



**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

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**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.**

**OCTOBER 26, 2009**

**I. CALL TO ORDER**

**II. ROLL CALL**

**III. PLEDGE OF ALLEGIANCE**

**IV. APPROVAL OF AGENDA**

**V. SPECIAL ORDERS OF THE DAY**

A. Swearing in Ceremony of Newly Elected Council Members

**VI. COMMISSION AND AGENCY REPORTS**

A. Planning Commission

B. Parks and Recreation Commission

C. Wasilla Chamber of Commerce

D. Matanuska-Susitna Borough

E. Wasilla Area Seniors, Inc.

## VII. PUBLIC PARTICIPATION

### A. Public Hearings

1. **Ordinance Serial No. 09-68:** Amending the fiscal year 2010 library budget by accepting and appropriating \$6,350 from the Alaska State Library Public Library Assistance Grant.
2. **Ordinance Serial No. 09-69:** Amending Title 7, Animal Control, of the Wasilla Municipal Code, to update the process and rename the code to be Animal Care and Regulation.

### B. Persons to be Heard

## VIII. CONSENT AGENDA

### A. Minutes of Preceding Meetings:

1. Regular Meeting: October 12, 2009

### B. Introduction of Ordinances: Recommended for Public Hearing on November 9, 2009:

1. **Ordinance Serial No. 09-70:** Amending the fiscal year 2010 budget by appropriating State grant funding in the amount of \$430,000 for the Airport Train Station and \$500,000 for the Garden Terrace Water Main Extension on Abbey Boulevard.
2. **Ordinance Serial No. 09-71:** Amending the fiscal year 2010 budget by appropriating \$300,000 in funding from the American Recovery and Reinvestment Act for Reservoir Insulation Improvements.

### C. Resolutions

1. **Resolution Serial No. 09-30:** Requesting that the Matanuska-Susitna Borough remove the City of Wasilla from the Matanuska-Susitna Borough gravel extraction ordinance, Ordinance Serial No. 09-110, specifically to applicability.
2. **Resolution Serial No. 09-33:** Supporting the creation of the Alaska State Infrastructure Bank for development of transportation projects as well as federal funding for the Alaska State Infrastructure Bank through the United States Congress Surface Transportation Act of 2009.

3. **Resolution Serial No. 09-34:** Transferring funds within an accounting fund in the amount of \$50,000 for Bumpus well drilling and testing.
4. **Resolution Serial No. 09-36:** Requesting the Alaska Department of Transportation and Public Facilities to develop a multi-year surface transportation capital improvement program and appoint a geographically balanced surface transportation advisory board.

D. Action Memorandums

1. **AM No. 09-48:** Approval of 2010 regular City Council meeting and agenda meeting schedule.
2. **AM No. 09-49:** Award of contract in the amount of \$90,684 to Alaska Sales & Service for three each 2010 Chevrolet Tahoe 4WD 5W4 special service package police vehicles.

**IX. UNFINISHED BUSINESS**

**X. NEW BUSINESS**

**XI. COMMUNICATIONS**

A. Informational Memorandums

1. **IM No. 09-20:** Monthly funding progress report for the month of September 2009, submitted by the Wasilla Area Seniors, Inc.
2. **IM No. 09-21:** Monthly financial reports for the period ending September 2009 to include the month to date expenditure report and expenditures greater than \$5,000 and the quarterly report of businesses receiving a penalty waiver for sales tax.
3. **IM No. 09-22:** Providing the results of the September/October 2009 ATV Survey.
4. **IM No. 09-23:** 2010 Holiday Schedule

B. Commission Minutes

**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, October 26, 2009, at the Wasilla City Council Chambers, Wasilla, Alaska. Mayor Verne E. Rupright called the meeting to order at 7:00 p.m.

**II. ROLL CALL**

Council Members present and establishing a quorum were:

Mr. Ron Cox, Seat A  
Deputy Mayor Doug Holler, Seat B  
Ms. Leone Harris, Seat C  
Ms. Nancy R. Hall, Seat D  
Ms. Dianne Woodruff, Seat E

Mayor Rupright noted that Mr. Kristofer Larson, Seat F, was absent and excused. No objection was noted.

Staff in attendance were:

Ms. Kristie Smithers, City Clerk  
Ms. Amanda E. Charles, Deputy Clerk  
Mr. Richard K. Payne, City Attorney  
Mr. Troy Tankersley, Finance Director  
Mr. Archie Giddings, Public Works Director  
Mr. Craig Robinson, Acting Police Chief  
Mr. James Hastings, Recreation and Cultural Services Manager  
Mr. Marvin Yoder, Interim Deputy Administrator

**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.

Council Member Woodruff requested that Resolution Serial No. 09-30 be removed from the Consent Agenda and addressed separately under New Business.

**GENERAL CONSENT:** The agenda was approved as amended without objection.

## **V. SPECIAL ORDERS OF THE DAY**

### **A. Swearing in Ceremony of Newly Elected Council Members**

Mayor Rupright presented a City Seal to Council Member Ron Cox recognizing his public service.

The City Clerk administered an Oath of Office to newly elected Council Members Doug Holler and Taffina Katkus. *(Clerk note: Council Members Holler and Katkus participated in the meeting from this point forward and Council Member Cox stepped down and took a seat in the audience.)*

## **VI. COMMISSION AND AGENCY REPORTS**

### **A. Planning Commission**

Mr. Dan Kelly, Commissioner:

- provided an update on the Planning Commission's previous meeting;
- noted that they had heard from Ms. Rhonda Weinrich and noted that they advised her to speak with the City Planner;
- spoke to the presentation provided by Mr. Neal Fried, Economist III with the State of Alaska; and
- spoke to the resolutions that came before them at their last meeting on October 13, 2009.

### **B. Parks and Recreation Commission**

Mr. Dave Tuttle, Commissioner (Chair):

- provided an update on their last meeting;
- noted that work will commence on Lake Lucille next year to improve the water quality;
- stated that the "Turf for Tots" program has been increased to five days a week; and
- commented on upcoming events at the Sports Center.

### **C. Wasilla Chamber of Commerce**

Ms. Lyn Carden, Executive Director:

- noted that they were preparing a newsletter which would be distributed to the community;
- added that the ballots for the annual election needed to be received by today, October 26, 2009;
- spoke to the annual "Murder on the Railroad" which took place on October 10, 2009; and
- commented on upcoming events.

D. Matanuska-Susitna Borough

Mr. Mark Ewing, Assembly Member:

- covered discussions which have been taking place with the School Board;
- thanked the City of Wasilla for their contributions, via property taxes, to the Matanuska-Susitna Borough; and
- commented on Mayor Colberg's recent veto.

E. Wasilla Area Seniors, Inc.

Ms. Sandra Kaplan:

- spoke to the monthly report;
- provided a breakdown on how much it costs to feed a senior through their program;
- noted that Permanent Fund Dividend applicants can donate a portion of their PFD to the Meals on Wheels program when they apply in 2010; and
- encouraged everyone to donate to the United Way who will in turn be able to designate funds for Meals on Wheels.

Mayor Rupright thanked Ms. Kaplan for her attendance and her detailed reporting.

## VII. PUBLIC PARTICIPATION

A. Public Hearings

1. **Ordinance Serial No. 09-68:** Amending the fiscal year 2010 library budget by accepting and appropriating \$6,350 from the Alaska State Library Public Library Assistance Grant.

Mayor Rupright opened the public hearing.

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

MOTION: Council Member Woodruff moved to adopt Ordinance Serial No. 09-68.

VOTE: The motion to adopt Ordinance Serial No. 09-68 passed unanimously.

2. **Ordinance Serial No. 09-69:** Amending Title 7, Animal Control, of the Wasilla Municipal Code, to update the process and rename the code to be Animal Care and Regulation.

Mayor Rupright opened the public hearing.

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

MOTION: Council Member Woodruff moved to adopt Ordinance Serial No. 09-69.

Discussion ensued.

MOTION: Council Member Harris moved a primary amendment to WMC 7.16.090.B to add the words "at reasonable times, between 8 a.m. to 10 p.m., after the word "cattery" to read as follows: Upon receiving written complaint that the kennel or cattery does not meet any or all of the requirements of this title, the chief animal care and regulation officer may, at the officer's discretion, inspect any kennel or cattery, at reasonable times, between 8 a.m. and 10 p.m.

VOTE: The primary amendment passed unanimously

Discussion ensued.

MOTION: Council Member Woodruff moved a primary amendment to WMC 7.16.070.A.1, Fees, to strike the words "The tagged registration fee shall last for three years."

VOTE: The primary amendment passed unanimously.

MOTION: Council Member Woodruff moved a primary amendment to WMC 7.24.060.C.1, to add the words "any police officer, any individual who has a reasonable objective believe that the animal is rabid," after the word "officer" and before the words "or a licensed veterinarian" to read as follows: No person except an authorized agent of the State of Alaska, the chief animal care and regulation officer, any police officer, any individual who has a reasonable objective belief that the animal is rabid, or a licensed veterinarian may kill or cause to be killed any domestic or domesticated animal which is rabid or may be rabid.

Discussion ensued.

VOTE: The primary amendment passed unanimously.

MOTION: Council Member Katkus moved a primary amendment to WMC 7.28.010.B, to read as follows: Pursuit of Animals Running-at-Large. An animal care and regulation officer shall not pursue an animal running-at-large onto property posted in accordance with A.S. 11.46.350(c) or onto property where the property owner expressly refuses access to the animal care and regulation officer unless pursuit of an animal is necessary to protect the public or the health or safety of the animal.

Discussion ensued.



VOTE: The primary amendment passed unanimously.

VOTE: The motion to adopt Ordinance Serial No. 09-69 as amended passed unanimously.

B. Persons to be Heard

## VIII. CONSENT AGENDA

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B. Introduction of Ordinances: Recommended for Public Hearing on November 9, 2009:

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3. **Resolution Serial No. 09-34:** Transferring funds within an accounting fund in the amount of \$50,000 for Bumpus well drilling and testing.

4. **Resolution Serial No. 09-36:** Requesting the Alaska Department of Transportation and Public Facilities to develop a multi-year surface transportation capital improvement program and appoint a geographically balanced surface transportation advisory board.

D. Action Memorandums

1. **AM No. 09-48:** Approval of 2010 regular City Council meeting and agenda meeting schedule.

2. **AM No. 09-49:** Award of contract in the amount of \$90,684 to Alaska Sales & Service for three each 2010 Chevrolet Tahoe 4WD 5W4 special service package police vehicles.

Council Member Woodruff moved to approve the Consent Agenda as read into the record by the Clerk.

There was no objection noted.

## **IX. UNFINISHED BUSINESS**

There was no unfinished business.

## **X. NEW BUSINESS**

1. **Resolution Serial No. 09-30:** Requesting that the Matanuska-Susitna Borough remove the City of Wasilla from the Matanuska-Susitna Borough gravel extraction ordinance, Ordinance Serial No. 09-110, specifically to applicability.

**MOTION:** Council Member Hall moved to adopt Resolution Serial No. 09-30.

Discussion ensued.

**MOTION:** Council Member Katkus moved to postpone to a time certain of December 14, 2009. *(CLERK'S NOTE: During the discussion concerns were noted with the City's process for gravel extraction within rural residential areas and it was suggested that Matanuska-Susitna Borough Ordinance Serial No. 09-110 be sent to the Wasilla City Planning Commission for review in order to determine if similar language would be needed within the City's code.)*

**VOTE:** The motion to postpone to a time certain of December 14, 2009, passed unanimously.

## **XI. COMMUNICATIONS**

### **A. Informational Memorandums**

1. **IM No. 09-20:** Monthly funding progress report for the month of September 2009, submitted by the Wasilla Area Seniors, Inc.
2. **IM No. 09-21:** Monthly financial reports for the period ending September 2009 to include the month to date expenditure report and expenditures greater than \$5,000 and the quarterly report of businesses receiving a penalty waiver for sales tax.

3. **IM No. 09-22:** Providing the results of the September/October 2009 ATV Survey.
  4. **IM No. 09-23:** 2010 Holiday Schedule
- B. Commission Minutes

There was no action taken on the communication items.

## **XII. AUDIENCE COMMENTS**

Mr. Dewey Taylor:

- spoke against the proposed annexation, section A; and
- suggested polling each residence in the proposed areas to see if they want to be part of the City of Wasilla.

Mr. Steve Glos:

- thanked the Mayor for his attention to the City's infrastructure;
- spoke to the ATV survey;
- asked if the City was tracking the costs of the ATV's damage to the City roads; and
- suggested that the City track the costs.

## **XIII. MAYOR, CLERK AND ATTORNEY COMMENTS**

Mayor Rupright:

- passed out a copy of the City of Cordova's ordinances regarding ATVs;
- noted that he had met with Governor Parnell today; and
- added that he had requested a number of projects to be put on the Governor's project funding list.

Ms. Smithers:

- reminded everyone that the regularly scheduled Council meetings will start at 6 p.m. beginning in November;
- noted that two meetings regarding the Council's goals and initiatives were needed; and
- suggested meetings times of November 30, 2009, at 5:30 p.m. and December 7, 2009, at 5:30 p.m.

There was no objection noted to either meeting.

Mr. Payne:

- thanked Council Member Cox for his service;
- noted it was a pleasure to work with him; and
- spoke to an issue with a sign on the Parks Highway that had been resolved.

#### **XIV. COUNCIL COMMENTS**

Council Member Katkus expressed her pleasure at having been elected to the City Council.

Deputy Mayor Holler:

- thanked former Council Member Cox for his service;
- welcomed Council Member Katkus;
- noted his concerns with the paving of the parking lot at the Ink Spot;
- spoke to his experience working in the City of Cordova;
- spoke to the traffic problems in Wasilla; and
- thanked Assemblymember Ewing for his regular reporting at the City Council meetings.

Council Member Hall:

- thanked Wasilla Area Seniors, Inc., and the Chamber of Commerce for their thorough reporting;
- thanked former Council Member Cox for his service; and
- welcomed Council Member Katkus.

Council Member Woodruff:

- thanked Mr. Hastings for his advertising efforts for the Curtis D. Menard Memorial Sports Center; and
- requested that the Planning Commission look at the conditional use permit process to consider allowing animal husbandry as an allowable use in R1 zoning.

GENERAL CONSENT: There was no objection noted.

Council Member Woodruff:

- spoke to the Historical Preservation Commission; and
- thanked the Mayor for the example of Cordova's ordinance regarding ATVs.

Council Member Harris:

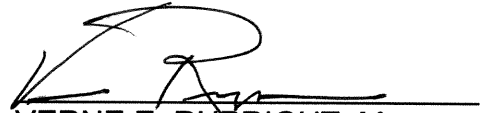
- thanked Mr. Cox for his service and welcomed Council Member Katkus;
- noted that she favored Cordova's ordinance regarding ATVs; and
- spoke to the Matanuska-Susitna Borough trying to take more of the City's powers away with their current ordinance.

#### **XV. EXECUTIVE SESSION**

There was no executive session held.

**XVI. ADJOURNMENT**

With no further business at hand, Mayor Rupright, adjourned the meeting at 8:45 p.m.



VERNE E. RUPRIGHT, Mayor

ATTEST:



KRISTIE SMITHERS, MMC, City Clerk

Minutes approved: November 9, 2009