



MAYOR
Verne E. Rupright

COUNCIL
Taffina Katkus, 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. Herring Avenue, Wasilla, AK 99654 (907) 373-9090

REGULAR MEETING

6 P.M.

NOVEMBER 9, 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. Friends of Wasilla Public Library
 - C. Matanuska-Susitna Borough

VII. PUBLIC PARTICIPATION

A. Public Hearings

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(SUB):** Amending the fiscal year 2010 budget by appropriating \$305,000 in funding from the American Recovery and Reinvestment Act for Reservoir Insulation Improvements.

B. Persons to be Heard

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Regular Meeting: October 26, 2009

B. Introduction of Ordinances: Recommended for Public Hearing on November 23, 2009:

1. **Ordinance Serial No. 09-72:** Accepting and appropriating funds from the Governor's Drug and Violence Prevention Grant in the amount of \$51,000 to cover personnel services and supplies in the Mat-Su Youth Court Program.
2. **Ordinance Serial No. 09-73:** Amending the fiscal year 2010 Police Department budget by accepting \$40,213 and appropriating \$4,185 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.
3. **Ordinance Serial No. 09-74:** Amending the fiscal year 2010 Police Department Budget by accepting and appropriating funds from the Edward Byrne Memorial Justice Assistance Grant in the amount of \$13,927 for Wasilla Police Department Police Equipment.

C. Resolutions

1. **Resolution Serial No. 09-35:** Fixing the rate of compensation for the position of administrative hearing officer for appeals and repealing Resolution Serial No. 06-38(AM).

D. Action Memorandums

1. **AM No. 09-51:** Contract Award to Sport Systems Unlimited Corporation in the amount of \$46,500 for a portable floor system for the Curtis D. Menard Memorial Sports Center.

IX. UNFINISHED BUSINESS

X. NEW BUSINESS

XI. COMMUNICATIONS

A. Informational Memorandums

B. Commission Minutes

1. Parks and Recreation Commission: September 9, 2009
2. Planning Commission: October 13, 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, November 9, 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
- Mr. Kristofer Larson, Seat F

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. Larry Dickerson, 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.

GENERAL CONSENT: The agenda was approved as presented without objection.

V. SPECIAL ORDERS OF THE DAY

There were no special orders of the day.

VI. COMMISSION AND AGENCY REPORTS

A. Planning Commission

Mr. Dan Kelly, Commissioner:

- provided an update on the Planning Commission's previous meeting;

B. Friends of Wasilla Public Library

Mr. Dave Tuttle, Commissioner (Chair):

- f

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

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

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.

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 23, 2009