

2. **Ordinance Serial No. 11-32:** Accepting and appropriating funds from Alaska State Library Interlibrary Cooperation Grant funded by federal monies from the Institute of Museum and Library Services in the amount of \$3,600 for an e-Readers Pilot Project.

B. Persons to be Heard

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Regular Meeting: September 12, 2011

B. Introduction of Ordinances: Recommended for Public Hearing on October 10, 2011:

1. **Ordinance Serial No. 11-33:** Accepting and appropriating \$550,938 in FY2012 State Legislative Grant Funding for the downtown water station.
2. **Ordinance Serial No. 11-34:** Accepting and appropriating \$200,000 in Federal Aviation Administration Grant Funding and match funding for a Seaplane Base Study at the Wasilla Airport.

C. Resolutions

D. Action Memorandums

IX. UNFINISHED BUSINESS

X. NEW BUSINESS²

A. Introduction of Ordinances: Recommended for Public Hearing on October 10, 2011:

1. **Ordinance Serial No. 11-34:** Accepting and appropriating \$200,000 in Federal Aviation Administration Grant Funding and match funding for a Seaplane Base Study at the Wasilla Airport.

² Ordinance Serial No. 11-34 and Resolution Serial Nos. 11-35, 11-36, 11-38 and 11-39 were removed from the Consent Agenda and addressed separately under New Business.

B. Resolutions

1. **Resolution Serial No. 11-35:** Establishing a Code of Ethics and Conduct for public officials to include the Mayor, City Council, City Clerk, City Attorney, department heads and members of appointed commissions, boards and committees of the City of Wasilla. *(Sponsored by Council Member Sullivan-Leonard)*
2. **Resolution Serial No. 11-36:** Creating an Ethics Tasks Force and prescribing its duties. *(Sponsored by Council Member Sullivan-Leonard)*
3. **Resolution Serial No. 11-38:** Authorizing the Mayor to negotiate and execute all documents for participation in the Library Construction and Mayor Expansion Matching Grant Program.
4. **Resolution Serial No. 11-39:** Approving a lease renewal for the Valley Performing Arts on Lot 1C, Block 2, Wasilla Airpark Subdivision. *(Sponsored by Council Member Sullivan-Leonard)*
5. **Resolution Serial No. 11-40:** Recognizing the Iditapark Complex Property as the Gerrit Heine Snider Memorial Homestead Property.

XI. COMMUNICATIONS

A. Informational Memorandums

B. Commission Minutes

1. Parks and Recreation Commission: August 9, 2011
2. Planning Commission: September 13, 2011

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, September 26, 2011, 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
- Mr. Doug Holler, Deputy Mayor, Seat B
- Ms. Colleen Sullivan-Leonard, Seat D
- Ms. Dianne Woodruff, Seat E
- Mr. Steve Menard, Seat F

Mayor Rupright noted that Ms, Leone Harris, Seat C, was absent and excused.

Staff in attendance were:

- Ms. Kristie Smithers, MMC, City Clerk
- Ms. Amanda E. Charles, CMC, Deputy City Clerk
- Mr. Troy Tankersley, Finance Director
- Mr. Archie Giddings, Public Works Director
- Mr. Gene Belden, Interim Police Chief
- Mr. James Hastings, Recreation and Cultural Services Manager
- Mr. Bert Cottle, Interim Deputy Administrator
- Mr. Richard Payne, City Attorney (*via teleconference*)
- Ms. Tina Crawford, AICP, City Planner

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.

MOTION: Council Member Sullivan-Leonard requested that Resolution Serial Nos. 11-35, 11-36 and 11-39 from the Consent Agenda and addressed separately under New Business.

There was no objection noted.

MOTION: Council Member Dianne Woodruff requested that Ordinance Serial No. 11-34 and Resolution Serial No. 11-38 be removed from the Consent Agenda and addressed separately under New Business.

There was no objection noted.

MOTION: Deputy Mayor Holler requested that Resolution Serial No. 11-40 be removed from the Consent Agenda and addressed separately under New Business.

There was no objection noted.

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. Matanuska-Susitna Borough

No report was provided.

B. Planning Commission

Mr. Bruce Webb, Commissioner spoke to the Planning Commission's last meeting of September 13, 2011.

C. Parks and Recreation Commission

Mr. James Hastings:

- spoke to the Parks and Recreation Commission's last meeting of September 14, 2011;
- presented Mayor Rupright, on behalf of the Wounded Warriors, a United States of America flag that had flown in Afghanistan; and
- explained that it had been presented to the City of Wasilla at the Mat-Su Salute which took place on September 24, 2011, at the Curtis D. Menard Memorial Sports Center.

VII. PUBLIC PARTICIPATION

A. Public Hearings

Ms. Smithers noted that Ordinance Serial Nos. 11-31 and 11-32 would be addressed together.

1. **Ordinance Serial No. 11-31:** Accepting and appropriating funds from Target in the amount of \$2,000 for the 2012 Summer Reading Program.
2. **Ordinance Serial No. 11-32:** Accepting and appropriating funds from Alaska State Library Interlibrary Cooperation Grant funded by federal monies from the Institute of Museum and Library Services in the amount of \$3,600 for an e-Readers Pilot Project.

MOTION: Council Member Menard moved to adopt Ordinance Serial Nos. 11-31 and 11-32.

VOTE: The motion to adopt Ordinance Serial Nos. 11-31 and 11-32 passed unanimously.

B. Persons to be Heard

Mr. Garry Forrester and Ms. Sara Wilson Doyle spoke in favor of Resolution Serial No. 11-39, regarding the approval of a lease for Valley Performing Arts.

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Regular Meeting: September 12, 2011

B. Introduction of Ordinances: Recommended for Public Hearing on October 10, 2011:

1. **Ordinance Serial No. 11-33:** Accepting and appropriating \$550,938 in FY2012 State Legislative Grant Funding for the downtown water station.

C. Resolutions

D. Action Memorandums

There were no action memorandums.

MOTION: Council Member Menard moved to adopt the Consent Agenda as read into the record by the Clerk.

GENERAL CONSENT: There was no objection noted and the Consent Agenda was approved as read into the record.

IX. UNFINISHED BUSINESS

There was no unfinished business.

X. NEW BUSINESS

A. Introduction of Ordinances: Recommended for Public Hearing on October 10, 2011:

1. **Ordinance Serial No. 11-33:** Accepting and appropriating \$200,000 in Federal Aviation Administration Grant Funding and match funding for a Seaplane Base Study at the Wasilla Airport.

MOTION: Council Member Menard moved to introduce and set for public hearing on October 10, 2011 on Ordinance Serial No. 11-33.

Discussion ensued.

VOTE: The motion to introduce and set for public hearing Ordinance Serial No. 11-33 passed unanimously.

B. Resolutions

1. **Resolution Serial No. 11-35:** Establishing a Code of Ethics and Conduct for public officials to include the Mayor, City Council, City Clerk, City Attorney, department heads and members of appointed commissions, boards and committees of the City of Wasilla. (*Sponsored by Council Member Sullivan-Leonard*)
2. **Resolution Serial No. 11-36:** Creating an Ethics Tasks Force and prescribing its duties. (*Sponsored by Council Member Sullivan-Leonard*)

MOTION: Council Member Sullivan-Leonard moved to adopt Resolution Serial Nos. 11-35 and 11-36.

Discussion moved to the Council.

MOTION: Council Member Sullivan-Leonard moved to divide the question.

There was no objection noted.

Discussion resumed.

MOTION: Council Member Menard called for the question (to stop debate).

There was no objection noted.

VOTE: The motion to adopt Resolution Serial No. 11-35 failed with Council Members Katkus, Sullivan-Leonard and Woodruff in favor and Deputy Mayor Holler and Council Member Menard in opposition. *[CLERK'S NOTE: Four affirmative votes shall be required to carry any measure before the Council. WMC 2.04.130.A.]*

Discussion ensued regarding Resolution Serial No. 11-36.

MOTION: Council Member Woodruff moved to involve legal counsel in the Task Force work sessions.

VOTE: The motion to involve legal counsel failed with Council Members Menard and Woodruff in favor and Council Members Katkus, Holler, and Sullivan-Leonard 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 adopt Resolution Serial No. 11-36 passed unanimously.

3. **Resolution Serial No. 11-38:** Authorizing the Mayor to negotiate and execute all documents for participation in the Library Construction and Mayor Expansion Matching Grant Program.

MOTION: Council Member Woodruff moved to adopt Resolution Serial No. 11-38.

Discussion moved to the Council.

VOTE: The motion to adopt Resolution Serial No. 11-38 passed unanimously.

4. **Resolution Serial No. 11-39:** Approving a lease renewal for the Valley Performing Arts on Lot 1C, Block 2, Wasilla Airpark Subdivision. *(Sponsored by Council Member Sullivan-Leonard)*

MOTION: Council Member Katkus moved to adopt Resolution Serial No. 11-39.

Discussion moved to the Council.

MOTION: Council Member Sullivan-Leonard moved a primary amendment to Resolution Serial No. 11-39 to strike "the Rasmuson Foundation and other" from the third WHEREAS clause, to read as follows:

"WHEREAS, grant sources are seeking 30 years or longer commitments for projects that use leased land; and"

There was no objection noted.

VOTE: The motion to adopt Resolution Serial No. 11-39, as amended, passed unanimously.

5. **Resolution Serial No. 11-40:** Recognizing the Iditapark complex Property as the Gerrit Heine Snider Memorial Homestead Property.

MOTION: Deputy Mayor Holler moved to adopt Resolution Serial No. 11-40.

Discussion moved to the Council.

VOTE: The motion to adopt Resolution Serial No. 11-40 passed unanimously.

XI. COMMUNICATIONS

A. Informational Memorandums

There were informational memorandums.

B. Commission Minutes

1. Parks and Recreation Commission: August 9, 2011
2. Planning Commission: September 13, 2011

There was no action taken on the communication item.

XII. AUDIENCE COMMENTS

Ms. Anne Killkenny opined on the duties of a council member.

Mr. John Dewar noted his appreciation for the City Council attempting to adopt a Code of Ethics.

Ms. Colleen Cottle noted her discontent with having a full bar at the Mat-Su Salute.

Mr. Len Betts informed the Council on the upcoming Mat-Su Preparedness Expo taking place on October 1, 2011 at the Willow Community Center from 10 a.m. through 6 p.m.

XIII. MAYOR, CLERK AND ATTORNEY COMMENTS

Ms. Smithers:

- reminded the Council that early voting is currently underway
- noted that the election results would be posted on the City of Wasilla's website; and
- advised the Council that the application to recall was accepted and that the petitions would be available on Thursday, September 29, 2011.

Mr. Payne thanked the Council for their dedication to their city.

XIV. COUNCIL COMMENTS

Council Member Katkus:

- supported adopting a code of conduct to encourage professionalism and a set of standards;
- spoke to consistency and encouraged good will between each other; and
- supported Ms. Cottle's statement regarding the lack of need for a full bar at all events at the Curtis D. Menard Memorial Sports Center.

Deputy Mayor Holler:

- thanked Target, the federal and state governments for their monies to the City of Wasilla; and
- thanked the candidates and members of the audience for their attendance.

Council Member Sullivan-Leonard noted her regret that Resolution Serial No. 11-35 did not pass.

Council Member Menard supported Deputy Mayor Holler's comments regarding clean campaign behavior.

Council Member Woodruff:

- voiced her opinion on ethics;
- spoke to water utility billing and the associated tiers and costs therein;
- commented on an article in the newspaper regarding the disciplinary action of a City employee; and
- supplied information on the accrual of the Mayor's paid time off at the rate of 20 hours per month which she believed was in opposition to the 12 hours per month set forth in the Wasilla Municipal Code.

MOTION: Council Member Woodruff moved to direct staff to change the accrual of paid time off to 12 hours per month and retroactively adjust the amount of accrued leave to reflect 12 hours per month from time of hire in 2008 and the appropriate forfeiture for fiscal year 2010 and 2011 regarding the mayor's accrual of paid time off.

Discussion moved to the Council.

Ms. Smithers suggested that this item be brought forward as an Action Memorandum.

Discussion resumed.

MOTION: Council Member Sullivan-Leonard called for the question (to stop debate).

There was no objection noted.

MOTION: Council Member Woodruff amended her motion to to direct staff to draft an action memorandum to the same effect as her main motion and bring it back at the next meeting, October 10, 2011.

There was no objection noted.

VOTE: The motion directing staff to draft an action memorandum consistent with her main motion passed unanimously.

Council Member Woodruff spoke to public records requests.

Mayor Rupright:

- spoke regarding the inability to produce the public records request in question;
- thanked the Wounded Warriors for the flag which flew over Afghanistan; and
- touched on producing documents during an ongoing investigation.

XV. EXECUTIVE SESSION

There was no executive session held.

XVI. ADJOURNMENT

With no further business at hand, Mayor Rupright adjourned the meeting at 7:12 p.m.

ATTEST:



KRISTIE SMITHERS, MMC, City Clerk


VERNE E. RUPRIGHT, Mayor

Minutes approved: October 10, 2011