



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

**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 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. Proclamation Presentation To Wasilla High School Coach Jeannie Hebert-Truax.

B. Character Award Presentation To Mr. Ed Lamm.

VI. COMMISSION AND AGENCY REPORTS

A. Planning Commission

B. Parks and Recreation Commission

C. Airport Advisory Commission

D. Matanuska-Susitna Borough

5. **Ordinance Serial No. 08-35:** Amending The FY-09 Police Department Budget By Accepting And Appropriating Funds From The Division Of Juvenile Justice Youth Courts/Community Panels In The Amount Of \$45,000 To Cover Personnel Services In The Mat-Su Youth Court Program.

B. Persons to be Heard

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Regular Meeting: July 14, 2008
2. Special Meeting: June 30, 2008

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

1. **Ordinance Serial No. 08-36:** Amending The FY-2009 Budget By Transferring Funds In The Amount Of \$5,600 For Increased Costs Associated With The FY-2008 Audit.
2. **Ordinance Serial No. 08-37:** Amending The FY-09 Police Department Budget By Accepting And Appropriating Funds From The Matanuska-Susitna Borough School District In The Amount Of \$68,722 For The School Resources Officer Program And Authorizing The Mayor To Execute The Memorandum Of Agreement For The Continuation Of The Program For Three Years.
3. **Ordinance Serial No. 08-38:** Creating A Library Steering Committee And Prescribing Its Duties.

C. Resolutions

1. **Resolution Serial No. 08-26:** Authorizing The Mayor To Execute Grant Agreements With The State Of Alaska For Fiscal Year 2009 Designated Legislative Grants.
2. **Resolution Serial No. 08-29:** Supporting The Goals And Ideals Of The 2010 United States Census. (Requested by Mayor Keller)

XIV. COUNCIL COMMENTS

XV. EXECUTIVE SESSION

- A. Annual Evaluation of City Clerk. *(Subjects That Tend To Prejudice The Reputation And Character Of Any Person, Provided The Person May Request A Public Discussion.)*

XVI. ADJOURNMENT

I. CALL TO ORDER

The Regular Meeting of the Wasilla City Council was held on Monday, July 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. Steve Menard, Seat C
- Mr. Marty Metiva, Seat D
- Ms. Dianne Woodruff, Seat E
- Mr. Kristofer Larson, Deputy Mayor, Seat F

Mayor Keller noted that Council Member Doug Holler, Seat B was absent and excused, unless objection was noted. No objection was noted.

Staff in attendance were:

- Ms. Kristie Smithers, City Clerk
- Ms. Jamie Newman, Deputy Clerk
- Ms. Holly Suozzo, City Attorney
- Mr. Archie Giddings, Director of Public Works
- Ms. Angella Long, Police Chief
- Ms. Cheryl Deariso, Chief Financial Officer
- Mr. Troy Tankersley, Controller
- 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. No changes were requested.

Assembly Member Mary Kvalheim:

- reported the assembly received a tourism study and a regional aviation study; and
- spoke about local road improvement projects and school improvement projects.

E. Greater Wasilla Chamber of Commerce

Cheryl Metiva, Executive Director:

- reported on the success of the Mat-Su Governor's Picnic;
- thanked various city staff members for their assistance with the picnic; and
- reported on the activities of the Greater Wasilla Chamber of Commerce.

F. Mr. Chuck McGee, Re: Presentation of 2010 Census.

Mr. Chuck McGee, Census Bureau Partnership Specialist:

- spoke about preparations for the 2010 Census; and
- encouraged the adoption of Resolution Serial No. 08-29.

VII. PUBLIC PARTICIPATION

A. Public Hearings

1. **Ordinance Serial No. 08-29:** Amending WMC 1.04.010 To Delete Unused Or Obsolete Definitions And To Revise And Consolidate Other Definitions Of Terms Used In The Wasilla Municipal Code; Amending WMC 3.45.010, 4.04.010, 5.08.010, 5.12.010, 5.16.020, 6.16.010, 7.04.010, 9.04.010, 10.12.010, 12.16.010, 12.20.010, 12.24.015, 13.04.010, 13.08.010, 13.12.010, 13.16.010, 13.20.010, 13.24.010, 16.04.070 And 16.36.010 To Add Or Revise Definitions Pertinent To WMC Titles 3, 4, 5, 6, 7, 9, 10, 12, 13 And 16 Respectively, And Amending WMC 7.04.020 To Provide That The Term "City" In WMC Title 7 Includes The City's Animal Control Contractor.

Mayor Keller opened the public hearing on Ordinance Serial No. 08-29 and there being no one who wished to present testimony the public hearing closed.

MOTION: Council Member Metiva moved to adopt Ordinance Serial No. 08-29.

Discussion followed.

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

VOTE: The motion to adopt Ordinance Serial No. 08-33, passed unanimously with Deputy Mayor Larson and Council Members Massie, Menard, Metiva, and Woodruff voting in favor. *(Clerk note: Council Member Holler was absent and excused.)*

4. **Ordinance Serial No. 08-34** Amending WMC 2.12.005 Definitions, Adopting WMC 2.12.015 Employment Of City Officers, And Repealing WMC 2.04.050 Prohibition. (Sponsored by Council Member Woodruff)

Mayor Keller opened the public hearing on Ordinance Serial No. 08-34 and there being no one who wished to present testimony the public hearing closed.

MOTION: Council Member Woodruff moved to adopt Ordinance Serial No. 08-34.

Discussion followed and debate ensued.

MOTION: Deputy Mayor Larson moved a primary amendment to 2.12.015.D.1, to read as follows: **A matter in which a city officer was directly involved or had direct influence over.** *(Clerk note: bold and underline is language added.)*

Discussion continued.

VOTE: The primary amendment passed with Deputy Mayor Larson and Council Members Massie, Metiva, and Woodruff voting in favor and Council Member Menard opposed. *(Clerk note: Council Member Holler was absent and excused.)*

Discussion continued.

MOTION: Deputy Mayor Larson moved a primary amendment to 2.12.015.C and D to read as follows: **A city officer may not represent or advise a person in any matter pending before the department in which the city officer serves.**

Discussion followed.

VOTE: The primary amendment passed with Deputy Mayor Larson and Council Members Massie, Metiva, and Woodruff voting in favor and Council Member Menard opposed. *(Clerk note: Council Member Holler was absent and excused.)*

Discussion followed.

2. Ms. Jeanne Troshynski

Ms. Troshynski:

- reported the Friends of Wasilla Public Library support the adoption of Ordinance Serial No. 08-38;
- reported on the success of the Summer Reading Program; and
- encouraged participation in the annual book sale sponsored by the Friends of Wasilla Public Library.

3. Mr. Jim Sawhill, Lounsbury and Associates

Mr. Sawhill:

- noted he does not object to the postponement of AM No. 08-45, pending action by the Mat-Su Platting Board; and
- announced Costco will be a tenant at Creekside Town Square.

4. Mr. George Achee

Mr. Achee:

- expressed concerns with the preliminary plat for Creekside Town Square.

5. Ms. Cheryl Metiva

Ms. Metiva:

- encouraged the adoption of Ordinance Serial No. 08-37.

6. Mr. Jamie Smith

Mr. Smith:

- stated he is a resident of Maney Drive;
- spoke about broken promises made by the developer of Creekside Town Square in regard to development plans and the impact to nearby residential neighborhoods; and
- expressed concern about the traffic impact to Maney Drive and Whispering Woods as a result of the development of Creekside Town Square.

7. Ms. Annette Andres

Ms. Andres:

- expressed concern with the proposed vacation of South Maney Drive; and
- noted promises made by the developer to adjacent properties of Creekside Town Square have not come to fruition.

D. Action Memorandums

1. **AM No. 08-47:** Contract Amendment To Big Dipper Construction In The Amount Of \$62,565 To Closeout The FY 08 Road Services Contract.

The City Clerk read the Consent Agenda into the record.

Mayor Keller noted a substitute to Ordinance Serial No. 08-38 will be brought forward for public hearing. No objection was noted.

MOTION: Council Member Woodruff moved to adopt the Consent Agenda as read by the City Clerk.

VOTE: The motion to adopt the Consent Agenda, as read by the City Clerk, passed unanimously with Deputy Mayor Larson and Council Members Massie, Menard, Metiva, and Woodruff voting in favor. *(Clerk note: Council Member Holler was absent and excused.)*

IX. UNFINISHED BUSINESS

- A. **AM No. 08-45:** Vacation Of South Maney Drive Located In The West One-Half (W1/2) Of Tract N Of Creekside Town Square. *(Postponed from July 14, 2008; Motion on the floor to adopt.)*

PREVIOUS MOTION: Council Member Metiva moved to adopt AM No. 08-45. *(Motion on the floor from the July 14, 2008, Regular City Council Meeting.)*

Discussion followed.

MOTION: Council Member Woodruff moved to direct the Planning Commission to provide specific notice to property owners in accordance with WMC 16.16.040.A.2, and to hold a public hearing on the Preliminary Plat that includes South Maney Drive, at their August 12, 2008, meeting and forward comments obtained from the public to the Mat-Su Borough Platting Board for their consideration.

Discussion followed.

Mr. Hulbert, Mat-Su Borough Platting Officer, spoke about the platting process timeline.

VOTE: The motion to adopt Resolution Serial No. 08-31, passed with Council Members Massie, Menard, Metiva, and Woodruff voting in favor and Deputy Mayor Larson opposed. *(Clerk note: Council Member Holler was absent and excused.)*

- C. **Resolution Serial No. 08-32:** Expressing A Vote Of No Confidence In Mayor Dianne M. Keller. (Sponsored by Council Member Menard.)

Mayor Keller relinquished the gavel to Deputy Mayor Larson.

MOTION: Council Member Menard moved to adopt Resolution Serial No. 08-32.

Discussion followed.

VOTE: The motion to adopt Resolution Serial No. 08-32 failed with Council Members Massie, Menard, and Woodruff voting in favor and Deputy Mayor Larson and Council Member Metiva opposed. *(Clerk note: Council Member Holler was absent and excused. Four affirmative votes are required to carry any measure before the council.)*

Deputy Mayor Larson relinquished the gavel to Mayor Keller and she resumed the duty as chair.

XI. COMMUNICATIONS

A. Information Memorandums

1. **IM No. 08-18:** Monthly Financial Reports For The Period Ending June 2008 To Include The Month To Date Expenditure Report, Expenditures Greater Than \$5,000, And The Quarterly Report Of Businesses Receiving A Penalty Waiver For Sales Tax.

B. Commission Minutes

1. Planning Commission: June 10 and 24, 2008
2. Parks and Recreation Commission: June 11, 2008

XII. AUDIENCE COMMENTS

No comments were made.

Deputy Mayor Larson:

- spoke about public service; and
- expressed his desire to move forward.

Mayor Keller relinquished the gavel to Deputy Mayor Larson and excused her staff from the meeting.

XV. EXECUTIVE SESSION

- A. Annual Evaluation of City Clerk. *(Subjects That Tend To Prejudice The Reputation And Character Of Any Person, Provided The Person May Request A Public Discussion.)*

MOTION: Council Member Menard moved to enter executive session for subjects that tend to prejudice the reputation and character of any person, provided the person may request a public discussion, specifically the annual evaluation of the city clerk.

Deputy Mayor Larson asked the city clerk if she preferred a public discussion. The city clerk declined a public discussion.

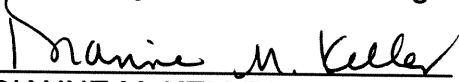
The entire council and city clerk entered executive session in the council conference room beginning at 9:40 p.m. The executive session exited at 9:55 p.m.

MOTION: Council Member Menard moved to increase the annual salary of city clerk by 2.25 percent.


VOTE The motion to increase the annual salary of the city clerk by 2.25 percent passed unanimously with Deputy Mayor Larson and Council Members Massie, Menard, Metiva, and Woodruff voting in favor. *(Clerk note: Council Member Holler was absent and excused.)*

XVI. ADJOURNMENT

With no further business at hand, Council Member Menard adjourned the meeting at 9:57 p.m.


DIANNE M. KELLER
Mayor

ATTEST:


KRISTIE SMITHERS, MMC
City Clerk

Adopted by the Wasilla City Council on August 11, 2008