



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
Vacant, 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.

MARCH 12, 2012

I. CALL TO ORDER

II. ROLL CALL

III. PLEDGE OF ALLEGIANCE

IV. APPROVAL OF AGENDA¹

V. SPECIAL ORDERS OF THE DAY

VI. COMMISSION AND AGENCY REPORTS

- A. Steve Colligan, Matanuska-Susitna Borough Assembly Member
- B. Planning Commission
- C. Council Member Katkus and Dr. Craig Smith, USDA, Community Garden Project

¹ Resolution Serial No. 12-10 and AM No. 12-11 were removed from the Consent Agenda and addressed separately under New Business.

VII. PUBLIC PARTICIPATION

A. Public Hearings

1. **Ordinance Serial No. 12-10:** Amending FY2012 Budget by appropriating \$30,000 for estimated road maintenance costs through June 30, 2012.
 - a. **AM No. 12-09:** Contract amendment to Big Dipper Construction in the amount of \$50,000 for road maintenance services through June 30, 2012.

B. Persons to be Heard

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Regular Meeting: February 27, 2012

B. Introduction of Ordinances: Recommended for Public Hearing on April 9, 2012:

C. Resolutions

1. **Resolution Serial No. 12-09B:** Supporting the transfer of Lake Lucile Park and committing the City to maintaining the park in perpetuity in conformance with the provisions of the Land and Water Conservation Fund Program.

D. Action Memorandums

1. **AM No. 12-10:** Contract amendment to USKH, Inc., in the amount of \$249,676 for Aviation Avenue extension engineering services.
2. **AM No. 12-12:** Contract amendment to R&M Consultants, Inc., in the amount of \$285,526 for Nelson Avenue engineering services.

IX. UNFINISHED BUSINESS

- A. **AM No. 12-08(SUB):** Appointment of Wasilla City Council Member for Seat F. *(Continued from the February 27, 2012, Regular City Council Meeting.) [CLERK'S NOTE: The Council may choose to enter into Executive Session for subjects that tend to prejudice the reputation and character of any person, provided the person may request a public discussion; specifically to select an applicant to fill Council Seat F.]*

X. NEW BUSINESS

- A. **Resolution Serial No. 12-10:** Amending the City of Wasilla Public Employees' Retirement System Plan to include the position of Recreational and Cultural Services Manager in the City of Wasilla Public Employees' Retirement System plan pursuant to AS 39.35.
- B. **AM No. 12-11:** Contract amendment to Hattenburg, Dilley and Linnell in the amount of \$811,367 for South Mack Drive-Clapp Road extension right of way acquisition services and final engineering.

XI. COMMUNICATIONS

- A. Informational Memorandums
 - 1. **IM No. 12-05:** Monthly financial reports for the period ending January 2012 to include the month-to-date expenditure report.
 - 2. **IM No. 12-06:** State of Alaska Department of Commerce Community and Economic Development, Fiscal Year 13 Population Determination.
- B. Commission Minutes
 - 1. Planning Commission: February 28, 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, March 12, 2012, 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. Douglas Holler, Deputy Mayor, Seat B
- Ms. Leone Harris, Seat C
- Ms. Colleen Sullivan-Leonard, Seat D
- Ms. Dianne Woodruff, Seat E
- Vacant, Seat F

Staff in attendance were:

- Ms. Amanda E. Charles, Deputy Clerk
- Ms. Tammy Ostrom, Secretary
- Mr. Troy Tankersley, Finance Director
- Mr. Archie Giddings, Public Works Director
- Mr. James Hastings, Recreation and Cultural Services Manager
- Mr. Gene Belden, Interim Police Chief
- Mr. Richard Payne, City Attorney
- Mr. Bert Cottle, 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. 12-10 and AM No. 12-11 be removed from the Consent Agenda and placed 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. Steve Colligan, Matanuska-Susitna Borough Assembly Member

Assemblymember Colligan, District Four:

- provided an update on the Borough budget;
- noted that the school bonds passed as well as the ethics ordinance;
- asked the administration to review the ethics ordinance;
- thanked Mayor Rupright and Mr. Cottle for attending the Borough meetings;
- stated that the Borough Assembly wants to see a financial structure for the funding of a new Wasilla library before moving forward;
- advised those present that the Borough had removed the aircraft tax;
- briefed the Council on the Borough legislative requests;
- noted his appreciation for the collective legislative requests from the Borough and the City;
- provided an update on the rail extension;
- added that the Assembly is aware that the City will not be renewing their lease for the firehouse located at the corner of Herning Avenue and Main Street; and
- advised that they are discussing the situation with Borough administration.

B. Planning Commission

Mr. Steve DeHart, Commissioner, provided an update of their February 28, 2012, regular meeting.

C. Council Member Katkus and Dr. Craig Smith, USDA, Community Garden Project

Mr. Smith provided a brief presentation on community gardens throughout the state.

VII. PUBLIC PARTICIPATION

A. Public Hearings

1. **Ordinance Serial No. 12-10:** Amending FY2012 Budget by appropriating \$30,000 for estimated road maintenance costs through June 30, 2012.
 - a. **AM No. 12-09:** Contract amendment to Big Dipper Construction in the amount of \$50,000 for road maintenance services through June 30, 2012.

Mayor Rupright opened the public hearing on Ordinance Serial No. 12-10 and AM No. 12-09. There being no one present who wished to speak, Mayor Rupright closed the public hearing and discussion moved to the Council.

Mr. Giddings provided a staff report.

MOTION: Council Member Sullivan-Leonard moved to adopt Ordinance Serial No. 12-11.

VOTE: The motion to adopt Ordinance Serial No. 12-11 passed unanimously.

B. Persons to be Heard

Ms. Faith Springer:

- spoke to the Council regarding issues she has had with the Public Works Department regarding moving forward with the installation of Phase II of the Lakeside Terrace Subdivision sewer line; and
- expressed her frustration that they have not been able to move forward.

Mayor Rupright asked Mr. Giddings to prepare an AM for the Council regarding this matter.

Mr. Bill Bruu:

- asked for a response from the attorney regarding under what authority the Council is allowed to "get in Menard's business"; and
- spoke in favor of appointing Mr. Pat Johnson to the vacant City Council seat.

Mr. John Luburger:

- spoke to issues related to oversized trucking loads in the Anchorage area and their roadways;
- commented on issues that semi drivers with oversized loads encounter when driving through Alaska; and
- opined that a highway is needed between Wasilla and Fairbanks that accommodates the truckers' needs.

VIII. CONSENT AGENDA

A. Minutes of Preceding Meetings:

1. Regular Meeting: February 27, 2012

B. Introduction of Ordinances: Recommended for Public Hearing on April 9, 2012:

C. Resolutions

1. **Resolution Serial No. 12-09B:** Supporting the transfer of Lake Lucile Park and committing the City to maintaining the park in perpetuity in conformance with the provisions of the Land and Water Conservation Fund Program.

D. Action Memorandums

1. **AM No. 12-10:** Contract amendment to USKH, Inc., in the amount of \$249,676 for Aviation Avenue extension engineering services.
2. **AM No. 12-12:** Contract amendment to R&M Consultants, Inc., in the amount of \$285,526 for Nelson Avenue engineering services.

MOTION: Council Member Woodruff moved to adopt the consent agenda as read into the record by the Deputy Clerk.

GENERAL CONSENT: There was no objection noted.

IX. UNFINISHED BUSINESS

- A. **AM No. 12-08(SUB):** Appointment of Wasilla City Council Member for Seat F. *(Continued from the February 27, 2012, Regular City Council Meeting.)*
[CLERK'S NOTE: The Council may choose to enter into Executive Session for subjects that tend to prejudice the reputation and character of any person, provided the person may request a public discussion; specifically to select an applicant to fill Council Seat F.]

Ms. Charles provided a brief overview of where the Council stands in the appointment process and spoke regarding the options before them for proceeding in the selection of a applicant to fill the vacant Council seat, Seat F.

The City Council interviewed the seven applicants; Mr. Patrick Brown, Ms. Jessica Dean, Mr. Steve DeHart, Mr. Patrick Johnson and Ms. Glenda Ledford, Mr. John Luberger and Mr. Brandon Wall.

At the conclusion of the interviews Ms. Charles asked the applicants if they had any objection to being discussed in executive session. There was no objection received from the seven applicants. *[CLERK'S NOTE: Mr. Luberger requested that the Council not discuss his campaign donations during the prior year while in executive session.]*

MOTION: Council Member Dianne Woodruff moved to use the Borda System and accept the results of the Borda System should the Council come to another impasse.

VOTE: The motion failed with Council Members Harris and Sullivan-Leonard in opposition and Council Members Katkus, Holler 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.]*

MOTION: Deputy Mayor Holler moved to enter into Executive Session for subjects that tend to prejudice the reputation and character of any person, provided the person may request a public discussion; specifically to select an applicant to fill Council Seat F.

GENERAL CONSENT: There was no objection noted and the Council, Mayor, Attorney and Deputy Clerk entered into executive session in the Council Conference Room at 9:25 p.m.

MOTION: Deputy Mayor Holler moved to exit executive session.

GENERAL CONSENT: There was no objection noted and the Council exited executive session at 9:25 p.m.

MOTION: Deputy Mayor Holler moved to adopt AM No. 12-08(SUB) and appoint Mr. Brandon Wall to the City Council, Seat F, to serve until the October 2, 2012, Regular Election Results are certified by the City Council.

VOTE: The motion to adopt AM No. 12-08(SUB) passed unanimously.

Ms. Charles had Mr. Wall take the Oath of Office. *[CLERK'S NOTE: After taking the Oath of Office Mr. Wall took his place at the dais and assumed the duties of a council member.]*

X. NEW BUSINESS

A. **Resolution Serial No. 12-10:** Amending the City of Wasilla Public Employees' Retirement System Plan to include the position of Recreational and Cultural Services Manager in the City of Wasilla Public Employees' Retirement System plan pursuant to AS 39.35.

MOTION: Council Member Woodruff moved to adopt Resolution Serial No. 12-10.

Council Member Woodruff questioned the reasoning behind adding the position back into the Public Employees' Retirement System Plan.

Mayor Rupright responded.

Discussion ensued.

MOTION: Council Member Woodruff moved to postpone Resolution Serial No. 12-10 to a time certain of April 9, 2012.

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

There was no objection noted.

VOTE: The motion to postpone Resolution Serial No. 12-10 to a time certain of April 9, 2012, passed with Council Members Katkus, Holler, Wall and Woodruff in favor and Council Members Harris and Sullivan-Leonard in opposition.

B. **AM No. 12-11:** Contract amendment to Hattenburg, Dilley and Linnell in the amount of \$811,367 for South Mack Drive-Clapp Road extension right of way acquisition services and final engineering.

Council Member Woodruff stated that she has a conflict of interest due to the fact that she is the finance chair for one of the properties being affected and asked to be excused from voting on the issue.

Mayor Rupright ruled that Council Member Woodruff did indeed have a conflict of interest and was recused from voting on the issue.

MOTION: Council Member Sullivan-Leonard moved to overrule the ruling of the chair.

VOTE: The motion to overrule the ruling of the chair failed with Council Members Harris, Holler and Sullivan-Leonard in opposition and Council Members Katkus and Wall in favor. *[CLERK'S NOTE: Per WMC 2.04.130, four affirmative votes shall be required to carry any measure before the Council.]*

VOTE: The motion to adopt AM No. 12-11 passed unanimously. *[CLERK'S NOTE: Council Member Woodruff did not vote on AM No. 12-11.]*

XI. COMMUNICATIONS

A. Informational Memorandums

1. **IM No. 12-05:** Monthly financial reports for the period ending January 2012 to include the month-to-date expenditure report.
2. **IM No. 12-06:** State of Alaska Department of Commerce Community and Economic Development, Fiscal Year 13 Population Determination.

B. Commission Minutes

1. Planning Commission: February 28, 2012

There was no action taken on the communication items.

XII. AUDIENCE COMMENTS

Ms. Jeanne Troshynski, Friends of the Library, stated that they would be having a book sale March 22 – 26, 2012.

XIII. MAYOR, CLERK AND ATTORNEY COMMENTS

Ms. Charles:

- reminded the Council of the March 15, 2012, due date for the Alaska Public Offices Commission Financial Disclosure Statements; and
- noted that there was a request from administration for a meeting regarding the City's population determination and noted that March 29, 2012, at 5 p.m. was a suggested date and time for the meeting.

Council Member Wall noted that he would have to attend via teleconference.

There was no objection noted and a special meeting was set for March 29, 2012, at 5 p.m.

Ms. Charles welcomed Council Member Wall to the City Council.

Mr. Payne:

- welcomed Council Member Wall to the City Council; and
- thanked the applicants for their interest in serving on the City Council.

XIV. COUNCIL COMMENTS

Council Member Woodruff:

- welcomed Council Member Wall to the City Council;
- thanked Ms. Troshynski for the report; and
- thanked Council Member Katkus for the presentation from Mr. Smith.

Council Member Katkus:

- thanked the applicants for their interest in serving on the City Council;
- welcomed Council Member Wall to the City Council; and
- thanked Public Works for the wonderful job they've done removing the snow from the road ways throughout the winter.

Council Member Harris

- thanked the applicants for their interest in serving on the City Council; and
- welcomed Council Member Wall to the City Council.

Deputy Mayor Holler:

- thanked the applicants;
- welcomed Council Member Wall to the City Council; and

- inquired as to the status of Phase 2 of the sewer lines for Lakeside Terrace Subdivision.

Mr. Giddings responded.

Deputy Mayor Holler:

- responded to Mr. Bruu's concerns; and
- reiterated Council Member Katkus' remarks regarding the great job Public Works has done removing all the snow from the streets.

Council Member Sullivan-Leonard:

- welcomed Council Member Wall to the City Council
- thanked the applicants for their interest in serving on the City Council; and
- opined that she liked the idea of a community garden.

Council Member Wall:

- extended his appreciation for the Council's support;
- stated that he will work hard to uphold the Council's faith in him;
- noted his favor for the presentation on the community garden;
- supported Council Member Katkus' and Deputy Mayor Holler's comments regarding snow removal.


Mayor Rupright thanked the applicants for their interest in serving on the City Council and encouraged them to stay involved in local government.

XV. EXECUTIVE SESSION

There was no executive session held.

XVI. ADJOURNMENT

With no further business at hand, Mayor Rupright adjourned the meeting at 10:05 p.m.



VERNE E. RUPRIGHT, Mayor

ATTEST:

KRISTIE SMITHERS, MMC, City Clerk

Minutes approved: April 9, 2012