



MAYOR
Verne E. Rupright

COUNCIL
Ron Cox, Seat A
Douglas W. Holler, Deputy Mayor, Seat B
Leone Harris, Seat C
Nancy R. Hall, Seat D
Dianne Woodruff, Seat E
Kristofer Larson, 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.

JUNE 22, 2009

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. PLEDGE OF ALLEGIANCE**
- 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

VII. PUBLIC PARTICIPATION

A. Public Hearings

1. **Ordinance Serial No. 09-44** : Repealing sections 3.55.010 through 3.55.090 of WMC Chapter 3.55, Salary Administration Plan, and WMC 3.90.010, Performance Appraisal; enacting sections 3.55.010 through 3.55.070 of WMC Chapter 3.55, Salary Administration Plan; and amending WMC 3.45.010, Definitions, WMC 3.45.040, Scope of Coverage and amendment of rules, WMC 3.50.060, Selection of Current and Former Employees, WMC 3.50.070, Probationary Period, WMC 3.65.020, Coverage, Use Accrual and Other Aspects of PTO, WMC 3.85.050, Compensation, and WMC 3.85.070, Supervision and Performance Appraisals; regarding the salary administration plan, employee performance evaluation, the classified status of the Deputy City Clerk, and conflicts between the personnel rules and collective bargaining agreements.
2. **Ordinance Serial No. 09-47**: Amending WMC 12.08.090, Posting of Assigned Street Addresses, to clarify the street address posting requirement, and amending WMC 1.20.030, Disposition of Scheduled Offenses - Fine Schedule, to establish a scheduled fine of \$30 for a violation of WMC 12.08.090. *(Requested by Deputy Mayor Holler)*
3. **Ordinance Serial No. 09-48**: Amending the fiscal year 2009 library budget by accepting and appropriating \$1,000 from the Alaska State Library Continuing Education Grant funded by federal monies from the Institute for Museum and Library Services.
4. **Ordinance Serial No. 09-50**: Amending WMC 7.08, Animal Control Board, WMC 7.20.080, Animal Classification and Written Release Order Review by Borough Animal Control Board, and WMC 7.28.010, Impoundment Procedure, to replace the Animal Control Board with a Hearing Officer.
5. **Ordinance Serial No. 09-51**: Adopting WMC 10.08.030, Two-Way Left-Turn Lanes, to establish limitations on their use.

B. Persons to be Heard

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Regular Meeting: June 8, 2009
2. Special Meeting: June 9, 2009

B. Introduction of Ordinances: Recommended for Public Hearing on July 13, 2009:

1. **Ordinance Serial No. 09-46:** Amending WMC 16.34.030, Appeals To The Planning Commission to increase the amount of time to file an appeal to the Planning Commission, and WMC 16.36.060.A, Appeal From Planning Commission, to reduce the amount of time to file an appeal to 15 calendar days. *(Requested by Council Member Woodruff)*

C. Resolutions

1. **Resolution Serial No. 09-19** Authorizing The Mayor to negotiate a contract with Nixon Peabody for services related to stimulus funding.
2. **Resolution Serial No. 09-20:** Authorizing the City Of Wasilla to apply for a Edward Byrne Memorial Justice Assistance Grant (JAG) in the amount of \$13,927 for Wasilla Police Department tactical equipment.

D. Action Memorandums

1. **AM No. 09-26(SUB):** Contract renewal for Big Dipper Construction in the amount of \$386,800 for FY 2010 equipment rental services.
2. **AM No. 09-29:** Contract amendment to Raven Engineering in the amount of \$85,000 for the Garden Terrace Water Main Extension on Abby Boulevard Construction Engineering Services.
3. **AM No. 09-30:** Notice of Appeal for Appeal Case No. 09-02 and appointment of hearing officer in accordance with WMC 16.36.010.

IX. UNFINISHED BUSINESS

X. NEW BUSINESS

- A. **AM No. 09-31:** Water and sewer utility rate analysis for proposed rate increase.

XI. COMMUNICATIONS

A. Information Memorandums

1. **IM No. 09-10:** Request for Proposal (RFP) for General Counsel Legal Services; Evaluation Committee Report and interview selection.

B. Commission Minutes

1. Library Steering Committee: May 5, 2009
2. Parks and Recreation Commission: May 6, 2009
3. Planning Commission: April 28, 2009

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, June 22, 2009, at the Wasilla City Council Chambers, Wasilla, Alaska. Mayor Verne E. Rupright called the meeting to order at 7 p.m.

II. ROLL CALL/APPROVAL OF AGENDA

Council Members present and establishing a quorum were:

- Mr. Ron Cox, Seat A
- Mr. Doug Holler, Deputy Mayor, Seat B
- Ms. Leone Harris, Seat C
- Ms. Nancy R. Hall, Seat D
- Mr. Kristofer Larson, Seat F

Mayor Rupright noted that Council Member Woodruff, Seat E, was absent and excused. No objection was noted.

Staff in attendance were:

- Ms. Kristie Smithers, City Clerk
- Ms. Amanda E. Charles, Deputy Clerk
- Ms. Holly Suozzo, City Attorney
- Mr. Troy Tankersley, Finance Director
- Mr. Archie Giddings, Director of Public Works
- Mr. Craig Robinson, Acting Chief of Police
- Mr. Bruce Urban, Recreation and Cultural Services Manager
- Mr. Marvin Yoder, Interim Deputy Administrator
- Ms. Gwen Brew, Human Resources Generalist

III. PLEDGE OF ALLEGIANCE

Mayor Rupright led the Pledge of Allegiance.

IV. APPROVAL OF AGENDA

Mayor Rupright asked if there were any changes to the agenda.

GENERAL CONSENT: The agenda was approved without objection.

V. SPECIAL ORDERS OF THE DAY

There were no special orders of the day.

VI. COMMISSION AND AGENCY REPORTS

A. Planning Commission

No report was provided.

B. Parks and Recreation Commission

No report was provided.

C. Airport Advisory Commission

No report was provided.

D. Matanuska-Susitna Borough

Assemblymember Ewing:

- spoke to the Council regarding the proposed Matanuska-Susitna Borough sales tax; and
- commented on the upcoming Borough meetings for June 23, 2009.

VII. PUBLIC PARTICIPATION

A. Public Hearings

1. **Ordinance Serial No. 09-44** : Repealing sections 3.55.010 through 3.55.090 of WMC Chapter 3.55, Salary Administration Plan, and WMC 3.90.010, Performance Appraisal; enacting sections 3.55.010 through 3.55.070 of WMC Chapter 3.55, Salary Administration Plan; and amending WMC 3.45.010, Definitions, WMC 3.45.040, Scope of Coverage and amendment of rules, WMC 3.50.060, Selection of Current and Former Employees, WMC 3.50.070, Probationary Period, WMC 3.65.020, Coverage, Use Accrual and Other Aspects of PTO, WMC 3.85.050, Compensation, and WMC 3.85.070, Supervision and Performance Appraisals; regarding the salary administration plan, employee performance evaluation, the classified status of the Deputy City Clerk, and conflicts between the personnel rules and collective bargaining agreements.

Mayor Rupright opened the public hearing.

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

MOTION: Council Member Cox moved to adopt Ordinance Serial No. 09-44.

VOTE: The motion to adopt Ordinance Serial No. 09-44 passed without objection.

2. **Ordinance Serial No. 09-47:** Amending WMC 12.08.090, Posting of Assigned Street Addresses, to clarify the street address posting requirement, and amending WMC 1.20.030, Disposition of Scheduled Offenses - Fine Schedule, to establish a scheduled fine of \$30 for a violation of WMC 12.08.090. *(Requested by Deputy Mayor Holler)*

Mayor Rupright opened the public hearing.

The following person spoke in support of Ordinance Serial No. 09-47: Mr. Mark Ewing.

MOTION: Deputy Mayor Holler moved to adopt Ordinance Serial No. 09-47.

Discussion ensued.

VOTE: The motion to adopt Ordinance Serial No. 09-47 passed without objection.

3. **Ordinance Serial No. 09-48:** Amending the fiscal year 2009 library budget by accepting and appropriating \$1,000 from the Alaska State Library Continuing Education Grant funded by federal monies from the Institute for Museum and Library Services.

Mayor Rupright opened the public hearing.

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

MOTION: Council Member Hall moved to adopt Ordinance Serial No. 09-48.

VOTE: The motion to adopt Ordinance Serial No. 09-48 passed without objection.

4. **Ordinance Serial No. 09-50:** Amending WMC 7.08, Animal Control Board, WMC 7.20.080, Animal Classification and Written Release Order Review by Borough Animal Control Board, and WMC 7.28.010, Impoundment Procedure, to replace the Animal Control Board with a Hearing Officer.

Mayor Rupright opened the public hearing.

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

MOTION: Council Member Cox moved to adopt Ordinance Serial No. 09-50.

VOTE: The motion to adopt Ordinance Serial No. 09-50 passed without objection.

5. **Ordinance Serial No. 09-51:** Adopting WMC 10.08.030, Two-Way Left-Turn Lanes, to establish limitations on their use.

Mayor Rupright opened the public hearing.

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

MOTION: Council Member Harris moved to adopt Ordinance Serial No. 09-51

VOTE: The motion to adopt Ordinance Serial No. 09-51 passed without objection.

B. Persons to be Heard

The following person requested that the City of Wasilla educate the citizens on the Wasilla City shooting range and spoke to a petition in opposition of the shooting range: Mr. Steve Stoll.

The following person spoke in support of responsible gun handling and spoke against the chosen location for the Wasilla City shooting range: Ms. Gloria Cullen.

The following person spoke regarding his opposition to the chosen location for the Wasilla City shooting range: Mr. Brad Laybourn.

The following person requested that the Council review further locations for a Wasilla City shooting range: Mr. Bob Wilde.

The following person spoke regarding his support of a Wasilla City shooting range: Mr. John Dewer.

VIII. CONSENT AGENDA

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2. **AM No. 09-29:** Contract amendment to Raven Engineering in the amount of \$85,000 for the Garden Terrace Water Main Extension on Abby Boulevard Construction Engineering Services.
3. **AM No. 09-30:** Notice of Appeal for Appeal Case No. 09-02 and appointment of hearing officer in accordance with WMC 16.36.010.

Ms. Smithers read the Consent Agenda into the record.

MOTION: Deputy Mayor Holler moved to adopt the Consent Agenda as read into the record by the City Clerk.

GENERAL CONSENT: The motion passed without objection.

IX. UNFINISHED BUSINESS

There was no unfinished business.

X. NEW BUSINESS

- A. **AM No. 09-31:** Water and sewer utility rate analysis for proposed rate increase.

Mr. Giddings provided a staff report.

MOTION: Council Member Cox moved to adopt AM No. 09-31.

Mayor Rupright suspended the rules to allow for discussion.

MOTION: Council Member Larson moved a primary amendment to adopt method no. 1 within AM No. 09-31.

VOTE: The motion to adopt AM No. 09-31, to include method no. 1, passed with Council Members Cox, Hall, Harris, and Larson in support and Deputy Mayor Holler in objection.

XI. COMMUNICATIONS

A. Information Memorandums

1. **IM No. 09-10:** Request for Proposal (RFP) for General Counsel Legal Services; Evaluation Committee Report and interview selection.

B. Commission Minutes

1. Library Steering Committee: May 5, 2009
2. Parks and Recreation Commission: May 6, 2009
3. Planning Commission: April 28, 2009

There was no action taken on the communication items.

XII. AUDIENCE COMMENTS

There were no audience comments.

XIII. MAYOR, CLERK AND ATTORNEY COMMENTS

Mayor Rupright thanked the Council for the timely meeting and their lively discussion on the utility rate increase.

Ms. Smithers noted there is a Wasilla City Council Special Meeting regarding Attorney Interviews on Thursday, June 25, 2009, at 9 a.m. at City Hall.

XIV. COUNCIL COMMENTS

Council Member Larson thanked everyone for the progress on the ethics code.

Deputy Mayor Holler:

- spoke regarding his support for the Wasilla City shooting range; and
- noted that he will not be in attendance at the June 25, 2009, special meeting.

Council Member Harris:

- noted her pleasure at the progress on the ethics code; and
- expressed her pleasure in giving direction regarding the utility rate increase.

Council Member Hall spoke in support of the Wasilla City shooting range.

Council Member Cox:

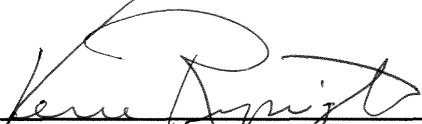
- spoke regarding his support for the Wasilla City shooting range; and
- thanked the Council for their discussion on the utility rate change.

XV. EXECUTIVE SESSION

There was no executive session held.

XVI. ADJOURNMENT

With no further business at hand, Mayor Rupright adjourned the meeting at 8:14 p.m.



VERNE E. RUPRIGHT, Mayor

ATTEST:



KRISTIE SMITHERS, MMC, City Clerk

Minutes approved: July 13, 2009