



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.

SEPTEMBER 8, 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: Mat-Su College Celebrating Fifty Years Of Excellence In Education.

B. Proclamation Presentation: Supporting Charter College, Mat-Su Campus.

VI. COMMISSION AND AGENCY REPORTS

A. Planning Commission

B. Matanuska-Susitna Borough

C. Friends of Wasilla Public Library

- D. Friends of Mat-Su: Green Infrastructure Planning Presentation (30-minute presentation)

VII. PUBLIC PARTICIPATION

A. Public Hearings

1. **Ordinance Serial No. 08-41:** Amending WMC Title 7 And 16 In Regard To Kennel And Cattery Definitions.
2. **Ordinance Serial No. 08-44(SUB):** Adopting WMC 2.60.010.D In Regard To Limiting The Terms Of Planning Commissioners. (Sponsored by Council Member Woodruff)
3. **Ordinance Serial No. 08-45:** Amending The FY-09 Budget By Transferring Funds Within The General Fund (\$15,097), Sewer Fund (\$16,967), The Water Utility Fund (\$7,183), And The Airport Fund (\$1,424) For Costs Associated With The Implementation Of The Contract With Local 302.

B. Persons to be Heard

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Special Meeting: August 25, 2008
2. Regular Meeting: August 25, 2008

B. Introduction of Ordinances: Recommended for Public Hearing on September 22, 2008:

1. **Ordinance Serial No. 08-46:** Amending The FY-09 Budget By Appropriating \$878,935 For Road Projects.

C. Resolutions

D. Action Memorandums

1. **AM No. 08-54:** Contract Amendment To Big Dipper Construction In The Amount Of \$45,000 For FY-09 Safety And Drainage Improvements To E. Valley Loop Extension And S. Chilligan Drive.

IX. UNFINISHED BUSINESS

X. NEW BUSINESS

- A. **AM No. 08-55:** Request For Protest Of Polaris Distributors Liquor License Application.

XI. COMMUNICATIONS

- A. Commission Minutes
 - 1. Planning Commission: August 12, 2008
 - 2. Parks and Recreation Commission: August 13, 2008

XII. AUDIENCE COMMENTS

XIII. MAYOR, CLERK AND ATTORNEY COMMENTS

XIV. COUNCIL COMMENTS

XV. EXECUTIVE SESSION

- A. Land Acquisition (Requested by Council Member Menard)

XVI. ADJOURNMENT

I. CALL TO ORDER

The Regular Meeting of the Wasilla City Council was held on Monday, September 8, 2008, at the Wasilla City Council Chambers, Wasilla, Alaska. Mayor Dianne M. Keller called the meeting to order at 7:02 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. Holly Suozzo, City Attorney
- Ms. Cheryl Deariso, Chief Financial Officer
- 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. 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 and requested to add a proclamation supporting Wasilla resident Governor Sarah Palin. No objection was noted.

No other adjustments to the agenda were requested.

GENERAL CONSENT: The agenda was approved, as amended, by Deputy Mayor Larson and Council Members Holler, Massie, Menard, Metiva, and Woodruff.

V. SPECIAL ORDERS OF THE DAY

- A. Proclamation Presentation: Mat-Su College Celebrating Fifty Years Of Excellence In Education.

Mayor Keller read a proclamation celebrating 50 years of excellence in education and dedication to providing exceptional life-long learning opportunities to the community.

- B. Proclamation Presentation: Supporting Charter College, Mat-Su Campus.

Mayor Keller read a proclamation urging the community to learn more about and participate in Charter College education programs.

- C. Proclamation: Supporting Governor Sarah Palin

Mayor Keller read a proclamation to publicly support and extend deep appreciation to Governor Palin for her leadership and exemplary service to the community.

VI. COMMISSION AND AGENCY REPORTS

- A. Planning Commission

No report was presented.

- B. Matanuska-Susitna Borough

Mayor Keller noted Assembly Member Mary Kvalheim submitted a written report to the Council regarding the activities of the Matanuska-Borough Assembly.

- C. Friends of Wasilla Public Library

Ms. Jeanne Troshynski, President:

- reported the Library Steering Committee held its first meeting and addressed organizational issues;
- reported on a \$5,000 grant award received from Wells Fargo; and
- announced the upcoming annual meeting of the Friends of Wasilla Public Library.

- D. Friends of Mat-Su: Green Infrastructure Planning Presentation (30-minute presentation)

Mr. Cid McCausland:

- introduced the idea of green infrastructure planning;
- encouraged participation in the planning effort; and
- talked about the benefits of green infrastructure planning.

Mr. McCausland answered questions from the Council.

VII. PUBLIC PARTICIPATION

A. Public Hearings

1. **Ordinance Serial No. 08-41:** Amending WMC Title 7 And 16 In Regard To Kennel And Cattery Definitions.

Mayor Keller opened the public hearing on Ordinance Serial No. 08-41.

The following spoke in favor of Ordinance Serial No. 08-41: Mr. Garvin Bucaria.

MOTION: Deputy Mayor Larson moved to adopt Ordinance Serial No. 08-41.

Discussion moved to the Council and Chief Long answered questions.

VOTE: The motion to adopt Ordinance Serial No. 08-41, passed unanimously with Deputy Mayor Larson and Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor.

2. **Ordinance Serial No. 08-44(SUB):** Adopting WMC 2.60.010.D In Regard To Limiting The Terms Of Planning Commissioners. (Sponsored by Council Member Woodruff)

Mayor Keller opened the public hearing on Ordinance Serial No. 08-44(SUB).

The following spoke in favor of Ordinance Serial No. 08-44(SUB): Mr. Steve Stoll, Mr. Garvin Bucaria, and Ms. Annette Andres.

MOTION: Council Member Woodruff moved to adopt Ordinance Serial No. 08-44(SUB).

Discussion followed and debate ensued.

VOTE: The motion to adopt Ordinance Serial No. 08-44(SUB) passed with Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor and Deputy Mayor Larson opposed.

3. **Ordinance Serial No. 08-45:** Amending The FY-09 Budget By Transferring Funds Within The General Fund (\$15,097), Sewer Fund (\$16,967), The Water Utility Fund (\$7,183), And The Airport Fund (\$1,424) For Costs Associated With The Implementation Of The Contract With Local 302.

Mayor Keller opened the public hearing on Ordinance Serial No. 08-45 and there being no one who wished to present testimony the public hearing closed.

MOTION: Deputy Mayor Larson moved to adopt Ordinance Serial No. 08-45.

Discussion followed.

VOTE: The motion to adopt Ordinance Serial No. 08-45, passed unanimously with Deputy Mayor Larson and Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor.

B. Persons to be Heard

1. Ms. Annette Andres

Ms. Andres:

- requested reimbursement from the City of Wasilla in the amount of fifty percent of the annual salary of the mayor, plus an additional seven thousand dollars for the time and costs associated with offenses cited in the Denali Law Group Report. *(Clerk note: see IM No 08-16 for Denali Law Report)*

2. Mr. Ed O'Neil, Owner, Brown Jug, Inc.

Mr. O'Neil:

- talked about the transfer of ownership of Brown Jug Inc. to a publicly traded entity;
- requested support of the transfer; and
- noted Brown Jug's management team will continue to operate intensely when it comes to responsible beverage retailing under the new ownership.

3. Mr. Garvin Bucaria

Mr. Bucaria:

- expressed concern with past decisions made regarding subdivision ordinances;
- expressed the need to treat all developments fairly and in accordance with the Wasilla Municipal Code; and
- expressed concern with the water quality of Cottonwood Creek in relation to development and run-off from parking lots and highways.

D. Mr. Steve Stoll:

Mr. Stoll:

- asked Mayor Keller to explain why she tried to change the density standards for the RR-Rural Residential Zoning District to accommodate the development of Shadowood Subdivision.

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Special Meeting: August 25, 2008
2. Regular Meeting: August 25, 2008

B. Introduction of Ordinances: Recommended for Public Hearing on September 22, 2008:

1. **Ordinance Serial No. 08-46:** Amending The FY-09 Budget By Appropriating \$878,935 For Road Projects.

C. Resolutions

D. Action Memorandums

1. **AM No. 08-54:** Contract Amendment To Big Dipper Construction In The Amount Of \$45,000 For FY-09 Safety And Drainage Improvements To E. Valley Loop Extension And S. Chilligan Drive.

The City Clerk read the Consent Agenda into the record.

MOTION: Council Member Metiva moved to approve the Consent Agenda as read by the City Clerk.

VOTE: The motion to approve the Consent Agenda passed unanimously with Deputy Mayor Larson and Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor.

IX. UNFINISHED BUSINESS

There was no unfinished business.

X. NEW BUSINESS

- A. **AM No. 08-55:** Request For Protest Of Polaris Distributors Liquor License Application.

MOTION: Council Member Metiva moved to approve AM No. 08-55, by protesting the liquor license application for Polaris Distributors.

Discussion followed and the Police Chief answered questions.

MOTION: Deputy Mayor Larson moved that the protest is based on the following compliance issues: failure to obtain a State of Alaska business license for Polaris Distributors; failure to obtain a Matanuska-Susitna Borough business license for Polaris Distributors; failure to obtain a City of Wasilla business license for Polaris Distributors; failure to obtain and complete an Administrative Approval use permit from the City of Wasilla to charge or add to the existing use of the permit granted to Polaris Distributors.

Discussion continued.

VOTE: The motion to adopt the AM No. 08-55, as amended, passed unanimously with Deputy Mayor Larson and Council Members Holler, Massie, Menard, Metiva, and Woodruff voting in favor.

XI. COMMUNICATIONS

A. Commission Minutes

1. Planning Commission: August 12, 2008
2. Parks and Recreation Commission: August 13, 2008

No action was taken on the communications items.

XII. AUDIENCE COMMENTS

Mr. Linda Holler:

- suggested that the City of Wasilla assist in sponsoring a community, non-partisan event, celebrating the accomplishments of Wasilla resident Sarah Palin.

Mr. Garvin Bucaria:

- suggested the Council strongly consider the request for reimbursement from Bob and Annette Andres to prevent costly litigation; and
- talked about the cost of pursuing the eminent domain action for the Multi-Use Sports Complex property.

XIII. MAYOR, CLERK AND ATTORNEY COMMENTS

Ms. Holly Suozzo:

- noted her office prepared and distributed a memorandum on annexation methods;
- talked about state statute changes that have affected annexation methods; and
- gave an update on the Luper Kennel Land Use Case.

Council Member Menard requested an update on all outstanding litigation involving the City of Wasilla. Ms. Suozzo stated a memorandum will be prepared and distributed as requested. No objection was raised.

Ms. Kristie Smithers, City Clerk:

- reported on the amount of public records filed and inquires received after the announcement of Sarah Palin as a Vice-Presidential candidate;
- reported on the number of hits to the City's new website; and
- noted council meeting packets are now available online.

Mayor Keller:

- noted she distributed a written report detailing the activities of various city departments;
- reported the museum will be selling "City of Wasilla, Home of Sarah Palin" tee-shirts;
- noted her office has been inundated with requests for information about the City of Wasilla and the tenure of Mayor Sarah Palin; and
- reported kitchen construction at the Multi-Use Sports Complex is underway.

XIV. COUNCIL COMMENTS

Council Member Massie:

- congratulated Governor Sarah Palin.

Council Member Holler:

- thanked the audience for attending the meeting;
- spoke in support of a non-partisan event to celebrate Sarah Palin; and
- noted his plan to sponsor a resolution encouraging the extension of Hermon Road to the Palmer-Wasilla Highway. No objection was noted.

Council Member Menard:

- spoke in support of an event honoring Governor Sarah Palin;
- cautioned people about speaking to the national media about Sarah Palin; and
- encouraged consideration of the request made by Bob and Annette Andres regarding reimbursement for costs associated with review of the development process involving two properties located within the Wasilla city limits that are adjacent to the Parks Highway. (*Clerk note: see IM No 08-16 for Denali Law Report*)

Council Member Metiva:

- thanked the audience for attending;
- thanked Wells Fargo for their donation to the library; and
- encouraged consideration of the request made by Bob and Annette Andres regarding reimbursement for costs associated with review of the development process involving two properties located within the Wasilla city limits that are adjacent to the Parks Highway. (*Clerk note: see IM No 08-16 for Denali Law Report*)

Council Member Woodruff:

- encouraged consideration of the request made by Bob and Annette Andres regarding reimbursement for costs associated with review of the development process involving two properties located within the Wasilla city limits that are adjacent to the Parks Highway. (*Clerk note: see IM No 08-16 for Denali Law Report*);
- spoke favorably about green infrastructure planning;
- expressed concern with the Creekside Town Square Plat;
- encouraged attendance in Planning Commission meetings; and
- requested that Chief Long explore options for keeping animal waste from contaminating water bodies when permitting kennels.

Deputy Mayor Larson:

- defended the action of the Planning Commission in regard to their review of the preliminary plat for Creekside Town Square; and
- talked about the need to place platting criteria in the Wasilla Municipal Code.

XV. EXECUTIVE SESSION

A. Land Acquisition (Requested by Council Member Menard)

MOTION: Council Member Menard moved to enter executive session to discuss land acquisition.

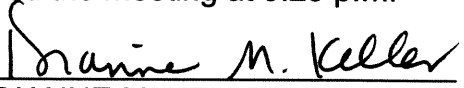
GENERAL CONSENT: The motion to enter executive session passed without objection by Deputy Mayor Larson and Council Members Holler, Massie, Menard, Metiva, and Woodruff.

The following entered executive session in the council conference room at 9:10 p.m.: the entire Council; Mayor Keller; Ms. Holly Suozzo, City Attorney; Ms. Cheryl Deariso, Chief Financial Officer; and Mr. Archie Giddings, Public Works Director.

The executive session exited at 9:28 p.m. (*Clerk note: No action was taken after the executive session.*)

XVI. ADJOURNMENT

With no further business at hand, Mayor Keller, adjourned the meeting at 9:29 p.m.



DIANNE M. KELLER
Mayor

ATTEST:



KRISTIE SMITHERS, MMC
City Clerk

Adopted by the Wasilla City Council on September 22, 2008

