



**MAYOR**

Dianne M. Keller

**COUNCIL**

Stephanie Massie, Seat A

Douglas W. Holler, Seat B

Steve Menard, Seat C

Marty Metiva, Seat D

Dianne Woodruff, Seat E

Kristofer Larson, Deputy Mayor, 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

**REGULAR MEETING**

**7 P.M.**

**JANUARY 28, 2008**

**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. Character Award Presentation to Mr. Leif Johnson

**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. 08-02:** Approving A Planned Unit Development (PUD) For Primrose Retirement Community On An Approximately 9.9 Acre Tract In The Rural Residential (RR) Zoning District, On Property Known As Proposed Tract B-1B Of Emerald Estates, Phase 1, Subdivision, All Within Section 04, Township 17 North, Range 01 West, Seward Meridian, Alaska.
2. **Ordinance Serial No. 08-03:** Amending The FY-08 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 \$62,500 From Federal Forfeiture.
3. **Ordinance Serial No. 08-04:** Amending The FY-08 Police Department Budget By Accepting And Appropriating Funds From The State Of Alaska Department Of Transportation And Public Facilities Highway Safety Office In The Amount Of \$13,358 For The Law Enforcement Liaison (LEL) Program.
4. **Ordinance Serial No. 08-05:** Amending WMC 13.04.020 Required Connection-Charge For Failure To Make Required Connection-Segregation Of Other Water Sources-Private System Prohibition-Notice, To Provide For Exceptions To Required Connections.
5. **Ordinance Serial No. 08-06:** Amending WMC 13.08.030, Use Of Public Sewer Required, To Provide For Exemptions To Required Connections.
6. **Ordinance Serial No. 08-07:** Amending The FY-08 Budget By Reducing Matanuska-Susitna Borough Funding For Lucille Street Improvements In The Amount Of \$230,000.

### B. Persons to be Heard

## VIII. CONSENT AGENDA

- A. Minutes of Preceding Meetings:
  - 1. Regular Meeting: January 14, 2008
  - 2. Special Meetings: January 9, 2008
- B. Introduction of Ordinances: Recommended for Public Hearing on February 11, 2008:
  - 1. **Ordinance Serial No. 08-08:** Amending The FY-08 Police Department Budget By Accepting And Appropriating Funds In The Amount Of \$31,990 From The State Of Alaska Department Of Public Safety To Fund A Computer Aided Dispatch (CAD)/Alaska Public Safety Information Network (APSIN) Interface Enhancement Under The Existing Master Support Agreement Between The City Of Wasilla And Tiburon.
- C. Resolutions
- D. Action Memorandums
  - 1. **AM No. 08-08:** Authorize A Thirty-Six (36) Month Lease With Hewlett Packard In The Amount Of \$818.53 For A New Copier/Plotter/ Scanner/Printer For The Records Retention Project.

## IX. UNFINISHED BUSINESS

## X. NEW BUSINESS

- A. **AM No. 08-10:** Identifying Capital Improvement Projects To Offset The Revenue Funding Shortfall For The Wasilla Public Library And To Cover Unanticipated Attorney Fees In The Lundgren Eminent Domain Case.
- B. **AM No. 08-09:** Authorize Funds In The Amount Of \$13,231 To Dittman Research, Inc., For Distribution And Statistical Analysis Of A Community Survey That Is A Follow-Up Survey To The One Conducted By The City In 2005.

**XI. COMMUNICATIONS**

A. Information Memorandums

1. **IM No. 08-02:** Expenses Greater Than \$5,000 For December 2007.
2. **IM No. 08-03:** Expenditure Report: December 2007.
3. **IM No. 08-04:** List of Waivers Of Sales Tax Penalty For 4th Quarter Ending December 31, 2007.

B. Commission Minutes

1. Planning Commission: January 8, 2008

**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, January 28, 2008, 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:

- Ms. Stephanie Massie, Seat A
- Mr. Doug Holler, Seat B
- Mr. Steve Menard, Seat C
- Mr. Marty Metiva, Seat D
- Ms. Dianne Woodruff, Seat E
- Mr. Kristofer Larson, Deputy Mayor, Seat F

Staff in attendance were:

- Ms. Kristie Smithers, City Clerk
- Ms. Jamie Newman, Deputy Clerk
- 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
- Mr. Marvin Yoder, Temporary Deputy Administrator

**III. PLEDGE OF ALLEGIANCE**

- A. Presentation of Colors by Boy Scout Troop 300

**IV. APPROVAL OF AGENDA**

Mayor Keller asked if there were changes to the agenda.

Council Member Holler requested to move AM No. 08-09 from the Consent Agenda to New Business.

No objection was noted.

**GENERAL CONSENT:** The agenda was approved, as amended, without objection by Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff.

## **V. SPECIAL ORDERS OF THE DAY**

### **A. Character Award Presentation to Mr. Leif Johnson**

Mayor Keller presented Mr. Johnson with a Character Award in recognition of his achievement in earning the designation of Eagle Scout with Boy Scout Troop 300 by demonstrating exceptional leadership in constructing a pedestrian bridge at Iditapark.

## **VI. COMMISSION AND AGENCY REPORTS**

### **A. Planning Commission**

Ms. Sandra Garley, Deputy Administrator:

- reported the Subdivision Re-write Committee will be submitting a preliminary report to the Wasilla Planning Commission on February 12, 2008, for review; and
- noted the Wasilla Planning Commission continues to review the Alaska Planning Commissioners Handbook.

### **B. Parks and Recreation Commission**

Commissioner Dave Tuttle:

- reported bricks will again be sold for the Armed Forces Honor Garden;
- reported the State High School Hockey Tournament will take place at the Wasilla Multi-Use Sports Complex;
- reported the Bumpus Equestrian Trail brochure is being updated; and
- spoke about various items under consideration by the Wasilla Parks and Recreation Commission.

### **C. Airport Advisory Commission**

Mr. Archie Giddings, Public Works Director:

- reported the topic of the fueling facility at the Wasilla Airport was discussed by the Airport Advisory Commission at their last meeting.

### **D. Matanuska-Susitna Borough**

No report was presented.

### **E. Greater Wasilla Chamber of Commerce**

Ms. Cheryl Metiva, Executive Director:

- updated the Council on the recent activities of the Greater Wasilla Chamber of Commerce.

## VII. PUBLIC PARTICIPATION

### A. Public Hearings

1. **Ordinance Serial No. 08-02:** Approving A Planned Unit Development (PUD) For Primrose Retirement Community On An Approximately 9.9 Acre Tract In The Rural Residential (RR) Zoning District, On Property Known As Proposed Tract B-1B Of Emerald Estates, Phase 1, Subdivision, All Within Section 04, Township 17 North, Range 01 West, Seward Meridian, Alaska.

Mayor Keller opened the public hearing on Ordinance Serial No. 08-02.

Council Member Woodruff declared a possible conflict of interest noting the development (Primrose Retirement Community) will be constructed adjacent to the subdivision in which she resides. Council Member Woodruff noted she has no direct financial interest in the development of Primrose Retirement Community.

Mayor Keller ruled the Council Member Woodruff does not have a conflict of interest in the development of Primrose Retirement Community.

The following spoke in support of Ordinance Serial No. 08-02: Mr. Howard Nugent, Developer, Primrose Retirement Community.

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

**MOTION:** Council Member Metiva moved to adopt Ordinance Serial No. 08-02.

Discussion moved to the Council.

**VOTE:** The motion to adopt Ordinance Serial No. 08-02 passed unanimously with Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor.

- 2 **Ordinance Serial No. 08-03:** Amending The FY-08 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 \$62,500 From Federal Forfeiture.

Mayor Keller opened the public hearing on Ordinance Serial No. 08-03.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Council.

MOTION: Deputy Mayor Larson moved to adopt Ordinance Serial No. 08-03.

Discussion followed.

VOTE: The motion to adopt Ordinance Serial No. 08-03 passed unanimously with Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor.

3. **Ordinance Serial No. 08-04:** Amending The FY-08 Police Department Budget By Accepting And Appropriating Funds From The State Of Alaska Department Of Transportation And Public Facilities Highway Safety Office In The Amount Of \$13,358 For The Law Enforcement Liaison (LEL) Program.

Mayor Keller opened the public hearing on Ordinance Serial No. 08-04.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Council.

MOTION: Council Member Woodruff moved to adopt Ordinance Serial No. 08-04.

Discussion followed.

VOTE: The motion to adopt Ordinance Serial No. 08-04 passed unanimously with Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor.

4. **Ordinance Serial No. 08-05:** Amending WMC 13.04.020 Required Connection-Charge For Failure To Make Required Connection-Segregation Of Other Water Sources-Private System Prohibition-Notice, To Provide For Exceptions To Required Connections.

Mayor Keller opened the public hearing on Ordinance Serial No. 08-05.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Council.

MOTION: Council Member Woodruff moved to adopt Ordinance Serial No. 08-05.

Discussion followed and the Public Works Director answered questions.

VOTE: The motion to adopt Ordinance Serial No. 08-05 passed unanimously with Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor.



5. **Ordinance Serial No. 08-06:** Amending WMC 13.08.030, Use Of Public Sewer Required, To Provide For Exemptions To Required Connections.

Mayor Keller opened the public hearing on Ordinance Serial No. 08-06.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Council.

**MOTION:** Council Member Massie moved to adopt Ordinance Serial No. 08-06.

**VOTE:** The motion to adopt Ordinance Serial No. 08-06 passed unanimously with Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor.

6. **Ordinance Serial No. 08-07:** Amending The FY-08 Budget By Reducing Matanuska-Susitna Borough Funding For Lucille Street Improvements In The Amount Of \$230,000.

Mayor Keller opened the public hearing on Ordinance Serial No. 08-07.

There being no one present who wished to testify, the public hearing closed and discussion moved to the Council.

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

Discussion followed.

**VOTE:** The motion to adopt Ordinance Serial No. 08-07 passed unanimously with Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor.

B. **Persons to be Heard**

No comments were made.

**VIII. CONSENT AGENDA**

A. **Minutes of Preceding Meetings:**

1. **Regular Meeting: January 14, 2008**
2. **Special Meetings: January 9, 2008**

B. Introduction of Ordinances: Recommended for Public Hearing on February 11, 2008:

1. **Ordinance Serial No. 08-08:** Amending The FY-08 Police Department Budget By Accepting And Appropriating Funds In The Amount Of \$31,990 From The State Of Alaska Department Of Public Safety To Fund A Computer Aided Dispatch (CAD)/Alaska Public Safety Information Network (APSIN) Interface Enhancement Under The Existing Master Support Agreement Between The City Of Wasilla And Tiburon.

D. Resolutions

E. Action Memorandums

1. **AM No. 08-08:** Authorize A Thirty-Six (36) Month Lease With Hewlett Packard In The Amount Of \$818.53 For A New Copier/Plotter/ Scanner/Printer For The Records Retention Project.

The City Clerk read 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 to adopt the Consent Agenda passed without objection by Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff.

## **IX. UNFINISHED BUSINESS**

There was no unfinished business.

## **X. NEW BUSINESS**

- A. **AM No. 08-10:** Identifying Capital Improvement Projects To Offset The Revenue Funding Shortfall For The Wasilla Public Library And To Cover Unanticipated Attorney Fees In The Lundgren Eminent Domain Case.

**MOTION:** Council Member Metiva moved to adopt AM No. 08-10.

Discussion followed and the Public Works Director answered questions regarding capital improvement projects that may be considered for deferment from fiscal years 2007 and 2008 to fiscal year 2009.

Mayor Keller reviewed funds available in fiscal year 2008 from the following unfilled positions: Chief Financial Officer; Controller; and Deputy Chief of Police.

Discussion continued.

**MOTION:** Council Member Menard moved to direct staff to bring back an ordinance to fund material purchases for the library; attorney fees in the eminent domain case; and the independent special counsel review from capital improvement projects identified in AM No. 08-10.

**VOTE:** The primary amendment passed unanimously with Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor. *(Clerk note: the primary amendment was deemed final on the main motion and allowed to stand with no objection raised.)*

B. **AM No. 08-09:** Authorize Funds In The Amount Of \$13,231 To Dittman Research, Inc., For Distribution And Statistical Analysis Of A Community Survey That Is A Follow-Up Survey To The One Conducted By The City In 2005.

**MOTION:** Council Member Menard moved to adopt AM No. 08-09.

Discussion moved to the Council and questions were asked of the Deputy Administrator.

**MOTION:** Deputy Mayor Larson moved to postpone AM No. 08-09 to the February 11, 2008, Regular Meeting.

Discussion continued.

**MOTION:** Council Member Menard moved the previous question. *(Clerk note: The effect of this motion is to immediately end debate.)*

**VOTE:** The motion to move the previous question failed with Council Members Holler and Menard in favor and Deputy Mayor Larson, Council Members Massie, Metiva, and Woodruff opposed.

Discussion continued.

**TIE VOTE:** The motion to postpone AM No. 08-09 to the February 11, 2008, Regular Meeting, failed in a tie vote with Deputy Mayor Larson and Council Members Massie and Metiva in favor and Council Members Holler, Menard, and Woodruff opposed. Mayor Keller chose to invoke her voting privilege in the affirmative causing the **motion to pass**.

## **XI. COMMUNICATIONS**

### **A. Information Memorandums**

1. **IM No. 08-02:** Expenses Greater Than \$5,000 For December 2007.
2. **IM No. 08-03:** Expenditure Report: December 2007.
3. **IM No. 08-04:** List of Waivers Of Sales Tax Penalty For 4th Quarter Ending December 31, 2007.

### **B. Commission Minutes**

1. Planning Commission: January 8, 2008

No action was taken on the Communication items.

## **XII. AUDIENCE COMMENTS**

Ms. Colleen Cottle:

- spoke about her experience in completing the City of Wasilla Community Survey in 2005;
- expressed she did not feel her survey response would be kept confidential; and
- conveyed disappointment with candidates who ran for re-election in 2005, stating they used the results of the survey to their political advantage.

City Clerk:

- reported the February 6, 2008, Joint Tri-Cities and Mat-Su Borough Meeting has been postponed to Thursday, March 27, 2008; and
- reported on the upcoming council meeting schedule.

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

Mayor Keller:

- noted she provided a written report to the Council;
- introduced Mr. Marvin Yoder, Interim Deputy Administrator;
- reported employment offers were made and accepted for the positions of Chief Financial Officer and Controller;
- spoke about upcoming training on the financial software and thanked temporary staff in the finance department for their work and dedication.

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

Council Member Metiva:

- thanked the audience for attending this evenings meeting;
- thanked Ms. Colleen Cottle for her comments;
- thanked staff for distributing sample ethics legislation;
- spoke about the need for Wasilla to remain the Home of the Iditarod; and
- welcomed the Mr. Marvin Yoder, Interim Deputy Administrator and thanked Ms. Garley, Deputy Administrator her service to the City of Wasilla and the community at large.

Council Member Menard:

- expressed his belief that only those events held within Wasilla City limits be eligible to receive funding from the City of Wasilla; and
- talked about the economic benefits to the City of Wasilla in relation to event location.

Council Member Holler:

- asked if training on the compensation system used by the City had been scheduled; and
- thanked Chief Long for her forethought in purchasing 4-wheel drive vehicles for the Wasilla Police Department.

Council Member Woodruff:

- welcomed Mr. Marvin Yoder, Interim Deputy Administrator;
- spoke about ethics reform; and
- asked how administration budgets for accrued leave for employees.

Council Member Massie:

- thanked Sandra Garley, Deputy Administrator for her service.

Deputy Mayor Larson:

- welcomed Mr. Marvin Yoder, Interim Deputy Administrator; and
- thanked Ms. Sandra Garley, Deputy Administrator for her service to the City and wished her well in her new position with the City of Palmer.

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

No executive session was held.

**XVI. ADJOURNMENT**

With no further business at hand, Mayor Keller, adjourned the meeting at 9:11 p.m.

  
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DIANNE M. KELLER  
Mayor

ATTEST:

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

Adopted by the Wasilla City Council on February 11, 2008