

Vote: Cox, Ewing, Holler, Koskela, Menard and Metiva in favor

**CITY OF WASILLA
ORDINANCE SERIAL NO. 07-18**

AN ORDINANCE OF THE WASILLA CITY COUNCIL AMENDING WMC 5.08.070, APPROVAL OF CONTRACTS, BY ADDING SUBSECTION D IN REGARD TO PUBLIC UTILITY SERVICES.


* **Section 1. Classification.** This ordinance is of a general and permanent nature and shall become part of the city code.

* **Section 2. Amendment of Section.** WMC 5.08.070 Approval of Contracts; Report to Council, is amended to adopt sub-section D as follows:

D. Notwithstanding subsection B of this section, the mayor is allowed to purchase or make payments for budgeted routine and ongoing contracts for public utility services without council approval; provided that the terms and conditions of service are determined by a tariff on file with a state or federal regulatory agency.

* **Section 3. Effective date.** This ordinance shall take effect upon adoption of the Wasilla City Council.

ADOPTED by the Wasilla City Council on April 9, 2007.



DIANNE M. KELLER, Mayor

ATTEST:



KRISTIE SMITHERS, MMC
City Clerk

[SEAL]

Bold and underline added. [CAPS AND BRACKETS, DELETED.]




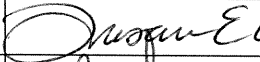
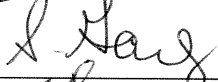
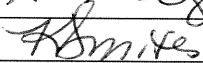
**CITY OF WASILLA
LEGISLATION STAFF REPORT**

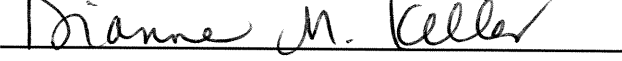
RE: ORDINANCE SERIAL NO. 07-18

AN ORDINANCE OF THE WASILLA CITY COUNCIL AMENDING WMC 5.08.070, APPROVAL OF CONTRACTS, BY ADDING SUBSECTION D IN REGARD TO PUBLIC UTILITY SERVICES.

Agenda of: Introduction on March 12, 2007
Originator: Public Works Director

Date: February 28, 2007

| Route to: | Department | Signature/Date |
|-----------|---|--|
| | Police Chief Youth Court, Dispatch, Code Compliance | |
| | Culture and Recreation Services Director Library, Museum, Sports Complex | |
| X | Public Works & Recreation Facility Maintenance Director |  2/28/07 |
| X | Finance, Risk Management & MIS Director Purchasing |  3-1-07 |
| X | Deputy Administrator Planning, Economic Development, Human Resources |  3/1/07 |
| X | City Clerk |  |

REVIEWED BY MAYOR DIANNE M. KELLER: 

FISCAL IMPACT: yes or no Funds Available yes no
Account number/name:
Attachments: none

SUMMARY STATEMENT: MTA, MEA, and ENSTAR utility contracts are required under WMC 5.08.010 in purchasing to be approved by the City Council annually. This is a result of a previous code revision (6.24.030) that inadvertently removed the Mayor's authority to purchase or make payment for utility service of government facilities. The Finance Director and City Attorney have suggested the following revision to bring back the streamlined process for purchasing and making payment of utility service:

"D. Notwithstanding subsection B of this section, the mayor is allowed to purchase or make payments for budgeted routine and ongoing contracts for public utility service without council approval; provided that the terms and conditions of service are determined by a tariff on file with a state or federal regulatory agency."

Alternatively, an Action Memorandum needs to be approved by the City Council annually for each utility service with an estimated amount for service that fiscal year.

RECOMMENDED ACTION: To adopt Ordinance Serial No. 07-18 that authorizes the Mayor to continue annual utility services for government facilities without City Council approval under certain conditions.