



CITY OF
WASILLA
ALASKA

MAYOR

Verne E. Rupright

COUNCIL

Taffina Katkus, Seat A
Leone Harris, Seat C
Dianne Woodruff, Seat E

Douglas W. Holler, Deputy Mayor, Seat B
Colleen Sullivan-Leonard, Seat D
Steve Menard, Seat F

**WASILLA CITY COUNCIL
MEETING AGENDA**

WASILLA CITY COUNCIL CHAMBERS

Wasilla City Hall, 290 E. Herning Avenue, Wasilla, AK 99654
907.373.9090 www.cityofwasilla.com

REGULAR MEETING

6 P.M.

JANUARY 23, 2012

I. CALL TO ORDER

II. ROLL CALL

III. PLEDGE OF ALLEGIANCE

IV. APPROVAL OF AGENDA¹

V. SPECIAL ORDERS OF THE DAY

- A. Proclamation honoring Robert DeBerry, Doris Armstrong, and Laura Cox for lifesaving efforts.

VI. COMMISSION AND AGENCY REPORTS

- A. Planning Commission
- B. Parks and Recreation Commission

VII. PUBLIC PARTICIPATION

- A. Public Hearings

¹ Ordinance Serial No. 12-10 was removed from the agenda at the request of Administration.

1. **Ordinance Serial No. 12-02:** Repealing Resolution Serial No. 11-36 and creating an Ethics Task Force and prescribing its duties. *(Sponsored by Council Member Woodruff)*
2. **Ordinance Serial No. 12-03:** Amending the FY2012 Youth Court budget by accepting and appropriating \$6,000 in contributions and donations to cover expenditures for travel.
3. **Ordinance Serial No. 12-04:** Amending the FY2012 Youth Court budget by accepting and appropriating \$50,000 in grant funds from the State of Alaska Department of Commerce and Community Development to cover expenditures for wages and benefits.
4. **Ordinance Serial No. 12-05:** Accepting and appropriating funds from the Edward Byrne Memorial Justice Assistant Grant in the amount of \$12,553 with a match by the City of Wasilla in the amount of \$576 for a project total of \$13,129 for the purchase of illuminated reticle optics, a portable public address system and Taser X-12 less lethal shotguns.
5. **Ordinance Serial No. 12-06:** Amending the FY2012 library budget by accepting and appropriating \$125 from the Pioneers of Alaska Women's Igloo Number 11 President's Choice Award.
6. **Ordinance Serial No. 12-07:** Amending the FY2012 museum budget by accepting and appropriating \$587 from the Alaska Library Association Interlibrary Cooperation Grant Book Repair Workshop reimbursement grant program.
7. **Ordinance Serial No. 12-08:** Adopting a new chapter, WMC 5.14, Investment Policy, and repealing the old Chapter 5.12, Investment Policy.
8. **Ordinance Serial No. 12-09:** Amending the official Zoning Map for the City of Wasilla, Alaska, to change the zoning district from rural residential to commercial, for approximately 36 acres, consisting of a portion of Lot A4, within Section 7, and a portion of Lot B4, within Section 18, Township 17 North, Range 01 West, Seward Meridian, Alaska; generally located north of the Parks Highway and west and east of Church Road.

B. Persons to be Heard

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Regular Meeting: January 9, 2012

B. Introduction of Ordinances: Recommended for Public Hearing on February 13, 2012:

1. ~~**Ordinance Serial No. 12-10:** Amending WMC 3.60.020.B, Flex Time, to clarify designated period must be within the same scheduled working day.~~

C. Resolutions

1. **Resolution Serial No. 12-05:** Adopting a Drinking Water Source Protection Plan.

D. Action Memorandums

1. **AM No. 12-05:** Authorization to award contract to Kendall Ford, in the amount of \$77,969, for the purpose of the procurement of three police vehicles.

IX. UNFINISHED BUSINESS

X. NEW BUSINESS

XI. COMMUNICATIONS

A. Informational Memorandums

1. **IM No. 12-02:** Monthly financial reports for the period ending November 2011 to include the month-to-date expenditure report, and expenditures greater than \$5,000.

B. Commission Minutes

1. Parks and Recreation Commission: December 14, 2011
2. Planning Commission: January 10, 2012

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, January 23, 2012, at the Wasilla City Council Chambers, Wasilla, Alaska. Mayor Verne E. Rupright called the meeting to order at 6:03 p.m.

II. ROLL CALL

Council Members present and establishing a quorum were:

Ms. Taffina Katkus, Seat A
Mr. Douglas Holler, Deputy Mayor, Seat B
Ms. Leone Harris, Seat C
Ms. Colleen Sullivan-Leonard, Seat D
Ms. Dianne Woodruff, Seat E
Mr. Steve Menard, Seat F (*via telephone*)

Staff in attendance were:

Ms. Kristie Smithers, City Clerk
Ms. Amanda E. Charles, Deputy 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

III. PLEDGE OF ALLEGIANCE

Mayor Rupright asked Mr. Alvah Clark Buswell, III, Planning Commissioner, to lead the Pledge of Allegiance.

IV. APPROVAL OF AGENDA

Mayor Rupright:

- removed Ordinance Serial No. 12-10, regarding flex time, from the agenda because it needed further review; and
- asked if there were any further changes to the agenda.

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

V. SPECIAL ORDERS OF THE DAY

- A. Proclamation Honoring Robert DeBerry, Doris Armstrong, and Laura Cox for lifesaving efforts.

Mayor Rupright presented proclamations to Mr. Robert DeBerry, Ms. Doris Armstrong (not present) and Ms. Laura Cox honoring their lifesaving efforts of Mr. John Buckley.

Mayor Rupright asked for a moment of silence in recognition of the life of Mr. Erling Nelson who recently passed away.

VI. COMMISSION AND AGENCY REPORTS

- A. Planning Commission

Mr. Alavah Clark Buswell, III, Commissioner, provided a brief overview of their January 10, 2012, Planning Commission meeting.

- B. Parks and Recreation Commission

Mr. James Hastings provided a brief overview of the January 13, 2012, Parks and Recreation Commission meeting.

- C. Friends of the Wasilla Public Library

Ms. Jeanne Troyshynski:

- spoke to the Idita-Read Challenge; and
- noted that a charitable donation could be given via Pick-Click-Give when you apply online for your Permanent Fund Dividend.

VII. PUBLIC PARTICIPATION

- A. Public Hearings

1. **Ordinance Serial No. 12-02:** Repealing Resolution Serial No. 11-36 and creating an Ethics Task Force and prescribing its duties. *(Sponsored by Council Member Woodruff)*

Mayor Rupright opened the public hearing on Ordinance Serial No. 12-02.

Ms. Mary Kvalheim opined that council members should not be members of the Ethics Task Force.

There being no others present who wished to speak, Mayor Rupright closed the public hearing and discussion moved to the Council.

MOTION: Council Member Woodruff moved to adopt Ordinance Serial No. 12-02.

Discussion ensued.

MOTION: Council Member Woodruff moved a primary amendment to:

The fifth WHEREAS clause, to replace the words "two City of Wasilla council members and three" with the word "five" and to read as follows:

"WHEREAS, to provide balanced view on the standards of ethics the Task Force shall be composed of five City of Wasilla residents; and"

The seventh WHEREAS clause, to delete the words "that WMC 2.44.030(A) shall not apply to the Task Force Members who are Council Members, who shall be chosen among themselves by the council, and except" and to read as follows:

"WHEREAS, the Task Force shall be subject to the provisions of WMC 2.44, Boards and Commissions Generally, except for the provisions of WMC 2.44.040(B); and"

Section 2. Purpose, to delete the words "members as follows:

- A. Two City Council members; and
- B. Three"

and to read as follows:

"Section 2. Purpose. The Ethics Task Force is hereby created for the purpose of gathering information and making recommendations to the City Council concerning a code of ethics for the City of Wasilla. Furthermore, the Task Force shall forwards its recommendations to the Council; and the Task Force shall consist of five City of Wasilla residents."

VOTE: The primary amendment passed unanimously.

VOTE: The motion to adopt Ordinance Serial No. 12-02(AM) passed unanimously.

Ms. Smithers noted that Ordinance Serial Nos. 12-03, 12-04, 12-05, 12-06 and 12-07 would be taken together in one motion.

2. **Ordinance Serial No. 12-03:** Amending the FY2012 Youth Court budget by accepting and appropriating \$6,000 in contributions and donations to cover expenditures for travel.

3. **Ordinance Serial No. 12-04:** Amending the FY2012 Youth Court budget by accepting and appropriating \$50,000 in grant funds from the State of Alaska Department of Commerce and Community Development to cover expenditures for wages and benefits.
4. **Ordinance Serial No. 12-05:** Accepting and appropriating funds from the Edward Byrne Memorial Justice Assistant Grant in the amount of \$12,553 with a match by the City of Wasilla in the amount of \$576 for a project total of \$13,129 for the purchase of illuminated reticle optics, a portable public address system and Taser X-12 less lethal shotguns.
5. **Ordinance Serial No. 12-06:** Amending the FY2012 library budget by accepting and appropriating \$125 from the Pioneers of Alaska Women's Igloo Number 11 President's Choice Award.
6. **Ordinance Serial No. 12-07:** Amending the FY2012 museum budget by accepting and appropriating \$587 from the Alaska Library Association Interlibrary Cooperation Grant Book Repair Workshop reimbursement grant program.

Mayor Rupright opened the public hearing on Ordinance Serial Nos. 12-03, 12-04, 12-05, 12-06 and 12-07. There being no one present who wished to speak, Mayor Rupright closed the public hearing and discussion moved to the Council.

MOTION: Council Member Sullivan-Leonard moved to adopt Ordinance Serial Nos. 12-03, 12-04, 12-05, 12-06 and 12-07.

Discussion ensued regarding Ordinance Serial No. 12-05.

VOTE: The motion to adopt Ordinance Serial Nos. 12-03, 12-04, 12-05, 12-06 and 12-07 passed unanimously.

7. **Ordinance Serial No. 12-08:** Adopting a new chapter, WMC 5.14, Investment Policy, and repealing the old Chapter 5.12, Investment Policy.

Mr. Tankersley provided a staff report.

Mayor Rupright opened the public hearing on Ordinance Serial No. 12-08. There being no one present who wished to speak, Mayor Rupright closed the public hearing and discussion moved to the Council.

MOTION: Council Member Sullivan-Leonard moved to adopt Ordinance Serial No. 12-08

VOTE: The motion to adopt Ordinance Serial No. 12-08 passed unanimously.

8. **Ordinance Serial No. 12-09:** Amending the official Zoning Map for the City of Wasilla, Alaska, to change the zoning district from rural residential to commercial, for approximately 36 acres, consisting of a portion of Lot A4, within Section 7, and a portion of Lot B4, within Section 18, Township 17 North, Range 01 West, Seward Meridian, Alaska; generally located north of the Parks Highway and west and east of Church Road.

Mayor Rupright opened the public hearing on Ordinance Serial No. 12-09.

Mr. Kevin Baker:

- stated that he represented Mr. Gary Lundgren, landowner;
- spoke to the current zoning request;
- noted that this rezone failed at the Planning Commission level due to a failure for four affirmative votes;
- added that three planning commissioners voted in favor and one commissioner was in opposition, the remaining two were absent; and
- asked for the Council's support on Ordinance Serial No. 12-09.

Ms. Tina Crawford, City Planner, provided a staff report.

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

MOTION: Council Member Woodruff moved to adopt Ordinance Serial No. 12-09.

Discussion ensued.

VOTE: The motion to adopt Ordinance Serial No. 12-09 failed with Council Members Holler, Katkus and Sullivan-Leonard in opposition and Council Members Harris, Menard and Woodruff in favor. *[CLERK'S NOTE: Per WMC 2.04.130, four affirmative votes shall be required to carry any measure before the Council.]*

(The regular meeting recessed at 7:13 p.m. and reconvened at 7:20 p.m.)

B. Persons to be Heard

Ms. Elsie O'Bryan commented on the Friendship Christmas Dinner which took place on December 25, 2011, at the Curtis D. Menard Memorial Sports Center and served approximately 2,850 people.

Ms. Heather Vest:

- spoke to an incident which occurred at the Curtis D. Menard Memorial Sports Center (Sports Center) on Saturday night, January 21, 2012;
- explained to the City Council the events surrounding the incident which involved her minor child; and
- asked the City Council to ban alcohol sales when there are simultaneous events occurring at the Sports Center where children may be present.

Council Member Woodruff requested an action plan be brought forward from administration regarding the security at the Sports Center when there are mixed events where alcohol sales will be available at one or both of those events.

Deputy Mayor Holler additionally requested a complete follow-up of this situation.

There was no objection noted to either request.

Council Member Katkus requested the Mayor look into how to promote events at the Sports Center without having liquor sales.

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

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B. Introduction of Ordinances: Recommended for Public Hearing on January 23, 2012:

~~1. **Ordinance Serial No. 12-10:** Amending WMC 3.60.020.B, Flex Time, to clarify designated period must be within the same scheduled working day.~~

C. Resolutions

1. **Resolution Serial No. 12-05:** Adopting a Drinking Water Source Protection Plan.

D. Action Memorandums

1. **AM No. 12-05:** Authorization to award contract to Kendall Ford, in the amount of \$77,969, for the purpose of the procurement of three police vehicles.

MOTION: Council Member Woodruff 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 presented.

IX. UNFINISHED BUSINESS

There was no unfinished business.

X. NEW BUSINESS

There was no new business.

XI. COMMUNICATIONS

A. Informational Memorandums

1. **IM No. 12-02:** Monthly financial reports for the period ending November 2011 to include the month-to-date expenditure report, and expenditures greater than \$5,000.

B. Commission Minutes

1. Parks and Recreation Commission: December 14, 2011
2. Planning Commission: January 10, 2011

There was no action taken on the communication items.

XII. AUDIENCE COMMENTS

There were no comments provided.

XIII. MAYOR, CLERK AND ATTORNEY COMMENTS

Mr. Payne:

- provided an update on the firing range appeal; and
- commented on the proclamation that was presented this evening.

Ms. Smithers:

- noted that early voting is currently occurring in the Clerk's Office between the hours of 8 a.m. and 5 p.m., Monday through Friday, and on Saturday, February 4, 2012, from 10 a.m. to 2 p.m.;
- commented on Alaska Public Offices Commission (APOC) reporting; and
- noted that there was training available on the new APOC requirements this Thursday, January 26, 2012, at the Regan Building on the Palmer-Wasilla Highway.

XIV. COUNCIL COMMENTS

Council Member Katkus:

- stated that she was saddened by the events that went on at the Sports Center this weekend;
- opined that alcohol sales have to stop at the Sports Center;
- stated that the City should not promote events that have alcohol sales; and
- commented on the volunteers who participated in the Christmas Friendship Dinner.

Deputy Mayor Holler stated that he would be working with Mr. Hastings on several issues he has.

Council Member Sullivan-Leonard commented on the passing of Mr. Erling Nelson.

Council Member Woodruff:

- spoke to the proclamation that was presented this evening;
- noted that Mr. Erling Nelson would be missed;
- stated that alcohol sales at the Sports Center is a liability issue; and
- commented on the Christmas Friendship Dinner and their Christian beliefs.

Council Member Harris:

- stated that she was appalled at the events of that occurred at the Sports Center over the weekend;
- extended her apology to Ms. Heather Vest; and
- inquired who had the caterers permit for the sale of alcohol at the Sports Center.

Mr. Hastings stated that it was The Mugshot.

Council Member Menard:

- noted that the Council and the City can learn from the event which took place at the Sports Center so it does not happen again in the future; and
- extended his apologies to Ms. Heather Vest.

Mayor Rupright:

- stated that the Whispering Woods Subdivision has contacted the City and would like to be annexed into the City;
- noted that the City of Wasilla will be challenging the U.S. Census' accounting of the City's population; and
- noted that the Police Chief is investigating the event which happened at the Sports Center.

XV. EXECUTIVE SESSION

There was no executive session held.


XVI. ADJOURNMENT

With no further business at hand, Mayor Rupright adjourned the meeting at 8:24 p.m.



VERNE E. RUPRIGHT, Mayor

ATTEST:



KRISTIE SMITHERS, MMC, City Clerk

Minutes approved: February 13, 2012