



**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

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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**

**6 P.M.**

**FEBRUARY 22, 2010**

**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. Matanuska-Susitna Borough
- D. Wasilla Area Seniors, Inc.

**VII. PUBLIC PARTICIPATION**

A. Public Hearings

1. **Ordinance Serial No. 10-01:** Amending WMC 16.04.070, Definitions, to add the definition for commercial building.

2. **Ordinance Serial No. 10-08:** Authorizing the City of Wasilla to amend the FY10 budget by accepting and appropriating funds from the Multi-jurisdiction Drug Task Force Justice Assistance Grant in the amount of \$91,652.91, with a City match requirement of \$35,092.64, totaling \$126,745.55.

B. Persons to be Heard

**VIII. CONSENT AGENDA**

A. Minutes of Preceding Meetings:

1. Regular Meeting: February 8, 2010

B. Introduction of Ordinances: Recommended for Public Hearing on March 22, 2010:

1. **Ordinance Serial No. 10-09:** Amending Ordinance Serial No. 09-76(AM), regarding the City's purchase of Meta-Rose Square, to allow for all profits gained from the Meta-Rose Square to be set aside in an account for use of a future library. *(Sponsored by Council Member Woodruff)*
  - a. **IM No. 10-07:** Explaining administration's viewpoint on Ordinance Serial No. 10-09, regarding amending Ordinance Serial No. 09-76(AM), regarding the City's purchase of Meta-Rose Square, to allow for all profits gained from the Meta-Rose Square to be set aside in an account for use of a future library.

C. Resolutions

1. **Resolution Serial No. 10-09:** Supporting the Wasilla Area Seniors, Inc., to initiate health and wellness programs and services that benefit senior citizens. *(Sponsored by Council Member Harris)*
2. **Resolution Serial No. 10-10:** Creating a Library Needs Committee and prescribing its duties and repealing Ordinance Serial No. 08-38(SUB) and Resolution Serial No. 09-53. *(Sponsored by Council Member Larson)*
3. **Resolution Serial No. 10-11:** Authorizing the Mayor to execute grant agreements with the Federal Aviation Administration and the State of Alaska in the amount of \$1,350,000 and \$35,526 respectively, for Wasilla Airport Apron 1D Phase 1.

D. Action Memorandums

1. **AM No. 10-06:** To correct and notify Council of an appropriation correction regarding Ordinance Serial No. 09-65; an ordinance amending the fiscal year 2010 State of Alaska Asset Forfeiture Budget by appropriating \$18,000 to cover expenditures for TRACS printers, scanners, and mounting equipment for Wasilla Police Department patrol vehicles.
2. **AM No. 10-07:** Directing the Parks and Recreation Commission to hold a public hearing on potential sites for a firing range. (*Sponsored by Council Member Woodruff*)
  - a. **IM No. 10-08:** Administration's viewpoint on AM No. 10-07, regarding directing the Parks and Recreation Commission to hold a public hearing on potential sites for a firing range.

**IX. UNFINISHED BUSINESS**

**X. NEW BUSINESS**

**XI. COMMUNICATIONS**

A. Informational Memorandums

1. **IM No. 10-05:** Monthly financial reports for the period ending December 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.
2. **IM No. 10-06:** Monthly financial funding progress report for January 2010, submitted by Wasilla Area Seniors, Inc.

B. Commission Minutes

1. Parks and Recreation Commission: January 14, 2009; February 11, 2009; April 8, 2009; November 18, 2009; January 13, 2010
2. Planning Commission: January 26, 2010

**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 22, 2010, at the Wasilla City Council Chambers, Wasilla, Alaska. Mayor Verne E. Rupright called the meeting to order at 6 p.m.

**II. ROLL CALL**

Council Members present and establishing a quorum were:

- Ms. Taffina Katkus, Seat A
- Ms. Leone Harris, Seat C
- Ms. Nancy R. Hall, Seat D
- Ms. Dianne Woodruff, Seat E
- Mr. Kristofer Larson, Seat F

Mayor Rupright noted that Deputy Mayor Doug Holler, Seat B, was absent and excused. No objection was noted.

Staff in attendance were:

- Ms. Kristie Smithers, City Clerk
- Ms. Amanda E. Charles, Deputy Clerk
- Mr. Joan Miller, Controller
- 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.

Council Member Woodruff requested that Resolution Serial No. 10-09, regarding the wellness center, and AM No. 10-07, regarding the Parks and Recreation Commission holding a public hearing on a firing range, be removed from the Consent Agenda and addressed separately under New Business.

Council Member Harris requested that Ordinance Serial No. 10-09, regarding the profits from the Meta-Rose Square, 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

There were no special orders of the day.

## VI. COMMISSION AND AGENCY REPORTS

### A. Planning Commission

Mr. Doug Miller, Commissioner:

- provided an update on the Planning Commission's previous meeting;
- noted that a large part of the meeting's discussion revolved around the proposed annexation; and
- spoke to upcoming agenda items for the Planning Commission.

### B. Parks and Recreation Commission

Ms. Joan Matthews, Commissioner:

- provided an update on the Parks and Recreation Commission's previous meeting;
- requested an update on Nunley Park and spoke to the importance of it remaining a toddler park while noting the need for improvement at the park; and
- spoke to upcoming events.

### C. Matanuska-Susitna Borough

Mr. Mark Ewing, Assembly Member, District 4:

- spoke to the poverty levels in the schools and how 23 of the 43 Borough schools qualify for the free lunch program;
- commented on library funding; and
- provided an update on the Borough's recent meeting.

### D. Wasilla Area Seniors, Inc.

Ms. Sandra Kaplan:

- commented on current reporting to the City Council;
- spoke to a new health and wellness center; and
- noted a leadership meeting being held on February 25, 2010, at 3 p.m.

## VII. PUBLIC PARTICIPATION

### A. Public Hearings

1. **Ordinance Serial No. 10-01:** Amending WMC 16.04.070, Definitions, to add the definition for commercial building.

Mayor Rupright opened the public hearing.

Mr. Steve Glos commented on the region described as the Wasilla downtown area within the ordinance.

MOTION: Council Member Woodruff moved to adopt Ordinance Serial No. 10-01.

Discussion ensued.

VOTE: The motion to adopt Ordinance Serial No. 10-01 passed unanimously.

2. **Ordinance Serial No. 10-08:** Authorizing the City of Wasilla to amend the FY10 budget by accepting and appropriating funds from the Multi-jurisdiction Drug Task Force Justice Assistance Grant in the amount of \$91,652.91, with a City match requirement of \$35,092.64, totaling \$126,745.55.

Mayor Rupright opened the public hearing.

Mr. Steve Glos spoke to dangers of lung cancer.

Ms. Nicki Taysom asked that all stores be banned from selling tobacco products and additionally requested that all materials regarding pornography be banned from businesses within the City.

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

VOTE: The motion to adopt Ordinance Serial No. 10-08 passed unanimously.

#### B. Persons to be Heard

Ms. Nicki Taysom:

- opined that treason is being committed at the federal level; and
- asked the Council to stand up to the wrong doings.

Mr. Len Betts spoke on a possible conflict of interest on the part of Council Members Katkus and Woodruff, and Commissioner Tuttle of the Parks and Recreation Commission as it pertains to the firing range.

Mr. Mark Ewing:

- spoke to an email he received and the misinformation included within the email; and
- commented on the professional experience of Mr. James Hastings.

## VIII. CONSENT AGENDA

### A. Minutes of Preceding Meetings:

1. Regular Meeting: February 8, 2010

### C. Resolutions

2. **Resolution Serial No. 10-10:** Creating a Library Needs Committee and prescribing its duties and repealing Ordinance Serial No. 08-38(SUB) and Resolution Serial No. 09-53. *(Sponsored by Council Member Larson)*
3. **Resolution Serial No. 10-11:** Authorizing the Mayor to execute grant agreements with the Federal Aviation Administration and the State of Alaska in the amount of \$1,350,000 and \$35,526 respectively, for Wasilla Airport Apron 1D Phase 1.

### D. Action Memorandums

1. **AM No. 10-06:** To correct and notify Council of an appropriation correction regarding Ordinance Serial No. 09-65; an ordinance amending the fiscal year 2010 State of Alaska Asset Forfeiture Budget by appropriating \$18,000 to cover expenditures for TRACS printers, scanners, and mounting equipment for Wasilla Police Department patrol 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. 10-09:** Supporting the Wasilla Area Seniors, Inc., to initiate health and wellness programs and services that benefit senior citizens. *(Sponsored by Council Member Harris)*

**MOTION:** Council Member Harris moved to adopt Resolution Serial No. 10-09.

**MOTION:** Council Member Woodruff moved to reword the language of the fifth WHEREAS clause to read as follows: WHEREAS, building and equipping a facility and offering activities which promote health and well being among adults age 50 and older who reside in the valley will assist in achieving these goals.

Discussion ensued.

VOTE: The primary amendment passed without objection.

VOTE: The motion to adopt Resolution Serial No. 10-09, as amended, passed unanimously.

2. **AM No. 10-07:** Directing the Parks and Recreation Commission to hold a public hearing on potential sites for a firing range. *(Sponsored by Council Member Woodruff)*
- a. **IM No. 10-08:** Administration's viewpoint on AM No. 10-07, regarding directing the Parks and Recreation Commission to hold a public hearing on potential sites for a firing range.

MOTION: Council Member Woodruff moved to adopt AM No. 10-07.

Discussion ensued.

Council Member Woodruff opined that Council Member Katkus has a conflict of interest on AM No. 10-07.

Council Member Katkus stated that she does not believe she has a conflict of interest as it pertains to AM No. 10-07.

Discussion ensued.

POINT OF ORDER: Council Member Larson called a point of order.

Mayor Rupright directed the conversation back to whether or not Council Member Katkus has a financial interest as it pertains to AM No. 10-07.

*(The regular meeting recessed at 7:16 p.m. and reconvened at 7:32 p.m.)*

Council Member Katkus stated that she does not have a conflict of interest.

Discussion continued regarding a potential conflict of interest on the part of Council Member Katkus.

Mayor Rupright directed the discussion back to the adoption of AM No. 10-07.

Discussion ensued.

MOTION: Council Member Woodruff moved a primary amendment to AM No. 10-07 to strike the fourth bullet (fiscal issues) and sixth bullet (any other matters they deem pertinent).

VOTE: The primary amendment passed without objection.



VOTE: The motion to adopt AM No. 10-07 as amended failed with Council Member Katkus, Larson and Woodruff voting in favor and Council Members Harris and Hall opposed. *[CLERK'S NOTE: Four affirmative votes shall be required to carry any measure before the Council. WMC 2.04.130.A]*

A. Introduction of Ordinances: Recommended for Public Hearing on March 22, 2010:

1. **Ordinance Serial No. 10-09:** Amending Ordinance Serial No. 09-76(AM), regarding the City's purchase of Meta-Rose Square, to allow for all profits gained from the Meta-Rose Square to be set aside in an account for use of a future library. *(Sponsored by Council Member Woodruff)*
  - a. **IM No. 10-07:** Explaining administration's viewpoint on Ordinance Serial No. 10-09, regarding amending Ordinance Serial No. 09-76(AM), regarding the City's purchase of Meta-Rose Square, to allow for all profits gained from the Meta-Rose Square to be set aside in an account for use of a future library.

MOTION: Council Member Harris moved to adopt Ordinance Serial No. 10-09.

MOTION: Council Member Harris moved a primary amendment to postpone Ordinance Serial No. 10-09 indefinitely.

Discussion ensued regarding postponing the ordinance.

VOTE: The motion to postpone Ordinance Serial No. 10-09 indefinitely failed with Council Members Larson and Woodruff opposed and with Councils Members Hall, Harris, and Katkus in favor. *[CLERK'S NOTE: Four affirmative votes shall be required to carry any measure before the Council. WMC 2.04.130.A]*

VOTE: The motion to set Ordinance Serial No. 10-09 for public hearing on March 22, 2010, failed with Council Members Katkus, Larson, and Woodruff in favor and Council Members Hall and Harris in opposition. *[CLERK'S NOTE: Four affirmative votes shall be required to carry any measure before the Council. WMC 2.04.130.A]*

## XI. COMMUNICATIONS

A. Informational Memorandums

1. **IM No. 10-05:** Monthly financial reports for the period ending December 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.

2. **IM No. 10-06:** Monthly financial funding progress report for January 2010, submitted by Wasilla Area Seniors, Inc.
- A. Commission Minutes
1. Parks and Recreation Commission: January 14, 2009; February 11, 2009; April 8, 2009; November 18, 2009; January 13, 2010
  2. Planning Commission: January 26, 2010

There was no action taken on the communication items.

## **XII. AUDIENCE COMMENTS**

Ms. Anne Kilkenny:

- spoke regarding her concerns with Ordinance Serial No. 10-09; and
- opined that there should be a special election to use the soon to expire half cent tax for a library.

Ms. Colleen Cottle:

- noted her opposition to using a half percent tax for a library; and
- opined that Council Member Katkus does have a conflict of interest as it relates to items pertaining to a firing range.

Mr. Mark Ewing continued his comments regarding an email he received as it pertains to Mr. James Hastings and elaborated on the professional experience of Mr. Hastings.

Mr. Len Betts explained why he believes that the Curtis D. Menard Memorial Sports Center's property is the best location for a firing range and spoke to available federal funding.

Mr. John Dewer:

- spoke to moral and ethical conduct that should be policed by the people;
- noted his favor for the proposed firing range; and
- queried why Mr. John Katkus was brought into the room when Council Member Katkus received counsel from Mr. Payne.

Mr. Payne explained that it was for propriety's sake.

Ms. Sandra Kaplan:

- noted that the Senior Center received a third of proceeds from a local non-profit group; and
- spoke regarding a situation when she has recused herself.

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

Ms. Smithers:

- reminded the Council of their meeting on February 24, 2010, at 6 p.m. regarding the library; and
- spoke to the Alaska Public Office Commission statements that will be due March 15, 2010.

### **XIV. COUNCIL COMMENTS**

Council Member Larson noted that when ordinances are not introduced it does not allow the public to weigh in under a public hearing.

Council Member Hall spoke to perceived conflicts of interest.

Council Member Harris stated the reasons why she moved to postpone Ordinance Serial No. 10-09.

Council Member Woodruff:

- noted that certainty is needed for the merchants of the Meta-Rose Square;
- opined her desire to resolve some of the questionable issues at Wednesday's meeting; and
- queried the status of Nunley Park's improvements.

Mr. Giddings noted that funding is needed before Nunley Park can be improved.

Council Member Woodruff:

- thanked Ms. Kaplan for the tour she provided to her; and
- noted her concerns with how the proceeds from the Meta-Rose Square are being collected and held.

Council Member Katkus:

- noted her favor for improving Nunley Park;
- read an email she received regarding the firing range;
- commented on the importance of planning first, not planning as you go; and
- read her response to the afore mentioned email.

Mayor Rupright:

- commented on an email from Sarah Sanderlin that was sent to four council members on February 18, 2010, at 8:43 p.m.;
- read the email into the record; and
- provided his rebuttal to the email.

### **XV. EXECUTIVE SESSION**

There was no executive session held.

**XVI. ADJOURNMENT**

With no further business at hand, Mayor Rupright, adjourned the meeting at 8:42 p.m.

  
VERNE E. RUPRIGHT, Mayor

ATTEST:

  
KRISTIE SMITHERS, MMC, City Clerk

Minutes approved: March 22, 2010