



MAYOR
Dianne M. Keller

COUNCIL
Howard O'Neil, Seat A
Diana L. Straub, Seat B
Steven Menard, Seat C
Marty Metiva, Seat D
Ron Cox, Seat E
Mark A. Ewing, 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 26, 2006

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 To Police Chief Don Savage.

VI. COMMISSION AND AGENCY REPORTS

A. Planning Commission

B. Parks and Recreation Commission

C. Airport Advisory Commission

D. Matanuska-Susitna Borough

E. Greater Wasilla Chamber of Commerce

1. Ms. Cheryl Metiva, Director

VII. PUBLIC PARTICIPATION

A. Public Hearings

1. **Ordinance Serial No. 06-24:** Amending The FY-06 Police Department Budget By Accepting And Appropriating \$29,160 From The State Of Alaska, Alaska Highway Safety Office For Overtime For DUI/Seatbelt Enforcement Campaign From May To September Of 2006.
2. **Ordinance Serial No. 06-25:** Amending The FY-06 Budget By Adjusting Capital Improvement Program Expenditure And Revenue Accounts To Closeout Fiscal Year End.
3. **Ordinance Serial No. 06-26:** Providing For The Amendment Of The Fiscal Year 2007 Budget By Appropriating Funds To The Capital Project And Enterprise Funds For Construction Projects.
4. **Ordinance Serial No. 06-27:** Authorizing The Lease To Spirit Hockey Club, L.L.C. dba Alaska Avalanche Hockey Of Space Within The Multi-Use Sports Complex To Operate A Junior Hockey Team; Authorizing The Mayor To Execute And Deliver The Lease; And Providing For Related Matters.

B. Persons to be Heard

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Regular Meeting: June 12, 2006
2. Special Meeting: June 5, 2006

B. Introduction of Ordinances: Recommended Public Hearing on July 10, 2006.

1. **Ordinance Serial No. 06-29:** Amending WMC Chapter 16.36 Related To Appeals Of Decisions Of The Planning Commission To A Hearing Officer.
2. **Ordinance Serial No. 06-30:** To Amend The FY-07 Police Department Budget By Appropriating From The State Of Alaska Department Of Transportation Funds In The Amount Of \$50,000 For Construction Zone Enforcement.

C. Resolutions

1. **Resolution Serial No. 06-33:** In Support Of The Food Bank Of Alaska's Capital Appropriation Request. (Sponsored by Mayor Keller)
2. **Resolution Serial No. 06-34:** Authorizing The Mayor To Execute A Maintenance Agreement With The State Of Alaska Department Of Transportation And Public Facilities Regarding Improvements In Conjunction With The Parks Highway Project From Crusey Street To Lucus Road.
3. **Resolution Serial No. 06-35:** Authorizing The Mayor To Execute A Maintenance Agreement With The State Of Alaska Department Of Transportation And Public Facilities Regarding Improvements In Conjunction With The Highway Safety Improvement Program (HSIP) Project At Lucille Street And East Nelson Avenue

D. Action Memorandums

1. **AM No. 06-31:** Award Of Contract To Burkhart Croft In The Amount Of \$110,716 For Multi-Use Sports Complex Emergency Kitchen Architectural Services.
2. **AM No. 06-32:** Annual Contract Renewal For Big Dipper Construction In The Amount Of \$520,800 For FY07 Equipment Rental Services.
3. **AM No. 06-33:** Contract Award To McKenna Brothers In The Amount Of \$153,101 For 2006 Collector Road Strip Paving.

IX. UNFINISHED BUSINESS

- A. **Ordinance Serial No. 06-22:** Amending WMC 2.04.035, Compensation And Reimbursement For City Council Members. (Sponsored by Council Member Menard) (Postponed From June 12, 2006; Motion To Adopt Pending.)

X. NEW BUSINESS

- A. **Resolution Serial No. 06-36:** Approving The Distribution Of A Discretionary Bonus To Eligible Employees.
- B. **Resolution Serial No. 06-37:** Adopting The FY-07 Salary Structure And Pay Ranges In Accordance With WMC 3.55.040 And Repealing Resolution Serial No. 05-28.

XI. COMMUNICATIONS

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 26, 2006 at the Wasilla City Council Chambers, Wasilla, Alaska. Mayor Dianne M. Keller called the meeting to order at 7 p.m.

II. ROLL CALL

Council Members present and establishing a quorum were:

Mr. Howard O'Neil, Seat A, Deputy Mayor
Ms. Diana Straub, Seat B (exited the meeting at 7:43 p.m.)
Mr. Steve Menard, Seat C
Mr. Marty Metiva, Seat D
Mr. Ron Cox, Seat E
Mr. Mark Ewing, Seat F

Staff in attendance were:

Ms. Kristie Smithers, City Clerk
Ms. Jamie Newman, Deputy Clerk
Ms. Sandra Garley, Deputy Administrator
Mr. Archie Giddings, Public Works Director
Mr. Tom Klinkner, City Attorney
Mr. Ted Leonard, Director of Finance and Administrative Services
Mr. Don Savage, Police Chief
Mr. Bruce Urban, Recreation and Cultural Services Manager

IV. APPROVAL OF AGENDA

Mayor Keller inquired if there adjustments to the agenda.

Council Member Straub requested to move Ordinance Serial No. 06-27 as the first item of business before commission and agency reports as she will need to leave the meeting early due to a family illness. No objection was raised.

GENERAL CONSENT: The agenda was approved as amended with no objection raised.

PUBLIC HEARING (continued on page 4)

- A. **Ordinance Serial No. 06-27:** Authorizing The Lease To Spirit Hockey Club, L.L.C. dba Alaska Avalanche Hockey Of Space Within The Multi-Use Sports Complex To Operate A Junior Hockey Team; Authorizing The Mayor To Execute And Deliver The Lease; And Providing For Related Matters.

Mayor Keller opened the public hearing on Ordinance Serial No. 06-27.

The following spoke in favor of Ordinance Serial No. 06-27: Ms. Cheryl Metiva;

The following spoke in opposition to Ordinance Serial No. 06-27: Ms. Anne Kilkenny.

There being no others who wished to present testimony the public hearing closed.

MOTION: Council Member Cox moved to adopt Ordinance Serial No. 06-27.

Discussion moved to the council and questions were asked of the recreation and cultural services manager regarding the proposed lease agreement.

Discussion continued by the council.

Council Member Straub noted minor inconsistencies within the lease agreement and expressed concern about the language in Exhibit F.

The director of finance and administrative services commented on the language in Exhibit F, last sentence in the last paragraph.

The city attorney spoke about insurance liability issues.

Discussion continued and debate ensued.

MOTION: Council Member Straub moved a primary amendment to strike the following language from item 2, in Exhibit B, as follows: The City shall provide [FOR THE INSTALLATION OF] a single dedicated phone line... (Clerk note: CAPS and bracket is language deleted.)

MOTION: Council Member Ewing moved the previous question.

GENERAL CONSENT: The motion passed without objection.

VOTE: The primary amendment passed with Council Members Cox, Ewing, Metiva, O'Neil, and Straub in favor and Council Member Menard opposed.

MOTION: Council Member Menard moved the previous question.

VOTE: The motion passed with Council Members Cox, Ewing, Menard, Metiva, and O'Neil in favor and Council Member Straub opposed.

VOTE: The motion to adopt Ordinance Serial No. 06-27, as amended, passed with Council Members Cox, Ewing, Menard, Metiva, and O'Neil in favor and Council Member Straub opposed.

Council Member Straub exited the meeting at 7:43 p.m.

V. SPECIAL ORDERS OF THE DAY

Mayor Keller presented Miss Taylor Zarnoth with a \$1,000 savings bond and a framed poster donated by the Frontiersman. Miss Zarnoth was the first place winner in the 2006 Arbor Day poster content sponsored by the City of Wasilla.

A. Proclamation Presentation To Police Chief Don Savage.

Mayor Keller presented a proclamation to retiring Police Chief Don Savage for his years of service to the citizens of Wasilla.

VI. COMMISSION AND AGENCY REPORTS

A. Planning Commission

Ms. Sandra Garley, Deputy Administrator:

- noted the commission continues to work on the landscape standards draft; and
- reported on items on the upcoming planning commission regular meeting agenda.

B. Parks and Recreation Commission

Commissioner Maureen McCombs:

- reported on trail development at the Bumpus Equestrian Trail; and
- noted the recent activities of the commission.

C. Airport Advisory Commission

Archie Giddings, Public Works director:

- reported leaseholders at the airport have expressed concern with enforcement at the airport; and
- noted the commission received an airport construction update and suggestions for signage at the airport.

D. Matanuska-Susitna Borough

No report was presented.

E. Greater Wasilla Chamber of Commerce

1. Ms. Cheryl Metiva, Director

Ms. Metiva presented a report highlighting the recent activities of the Chamber of Commerce.

VII. PUBLIC PARTICIPATION

A. Public Hearings (continued from page 1)

1. **Ordinance Serial No. 06-24:** Amending The FY-06 Police Department Budget By Accepting And Appropriating \$29,160 From The State Of Alaska, Alaska Highway Safety Office For Overtime For DUI/Seatbelt Enforcement Campaign From May To September Of 2006.

Mayor Keller opened the public hearing on Ordinance Serial No. 06-24 and there being no one who wished to present testimony the public hearing closed.

MOTION: Council Member Cox moved to adopt Ordinance Serial No. 06-24.

VOTE: The motion passed with Council Members Cox, Ewing, Menard, and Metiva in favor and Council Member O'Neil opposed.

2. **Ordinance Serial No. 06-25:** Amending The FY-06 Budget By Adjusting Capital Improvement Program Expenditure And Revenue Accounts To Closeout Fiscal Year End.

Mayor Keller opened the public hearing on Ordinance Serial No. 06-25 and there being no one who wished to present testimony the public hearing closed.

MOTION: Council Member Cox moved to adopt Ordinance Serial No. 06-25.

VOTE: The motion passed unanimously.

3. **Ordinance Serial No. 06-26:** Providing For The Amendment Of The Fiscal Year 2007 Budget By Appropriating Funds To The Capital Project And Enterprise Funds For Construction Projects.

Mayor Keller opened the public hearing on Ordinance Serial No. 06-26.

The following spoke in favor of Ordinance Serial No. 06-26: Ms. Lee Anne Crafton, Wasilla Little League; Ms. Julie Ede, Friends of Wasilla Library; and Ms. Margaret Heaven.

There being no others who wished to present testimony the public hearing closed.

MOTION: Council Member Cox moved to adopt Ordinance Serial No. 06-26.

The director of public works presented an overview of the FY-07 Capital Improvement Project budget.

Discussion moved to the council.

Council Member Menard noted that he is a board member for Wasilla Little League and questioned the possibility of a conflict of interest. The city attorney stated that he does not believe a conflict exists as Council Member Menard is not financially compensated for his volunteer service to the Little League organization. No objection was raised by the council.

Discussion continued.

VOTE: The motion to adopt Ordinance Serial No. 06-26 passed unanimously.

B. Persons to be Heard

1. Mr. Hans Svendson:

Mr. Svendson:

- spoke in opposition to Ordinance Serial No. 06-22;
- shared information on the Federal Clear Air Act as it relates to sever dust caused by off-road vehicles; and
- expressed concern about the damage caused to property by off-road vehicles.

2. Ms. Dianne Woodruff:

Ms. Woodruff:

- spoke in opposition to Ordinance Serial No. 06-22;
- spoke in opposition to a flat rate of compensation for elected officials; and
- spoke in support of elected officials paying for their own medical insurance benefits.

3. Mr. Colleen Cottle

Ms. Cottle:

- spoke in opposition to a flat rate of compensation for elected officials;
- stated serving on the city council is a form of community service; and
- spoke in opposition to city elected officials receiving health insurance benefits from the city at no cost.

4. Ms. Chris Tyree

Ms. Tyree:

- stated her opposition to increased taxes;
- questioned how the city is assisting the homeless and under privileged population; and
- stated her support of prayer at public meetings.

5. Mr. John Luburger

Mr. Luburger:

- expressed the difficulty he experiences in hiring people to work as laborers.

6. Mr. Ron Hipstep

Mr. Hipstep:

- expressed concern about the police department acting as a paramilitary organization which he believes is in conflict with the State Constitution.

7. Ms. Anne Kilkenny

- spoke in opposition to a flat rate of compensation for elected officials;
- spoke in support of raising the rate of compensation for council members to \$100 per meeting; and
- requested clarification on Resolution Serial No. 06-33.

VIII. CONSENT AGENDA

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3. **AM No. 06-33:** Contract Award To McKenna Brothers In The Amount Of \$153,101 For 2006 Collector Road Strip Paving.

The city clerk read the consent agenda into the record.

MOTION: Council Member Cox moved to adopt the consent agenda.

GENERAL CONSENT: The motion passed without objection.

IX. UNFINISHED BUSINESS

- A. **Ordinance Serial No. 06-22:** Amending WMC 2.04.035, Compensation And Reimbursement For City Council Members. (Sponsored by Council Member Menard) (Postponed From June 12, 2006; Motion To Adopt Pending.)

PENDING MOTION: Council Member Menard moved to adopt Ordinance Serial No. 06-22. (Motion on the floor from the June 12, 2006 Regular City Council Meeting)

Discussion followed and debate ensued.

The council requested a 10-minute recess. No objection was raised.

The council recessed at 9:16 p.m. and reconvened at 9:26 p.m.

Discussion continued.

MOTION: Council Member Menard moved the previous question.

GENERAL CONSENT: The motion passed without objection.

VOTE: The motion to adopt Ordinance Serial No. 06-22 passed with Council Members Cox, Menard, Metiva, and O'Neil in favor and Council Member Ewing opposed.

X. NEW BUSINESS

- A. **Resolution Serial No. 06-36:** Approving The Distribution Of A Discretionary Bonus To Eligible Employees.

MOTION: Council Member Ewing moved to adopt Resolution Serial No. 06-36.

The director of finance and administrative services spoke about the proposed discretionary bonus.

The city attorney spoke about why elected officials participating in the city's health insurance program are ineligible to receive the discretionary bonus.

Discussion followed by the council.

VOTE: The motion to adopt Resolution Serial No. 06-36 passed unanimously.

- B. **Resolution Serial No. 06-37:** Adopting The FY-07 Salary Structure And Pay Ranges In Accordance With WMC 3.55.040 And Repealing Resolution Serial No. 05-28.

MOTION: Council Member Cox moved to adopt Resolution Serial No. 06-37.

The director of finance and administrative services spoke about the city's compensation structure.

Discussion moved to the council.

MOTION: Council Member Menard moved the previous question.

GENERAL CONSENT: The motion passed without objection.

VOTE: The motion to adopt Resolution Serial No. 06-37 passed unanimously.

XI. COMMUNICATIONS

No items were presented under communications.

XII. AUDIENCE COMMENTS

Ms. Colleen Cottle:

- spoke about the municipal code in relation to unexcused absences for council members;
- suggested that the council begin regular meetings at 6 p.m.;
- spoke about the impact of taxes to senior citizens on a fixed income; and
- stated noise from the Wonderland Festival was excessive.

Mr. John Luburger:

- commented on health insurance benefits offered to council members by the city.

Mr. Hans Svendson:

- spoke about the cost of not enforcing off-road vehicle laws; and
- requested enforcement of off-road vehicle laws.

Mr. Carl Lund:

- spoke about problems with the platting process for subdivisions in the city.

Ms. Dianne Woodruff:

- spoke about the lack of coordination between the borough and city related to subdivision platting within the city; and
- shared her view on compensation for elected officials.

XIII. MAYOR, CLERK AND ATTORNEY COMMENTS

Mr. Tom Kinkner, City Attorney:

- update the council on issues he has been working on for the city to include the following: the Luper land use enforcement case; sales tax collection matters; uniform building tax exemptions between Wasilla and Palmer; and various code amendments.

Ms. Kristie Smithers, City Clerk:

- noted an appeal has been filed on a decision of the planning commission (Planning Commission Resolution Serial No. 06-15);
- noted the upcoming council meeting schedule; and
- reported on the upcoming candidate filing period.

Mayor Keller:

- invited everyone to attend a potluck for retiring Police Chief Don Savage on July 6, 2006;
- reported that recruitment is underway for the newly created temporary park ranger positions; and
- encouraged everyone to donate blood to the Blood Bank.

XIV. COUNCIL COMMENTS

Council Member Ewing:

- thanked the audience for attending the meeting; and
- spoke about the public process in relation to taxation.

Council Member Menard:

- thanked everyone for attending the city picnic;
- reported on the success of the annual Big Lake Mud Volleyball Tournament that he participated in; and
- spoke about etiquette and decorum that should be followed by elected officials when debating matters.

Council Member Metiva:

- thanked everyone for attending the meeting;
- requested the status of the business survey being conducted by administration;
- requested the hiring timeline for the city planner and economic development planner; and
- thanked Chief Savage for his service to the city.

Council Member O'Neil:

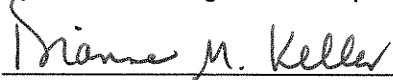
- thanked the audience for attending the meeting;
- apologized to residents for the prolonged land use/kennel issue on Lot 3, Block 5, Bay View Gardens Subdivision;
- thanked Chief Savage for his service to the city; and
- talked about why he voted against Ordinance Serial No. 06-24.

XV. EXECUTIVE SESSION

No executive session was held.

XVI. ADJOURNMENT

With no further business at hand, Mayor Keller adjourned the meeting at 10:33 p.m.



DIANNE M. KELLER
Mayor

ATTEST: 

KRISTIE SMITHERS, MMC
City Clerk

Adopted by the Wasilla City Council on July 10, 2006