



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.

FEBRUARY 25, 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

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. 08-09:** Amending The FY-08 Budget By Transferring Funds In The Amount Of \$402,596 For Costs Associated With The Multi-Use Sports Complex Land Acquisition, Operating Costs For The Library, And For The Independent Special Counsel Contract.
2. **Ordinance Serial No. 08-10:** Amending The FY-08 Police Department Budget By Accepting And Appropriating \$25,000 From The Department Of Military And Veterans Affairs, Division Of Homeland Security And Emergency Management For SECC After-Hours Answering To Be Provided By Mat-Com Dispatch Effective July 1, 2007.
3. **Ordinance Serial No. 08-11:** To Amend The FY-08 Mat-Su Youth Court Budget By Accepting And Appropriating Grant Funds From Bishop's Attic II In The Amount Of \$3,000.
4. **Ordinance Serial No. 08-12:** To Amend The FY-08 Mat-Su Youth Court Budget By Accepting And Appropriating Grant Funds From The Alaska Bar Association Law Related Education (LRE) Committee In The Amount Of \$2,000.
5. **Ordinance Serial No. 08-13:** To Amend The FY-08 Mat-Su Youth Court Budget By Accepting And Appropriating Grant Funds From The Matanuska-Susitna Borough School District In The Amount Of \$5,830.
6. **Ordinance Serial No. 08-14:** Amending WMC 3.45.010, Definitions, WMC 3.60.010, Regular Hours Of Work, And WMC 3.85.010, Scope, To Clarify The Definition Of Confidential/Managerial Positions And Hours Of Work Required Of Employees In Designated Managerial Or Professional Positions, And To Provide A Current Designation Of Confidential/Managerial Positions.

B. Persons to be Heard

VIII. CONSENT AGENDA

- A. Minutes of Preceding Meetings:
 - 1. Regular Meeting: February 11, 2008
 - 2. Special Meeting: February 4, 2008
- B. Introduction of Ordinances: Recommended for Public Hearing on March 10, 2008:
- C. Resolutions
 - 1. **Resolution Serial No. 08-06:** Embracing And Supporting The Wasilla Public Library As A City Function By Continuing To Provide Quality Library Services To The Residents Of The City Of Wasilla By Operating The Wasilla Public Library And Maintaining Library Powers. (Sponsored by Deputy Mayor Larson)
 - 2. **Resolution Serial No. 08-07:** Formally Accepting A Municipal Matching Grant From The State Of Alaska, Department Of Environmental Conservation In The Amount Of \$1,336,000 For The Garden Terrace Water Main Extension Phase 2.
- D. Action Memorandums

IX. UNFINISHED BUSINESS

X. NEW BUSINESS

- A. **Resolution Serial No. 08-08:** Encouraging The Mayor To Eliminate Financial Support For Events That Are Held Outside The Boundaries Of The City Of Wasilla. (Sponsored by Council Member Menard)
- B. **AM No. 08-13:** Award Of A Three (3) Year Contract To Marsh USA, Inc. For Insurance Brokerage Services In The Amount Of \$25,000 Per Year.

XI. COMMUNICATIONS

A. Information Memorandums

1. **IM No. 08-05:** Planning Department Permit Log For January 2008 Thru February 5, 2008.
2. **IM No. 08-06:** Expenses Over \$5,000: January 2008.
3. **IM No. 08-07:** Expenditure Report: January 2008.
4. **IM No. 08-08:** Liquor License Relocation Update Under SB 128.

B. Commission Minutes

1. Airport Advisory Commission: January 15, 2008
2. Planning Commission: January 22, 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, February 25, 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
- Mr. Tom Klinkner, City Attorney
- Mr. Archie Giddings, Director of Public Works
- Ms. Angella Long, Police Chief
- Mr. Bill Miller, Purchasing Officer
- Ms. Cheryl Deariso, Chief Financial Officer
- Mr. Bruce Urban, Recreation and Cultural Services Manager
- Mr. Marvin Yoder, Interim Deputy Administrator

Mayor Keller introduced Ms. Cheryl Deariso, Chief Financial Officer and Mr. Troy Tankersley, Controller.

III. PLEDGE OF ALLEGIANCE

Mayor Keller invited Ms. Deariso to lead the Pledge of Allegiance.

IV. APPROVAL OF AGENDA

Mayor Keller asked if there were changes to the agenda.

Council Member Woodruff requested to move AM No. 08-13 from the Consent Agenda to New Business.

No additional adjustments were noted and the agenda was approved by Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff.

V. SPECIAL ORDERS OF THE DAY

There were no Special Orders.

VI. COMMISSION AND AGENCY REPORTS

A. Planning Commission

Commissioner Dorothy "Peaches" Hamilton:

- reported on the recent activities of the Wasilla Planning Commission to include a meeting with the Subdivision Re-write Committee to review proposed changes to Title 16, Land Development Code; and
- review of Capital Improvement Projects.

B. Parks and Recreation Commission

Commissioner Joan Matthews:

- reported the Wasilla Parks and Recreation Commission is reviewing possible enhancements to recreation program opportunities;
- noted the Commission supports additional funding to enhance holiday decorations; and
- reported the Commission supports redesigning Nunley Park and establishing it as a toddler park.

C. Airport Advisory Commission

Mr. Archie Giddings, Public Works Director, reported the Commission has not met since its last report to the Council.

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 to include the Iditarod Days Festival; and
- reported on the development of a tourism DVD for the Wasilla Convention and Tourism Bureau.

VII. PUBLIC PARTICIPATION

A. Public Hearings

1. **Ordinance Serial No. 08-09:** Amending The FY-08 Budget By Transferring Funds In The Amount Of \$402,596 For Costs Associated With The Multi-Use Sports Complex Land Acquisition, Operating Costs For The Library, And For The Independent Special Counsel Contract.

Mayor Keller opened the public hearing on Ordinance Serial No. 08-09.

Mr. Dan Kelly inquired about how to obtain additional information on public hearing items.

The following spoke in favor of Ordinance Serial No. 08-09: Ms. Jeanne Troshynski, President, Friends of Wasilla Public Library.

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

MOTION: Council Member Metiva moved to adopt Ordinance Serial No. 08-09.

Discussion ensued.

VOTE: The motion to adopt Ordinance Serial No. 08-09, passed unanimously, with Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor.

2. **Ordinance Serial No. 08-10:** Amending The FY-08 Police Department Budget By Accepting And Appropriating \$25,000 From The Department Of Military And Veterans Affairs, Division Of Homeland Security And Emergency Management For SECC After-Hours Answering To Be Provided By Mat-Com Dispatch Effective July 1, 2007.

Mayor Keller opened the public hearing on Ordinance Serial No. 08-10 and there being no one present who wished to testify the public hearing closed.

MOTION: Council Member Woodruff moved to adopt Ordinance Serial No. 08-10.

VOTE: The motion to adopt Ordinance Serial No. 08-10, passed unanimously, with Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor.

3. **Ordinance Serial No. 08-11:** To Amend The FY-08 Mat-Su Youth Court Budget By Accepting And Appropriating Grant Funds From Bishop's Attic II In The Amount Of \$3,000.

Mayor Keller opened the public hearing on Ordinance Serial No. 08-11 and there being no one present who wished to testify the public hearing closed.

MOTION: Council Member Menard moved to adopt Ordinance Serial No. 08-11

Mayor Keller thanked Bishop's Attic II for the grant award to Mat-Su Youth Court.

VOTE: The motion to adopt Ordinance Serial No. 08-11, passed unanimously, with Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor.

4. **Ordinance Serial No. 08-12:** To Amend The FY-08 Mat-Su Youth Court Budget By Accepting And Appropriating Grant Funds From The Alaska Bar Association Law Related Education (LRE) Committee In The Amount Of \$2,000.

Mayor Keller opened the public hearing on Ordinance Serial No. 08-12 and there being no one present who wished to testify the public hearing closed.

MOTION: Deputy Mayor Larson moved to adopt Ordinance Serial No. 08-12.

Deputy Mayor Larson thanked the Alaska Bar Association Law Related Education Committee for the grant award to Mat-Su Youth Court.

VOTE: The motion to adopt Ordinance Serial No. 08-12, passed unanimously, with Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor.

5. **Ordinance Serial No. 08-13:** To Amend The FY-08 Mat-Su Youth Court Budget By Accepting And Appropriating Grant Funds From The Matanuska-Susitna Borough School District In The Amount Of \$5,830.

Mayor Keller opened the public hearing on Ordinance Serial No. 08-13.

The following spoke in favor of Ordinance Serial No. 08-13: Ms. Cheryl Metiva, Executive Director, Greater Wasilla Chamber of Commerce.

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

MOTION: Council Member Menard moved to adopt Ordinance Serial No. 08-13.

Discussion continued.

VOTE: The motion to adopt Ordinance Serial No. 08-13, passed unanimously, with Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor.

6. **Ordinance Serial No. 08-14:** Amending WMC 3.45.010, Definitions, WMC 3.60.010, Regular Hours Of Work, And WMC 3.85.010, Scope, To Clarify The Definition Of Confidential/Managerial Positions And Hours Of Work Required Of Employees In Designated Managerial Or Professional Positions, And To Provide A Current Designation Of Confidential/Managerial Positions.

Mayor Keller opened the public hearing on Ordinance Serial No. 08-14 and there being no one present who wished to testify the public hearing closed.

MOTION: Council Member Woodruff moved to adopt Ordinance Serial No. 08-14.

Discussion ensued and the City Attorney clarified issues for the Council.

MOTION: Deputy Mayor Larson moved a primary amendment to Ordinance Serial No. 08-14, Section 3, WMC 3.60.010.B, as follows: to add the following language as the last sentence in the paragraph: **An employee in a position designated under this subsection that is eligible for overtime under the federal Fair Labor Standards Act shall be paid overtime in accordance with Section 3.60.070.B.** (Clerk note: bold and underline is language added.)

Discussion ensued.

GENERAL CONSENT: The primary amendment passed without objection by Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff.

MOTION: Council Member Woodruff moved a primary amendment to Ordinance Serial No. 08-14, Section 4, WMC 3.85.010, as follows: to amend B.6 and to strike B.7, as follows: [; AND 7. ANY OTHER POSITION DESIGNATED BY THE MAYOR AS A CONFIDENTIAL/MANAGERIAL POSITION]. (Clerk note: CAPS and bracket is language deleted.)

Debate ensued.

The City Attorney answered questions from the Council.

VOTE: The primary amendment passed with Deputy Mayor Larson, Council Members Holler, Massie, Metiva, and Woodruff voting in favor, and Council Member Menard opposed.

VOTE: The main motion to adopt Ordinance Serial No. 08-14, as amended, passed unanimously, with Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor.

B. Persons to be Heard

Ms. Julia Ede, Board Member, Friends of Wasilla Public Library:

- thanked the Council for their support of the Wasilla Public Library;
- updated the Council on Committee Substitute Senate Bill 119; and
- encouraged interested persons to contact legislators to express support of SB 119.

Ms. Jeanne Troshynski, President, Friends of Wasilla Public Library:

- requested that the Council establish a Library Steering Committee as discussed in the Joint Meeting between the Wasilla City Council and the Friends of Wasilla Public Library.

Ms. Cheryl Metiva:

- spoke in support of Resolution Serial No. 08-06; and
- spoke in opposition to Resolution Serial No. 08-08.

Ms. Michelle Mulcha, President, Jr. Iditarod:

- expressed opposition to Resolution Serial No. 08-08.

Mr. Bernie Willis, Jr. Iditarod:

- expressed opposition to Resolution Serial No. 08-08.

Mr. Mike Combs, President, Combs Insurance Agency:

- noted his firm submitted a proposal in response to the Request for Proposal (RFP) for Insurance Brokerage Services issued by the City of Wasilla;
- expressed dismay that his firm's proposal was deemed unresponsive because it did not meet the minimum requirements of the RFP; and
- requested that the Council award the Insurance Brokerage Services contract to Combs Insurance Agency as they scored the highest.

Ms. Margaret Heaven:

- spoke in opposition to Resolution Serial No. 08-08.

Mr. Ron Cox:

- spoke in opposition to Resolution Serial No. 08-08.

Mr. Dan Kelly:

- spoke in opposition to Resolution Serial No. 08-08.

Mr. Jim Uhl:

- spoke in opposition to Resolution Serial No. 08-08.

Ms. Ann Meyer:

- spoke in opposition to Resolution Serial No. 08-08.

Ms. Barb Reddington:

- expressed opposition to Resolution Serial No. 08-08.

Mr. Stan Smith:

- expressed opposition to Resolution Serial No. 08-08.

Ms. Laura Bedard, Executive Director, Tesoro Iron Dog:

- expressed opposition to Resolution Serial No. 08-08.

Mr. John Klapperich, KMBQ Radio:

- expressed opposition to Resolution Serial No. 08-08.

Mr. Richard Plack:

- spoke in opposition to Resolution Serial No. 08-08.

Ms. Margaret Heaven:

- noted the Dorothy Page Museum has a fantastic display of Iditarod art.

Ms. Jeanne Troshynshi:

- spoke in opposition to Resolution Serial No. 08-08.

Mr. Cheryl Metiva:

- talked about the Iditarod re-start taking place in Willow; and
- encouraged attendance at the upcoming Musher's Ball.

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Regular Meeting: February 11, 2008
2. Special Meeting: February 4, 2008

B. Introduction of Ordinances: Recommended for Public Hearing on March 10, 2008:

C. Resolutions

1. **Resolution Serial No. 08-06:** Embracing And Supporting The Wasilla Public Library As A City Function By Continuing To Provide Quality Library Services To The Residents Of The City Of Wasilla By Operating The Wasilla Public Library And Maintaining Library Powers. (Sponsored by Deputy Mayor Larson)
2. **Resolution Serial No. 08-07:** Formally Accepting A Municipal Matching Grant From The State Of Alaska, Department Of Environmental Conservation In The Amount Of \$1,336,000 For The Garden Terrace Water Main Extension Phase 2.

D. Action Memorandums

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. **Resolution Serial No. 08-08:** Encouraging The Mayor To Eliminate Financial Support For Events That Are Held Outside The Boundaries Of The City Of Wasilla. (Sponsored by Council Member Menard)

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

Discussion followed and debate ensued.

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 Member Menard in favor and Deputy Mayor Larson, Council Members Holler, Massie, Metiva, and Woodruff opposed.

Discussion continued.
The Council requested a recess.

No objection was noted.

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

The Council recessed at 9:04 p.m. and reconvened at 9:16 p.m.

- B. **AM No. 08-13:** Award Of A Three (3) Year Contract To Marsh USA, Inc. For Insurance Brokerage Services In The Amount Of \$25,000 Per Year.

MOTION: Council Member Menard moved to adopt AM No. 08-13.

Discussion followed.

The City Attorney, Public Works Director, and Purchasing Officer spoke about the Request for Proposal process and answered questions from the Council.

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 passed without objection by Deputy Mayor Larson, Council Members Holler, Massie, Menard, Metiva, and Woodruff.

VOTE: The motion to adopt AM No. 08-13, passed with Deputy Mayor Larson, Council Members Holler, Massie, Menard, and Metiva voting in favor and Council Member Woodruff opposed.

XI. COMMUNICATIONS

A. Information Memorandums

1. **IM No. 08-05:** Planning Department Permit Log For January 2008 Thru February 5, 2008.
2. **IM No. 08-06:** Expenses Over \$5,000: January 2008.
3. **IM No. 08-07:** Expenditure Report: January 2008.

4. **IM No. 08-08:** Liquor License Relocation Update Under SB 128.

B. Commission Minutes

1. Airport Advisory Commission: January 15, 2008
2. Planning Commission: January 22, 2008

No action was taken on the Communication items.

XII. AUDIENCE COMMENTS

Ms. Michelle Mucha thanked the Council for continuing to support the Jr. Iditarod.

Mr. Mike Combs, Combs Insurance, talked about how his firm interpreted the professional errors and omissions insurance coverage requirement in the Request for Proposal (RFP) for Insurance Brokerage Services issued by the City of Wasilla. Mr. Combs raised concerns about the insurance requirements in other RFPs issued by the City of Wasilla.

XIII. MAYOR, CLERK AND ATTORNEY COMMENTS

Mr. Tom Klinkner, City Attorney:

- presented an update on the union certification and election process;
- noted final judgment was received in the Luper Kennel Land Use Case; and
- reported that fees and costs are to be determined in the Eminent Domain Case.

Ms. Kristie Smithers, City Clerk:

- reported on the upcoming council meeting schedule;
- reported on the success of the Collaborative Problem Solving class attended by the Clerk and Deputy Clerk; and
- asked for a volunteer to attend the next borough assembly meeting as a representative of the City. *(Clerk note: Council Member Metiva volunteered to attend. No objection was noted.)*

Mayor Keller:

- requested that the Council carefully review IM No. 08-08;
- expressed concerns with the proposed liquor license transfer process by the Matanuska-Susitna Borough for licenses that transfer from an unincorporated area of the Borough to an incorporated area under Senate Bill 128;
- reported on the success of her recent trip to Juneau where meetings were held with Legislators, Department of Transportation Officials, and Governor Palin; and
- noted Administration will forward proposed Dittman Survey questions to the Council soon.

Discussion ensued regarding how to word a question on the Dittman Survey regarding how to fund the construction a new library.

XIV. COUNCIL COMMENTS

Council Member Metiva:

- thanked the audience for attending the meeting;
- reported he is sponsoring a liquor license transfer ordinance to be introduced on March 10, 2008; and
- expressed concerns with the proposed liquor license transfer process by the Matanuska-Susitna Borough for licenses that transfer from an unincorporated area of the Borough to an incorporated area under Senate Bill 128.

Council Member Woodruff:

- expressed concern with the proposed liquor license transfer process by the Matanuska-Susitna Borough for licenses that transfer from an unincorporated area of the Borough to an incorporated area under Senate Bill 128;
- inquired if questions regarding the Multi-Use Sports Complex were included in the Dittman Survey;
- asked about the process for creating a Library Steering Committee; and
- thanked Mr. Mike Combs for comments in regard to AM No. 08-13.

MOTION: Council Member Menard moved that the Council review questions in the Dittman Survey before it goes out to the public.

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 move the previous question passed, with Council Members Holler, Menard, Metiva, and Woodruff voting in favor and Deputy Mayor Larson and Council Member Massie opposed.

VOTE: The motion that the Council review questions in the Dittman Survey before it goes out to the public, passed with Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor and Deputy Mayor Larson opposed.

Council Member Menard:

- noted his appreciation of dialog held in regard to Resolution Serial No. 08-08;
- talked about the need for organizations to come before the Council to request funds;
- reported the Borough is willing to transfer land to the City; and
- commented on the Request for Proposal process.

Council Member Holler:

- commented on discussion held in regard AM No. 08-13.

Council Member Massie:

- commented on discussion held in regard to AM No. 08-13.

Deputy Mayor Larson:

- supports meeting with officials from the Iditarod and Iron Dog to discuss common interests; and
- commented on the annexation process.

XV. EXECUTIVE SESSION

No Executive Session was held.

XVI. ADJOURNMENT

With no further business at hand, Mayor Keller, adjourned the meeting at 10:45 p.m.

ATTEST:



KRISTIE SMITHERS, MMC
City Clerk



DIANNE M. KELLER
Mayor

Adopted by the Wasilla City Council on March 10, 2008