meeting with the Greater Wasilla Chamber of Commerce and asked if the Council had a preference on meeting dates and times; and
- reported she is putting together quotes for lap top computers for the Council as requested by the Council.

The general consensus of the Council is that they prefer to schedule a meeting with the Greater Wasilla Chamber of Commerce from 6 p.m. to 6:45 p.m. prior to a regularly scheduled council meeting.

Mayor Keller reported she recently accompanied an aide for Senator Stevens on a tour of City CIP nominated projects.

XIV. COUNCIL COMMENTS

Council Member Holler:

- requested to be excused from the September 10, 2007, Regular Council Meeting as he will be on vacation; and
- asked Chief Long if she recently hired a new police officer.

Council Member Metiva:

- thanked the audience for attending the meeting;
- thanked those that applied for Council Seat A;
- spoke in support of purchasing lap top computers for the Council; and
- expressed opposition to Matanuska Susitna Borough Proposition No. 1, Private Property Protection Act.

Council Member Metiva asked the City Attorney about the process for expending public funds to influence the vote of the people upon ballot propositions.

The City Attorney spoke about the limitations of expending public funds to influence the vote of the people upon ballot propositions.

Council Member Menard asked the City Attorney if City of Wasilla Proposition No. 1, Providing for Collective Bargaining for City Employees, is adopted, can the Council at any time repeal the proposition.

The City Attorney talked generally about the limitations of repealing Proposition No. 1 if approved by the voters.

Council Member Menard:

- shared a unpleasant experience he had recently with an off-road vehicle;
- noted the illegal use of off road vehicles is something the Council is going to have to address as the population continues to increase; and
- commended the Employee Relations Committee for the work they are doing

Council Member Ewing:

- expressed concern with public funds being expended to influence ballot propositions brought forward through the initiative or referendum process;
- stated more information is needed on whether the city's lobbyist is able to lobby for the Wasilla Senior Center;
- thanked those that applied for Council Seat A; and
- thanked Chief Long for assistance with a matter on Wasilla Lake.

Mayor Keller noted she plans to contact the Alaska Public Offices Commission with questions on having the City's lobbyist lobby for the Wasilla Senior Center and will report back to the Council.

Deputy Mayor Cox:

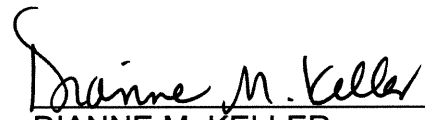
- thanked those that applied for Seat A;
- commended staff for their work on the parks;
- expressed concern about the illegal use of off road vehicles; and
- shared his experience in serving on the Council for the first time.

XV. EXECUTIVE SESSION

No executive session was held.

XVI. ADJOURNMENT

With no further business at hand, Mayor Keller adjourned the meeting at 9:28 p.m.



DIANNE M. KELLER
Mayor

ATTEST:



KRISTIE SMITHERS, MMC
City Clerk

Adopted by the Wasilla City Council on September 10, 2007